

1734
Intro. Res. No. - 2008
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 8/5/08

**RESOLUTION NO. - 2008, AMENDING RESOLUTION NO.
1357-2007, IN CONNECTION WITH THE BROWNFIELDS
PROGRAM (CAPITAL PROGRAM NUMBER 8223.111)**

WHEREAS, Resolution No. 1357-2007 appropriated \$855,000 in 100% Suffolk County funds; and

WHEREAS, \$50,670 of these appropriated funds are eligible for 90% reimbursement for on-site work and 100% reimbursement for off-site work from the New York State Department of Environmental Conservation (NYSDEC); and

WHEREAS, the reimbursement is to be received pursuant to a State Assistance Contract between the NYS Department of Environmental Conservation and Suffolk County under the Clean Water/Clean Air Bond Act, Environmental Restoration Program, for investigation related to the Former Bellport Gas Station (Site Number E152194); and

WHEREAS, the County is required to first instance fund the entire cost of the project and subsequently receive reimbursement for the State portion based on actual expenditures; now, therefore, be it

1st RESOLVED, that the apportionment of the cost of Capital Project 8223.111 be amended to reflect the additional ninety percent (90%) State assistance for on-site work and one hundred percent (100%) State assistance for off-site work dedicated in the amount of \$46,346; and be it further

2nd RESOLVED, that the current allocation of funding is \$808,654 in County Serial Bonds and \$46,346 in State aid for a total cost of \$855,000

3rd RESOLVED, that the County Comptroller is hereby authorized and directed to limit the serial bond borrowing for the County share to \$808,654; and be it further

4th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to place into a debt service reserve fund any State aid received for this project, that is required to pay down debt service borrowed in excess of the serial bond borrowing limit of \$808,654 the County share; and be it further

5th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept State funding of up to \$46,346; and be it further

6th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total State share of \$46,346; and be it further

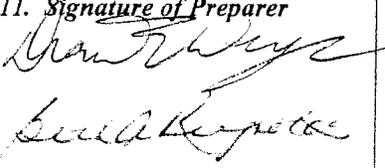
7th RESOLVED, that this Legislature being the lead agency under the State Environmental Quality Review Act ("SEQRA"). Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") Section 617.5 (c) 20 and 27, and the Legislature has no further responsibilities under SEQRA; and be it further

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	Local Law	Charter Law
<input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>		
2. Title of Proposed Legislation Amending Resolution No. 1357-2007, in Connection with the Brownfields Program (Capital Program Number 8223.111)		
3. Purpose of Proposed Legislation This legislation is needed to accept State reimbursement and reduce capital borrowing for capital project 8223.111 Brownfields Program.		
4. Will the Proposed Legislation Have a Fiscal Impact? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Village	School District	Other (Specify):
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Library District	Fire District	
<input type="checkbox"/>	<input type="checkbox"/>	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: The amount of serial bonding necessary for this project will be reduced by the acceptance of this State reimbursement.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. See attached Debt Schedule		
8. Proposed Source of Funding New York State Department of Environmental Conservation and serial bonds		
9. Timing of Impact 2008		
10. Typed Name & Title of Preparer Diane E. Weyer Principal Financial Analyst	11. Signature of Preparer 	12. Date 5/27/08 7/25/08
BETH A. REYNOLDS PRINCIPAL EXECUTIVE ANALYST		

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

GENERAL FUND

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	-\$46,346	-\$0.09		\$0.000

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

	2008 PROPERTY TAX LEVY	2008 COST TO AVG TAXPAYER	2008 AV TAX RATE PER \$100	2008 FEV TAX RATE PER \$1000
TOTAL	-\$46,346	-\$0.09		\$0.000

NOTES:

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

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

HUMAYUN J. CHAUDHRY, D.O., M.S.
Commissioner

May 27, 2008

Ben Zwirn, Deputy County Executive
Office of the County Executive, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

I request the introduction of the enclosed Resolution to amend Resolution No. 1357-2007, in Connection with the Brownfields Program (Capital Program Number 8223.111). The County is required to first fund the entire cost of the project and then receives reimbursement from the State based on actual expenditures. This Resolution is needed to accept State reimbursement and reduce capital borrowing.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Diane Weyer 3-6455. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-Amend CP 8223 Brownfields.doc".

Sincerely yours,

Humayun J. Chaudhry, D.O., M.S.
Commissioner of Health Services

Enclosures

HJC/lw

C: Jim Morgo, Chief Deputy County Executive
Margaret B. Bernel, M.B.A, Director of Health Administrative Services
Matthew Miner, Deputy Commissioner
Vito Minei, P.E., Director of Environmental Quality
Diane E. Weyer, Principal Financial Analyst



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
 1996 CLEAN WATER/CLEAN AIR BOND ACT
 ENVIRONMENTAL RESTORATION PROGRAM
 STATE ASSISTANCE CONTRACT

SCHEDULE A

Scope of Work

Municipality Name: Suffolk County
 Site Name: Former Bellport Gas Station
 Site Address: 1401 Montauk Highway
 Site Number: E152194 Municipality Name:

Contract Number: _____

GENERAL PURPOSE

The general purpose of this project is to undertake all approved activities necessary to complete the Project required by this Contract. Project-specific Work Plans will become a part of and enforceable under this Contract upon approval by the Department.

GENERAL SCOPE

INVESTIGATION:

The Remedial Investigation/Alternatives Analysis Report (RI/AAR) will involve all tasks necessary to investigate the site conditions, determine the public health and environmental impacts of the site, and to utilize this information to develop and evaluate appropriate remedial actions. During the RI/AAR, the Municipality will also remove and properly dispose of contaminants within all containment vessels, such as drums, tanks and transformers, located on the Site.

Specific tasks include: work plan development, site characterization, investigation of off-site impacts, a survey of the site and a metes and bounds description of the site, an exposure assessment, development of alternatives, screening of alternatives, post-screening field work, detailed analysis of alternatives, data validation, and public participation. Data collection and analysis will provide a sufficient basis for the Department to prepare a Proposed Remedial Action Plan (PRAP) and present it to the public.

INVESTIGATION CALCULATION:

	On-site	Off-site	Demolition/Asbestos	Total
Total Eligible Cost:	\$43,236	\$7,434	\$0	\$50,670
Percentage:	90%	100%	50%	N/A
Total SAC Amount:	\$38,912	\$7,434	\$0	\$46,346

Intro. Res. No. 2175-2007 Laid on Table 11/20/2007
 Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 1357 -2007, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE BROWNFIELDS PROGRAM (CP 8223)

WHEREAS, the Commissioner of Health Services has requested the appropriation of funds in connection with the Brownfields Program; and

WHEREAS, these funds will be used to investigate the contamination and remediation of County owned sites returning them to productive use; and

WHEREAS, the following sites will be targeted for investigation of the Canine Kennel, Gabreski APDD/Baumann Bus, Ronkonkoma Wallpaper Factory, Bellport Gas Station, Blue Point Laundry and Eastern Resources Recovery; and

WHEREAS, this project will be conducted under the New York State Department of Environmental Conservation Brownfields Voluntary Cleanup Program; and

WHEREAS, there are sufficient funds within the 2007 Adopted Capital Budget and Program to cover the cost of said request under Capital Program Number 8223; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$855,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty seven (57) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd 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, and 27 of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA; and be it further

3rd RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No. 8223
 Project Title: Brownfields Program

	Total Estimated Cost	Current 2007 Capital Budget and Program	Revised 2007 Capital Budget and Program
1. Planning	\$1,163,700	\$380,000B	\$855,000 B
3. Construction	1,220,000	\$350,000B	\$ 0
4. Site Improvements	\$30,000	\$125,000B	\$ 0
TOTAL	\$2,413,700	\$855,000	\$855,000

and be it further

4th RESOLVED, that the proceeds of \$855,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8223.111 (Fund 001-Debt Service)	40	Planning for the Brownfields Program	\$855,000

DATED: December 18, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: December 24, 2007

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

H. Lee Dennison Building
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, New York 11788-0099
(631) 853-4000

Steve Levy
SUFFOLK COUNTY EXECUTIVE

MEMORANDUM

TO: Mr. Timothy Laube
Clerk of the Legislature

FROM: Ben Zwirn
Deputy County Executive

DATE: July 30, 2008

RE: Resolutions to be Laid on the Table at the August 5, 2008
General Meeting

08-08-30 4:45

General E

1734

- 1. Amending Resolution No. 1357-2007, In Connection With The Brownfields Program (Capital Program Number 8223.111) (08-374)

(1735

- 2. Amending the 2008 Capital Budget and Program and Appropriating Funds in Connection with Intersection Improvements on CR 16, Smithtown Boulevard @ CR 93, Lakeland/Rosevale, Town of Smithtown (CP 5118) (08-438)

RECEIVED BY A. Howard DATE 7/30/08 TIME 4:45p.

BZ:gg
Attachment

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 Health Services
225 Rabro Drive East, Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.):
Diane Weyer
853-6455

Suggestion Involves:

- | | | |
|---|---|--|
| <input type="checkbox"/> Technical Amendment | <input type="checkbox"/> New Program | |
| <input checked="" type="checkbox"/> Grant Award | <input type="checkbox"/> Contract (New <input type="checkbox"/> Rev. <input checkbox"="" type="checkbox/>)</td></tr><tr><td><input type="/> Other | |

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

This legislation is needed to accept State reimbursement and reduce capital borrowing for capital project 8223.111 Brownfields Program. The County is required to first fund the entire cost of the project and then receives reimbursement from the State based on actual expenditures.

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

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

1735

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

Laid on the Table 8/5/08

RESOLUTION NO. 2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH INTERSECTION IMPROVEMENTS ON CR 16, SMITHTOWN BOULEVARD @ CR 93, LAKELAND/ROSEVALE AVENUE, TOWN OF SMITHTOWN (CAPITAL PROGRAM NUMBER 5118)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Intersection Improvements on CR 16, Smithtown Boulevard @ CR 93, Lakeland/Rosevale Avenue; and

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

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$450,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, Resolution No. 42 of 2003 approved by the County Legislature issued a SEQRA Negative Declaration for the project, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty-eight (38) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the 2008 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 3301
Project Title: Safety Improvements at Various Intersections

	Total Est'd Cost	Current 2008 Capital Budget & Program	Revised 2008 Capital Budget & Program
3. Construction	<u>\$6,975,000</u>	<u>\$1,060,000B</u>	<u>\$860,000B</u>
TOTAL	\$13,667,000	\$2,360,000	\$2,160,000

Project No.: 5515
 Project Title: Reconstruction of CR 46, William Floyd Parkway

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
2. Land Acquisition	<u>\$20,000</u>	<u>\$150,000B</u>	<u>\$ 0</u>
TOTAL	\$9,770,000	\$150,000	\$ 0

Project No.: 5168
 Project Title: Reconstruction of CR 11, Pulaski Road

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
3. Construction	<u>\$2,730,000</u>	<u>\$330,000B</u>	<u>\$230,000B</u>
TOTAL	\$3,780,000	\$330,000	\$230,000

Project No.: 5118
 Project Title: Intersection Improvements on CR 16, Smithtown Boulevard @ CR 93,
 Lakeland/Rosevale Avenue

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
3. Construction	<u>\$1,650,000</u>	<u>\$300,000B</u>	<u>\$750,000B</u>
TOTAL	\$2,650,000	\$300,000	\$750,000

and be it further

4th RESOLVED, that the proceeds of \$450,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5118.314 (Fund 001 Debt Service)	50	Intersection Improvements on CR 16, Smithtown Boulevard @ CR 93, Lakeland/Rosevale Avenue	\$450,000

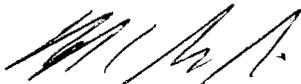
Date:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. 2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH INTERSECTION IMPROVEMENTS ON CR 16, SMITHTOWN BOULEVARD @ CR 93, LAKELAND/ROSEVALE AVENUE, TOWN OF SMITHTOWN (CAPITAL PROGRAM NUMBER 5118)		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE.		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2009		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		July 28th, 2008

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$40,829	\$0.08		\$0.000

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$40,829	\$0.08		\$0.000

NOTES:

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

Suffolk County
Project Name
 General Obligation Serial Bonds
 Level Debt

Term of Bonds: 15
 Amount to Bond: \$450,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2008					
11/1/2008	4.125%	\$22,265.55	\$18,562.50	\$40,828.05	\$40,828.05
			\$8,822.02	\$8,822.02	
11/1/2009	4.125%	\$23,184.00	\$8,822.02	\$32,006.03	\$40,828.05
			\$8,343.85	\$8,343.85	
11/1/2010	4.125%	\$24,140.34	\$8,343.85	\$32,484.20	\$40,828.05
			\$7,845.96	\$7,845.96	
11/1/2011	4.125%	\$25,136.13	\$7,845.96	\$32,982.09	\$40,828.05
			\$7,327.53	\$7,327.53	
11/1/2012	4.125%	\$26,173.00	\$7,327.53	\$33,500.52	\$40,828.05
			\$6,787.71	\$6,787.71	
11/1/2013	4.125%	\$27,252.63	\$6,787.71	\$34,040.34	\$40,828.05
			\$6,225.62	\$6,225.62	
11/1/2014	4.125%	\$28,376.81	\$6,225.62	\$34,602.43	\$40,828.05
			\$5,640.35	\$5,640.35	
11/1/2015	4.125%	\$29,547.35	\$5,640.35	\$35,187.70	\$40,828.05
			\$5,030.94	\$5,030.94	
11/1/2016	4.125%	\$30,766.18	\$5,030.94	\$35,797.11	\$40,828.05
			\$4,396.38	\$4,396.38	
11/1/2017	4.125%	\$32,035.28	\$4,396.38	\$36,431.67	\$40,828.05
			\$3,735.66	\$3,735.66	
11/1/2018	4.125%	\$33,356.74	\$3,735.66	\$37,092.39	\$40,828.05
			\$3,047.67	\$3,047.67	
11/1/2019	4.125%	\$34,732.70	\$3,047.67	\$37,780.38	\$40,828.05
			\$2,331.31	\$2,331.31	
11/1/2020	4.125%	\$36,165.43	\$2,331.31	\$38,496.74	\$40,828.05
			\$1,585.40	\$1,585.40	
11/1/2021	4.125%	\$37,657.25	\$1,585.40	\$39,242.65	\$40,828.05
			\$808.72	\$808.72	
11/1/2022	4.125%	\$39,210.61	\$808.72	\$40,019.33	\$40,828.05
		\$450,000.00	\$162,420.74	\$612,420.74	\$612,420.74



COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive

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

DATE: July 28, 2008

RE: C.P. 5118 – Intersection Improvements on CR 16, Smithtown Boulevard @ CR 93,
Lakeland/Rosevale Avenue, Town of Smithtown

Attached are a draft resolution and duplicate copy to appropriate the sum of \$450,000 for construction in connection with the above referenced project. There are insufficient funds included in the 2008 Capital Budget and Program for this project and, as such, an offset must be provided. It is our intent to utilize \$150,000 in land acquisition funds from C.P. 5515, \$200,000 in construction funds from C.P. 3301 and \$100,000 in construction funds from C.P. 5168.

Resolutions 903 of 2007 and 194 of 2008 appropriated \$1,200,000 in construction funds for this project which will realign the intersection to eliminate the existing jog for northbound traffic on CR 93 proceeding north on Gibbs Pond Road and eliminate the inside left-turn stacking that presently exists. This additional appropriation is necessary for the demolition of a building within the project limits which includes the remediation of hazardous materials and site clean-up.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP 5118.doc".

TL:WH:er
attach.

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

Intro. Res. No. 2330-2002
Introduced by the Presiding Officer

Laid on Table 12/17/2002

RESOLUTION NO. 42 -2003, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED INTERSECTION IMPROVEMENTS ON CR 16, SMITHTOWN BOULEVARD, AT GIBBS POND ROAD, TOWN OF SMITHTOWN, CP 5118, PHASE II

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Intersection Improvements on CR 16, Smithtown Boulevard, at Gibbs Pond Road, Town of Smithtown, CP 5118, Phase II", pursuant to Section 6 of Local Law No. 22-1985 which project involves the improvements to realign the intersection on CR 16, Smithtown Boulevard at Gibbs Pond Road, Town of Smithtown, CP 5118, Phase II; and

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

WHEREAS, at its November 20, 2002 meeting, the CEQ reviewed the EAF and information submitted by the Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the SUFFOLK COUNTY CODE; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated November 27, 2002 of said recommendations;

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

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

1st RESOLVED, that this Legislature hereby determines that the Proposed Intersection Improvements on CR 16, Smithtown Boulevard, at Gibbs Pond Road, Town of Smithtown, CP 5118, Phase II constitutes an unlisted action pursuant to the provisions of Title 6 NYCRR Part 617 and Chapter 279 of the SUFFOLK COUNTY CODE, which project will not have a significant effect on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Section 617.7(c) of Title 6 NYCRR which sets forth thresholds for determining significant effect on the environment;
- 2.) No significant habitats will be affected;
- 3.) The abandoned roadbed of Gibbs Pond Road will be planted to a park-like setting; and
- 4.) Traffic safety will be improved at a high accident location.

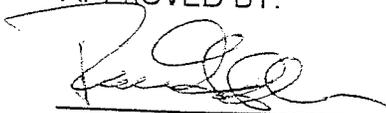
and be it further

2nd **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd **RESOLVED**, that, in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: January 28, 2003

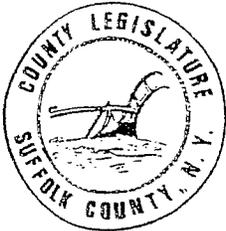
APPROVED BY:



County Executive of Suffolk County

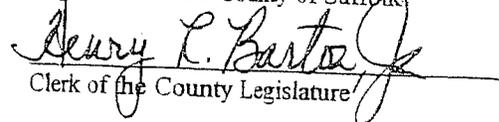
Date of Approval: 2/14/03

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to certify that I, HENRY L. BARTON, JR., Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on **January 28, 2003**, and that the same is a true and correct transcript of said resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk


Clerk of the County Legislature

Intro. Res. No. 1738 -2008
Introduced by Presiding Officer on request of the County Executive

Laid on Table 8/5/2008

RESOLUTION NO. _____ -2008, AUTHORIZING PLANNING STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY WORKFORCE HOUSING PROGRAM

WHEREAS, Article XXXVI of the SUFFOLK COUNTY ADMINISTRATIVE CODE establishes the County's Workforce Housing Program; and

WHEREAS, Section 36-2(C) of said Article authorizes land to be acquired and infrastructure improvements to be made by the County through the use of Capital Bond proceeds (CP 8704 and/or CP 7177); and

WHEREAS, the County Department of Economic Development and Workforce Housing and the Village of Greenport have identified a site known as Suffolk County Tax Map Number 1001-004.00-01.00-023.000 (314 Center Street, Greenport Village, NY) which would be appropriate for development as workforce housing; and

WHEREAS, the Village of Greenport has expressed an interest in partnering with the County of Suffolk to provide workforce housing at this location; now, therefore be it

1st RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this constitutes a Type II action pursuant to Section 617.5(c) (18), (20), (21) and (27) of the NEW YORK CODE OF RULES AND REGULATIONS (NYCRR) in that the resolution authorizes information collection and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action and because the resolution constitutes routine or continuing agency administration; since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that this Legislature hereby finds that the parcel known as SCTM# 1001-004.00-01.00-023.000 (314 Center Street, Greenport Village, N.Y.) meets the acquisition and infrastructure funding requirements of the County Workforce Housing Program and the need to fill the critical shortage of workforce housing in Suffolk County; and be it further

3rd RESOLVED, that the Director of Affordable Housing within the Suffolk County Department of Economic Development and Workforce Housing, is hereby authorized, empowered and directed, pursuant to Section 14-10(B) of the SUFFOLK COUNTY CHARTER, to plan for the acquisition of and/or infrastructure improvements for the parcels listed herein below:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER:</u>
No. 1	District 1001 Section 004.00 Block 02.00 Lot 023.000	.33	Jill Carsten Gordon
	314 Center Street Greenport Village, New York 11944		

and be it further

4th **RESOLVED**, that the County Department of Economic Development and Workforce Housing, the Division of Real Property Acquisition and Management, and the County Department of Law are hereby authorized, empowered and directed to take such other actions as may be necessary and appropriate to accomplish such planning purposes, including, but not limited to, securing appraisals, surveys, engineering reports, environmental audits, title search and to utilize such valid appraisals for the subject parcels as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

5th **RESOLVED**, that the Director of Affordable Housing within the Suffolk County Department of Economic Development and Workforce Housing is hereby authorized, empowered and directed to take such other actions as may be necessary and appropriate to process such application; and be it further

6th **RESOLVED**, that the County of Suffolk may reimburse any municipality, whose appraisal is utilized for the above-described purpose, for the cost of obtaining such appraisal in the event that the County elects to utilize such appraisals for the subject parcel; and be it further

7th **RESOLVED**, that any unencumbered, unallocated funds available upon the execution of a binding Development Agreement and/or Infrastructure Development Agreement between the County of Suffolk and the Village of Greenport or other applicable party, shall be appropriated to future and subsequent Workforce Housing Program projects.

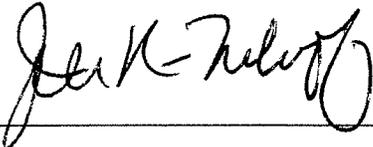
DATED: , 2008

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: 2008

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation Authorizing Planning steps for implementation of Suffolk County Workforce Housing Program at SCTM# 1001-004.00-02.00-023.000 (314 Center Street, Greenport Village, NY)		
3. Purpose of Proposed Legislation See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ 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.		
8. Proposed Source of Funding		
9. Timing of Impact		
10. Typed Name & Title of Preparer Jill Rosen-Nikoloff Director of Affordable Housing	11. Signature of Preparer 	12. Date August 4, 2008

SCIN FORM 175b (10/95)

MAYOR

DAVID NYCE
Ext. 215

TRUSTEES

DEPUTY MAYOR
GEORGE HUBBARD, JR.

VALERIE SHELBY

MICHAEL OSINSKI

WILLIAM SWISKEY



CLERK

SYLVIA LAZZARI PIRILLO
Ext. 206

236 THIRD STREET
GREENPORT, NEW YORK 11944

Tel: (631) 477-0248
Fax: (631) 477-1877

July 29, 2008

Ms. Jill Rosen-Nikoloff
Suffolk County Department of Economic Development
and Work Force Housing
H. Lee Dennison Building - 2nd Floor
Hauppauge, NY 11788-4888

Dear Jill:

Please consider this letter a formal statement of support for the county's initiative to assist in the purchase of properties for work force housing projects.

I am familiar with the project in Greenport that you are working on with the CLT. Without being specific to this project, I fully endorse the county's support of work force housing programs. So long as the Village of Greenport retains the final say in regards to planning and zoning, we kindly welcome the county's help, and sincerely offer whatever assistance we may provide.

Thank you again.

With best regards,

David Nyce
Mayor

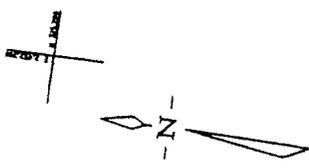
A handwritten signature in black ink, appearing to read "D Nyce", is written over the typed name.

cc: Village of Greenport Planning Board
Village of Greenport Zoning Board

TM# 1001-004.00-01.00-023.000



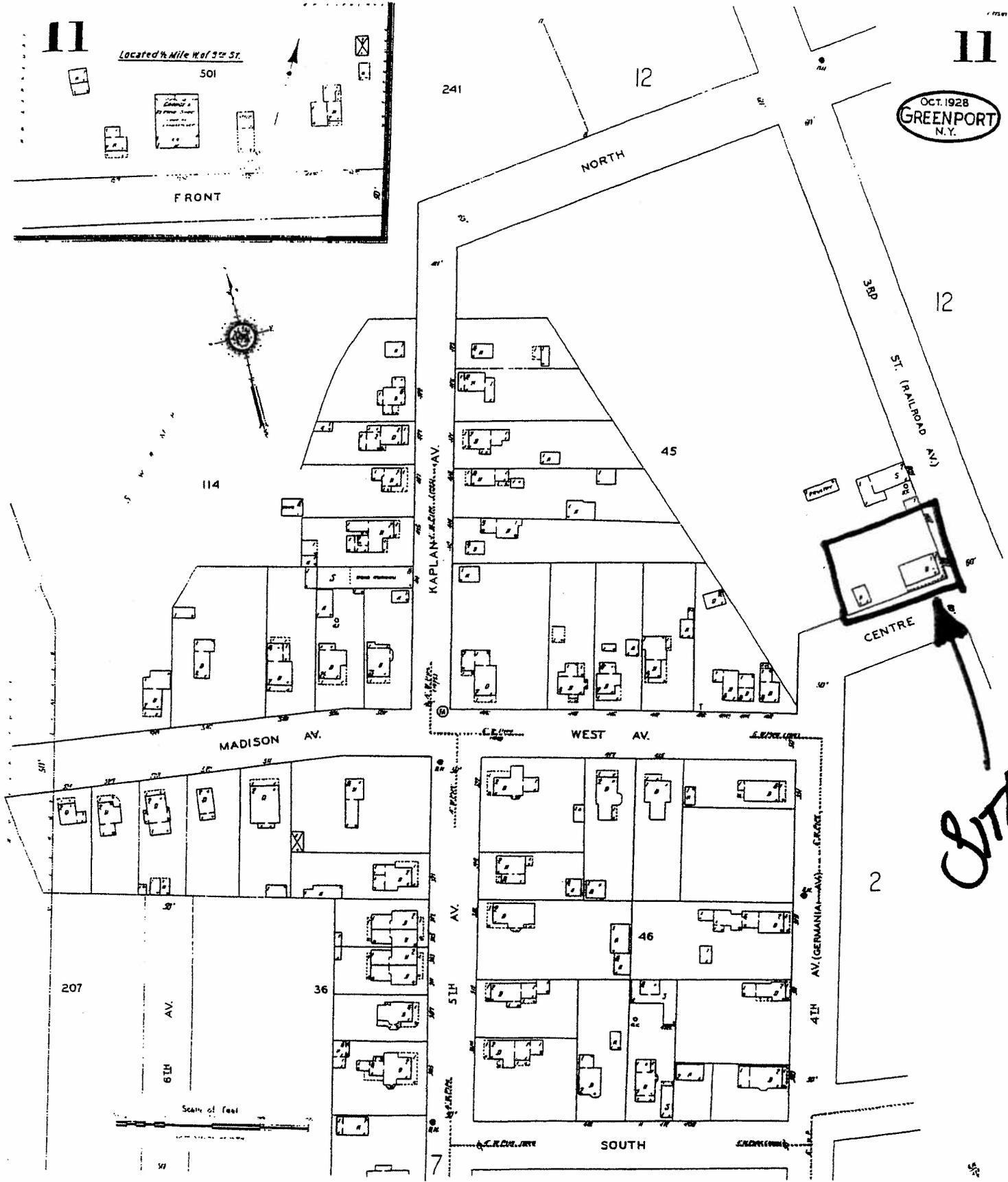
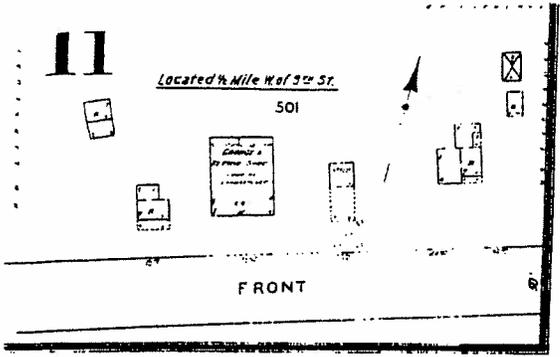
Suffolk County Department of Information Technology © 2008



SECTION NO 004		PROPERTY MAP 1001	
TOWN OF SOUTHOLD		VILLAGE OF GREENPORT	
INDEX NO 1001		COMMISSION DATE 1911	
COUNTY OF SUFFOLK Real Property Tax Service Agency County Clerk, Southold, N.Y. 11968 SCALE: 1" = 100'			
NOTICE WHEREAS, a certain SALE OF CERTAIN REAL ESTATE OF THE COUNTY OF SUFFOLK, NEW YORK, IS TO BE MADE BY THE COUNTY CLERK, SOUTHOLD, N.Y.,			
LOTS 1-10 LOTS 11-20 LOTS 21-30 LOTS 31-40 LOTS 41-50 LOTS 51-60 LOTS 61-70 LOTS 71-80 LOTS 81-90 LOTS 91-100	LOTS 101-110 LOTS 111-120 LOTS 121-130 LOTS 131-140 LOTS 141-150 LOTS 151-160 LOTS 161-170 LOTS 171-180 LOTS 181-190 LOTS 191-200	LOTS 201-210 LOTS 211-220 LOTS 221-230 LOTS 231-240 LOTS 241-250 LOTS 251-260 LOTS 261-270 LOTS 271-280 LOTS 281-290 LOTS 291-300	LOTS 301-310 LOTS 311-320 LOTS 321-330 LOTS 331-340 LOTS 341-350 LOTS 351-360 LOTS 361-370 LOTS 371-380 LOTS 381-390 LOTS 391-400
(2)			
(23)			

1928

OCT. 1928
GREENPORT
N.Y.





ISLAND SOUND

STIRLING
S O U

GREENPORT
NORTH

GREENPORT WEST

Greenport Station

Fanning Pt

25

TRK 25

48

48

N3

03

22'31"

03

22

17'32'48"

17'32'48"

17'32'48"

17'32'48"

17'32'48"

17'32'48"

17'32'48"

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

H. Lee Dennison Building
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, New York 11788-0099
(631) 853-4000

Steve Levy
SUFFOLK COUNTY EXECUTIVE
MEMORANDUM

TO: Mr. Timothy Laube
Clerk of the Legislature

FROM: Ben Zwirn
Deputy County Executive

DATE: August 4, 2008

RE: Resolutions to be Laid on the Table at the August 5, 2008
General Meeting

Late Starters

2. Authorizing Planning Steps For Implementation of Suffolk County Workforce Housing Program (08-539)

RECEIVED BY A. Paxton DATE 8/4/08 TIME 1:59

BZ:gg
Attachment

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC
DEVELOPMENT & WORKFORCE
HOUSING

JILL ROSEN-NIKOLOFF
DIRECTOR OF AFFORDABLE
HOUSING

August 4, 2008

Ben Zwirn, Deputy County Executive
Office of the County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Resolution Authorizing Planning Steps for the Acquisition of
SCTM# 1001-004.00-01.00-023.000
For Workforce Housing (Village of Greenport)

Dear Mr. Zwirn:

The Department of Economic Development and Workforce Housing requests the submittal of the attached resolution (Reso-Dept. of Econ. Dev. – Greenort Village Workforce Housing), authorizing planning steps for the acquisition of the above referenced site for workforce housing in the Village of Greenport.

Attached please find the draft resolution, the required maps indicating the site location and a letter of support from the Greenport Village Mayor and SCIN Forms 175A and 175B. Electronic copies are being transmitted concurrently herewith.

Thank you.

Sincerely,

Jill Rosen-Nikoloff
Director of Affordable Housing

Enc.

Cc: Jim Morgo, Chief Deputy County Executive
Patrick Heaney, Commissioner, Dept. of Economic Development and Workforce Housing
Chris Kent, Director of Division of Real Property Acquisition and Management
Brendan Chamberlain, County Executive Assistant
CE Reso, via email

JRN/mkc

1739

Intro. Res. No. -2008
Introduced by Presiding Officer Lindsay and Legislator Cooper

Laid on Table 8/5/08

RESOLUTION NO. -2008, APPOINTING ARTHUR M. SILLMAN, JR. AS A MEMBER OF THE SUFFOLK COUNTY VANDERBILT MUSEUM COMMISSION (TRUSTEE NO. 7)

WHEREAS, Resolution No. 571-2006 appointed Carl H. Luecke as a member of the Suffolk County Vanderbilt Museum Commission, with a term of office to expire on May 13, 2010; and

WHEREAS, Carl H. Luecke has been absent from four consecutive regular meetings of the Vanderbilt Museum Commission; and

WHEREAS, pursuant to §C23-3 of the SUFFOLK COUNTY CHARTER, any appointed member of any board or commission who shall be absent from four consecutive regular meetings of such board or commission, unless excused by resolution thereof, shall be deemed to have vacated his office; now, therefore, be it

1st RESOLVED, that **Arthur M Sillman, Jr.**, residing in Cold Spring Harbor, NY, be and he hereby is appointed to the Suffolk County Vanderbilt Museum Commission, as Trustee No. 7, to fill the unexpired term of Carl H. Luecke, said term of office to expire May 13, 2010, pursuant to the provisions of §184-7(A) of the SUFFOLK COUNTY CODE; and be it further

2nd 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)(20), (21) and (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, 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:

EFFECTIVE PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER AND RESOLUTION NO. 266-1987 (SECTION 793-5 OF THE SUFFOLK COUNTY CODE)

s:\res\appt-vanderbilt-sillman

Arthur M. Sillman, Jr.
28 Wawapek Road
Cold Spring Harbor, NY 11724
(631) 367-9182
Emerald24@optonline.net

Professional Career – Hofstra University

- 1973 – 1976 Hofstra Country Estates, Assistant Property Manager
- Responsible for leasing and scheduling of hotel guests and tenants.
 - Managed 30 Union Housekeeping and Maintenance personnel
- 1976 – 1977 Hofstra Country Estates, Managing Agent
- Assumed all responsibilities for the operation of the aforementioned 350 unit apartment/hotel complex.
 - After five consecutive years of operating losses (averaging \$275,000 per annum) managed to create a positive cash flow of \$15,000 in 12 months. Continued this performance until the sale of the property.
 - Negotiated the union contract for all maintenance employees.
- 1977 – 1978 Hofstra University, Director of Auxiliary Enterprises and Services
- Administered university enterprises for the Bookstore, Food Services/Vending and University Club.
 - Liaison with the New York Jets, including negotiation of training camp contract, lease obligations and facilities provisions.
 - Continued as the Managing Agent for Hofstra Country Estates.
- 1978 – 1981 Hofstra University, Assistant to the Executive Director of Operational Services
- Promoted to assist the Executive Director with responsibilities either directly or on special assignment for Hofstra Country Estates, Bookstore, Food Services/Vending, Custodial and Grounds, New York Jets, University Club, Sports Facilities, Telecommunication and Physical Plant.
- 1981 – 1984 Hofstra University, Assistant Director of Operational Services
- Responsible on a profit/loss basis and operational duties for the Bookstore, Food Services/Vending, Custodial and Grounds, New York Jets, University Club, Sports Facilities, Physical Plant, Hofstra USA, Twin Oaks Apartments, Arboretum Development, Special Events (Dutch Festival, Presidential Conferences, Commencements, Dedications, etc.).
 - Participated in labor relations and negotiations with Local 32B-J, Local 424, Local 144 Division 100 and Local 282.
- 1984 – 1985 Hofstra University, Executive Director of Business Services
- Reporting to the Vice President of Operational Services maintained line responsibility for all of the aforementioned departments.
 - Worked closely with the President and Trustees on various construction projects including the Swim Center, Netherlands Dining Facility, Stadium Renovation, numerous Sports Facilities renovations and new construction.
 - Coordinated all operational aspects of special events (Presidential visits, campaign stops, dedications, commencements and annual or campus events).
 - Administered and prepared budgets for approximately \$25,000,000 of income and expenditures. Line responsibility for 350 + employees.
 - Provided basic design concepts for a number of construction projects and worked closely with architects to ensure that the University received facilities that were functional and aesthetically pleasing.
 - Chaired the committee that successfully negotiated the contract with the union representing the Grounds and Custodial employees after a bitter decertification process.

Other Work Experience

- 1985 - 1987 Trans World Maintenance Services, New York, New York
Vice President of Operations
- Responsible for all aspects of the operation of a New York Metropolitan area building maintenance firm. Consisting of approximately 600 union employees.
 - Oversaw all labor negotiations and relations with four separate unions.
 - Developed training programs and quality control standards for all supervisors and line workers.
 - Streamlined and set standards for procurement of all required goods and services.
- 1987 - 1990 Trans World Maintenance Services, New York, New York
Executive Vice President
- Directly responsible for all operations, sales and marketing of building maintenance for clients in New York, New Jersey, Connecticut, Pennsylvania and London, England.
 - In three years the company grew from \$25,000,000 in sales with 800 employees to \$80,000,000 in sales with 2,200 employees. Profitability rose tenfold.
 - Developed major account relationships including many Fortune 500 Companies and large New York Real Estate concerns
- 1990 - Present Emerald Services, Plainview, New York
President
- Established a building maintenance firm and real estate/facilities management consulting business.
 - Currently employ approximately 250 people in New York, Connecticut and Ohio, who perform building management, engineering and janitorial services.
 - Provide management and labor consulting for major corporations, institutions and banks. A partial list of clients includes:
 - Zurich, N.A.
 - The National Football League
 - National Association of Securities Dealers (NASD)
 - The Calhoun School
 - The Royal Bank of Canada
 - New York Institute of Technology

Education Nassau Community College, A.A., 1971
Hofstra University, B.A., 1973

**Memberships
And Boards** Hofstra Pride Club, Treasurer, Executive Board (1989 – 2004)
The American Red Cross, Nassau County Chapter Board Member (1992 – 1998)
The Paul Conroy Foundation, Board Member (2002 – Present)

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
(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

MEMORANDUM

DATE: August 4, 2008

TO: Tim Laube, Clerk of the Legislature

FROM: George Nolan, Counsel to the Legislature

RE: Resolution; Appointing Arthur M. Sillman, Jr. as a Member of the Suffolk County Vanderbilt Museum Commission (Trustee No. 7)

GN

Please bring copies of the enclosed resolution to the Legislative meeting on Tuesday, August 5, 2008, since Presiding Officer Lindsay intends to make a motion to waive Rule 5(A) of the 2008 Rules of the County Legislature, for the purpose of laying the captioned resolution on the table at that meeting.

Thank you.

GN:js
Enclosure

cc: Hon. William J. Lindsay, Presiding Officer
Hon. Jon Cooper, County Legislator, 18th District
Terry Pearsall, Chief of Staff

s:\let\cl-8-4-late-appt-sillman-vanderbilt

1741

Intro. Res. No. -2008
Introduced by Presiding Officer Lindsay

Laid on Table 8/5/08

**RESOLUTION NO. -2008, AUTHORIZING A RENEWABLE
ENERGY REQUEST FOR PROPOSALS**

WHEREAS, the rapidly rising cost of oil and gasoline, the threat posed by global climate change and our nation's unhealthy dependence on foreign oil, have led to a renewed focus on developing renewable energy sources; and

WHEREAS, Suffolk County is situated in a prime geographic and climatologic location for the development of solar and wind energy sources; and

WHEREAS, the development of solar, wind, and other renewable energy systems at County facilities has the potential to provide clean renewable power to serve the County's energy needs while stabilizing the County's energy costs; and

WHEREAS, Suffolk County, a traditional leader on environment and energy issues, must continue to enact policies to promote and advance renewable power; and

WHEREAS, it is necessary and prudent for Suffolk County to assess County properties and determine land and buildings suitable for new wind and solar power facilities; now, therefore be it

1st RESOLVED, that the Commissioner of the Suffolk County Department of Public Works is hereby authorized, empowered, and directed, to develop and issue a Request for Proposals (RFP) for the purpose of identifying a consultant/contractor to provide the following services:

- 1.) An assessment of County buildings and lands to determine locations that are suitable, from an economic and technical viewpoint, for the development of solar, wind, or other alternative power facilities;
- 2.) Analysis of the economic and environmental benefits of installing solar and wind power facilities on County properties;
- 3.) An assessment and analysis of project financing options, focusing on how federal, state, and private funds can be utilized to develop new facilities;
- 4.) A review of government programs that may be available to assist Suffolk County in the installation of alternative energy facilities;
- 5.) Identify technical and economic barriers that may prevent the successful installation of solar and wind facilities on County properties;

and be it further

2nd RESOLVED, that the Department of Public Works shall issue the above described Request for Proposals within 120 days of the effective date of this resolution; and be it further

3rd **RESOLVED**, that the Department of Public Works shall report the results of the RFP to the County Legislature within 120 days of the issuance of the RFP, for further action by this Legislature; and be it further

4th **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)(20), (21) and (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, 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:

s:\res\r-renewable-energy-rfp

1742

Intro. Res. No. -2008
Introduced by Presiding Officer Lindsay

Laid on Table 8/5/08

**RESOLUTION NO. -2008, TO MAKE TECHNICAL CHANGE
TO RESOLUTION NO. 141-2004**

WHEREAS, Resolution No. 141-2004 approved the petition of Fire Island Ferries, Incorporated for a cross bay ferry license; and

WHEREAS, the petition submitted by Fire Island Ferries Incorporated requested a license through March 15, 2009; and

WHEREAS, Resolution No. 141-2004 inadvertently indicated that the license was extended through March 15, 2008; now, therefore be it

1st RESOLVED, that the 1st RESOLVED clause of Resolution No. 141-2004 is hereby amended and corrected as follows:

RESOLVED, that:

* * * *

(3) A ferry license and franchise be and the same hereby is granted to Fire Island Ferries Incorporated of Bay Shore, New York to operate a public ferry service over and upon the waters of the Great South Bay for service as follows:

Between the ferry terminals at Bay Shore and the Fire Island communities of Kismet, Fair Harbor, Dunewood, Atlantique, Seaview and Ocean Bay Park, and the Incorporated Villages of Ocean Beach and Saltaire, both express and local service, with intermittent stops among said communities and Villages, all of which lie within the County of Suffolk

commencing on the date of approval hereof up to and including March 15, [2008] 2009;

* * * *

and be it further

2nd RESOLVED, that all other terms and conditions of Resolution No. 141-2004 shall remain in full force and effect; and be it 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)(20), (21) and (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, 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:

s:\res\technical-change-141-04

1743

Intro. Res. No. -2008
Introduced by Presiding Officer Lindsay

Laid on Table 8/5/08

**RESOLUTION NO. -2008, TO MAKE TECHNICAL CHANGE
TO RESOLUTION NO. 142-2004**

WHEREAS, Resolution No. 142-2004 approved the petition of Fire Island Ferries, Incorporated for a lateral ferry license; and

WHEREAS, the petition submitted by Fire Island Ferries Incorporated requested a license through March 15, 2009; and

WHEREAS, Resolution No. 141-2004 inadvertently indicated that the license was extended through March 15, 2008; now, therefore be it

1st RESOLVED, that the 1st RESOLVED clause of Resolution No. 142-2004 is hereby amended and corrected as follows:

RESOLVED, that:

* * * *

(3) A ferry license and franchise be and the same hereby is granted to Fire Island Ferries Incorporated of Bay Shore, New York to operate a public ferry service over and upon the waters of the Great South Bay for service as follows:

Lateral service along the Fire Island Beach among the communities of Fire Island Lighthouse, Kismet, Fair Harbor, Dunewood, Atlantique, Seaview, Ocean Bay Park, Sailor's Haven, Watch Hill Marina and the Incorporated Villages of Ocean Beach and Saltaire, all of which lie within the County of Suffolk

commencing on the date of approval hereof up to and including March 15, [2008] 2009;

* * * *

and be it further

2nd RESOLVED, that all other terms and conditions of Resolution No. 142-2004 shall remain in full force and effect; and be it 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)(20), (21) and (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, 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:

s:\reslr-technical-change-142-04

1744

Intro. Res. No. - 2008

Laid on the Table

8/5/08

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. - 2008, AMENDING RESOLUTION NO.
34-2008, TO PURCHASE ONE (1) REPLACEMENT VEHICLE**

WHEREAS, Resolution No. 34-2008 appropriated additional 100% State grants funds that needed to be expended by March 31, 2008 and approved the purchase of one (1) replacement Hybrid 4X4 SUV; and

WHEREAS, expenditures for these one time 100% additional State grant funds were completed by the specified March 31, 2008 deadline; and

WHEREAS, as per New York State contract pricing a purchase order was issued on March 3, 2008, PO 00000010389, for the purchase of one 2008 Ford Escape Hybrid 4X4 with an estimated delivery date of July 3, 2008; and

WHEREAS, there has been an unanticipated demand for hybrid vehicles and the vendor cannot honor the purchase order; and

WHEREAS, this program needs either a SUV or Passenger Van Class vehicle to transport two to four adults plus one youth and all necessary equipment (i.e: briefcases, cameras, and recording equipment in the front of the vehicle); and

WHEREAS, an alternate fuel 2008 Chevrolet Uplander, included in the Passenger Van Class of the New York State Vehicle Contract, would suit the needs of this program; and

WHEREAS, the 2008 model year for vehicles has ended and this is the only vehicle under they NYS Contract that was available for delivery within the grant period; and

WHEREAS, a purchase order was re-issued, PO 00000012394, on July 24, 2008 so that this purchase can be done within the grant period ending September 30, 2008; and

WHEREAS, these advanced funds, if not expended before the grant period, would need to be returned to the New York State Department of Health; now, therefore be it

1st RESOLVED, that the Suffolk County Department of Health Services is authorized to purchase the replacement for Fleet Number 21445 through the Purchase Requisition process; and be it further

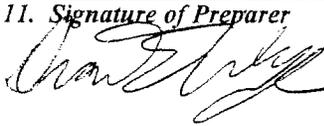
DATED:

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 Amending Resolution No. 34-2008, to purchase one (1) replacement vehicle.		
3. Purpose of Proposed Legislation This legislation is needed to change the replacement vehicle, approved by Resolution No. 34-2008, from a "Hybrid" 4X4 SUV to an alternate fuel 2008 Chevy Uplander. Since there has been an unanticipated demand for hybrid vehicles and the Chevy Uplander would be a suitable for the program and could be purchased within the grant period.		
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 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 100% additional State funding from the New York State Department of Health		
9. Timing of Impact 2008		
10. Typed Name & Title of Preparer Diane E. Weyer Principal Financial Analyst	11. Signature of Preparer 	12. Date 7/30/08

Intro. Res. No. 1139-2008

Laid on Table 2/5/2008

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 34 -2008, ACCEPTING AND APPROPRIATING 100% ADDITIONAL STATE GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH TO THE DEPARTMENT OF HEALTH SERVICES, DIVISION OF PREVENTIVE MEDICINE FOR THE PROVISION OF A COST OF LIVING ADJUSTMENT (COLA) FOR THE TOBACCO ENFORCEMENT PROGRAM AND TO APPROVE THE PURCHASE OF ONE (1) REPLACEMENT VEHICLE IN ACCORDANCE WITH SECTION (B)(6) OF THE SUFFOLK COUNTY CODE AND IN ACCORDANCE WITH THE COUNTY VEHICLE STANDARD

WHEREAS, Chapter 57, Laws of 2006 provided for the New York State Commissioner of Health to establish an annual cost of living adjustment (COLA) for state fiscal year 2007-08 for certain programs, and as such, a COLA has been established at 5.16%, effective April 1, 2007; and

WHEREAS, expenditures for the additional 100% State grant funds of \$11,578 must occur between April 1, 2007 and March 31, 2008; and

WHEREAS, Resolution No. 321-2003 requires that no vehicle shall be purchased or leased unless "explicit approval for the acquisition of such vehicle, via lease or purchase, has been granted via duly enacted Resolution of the County of Suffolk Legislature"; and

WHEREAS, the Tobacco Enforcement Program includes sufficient funds in the 2008 Operating Budget for the purchase of a replacement vehicle; and

WHEREAS, this replacement vehicle will be acquired, via purchase, off the State contract or County contract; and

WHEREAS, this replacement vehicle will be a Hybrid 4X4 SUV and used by the Tobacco Enforcement Unit to ensure that over 2,200 merchants registered to sell tobacco products in Suffolk County are in compliance with regulations; now therefore be it

1st RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate this additional 100% State Aid Funding as follows:

REVENUES:

3401 State Aid: Public Health \$11,578

ORGANIZATIONS:

Department of Health Services (HSV)
Division of Preventive Medicine
Tobacco Enforcement Program
001-HSV-4502

Equipment

2040-Trucks, Trailers, Jeeps

\$11,578

\$11,578

and be it further

2nd RESOLVED, that the funding and the expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

3rd RESOLVED, that the Suffolk County Department of Health Services is authorized to initiate the process for the purchase of a replacement for Fleet Number 21445 through the Purchase Requisition process; and be it further

4th RESOLVED, that the Department of Public Works, Purchasing Division, in adherence with the New York State General Municipal Law, is hereby authorized to conduct a formal sealed bid process, in which the specifications for these vehicles will comply with the "County Vehicle Standard"; and be it further

5th RESOLVED, that there will be no increase in the Department's vehicle fleet as a result of this Resolution; and be it further

6th 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: February 5, 2008

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: February 19, 2008

COUNTY OF SUFFOLK, N.Y. PURCHASE ORDER DPW - Purchasing Office 350 Yaphank Avenue Yaphank, NY 11980-9744 (631) 852-5196 FAX: (631) 852-5221		Date Printed 03/03/08	Ship to Phone # (Ordering Department) 631-852-5256	Purchasing Agent Steve Aratz Phone # 631-852-5218	Purchase Order # 00000010389 - i - Final
Procurement Folder # 203	Delivery Date 07/03/2008	F.O.B. Destination	Date P.O. Mailed MAR - 5 2008	Vendor # 222658797	Contract # SA3 PC62745
Ship To: SC DEPT OF PUBLIC WORKS TRUCK GARAGE YAPHANK AVENUE-BLDG 342 YAPHANK, NY 11980			Bill To: SC HEALTH DEPARTMENT BUDGET & PURCHASING-RM 8 225 RABRO DRIVE EAST HAUPPAUGE, NY 11788-4290		

This Order Placed With →	Vendor Address WARNOCK AUTOMOTIVE P.O. BOX 524 175 ROUTE 10 East Hanover, NJ 07936	Vendor Remittance Address
Vendor Contact: JASON PHILLIPS	BOD:	POC:
Vendor Phone: 877-567-5277		

Cancel Vendor cannot deliver

Item Code	Item #	Qty	Unit	Description	Unit Price	Net Total
07000	1.	1	EACH	2008 FORD ESCAPE HYBRID 4X4 PER NYS CONTRA T PC62745, ITEM #30 (\$24,804.00) REFERENCE WARNOCK QUOTE DATED 1/4/08 TO INCLUDE THE FOLLOWING OPTIONS: 85S SAFETY PACKAGE (\$541.45), 21E A/C 110 V POWER OUTLET, FRONT CONSOLE (\$163.80) 161 REAR FLOOR MATS (\$22.75) EXTERIOR COLOR: TUNGSTEN GREY	25,532.00	25,532.00
07000	2.	1	EACH	DELIVERY	175.00	175.00
07000	3.	1	EACH	5 YEAR, 100,000 MILE PREMIUM CARE EXTENDED WARRANTY WITH \$0 DEDUCTIBLE FOR TITLE INFORMATION, DIRECTIONS AND TO SCHEDULE DELIVERY CONTACT CHUCK TIMEUS 631-852-4258	2,640.00	2,640.00

2008 MAR - 7 P 12:12

FOR PAYMENT INQUIRIES, CONTACT SHIP TO PHONE # AT TOP.

TAXPAYER CERTIFICATION: I certify that the above bill is just, true and correct-that no part thereof has been paid except stated and that the balance is actually due and owing, and that taxes from which the county is exempt are excluded.		TOTAL	28,347.00
PAYEE'S SIGNATURE IN INK		Discount %	
TITLE		NET	
DATE	NAME OF COMPANY		

IMPORTANT • READ CONDITIONS ON BACK HEREOF

USE AND SALES TAXES: THE PRICES HEREIN SHOULD NOT INCLUDE ANY GENERAL EXCISE TAXES OR SALES TAXES IMPOSED BY ANY STATE OR MUNICIPAL GOVERNMENT SUCH TAXES IF INCLUDED, MUST BE DEDUCTED BY THE VENDOR WHEN SUBMITTING CLAIM FOR PAYMENT "COUNTY OF SUFFOLK, N.Y. HOLDS NO RESPONSIBILITY FOR TAX FREE TRANSACTIONS UNDER CHAP. 32 I.R.C. NO. A 109539 REV. 3/1/76 AT DIS. DIR. INT. REV. BROOKLYN, N.Y."

COUNTY OF SUFFOLK

BY (FOR THE COUNTY EXECUTIVE) *[Signature]* 3-3-08
DATE

COUNTY OF SUFFOLK, N.Y. PURCHASE ORDER DPW - Purchasing Office 360 Yaphank Avenue Yaphank, NY 11980-9744 (631) 852-5196 FAX: (631) 852-5221	Date Printed	Ship to Phone # (Ordering Department)	Purchasing Agent Steve Arata Phone #	Purchase Order #
	07/24/08	631-852-5256	631-852-5218	00000012394 - 1 - Final Contract # SA3 PC62742

Procurement Order # 267203	Delivery Date 08/01/2008	F.O.B. Destination	Date P.O. Mailed	Vendor # 160731157	Reference Requisition # 00000007871
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Ship To SC DEPT OF PUBLIC WORKS TRUCK GARAGE YAPHANK AVENUE-BLDG 342 YAPHANK, NY 11980	Bill To: SC HEALTH DEPARTMENT BUDGET & PURCHASING-RM 8 225 RABRO DRIVE EAST HAUPPAUGE, NY 11788-4296
--	--

Vendor Address HOSELTON CHEVROLET INC 909 FAIRPORT RD East Rochester, NY 14445	Vendor Remittance Address
---	---------------------------

Vendor Contact RICHARD PERRY	BOD:
Vendor Phone 888-846-0456	POC:

Item #	QTY	Unit	Description	Unit Price	Net Total
07000	1	EACH	2008 CHEVROLET UPLANDER 7 PASSENGER VAN PER NYS CONTRACT PC62742, ITEM #17 (\$17,204.47) WITH ALL STANDARD EQUIPMENT EXTERIOR COLOR: SILVER	17,204.47	17,204.47
07000	2	EACH	DELIVERY	725.00	725.00
07000	3	EACH	GENERAL MOTORS MAJOR GUARD EXTENDED WARRANTY 5 YEARS/100,000 MILES, \$0 DEDUCTIBLE VEHICLE IS IN STOCK & AVAILABLE FOR DELIVERY REFERENCE QUOTE DATED 7/18/08 AND NYS CONTRACT PC62742 FOR REGISTRATION INFORMATION AND TO SCHEDULE DELIVERY CONTACT CHUCK TIMEUS AT 631/852-4258	1,585.00	1,585.00

CONFIRMING FAX ORDER DATED 7-24-08
THIS IS NOT A DUPLICATE

FOR PAYMENT INQUIRIES, CONTACT SHIP TO PHONE # AT TOP.

PAYEE CERTIFICATION: I certify that the above bill is just, true and correct that no part thereof has been paid except as stated and that the balance is actually due and owing, and that taxes from which the county is exempt are excluded.	TOTAL	19,514.47
	Discount %	
	NET	

 PAYEE'S SIGNATURE IN INK TITLE

 NAME OF COMPANY

IMPORTANT • READ CONDITIONS ON BACK HEREOF

EXCISE AND SALES TAXES: THE PRICES HEREON SHOULD NOT INCLUDE ANY TAXES OR FEES OF SALES TAXES IMPROVED BY ANY STATE OR MUNICIPAL AGENCIES. SALES TAXES ARE INCLUDED AND TO BE DEDUCTED BY THE VENDOR FROM THE NET PAYMENT TO COUNTY OF SUFFOLK, NY. THE COUNTY OF SUFFOLK, NY DOES NOT HOLD ANY LIABILITY FOR THE TRANSACTIONS UNDER CHAPTER 120, § 1005B OF THE VEHICLE AND TRUCK REGULATION ACT, BROOKLYN, NY.

COUNTY OF SUFFOLK

 BY FOR THE COUNTY EXECUTIVE
 DATE 7-24-08

LOT II - FLEX FUEL VEHICLES (ETHANOL, E-85) (Cont'd)

SUB-LOT IIB - FLEX FUEL PICKUP TRUCKS (Cont'd)

ITEM 10A – ½ TON 4X4 EXTENDED CAB LONG BOX

Unit Price: \$19,805.00

DOT Option Package: \$978.00

Discount on Options: 17%*

*This discount will be applied to the Manufacturer's Suggested Retail Price of all options.

Make and Model of Vehicle: Ford F150 Styleside X14 FFV

All vehicles to include all manufacturer's standard equipment and standard exterior and interior colors for the vehicle offered, plus 8 cylinder engine, automatic transmission, power brakes, power steering, driver and front passenger airbags, air conditioning, rear window defroster and ABS brakes.

Delivery: 90 Days A/R/O

CONTRACTOR, ITEM 10A: FAIRPORT FORD, LLC

SUB-LOT IIC - FLEX FUEL SPORT UTILITY VEHICLES

ITEMS 11 – 16

NO AWARD

SUB-LOT IID - FLEX FUEL PASSENGER VANS

ITEM 17 – 7 PASSENGER VAN, EXTENDED WB (121"), FWD

Unit Price: \$17,204.47

Discount on Options: 20%*

*This discount will be applied to the Manufacturer's Suggested Retail Price of all options.

Make and Model of Vehicle: Chevrolet Uplander LS Fleet, 4DR, FWD (CU12216)

All vehicles to include all manufacturer's standard equipment and standard exterior and interior colors for the vehicle offered, plus 6 cylinder engine, automatic transmission, power brakes, power steering, driver and front passenger airbags, air conditioning, rear window defroster and ABS brakes.

Delivery: 100 Days A/R/O

CONTRACTOR, ITEM 17: HOSELTON CHEVROLET INC.

(continued)

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 Health Services
225 Rabro Drive East, Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.):
Carolyn Kagan
852-2814

Suggestion Involves:

Technical Amendment New Program
 Grant Award Contract (New Rev.
 Other

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

This legislation is needed to change the replacement vehicle, approved by Resolution No. 34-2008, from a "Hybrid" 4X4 SUV to an alternate fuel 2008 Chevy Uplander. Since there has been an unanticipated demand for hybrid vehicles and the Chevy Uplander would be a suitable for the program and could be purchased within the grant period.

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

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

H. Lee Dennison Building
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, New York 11788-0099
(631) 853-4000

Steve Levy
SUFFOLK COUNTY EXECUTIVE

MEMORANDUM

TO: Mr. Timothy Laube
Clerk of the Legislature

FROM: Ben Zwirn
Deputy County Executive

DATE: August 4, 2008

RE: Resolutions to be Laid on the Table at the August 5, 2008
General Meeting

Late Starters

- 1745A 3. Amending The 2008 Capital Budget And Program And Appropriating Funds In Connection With Safety Improvements At Various Intersections (Capital Program Number 3301) (08-497)
 - 1746 4. Amending resolution nos. 873 of 2007 and 571 of 2008 for Participation In Construction In Connection With The Reconstruction/Widening Of CR 3, Wellwood Avenue Bridge Over The Southern State Parkway, Town Of Babylon (Capital Program No. 5851) (08-501)
- A?

RECEIVED BY d. Howard DATE 8/4/08 TIME 4:12P

BZ:gg
Attachment

LS3

1745

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

Laid on the Table 8/5/08

RESOLUTION NO. 2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH SAFETY IMPROVEMENTS AT VARIOUS INTERSECTIONS (CAPITAL PROGRAM NUMBER 3301)

WHEREAS, the Commissioner of Public Works has requested funds for planning in connection with Safety Improvements at CR 48 @ Cox Neck Road, Town of Southold ; and

WHEREAS, sufficient funds are included in the 2008 Capital Budget and Program to cover the cost of said request; and

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

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

1st 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) and (21) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-three (53) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

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

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

Project No.: 3301
 Project Title: Safety Improvements at Various Intersections

	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
1. Planning, Design & Supervision	\$1,292,000	\$350,000	\$450,000
2. Land Acquisition	<u>\$5,400,000</u>	<u>\$950,000</u>	<u>\$850,000</u>
TOTAL	\$13,617,000	\$2,160,000	\$2,160,000

and be it further

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

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP- 3301.122 (Fund 001 Debt Service)	50	Safety Improvements at Various Intersections--Planning	\$100,000

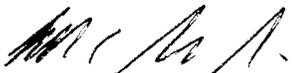
Date:

APPROVED BY:

 County Executive of Suffolk County

Date of Approval:

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. 2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH SAFETY IMPROVEMENTS AT VARIOUS INTERSECTIONS (CAPITAL PROGRAM NUMBER 3301)		
3. Purpose of Proposed Legislation SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle 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 SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding SERIAL BONDS		
9. Timing of Impact 2009		
10. Typed Name & Title of Preparer Nicholas Paglia Executive Technician	11. Signature of Preparer 	12. Date July 16th, 2008

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$22,542	\$0.04		\$0.000

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$22,542	\$0.04		\$0.000

NOTES:

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

Suffolk County
Project Name
 General Obligation Serial Bonds
 Level Debt

Term of Bonds 5
 Amount to Bond: \$100,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2007					
5/1/2008					
11/1/2008	4.125%	\$18,416.65	\$4,125.00	\$22,541.65	\$22,541.65
			\$1,682.66	\$1,682.66	
11/1/2009	4.125%	\$19,176.34	\$1,682.66	\$20,858.99	\$22,541.65
			\$1,287.14	\$1,287.14	
11/1/2010	4.125%	\$19,967.36	\$1,287.14	\$21,254.50	\$22,541.65
			\$875.32	\$875.32	
11/1/2011	4.125%	\$20,791.01	\$875.32	\$21,666.33	\$22,541.65
			\$446.50	\$446.50	
11/1/2012	4.125%	\$21,648.64	\$446.50	\$22,095.15	\$22,541.65
		\$100,000.00	\$12,708.24	\$112,708.24	\$112,708.24

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Assistant Deputy County Executive

FROM: *Thomas L. Laguardia*
for Gilbert Anderson, P.E., Commissioner

DATE: July 1, 2008

RE: C.P. 3301 – Safety Improvements at CR 48, Middle Road @ Cox Neck Road,
Town of Southampton

Attached are a draft resolution and duplicate copy to appropriate the sum of \$100,000 for engineering in connection with the above referenced project. There are insufficient planning funds included in the 2007 Capital Budget and Program for this project and, as such, an offset must be provided. It is, therefore, our intent to utilize \$100,000 in land acquisition funding from C.P. 3301 for this project.

The intersection of CR 48, Middle Road @ Cox Neck Road in the Town of Southold was studied by this Department, and based upon the volumes and accident experience, is in need of additional traffic control. Pursuant to discussions with the Town of Southold, it has been determined that a modern roundabout could be constructed within the existing roadway that will provide the additional control and safety required at this intersection. It will also reduce the speeds of vehicles approaching the roundabout, thereby improving the safety of adjacent intersections as well.

We initially estimated the cost of this project at \$100,000, which was appropriated under Resolution No. 1168 of 2007. The present estimated cost for this project of \$200,000. This additional appropriation will allow this Department to engage the services of a consultant engineering firm to design the necessary safety improvements at this intersection.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-3301 (CR 48 @ Cox Neck).doc".

GA:WH:er
attach.

cc: Jim Morgo, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Carmine Chiusano, Principal Financial Analyst
William Hillman, P.E., Chief Engineer
Frank Messina, Federal & State Aid Claims Technician
Laura Conway, CPA, Director of DPW Administrative Services
Linda Brandolf, CPA, Capital Accounting
James Bagg, Chief Environmental Analyst

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

LS4

1746

Intro. Res. No. – 2008

Laid on the Table

8/5/08

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2008, AMENDING RESOLUTION NOS. 873 OF 2007 AND 571 OF 2008 FOR PARTICIPATION IN CONSTRUCTION IN CONNECTION WITH THE RECONSTRUCTION/WIDENING OF CR 3, WELLWOOD AVENUE BRIDGE OVER THE SOUTHERN STATE PARKWAY, TOWN OF BABYLON (CAPITAL PROGRAM NUMBER 5851)

WHEREAS, Resolution No. 1325 of 2005 appropriated \$9,280,000 under Capital Project No. 5851.310 for this project; and

WHEREAS, Resolution No. 929 of 2006 appropriated \$2,600,000 under Capital Project No. 5851.310 for this project; and

WHEREAS, Resolution No. 873 of 2007 reflected a total project cost as \$11,880,000 and apportioned the funding allocation at 80% in federal funds in the amount of \$9,504,000, 14.354377% in State Marchiselli Aid reimbursement in the amount of \$1,705,300 and a 5.645623% County share in the amount of \$670,700; and

WHEREAS, Resolution No. 571 of 2008 appropriated an additional \$300,000 for this project; now, therefore, be it

1st RESOLVED, that the apportionment of the cost of Capital Project 5851.310 be amended to reflect a total cost of \$12,180,000 with 80% Federal reimbursement in the amount of \$9,744,000, 14.0008% State Marchiselli aid reimbursement in the amount of \$1,705,300, and a 5.9992% County share in the amount of \$730,700; and be it further

2nd RESOLVED, that the County Comptroller is hereby authorized and directed to limit the serial bond borrowing for the County share to \$730,700; and be it further

3rd RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to place into a debt service reserve fund any federal or state aid received for this project, that is required to pay down debt service borrowed in excess of the serial bond borrowing limit of \$730,700 for the County share; and be it further

4th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount up to \$9,744,000; and be it further

5th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total federal and state share of \$11,449,300; and be it further

6th RESOLVED, that the County Treasurer and the County Comptroller are authorized to accept State and/or Federal aid in connection with this project.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:

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

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Assistant Deputy County Executive
FROM: *Thomas de Sanctis*
for Gilbert Anderson, P.E., Commissioner
DATE: July 1, 2008
RE: C.P. 5851 – Reconstruction/Widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway, Town of Babylon

Attached are a draft resolution and duplicate copy amending Resolution Nos. 873 of 2007 and 571 of 2008 for the above referenced project. This draft resolution revises the apportionment of funds for construction services in connection with this project.

Resolution No. 873 reflected a total project cost of \$11,880,000 for the above project. Resolution No. 571 of 2008 appropriated an additional \$300,000 for this project. At this time, the total project cost is \$12,180,000 with share allocations as follows: 80% Federal funding in the amount of \$9,774,000, 14.0008% State Marchiselli aid reimbursement in the amount of \$1,705,000 and a 5.9992% County share in the amount of \$730,700.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP 5851."

GA:WH:er
attach.

cc: James Morgo, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Carmine Chiusano, Principal Financial Analyst
William Hillman, P.E., Chief Engineer
Laura Conway, CPA, Director of DPW Administrative Services
Linda Brandolf, CPA, Capital Accounting
Frank Messina, Federal & State Aid Claims Technician

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Intro. Res. No. 1541-2008

Laid on Table 6/10/2008

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 571 -2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE RECONSTRUCTION/WIDENING OF CR 3, WELLWOOD AVENUE BRIDGE OVER THE SOUTHERN STATE PARKWAY, TOWN OF BABYLON (CP 5851)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Reconstruction/Widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway; and

WHEREAS, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 0756.71, with a share allocation of eighty percent (80%) Federal funds and twenty percent (20%) percent County funds; and

WHEREAS, the County must in the first instance fund the entire cost of the project and will subsequently be reimbursed for the Federal portion; and

WHEREAS, sufficient funds are not included in the 2008 Capital Budget and Program to cover the cost of said request under Capital Project 5851 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$300,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, Resolution No. 154-2003 approved by the County Legislature issued a SEQRA Negative Declaration for the project, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-one (61) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 of the Suffolk County Charter to complete the Reconstruction/Widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway; and be it further

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

Project No.: 5851
Project Title: Reconstruction/Widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway

	Total Est'd Cost	Current 2008 Capital Budget & Program	Revised 2008 Capital Budget & Program
3. Construction	\$12,180,000	\$ 0	\$ 60,000B \$240,000F
TOTAL	\$13,225,000	\$ 0	\$300,000

and be it further

5th **RESOLVED**, that the proceeds of \$60,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5851.310 (Fund 001 Debt Service)	50	Reconstruction/Widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway	\$60,000

and be it further

6th **RESOLVED**, that Federal Aid in the amount of \$240,000 be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5851.310	50	Reconstruction/Widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway	\$240,000

and be it further

7th **RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$60,000; and be it further

8th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$240,000; and be it further

9th **RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$240,000; and be it further

10th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED: July 1, 2008

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County
Date: July 10, 2008

Intro. Res. No. 1805-2007

Laid on Table 8/7/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 873 -2007, AMENDING RESOLUTION NOS. 1325 OF 2005, AS AMENDED, AND 929 OF 2006 FOR PARTICIPATION IN ENGINEERING IN CONNECTION WITH THE RECONSTRUCTION/WIDENING OF CR 3, WELLWOOD AVENUE BRIDGE OVER THE SOUTHERN STATE PARKWAY, TOWN OF BABYLON (CP 5851)

WHEREAS, Resolution No. 1325 of 2005 appropriated \$9,280,000 under Capital Project No. 5851.310 for this project and allocated the funding at 80% Federal and 20% County; and

WHEREAS, Resolution No. 600 of 2006 amended Resolution No. 1325 of 2005 revising this apportionment of funding to 80% Federal, 10.81% State and 9.19% County; and

WHEREAS, Resolution No. 565 of 2007 further amended the apportionment of funding for Resolution No. 1325 of 2005 and Resolution No. 600 of 2006 to the maximum reimbursement of 80% Federal funds, 15% State Marchiselli Aid, and 5% County; and

WHEREAS, Resolution No. 929 of 2006 appropriated an additional \$2,600,000 under Capital Project No. 5851.310 for this project and allocated the funding at 80% Federal and 20% County; and

WHEREAS, New York State has subsequently allocated additional State Marchiselli funding in the amount of \$313,300 against the funding appropriated in Resolution No. 929-2006; and

WHEREAS, the County is required to first instance fund the entire cost of the project and subsequently receive reimbursement for the federal and state portions based on actual expenditures; now, therefore be it

1st RESOLVED, that Resolution No. 929 of 2006 be amended to reflect the additional State Marchiselli Aid in the amount of \$313,300 dedicated to Capital Project 5851.310; and be it further

2nd RESOLVED, that the apportionment of the cost of Capital Project 5851.310 be amended to reflect a total cost of \$11,880,000 with 80% Federal reimbursement in the amount of \$9,504,000, 14.354377% State Marchiselli Aid reimbursement in the amount of \$1,705,300, and a 5.645623% County share in the amount of \$670,700; and be it further

3rd RESOLVED, that the County Comptroller is hereby authorized and directed to limit the serial bond borrowing for the County share to \$670,700; and be it further

4th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to place into a debt service reserve fund any Federal or State Aid received for this project, that is required to pay down debt service borrowed in excess of the serial bond borrowing limit of \$670,700 for the County share; and be it further

5th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept increased State funding for up to \$1,705,300; and be it further

6th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount up to \$9,504,000; and be it further

7th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal and State share of \$11,209,300; and be it further

8th RESOLVED, that the County Treasurer and the County Comptroller are authorized to accept State and/or Federal Aid in connection with this project.

DATED: August 21, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: August 27, 2007

1747
Intro. Res. No. -2008
Introduced by Presiding Officer Lindsay and Legislator Barraga

Laid on Table 8/5/08

**RESOLUTION NO. -2008, CANCELING AUCTION SALE
OF PROPERTY (SUFFOLK COUNTY TAX MAP NO. 0500-441-
2-44)**

WHEREAS, Gerard Pallotta was the successful bidder for County owned land, Suffolk County Tax Map No. 0500-441-2-44, at the auction conducted by the County of Suffolk on October 16, 2007; and

WHEREAS, Resolution No. 128-2008 authorized the sale of the subject parcel to Gerard Pallotta; and

WHEREAS, a title search of the subject parcel identified problems regarding the chain of title; as a result, Mr. Pallotta's title company has advised the Division of Real Property Acquisition and Management that they are unable to deliver insurable title to Pallotta; and

WHEREAS, Gerard Pallotta was required to leave a \$100,000 deposit and pay related auction fees at the time he bid on the property; and

WHEREAS, the Division of Real Property Acquisition and Management has, to date, failed to cancel the sale of the subject parcel or return Gerard Pallotta's deposit; and

WHEREAS, Gerard Pallotta has communicated to the County of Suffolk that his inability to timely close on the subject parcel, and the County's refusal to return his deposit is causing a hardship; and

WHEREAS, the County's auction rules specifically allow for the cancellation of a sale in the event insurable title cannot be conveyed; now, therefore be it

1st RESOLVED, that the Department of Environment and Energy, Division of Real Property Acquisition and Management, is hereby authorized, empowered, and directed to cancel the sale of a parcel (Suffolk County Tax Map No. 0500-441-2-44) to Gerard Pallotta, which occurred at the County's auction on October 16, 2007, and which was previously approved by Resolution No. 128-2008; and be it further

2nd RESOLVED, that pursuant to Suffolk County's duly approved auction rules, the Department of Environment and Energy, Division of Real Property Acquisition and Management, is hereby authorized, empowered, and directed to return the down payment and all other monies paid by Gerard Pallotta in connection with this cancelled transaction; and be it 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)(20), (21) and (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, 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:

s:\res\cancel-auction-property

1748

Intro. Res. No. -2008
Introduced by Legislator Schneiderman

Laid on Table 8/5/08

RESOLUTION NO. -2008, AMENDING RESOLUTION NO. 683-2006, CREATING A REGIONAL SOLID WASTE MANAGEMENT COMMISSION TO REDUCE POLLUTION, TRAFFIC CONGESTION AND FINANCIAL IMPACT OF CURRENT SOLID WASTE DISPOSAL PRACTICES IN SUFFOLK COUNTY

WHEREAS, Resolution No. 683-2006 created the Regional Solid Waste Management Commission to evaluate current regional solid waste disposal practices in Suffolk County and to evaluate the financial and environmental benefits of new technologies for their use in Suffolk County; and recommend alternatives to current practices that are both environmentally and economically beneficial; and

WHEREAS, the Commission requires additional time to complete their report; now, therefore, be it

1st RESOLVED, that the 9th RESOLVED clause of Resolution No. 683-2006 is hereby amended to read as follows:

9th RESOLVED, that the Commission shall file a report [within twelve (12) months from the date of its first meeting] no later than December 31, 2008; and be it further

and be it further

2nd RESOLVED, that all other terms and conditions of Resolution No. 683-2006 shall remain in full force and effect; and be it 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)(20), (21) and (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, 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: