

1547

Intro Res. No. -2009  
Introduced by Legislator Vilorio-Fisher

Laid on Table 6/9/09

**RESOLUTION NO. -2009,  
ESTABLISHING A LONG ISLAND VICTORY  
GARDEN TASK FORCE**

**WHEREAS**, victory gardens have aided millions of people across the United States during some of the most difficult times in American history; and

**WHEREAS**, with information provided by government agencies, victory gardens flourished during World War I, with an estimated 5 million victory gardens across the country; and

**WHEREAS**, victory gardens produced half of all fresh vegetables consumed by Americans during World War II; and

**WHEREAS**, Suffolk County, as well as the rest of our state and nation, is suffering through the most difficult economic recession since the Great Depression; and

**WHEREAS**, developing a network of local victory gardens will allow Suffolk County residents to make a positive impact during these difficult times, aiding those in our communities who are hit hardest; and

**WHEREAS**, victory gardens can help County residents by providing healthy, fresh produce at a fraction of the cost of purchasing such items at a grocery store; and

**WHEREAS**, the time is right to follow the example of previous generations of Americans and re-establish victory gardens; now, therefore be it

**1st RESOLVED**, that a special Long Island Victory Garden Task Force is hereby created to study and analyze information on increasing the development of victory gardens on Long Island; identify potential locations for community victory gardens; establish a plan to distribute produce grown on publicly owned property and develop a program to encourage the creation and maintenance of victory gardens, including the development of written materials that will be distributed to Suffolk County schools and community organizations in order to educate residents on establishing their own gardens; and be it further

**2nd RESOLVED**, that this Task Force shall consist of the following six (6) members:

- 1.) the Chairman of the Environment, Planning and Agriculture Committee or his or her designee, who shall serve as chairperson of the Task Force;
- 2.) the Suffolk County Commissioner of Health Services or his or her designee;
- 3.) the Suffolk County Commissioner of Environment and Energy or his or her designee;
- 4.) a representative from the Long Island Farm Bureau;
- 5.) a representative from the Cornell Cooperative Extension;  
and
- 6.) a representative of Suffolk County's School Districts;

and be it further

**3rd**           **RESOLVED**, that the Task Force shall hold its first meeting no later than thirty (30) days after the oaths of office of all members have been filed, which meeting shall be convened by the chairman of the Task Force, for the purpose of organization and the appointment of a vice chairperson and a secretary; and be it further

**4th**           **RESOLVED**, that the members of said Task Force shall serve without compensation and shall serve at the pleasure of their respective appointing authorities; and be it further

**5th**           **RESOLVED**, that the Task Force shall hold regular meetings, keep a record of all its proceedings, and determine the rules of its own proceedings with special meetings to be called by the chairperson upon his or her own initiative or upon receipt of a written request therefor signed by at least three (3) members of the Task Force. Written notice of the time and place of such special meetings shall be given by the secretary to each member at least four (4) days before the date fixed by the notice for such special meeting; and be it further

**6th**           **RESOLVED**, that four (4) members of the Task Force shall constitute a quorum to transact the business of the Task Force at both regular and special meetings; and be it further

**7th**           **RESOLVED**, that the Task Force may submit requests to the County Executive and/or the County Legislature for approval for the provision of secretarial services, travel expenses, or retention of consultants to assist the Task Force with such endeavors, said total expenditures not to exceed Five

Thousand (\$5,000.00) per fiscal year, which services shall be subject to Legislative approval; and be it further

**8th RESOLVED**, that clerical services involving the month-to-month operation of this Task Force, as well as supplies and postage as necessary, will be provided by the staff of the County Department of Environment and Energy; and be it further

**9th RESOLVED**, that the Task Force may conduct such informal hearings and meetings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist it in the proper performance of its duties and functions as it deems necessary; and be it further

**10th RESOLVED**, that the Task Force may delegate to any member of the Task Force the power and authority to conduct such hearings and meetings; and be it further

**11th RESOLVED**, that the Task Force shall cooperate with the Legislative Committees of the County Legislature and make available to each Committee's use, upon request, any records and other data it may accumulate or obtain; and be it further

**12th RESOLVED**, that the Task Force is hereby authorized, empowered, and directed to hold at least four (4) public hearings throughout the County of Suffolk to assemble the data and information necessary to complete the valuation, study, and report required with all reasonable efforts to be made to ascertain the views, wishes, and opinions of the residents of Suffolk County; and be it further

**13th RESOLVED**, that said Task Force shall issue a written report, after a comprehensive study and analysis of the economic and environmental impact of encouraging local victory gardens, locations for community victory gardens, and the level of interest in developing and maintaining victory gardens in Suffolk County; and be it further

**14th RESOLVED**, that this special Task Force shall submit a written report of its findings and determinations together with its recommendations for action, if any, to each member of the County Legislature and the County Executive no later than one hundred eighty (180) days subsequent to the effective date of this Resolution for consideration, review, and appropriate action, if necessary, by the entire County Legislature; and be it further

**15th RESOLVED**, that the Task Force shall expire, and the terms of office of its members terminate, as of December 31, 2009 at which time the Task Force shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

**16th RESOLVED**, that this study shall not be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature; and be it further

**17th 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:

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County Executive of Suffolk County

Date:

s:\reslr-victory garden task force

Intro Res. No. 1548-09  
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 6/9/09

**RESOLUTION NO. – 2009, AUTHORIZING CERTAIN  
TECHNICAL CORRECTION TO ADOPTED  
RESOLUTION NO. 328-2009**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 328-2009; and

**WHEREAS**, this resolution when adopted contained technical errors; and

**WHEREAS**, the County Executive desires technical corrections to this resolution; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the Clerk of the Legislature shall make the following technical correction of the Title of Resolution No. 328-2009 as hereby amended to read as follows:

AUTHORIZING PUBLIC HEARINGS PURSUANT TO ARTICLE 2 OF THE EMINENT DOMAIN PROCEDURE LAW OF THE STATE OF NEW YORK IN CONNECTION WITH THE ACQUISITION OF PROPERTIES TO BE ACQUIRED FOR THE RECONSTRUCTION OF C.R. 3, WELLWOOD AVENUE AT LONG ISLAND AVENUE / CONKLIN STREET AND C.R. 3, PINELAWN ROAD / WELLWOOD AVENUE AT COLONIAL SPRINGS ROAD, TOWNS OF BABYLON AND HUNTINGTON, SUFFOLK COUNTY, NEW YORK. (CP 5510 PIN # 0756.56)

**2<sup>nd</sup> RESOLVED**, that the Clerk of the Legislature shall make the following technical correction of the second Whereas clause in Resolution No. 328-2009 as hereby amended to read as follows:

**WHEREAS**, said maps were prepared on or about April 1, 2009, and are entitled "MAPS SHOWING PROPERTIES TO BE ACQUIRED FOR THE RECONSTRUCTION OF C.R. 3, WELLWOOD AVENUE AT LONG ISLAND AVENUE / CONKLIN STREET AND C.R. 3, PINELAWN ROAD / WELLWOOD AVENUE AT COLONIAL SPRINGS ROAD, TOWNS OF BABYLON AND HUNTINGTON, SUFFOLK COUNTY, NEW YORK"; and

DATED:

APPROVED BY:

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

Date of Approval:



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

1548

**GENERAL FUND**

|              | 2009<br>PROPERTY TAX LEVY | 2009<br>COST TO AVG TAXPAYER | 2009 AV TAX<br>RATE PER \$100 | 2009 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**POLICE DISTRICT AND DISTRICT COURT**

|              | 2009<br>PROPERTY TAX LEVY | 2009<br>COST TO AVG TAXPAYER | 2009 AV TAX<br>RATE PER \$100 | 2009 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**COMBINED**

|              | 2009<br>PROPERTY TAX LEVY | 2009<br>COST TO AVG TAXPAYER | 2009 AV TAX<br>RATE PER \$100 | 2009 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>0.00</b>               | <b>0.00</b>                  |                               | \$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



1548

MAY 21 2009

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: May 18, 2009  
RE: **AUTHORIZING CERTAIN TECHNICAL CORRECTION  
TO ADOPTED RESOLUTION NO. 328-2009**

Attached are a draft resolution and duplicate copy authorizing certain technical correction to Resolution No. 328-2009

Corrections are required to the Resolution Title and the second WHEREAS clause to include specific map boundaries.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "RESO-DPW-CP 5510.doc".

TL:WH:sk  
attach.

- cc Chris Kent, 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
- Theresa D'Angelo, Principal Clerk (Cover memo only)
- James Bagg, Chief Environmental Analyst

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1549  
Intro. Res. No. - 2009  
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 6/9/09

**RESOLUTION NO. - 2009, APPROPRIATING FUNDS IN CONNECTION WITH TRAFFIC CALMING MEASURES ON CR 19, PATCHOGUE-HOLBROOK ROAD FROM THE LIE TO CR 16, PORTION ROAD (CP 3302)**

**WHEREAS**, the Commissioner of Public Works has requested funds for engineering in connection with Traffic Calming Measures on CR 19, Patchogue-Holbrook Road from the LIE to CR 16, Portion Road; and

**WHEREAS**, there are sufficient funds within the 2009 Capital Budget and Program to cover the cost of said request; and

**WHEREAS**, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system 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

**1<sup>st</sup> 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) and of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes routine or continuing agency administration and management; information collection, including basic data collection and research, and preliminary engineering 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

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of forty-eight (48) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup> RESOLVED**, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Traffic Calming Measures on CR 19, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

**4<sup>th</sup> 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-3302.110<br>(Fund 001 Debt Service) | 50          | Traffic Calming Measures on CR 19, from L.I.E. to Portion Road, Engineering | \$100,000     |

DATED:

APPROVED BY:

---

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1549

|   |  |                                |
|---|--|--------------------------------|
| 1. Type of Legislation  |  |                                |
| Resolution <u>  X  </u> Local Law _____                      Charter Law _____  |  |                                |
| 2. Title of Proposed Legislation  |  |                                |
| <p><b>RESOLUTION NO.            - 2009, APPROPRIATING FUNDS IN CONNECTION WITH TRAFFIC CALMING MEASURES ON CR 19, PATCHOGUE-HOLBROOK ROAD FROM THE LIE TO CR 16, PORTION ROAD (CP 3302)</b></p> |  |                                |
| 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)   |  |                                |
| <div style="border: 1px solid black; border-radius: 50%; width: 40px; height: 20px; display: inline-block; margin: 5px;"></div> <p><b>County</b></p>  | <p><b>Town</b></p>   | <p><b>Economic Impact</b></p>  |
| <p><b>Village</b></p>   | <p><b>School District</b></p>  | <p><b>Other (Specify):</b></p> |
| <p><b>Library District</b></p>  | <p><b>Fire District</b></p>  |                                |
| 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   |  |                                |
| 2010  |  |                                |
| 10. Typed Name & Title of Preparer  | 11. Signature of Preparer  | 12. Date                       |
| Nicholas Paglia<br>Executive Technician   |  | May 28th, 2009                 |

SCIN FORM 175b (10/95)

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

1549

**GENERAL FUND**

|              | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$22,780</b>           | <b>\$0.04</b>                |                               | \$0.000                         |

**POLICE DISTRICT AND DISTRICT COURT**

|              | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**COMBINED**

|              | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$22,780</b>           | <b>\$0.04</b>                |                               | \$0.000                         |

**NOTES:**

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**Suffolk County**  
**Project Name**  
 General Obligation Serial Bonds  
 Level Debt

1549

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

| Date   | Coupon   | Principal    | Interest    | Total Debt Service | Fiscal Debt Service |
|--|--|--------------|-------------|--------------------|---------------------|
| <span style="border: 1px solid black; padding: 2px;">5/1/2009</span> |  |              |             |                    |                     |
| 11/1/2009  |  |              |             |                    |                     |
| 5/1/2010   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$18,279.16  | \$4,500.00  | \$22,779.16        | \$22,779.16         |
|  |  |              | \$1,838.72  | \$1,838.72         |                     |
| 5/1/2011   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$19,101.73  | \$1,838.72  | \$20,940.45        | \$22,779.16         |
|  |  |              | \$1,408.93  | \$1,408.93         |                     |
| 5/1/2012   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$19,961.30  | \$1,408.93  | \$21,370.23        | \$22,779.16         |
|  |  |              | \$959.80    | \$959.80           |                     |
| 5/1/2013   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$20,859.56  | \$959.80    | \$21,819.36        | \$22,779.16         |
|  |  |              | \$490.46    | \$490.46           |                     |
| 5/1/2014   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$21,798.24  | \$490.46    | \$22,288.70        | \$22,779.16         |
|  |  |              |             |                    |                     |
|  |  | \$100,000.00 | \$13,895.82 | \$113,895.82       | \$113,895.82        |

ml 393

# COUNTY OF SUFFOLK



MAY 19 2009

STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

1549

## 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:** May 12, 2009

**RE: APPROPRIATING FUNDS IN CONNECTION WITH TRAFFIC CALMING MEASURES ON CR 19, PATCHOGUE-HOLBROOK ROAD FROM THE LIE TO CR 16, PORTION ROAD (CAPITAL PROGRAM NUMBER 3302)**

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 sufficient funds included in the 2009 Capital Budget and Program for this project.

This project will provide for planning and engineering to design various traffic calming measures, including restricting the road width by constructing a raised median in the "S" curve section of the road, and bulb-out by the elementary school to shorten the cross-walk to provide pedestrian safety.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "RESO-DPW-CP 3302.doc".

TL:WH:sk  
attach.

- cc Chris Kent, 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
- Theresa D'Angelo, Principal Clerk (Cover memo only)
- James Bagg, Chief Environmental Analyst

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1550  
Intro. Res. No. 2009

Laid on Table 6/9/09

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AND APPROPRIATING FUNDS FOR THE IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 20 – WILLIAM FLOYD (RIDGEHAVEN) (CP 8147)**

**WHEREAS**, the Ridgehaven Wastewater Treatment Plant requires treatment process improvements; and

**WHEREAS**, consultant assistance is required, in connection with the proposed improvements; and

**WHEREAS**, there are sufficient funds in the 2009 Capital Budget and Program for assistance in improving Suffolk County Sewer District No. 20 – William Floyd (Ridgehaven); and

**WHEREAS**, the Administrative Head of Sewer District No. 20 – William Floyd has requested that planning funds be appropriated to cover costs associated with the improvement 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 2009 Capital Budget, as the basis for funding Capital Projects such as this project; and

**WHEREAS**, it is proposed that \$50,000 of the Assessment Stabilization Reserve Fund be appropriated for the purpose of implementing the planning phase of the project; now, therefore be it

**1<sup>st</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty six (66), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution 461-2006; and be it further

**2<sup>nd</sup> RESOLVED**, that the Assessment Stabilization Reserve Fund shall provide the sum of \$50,000 for the purpose of implementing the planning and environmental phase of the project; and be it further

**3<sup>rd</sup> RESOLVED**, that the County Comptroller and County Treasurer be and they hereby are authorized to amend the 2009 Adopted Operating Budget, transfer funds and accept proceeds as follows:

| <u>Interfunds</u>                   | <u>Amount</u> |
|-------------------------------------|---------------|
| 404-IFT-E527-Transfer to Fund 527   | \$50,000      |
| <u>Revenues</u>                     | -             |
| 527-IFT-R404-Transfer from Fund 404 | \$50,000      |

and be it further

**4th RESOLVED**, that the funds in the amount of \$50,000 from the Assessment Stabilization Reserve Fund be and they hereby are appropriated as follows:

| <u>PROJECT NO.</u> | <u>PROJECT TITLE</u>   | <u>AMOUNT</u> |
|--------------------|--|---------------|
| 527-CAP-8147.110   | Improvements to Sewer District 20 – William Floyd<br>(Ridgehaven) – Planning, Design and Supervision | \$50,000      |

and be it further

**5<sup>th</sup> RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these interfund revenues and effectuate these interfund transfers, including the associated cash transfers, to the Capital Sewer fund required to finance this Capital Project; and be it further

**6<sup>th</sup> 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) (18), 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.

**7<sup>th</sup> RESOLVED**, that the Administrative Head of the Sewer District be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the planning and environmental phase of the recharge facility improvements to SD 20 – William Floyd.

DATED:

APPROVED BY:

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

Date of Approval:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1550

|   |   |                              |
|---|---|------------------------------|
| 1. Type of Legislation<br>Resolution <u>  X  </u> Local Law _____                      Charter Law _____  |   |                              |
| 2. Title of Proposed Legislation<br>Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for the Improvements to Suffolk County Sewer District No. 20 – William Floyd (Ridgehaven) (CP 8147). |   |                              |
| 3. Purpose of Proposed Legislation<br>The recommendation requests the use of the Assessment Stabilization Reserve Funds as the funding for the project.   |   |                              |
| 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)   |   |                              |
| <b>County</b>   | <b>Town</b>   | <b>Economic Impact</b>       |
| <b>Village</b>  | <b>School District</b>  | <b>Other (Specify):    X</b> |
| <b>Library District</b>   | <b>Fire District</b>  | <b>Sewer District</b>        |
| 6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact<br>The legislation will allow engineering assistance for improvements to the Ridgehaven wastewater process.   |   |                              |
| 7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.<br>2009 \$50,000 Appropriated from the Assessment Stabilization Reserve Fund.  |   |                              |
| 8. Proposed Source of Funding                      Assessment Stabilization Reserve Fund  |   |                              |
| 9. Timing of Impact                      2009   |   |                              |
| 10. Typed Name & Title of Preparer<br><br>Ben Wright, P.E.<br>Chief Engineer<br>Sanitation  | 11. Signature of Preparer<br><br> | 12. Date<br><br>6/3/09       |

1550

**M E M O R A N D U M**

TO: Ben Zwirn, Deputy County Executive

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

SUBJECT: **A Draft Resolution Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Improvements to Suffolk County Sewer District No. 20 – William Floyd (Ridgehaven) (CP 8147)**

DATE: April 17, 2009

Attached is a resolution with appropriate forms and backup for engineering assistance for improvements to the Ridgehaven Wastewater Treatment Facility portion of SD #20 – William Floyd filed as Reso DPW ASRF CP 8147 SD #20 Improvements 4-17-09 and Backup DPW ASRF CP 8147 SD #20 Improvements 4-17-09. Consultant assistance is related to the improvements at the facility. Funds of \$50,000 are identified in the Adopted 2009 Capital Budget and Program as the Assessment Stabilization Reserve Fund and we have prepared the draft resolution with that source of funding. We would request that this resolution be laid on the table at your convenience.

TL:BW:ni  
Encl.

cc: Chris Kent, Chief Deputy County Executive  
Gil Anderson, P.E., Commissioner  
Brendan Chamberlain, County Executive Assistant  
Laura Conway, CPA, Chief Accountant  
Carmine Chiusano, Assistant Budget Director  
Ben Wright, P.E., Chief Engineer, Sanitation  
CE Reso Review

tl-bw4-17-09 Backup DPW ASRF Improvements sd20 CP 8147 memo to BZwirn

1551

Intro. Res. No. - 2009  
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 6/9/09

**RESOLUTION NO. -2009, AMENDING RESOLUTION NO. 312-2005, AS AMENDED, IN CONNECTION WITH STORM WATER REMEDIATION AT VARIOUS COUNTY ROADS, CR 96, GREAT EAST NECK ROAD, AT EVERGREEN STREET (CP 8240)**

**WHEREAS**, Resolution No. 312-2005 approved funding this program with Fund 477 Water Quality Protection and Restoration Funds in connection with Storm Water Remediation Improvements on CR 96, Great Neck Road at Evergreen Street; and

**WHEREAS**, Resolution No. 595-2006 amended Resolution No. 312-2005 to approve planning funding in connection with Storm Water Remediation Improvements on CR 96, Great Neck Road at Evergreen Street; and

**WHEREAS**, a portion of this funding is necessary for land acquisition; and

**WHEREAS**, there exists enough funding in the construction phase of this project to cover the land acquisition costs; and

**WHEREAS**, it is necessary to further amend Resolution No. 312-2005, as amended by Resolution No. 595-2006, by re-appropriating \$300,000 from construction to land acquisition; now therefore, be it

**1<sup>st</sup> RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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, and be it further

**2<sup>nd</sup> RESOLVED**, that the 8th RESOLVED clause of Resolution No. 312-2005, as amended by Resolution No. 595-2006, is hereby further amended by reducing the appropriation for construction by \$300,000 and increasing the appropriation for land acquisition by \$300,000 as follows:

| <u>Project No.</u> | <u>JC</u> | <u>Project Title</u>   | <u>Amount</u> |
|--------------------|-----------|--|---------------|
| 525-CAP 8240.112   | 50        | Storm Water Remediation at Various County Roads,<br>Planning & Engineering | \$120,000     |

| <u>Project No.</u> | <u>JC</u> | <u>Project Title</u>   | <u>Amount</u> |
|--------------------|-----------|--|---------------|
| 525-CAP 8240.210   | 50        | Storm Water Remediation at Various County Roads,<br>Land Acquisition | \$300,000     |

| <u>Project No.</u> | <u>JC</u> | <u>Project Title</u>   | <u>Amount</u>                             |
|--------------------|-----------|--|---|
| 525-CAP 8240.313   | 50        | Storm Water Remediation at<br>Various County Roads,<br><u>Construction</u> | <del>[\$1,030,000]</del> <u>\$730,000</u> |

and be it further

**3<sup>rd</sup> RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to effectuate the associated cash transfers for this capital project.

[ ] Bracket denote deletion of existing language  
 \_\_\_\_ Underlining denotes addition of new language

Dated:

APPROVED BY:

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

Date of Approval:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

(55)

|   |   |                      |
|---|---|----------------------|
| 1. Type of Legislation  |   |                      |
| Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____  |   |                      |
| 2. Title of Proposed Legislation  |   |                      |
| RESOLUTION NO. -2009, AMENDING RESOLUTION NO. 595-2006 IN CONNECTION WITH STORM WATER REMEDIATION AT VARIOUS COUNTY ROADS, CR 96, GREAT EAST NECK ROAD, AT EVERGREEN STREET (CP 8240) |   |                      |
| 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): DAV |
| Library District  | Fire District   |                      |
| 6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact   |   |                      |
| This legislation moves funds within Capital Project 8240 from construction to land acquisition.   |   |                      |
| 7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.  |   |                      |
| N/A.  |   |                      |
| 8. Proposed Source of Funding   |   |                      |
| N/A   |   |                      |
| 9. Timing of Impact   |   |                      |
| Upon adoption   |   |                      |
| 10. Typed Name & Title of Preparer  | 11. Signature of Preparer   | 12. Date             |
| Steven Forst<br>Senior Accountant   |  | June 3, 2009         |

SCIN FORM 175b (10/95)

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

1551

**GENERAL FUND**

|              | 2009<br>PROPERTY TAX LEVY | 2009<br>COST TO AVG TAXPAYER | 2009 AV TAX<br>RATE PER \$100 | 2009 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**POLICE DISTRICT AND DISTRICT COURT**

|              | 2009<br>PROPERTY TAX LEVY | 2009<br>COST TO AVG TAXPAYER | 2009 AV TAX<br>RATE PER \$100 | 2009 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**COMBINED**

|              | 2009<br>PROPERTY TAX LEVY | 2009<br>COST TO AVG TAXPAYER | 2009 AV TAX<br>RATE PER \$100 | 2009 FEV TAX<br>RATE PER \$1000 |
|--------------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| <b>TOTAL</b> | <b>0.00</b>               | <b>0.00</b>                  |                               | \$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



MAY 15 2009

1551

OFFICE OF THE COUNTY EXECUTIVE

STEVE LEVY  
COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER  
COMMISSIONER

DEPARTMENT OF ENVIRONMENT  
AND ENERGY

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive

FROM: Carrie Meek Gallagher, Commissioner 

DATE: May 7, 2009

RE: **AMENDING PRIOR RESOLUTION 595-2006 IN CONNECTION WITH STORM WATER REMEDIATION AT VARIOUS COUNTY ROADS, CR 96, GREAT EAST NECK ROAD, AT EVERGREEN STREET (CAPITAL PROGRAM NUMBER 8240)**

Attached are a draft resolution and duplicate copy to amend resolution 595-2006 for \$300,000 for land acquisition in connection with the above referenced project.

There are sufficient funds in the construction phase of this project to cover the land acquisition costs.

Stormwater runoff from C.R. 96, Great East Neck Road currently is collected by a positive drainage system that discharges directly into West Babylon Creek, a tributary to the western Great South Bay. The 2000 NYSDEC Priority Water body List identifies urban runoff and storm sewers as the primary source of pathogens that are causing shell fishing restrictions and fish consumption advisories.

This project proposes to modify the existing positive system to divert the existing untreated direct discharge from West Babylon Creek to a new retention basin. This retention basin will receive plantings that will aid in the biological uptake of pollutants commonly found in storm water. The treated overflow from this basin will then be allowed to discharge to the creek.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "RESO-DEE-CR~~96~~ .doc".

CMG:sk  
attach.

cc Chris Kent, Chief Deputy County Executive  
Brendan Chamberlain, County Executive Assistant:

LOCATION:  
H. LEE DENNISON BUILDING, 12<sup>th</sup> FLOOR  
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS:  
P.O. BOX 6100  
HAUPPAUGE, NY 11788-0099

OFFICE (631) 853-4016  
FAX (631) 853-4818

1552

Intro. Res. No. - 2009

Laid on Table 6/9/09

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, AMENDING THE 2009  
CAPITAL BUDGET AND PROGRAM AND  
APPROPRIATING FUNDS IN CONNECTION WITH THE  
INTEGRATED LAND INFORMATION SYSTEM (CP  
1758)**

**WHEREAS**, the Director of Suffolk County Real Property Tax Service Agency has requested funds to continue the 2006 Capital Budget and Program - Project 1758 entitled "Integrated Land Information System" and to provide funds to enable the Real Property Tax Service Agency (RPTSA) to migrate its data to a more efficient and standardized GIS format, integrate it into the data warehouse and implement the map book; and

**WHEREAS**, the adopted 2006 Capital provided for RPTSA to migrate its data to a more efficient and standardized GIS format to develop an Integrated LAN-based Information System that improves the registration and printing of tax map albums; The production of maps and albums is mandated by New York State Real Property Tax Law; and

**WHEREAS**, The production of maps and albums is mandated by New York State Real Property Tax Law; and

**WHEREAS**, the 2009 Capital Program and Budget does not include sufficient funding for this project and pursuant to Suffolk County Charter, section C4-13, an offsetting authorization must be provided from another capital project; and

**WHEREAS**, RPTSA has requested \$250,000 to be used in 2009 for the preparation of the tax map albums in the ESRI software, conversion of tax maps to NAD 83 and the completion of the tax map conversion project; and

**WHEREAS**, expediting this project to start in 2009 will not only improve the efficiency of the operations of the Real Property Tax Service Agency but also increase revenue to the General Fund by the continued ability to print maps at the counter in the new software and print tax map albums, which together provide an annual revenue stream; 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 2009 Capital Budget, as the basis for funding capital projects such as this project; and

**WHEREAS**, that this Legislature, by resolution of even date herewith, has authorized the issuance of \$250,00 in Suffolk County Serial Bonds; now therefore be it

**1<sup>st</sup> 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) (18) 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, water quality and pollution studies, traffic counts, engineering;

studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund, or approve any Type I or Unlisted action, since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, , that it is hereby determined that this project, with a priority ranking of forty-one (41) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup> RESOLVED**, that the 2009 Capital Program and Budget be and is hereby amended as follows:

Project No.: 5560  
 Project Title: The Reconstruction of CR 4, Commack Road From the Vicinity of Nicolls Road to Julia Circle

|                 | Total<br>Est'd<br>Cost | Current<br>2009<br>Capital<br>Budget &<br>Program | Revised<br>2009<br>Capital<br>Budget &<br>Program |
|-----------------|------------------------|---|---|
| 3. Construction | <u>\$ 930,000</u>      | <u>\$1,080,000</u>                                | <u>\$830,000B</u>                                 |
| TOTAL           | \$1,405,000            | \$1,080,000                                       | \$830,000   |

Project No.: 1758  
 Project Title: Integrated Land Information System

|                                  | Total<br>Est'd<br>Cost | Current<br>2009<br>Capital<br>Budget &<br>Program | Revised<br>2009<br>Capital<br>Budget &<br>Program |
|----------------------------------|------------------------|---|---|
| 1. Planning, Design, Supervision | <u>\$868,610</u>       | <u>0</u>  | <u>\$250,000B</u>                                 |
| TOTAL                            | \$1,717,210            | 0   | \$250,000   |

and be it further

**4<sup>th</sup> RESOLVED**, that the proceeds of \$250,000 in Suffolk County Serial Bonds be and they are hereby are appropriated as follows:

| <u>Project No.</u>      | <u>Project Title</u>              | <u>Amount</u> |
|-------------------------|-----------------------------------|---------------|
| 525-CAP-1758.112        | GDB Migration and Implementation, | \$250,000     |
| (Fund 001 Debt Service) | AREIS Web Services                |               |

and be it further

**5<sup>th</sup> RESOLVED**, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith.

DATED:

APPROVED BY:

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

Date of Approval:



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

*1552*

**GENERAL FUND**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$56,948</b>           | <b>\$0.11</b>                |                               | \$0.000                         |

**POLICE DISTRICT AND DISTRICT COURT**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**COMBINED**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$56,948</b>           | <b>\$0.11</b>                |                               | \$0.000                         |

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**Suffolk County**  
**Project Name**  
 General Obligation Serial Bonds  
 Level Debt

1552

Term of Bonds: 5  
 Amount to Bond: \$250,000

| Date   | Coupon   | Principal    | Interest    | Total Debt Service | Fiscal Debt Service |
|--|--|--------------|-------------|--------------------|---------------------|
| <span style="border: 1px solid black; padding: 2px;">5/1/2009</span> |  |              |             |                    |                     |
| 11/1/2009  |  |              |             |                    |                     |
| 5/1/2010   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$45,697.91  | \$11,250.00 | \$56,947.91        | \$56,947.91         |
|  |  |              | \$4,596.80  | \$4,596.80         |                     |
| 5/1/2011   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$47,754.32  | \$3,522.32  | \$52,351.11        | \$56,947.91         |
|  |  |              | \$3,522.32  | \$3,522.32         |                     |
| 5/1/2012   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$49,903.26  | \$2,399.50  | \$53,425.58        | \$56,947.91         |
|  |  |              | \$2,399.50  | \$2,399.50         |                     |
| 5/1/2013   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$52,148.91  | \$1,226.15  | \$54,548.41        | \$56,947.91         |
|  |  |              | \$1,226.15  | \$1,226.15         |                     |
| 5/1/2014   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$54,495.61  | \$1,226.15  | \$55,721.76        | \$56,947.91         |
|  |  |              |             |                    |                     |
|  |  | \$250,000.00 | \$34,739.55 | \$284,739.55       | \$284,739.55        |

# COUNTY OF SUFFOLK



1552

**STEVE LEVY**  
**SUFFOLK COUNTY EXECUTIVE**

**REAL PROPERTY TAX SERVICE AGENCY**  
AREIS Advanced Real Estate Information System

**PENNY WELLS LAVALLE MAI, CCIM, CCD**  
**DIRECTOR**

VIA EMAIL AND HAND DELIVERY

March 16, 2009

Mr. Ben Zwirn  
Deputy County Executive  
Dennison Building  
Hauppauge, New York

**RE: RESO-RPT-CAP 1758**  
**[CAPITAL PROJECT 1758 - GEODATABASE MIGRATION AND IMPLEMENTATION; AREIS**  
**WEB SERVICES]**  
**[Requesting: CERTIFICATE OF NECESSITY]**

Dear Deputy County Executive Zwirn:

I have attached a hard copy of the Capital Request in the Amount of \$250,000 to complete the tax map conversion; map book implementation and NAD 83 project first approved in 2005 and adopted for appropriation in 2007-2009 Capital Program.

The first phase is near completion and that is the \$618,610 appropriation in 2007. The final phase described in the 2007 Capital Budget and 2007-2009 Capital Program is the amount of \$250,000. Approvals were issued by budget and steering committee (11/7/08) to engage in part of this final stage of the project for the tax map implementation and NAD 83 conversion. Tax map production is one of the **mandates of the Real Property Agency (NYSCRR Executive Part198)**. A contract was approved and entered into with Bowne Management who started work on in January, 2009. It only came to my attention on February 19<sup>th</sup>, 2009 that there was a glitch and that the funds were not available.

I immediately stopped both projects, appeared before the Capital and Steering Committees and now ask for consideration for funding to complete this project by a resolution with a **CERTIFICATE OF NECESSITY**. We are well into the project 2.5 months to the tune of **\$37,966.80**. In conjunction with the '***21<sup>st</sup> Century Records***' that County Executive Levy has proposed in this year's capital funding, I would be remiss not to note the importance of mapping in disease control and prevention and the ease of application that our base map would provide. Streamlining government goes without saying when one current map (keystone) can be utilized for multiple government agencies and multiple purposes.

---

300 Center Drive, Riverhead, New York 11901 - 3398  
Phone: (631) 852 - 1550;  
Main Fax: (631) 852-1566

"DIAL 852-COPS - FOR NON-EMERGENCY POLICE CALLS IN SUFFOLK COUNTY"

1552

I'm requesting your approval of the attached resolution to offset capital in 2009, in order to maintain our tax maps in the standard GIS {ESRI} software which, in addition to Health, the rest of the County government should be able to utilize as planned and as already paid for in the ESRI Enterprise License agreement. In addition, delay will reduce our revenues received from printing and licensing the tax maps which amounts to approximately \$300,000 to \$500,000 per annum. Failure to complete this project as planned this year will also increase our operating costs by financing Micro Station software in addition to the GIS software and delaying delivery of our upgraded AREIS webpage which is revenue related.

I have appended supplemental information to support the necessity of funding, the revenue impact the approvals in place and the desire to provide this county with the tools necessary for multi-faceted spatial programs in this the 21<sup>st</sup> century.

Sincerely,

Penny Wells LaValle  
Director

PWL/dpw

Cc: Jim Morgo, Chief Deputy County Executive  
Jeff Szabo, Deputy County Executive

Addendum

1552

Table of Contents

Pages

|       |   |
|-------|---|
| 4     | <i>Report of Revenues for RPTSA 2008</i>  |
| 5     | <i>Current Balance due Bowne in 2009 Map Book Implementation</i>  |
| 6     | <i>Approval by Working and Steering Committees 11/12/08</i>   |
| 7     | <i>BRO Report for 2007-2009 – Capital 2007</i>  |
| 8     | <i>BRO Report for 2008-2010 – Capital 2008</i>  |
| 9     | <i>BRO Report for 2009-2011 – Capital 2009 (RPTSA had funds scheduled for 2008, hence the approvals in 2008 for work in 2009 RPTSA had project model designed for this part of the project to begin late 2008 early 2009. We were not asking for any new project funds in relation to the already approved \$868,610 in 1758)</i> |
| 10-17 | <i>Letter of Engagement and Scope of Work</i>   |

**COUNTY OF SUFFOLK**



1552

**STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE**

Real Property Tax Service Agency

Penny Wells LaValle MAI, CCIM, CCD

AREIS Advanced Real Estate Information System

Director

**Revenue Report for 2008**

Prepared by: Margaret McGregor

Dated Prepared: 12-Jan-09

**Revenue Resources**

**1. Sales Revenues**

| Monthly Totals - Deposited in |                     |                            | Sales Breakdown       |                     |
|-------------------------------|---------------------|----------------------------|-----------------------|---------------------|
| January                       | \$35,303.29         |                            | "B" Maps              | \$4,792.00          |
| February                      | \$19,878.77         |                            | "C" Maps              | \$5,228.50          |
| March                         | \$53,385.51         | Includes Verizon           | "D" Maps              | \$180.00            |
| April                         | \$17,635.65         |                            | School Dist. Maps     | \$50.00             |
| May                           | \$19,861.09         |                            | Aerial Maps           | \$1,445.00          |
| June                          | \$30,913.34         | includes 1st Amer. Royalty | GIS Licenses          | \$72,157.90         |
| July                          | \$74,912.99         | includes 1st Amer.         | AREIS Licenses        | \$7,500.00          |
| August                        | \$30,437.74         |                            | Custom Maps           | \$662.00            |
| September                     | \$33,188.09         |                            | Key Maps/Key Maps     | \$475.00            |
| October                       | \$35,383.39         |                            | L.I.S. Albums         | \$295,301.00        |
| November                      | \$25,126.76         |                            | Screen Prints         | \$1,916.00          |
| December                      | \$40,079.87         |                            | Cert. Of Compliance   | \$23,325.00         |
| <b>Total Deposits</b>         | <b>\$416,106.49</b> |                            | Certified Maps        | \$1,214.00          |
|                               |                     |                            | Misc. Maps            | \$1,510.00          |
|                               |                     |                            | <b>2008 Sub-Total</b> | <b>\$415,756.40</b> |
|                               |                     |                            | Refund check          | \$8.00              |
|                               |                     |                            | Interest from Sales   | \$132.09            |
|                               |                     |                            | Postage from Sales    | \$210.00            |

|   |                     |  |                     |
|---|---------------------|--|---------------------|
| Miscellaneous: NYS (STAR)               | \$35,950.98         | NYS Star Program                       | \$35,950.98         |
| <b>2008 Total Sales/Other Revenues:</b> | <b>\$452,057.47</b> | <b>2008 Total Sales/Other Revenues</b> | <b>\$452,057.47</b> |

**2. Verification Fees and Interest - Collected and banked by County Clerk on behalf of RPTSA**

|               | Verification fees      | Verification account interest | Totals                                     |
|---------------|------------------------|-------------------------------|--|
| January       | \$ 516,680.00          | \$ 1,226.74                   | \$ 517,906.74                              |
| February      | \$ 449,310.00          | \$ 743.16                     | \$ 450,053.16                              |
| March         | \$ 558,340.00          | \$ 593.22                     | \$ 558,933.22                              |
| April         | \$ 497,570.00          | \$ 643.14                     | \$ 498,213.14                              |
| May           | \$ 518,620.00          | \$ 609.58                     | \$ 519,229.58                              |
| June          | \$ 503,520.00          | \$ 525.85                     | \$ 504,045.85                              |
| July          | \$ 461,180.00          | \$ 575.84                     | \$ 461,755.84                              |
| August        | \$ 452,670.00          | \$ 476.84                     | \$ 453,146.84                              |
| September     | \$ 426,130.00          | \$ 525.19                     | \$ 426,655.19                              |
| October       | \$ 410,540.00          | \$ 936.20                     | \$ 411,476.20                              |
| November      | \$ 309,780.00          | \$ 136.92                     | \$ 309,916.92                              |
| December      | \$ 348,060.00          | \$ 91.37                      | \$ 348,151.37                              |
| <b>TOTAL:</b> | <b>\$ 5,452,400.00</b> | <b>\$ 7,084.05</b>            | <b>\$5,459,484.05</b>                      |
|               |                        |                               | <b>TOTAL ALL REVENUES: \$ 5,911,541.52</b> |

200 Carver Drive, Riverhead, New York 11901 - 3398  
Phone: (631) 852 - 1550;  
Main Fax: (631) 852-1566

\*DIAL 552-COPS - FOR NON-EMERGENCY POLICE CALLS IN SUFFOLK COUNTY\*



Working and Steering Committee Approval

1552

**DEPARTMENT  
OF  
INFORMATION TECHNOLOGY**

Steve Levy  
County Executive

Bldg 69 - North County Complex, Hauppauge, NY 11788  
(631) 853-2071 Fax (631) 853-4879

Gary Quinn  
CIO/Commissioner

Doug Miller  
Director

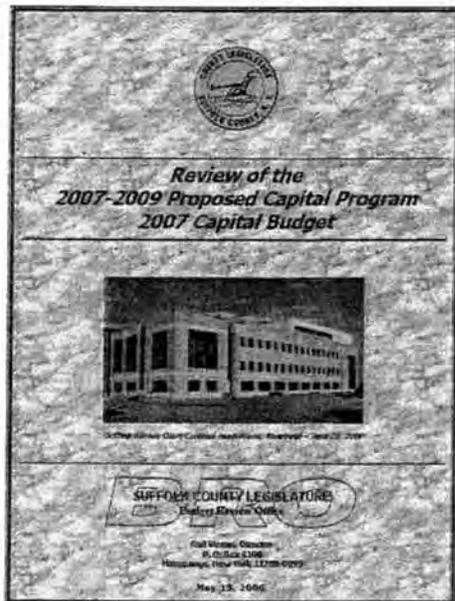
**Information Processing Working Committee**

Wednesday 11/12/2008 1:30 PM

Departments are required to complete the Committee Questionnaire to ensure the Requisition is included in the Agenda. Please click on the Requisition # link below and submit the form by 5PM the day prior to the meeting.

| Dept | Requisition # | Description                       | Detail Submitted | Amount       | Disposition                    | Attend At |
|------|---------------|-----------------------------------|------------------|--------------|--------------------------------|-----------|
| CAP  | 00009010202   | Real Property - Consulting - Maps | 11-07-2008       | \$177,130.00 | Approved At Working & Steering | 1:45 PM   |
| CAP  | HSV00000880   | HP Printers & Cables              | 11-07-2008       | \$10,812.00  | Approved                       | 2:00 PM   |

BRO Report for 2007-2009 – Capital 2007



| EXISTING  |              |               |      |                      |             |  |
|---|--------------|---------------|------|----------------------|-------------|--|
| PROJECT TITLE                                     |              |               |      |                      | PROJECT NO. |  |
| GIS Migration & Implementation, Area Web Services |              |               |      |                      | 1736        |  |
| BRO Ranking:                                      | 49           |               |      | Exc. Ranking:        | 49          |  |
| Total   |              |               |      | Proposed (Executive) |             |  |
| Estimated Cost                                    | Adopted 2006 | Modified 2006 | 2007 | 2008                 | 2009        |  |
| \$1,717,210                                       | \$0          | \$0           | \$0  | \$0                  | \$250,000   |  |

Scope and Description of Project as Previously Approved

This project provides funds to enable the Real Property Tax Service Agency (RPTSA) to migrate its data to a more efficient and standardized GIS format and integrate it into the data warehouse, currently under development by Integrated Data System (IDS), resulting in an Integrated LAN-based Information System. Phase I consists of the following objectives:

- Consultants from IDS will complete the development of a data warehouse using Oracle, based upon specifications created by the design committee, which consists of personnel from RPTSA and IS (Information Services). Furthermore, this "Data Warehouse" will be integrated with the tax maps, to be

converted from a CAD/Intergraph Spatial database format to a Geodetic Information Environment (ARC/INFO) by IDS.

- > IDS will convert the existing tax maps into a relational ESRI file format, which is already the predominant GIS (Geographical Information System) format in use by the various county departments employing GIS applications and functions. Under the guidance of IDS, RPTSA staff has already converted the tax maps of Shelter Island, Southampton, and East Hampton, parts of Riverhead and sections of Brookhaven.
- > RPTSA mappers are to be trained to edit the tax maps in the new ESRI environment.
- > IDS will provide consultant services to develop an on-line application, which will allow the RPTSA to provide internet access to their NYS-E&A Form 5217 in digital format and to other resources via the Internet. The RPTSA will derive a revenue stream from the subscription fees that will be charged for access to the latter resources, to be made available on the Internet.
- > New and replacement hardware will be purchased, including, two new servers, five printers, 40 workstations and terminals for on-line access by the public.
- > ARC/INFO software and licenses will be purchased for the new servers and for 15 staff members who will maintain the real-time geodetic database and GIS maps.

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Phase 2 involves the conversion or re-calibration of County maps, through Digital Ortho-Imagery, from the current NAD 27 state plane (the former NY State standard) into the more current NAD 83 state plane (the current NY State standard), thereby allowing for faster and more up-to-date access to the County's base-map.

#### Proposed Changes

The Proposed 2007-2009 Capital Program schedules \$618,610 and \$250,000 in Planning, Design & Supervision for this project in 2007 and 2009, respectively. RPTSA had requested the \$618,610 in 2007 to be used as follows: 1) Database Migration \$325,000, 2) Application and Tool Development \$275,000, 3) ArcEditor Costs \$8,600 and 4) AcSDE Costs \$10,010. RPTSA requested \$250,000 for Map Book Implementation be scheduled in 2008. The Proposed 2007-2009 Capital Program delays the Map Book Implementation one year to 2009.

#### Status of Project

- > The conversion of Intergraph data to ESRI data is underway and nearly 5 towns in the County have already been converted by RPTSA staff under the guidance of IDS.
- > Resolution 1146-2003 adopted Local Law 31-2003 that authorized the RPTSA to create a fee schedule for an internet-based subscription service for on-line access to the AREIS information and other RPTSA resources. It is anticipated that said fee schedule will be implemented in the next few months.

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- > Phase II, which involves the re-calibration of County maps from the previous NAD 27 format into the current NAD 83 format, is rescheduled to commence in 2009.

#### Budget Review Office Evaluation

The Proposed 2007-2009 Capital Program provides the funding for 1) Database Migration, 2) Application and Tool Development, 3) ArcEditor Costs, and 4) AcSDE Costs in 2007 as requested. The funding for the Map Book Implementation has been delayed one year from when requested by RPTSA until 2009. The delay of this project has postponed the migration of RPTSA data, which data is at the core of all county departments' GIS systems, to the more widely used ESRI platform and has prolonged the costly inefficiencies inherent in the current sharing of GIS data among the RPTSA and the multiple county departments using GIS.

The county departments using GIS are already using the ARC/INFO format as their GIS standard. Since all these county departments depend on the RPTSA base map as their GIS core, the RPTSA currently makes these files available on the WAN, albeit in Intergraph (.dgn) format. The various county departments, which download the RPTSA files in Intergraph (.dgn) format, are compelled to convert them to the more usable ESRI format. This conversion is costly in terms of time, manpower and efficiency, as it mandates an extra, undesirable step to departments before the RPTSA data can be properly utilized.

Efficiencies in time and labor will be realized immediately, as soon as the conversion to ESRI format is completed, because RPTSA will be making their GIS data files available in ready-to-use ESRI format. County departments will no longer be required to download and convert the RPTSA files, but will be able to immediately use these files.

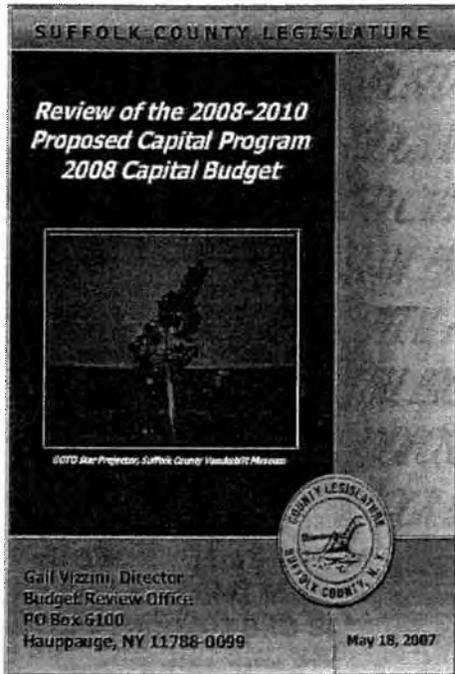
ARC/GIS software to be purchased contains an added functionality called "versioning", which provides for the seamless and near automatic reconciliation of different levels of GIS file updates. The RPTSA will be able to make GIS file updates available from a central location in a more structured, coherent, standardized, efficient and usable manner.

The implementation of on-line access to NYS-E&A Form 5217 and other resources will allow the immediate collection of a new revenue stream, derived from annual subscriber fees, which the RPTSA estimates at approximately \$150,000 in the first year, but which the RPTSA expects to increase significantly in SY.

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| EXISTING  |              |                       |           |      |                   |
|---|--------------|-----------------------|-----------|------|-------------------|
| PROJECT TITLE                                     |              |                       |           |      | PROJECT NO.       |
| GIS Migration & Implementation, Arcs Web Services |              |                       |           |      | 1758              |
| SRO Ranking: 41                                   |              |                       |           |      | Sect. Ranking: 49 |
| Total   |              | Proposed (Executives) |           |      |                   |
| Estimated Cost                                    | Adopted 2007 | Modified 2007         | 2008      | 2009 | 2010              |
| \$4,717,210                                       | \$618,610    | \$0                   | \$250,000 | \$0  | \$0               |

Scope and Description of Project as Previously Approved

This project provided funds that enabled the Real Property Tax Service Agency (RPTSA) to migrate its data to a more efficient and standardized GIS format and integrate it into the data warehouse, currently under development by Integrated Data System (IDS), resulting in an Integrated LAN-based Information System. The final phase involves the funding for the tools and codes for the registration and printing of tax map albums. The production of tax maps and albums is mandated by New York State Real Property Tax Law.

Proposed Changes

The Adopted 2007-2009 Capital Program scheduled \$618,610 and \$250,000 in Planning, Design & Supervision for this project in 2007 and 2009, respectively. The funding in 2007 was advanced to 2008 by Resolution 789-2006 and the 2007 funding provided in 2007 Capital Program was used as offset. The Proposed 2008-2010

Capital Program provides \$250,000 in 2008, which is the funding needed for the Map Book Implementation.

Status of Project

- > Resolution No. 1146-2003 adopted Local Law 31-2003 that authorized the RPTSA to create a fee schedule for an Internet-based subscription service for on-line access to the AREIS information and other RPTSA resources.
- > Resolution No. 789-2006 advanced the \$618,610 in CP 1758 from 2007 to 2008 to provide for Database Migration, Application and Tool Development, Arc Editor Cost and ArcSDE by offsetting it with other capital projects which could be delayed.
- > Resolution No. 408-2007 used the \$618,610 in CP 1758 as an offset for CP 1787 – Email Archiving System because the funds were provided in 2006 by Resolution 789-2006.
- > Phase II, which involves the re-calibration of county maps from the previous NAD 27 format into the current NAD 83 format, is rescheduled to commence in 2008.

Budget Review Office Evaluation

The Proposed 2008-2010 Capital Program provides the funding for the Map Book Implementation in 2008. The department expects that the current tax map conversion project will be completed in spring of 2008. Real Property Tax Service Agency anticipates sending out the RFP by the fall of 2007 with the specs for the vendor to work with the GIS map book and print and bind the albums. If RPTSA does not work on the tax map book implementation in 2008, the tax map albums will not be printed in 2009, which will result in the loss of \$300,000 in subscription revenue.

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BRO Report for 2009-2011

(RPTSA had funds scheduled for 2008, hence the approvals in 2008 for work in 2009 RPTSA had project model designed for this part of the project to begin late 2008 early 2009. We were not asking for any new project funds in relation to the already approved \$868,610 in 1758)



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**Discontinued Capital Projects**

The Proposed 2009-2011 Capital Program includes a list of 10 discontinued capital projects. The traditional definition of a discontinued capital project is one that has funds scheduled in the previous year's adopted capital program, but does not have funds scheduled in the ensuing capital program. In past capital programs, prior to the 2005-2007 Capital Program, discontinued capital projects were included in the budget presentation along with the individual project's description and financial information. The Budget Review Office recommends including all discontinued capital projects in the capital program presentation with the status shown as, "Discontinued".

The Proposed Capital Program discontinues three major College projects at a total cost of \$65.3 million of which \$32.65 million is state aid and \$32.65 million is serial bonds. The following table lists the 10 discontinued capital projects along with total funds scheduled in the Adopted 2008-2010 Capital Program and the total funds requested by the departments for the 2009-2011 Capital Program. A review of each discontinued capital project is included in this report, with the exception of CP 1758, GDB Migration and Implementation, Ares Web Services, which requires no additional funding.

Discontinued Capital Projects

**Discontinued Projects**  
**Proposed 2009-2011 Capital Budget and Program**

| CP # | DEPARTMENT             | TITLE  | Adopted 2008-09 | Dept. Proposed 2009-11 | Description  |
|------|------------------------|--|-----------------|------------------------|--|
| 1758 | RPTSA                  | GDB MIGRATION AND IMPLEMENTATION, AREAS WEB SERVICES | \$250,000       | \$0                    | Provides for Real Property Tax Service Agency (RPTSA) to migrate its data to a more efficient and standardized GDB format to develop an integrated LAN-based Information System that improves the registration and printing of tax maps/albums. The protocols of the maps and albums is mandated by New York State Real Property Tax Law.  |
| 1800 | INFORMATION TECHNOLOGY | SECURE AUTHENTICATION SYSTEM                         | \$22,000        | \$72,000               | Provides for the purchase of security system (hardware) to be used in conjunction with a dynamic password generation component for remote access Virtual Private Network (VPN) users.  |
| 2118 | COMMUNITY COLLEGE      | RENOVATION TO BAGGINS BUILDING, GRANT CAMPUS         | \$6,000,000     | \$7,000,000            | Provides for the renovation of 20,343 square feet in the Baggin's Building on the Grant Campus to reprogram the space in classrooms and laboratories when the library is moved to the new library and Learning Resource Center to be constructed on the Grant Campus (CP 2158).  |
| 2120 | COMMUNITY COLLEGE      | RECREATION CENTER, EASTERN CAMPUS                    | \$17,750,000    | \$16,700,000           | Provides for the construction of a 48,857 square foot facility to include a gymnasium and swimming pool for a health fitness center on the Eastern Campus. The facility would be available for community residents to use the recreational areas. This is the fourth Proposed Capital Program in a row that carried into capital project. The Legislature renewed this project in each of the previous 3 capital programs. |
| 2158 | COMMUNITY COLLEGE      | LEARNING RESOURCE CENTER, GRANT CAMPUS               | \$32,400,000    | \$35,000,000           | Provides for the construction of 885,000 square foot building on the Grant Campus to house a 48,000 square foot state of the art information technology library, classroom, faculty offices, and student/faculty work space. This is the second Proposed Capital Program in a row that carried into capital project. The Legislature renewed this project in each of the previous 3 capital programs.                      |

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**2009-2011 PROPOSED CAPITAL PROGRAM**

| No.  | Department             | Title   | 2008 Adopted |             | 2008 Proposed |           | 2009 Proposed |           | 2010 Proposed |           |
|------|------------------------|---|--------------|-------------|---------------|-----------|---------------|-----------|---------------|-----------|
|      |                        |   | Adopted      | Modified    | Proposed      | Proposed  | Proposed      | Proposed  |               |           |
| 1724 | OPWORLDWIDE            | IMPROVEMENTS TO WATER SUPPLY SYSTEMS  | \$0          | \$0         | \$75,000      | \$75,000  | \$75,000      | \$75,000  | \$75,000      | \$0       |
| 1729 | INFORMATION TECHNOLOGY | UPPER COLLEGE CHAMBER RECOVERY  | \$0          | \$0         | \$0           | \$0       | \$2,100,000   | \$0       | \$0           | \$0       |
| 1730 | OPWORLDWIDE            | REMOVAL OF FOOD & WAREHOUSE BUILDING MATERIALS & COMPONENTS AT VARIOUS COLLEGE FACILITIES | \$380,000    | \$280,000   | \$225,000     | \$0       | \$225,000     | \$0       | \$225,000     | \$225,000 |
| 1737 | OPWORLDWIDE            | REPLACEMENT OF FRIGIDERS BELONGING TO OPERATIONAL EQUIPMENT VARIOUS COLLEGE FACILITIES    | \$400,000    | \$400,000   | \$281,000     | \$281,000 | \$281,000     | \$281,000 | \$281,000     | \$0       |
| 1738 | OPWORLDWIDE            | MODIFICATIONS FOR COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT (ADA)                   | \$0          | \$0         | \$125,000     | \$125,000 | \$125,000     | \$125,000 | \$125,000     | \$0       |
| 1740 | RECREATION             | REMOVAL AND REPLACEMENT OF RUBBER MATS FOR THE PROOF TRACKS                               | \$300,000    | \$300,000   | \$136,672     | \$136,672 | \$136,672     | \$136,672 | \$136,672     | \$0       |
| 1756 | GENERAL GOVERNMENT     | INFRASTRUCTURE IMPROVEMENTS FOR TRAFFIC AND PUBLIC SAFETY AND PUBLIC HEALTH               | \$3,000,000  | \$3,000,000 | \$0           | \$0       | \$0           | \$0       | \$0           | \$0       |
| 1758 | RPTSA                  | GDB MIGRATION AND IMPLEMENTATION, AREAS WEB SERVICES                                      | \$250,000    | \$0         | \$0           | \$0       | \$0           | \$0       | \$0           | \$0       |
| 1760 | OPWORLDWIDE            | ELEVATOR CONTROLS & SAFETY UPGRADE AT VARIOUS COLLEGE FACILITIES                          | \$200,000    | \$200,000   | \$70,000      | \$70,000  | \$70,000      | \$70,000  | \$70,000      | \$0       |
| 1761 | OPWORLDWIDE            | RENOVATION OF VARIOUS COLLEGE FACILITIES  | \$0          | \$0         | \$0           | \$0       | \$0           | \$0       | \$0           | \$0       |

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COUNTY OF SUFFOLK



1552

STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

REAL PROPERTY TAX SERVICE AGENCY  
 AREIS Advanced Real Estate Information System

PENNY WELLS LAVALLE MAI, CCIM, CCD  
DIRECTOR

VIA EMAIL AND FIRST CLASS MAIL

November 26, 2008

Mr. Richard Messiana  
Bowne Management Systems, Inc.  
235 East Jericho Turnpike  
PO Box 109  
Mineola, NY 11501-0109

**RE: Letter of Engagement for Phase II of the Tax Map Conversion Project**  
**Tax Map and Album Printing Project**  
**Capital Program Number 1758**

Dear Rich:

This letter of engagement authorizes Bowne Management Systems to provide the services described in the attached 6 page document: **"Suffolk County Real Property Tax Service Agency – Tax Map Printing Project"**.

Thank you.

Sincerely,

Penny Wells LaValle

PWL:dpw  
cc: C. Parry, Office of the County Attorney

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300 Center Drive, Riverhead, New York 11901 – 3398  
Phone: (631) 852 – 1550;  
Main Fax: (631) 852-1566

"DIAL 852-COPS – FOR NON-EMERGENCY POLICE CALLS IN SUFFOLK COUNTY"

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OCT. 2. 2008 1:10PM

NO. 362 P. 1



**Bowne Management Systems, Inc.**  
235 East Jericho Turnpike  
PO Box 109  
Mineola, NY 11501-0109  
Phone: 516-746-2350  
Fax: 516-747-1396  
www.bownegroup.com

August 29, 2008

Penny Wells LaValle  
Director  
Suffolk County Real Property Tax Service Agency  
300 Center drive  
Riverhead NY, 11901

Re: Suffolk County Real Property Tax Service Agency – Tax Map Printing Project

Dear Ms LaValle,

Bowne Management Systems Inc. (“BMS”) is pleased to present this proposal to the Suffolk County Real property Tax Service Agency (“RPTSA”) for BMS’s scope of work in connection with the RPTSA Tax Map printing project.

The proposal is comprised of 3 Tasks. Task 1 addresses the need to create ESRI templates (.MXT) for every map representing condo sections or maps containing an insert map. This will allow creation of an archived map which RPTSA can sell to the public as well as for inclusion in the Tax Map Book. Task 2 will create a similar template for the remaining tax map sections (approximately 3700). This will improve the quality of the final printed map product, while also providing RPTSA with the ability to customize the map template, similar to the existing MicroStation templates (.TGN). Task 3 will enhance the Tax Map Maintenance application to produce formatted files for Map Book Printing, plus the ability to maintain specialty maps which are also included in the Tax Map Book.

**Task 1- Creation of .MXTs for all Condo Sections and Map Containing Inserts**

**Overview**

Like many CAD software products MicroStation allows one drawing to contain numerous reference drawing, which are related through the software. During the migration from MicroStation to ESRI all reference drawings were converted and are now spatially positioned with the seamless digital tax map.

When printing from ESRI software the system will display only the “main” drawing, all of the referenced drawings will not be visible. This is due to the fact that they are no longer “related”. ESRI has a process similar to MicroStation that allows these types of maps to be created using data frames and saved as an .MXT file, which is an ESRI Template. There are two options for creating data frames from reference drawings.

The first would be to programmatically place each of the reference drawings into the main map. Depending on the number of reference components the system will attempt to place them

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**Bowne Management Systems, Inc.**

Suffolk County Real Property Tax Service Agency  
August 29, 2008  
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as evenly as possible on the "page". This option would create condo section maps and maps containing inserts which will not look like the current map product produced using MicroStation. Over the years RPTSA has applied cartographic standards to the construction of these maps, which would be lost using a programmatic approach.

The second option which is Task 1 of this proposal would be to create one custom .MXT for each map containing a condo map section and maps containing insert drawings. Bowne will manually manipulate each map, matching the layout properties of the latest map book. This would include any additional line work such as dividers between inserts, etc. These maps would retain the cartographic integrity of the original maps and would be almost indistinguishable from the current map product.

Once each of these .MXTs are created and saved, they will be transparent to users during all future mapping activities involving these maps. For instance, changes could be made to any portion of a condo section map (i.e. floor 1, 2 etc.) and saved the same way all map work orders would be saved.

**1.1 - Create an individual .MXT for all condo sections and maps containing inserts**

As stated above each of the approximately 300 condo section and insert maps would be hand manipulated to match the current map book and an .MXT will be created and stored for each of these maps. All future mapping operations involving these maps will be saved to the same .MXT and will reflect any changes when saved as an archived map for printing.

**1.2 - QA/QC of .MXTs**

Each of the .MXTs created as part of Task 1.1 will undergo a QA/QC process. Any maps which fail due to large differences between the original and the created map or incorrect positioning of the inserts will be re-worked (see 1.3).

**1.3 - Perform any rework required as a result of the QA/QC process**

Any maps which have failed internal QA/QC will be re-worked and will undergo a second QA/QC process.

**1.4 - Create an archive map for each condo section map and maps containing inserts.**

Each of the saved archives will be added to the current map directory. These maps will be used for the purpose of printing maps for sale to the public. As future changes to maps are made during maintenance operations, a new archive will be created and replace in this directory. The previous version will be moved to a directory containing all non-current archived maps.

**Task 2 - Creation of .MXTs for all Non-Condo/ Insert Tax Map Section Maps**

**Overview**

Although RPTSA can use the archived TIFs made using MicroStation, Bowne is recommending that new archives be created using the same approach as will be done for condos. There are a number of reasons for this. As maps are updated using the new

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**Bowne Management Systems, Inc.**

Suffolk County Real Property Tax Service Agency  
August 29, 2008  
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maintenance system and saved there will be small cartographic differences from the older TIFs. This is due in part to the use of an ESRI compatible font and the fact that ESRI line types vary slightly from MicroStation's. When the Map Book is printed maps on facing pages might look different. In addition there will be maps in the County which may not have any changes for many years and so will never be replaced with the new version of the map.

The most compelling reason for this recommendation is that when maps are created programmatically in the maintenance application for archiving there are slight positional differences which need to be manually corrected. Without creating the .MXT template there is no way to adjust these maps. Currently the RPTSA staff can and do make changes to the .TGN files (which act as MicroStation templates); these custom changes cannot be captured using a generic template. In short, the overall quality of the final map product will be higher and more in keeping with the current standard.

**2.1 – Create individual .MXTs for all existing Tax Maps**

Bowne will programmatically create and store an .MXT for each of the County's tax maps. Each of these maps will be manually manipulated if needed to improve the positional accuracy and cartographic quality of the maps. Once created, all future map maintenance activities will use these templates which will be transparent to the user. Each time a modified map is saved the custom template will be used, and if desired RPTSA can make additional custom changes which will become part of the map whenever it is printed.

**2.2 – Perform QA/QC on each map and manually correction where needed**

Each of the maps will undergo a QA/QC process and will be manually manipulated where required to achieve the highest quality possible.

**2.3 – Create an archive map for every tax map.**

Each of the saved archives will be added to the current map directory. These maps will be used for the purpose of printing maps for sale to the public. As future changes to maps are made during maintenance operations, a new archive will be created and replaced in this directory. The previous version will be moved to a directory containing all non-current archived maps.

**Task 3– Enhance Tax Map Maintenance Application for Map Book Production**

**Overview**

Using the .MXT templates for each of the existing tax maps, the application will be modified to output formatted files for Map Book production. Similar to the archived files the map sheets can be viewed and modified if desired before being saved. These formatted files can be used to print maps for sale by the department and to send to an outside printing company for the production of the map book. Changes to the application will also involve modifications to the geodatabase. The User and Administrative Guides will be updated to reflect the enhancements to the application. The enhanced application will undergo internal testing by Bowne followed by user acceptance testing. Once accepted the application will be installed on a County server. RPTSA staff will be trained in the new functionality.

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**Bowne Management Systems, Inc.**

Suffolk County Real Property Tax Service Agency  
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**3.1 – Enhance Tax Map Application to create and package files for Map Book production and enable batch production of archive maps**

Modify the Tax Map Maintenance application to create and package files for Map Book printing. These files will be in a format supported by ESRI software which is determined to produce the best quality image when printed in the Map Book page size. Images in different formats will be supplied to RTPSA during development which can be tested by their third party printing agency to determine the best quality product. An Additional option will be incorporated into the Checker form to allow each map section to be saved in the selected format.

Modify the Tax Map Maintenance application to enable batch generation of Tax Map archives and Map Book image files. The application will be enhanced with an option to generate archives and Map Book image files in batch mode by Town and within Town's by Map Book.

Modify the Tax Map Maintenance application to produce "D" size map in various scales (based on MAPS table) which will allow the use of an engineering scale for measurements. The accuracy will be plus or minus 2%. In addition smaller maps (size B or C) when printed from the archive will be able to be join together seamlessly (manually taping or cutting and taping) as long as both maps are in the same scale.

Additional functionality as may be required to maintain .MXTs or .MXDs, created as part of this project.

**3.2 – Enhance Tax Map Application to create archived color TIFFs.**

The application will be enhanced to produce an Archived color TIFF in addition to the grayscale TIFF. The application will be enhanced to generate these color TIFF in a batch mode.

**3.3 – Create .MXT for all specialty maps (index, town etc.)**

Bowne will create an .MXT for each of the converted specialty maps. Each will undergo a QA/QC process and will be manually manipulated as needed. As with the tax maps, these maps can be archived as TIFFs and formatted for inclusion in the Map Book.

**3.4 – Database Management**

Modifications will be required to accommodate the enhancements to the application. The County's geodatabase will be modified and tested.

**3.5 – Installation and Testing**

Both the modified geodatabase and the enhanced application will be tested and installed on County servers. Once user acceptance testing has been completed these can be moved into the production environment.

**3.6 – Update User and Administrative Guide**

**Bowne Management Systems, Inc.**

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The User and Administrative Guides will be updated to reflect the enhancements and new electronic and printed versions of the guides will be produced.

**3.7 - Training**

RPTSA staff will be trained on the enhancements and Administrators will be trained on database maintenance and any administrative functions.

**Project Assumptions**

BMS's proposed pricing is based on the following assumptions. If any of these assumptions changes or becomes invalid, the pricing and schedule may be impacted.

- RPTSA staff will be available for design and status meetings throughout the project.
- Software deliverables will be subject to the following review and acceptance process:
- The RPTSA will have twenty (40) business days to conduct acceptance testing and document any errors, defined as instances where the software does not perform in accordance with the specifications defined in the RPTSA Tax Map Editing Tools Application Design, developed under Task 1.
- BMS will correct all documented errors for retesting by the RPTSA.
- Acceptance of such software application deliverables (or a listing of exceptions) will be in the form of a letter, signed by the Director of RPTSA.
- BMS will not correct any errors in the source tax map data or related AREIS data records. Any errors encountered will be identified and reported to RPTSA.
- Suffolk RPTSA will be responsible for acquiring and maintaining all software licenses required for the project and for ongoing RPTSA operations.
- Any post acceptance support, including user support, other maintenance tasks such as upgrades to vendor software products, data development and acquisition, database updates and reloads, preventive maintenance and changes that the County may desire, such as changes to the look and feel of application software and functional enhancements, are outside the scope of this proposal.
- RPTSA will establish a test environment (in parallel to the proposed production system) for use during the development and migration activities of this project. It is recommended that the agency maintain this test environment as an ongoing facility for testing future upgrades, etc.
- All source code for Bowne custom developed software will be delivered to RPTSA.
- All document deliverables (i.e. manuals, training materials etc.) will be delivered to RPTSA in an editable form (i.e. Word document) at the completion of the project.

**Bowne Management Systems, Inc.**

Suffolk County Real Property Tax Service Agency  
 August 29, 2008  
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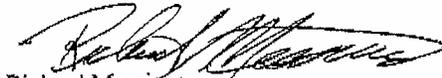
• Cost Estimate

| Task     | Description   | Hours       | Price               |
|----------|---|-------------|---------------------|
| <b>1</b> | <b>Condo Sections and Insert Maps</b>   |             |                     |
| 1.1      | Creation of Condo and Insert Map MXTs   | 340         | \$30,634.00         |
| 1.2      | QA/QC of MXTs   | 140         | \$12,614.00         |
| 1.3      | Rework of MXTs  | 40          | \$3,604.00          |
| 1.4      | Create Archive Copy of Each Map Sheet   | 40          | \$3,604.00          |
|          | <b>Sub-Total Task 1</b>   | <b>560</b>  | <b>\$50,456.00</b>  |
| <b>2</b> | <b>Create MXTs for all Existing Tax Maps</b>  |             |                     |
| 2.1      | Create an MXT for each Existing Tax Maps  | 340         | \$30,634.00         |
| 2.2      | QA/QC of MXTs   | 180         | \$16,218.00         |
| 2.3      | Create Archive Copy of Each Map Sheet   | 160         | \$14,416.00         |
|          | <b>Sub-Total Task 2</b>   | <b>680</b>  | <b>\$61,268.00</b>  |
| <b>3</b> | <b>Enhance Tax Map Maintenance Application</b>  |             |                     |
| 3.1      | Enhance Tax map application to create and package files for Map Book production and accurately scalable D size maps | 160         | \$24,000.00         |
| 3.2      | Create Archived TIFFs in Color  | 20          | \$3,000.00          |
| 3.3      | Create MXT for all specialty Maps   | 60          | \$5,406.00          |
| 3.4      | Database Management   | 80          | \$12,000.00         |
| 3.5      | Installation and Testing  | 60          | \$9,000.00          |
| 3.6      | Update User and Administrative guide  | 40          | \$6,000.00          |
| 3.7      | Training  | 40          | \$6,000.00          |
|          | <b>Sub-Total Task 3</b>   | <b>460</b>  | <b>\$65,406.00</b>  |
|          | <b>Total Cost Estimate</b>  | <b>1700</b> | <b>\$177,130.00</b> |

NOTES: Billing will be on a lump sum basis with monthly progress payments based on percent completion.

Please feel free to contact me if you have any questions.

Sincerely,

  
 Richard Messiana

cc:

**RESOLUTION NO. - 2009, AMENDING THE 2009  
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING  
FUNDS IN CONNECTION WITH ALTERNATIVE FUEL  
INFRASTRUCTURE AND COMPRESSED NATURAL GAS  
VEHICLES (CP 5602)**

**WHEREAS**, the Commissioner of Public Works has requested funds for construction of CNG Fueling Stations for Alternative Fuel Infrastructure and County Employee Training Program; and

**WHEREAS**, there are Federal funds available from the Federal Highway Administration (FHWA) for this project, CNG Fueling Stations and County Employee Training in the amount of \$225,000, with a share allocation of eighty (80%) percent Federal funds (\$180,000) and twenty (20%) percent County funds (\$45,000); and

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

**WHEREAS**, the County has been issued Federal PIN OT 2268 for the construction of CNG Fueling Stations and County Employee Training; the County must first pass a resolution and have State and local agreements in place prior to final issuance of the Federal authorization; and

**WHEREAS**, this is a new project and there are no funds included in the 2009 Capital Budget and Program to cover the cost of said request 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 and as amended by Resolution No. 461-2006 has established a priority ranking system 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 \$225,000 in Suffolk County Serial Bonds; now, therefore, be it

**1<sup>st</sup> 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) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that (1) maintenance or repair involving no substantial changes in an existing structure or facility and (2) replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part and (25) purchase or sale of furnishings and equipment or supplies, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of eighty one (81) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup> RESOLVED**, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (A) of the Suffolk County Charter to complete the CNG Fueling Station for Alternative Fuel Infrastructure; and be it further

**4<sup>th</sup> RESOLVED**, that the 2009 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5602  
 Project Title: CNG Fueling Station and County Employee Training Program

|                 | <u>Total<br/>Est'd<br/>Cost</u> | <u>Current<br/>2009<br/>Capital<br/>Budget &amp;<br/>Program</u> | <u>Revised<br/>2009<br/>Capital<br/>Budget &amp;<br/>Program</u> |
|-----------------|---------------------------------|--|--|
| 3. Construction | \$225,000                       | \$ 0   | \$ 45,000B<br>\$180,000F   |
| <b>TOTAL</b>    | <u>\$4,625,000</u>              | <u>\$ 0</u>  | <u>\$225,000</u>   |

and be it further

**5<sup>th</sup> RESOLVED**, that the proceeds of \$45,000 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-5602.310<br>(Fund 001 Debt Service) | 50          | CNG Fueling Station and County<br>Employee Training Program | \$45,000      |

and be it further

**6<sup>th</sup> RESOLVED**, that Federal Aid in the amount of \$180,000 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-5602.310   | 50          | CNG Fueling Station and County<br>Employee Training Program | \$180,000     |

and be it further

**7<sup>th</sup> RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$45,000; and be it further

**8<sup>th</sup> RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$180,000; and be it further

**9<sup>th</sup> RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$180,000; and be it further

**10<sup>th</sup> RESOLVED**, that the appropriations within this resolution shall not be expended, encumbered or authorized, and that no bond or notes shall be issued, for this project until the County is in receipt of the Federal Authorization for construction of the project; and be it further

**11<sup>th</sup> 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:

APPROVED BY:

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

Date:



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

1547

**GENERAL FUND**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$10,251</b>           | <b>\$0.02</b>                |                               | \$0.000                         |

**POLICE DISTRICT AND DISTRICT COURT**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**COMBINED**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$10,251</b>           | <b>\$0.02</b>                |                               | \$0.000                         |

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**Suffolk County**  
**Project Name**  
 General Obligation Serial Bonds  
 Level Debt

1547

Term of Bonds: 5  
 Amount to Bond: \$45,000

| Date   | Coupon   | Principal   | Interest   | Total Debt Service | Fiscal Debt Service |
|--|--|-------------|------------|--------------------|---------------------|
| <span style="border: 1px solid black; padding: 2px;">5/1/2009</span> |  |             |            |                    |                     |
| 11/1/2009  |  |             |            |                    |                     |
| 5/1/2010   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$8,225.62  | \$2,025.00 | \$10,250.62        | \$10,250.62         |
|  |  |             | \$827.42   | \$827.42           |                     |
| 5/1/2011   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$8,595.78  | \$827.42   | \$9,423.20         | \$10,250.62         |
|  |  |             | \$634.02   | \$634.02           |                     |
| 5/1/2012   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$8,982.59  | \$634.02   | \$9,616.61         | \$10,250.62         |
|  |  |             | \$431.91   | \$431.91           |                     |
| 5/1/2013   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$9,386.80  | \$431.91   | \$9,818.71         | \$10,250.62         |
|  |  |             | \$220.71   | \$220.71           |                     |
| 5/1/2014   | <span style="border: 1px solid black; padding: 2px;">4.500%</span> | \$9,809.21  | \$220.71   | \$10,029.92        | \$10,250.62         |
|  |  |             |            |                    |                     |
|  |  | \$45,000.00 | \$6,253.12 | \$51,253.12        | \$51,253.12         |

# COUNTY OF SUFFOLK



1547

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:** May 15, 2009

**RE:** **AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH ALTERNATIVE FUEL INFRASTRUCTURE AND COMPRESSED NATURAL GAS VEHICLES (CP 5602)**

Attached is a draft resolution and duplicate copy for the construction of CNG Fueling Stations for Alternative Fuel Infrastructure. There are no funds included in the 2009 Capital Budget for this project.

Federal funds are available from the Federal Highway Administration (FHWA) for this project, CNG Fueling Stations for Alternative Fuel Infrastructure in the amount of \$225,000, with a share allocation of eighty (80%) percent Federal funds (\$180,000) and twenty (20%) percent County funds (\$45,000).

This is a Federally funded project. Mandated milestones must be met to insure the Federal funds are obtained.

Recent changes to the procedures for obtaining final Federal authorization require that the County pass a resolution and have local and State contracts in place prior to final authorization.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "RESO-DPW-CP 5602.doc".

TL:WH:sk  
attach.

cc Chris Kent, Chief Deputy County Executive  
Brendan Chamberlain, County Executive Assistant  
Carmine Chiusano, Principal Financial Analyst  
William Hillman, P.E., Chief Engineer

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1547

Frank Messina, Federal & State Aid Claims Technician  
Laura Conway, CPA, Director of DPW Administrative Services  
Linda Brandolf, CPA, Capital Accounting  
Theresa D'Angelo, Principal Clerk (Cover memo only)  
James Bagg, Chief Environmental Analyst  
Chuck Timeus, Fleet Service Manager  
William Chandler, Federal Construction Projects Coordinator  
Lou Calderone, Deputy Commissioner, DPW

Intro. Res. No. 1554-09  
 Introduced by the Presiding Officer on request of the County Executive

LOT: 6/9/09

**RESOLUTION NO. AMENDING THE SUFFOLK COUNTY  
 CLASSIFICATION AND SALARY PLAN IN CONNECTION WITH  
 A NEW POSITION TITLE IN THE  
 DEPARTMENT OF PUBLIC WORKS  
 (HIGHWAY FUNDING PROGRAM MANAGER)**

**WHEREAS**, the Department of Civil Service/Human Resources has completed a review of the duties and responsibilities of a certain position in the Department of Public Works; and

**WHEREAS**, on the basis of this review they have determined that a new title of Highway Funding Program Manager be created; and

**WHEREAS**, there are sufficient unexpended and uncommitted funds in the Department of Public Works budget to cover the cost; now, therefore be it

**RESOLVED**, that the Suffolk County Classification and Salary Plan and the Department of Public Works operating budget be and they are hereby amended as follows:

ADDITION TO THE CLASSIFICATION AND SALARY PLAN

| <u>Spec No.</u> | <u>JC</u> | <u>Title</u>                       | <u>Grade</u> | <u>BU</u> |
|-----------------|-----------|------------------------------------|--------------|-----------|
| 1055            | C         | Highway Funding Program<br>Manager | 29           | 2         |

DELETIONS FROM THE CLASSIFICATION AND SALARY PLAN

| <u>Spec No.</u> | <u>JC</u> | <u>Title</u>                                | <u>Grade</u> | <u>BU</u> |
|-----------------|-----------|---|--------------|-----------|
| 7227            | C         | Director of Highway Planning<br>And Permits | 34           | 2         |
| 1029            | C         | Federal Construction Project<br>Coordinator | 29           | 2         |

AMENDMENTS TO OPERATING BUDGET

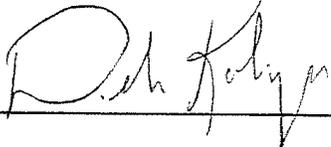
| <u>TITLE</u>                                | <u>Fd - Agy- Org - Unit - Pos</u> | <u>Gr</u> | <u>2009<br/>Adopted</u> | <u>2009<br/>Modified</u> | <u>Change</u> |
|---|-----------------------------------|-----------|-------------------------|--------------------------|---------------|
| Federal Construction<br>Project Coordinator | 001-DPW-1490-0206-0051            | 29        | 1                       | 0                        | -1            |
| Highway Funding<br>Program Manager          | 001-DPW-1490-0206-0010            | 29        | 0                       | 1                        | +1            |

DATED:

APPROVED BY:

\_\_\_\_\_  
 County Executive of Suffolk County  
 Date:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

|   |  |                  |
|---|--|------------------|
| 1. Type of Legislation  |  |                  |
| Resolution <u>  X  </u> Local Law _____                      Charter Law _____  |  |                  |
| 2. Title of Proposed Legislation  |  |                  |
| <p><b>RESOLUTION NO.                      -2009, AMENDING THE SUFFOLK COUNTY CLASSIFICATION AND SALARY PLAN AND THE 2009 OPERATING BUDGET IN CONNECTION WITH A NEW POSITION TITLE IN THE DEPARTMENT OF PUBLIC WORKS (HIGHWAY FUNDING PROGRAM MANAGER)</b></p>   |  |                  |
| 3. Purpose of Proposed Legislation  |  |                  |
| <p>Adds the Highway Funding Program Manger title to the Classification and Salary Plan and deletes the Director of Highway Planning and Permits title and the Federal Construction Project Coordinator title from the Classification and Salary Plan.<br/>Creates one Highway Funding Program Manager position and deletes one Federal Construction Project Coordinator position in the Department of Public Works.</p> |  |                  |
| 4. Will the Proposed Legislation Have a Fiscal Impact?                      Yes _____                      No <u>  X  </u>  |  |                  |
| 5. If the answer to item 4 is "yes", on what will it impact?                      (circle appropriate category)   |  |                  |
| County  | Town   | Economic Impact  |
| Village   | School District  | Other (Specify): |
| Library District  | Fire District  |                  |
| 6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact   |  |                  |
| <p>Creates one new position of Highway Funding Program Manager (grade 29) and abolishes one Federal Construction Project Coordinator position (grade 29) in the Department of Public Works. Sufficient funds exist in the Department of Public Works budget and there is no additional cost associated with the creation and abolishment of these positions.</p>  |  |                  |
| 7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.  |  |                  |
| NA  |  |                  |
| 8. Proposed Source of Funding   |  |                  |
| N/A   |  |                  |
| 9. Timing of Impact   |  |                  |
| Upon Adoption   |  |                  |
| 10. Typed Name & Title of Preparer  | 11. Signature of Preparer  | 12. Date         |
| Debra Kolyer<br>Principal Financial Analyst   |  | June 8, 2009     |

1555

Intro. Res. No. -2009  
Introduced by Legislator Eddington

Laid on Table 6/9/09

**RESOLUTION NO. -2009, APPOINT MEMBER TO THE  
EQUESTRIAN TASK FORCE (JANET PLYMPTON)**

**WHEREAS**, Resolution No. 187-2009 established the Equestrian Task Force to study and analyze issues relating to the benefits of maintaining the equine industry in Suffolk County, as well as the economic and zoning issues associated with said maintenance, including, but not limited to: the creation of horse intensive zoning, the expansion of government preservation programs that consider the size and location of the property as well as the number of horses maintained there, the feasibility of developing shared or cooperative programs to reduce the costs of necessary purchases, and to examine ways to allow horses easier and access to various parks and trail systems; and

**WHEREAS**, the Task Force consists of 11 members; now, therefore, be it

**1st RESOLVED**, that Janet Plympton is hereby appointed to the Equestrian Task Force as the representative at-large of the equestrian community, to serve at the pleasure of the Legislature; 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:

APPROVED BY:

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

Date:

s:\res\lr-appt-equestrian-plympton

EPA

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO - 2009, AUTHORIZING THE PURCHASE OF UP TO 28 PARATRANSIT VANS FOR SUFFOLK TRANSIT AND ACCEPTING AND APPROPRIATING FEDERAL AID AND STATE AID AND COUNTY FUNDS (CP 5658)**

**WHEREAS**, the Federal Transit Administration (FTA) and the New York State Department of Transportation (NYSDOT) provide funds for mass transportation projects; and

**WHEREAS**, Grant No. NY-90-X602 was awarded by the FTA on September 25, 2008 and includes funds for various mass transportation projects for Suffolk Transit including the purchase of paratransit vans; and

**WHEREAS**, the grant agreements for the Federal and associated State financial assistance impose certain obligations upon the County, and require the County to commit resources necessary to initially cover the total project costs of the grants; and

**WHEREAS**, Federal reimbursement to the County will be 80% and State reimbursement to the County will be up to 50% of the non-federal share of federally funded projects, but not to exceed 10% of federally funded total project costs and the County will provide the remaining 10% local share of project costs; 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 2009 Capital Budget, as the basis for funding capital projects such as this project; and

**WHEREAS**, the total cost of the purchase is estimated to be \$1,792,000; and

**WHEREAS**, there are sufficient funds within the 2009 Capital Budget and Program; and

**WHEREAS**, that the County Legislature, by resolution of even date herewith, has authorized the issuance of \$179,200 in Suffolk County Serial Bonds to cover the County share of this purchase; now, therefore, be it

**1<sup>st</sup> 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 the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (c) (25) and (27), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive materials, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of thirty-six (36) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup> RESOLVED**, that the Purchasing Division is authorized to acquire up to 28 paratransit vans and related equipment, and including pre and post delivery Buy America audits and inspection during manufacture subject to approvals of FTA and NYSDOT and pursuant to applicable federal and state regulations; and be it further

**4<sup>th</sup> RESOLVED**, that that the proceeds of \$179,200 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

| <u>Proj. No.</u>                            | <u>Project Title</u>   | <u>Amount</u> |
|---|--|---------------|
| 525-CAP-5658.544<br>(Fund 001 Debt Service) | Purchase of up to 28 paratransit vans<br>including related equipment for Suffolk Transit | \$179,200     |

and be it further

**5<sup>th</sup> RESOLVED**, that the State Aid be and they are hereby appropriated as follows:

| <u>Proj. No.</u> | <u>Project Title</u>   | <u>Amount</u> |
|------------------|--|---------------|
| 525-CAP-5658.544 | Purchase of up to 28 paratransit vans<br>including related equipment for Suffolk Transit | \$179,200     |

and be it further

**6<sup>th</sup> RESOLVED**, that the Federal Aid be and they are hereby appropriated as follows:

| <u>Proj. No.</u> | <u>Project Title</u>   | <u>Amount</u> |
|------------------|--|---------------|
| 525-CAP-5658.544 | Purchase of up to 28 paratransit vans<br>including related equipment for Suffolk Transit | \$1,433,600   |

and be it further

**7<sup>th</sup> RESOLVED**, that the County Treasurer and the County Comptroller are authorized to accept State and Federal aid in connection with this project.

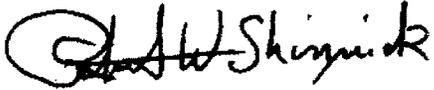
DATED:

APPROVED BY:

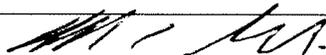
\_\_\_\_\_  
County Executive of Suffolk County

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  |  |  |
| Proposed resolution authorizing the purchase of up to 28 paratransit vans for Suffolk Transit and accepting and appropriating Federal Aid and State Aid and County Funds.   |  |  |
| 3. Purpose of Proposed Legislation  |  |  |
| This proposed legislation will authorize the Purchasing Division to acquire up to 28 paratransit vans and related equipment, and including pre and post delivery Buy America audits and inspection during manufacture and accept and appropriate Federal and State aid and County funds for this project. |  |  |
| 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 the appropriate category)  |  |  |
| <input checked="" type="checkbox"/> County  | <input type="checkbox"/> Town of Brookhaven  | <input type="checkbox"/> Economic Impact |
| <input type="checkbox"/> Village  | <input type="checkbox"/> School District   | <input type="checkbox"/> Other           |
| <input type="checkbox"/> Library District   | <input type="checkbox"/> Fire District   |  |
| 6. If the Answer to Item 5 is "yes", Provide Detailed Explanation of Impact.  |  |  |
| The County will provide 10% share of the project, total cost of which is estimated to be up to \$179,200.   |  |  |
| 7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision   |  |  |
| 8. Proposed Source of Funding   |  |  |
| 80% Federal Transit Administration - \$1,433,600: 10% County- \$179,200 and 10% NYS Department of Transportation Funds - \$179,200.   |  |  |
| 9. Timing of Impact   |  |  |
| 2009  |  |  |
| 10. Typed Name and Title of Preparer  | 11. Signature of Preparer  | 12. Date                                 |
| Robert W. Shinnick, Director<br>Transportation Operations   |  | 4/29/09                                  |

**NICHOLAS E. PAGLIA JR**  
EXECUTIVE TECHNICIAN



6/9/09

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

**GENERAL FUND**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$40,821</b>           | <b>\$0.08</b>                |                               | \$0.000                         |

**POLICE DISTRICT AND DISTRICT COURT**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$0</b>                | <b>\$0.00</b>                |                               | \$0.000                         |

**COMBINED**

|       | 2010<br>PROPERTY TAX LEVY | 2010<br>COST TO AVG TAXPAYER | 2010 AV TAX<br>RATE PER \$100 | 2010 FEV TAX<br>RATE PER \$1000 |
|-------|---------------------------|------------------------------|-------------------------------|---------------------------------|
| TOTAL | <b>\$40,821</b>           | <b>\$0.08</b>                |                               | \$0.000                         |

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 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: \$179,200

| Date            | Coupon        | Principal    | Interest    | Total Debt Service | Fiscal Debt Service |
|-----------------|---------------|--------------|-------------|--------------------|---------------------|
| <b>5/1/2009</b> |               |              |             |                    |                     |
| 11/1/2009       |               |              |             |                    |                     |
| 5/1/2010        | <b>4.500%</b> | \$32,756.26  | \$8,064.00  | \$40,820.26        | \$40,820.26         |
|                 |               |              | \$3,294.98  | \$3,294.98         |                     |
| 5/1/2011        | <b>4.500%</b> | \$34,230.29  | \$3,294.98  | \$37,525.28        | \$40,820.26         |
|                 |               |              | \$2,524.80  | \$2,524.80         |                     |
| 5/1/2012        | <b>4.500%</b> | \$35,770.66  | \$2,524.80  | \$38,295.46        | \$40,820.26         |
|                 |               |              | \$1,719.96  | \$1,719.96         |                     |
| 5/1/2013        | <b>4.500%</b> | \$37,380.34  | \$1,719.96  | \$39,100.30        | \$40,820.26         |
|                 |               |              | \$878.91    | \$878.91           |                     |
| 5/1/2014        | <b>4.500%</b> | \$39,062.45  | \$878.91    | \$39,941.36        | \$40,820.26         |
|                 |               |              |             |                    |                     |
|                 |               | \$179,200.00 | \$24,901.31 | \$204,101.31       | \$204,101.31        |

# COUNTY OF SUFFOLK



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

## DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.  
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.  
COMMISSIONER

LOUIS CALDERONE  
DEPUTY COMMISSIONER

### MEMORANDUM

TO: Ben Zwirn, Deputy County Executive

FROM: Thomas LaGuardia, P.E, Chief Deputy Commissioner  
Department of Public Works

DATE: April 29, 2009

RE: C.P. 5658 – Purchase of Public Transit Vehicles  
AUTHORIZING THE PURCHASE OF UP TO 28 PARATRANSIT VANS FOR SUFFOLK TRANSIT  
AND ACCEPTING AND APPROPRIATING FEDERAL AID AND STATE AID AND COUNTY  
FUNDS

---

Attached, please find a draft resolution for the purchase of up to 28 paratransit vans for Suffolk Transit. This proposed legislation will authorize the Purchasing Division to acquire up to 28 paratransit vans and related equipment, and including pre and post delivery Buy America audits and inspection during manufacture and accept and appropriate Federal and State aid and County funds for this project.

The SCIN Forms 175a and Statement of Financial Impact Form are attached.

This proposed resolution, with backup, will be forwarded electronically titled: "Reso-DPW-Purchase of up to 28 Paratransit Vans for Suffolk Transit"

Please initiate the process to have this resolution introduced at the meeting of the Suffolk County Legislature on May 12, 2009. If you have any questions, please do not hesitate to contact Robert W. Shinnick, Director of Transportation Operations, at 24880.

TL:RWS:cfn  
Enclosures

cc: Christopher Kent, Chief Deputy County Executive, w/enc.  
Brendan Chamberlain, County Executive Assistant, w/enc.  
Kathy LaGuardia, DPW Finance, w/enc.  
Linda Brandolf, DPW Capital Accounting, w/enc.  
Carmine Chiusano, Budget Office, Budget Office, w/enc.  
Don Fahey, Federal & State Aid Office, w/enc  
CE Reso Review List, e-mail

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1557

Intro. Res. No. -2009  
Introduced by Legislator Cooper

Laid on Table 6/9/09

**RESOLUTION NO. -2009, EXEMPTING THE  
APPOINTMENT OF VINESSA MANFRE FROM SUFFOLK  
COUNTY RESIDENCY REQUIREMENTS**

**WHEREAS**, Vinessa Manfre is employed as a Legislative Aide I at the District Office of Legislator Jon Cooper; and

**WHEREAS**, Vinessa Manfre is planning to wed and purchase a home in Nassau County; and

**WHEREAS**, the County's Classification and Salary and Appeals Board ("Board") is authorized to grant waivers to the County's residency requirement; and

**WHEREAS**, Vinessa Manfre applied to the Board for such a waiver; and

**WHEREAS**, her waiver request was supposed to be heard by the Board in Spring 2009, but no meeting was held at that time; and

**WHEREAS**, the next meeting of the Board will not occur until 2010; and

**WHEREAS**, it is fair and equitable to grant Vinessa Manfre a temporary waiver from the County's residency requirement until such time as the Board meets again in 2010; now, therefore be it

**1st RESOLVED**, that Vinessa Manfre, a Legislative Aide I in the District Office of Legislator Jon Cooper, is hereby granted a temporary waiver from the residency requirement set forth in Section 6-1(C)(4) of the SUFFOLK COUNTY CODE until such time as the Classification and Salary Appeals Board renders a decision on her application for a waiver, but the waiver granted herein shall not exceed one (1) year from the effective date of this resolution.

DATED:

APPROVED BY:

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

Date:

s:\res\r-temporary residency waiver Vinessa Manfre

1558

Intro. Res. No. -2009

Laid on Table 6/17/2009

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. -2009, A CHARTER LAW TO  
IMPLEMENT A COST SAVING MEASURE TO HELP MITIGATE  
BUDGETARY SHORTFALL**

**WHEREAS**, there was duly presented and introduced to this County Legislature, at a regular meeting held on , 2009, a proposed local law entitled, "**A CHARTER LAW TO IMPLEMENT A COST SAVING MEASURE TO HELP MITIGATE BUDGETARY SHORTFALL**," and said local law in final form is the same as when presented and introduced; now, therefore be it

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

**LOCAL LAW NO. -2009, SUFFOLK COUNTY, NEW YORK**

**A CHARTER LAW TO IMPLEMENT A COST SAVING MEASURE TO HELP  
MITIGATE BUDGETARY SHORTFALL**

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

**Section 1. Legislative Intent.**

This Legislature hereby finds and determines that Local Law 37-1989, " A Charter Law to Amend Article IV of the Suffolk County Charter in Connection with Limits on Amendments to Capital Budget and Program," was adopted for the purpose of requiring that increases in the capital budget and program during the fiscal year be offset by a corresponding reduction in the capital budget.

This Legislature further finds and determines that the purpose of Local Law 37-1989 was designed to prevent large unplanned increases in the capital budget and program during the fiscal year and to maintain County debt and General Fund debt service expenditures at manageable levels.

This Legislature further finds that in 1999, the County and the Suffolk County Judicial Facilities Agency ("Agency") each purchased a portion of the John P. Cohalan Court Complex from the Dormitory Authority, with the County's share being 13.6% and the Agency's share being 86.4%. In connection with that purchase, the County and the Agency each issued bonds.

This Legislature further finds that in conjunction with the purchase of that facility, the County entered into a service agreement, an operation agreement, and a tenancy in common agreement with the Agency under which the County makes the facility available to the State of New York and remits annual debt service payments to the Agency that are equivalent to the Agency's debt service payments on the bonds it issued for the purchase of its share of the facility.

This Legislature further finds and determines that, in light of the low interest rates available to the County due to its high credit rating and the approaching call date of the Agency's bonds associated with the facility, such presents the County with a unique opportunity

to purchase the Agency's share of the facility at lower interest rates than the current debt the County has with the Agency, which will result in savings to the County of \$7,300,000.00 over the remaining life of the aforementioned agreements and the Agency's bonds, including a savings to the County of \$5,000,000.00 for 2009 and 2010.

This Legislature further finds that the aforementioned savings will help to offset continuing losses in sales tax revenues from amounts budgeted which are estimated to be \$95,000,000.00 less than the total amount of sales tax revenues adopted for 2009.

This Legislature further determines that taking advantage of this cost saving measure at present is especially important at a time when the County has already taken several actions to close the projected budget shortfalls through transfers from the tax stabilization reserve fund, obtaining union concessions to reduce costs in 2009, and through other actions that will collectively result in substantial savings to the County as no such reductions are available.

Therefore, the purpose of this local law is to waive the requirement that increases in the capital budget and program during the fiscal year be offset by a corresponding reduction in the capital budget in order for the County to purchase the Agency's share of the John P. Cohalan Court Complex as no such reductions are available.

## **Section 2. Amendment.**

Section 4-13 of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

### **§ C4-13 Modification of capital budget during fiscal year.**

A. A capital budget for a fiscal year may not be amended during the fiscal year unless the resolution is introduced by the County Executive or a County Legislator and is approved by an affirmative vote of at least three-fourths (3/4) of the total membership of the County Legislature and constitutes an amendment to change the method of financing; to change the title of a project; to provide funding to correct, repair or to respond to a public emergency declared, in writing, to the Legislature by the County Executive and arising out of or caused by a sudden unforeseen occurrence or disaster, such as a hurricane, fire, tornado, flood, blizzard, explosion, airplane crash, earthquake, nuclear war, radiological emergency, war, civil unrest or disobedience, act of God or comparable event; to provide funding for projects that have gone out to bid and require budgetary modifications because the bid price exceeds the estimated costs included in the capital budget and/or program; or to correct a technical defect. An affirmative vote of at least three-fourths (3/4) of the total membership of the County Legislature shall be required to pass such a resolution returned by the County Executive with his disapproval. This requirement for an affirmative vote of at least 3/4 of the entire membership of the County Legislature shall not apply to any such amendment to increase the capital budget, as finally enacted at the conclusion of the process set forth in § C4-19 of this article, which provides for a corresponding reduction or offset of a dollar amount in the capital budget equivalent to the amount of the proposed increase, nor to any such amendment to decrease the capital budget, as finally enacted at the conclusion of the process set forth in § C4-19 of this article, nor to any such amendment which is financed in an amount of at least 50% of the total authorization or appropriation of such amendment by federal or state funding. Any such amendment shall also be accompanied by a written analysis of the capital budget affected by such amendment prepared by the Legislative Office of Budget Review for its annual report on the capital budget and program, including but not limited to a statement as to the proposal's

impact and effect on the County's operating budget, the County's tax rate and the County's real property tax levy for all County funds so affected. This written analysis shall also include a detailed statement as to the specific function and service to be provided with a comparison of the cost to provide such services by outside contractors or consultants versus utilization of in-house County personnel, regardless of whether or not positions of employment for such in-house personnel exist in the County budget at the time of the preparation of the analysis.

B. The requirement of Subsection A of this Section, that an increase in the capital budget and program during the fiscal year be offset by a corresponding reduction in the capital budget, shall not apply to the County's purchase of the Suffolk County Judicial Agency's ownership interest in the John P. Cohalan Court Complex located in Central Islip, New York.

[B] C. A resolution that increases the capital budget for a non-sewer-district project may not utilize a County sewer district project to achieve the corresponding reduction that is required by Subsection A of this section.

[C] D. A resolution that increases the capital budget in relation to a project within a County sewer district shall be offset by a corresponding reduction for the same sewer district in the capital budget, a transfer from the Assessment Stabilization Reserve Fund, connection fees for the same sewer district, fund balance surplus for the same sewer district or other revenues generated by the same sewer district. Such a resolution shall be approved by a majority vote of the Suffolk County Legislature.

### **Section 3. Applicability.**

This law shall only apply to the County's purchase of the John P. Cohalan Court Complex located in Central Islip, New York.

### **Section 4. Severability.**

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

### **Section 5. SEQRA Determination.**

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



**OFFICE OF THE COUNTY LEGISLATURE**

COUNTY OF SUFFOLK



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

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

**DATE:** June 9, 2009

**TO:** CLERK OF THE COUNTY LEGISLATURE

**RE:** MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

-----  
**PROPOSED LOCAL LAW YEAR 2009**

**TITLE:** I.R. NO. 1558 -2009; A CHARTER LAW TO IMPLEMENT A COST SAVING MEASURE TO HELP MITIGATE BUDGETARY SHORTFALL

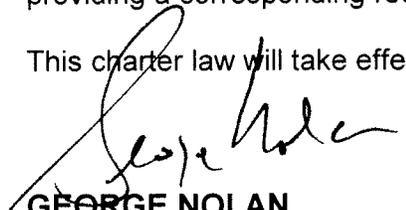
**SPONSOR:** THE PRESIDING OFFICER AT THE REQUEST OF THE COUNTY EXECUTIVE

**DATE OF RECEIPT BY COUNSEL:** 6/9/09 **PUBLIC HEARING:** 6/23/09

**DATE ADOPTED/NOT ADOPTED:** \_\_\_\_\_ **CERTIFIED COPY RECEIVED:** \_\_\_\_\_

This proposed charter law would waive the requirements of Section C4-13 of the SUFFOLK COUNTY CHARTER to authorize the County to increase the capital budget to purchase the Suffolk County Judicial Facilities Agency's share of the John P. Cohalan Court Complex without providing a corresponding reduction in the budget.

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

  
**GEORGE NOLAN**  
Counsel to the Legislature

**GN:mjk**

s:\rule28\28-CL mitigate budget shortfall

**HOME RULE MESSAGE REQUESTING THE  
STATE OF NEW YORK TO PROVIDE THE  
RIGHTS AND DUTIES ACCORDED A  
CORRECTION OFFICER WHO IS INJURED AND  
DIES IN THE LINE OF DUTY TO ANDREW  
REISTER (A.8745, S.5792)**

**WHEREAS**, on August 7, 2008, Andrew Reister, a Suffolk County Corrections officer, was injured and died while he was acting according to his training as a peace officer in the State of New York and in the best interests of the public safety; and

**WHEREAS**, Suffolk County would like to recognize Andrew Reister and provide him with the rights and duties of a peace officer having been injured and died while acting in the performance of his duties if the personal representative of Mr. Reister files an application for disability benefits and an option election form in a timely manner following the enactment of the State legislation; and

**WHEREAS**, such recognition for Andrew Reister will cost the County an estimated one time payment of four hundred thirty two thousand dollars (\$432,000.00); now, therefore, be it

**1st RESOLVED**, that this Legislature hereby requests that the New York State Legislature enact Assembly Bill A.8745 and Senate Bill S.5782, for the purpose of granting Andrew Reister the rights and duties accorded to a corrections officer having been injured and died while acting in the performance of his duties as a peace officer, with the costs of such status to be borne by the County of Suffolk as long as a personal representative of Andrew Reister shall file an application for disability benefit and an option election form on or after the effective date of the State legislation; and be it further

**2nd RESOLVED**, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to Governor David A. Paterson; to the Majority Leader of the New York State Senate Majority Leader; to the Speaker of the New York State Assembly Sheldon Silver; to the Minority Leaders of the New York State Senate and the New York State Assembly; and to each member of the Long Island delegation to the New York State Legislature.

DATED:



Monday, June 8, 2009

## Summary - A08745

[Back](#) | [New York State Bill Search](#) | [Assembly Home](#)

[See Text](#)

### A08745 Summary:

BILL NO      A08745  
SAME AS      Same as Uni. S 5792  
SPONSOR      Thiele  
COSPNSR  
MLTSPNSR

Provides the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister.

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### A08745 Actions:

BILL NO      A08745  
06/05/2009 referred to governmental employees

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### A08745 Votes:

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### A08745 Memo:

Contact Webmaster  
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Monday, June 8, 2009

**Text - A08745**

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[See Summary](#)

S T A T E O F N E W Y O R K

S. 5792

A. 8745

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

June 5, 2009

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Governmental Employees

AN ACT in relation to providing the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The legislature finds and determines that on August 7, 2008  
2 in the town of Southampton, county of Suffolk, Suffolk county correction  
3 officer Andrew Reister was injured and died as a result of an accident  
4 while he was acting according to his training as a peace officer in the  
5 state of New York and in the best interests of the public safety of the  
6 people of this state.

7 S 2. Notwithstanding any other provision of law, Suffolk county  
8 correction officer Andrew Reister shall be deemed to have been injured  
9 and died while acting in the performance of his duties as a Suffolk  
10 county correction officer and shall be entitled to all of the rights and  
11 benefits accorded such an officer who is injured and dies in the line of  
12 duty.

13 S 3. An application for a disability benefit and an option election  
14 form may be filed by the personal representative of Andrew Reister on or  
15 after the effective date of this act and such application shall be  
16 deemed to have been timely filed.

17 S 4. Any costs associated with this act shall be borne by the county  
18 of Suffolk.

19 S 5. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50: This bill  
would deem deceased correction officer Andrew Reister to have been

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD11187-04-9

S. 5792

2

A. 8745

injured and died while acting in the performance of his duties as a Suffolk County correction officer. In addition it will authorize a representative to file an application for a disability benefit and an option election form which will be deemed to have been filed in a timely manner.

If this bill is enacted there will be an immediate past service cost of approximately \$432,000 which will be borne by Suffolk County as a one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2010.

This estimate, dated May 18, 2009 and intended for use only during the 2009 Legislative Session, is Fiscal Note No. 2009-253, prepared by the Actuary for the New York State and Local Employees Retirement System.

Contact Webmaster

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Monday, June 8, 2009

## Summary - S05792

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[See Text](#)

### S05792 Summary:

BILL NO S05792  
SAME AS Same as Uni. A 8745  
SPONSOR LAVALLE  
COSPNSR  
MLTSPNSR

Provides the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister.

---

### S05792 Actions:

BILL NO S05792  
06/05/2009 REFERRED TO RULES

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### S05792 Votes:

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### S05792 Memo:

Contact Webmaster  
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Monday, June 8, 2009

**Text - S05792**

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[See Summary](#)

S T A T E O F N E W Y O R K

S. 5792

A. 8745

2009-2010 Regular Sessions

S E N A T E - A S S E M B L Y

June 5, 2009

IN SENATE -- Introduced by Sen. LAVALLE -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

IN ASSEMBLY -- Introduced by M. of A. THIELE -- read once and referred to the Committee on Governmental Employees

AN ACT in relation to providing the rights and duties accorded a correction officer who is injured and dies in the line of duty to Andrew Reister

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The legislature finds and determines that on August 7, 2008  
2 in the town of Southampton, county of Suffolk, Suffolk county correction  
3 officer Andrew Reister was injured and died as a result of an accident  
4 while he was acting according to his training as a peace officer in the  
5 state of New York and in the best interests of the public safety of the  
6 people of this state.

7 S 2. Notwithstanding any other provision of law, Suffolk county  
8 correction officer Andrew Reister shall be deemed to have been injured  
9 and died while acting in the performance of his duties as a Suffolk  
10 county correction officer and shall be entitled to all of the rights and  
11 benefits accorded such an officer who is injured and dies in the line of  
12 duty.

13 S 3. An application for a disability benefit and an option election  
14 form may be filed by the personal representative of Andrew Reister on or  
15 after the effective date of this act and such application shall be  
16 deemed to have been timely filed.

17 S 4. Any costs associated with this act shall be borne by the county  
18 of Suffolk.

19 S 5. This act shall take effect immediately.

FISCAL NOTE.--Pursuant to Legislative Law, Section 50: This bill  
would deem deceased correction officer Andrew Reister to have been

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD11187-04-9

S. 5792

2

A. 8745

injured and died while acting in the performance of his duties as a Suffolk County correction officer. In addition it will authorize a representative to file an application for a disability benefit and an option election form which will be deemed to have been filed in a timely manner.

If this bill is enacted there will be an immediate past service cost of approximately \$432,000 which will be borne by Suffolk County as a one-time payment. This estimate is based on the assumption that payment will be made on February 1, 2010.

This estimate, dated May 18, 2009 and intended for use only during the 2009 Legislative Session, is Fiscal Note No. 2009-253, prepared by the Actuary for the New York State and Local Employees Retirement System.

Contact Webmaster

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1559

Intro. Res. No. -2009  
Introduced by Legislator Eddington

Laid on Table 6/9/09

**RESOLUTION NO. -2009, AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE TOWN OF BROOKHAVEN TO COMMENCE EMINENT DOMAIN PROCEEDINGS FOR THE OLD PLAZA THEATER AND LAND IN EAST PATCHOGUE**

**WHEREAS**, Resolution 801-2006 authorized the County of Suffolk to commence eminent domain proceedings for the old Plaza Theater and land in East Patchogue, Town of Brookhaven, in connection with downtown revitalization; and

**WHEREAS**, since the passage of Resolution 801-2006, the County has made progress in obtaining a blight study and identifying funding to condemn and revitalize this property; and

**WHEREAS**, the Town of Brookhaven and the County have recently discussed having the Town take primary responsibility in the condemnation process, as the County is not a designated urban renewal agency; and

**WHEREAS**, the Town and County have verbally agreed to allow the Town to act as the lead agency in the condemnation process for this property, with the County providing technical assistance and funding in support of this initiative; and

**WHEREAS**, the County and Town would now like to memorialize this agreement in writing through a Memorandum of Understanding which states the responsibilities of each municipality in the condemnation proceedings for the old Plaza Theater and land in East Patchogue; now therefore be it

**1st RESOLVED**, that the County Executive or his designee, be and hereby is authorized to execute a Memorandum of Understanding with the Town of Brookhaven whereby the Town of Brookhaven will commence eminent domain proceedings for the old Plaza Theater and land in East Patchogue and Suffolk County will provide financial assistance and funding; 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:

APPROVED BY:

---

County Executive of Suffolk County

Date:

s:\res\r-MOU Brookhaven Plaza Theater E Patchogue