

1710

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

Laid on Table 8/4/09

**RESOLUTION NO. -2009, AUTHORIZING TRANSFER OF ONE (1) SURPLUS COUNTY COMPUTER, ONE (1) SURPLUS COUNTY MONITOR, ONE (1) SURPLUS COUNTY KEYBOARDS AND ONE (1) SURPLUS COUNTY MOUSE TO EVERY CHILD'S DREAM INC.**

**WHEREAS**, the Department of Information Technology Services has a list of surplus computer systems and hardware which have been declared surplus; and

**WHEREAS**, this equipment has been taken out of service because of obsolescent technology; and

**WHEREAS**, the Every Child's Dream Inc. has requested the donation of this computer system and hardware from the County; and

**WHEREAS**, this organization is willing to assume responsibility for the removal and transportation of this equipment; now, therefore, be it

**1<sup>st</sup> RESOLVED**, that the Department of Information Technology Services is hereby authorized, empowered, and directed, to transfer the following surplus equipment to the following organization, for use within its facilities for nominal consideration:

**TO:**

Every Child's Dream, Inc.  
400 Townline Road  
Hauppauge, NY 11788

Contact: Patricia Condon

E-Mail: everychildsdream@gmail.com

<b><u>COMPUTER SERIAL NO:</u></b>
JH67F11
<b><u>MONITOR:</u></b>
1- Monitor M782
<b><u>KEYBOARD DESCRIPTION:</u></b>
1- Dell
<b><u>MOUSE:</u></b>
1- Dell

and be it further

**2<sup>nd</sup> RESOLVED**, that the above described surplus County personal property is hereby declared to be of scrap value only and is transferred to the above listed organization for nominal consideration, pursuant to Section 8-4(C)(2)(a) of the SUFFOLK COUNTY CHARTER; and be it further

3<sup>rd</sup>           **RESOLVED**, that the above named organization shall assume responsibility for the removal and transportation of said equipment; and be it further

4<sup>th</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, 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:

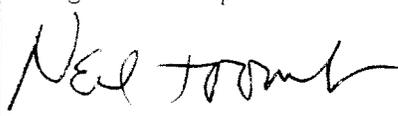
APPROVED BY:

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

Date of Approval:

1710

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>  X  </u> Local Law <u>      </u> Charter Law <u>      </u>		
2. Title of Proposed Legislation		
RESOLUTION NO. -2009, AUTHORIZING TRANSFER OF ONE (1) SURPLUS COUNTY COMPUTER, ONE (1) SURPLUS COUNTY MONITOR, ONE (1) SURPLUS COUNTY KEYBOARD AND ONE (1) SURPLUS COUNTY MOUSE TO EVERY CHILD'S DREAM INC.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact?                      Yes <u>  X  </u> No <u>      </u>		
5. If the answer to item 4 is "yes", on what will it impact?    (circle appropriate category)		
<u>  County  </u>	Town	Economic Impact
Village	School District	Other (Specify): DAV
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
This resolution transfers county equipment purchased from 2009 operating budget. Total value \$600.00		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
2009 operating budget		
9. Timing of Impact		
Upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Neil Toomb Intergovernmental Relations Coordinator		July 29, 2009

SCIN FORM 175b (10/95)

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

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**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

**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.

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, ACCEPTING AND APPROPRIATING 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR THE CONTINUATION OF SERVICES PROVIDED UNDER THE COMMUNITY SOLUTIONS FOR TRANSPORTATION PROJECT (EMPLOYMENT SHUTTLE) AND AUTHORIZE THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT**

**WHEREAS**, the New York State Office of Temporary and Disability Assistance has designated the Suffolk County Department of Social Services as the recipient of 100% Federal Funding (CST10) in the amount of \$96,234 to continue the Community Solutions for Transportation Project (Employment Shuttle) administered by the Education and Assistance Corporation (EAC) to provide transportation services to TANF and Safety Net families, and non-public assistance (NPA) recipients who are employed and are TANF eligible under the 200% of poverty guidelines; and

**WHEREAS**, in addition, there are unspent funds from a previous program allocation (CST9) in the amount of \$23,198 that are still authorized for a total program allocation of \$119,432; and

**WHEREAS**, the 2009 operating budget already includes funding in the amount of \$3,024 for this program; and

**WHEREAS**, the purpose of the grant is to provide funds to enable TANF and SN-MOE families and NPA recipients to secure and maintain employment where alternate means of transportation are unavailable; and

**WHEREAS**, EAC will assess an individual's transportation needs, develop a plan and provide services such as gas cards, car insurance, car repairs and automobiles, which will enable the individual to secure new employment or continue existing employment thereby promoting self-sufficiency and financial independence; and

**WHEREAS**, it is in the best interest of Suffolk County to accept these funds; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the County Comptroller and County Treasurer be and they are hereby authorized to accept funding in the amount of \$119,432, less \$3,024 already in the 2009 operating budget:

REVENUES:

001-4610	FEDERAL AID: Administration	\$116,408
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and be it further

**2<sup>nd</sup> RESOLVED**, that total funds in the amount of \$119,432, less \$3,024 already in the 2009 operating budget, be and are hereby appropriated as follows:

ORGANIZATIONS:

Department of Social Services  
Housing, Adult and Employment Services  
001-DSS -6008

<u>4000 – Contractual Expenses</u>	<u>\$116,408</u>
4980 – GVO1 – EAC, Inc. Employment Shuttle	\$116,408

and be it further

**3<sup>rd</sup> RESOLVED**, that any unexpended funds be reappropriated in the 2010 Operating Budget, and will be fully expended by June 30, 2010 in conformance with the terms of the grant award:

and be it further

**4<sup>th</sup> RESOLVED**, that the County Executive and the Commissioner of Social Services be and they are hereby are authorized to execute a contract with the Education and Assistance Corporation, Inc. for the Community Solutions for Transportation Project (Employment Shuttle).

DATED: \_\_\_\_\_

APPROVED BY: \_\_\_\_\_  
County Executive of Suffolk County

Date of Approval: \_\_\_\_\_

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STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>X</u> Local Law      Charter Law		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR THE CONTINUATION OF SERVICES PROVIDED UNDER THE COMMUNITY SOLUTIONS FOR TRANSPORTATION PROJECT (EMPLOYMENT SHUTTLE) AND AUTHORIZE THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT		
3. Purpose of Proposed Legislation		
The purpose of the legislation is to provide funds for transportation services to enable TANF and SN-MOE families and NPA recipients to secure and maintain employment where alternate means of transportation are unavailable. Services will be provided by the Education and Assistance Corporation.		
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.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political of other Subdivision.		
100% funded.		
8. Proposed Source of Funding.		
Federal Aid		
9. Timing of Impact.		
Immediate		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Theresa Lollo Principal Financial Analyst		7/30/09

SCIN FORM 175b (10/95)

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

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**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
<b>TOTAL</b>	<b>\$0</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.

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

1. Type of Legislation		
Resolution <u>  X  </u> Local Law _____      Charter Law _____		
2. Title of Proposed Legislation		
<p>“ACCEPTING AND APPROPRIATING 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR THE CONTINUATION OF SERVICES PROVIDED UNDER THE COMMUNITY SOLUTIONS FOR TRANSPORTATION PROJECT (EMPLOYMENT SHUTTLE) AND AUTHORIZE THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT.”</p>		
3. Purpose of Proposed Legislation		
The purpose of the legislation is to provide funds for transportation services to enable TANF and SN-MOE families and NPA recipients to secure and maintain employment where alternate means of transportation are unavailable. Services will be provided by the Education and Assistance Corporation.		
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.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or other Subdivision.		
100% funded.		
8. Proposed Source of Funding.		
Federal Aid		
9. Timing of Impact.		
Immediate		
10. Typed Name & Title of Preparer Patricia A. Clark, Director of Management and Research	11. Signature of Preparer	12. Date

SCIN FORM 175b (10/95)



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David A. Paterson  
Governor

NEW YORK STATE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE  
40 NORTH PEARL STREET  
ALBANY, NEW YORK 12243-0001

David A. Hansell  
Commissioner

September 30, 2008

Ms. Janet DeMarzo  
Commissioner  
Suffolk County Department  
of Social Services  
3085 Veterans Memorial Highway  
Ronkonkoma, NY 11779

Dear Commissioner DeMarzo:

I am pleased to inform you that your district's Community Solutions for Transportation (CST 9) plan has been approved. Enclosed is a copy of your approved CST 9 plan. Claiming instructions for CST 9 expenditures are outlined in 08-LCM-05. Program activity reports are due according to the following schedule:

Quarter	Time Period	Report Due
Quarter 1	7/1/08 - 9/30/08	10/10/08
Quarter 2	10/1/08 - 12/31/08	1/10/09
Quarter 3	1/1/09 - 3/31/09	4/10/09
Quarter 4	4/1/09 - 6/30/09	7/10/09

Please use the enclosed reporting form to report all CST services provided and outcomes achieved during the quarter, regardless of the CST funding year. Reports should be submitted electronically to Gloria Hessell at [GloriaA.Hessell@otda.state.ny.us](mailto:GloriaA.Hessell@otda.state.ny.us).

If you have any questions, please call Elise Reiyea at (518) 473-2530.

Sincerely,

*1st Russell Sykes*

Russell Sykes

Deputy Commissioner

Center for Employment and Economic Supports

Enclosures

cc: John Haley  
Anthony DeCrescenzo  
Gloria Hessell  
Kimberly Staab  
Patricia Clark

"providing temporary assistance for permanent change"

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Summary of CST 9 Expenditures

CST 9 Award		\$ 78,102
Expenditures:		
2/09	\$ 16,212.00	
3/09	\$ 14,753.00	
4/09	\$ 9,892.33	
5/09	\$ 1,534.50	
6/09	\$ 12,511.65	
Expenditures sub total:		<u>\$ 54,904</u>
Balance of CST 9 Award:		\$ 23,198



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David A. Paterson  
Governor

NEW YORK STATE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE  
40 NORTH PEARL STREET  
ALBANY, NY 12243-0001

David A. Hanseil  
Commissioner

### Local Commissioners Memorandum

#### Section 1

<b>Transmittal:</b>	09-LCM-08
<b>To:</b>	Local District Commissioners
<b>Issuing Division/Office:</b>	Center for Employment and Economic Supports
<b>Date:</b>	June 26, 2009
<b>Subject:</b>	Funding Available for Community Solutions for Transportation (CST)
<b>Contact Person(s):</b>	<p>Program Issues:  Gloria Hessel  (518) 473-2522 or <a href="mailto:GloriaA.Hessel@otda.state.ny.us">GloriaA.Hessel@otda.state.ny.us</a></p> <p>Claiming Issues:  Regions 1 through 4 – James Carroll at 1-800-343-8859, extension 4-7549 or directly at (518) 474-7549, or <a href="mailto:James.Carroll@otda.state.ny.us">James.Carroll@otda.state.ny.us</a>  Region 5 – Michael Borenstein at (631) 854-9704 or <a href="mailto:Michael.Borenstein@otda.state.ny.us">Michael.Borenstein@otda.state.ny.us</a>  Region 6 – Marian Borenstein at (212) 961-8250 or <a href="mailto:Marian.Borenstein@otda.state.ny.us">Marian.Borenstein@otda.state.ny.us</a></p>
<b>Attachments:</b>	Attachment 1 – CST 10 Allocations Attachment 2 – CST 10 Application Attachment 3 – CST 10 Program Work Plan Attachment 4 – CST 10 Baseline Budget Form Attachment 5 – CST 10 Claiming Instructions Attachment 6 – CST 10 Quarterly Reporting Form
<b>Attachment Available On Line:</b>	yes

#### Section 2

##### I. Purpose

The state fiscal year (SFY) 2009-10 budget included \$2.2 million to help local districts meet the transportation needs of Temporary Assistance for Needy Families (TANF)-eligible individuals who are employed or participating in other allowable activities. The purpose of this Local Commissioners Memorandum (LCM) is to notify eligible local districts of their Community

Solutions for Transportation (CST) 10 allocation levels, to outline the rules regarding the use of these funds, and to describe the process to be followed to access these funds.

## II. Background

Community Solutions for Transportation funding has been available to local social services districts for several years and has been an important part of local welfare-to-work efforts. The types of services offered through CST vary from county to county and reflect locally-identified transportation needs. Local districts have collaborated with other human services and transportation providers in the public and private sectors to address unmet transportation needs with the primary goal of enabling TANF-eligible individuals to obtain and/or retain employment. This year's funds are being allocated to each eligible district through this LCM. The process used to allocate CST 10 funds examined 200 percent of federal poverty level ("200%-of-poverty") population statistics and the unclaimed balances of prior years' CST allocations as a means of directing funds to those local districts most in need.

## III. Program Components

### A. Eligible Participants

CST 10 funds can be used to meet the transportation needs of two groups:

1. Family Assistance (FA) and Safety Net-Maintenance of Effort (MOE) recipients who are employed or participating in other allowable work activities; and
2. Non-public assistance (NPA)-recipients who are employed and are TANF-eligible under the 200%-of-poverty guidelines, pursuant to 00 LCM-20.

### B. Eligible Activities and Services

CST funds may be used to provide transportation for TANF eligible individuals to and from employment or other allowable activities, as long as the transportation service does not constitute assistance, unless provided to people receiving TANF-funded Family Assistance. Districts are reminded that transportation costs for unemployed individuals not receiving TANF-funded Family Assistance including unemployed two-parent families and unemployed Safety Net Families, cannot be funded by CST, unless the transportation is for applicant job search or provided on a short-term, nonrecurring basis to meet a specific episode of need in accordance with 00 LCM-20 and the federal TANF regulations at 45 CFR §260.31. Such individuals are not eligible for TANF funded assistance.

The types of services that can be funded under CST 10 include, but are not limited to:

- Transit pass programs;
- Gas cards;
- Car donation/car loan programs;
- Car repairs and auto insurance;
- Vanpool and carpool programs;
- Modifications to public transportation, such the addition/extension of routes, realignment of service, increasing frequencies, changing days and hours of service; and

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- Driver education/defensive driving courses.

CST funds cannot be used for the following costs:

- Advertising costs, except for recruitment of personnel or procurement of scarce items;
- Capital expenditures for improvement or acquisition of facilities;
- Entertainment costs, including social activities or cost of alcoholic beverages;
- Organized fund raising;
- Attendance at conferences or meetings of professional organizations, unless attendance is necessary for CST project purposes; and,
- Preparation of continuation agreements and other proposal development costs.

#### IV. Allocation Levels

Allocations were based on each eligible district's share of the statewide total of households with income under 200% of the federal poverty level and that contained at least one minor child. Three tiers of base floor allocations were established by comparing each district's number of households below 200%-of-poverty against the statewide total. The basis of these thresholds is the state median (3,315) and average (12,680) number of households below 200%-of-poverty.

200%-of-Poverty Households	Base Floor Allocation Per District
Below 3,315	\$25,000
3,315 through 12,680	\$50,000
Above 12,680	\$75,000

After applying the floor amounts to the individual districts, the total amount allocated for CST 10 came to \$1.95 million. The remaining \$250,000 was distributed by applying the dollar amount to the percentage of the statewide total of under 200%-of-poverty households residing in each eligible district. This amount was then added to the floor amounts to arrive to the final CST 10 allocations listed in Attachment 1. Please note that local districts that have not claimed approximately 100% of their CST 7 (SFY 2006-07) allocations or districts that have not claimed at least 40% of their CST 8 (SFY 2007-08) allocations are not eligible for CST 10 funding.

#### V. Application Forms

A CST 10 Application (Attachment 2), Program Work Plan (Attachment 3) and Baseline Budget Form (Attachment 4) must be completed and returned to OTDA in order to access CST funds (see Section VII, Due Date and Forwarding Instructions). If two or more districts wish to combine their allocations as part of a regionalized transportation effort, a single application can be submitted by the designated district or by the transportation provider on behalf of the districts. Please note that eligibility for CST 10 funds is contingent on the submission of all outstanding CST activity reports.

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**VI. Claiming and Reporting Instructions**

Claiming instructions are included (Attachment 5). Local districts that plan to use a regional transportation authority for CST 10 services may request that OTDA redirect these funds to the NYS Department of Transportation for distribution to your provider.

The quarterly reporting form is included (Attachment 6). Local districts must report CST activities and services to OTDA on this form according to the following schedule:

Quarterly Reporting Period	Report Due Date
July 1, 2009 – September 30, 2009	October 12, 2009
October 1, 2009 – December 31, 2009	January 11, 2010
January 1, 2010 – March 31, 2010	April 12, 2010
April 1, 2010 – June 30, 2010	July 12, 2010

**VII. Due Date and Forwarding Instructions**

Applications must be received at OTDA by August 10, 2009. If no response is received from a given district, OTDA reserves the right to reallocate that district's funding to other counties. Completed application packages may be e-mailed to Gloria Hessell at [GloriaA.Hessell@OTDA.state.ny.us](mailto:GloriaA.Hessell@OTDA.state.ny.us) or mailed to her at:

NYS Office of Temporary and Disability Assistance  
Center for Employment and Economic Supports  
40 North Pearl Street, 9C  
Albany, New York 12243-0001

**Issued By**

**Name:** Russell Sykes  
**Title:** Deputy Commissioner  
**Division/Office:** Center for Employment and Economic Supports

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## Community Solutions for Transportation (CST) 10 Allocations

County	Allocation Amount
Albany	\$ 58,101
Allegany	27,015
Broome	57,733
Cattaraugus	53,969
Cayuga	53,121
Chautauqua	56,571
Chemung	54,480
Chenango	27,107
Clinton	27,523
Columbia	27,044
Cortland	26,520
Delaware	27,080
Dutchess	56,422
Erie	106,964
Essex	26,303
Franklin	27,585
Fulton	53,281
Genesee	27,238
Greene	26,778
Hamilton	25,169
Jefferson	56,706
Lewis	26,388
Livingston	26,788
Madison	27,133
Montgomery	27,084
Niagara	57,386
Oneida	60,502
Onondaga	90,672
Ontario	53,121
Orange	60,317
Oswego	55,123
Otsego	27,321
Putnam	26,163
Rensselaer	54,423
Rockland	56,387
St. Lawrence	54,998
Saratoga	54,280
Schenectady	54,077
Schoharie	26,211
Seneca	26,406
Suffolk	96,234
Tioga	26,900
Ulster	54,885
Warren	27,277
Washington	27,115
Wayne	53,754
Westchester	93,830
Wyoming	26,357
Yates	26,058
<b>Total Allocations</b>	<b>\$2,200,000</b>

**Staab, Kimberly**

**From:** Staab, Kimberly (DFA4-A47) [Kimberly.Staab@dfa.state.ny.us]  
**Sent:** Friday, May 29, 2009 11:08 AM  
**To:** Staab, Kimberly  
**Subject:** FW: CST 8 and CST 9 Funds

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**From:** Relyea, Elise (OTDA)  
**Sent:** Friday, May 29, 2009 11:08:19 AM  
**To:** Colonno, Vincent (Commissioner of Albany County);  
SCHMELZER, PATRICIA (DFA1-A02); Johnson, Art;  
Bourgeois, Wendy (DFA1-A04); Daly, Elane (DFA3-A05);  
Wickmark, Steven (DFA1-A06); Huffner, Linda (DFA2-A07);  
Osborne, Bette (DFA3); Lepage, Jay (DFA4); MOSSMAN, PAUL (DFA4-A10);  
Monroe, Kristen (DFA3-A11); Moon, William R (DFA4-A12);  
Allers, Robert (DFA5-A13); Weiner, Michael (DFA1);  
Lyon, Lesley (DFA4-A16); Cooper, Sheryda (DFA4);  
Kirkpatrick, Eileen (DFA1-A18); Pospesel, Kira (DFA4);  
Quintal, Clara (DFA4); Cerow, Laura (DFA3); Alvord, Stacy L (DFA3-A23);  
Wright, Sandra (DFA2); Fitzgerald, Michael (DFA3-A25);  
Cranker, William (DFA4-A27); Doar, Robert (HRA);  
Restaino, Anthony (DFA1-A29); Soldato, Lucille A (DFA3-A30);  
Sutkowy, David (DFA3-A31); Tiberio, Eileen M (DFA2-A32);  
Jolly, David (ORANGE); Ludwig, Carol (DFA1-A34);  
Lanigan, Frances (DFA3-A35); Boyd, Joyce (Otsego);  
Piazza, Jr., Michael J (DFA5-A37); Hall, Randy (DFA4-A38);  
Sherwood, Susan (DFA); Rediels, Christopher (DFA3-A40);  
Christopher, Robert (DFA4-A41); PACKARD, DENNIS L (DFA4-A42);  
Brady, Paul (DFA4-A43); Schillaci, Charles (DFA2-A45);  
Muller, Kathryn (DFA2-A46); Demarzo, Janet (SUFFOLK Co);  
Cunningham, Christophe (DFA5-A48); Yetter, Shawn L (DFA3-A49);  
Carey, Patricia (DFA3-A50); Rodriguez, Roberto (DFA5-A51);  
Weaver, Sheila (DFA4-A52); Delorme, Tammy (DFA4);  
McCrossen, Josh (DFA2-A54); Mahon, Kevin (DFA5-A55);  
Rumsey, David (DFA1-A56); Gates, Nancy (DFA2-A57); Albany (Beth O'Neil);  
judycocca@albanycounty.com; TMartin@ALBANYCOUNTY.com;  
HebbleDJ@alleganyco.com; mhergel@co.broome.ny.us;  
Cattaraugus (Michelle Hoffman); Wilbur, Janet (DFA3);  
Gilliand, Sandra (DFA3-A05); LancionR@co.chautauqua.ny.us;  
Huffner, Linda (DFA2-A07); Chemung (Veronica Hart) ;  
Porter, Lace-Ann (DFA3-A08); CoryerK@co.cClinton.ny.us;  
MacKay, Lucinda (DFA4); Moore, Brian (DFA3-A11);  
Tryon, Mary (DFA3-A11); Marsico, Suzanne (DFA4);  
Connis, Cathy (DFA5-A13); Bixby, Lance (DFA5-A13); decarlof@erie.gov;  
LEWIS, DEBRA (DFA4-A16); Rogers, John (DFA4); Miller, Linda Lee (DFA4);  
Mase, Cathie (DFA1-A18); DeIGaudio, Fran (DFA4); Growney, Mindy (DFA4);  
Byrne, Barrie R (DFA4-A20); Herkimer (Joe Bellino);  
Leonard, Kimberly (DFA3); Samsa, Marcia (DFA3); Peck, David (DFA2-A24);  
Degroat, Inez (DFA3-A25); Delcostello, Johanna (DFA4-A27);  
Pamela.Gatto@niagaracounty.com; alterio, Philip (DFA1-A29);

Diamond, Seth (HRA); Evans, Maryellen (DFA3-A30);  
Mayne, Janice (DFA3-A31); Andrea.McGraw@co.ontario.ny.us;  
Young, Brian (DFA2-A32); Thomas, Elizabeth (DFA2-A32);  
kpatsalos@co.orange.ny.us; Nauden, Gloria (DFA1-A34);  
weaver@co.oswego.ny.us; curried@otsegocounty.com;  
Mallon, Kathleen (DFA5-A37); Daly, Marie (DFA5-A37);  
Croak, Carol (DFA4); Hutson, Howard (DFA5-A39);  
Osborn, Deborah (DFA4-A41); Design, Patricia (DFA4-A41);  
Biittig, Ed (DFA4-A42); SCHAFFER, BARBARA (DFA4-A43);  
Buschynski, Kathy (DFA4-A43); Jarrett, Cora (DFA2-A45);  
Manson, John (DFA3); Friot, Kelly (DFA3-A40); Kenyon, Jan (DFA2-A46);  
Baker, Lisa (DFA2-A46); Staab, Kimberly (DFA4-A47);  
Grecco, Tom (SUFFOLK Co); janet.scherf@co.sullivan.ny.us;  
Sullivan (Kevin Bennett); Vacca, Sarah (DFA5);  
Nitti, Valerie (DFA3-A49); Veninsky, Gerard (DFA3-A50);  
Carter, Lee (DFA3-A50); chil@co.ulster.ny.us; HUNLOCK-KNUDSON, MARYJANE;  
Warren (Lisa Zulauf); jabautm@co.warren.ny.us;  
Washington (Judith Taylor); Proseus, Richard (DFA2-A54);  
ihj1@westchestergov.com; klk1@westchestergov.com;  
Gardner, Judith (DFA1-A56); amiller@yatescounty.org;  
Hartson, Barbara (DFA2-A57)  
**Cc:** Haley, John A (OTDA); DeCrescenzo, Tony (OTDA);  
Dexter-Hinton, Elizabeth (OTDA); Hessell, Gloria A (OTDA);  
Tucciarone, Jon (OTDA); Vaughan, Tom; Carter, Darci (OTDA)  
**Subject:** CST 8 and CST 9 Funds  
**Auto forwarded by a Rule**

Dear CST Providers:

Please be advised that CST 8 and CST 9 funds were reappropriated in the NYS Enacted SFY 2009-10 budget. This means that districts will have through June 30, 2010 to spend down the funds.

If you have any questions, or if a modification to your approved plan is required, please contact Gloria Hessell at 518-473-2522 or [GloriaA.Hessell@otda.state.ny.us](mailto:GloriaA.Hessell@otda.state.ny.us).

Thank you.

Gloria Hessell

NYS OTDA

Center for Employment and Economic Supports

Employment Contract Management Bureau

9th Floor, Section B

40 N. Pearl Street

Albany, NY 12243

1712

Updated Version as of 8/3/09

Intro. Res. No. -2009

Laid on Table

Introduced by Presiding Officer Lindsay

**RESOLUTION NO. -2009, APPROVING THE ACQUISITION OF THE ASSETS OF THE CAMP HERO WATER DISTRIBUTION SYSTEM BY THE SUFFOLK COUNTY WATER AUTHORITY**

**WHEREAS**, the Town of East Hampton owns a water supply and distribution system that serves the Camp Hero community in the Hamlet of Montauk, consisting of, among other things, approximately 2,340 feet of water main, 3 water supply wells and a 5,000 gallon hydropneumatic tank, 3 fire hydrants, 1 generator and approximately 26 customer accounts; and

**WHEREAS**, the Town and the Suffolk County Water Authority ("SCWA") entered into a contract dated August 1, 2008 pursuant to which the Town is to convey to the SCWA the equipment and supplies of the Camp Hero water system; and

**WHEREAS**, Section 1079 of the NEW YORK PUBLIC AUTHORITIES LAW requires the SCWA to obtain the approval of the Suffolk County Legislature for the purchase of any existing water supply and distribution system; and

**WHEREAS**, the proposed acquisition and incorporation of the Camp Hero water system into the SCWA water system will provide a benefit to the residents of Camp Hero and the County of Suffolk; and

**WHEREAS**, the SCWA commenced a coordinated State Environmental Quality Review Act (SEQRA) review of the proposed acquisition by circulating a Short Environmental Assessment Form to the Suffolk County Legislature, Town of East Hampton and the New York State Department of Environmental Conservation and stated it wished to be lead agent for purposes of the SEQRA review; and

**WHEREAS**, the SCWA did not receive any objections to declaring itself lead agent and adopted a negative declaration on the proposed acquisition on July 28, 2009; now, therefore be it

**1st RESOLVED**, that the proposed acquisition of the Camp Hero water system by SCWA is in the interests of the residents of Camp Hero and the residents of the County of Suffolk for all of the reasons set forth in the Contract dated August 1, 2008 and the SEQRA materials; and be it further

**2nd RESOLVED**, that the proposed acquisition of the Camp Hero water system by SCWA is hereby approved pursuant to Section 1079 of the NEW YORK PUBLIC AUTHORITIES LAW.

DATED:

APPROVED BY:

---

County Executive of Suffolk County

Date:

s:\res\r-scwa-camp-hero

Intro. Res. No. 1713-09  
Introduced by Legislator Kennedy

Laid on Table 8/4/09

RESOLUTION NO. -2009, APPORTIONING  
MORTGAGE TAX BY: COUNTY TREASURER

RESOLVED, that the joint reports of the Recording Officer and the County Treasurer as filed with this Legislature on April 29, 2009 relative to the distribution of mortgage taxes for the six month period ending March 31, 2009, be accepted and that the amounts specified therein be fixed and determined as the amounts due the Towns and Villages respectively; and be it further

RESOLVED, that the Presiding Officer and Clerk of this Legislature be authorized to execute and deliver to the County Treasurer a warrant of this Legislature directing him to make the payments therein specified in the report in accordance with the provisions of Section 261 of the Tax Law.

DATED:

APPROVED BY:

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

Date of Approval:

**OFFICE OF THE COUNTY LEGISLATURE**  
**Riverhead, New York**

TO THE TREASURER OF SUFFOLK COUNTY:

Pursuant to the authority conferred by Section 261 of the New York State Tax Law and a resolution adopted this day relative to the distribution of mortgage taxes to the several tax districts of this County for the six-month period ending March 31, 2009, the County Legislature of this County this day assembled hereby directs you to pay the Supervisors of the several Towns and to the Treasurers of the several Villages, as herein after specified, such sums as are listed in the schedule following:

To the Supervisors of the Towns of:

Babylon	\$1,744,581.05
Brookhaven	4,852,277.71
East Hampton	1,248,495.05
Huntington	2,794,371.51
Islip	3,377,164.86
Riverhead	382,761.92
Shelter Island	113,401.83
Smithtown	1,776,493.70
Southampton	2,533,044.32
Southold	484,533.14
Total Towns:	<u>\$19,307,125.09</u>

To the Treasurers of the Villages of:

Amityville	\$56,629.50
Babylon	70,834.05
Lindenhurst	114,049.47
Belle Terre	13,407.27
Bellport	22,083.17
Lake Grove	74,599.30
Old Field	20,141.97
Patchogue	51,920.82
Poquott	9,825.10
Port Jefferson	126,918.71
Shoreham	5,378.44
East Hampton	151,243.62
Sag Harbor	16,042.21

Asharoken	11,714.46
Huntington Bay	18,581.15
Lloyd Harbor	61,700.47
Northport	48,116.74
Brightwaters	23,839.57
Islandia	51,470.44
Ocean Beach	16,773.15
Saltaire	18,618.23
Dering Harbor	2,251.54
Head of the Harbor	22,981.31
Nissequogue	28,526.61
Village of the Branch	19,816.00
North Haven	42,917.20
Quogue	97,236.88
Sagaponack	98,121.64
Sag Harbor	35,438.42
Southampton	292,771.71
Westhampton Beach	88,232.22
Westhampton Dunes	17,884.30
Greenport	11026.70

Total Villages:	<u>\$1,741,092.37</u>
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Grand Total:	<u><u>\$21,048,217.46</u></u>
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Presiding Officer, County Legislature

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Clerk, County Legislature

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation  
**ResolutionXXX**                      Local Law                      Charter Law
- 
2. Title of Proposed Legislation  
Distribution of Mortgage Tax Proceeds
- 
3. Purpose of Proposed Legislation  
To authorize distributions of Mortgage Tax proceeds to Towns and Villages.
- 
4. Will the Proposed Legislation Have a Fiscal Impact?      YES      **NO x**
- 
5. If the answer to item 5 is "yes," on what will it impact? (Circle appropriate category)
- |                  |                 |                  |
|------------------|-----------------|------------------|
| <b>County</b>    | <b>Town</b>     | Economic Impact  |
| Village          | School District | Other (Specify): |
| Library District | Fire District   |                  |
- 
6. If the answer to item 5 is "yes," Provide Detailed Explanation of Impact
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
- N/A
- 
8. Proposed Source of Funding  
N/A
- 
9. Timing of Impact  
N/A
- 
- |  |                           |                |
|--|---------------------------|----------------|
| 10. Typed Name & Title of Preparer     | 11. Signature of Preparer | 12. Date       |
| Angie M. Carpenter<br>County Treasurer |                           | April 29, 2009 |

1714  
Intro. Res. No. -2009

Laid on Table 8/4/09

Introduced by Deputy Presiding Officer Vilorio-Fisher and Legislator Horsley

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO.  
-2009, A LOCAL LAW TO PROHIBIT THE USE OF TANNING  
FACILITIES BY MINORS**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on , 2009, a proposed local law entitled, "**A LOCAL LAW TO PROHIBIT THE USE OF TANNING FACILITIES BY MINORS**" now, therefore, be it

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

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

**A LOCAL LAW TO PROHIBIT THE USE OF TANNING FACILITIES  
BY MINORS**

**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 in 2005 this Legislature enacted the "Colette Coyne Melanoma Awareness Act" to restrict the use of tanning facilities by minors.

This Legislature also finds and determines that new scientific information has upgraded tanning beds' cancer risk from a "likely source" to a "definite cause" of the disease.

This Legislature further finds and determines that the scientific study also concluded that skin cancer risk increases 75 percent for those who used tanning beds before the age of 30.

Therefore, the purpose of this law is strengthen the restriction on the use of tanning facilities by prohibiting their use by anyone under the age of 18.

**Section 2. Amendments.**

Chapter 454 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**Chapter 454, TANNING FACILITIES**

\* \* \* \*

**§ 454-3. Use restrictions and prohibitions.**

[A. No persons who have reached their 14th birthday but not yet reached their 18th birthday shall be permitted to use a device in a tanning facility in the County of Suffolk unless he or she is accompanied by a parent or legal guardian.

B.] No person under [14] 18 years of age shall be permitted to use a tanning device in a tanning facility in the County of Suffolk.

\* \* \* \*

**Section 3. Applicability.**

This law shall apply to all actions occurring on or after the effective date of this law.

**Section 4. Severability.**

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

**Section 5. SEQRA Determination.**

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

**Section 6. Effective Date.**

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

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

DATED:

APPROVED BY:

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

Date:

s:\laws\l-tanning-horsley

# 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:** July 31, 2009

**TO:** CLERK OF THE COUNTY LEGISLATURE

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

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**PROPOSED LOCAL LAW YEAR 2009**

**TITLE:** I.R. NO. -2009; A LOCAL LAW TO PROHIBIT THE USE OF TANNING FACILITIES BY MINORS

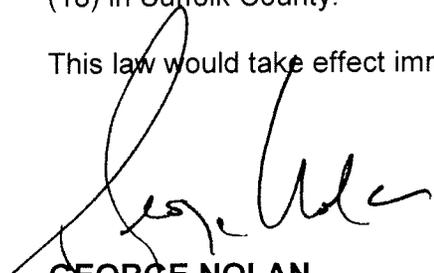
**SPONSOR:** LEGISLATOR VILORIA-FISHER

**DATE OF RECEIPT BY COUNSEL:** 7/30/09 **PUBLIC HEARING:** 8/18/09

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

This proposed local law would amend Chapter 454 of the SUFFOLK COUNTY CODE to prohibit the use of tanning devices in tanning facilities by individuals under the age of eighteen (18) in Suffolk County.

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



**GEORGE NOLAN**  
Counsel to the Legislature

**GN:**

s:\rule28\28-minors tanning ban

1715

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

Laid on Table 8/4/09

**RESOLUTION NO. -2009, AMENDING THE DATE UPON WHICH THE TASK FORCE ON HATE CRIMES IN SUFFOLK COUNTY MUST SUBMIT ITS WRITTEN REPORT**

**WHEREAS**, Resolution No. 31-2009 established a Task Force on Hate Crimes in Suffolk County ("the Task Force") to examine the sources of racial tension in the County, the mechanisms used to report such crimes, and provide recommendations to the County on these issues; and

**WHEREAS**, the Task Force is required to issue a written report to the members of the County Legislature and the County Executive containing its findings and determinations, along with any recommendations for action; and

**WHEREAS**, the Task Force's current deadline for the submission of the written report is one hundred eighty (180) days subsequent to the effective date of Resolution 31-2009, February 18, 2009; and

**WHEREAS**, during the course of its investigation, the Task Force has determined it needs more time to complete the inquiry and establish its findings and recommendations; and

**WHEREAS**, Suffolk County seeks to ensure that the Task Force has sufficient time to provide the County with a comprehensive examination of the issues it has been entrusted to study; now therefore be it

**1st RESOLVED**, that the 14<sup>th</sup> RESOLVED clause of Resolution 31-2009 is hereby amended as follows:

**14<sup>th</sup> 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] one (1) year 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

**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.

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

DATED:

APPROVED BY:

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

Date:

s:\res\r-amend hate crimes task force

1716  
Intro. Res. No. -2009  
Introduced by Legislator Kennedy

Laid on Table 8/4/09

**RESOLUTION NO. -2009, TO WAIVE FEE FOR USE OF THE  
COUNTY SHOWMOBILE FOR A BENEFIT CONCERT**

**WHEREAS**, the Nesconset Fire Department is hosting a benefit concert for the child of a member; and

**WHEREAS**, this child was the victim of a serious automobile accident and has sustained severe injury; and

**WHEREAS**, the concert is being held on Saturday, August 22, 2009; and

**WHEREAS**, the hours needed for this event are from 3:00 p.m. to 11:00 p.m.;  
and

**WHEREAS**, the County of Suffolk imposes a fee of Five Hundred Dollars (\$500.00) for up to four (4) hours and an additional \$125.00 per hour thereafter for use of the Showmobile pursuant to Section 688-3 of the Suffolk County Code; and

**WHEREAS**, such fees imposed by Suffolk County to use the Showmobile will diminish the fundraising efforts being hosted by the Department to assist in offsetting the cost of medical care for this member's child; now, therefore be it

**1st RESOLVED**, that the fee of \$500.00 and the additional \$125.00 per hour fee thereafter imposed by Suffolk County pursuant to Section 688-3 of the Suffolk County Code is hereby waived for the benefit concert hosted by the Nesconset Fire Department to be held on Saturday, August 22, 2009 from 3:00 p.m. to 11:00 p.m.; 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) 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:

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 2009, ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)

WHEREAS, the New York State Office of Temporary and Disability Assistance has awarded Suffolk County Department of Social Services additional SNAP funds provided under the ARRA, in the amount of \$312,931 to help off-set the administrative cost of implementing an April 1, 2009, across-the board Food Stamp Benefit increase as well as to provide additional support for processing new applications and managing escalating caseloads due to the economic downturn, and

WHEREAS, the funding will be offset by a claiming adjustment to reflect the reduction of the regular fifty-percent federal share of SNAP; and

WHEREAS, the net increase in funding will be fifty-percent of the award, or \$156,465, to be used to cover the increased costs associated with processing the growing number of food stamp applications; and

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

WHEREAS, the Department of Social Services would utilize this additional funding for Food Stamp Program administration for overtime, expenses and employee benefits; and

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

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

REVENUES:	<u>\$156,465</u>
001-4611 FEDERAL AID: Food Stamps Administration	\$156,465

and be it further

2<sup>nd</sup> RESOLVED, that the total funds in the amount of \$156,465 are hereby appropriated as follows:

ORGANIZATIONS	<u>\$156,465</u>
---------------	------------------

Department of Social Services  
Client Benefits  
001-DSS -6015

<u>1000 - Personal Services</u>	<u>\$135,467</u>
1120- Overtime	135,467

Employee Benefits  
Retirement  
001-EMP-9010

<u>8000 – Employee Benefits</u>	<u>\$10,296</u>
8280 – State Retirement	10,296

Employee Benefits  
Social Security  
001-EMP-9030

<u>8000 – Employee Benefits</u>	<u>\$10,363</u>
8330 – Social Security	10,363

Employee Benefits  
Unemployment Insurance  
001-EMP-9055

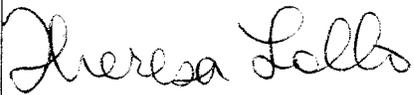
<u>8000 – Employee Benefits</u>	<u>\$339</u>
8350 – Unemployment Insurance	339

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		
ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)		
3. Purpose of Proposed Legislation		
To provide 100% additional funding in the amount of \$312,931 offset by a claiming adjustment to reflect the regular 50% federal share of SNAP. This award, in the net amount of \$156,465 was, approved by NYS OTDA, and is specifically for additional Food Stamp / Supplemental Administration. Funding use will be used for overtime to support our Food Stamp examiners in the electronic food stamp application process, telephone recertifications and imaging of food stamp records.		
4. Will the Proposed Legislation Have a Fiscal Impact?    Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political of other Subdivision.		
100% Funding.		
8. Proposed Source of Funding.		
ARRA Funds – 100% Federal Funds.		
9. Timing of Impact.		
Immediate		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Theresa Lollo Principal Financial Analyst		7/30/09

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

**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

NOTES:

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

COUNTY OF SUFFOLK



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

Gregory J. Blass  
Commissioner

**Memorandum**

**To:** Ben Zwirn, Assistant Deputy County Executive  
Brendan Chamberlain, County Executive Assistant

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

**Date:** July 28, 2009

**Subject:** **REQUEST FOR LEGISLATION:**  
Accepting 100% Funding for 2009 Food Stamp / Supplemental Nutrition Assistance Program (SNAP) Administrative Funding under the American Recovery and Reinvestment Act (ARRA).

---

I am requesting the introduction of the attached to accept Federal Stimulus funding under the Recovery and Reinvestment Act (ARRA):

**“ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA).”**

The NYS Office of Temporary and Disability Assistance awarded Suffolk County 100% Federal ARRA funds for additional Food Stamp/Supplemental Nutrition Assistance Program (SNAP) Administrative Funding. The funding is designated for Food Stamp program’s administrative expenses and will be used for overtime to support our Food Stamp Examiners in the electronic food stamp application process, telephone recertifications and imaging of food stamp records.

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

Enc.  
c: Jim Morgo, Chief Deputy County Executive  
ec: CE Reso. Review Distribution List

**FFY 2009 Supplemental Nutrition Assistance Program Administrative Funding Allocations  
under the American Recovery and Reinvestment Act**

DISTRICT	ALLOCATION
ALBANY	\$137,585
ALLEGANY	26,585
BROOME	120,810
CATTARAUGUS	44,382
CAYUGA	38,108
CHAUTAUQUA	97,836
CHEMUNG	50,725
CHENANGO	30,559
CLINTON	54,076
COLUMBIA	19,865
CORTLAND	27,848
DELAWARE	22,981
DUTCHESS	82,026
ERIE	568,211
ESSEX	15,080
FRANKLIN	28,887
FULTON	41,020
GENESEE	22,714
GREENE	23,310
HAMILTON	1,326
HERKIMER	45,904
JEFFERSON	69,638
LEWIS	20,098
LIVINGSTON	31,163
MADISON	38,867
MONROE	428,250
MONTGOMERY	36,273
NASSAU	221,740
NIAGARA	127,502
ONEIDA	140,213
ONONDAGA	241,410
ONTARIO	41,257
ORANGE	123,361
ORLEANS	25,688
OSWEGO	70,531
OTSEGO	24,032
PUTNAM	7,295
RENSSELAER	70,661
ROCKLAND	94,078
ST. LAWRENCE	60,976
SARATOGA	61,590
SCHENECTADY	66,061
SCHOHARIE	14,922
SCHUYLER	10,450
SENECA	11,629
STEUBEN	41,777
SUFFOLK	312,931
SULLIVAN	40,389
TIOGA	21,521
TOMPKINS	38,653
ULSTER	79,043
WARREN	31,888
WASHINGTON	34,518
WAYNE	40,930
WESTCHESTER	272,940
WYOMING	14,161
YATES	11,556
TOTAL UPSTATE	4,477,830
NEW YORK CITY	7,660,311
STATEWIDE	\$12,138,141



David A. Paterson  
Governor

NEW YORK STATE  
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE  
40 NORTH PEARL STREET  
ALBANY, NEW YORK 12243-0001

David A. Hansell  
Commissioner

### Local Commissioners Memorandum

#### Section 1

<b>Transmittal:</b>	09-LCM-05
<b>To:</b>	Local District Commissioners
<b>Issuing Division/Office:</b>	Office of Budget, Finance & Data Management
<b>Date:</b>	June 12, 2009
<b>Subject:</b>	Stimulus Food Stamp / Supplemental Nutrition Assistance Program Administrative Funding under the American Recovery and Reinvestment Act
<b>Contact Person(s):</b>	James E. Carroll (Regions 1-4) 1-800-343-8859, ext 4-7549 <a href="mailto:James.Carroll@otda.state.ny.us">James.Carroll@otda.state.ny.us</a>  Michael Borenstein (Region 5) 631-854-9704 <a href="mailto:Michael.Borenstein@otda.state.ny.us">Michael.Borenstein@otda.state.ny.us</a>  Marian Borenstein (Region 6) 212-961-8250 <a href="mailto:Marian.Borenstein@otda.state.ny.us">Marian.Borenstein@otda.state.ny.us</a>
<b>Attachments:</b>	FFY 2009 Supplemental Nutrition Assistance Program Administrative Funding Allocations under the American Recovery and Reinvestment Act
<b>Attachment Available On – Line:</b>	yes

#### Section 2

##### I. Purpose

The purpose of this Local Commissioners Memorandum (LCM) is to issue local district federal fiscal year (FFY) 2009 allocations for additional Food Stamp/Supplemental Nutrition Assistance Program (SNAP) administrative funding provided under the American Recovery and Reinvestment Act of 2009 (ARRA).

## **II. Background**

ARRA, also known as “the Stimulus Bill,” provided significant new resources for SNAP. In addition to an across-the-board benefit increase that went into effect April 1, 2009, states were granted additional SNAP administrative funding to help offset the cost of implementing the benefit increase and to support states as they confront rising caseloads due to the economic downturn. New York State received a total of \$24 million in new administrative funding for the two FFYs covered by ARRA (FFY 2009 and FFY 2010). FFY 2009 funds are being allocated to the local districts to cover the increased costs associated with processing the growing number of Food Stamp applications. A breakdown of individual county allocations for FFY 2009 is attached. Local districts will be notified regarding the FFY 2010 allocations at a later date.

## **III. Program Implications**

The Office of Temporary and Disability Assistance (OTDA) has established local district allocations for the SNAP administration portion of the ARRA. The federal methodology for awarding funding to states was based on a two-part formula, with 75% of the funds allocated to states based on each state’s share of SNAP households and 25% based on each state’s share of the increase in the number of households participating in SNAP. NYS is allocating these funds to local districts using the same factors for the period January through December 2008. Using the discrete dollars identified by the U.S. Department of Agriculture (USDA) for NYS for each factor, each district is receiving their proportional share of funds based on statewide SNAP households and each district’s proportional share of the increase in the number of statewide households participating in SNAP. Allocating funds in this manner is consistent with OTDA’s commitment to increasing SNAP enrollments.

## **IV. Claiming Instructions**

The ARRA grant is 100 percent federal funds. There is no match requirement for these funds. The match requirement for the regular 50 percent federal SNAP administrative funds remains in effect. It will not be necessary for the local districts to submit a separate claim in order to access the funds provided through this allocation. Since the ARRA award is available for expenditures beginning March 1, 2009, OTDA will reimburse 100 percent of the gross amount of certification costs with ARRA funds for expenditures beginning with the original Schedule D-7 (Distribution of Food Stamp Expenditures to Activities, LDSS-2347E) claim submission for March 2009 until a district’s allocation has been expended. The dollar amount to be reimbursed will be amounts taken from Section 1, Line 8, Column 2 (Certification) and Section 2, Line 6, Column 2, and added together. This will be paid at 100 percent federal share, up to the amount of the allocation, out of a separate cost center set up specifically for these funds and will appear as a bottom-line adjustment on a separate claims settlement.

Since the ARRA funds cannot be used as the match for regular (non-ARRA) USDA SNAP funding, for those costs reimbursed with 100 percent ARRA funds, there will be a bottom-line adjustment to reflect the reduction of the regular 50 percent federal share of SNAP, which was reflected as part of the USDA settlement above the line. Adjusting entries related to these transactions should be processed as a debit to A4611 and a debit to A400 for the federal share adjustment amount, and as a credit to A4611 for the ARRA federal share amount. Please note that the CFDA (Catalog of Federal Domestic Assistance) number for the ARRA funds is 10.561 (State Administrative Matching Grants for Food Stamp Program), the same as for regular SNAP administration. The ARRA funds must be considered part of the SNAP cluster for single audit purposes, but they must be separately identified with the prefix of "ARRA" on the Statement of Expenditures of Federal Awards (SEFA).

ARRA funds for FFY 2009 for SNAP administrative costs are available for obligation until September 30, 2009. As with regular SNAP administrative funds, these obligations must be liquidated within 90 days following the end of the respective fiscal year.

**Issued By:**                    **John Wyld for Michael Normile**  
**Name:**                         Michael Normile  
**Title:**                         Director  
**Division/Office:**            Office of Budget, Finance and Data Management

**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		
ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA)		
3. Purpose of Proposed Legislation		
To provide 100% additional funding in the amount of \$312,931 offset by a claiming adjustment to reflect the regular 50% federal share of SNAP. This award, in the net amount of \$156,465 was, approved by NYS OTDA, and is specifically for additional Food Stamp / Supplemental Administration. Funding use will be used for overtime to support our Food Stamp examiners in the electronic food stamp application process, telephone recertifications and imaging of food stamp records.		
4. Will the Proposed Legislation Have a Fiscal Impact?    Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or other Subdivision.		
100% Funding.		
8. Proposed Source of Funding.		
ARRA Funds – 100% Federal Funds.		
9. Timing of Impact.		
Immediate		
10. Typed Name & Title of Preparer Patricia A. Clark Director of Management and Research	11. Signature of Preparer	12. Date

SCIN FORM 175b (10/95)

1718

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

Laid on Table 8/4/2009

**RESOLUTION NO. -2009, TO AMEND ADOPTED  
RESOLUTION NO. 732-2007, AS AMENDED BY RESOLUTION  
NO. 586-2008 TO EXTEND THE DEADLINE FOR THE  
SUFFOLK COUNTY BUDGET REFORM COMMISSION**

**WHEREAS**, Resolution No. 732-2007 established the Suffolk County Budget Reform Commission for the purposes of identifying policy options to be incorporated into a plan for joint consideration by the Executive and Legislative branches to decrease the County's dependency on fund balance; and

**WHEREAS**, this Commission will require additional time in order to complete its work; now, therefore be it

**1st RESOLVED**, that the 14<sup>th</sup> RESOLVED clause of Resolution No. 732-2007 as amended by Resolution No. 586-2008 is hereby amended to read as follows:

**14th RESOLVED**, that this Commission 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 year subsequent to the effective date of this Resolution] August 31, 2010 for consideration, review, and appropriate action, if necessary, by the entire County Legislature

and be it further

**2nd RESOLVED**, that all other terms and conditions of Resolution No. 732-2007 as amended by Resolution No. 586-2008 shall remain in full force and effect; and be it further

**3rd RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) 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.

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

DATED:

APPROVED BY:

County Executive of Suffolk County  
Date:

T:\BRO\Budget Reform extend.doc

**RESOLUTION NO. -2009, AUTHORIZING USE OF  
THEODORE ROOSEVELT COUNTY PARK PROPERTY BY  
LONG ISLAND COMMUNITIES OF PRACTICE, INC., FOR A  
FAMILY FUN DAY**

**WHEREAS**, the Long Island Communities of Practice, Inc. ("LCoP") is a non-profit organization that provides free recreational opportunities for children with all disabilities and their families on the east end of Long Island; and

**WHEREAS**, LCoP would like to host a Family Fun Day at Theodore Roosevelt County Park in Montauk on Saturday, August 22, 2009, to thank all of the generous donors and families for their support; and

**WHEREAS**, the County of Suffolk shall receive consideration in the total amount of One Hundred and Fifty and 00/100 Dollars (\$150.00), to use Theodore Roosevelt County Park, payment of which shall be guaranteed by the LCoP; and

**WHEREAS**, a Certificate of Insurance and accompanying declaration page naming Suffolk County as an additional insured will be provided by LCoP; now, therefore be it

**1st RESOLVED**, that the use of County-owned property, i.e. Theodore Roosevelt County Park in Montauk, by Long Island Communities of Practice, Inc. ("LCoP"), in consideration of the payment of One Hundred and Fifty and 00/100 Dollars (\$150.00), for the purpose of hosting a Family Fun Day on Saturday, August 22, 2009 between the hours of 3:00 p.m. and 8:00 p.m. is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from LCoP, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

**2nd RESOLVED**, that before this event shall be permitted to occur, LCoP must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(B) of the Suffolk County Code; and be it further

**3rd RESOLVED**, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, and the County Department of Public Works is hereby authorized, empowered and directed, under Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to take such measures, either alone or in conjunction with each other, as shall be necessary and appropriate to facilitate the hosting of the Family Fun Day by LCoP at Theodore Roosevelt County Park; and be it further

**4th RESOLVED**, that LCoP shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

**5th RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law,

Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

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

Date:

s:\res\lr-use-theodore-roosevelt-park-licop



July 18, 2009

Suffolk County Department of Parks and Recreation  
PO Box 144  
West Sayville, NY 11796

To Whom It May Concern:

Long Island Communities of Practice Inc. is a nonprofit organization dedicated to offering free recreational opportunities for children with all disabilities and their families here on the eastern end of Long Island. As part of our mission, Long Island Communities of Practice holds an annual event to thank all of our generous donors and our families and this year we would like to hold it at Theodore Roosevelt House in Montauk.

This year's event is scheduled for August 22, 2009 from 3-5 pm. We will have "Living Rhythm" & "Inda Eaton" donating their time as our live band, and an assortment of food will be donated by local residents. We will not be selling tickets for the event, individuals and families who have an interest in our mission and cause will be invited.

Long Island Communities of Practice has completed the necessary application for use of the park and has provided a certificate of insurance for the amount of \$1,000,000 per occurrence and 2,000,000 aggregate (Our Policy is attached) Comprehensive General Liability. We realize that the County requires \$2,000,000 in coverage per occurrence.

Long Island Communities of Practice respectfully requests a waiver of the \$2,000,000 per occurrence insurance requirements. We operate on a small budget and it would be a hardship on the organization to increase our yearly insurance costs (our insurance company notified us today that it would be a minimum of \$1,000.00 on top of the insurance fees that we currently pay).

To the extent permitted by law, we shall indemnify and hold harmless the County of Suffolk, its consultants (if any), employees, agents and other persons from and against all claims, costs, judgments, liens, encumbrances and expenses, including attorneys' fees, arising out of the acts or omissions or negligence of this organization, its officers, agents, servants or consultants in connections with the services being rendered on August 22, 2009 at Long Island Communities of Practice's "Family Fun Day".

Thank you for your time and attention to the above matter.

Sincerely,

*Helene A. Fallon*  
Helene A Fallon 516 815-5659 cell #  
Founder / President

Long Island Communities of Practice

P.O. Box 5013 • Montauk, NY 11954  
631 666.4858

[www.licop.org](http://www.licop.org)



www.suffolkcountyny.gov/parks

**APPLICATION FOR PARKLAND GROUP PERMIT**

Permit Requested (Check One)

YOUTH GROUP CAMPING  GROUP PICNIC  ADULT (FAMILY) CAMPING CLUB   
SPECIAL GROUP EVENT  (Specify Below) GENERAL GROUP  (HIKE/FIELD TRIP)

Family Fun Day  
(Horse/Dog Event, Fundraiser, Other)

**PARK(S) Requested**

**DATE(S) Requested**

1<sup>st</sup> Choice Third House 1<sup>st</sup> Choice August 22 2009  
2<sup>nd</sup> Choice \_\_\_\_\_ 2<sup>nd</sup> Choice \_\_\_\_\_

Name of Group/Organization Lana Island Community of Practice  
Address PO Box 5013 Montauk NY Zip Code 11954

Applicant Name Helene Fallon Phone 631.668.5000 Cell # 516.815.5659

Address PO Box 2143 Applicant Signature Helene Fallon

Town Montauk State NY Zip 11954 Today's Date \_\_\_\_\_

Arrival Time 3<sup>00</sup> a.m. (p.m.) Departure Time 8<sup>00</sup> a.m. (Parks Close at Dusk)

Estimated # Attending 130 # Cars/Vans \_\_\_\_\_ # Buses \_\_\_\_\_

**ADULT (FAMILY) CAMPING CLUBS:** Total # of Units \_\_\_\_\_ (7 unit minimum non-holiday weekends, 10 unit minimum holiday weekends)

**SPECIAL EVENTS & PICNICS**

Will Food/Beverages be provided? YES  NO   
Is event open to the general public? YES  NO  Not open to public

If event is open to public **AND** food/beverages are being provided a **SUFFOLK COUNTY HEALTH SERVICES ORGANIZER'S APPLICATION FOR TEMPORARY PERMIT** must be filed. Non-compliance with Health Services regulations may result in event being shut down.

Is event being catered? YES  NO  Name of Caterer \_\_\_\_\_

Will alcoholic beverages be provided? YES  NO  (If YES the Hold Harmless Agreement attached must be Signed & notarized).

Will alcoholic beverages be sold? YES  NO  (If YES a Special Event Permit must be filed with the NYS Liquor Authority to obtain a temporary liquor license).

Is this a Fundraiser? YES  NO  Groups wishing to hold fundraisers on Suffolk County Park property must contact the Parks Permit Department at 854-4951 a minimum of three months prior to event for permission as Suffolk County Legislative approval is required. This will not be a fundraiser

**TENTS** - Suffolk County Fire Marshall inspection may be required contact Permit Dept. at 854-4951 for information.

**VENDORS?** YES  NO  List all Living Rhythms + Linda Eaton  
Names of vendors (amusement/entertainment, etc.) at event must be listed above. Attach separate sheet if necessary. Vendor(s) chosen must provide a certificate of insurance naming SUFFOLK COUNTY as an additional insured in the amount of \$2,000,000 per occurrence Comprehensive General Liability.

**SPECIAL REQUESTS/COMMENTS:** Please see the letter attached.

**Office Use Only**

DATE(S) APPROVED \_\_\_\_\_ AREA ASSIGNED \_\_\_\_\_ Picnic \_\_\_\_\_

PARK APPROVED \_\_\_\_\_ County Park \_\_\_\_\_ Youth \_\_\_\_\_

Received of \_\_\_\_\_ Amount \$ \_\_\_\_\_ Cash \_\_\_\_\_ MO \_\_\_\_\_ Credit \_\_\_\_\_  
Alcohol Permit Approved \_\_\_\_\_ (Staff Initials) \_\_\_\_\_ Transaction # \_\_\_\_\_ Check \_\_\_\_\_

PERMIT # \_\_\_\_\_ PARKS DEPT. APPROVAL \_\_\_\_\_

**RESOLUTION NO. - 2009, AMENDING THE 2009  
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING  
FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR  
PARTICIPATION IN THE PORT JEFFERSON-WADING RIVER  
RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH  
(CP 5903)**

**WHEREAS**, the Commissioner of Public Works has requested funds for engineering and land acquisition in connection with Port Jefferson-Wading River Rails to Trails; and

**WHEREAS**, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 075816, under the Federal Highway Administration (FHWA) funding, with a share allocation of ninety nine and sixty two hundredths (99.62%) percent Federal funds and thirty eight hundredths of one percent (0.38%) percent County funds; and

**WHEREAS**, 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**, the County must first instance fund the entire cost of the project and will subsequently be reimbursed for the Federal portion; 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 \$1,050,000 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) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of forty three (43) 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 Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path; and be it further

**4<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 to proceed with this project; and be it further

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

Project No.: 5903  
 Project Title: Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path

	<u>Total Est'd Cost</u>	<u>Current 2009 Capital Budget &amp; Program</u>	<u>Revised 2009 Capital Budget &amp; Program</u>
1. Planning, Design and Supervision	\$1,000,000	\$ 0	\$ 4,000B \$ 996,000F
2. Land Acquisition	<u>\$ 50,000</u>	<u>                    </u>	<u>\$ 50,000F</u>
<b>TOTAL</b>	<b>\$1,050,000</b>	<b>\$ 0</b>	<b>\$1,050,000</b>

and be it further

**6<sup>th</sup> RESOLVED**, that the proceeds of \$4,000 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-5903.111 (Fund 001 Debt Service)	50	Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path	\$4,000

and be it further

**7<sup>th</sup> RESOLVED**, that Federal Aid in the amount of 1,046,000 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-5903.111	50	Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path	\$996,000

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5903.210	50	Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path (appraisals, surveys, mapping, etc.)	\$50,000

and be it further

**8<sup>th</sup> RESOLVED**, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$4,000; and be it further

**9<sup>th</sup> RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of 1,046,000; and be it further

**10<sup>th</sup> RESOLVED**, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of 1,046,000; 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.

DATE:

APPROVED BY:

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

Date of Approval:



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

**GENERAL FUND**

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	<b>\$912</b>	<b>\$0.00</b>		\$0.000

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	<b>\$912</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 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: \$4,000

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>	\$731.17	\$180.00	\$911.17	\$911.17
			\$73.55	\$73.55	
5/1/2011	<span style="border: 1px solid black; padding: 2px;">4.500%</span>	\$764.07	\$73.55	\$837.62	\$911.17
			\$56.36	\$56.36	
5/1/2012	<span style="border: 1px solid black; padding: 2px;">4.500%</span>	\$798.45	\$56.36	\$854.81	\$911.17
			\$38.39	\$38.39	
5/1/2013	<span style="border: 1px solid black; padding: 2px;">4.500%</span>	\$834.38	\$38.39	\$872.77	\$911.17
			\$19.62	\$19.62	
5/1/2014	<span style="border: 1px solid black; padding: 2px;">4.500%</span>	\$871.93	\$19.62	\$891.55	\$911.17
		\$4,000.00	\$555.83	\$4,555.83	\$4,555.83

# COUNTY OF SUFFOLK



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

## DEPARTMENT OF PUBLIC WORKS

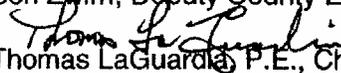
GILBERT ANDERSON, P.E.  
COMMISSIONER

THOMAS LAGUARDIA, P.E.  
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE  
DEPUTY COMMISSIONER

## MEMORANDUM

**TO:** Ben Zwirn, Deputy County Executive

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

**DATE:** July 29, 2009

**RE:** **AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE PORT JEFFERSON-WADING RIVER RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH (CAPITAL PROGRAM NUMBER 5903)**

Attached are a draft resolution and duplicate copy to appropriate the sum of \$1,050,000 for engineering and land acquisition in connection with the above referenced project.

There are no funds included in the 2009 Capital budget and program for this project. However, 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 fifth percent (50%) by Federal or State aid.

This capital program will construct recreational trails between Wading River and Port Jefferson on property donated by LIPA.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "RESO-DPW-CP 5903.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  
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

## CAPITAL PROJECT RANKING FORM

CAPITAL PROJECT RANKING FORM	Response	Score	Category
<b>Cumulative Ranking (maximum score=100 points)</b>		<b>43.4</b>	
1. Does this project meet the minimum 5-25-5 criteria for inclusion in the capital program pursuant to Local Law 23 of 1994? Enter "Y" or "N".	Y	5.6	Planning
2. ENTER "Y" if this is either a non-recurring project or a recurring project that is financed with "G" money or ENTER "N" if this is a recurring project financed through the capital program with a source of funds other than "G" money.	y	5.6	Planning
3. Is implementation of the project mandated by federal, state or local law? ENTER "0" if not mandated, ENTER "1" (yes-long term) if mandated, but more than 3-years (beyond the current capital program) are needed to meet the mandate, or ENTER "2" if mandate must be met within the current 3-year capital program.	0	0.0	Planning
4. What percent of the project is funded by state or federal aid, or other nonproperty tax revenue (department income, tuition at the college, interfund transfers from Fund 404 for sewers, etc.)? ENTER the percent from 0 to 100.	99	11.0	Fiscal
5. What is the non-debt service net operating budget impact? ENTER "1" for an increase in net operating expenses (net of debt service on borrowing for this capital project and net of state & federal aid and other nonproperty tax revenue); ENTER "2" for no impact; ENTER "3" for a decrease in net operating expenses within 10 years; ENTER "4" for a decrease in net operating expenses within 5 years.	2	5.6	Fiscal
6. What affect will this project have on the local economy with respect to expansion of the tax base and/or job creation? ENTER "1" = negative economic impact; ENTER "2" = no effect; ENTER "3" = positive economic impact.	2	5.6	Economic
7. Which level of service best describes this project? ENTER "1" = will expand the level of services, provide new services, or provide service level quality enhancements; ENTER "2" = needed to maintain existing levels; or ENTER "3" = replaces, rehabilitates or repairs a deteriorating or obsolete facility (i.e., Yaphank Jail)	1	0.0	Service
8. Does this project (1) correct a critical health or safety hazard, (2) prevents a critical breakdown in county facilities (i.e. asbestos removal or road improvements at high accident locations) or (3) promotes public safety or public health, providing critical services to county residents? Enter "Y" or "N".	n	0.0	Service
9. What impact does the project have on the environment? ENTER "1" a for negative impact, ENTER "2" for no impact or ENTER "3" for a positive impact.	2	5.6	Service
10. What percent of the County's population will potentially be served? ENTER "1" if potential use is less than or equal to 25% of the county's population, ENTER "2" if potential use is less than or equal to 50%, ENTER "3" if potential use is less than or equal to 75%, ENTER "4" if potential use exceeds 75%.	2	2.8	Service
11. How would you (the analyst) rate the need for this project? ENTER "1" = Not necessary; ENTER "2" = Moderate priority; ENTER "3" = High priority; ENTER "4" = Critical.	2	1.9	All Categories

1722

Intro. Res. No. -2009  
Introduced by Presiding Officer Lindsay

Laid on Table 8/4/09

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW  
NO. -2009, A CHARTER LAW TO AMEND THE  
DRINKING WATER PROTECTION PROGRAM TO  
INCREASE FUNDING FOR PROPERTY TAX RELIEF**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on \_\_\_\_\_, 2009 a proposed local law entitled, "**A CHARTER LAW TO AMEND THE DRINKING WATER PROTECTION PROGRAM TO INCREASE FUNDING FOR PROPERTY TAX RELIEF**"; 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 AMEND THE DRINKING WATER PROTECTION PROGRAM TO INCREASE FUNDING FOR PROPERTY TAX RELIEF**

**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 the County of Suffolk reauthorized its Drinking Water Protection Program in 2007 through the enactment of Local Law No. 24-2007. In doing so, the County extended the 1/4% sales tax which funds this program through 2030.

This Legislature further finds that subsequent to the passage of Local Law No. 24-2007, the serious global recession wreaked havoc on our national and local economies. As a result of this economic downturn, Suffolk County Government has experienced unprecedented revenue losses and significant budget deficits.

This Legislature further finds that the County of Suffolk has had to take difficult actions to address its budget shortfalls, including the securitization of tobacco settlement proceeds, the sale of the County's HMO and the imposition of a lag payroll on County employees. Presently, the County is considering additional steps including the sale of the John J. Foley Skilled Nursing Facility and the reduction of appropriations for police personnel. With a projected \$100 million shortfall in 2010, it seems likely that the County will have to make additional painful cuts and/or raise property taxes next year.

This Legislature further finds that presently, the sewer district tax relief component of the program is carrying a substantial positive balance.

This Legislature finds that under the current difficult fiscal conditions, it is prudent and necessary to amend the Drinking Water Protection Program to temporarily allocate a larger share of the program's sales tax revenues to taxpayer relief and less to sewer districts.

Therefore, the purpose of this law is to amend Article 12 of the SUFFOLK COUNTY CHARTER to increase the allocation of sales tax revenues for property tax relief from 32.15% to 41.15% during fiscal years 2010, 2011 and 2012 with a commensurate reduction of funding for the Program's sewer district component.

**Section 2. Amendment.**

Article 12 of the SUFFOLK COUNTY CHARTER is hereby amended as follows:

**ARTICLE XII  
Suffolk County Drinking Water Protection Program**

\* \* \* \*

**§ C12-2. Programmatic expenses.**

\* \* \* \*

C. County-wide property tax protection: 41.15% of the total revenues generated in calendar years 2010, 2011, and 2012, and 32.15% of the total revenues generated [each] in all other calendar years to reduce or stabilize the County's general property taxes and/or police/public safety property taxes for the subsequent fiscal year by being credited to revenues in direct proportion to real property taxes assessed and collected by the County of Suffolk from parcels within the County. The Suffolk County Taxpayers Trust Fund is hereby created. 32.15% of the total revenues generated each calendar year by such sales and compensating use tax shall be allocated and deposited annually to this Trust Fund. The annual appropriation of such revenues shall be effectuated via duly enacted resolution of the County of Suffolk. These revenues shall not be used to fund new programs or positions of employment (defined as programs or positions not budgeted by Suffolk County in the prior fiscal year).

D. Sewer taxpayer protection: 16% of the total revenues generated in calendar years 2010, 2011, and 2012, and 25% of the total revenues generated [each] in all other calendar years for sewer district tax rate stabilization only in those instances in which the pertinent sewer district will experience an increase in rates of at least 3% in the aggregate for user charges, operations and maintenance charges, per-parcel charges, and ad valorem assessments in the calendar year for which these sewer district tax stabilization revenues are being allocated. The Suffolk County Sewer Assessment Stabilization Fund is hereby created. 25% of the total revenues generated each calendar year by such sales and compensating use tax shall be allocated and deposited annually to this Trust Fund. The annual appropriation of such revenues shall be effectuated via duly enacted resolution of the County of Suffolk and shall not reduce the projected rate increase below 3% in the aggregate for user charges, operations and maintenance charges, per parcel charges, and ad valorem assessments for the year in question. If the revenues generated in any year, including calendar year 2030, exceed the amount necessary to provide such stabilization, then such excess revenues shall be carried over as a fund balance for sewer district tax rate stabilization.

\* \* \* \*

**Section 3. Applicability.**

This law shall apply to the allocation of sales tax revenues under the Suffolk County Drinking Water Protection Program on or after January 1, 2010.

**Section 4. Severability.**

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

**Section 5. SEQRA Determination.**

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

**Section 6. Effective Date.**

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

[ ] Brackets denote deletion of existing language.

\_\_\_ Underlining denotes addition of new language.

DATED:

APPROVED BY:

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

Date:

# 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: August 3, 2009

TO: CLERK OF THE COUNTY LEGISLATURE

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

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## PROPOSED LOCAL LAW YEAR 2009

TITLE: I.R. NO. -2009; A CHARTER LAW TO AMEND THE DRINKING WATER PROTECTION PROGRAM TO INCREASE FUNDING FOR PROPERTY TAX RELIEF

SPONSOR: PRESIDING OFFICER LINDSAY

DATE OF RECEIPT BY COUNSEL: 8/3/09 PUBLIC HEARING: 8/18/09

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

This proposed charter law would temporarily amend the Drinking Water Protection Program's revenue allocation.

Currently, twenty five percent (25%) of the revenues generated from the Program's ¼% sales tax is allocated to provide sewer district tax relief. This charter law would decrease that allocation to sixteen percent (16%) during the calendar years of 2010, 2011, and 2012. In 2013 the allocation would return to twenty five percent (25%).

This law would also increase the allocation for the property tax relief component of the program from 32.15% to 41.15% for the calendar years 2010, 2011, and 2012. In 2013 the allocation for property tax relief would return to 32.15%.

This law will apply to the allocation of sales tax revenues under the Suffolk County Drinking Water Protection Program on or after January 1, 2010.

The law will be effective immediately upon filing in the Office of the Secretary of State.

A handwritten signature in black ink, appearing to read "George Nolan", is written over the printed name.

**GEORGE NOLAN**  
Counsel to the Legislature

**GN:**

s:\rule28\28-CL change drinking water protection program allocations

1724

Intro. Res. No. -2008  
Introduced by Legislator D'Amaro

Laid on Table 8/4/2008

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW  
NO. -2009, A LOCAL LAW TO FURTHER ENHANCE  
AND STRENGTHEN THE COLETTE COYNE MELANOMA  
AWARENESS ACT**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2009, a proposed local law entitled, "**A LOCAL LAW TO FURTHER ENHANCE AND STRENGTHEN THE COLETTE COYNE MELANOMA AWARENESS ACT**"; 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 LOCAL LAW TO FURTHER ENHANCE AND STRENGTHEN  
THE COLETTE COYNE MELANOMA AWARENESS ACT**

**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 in 2005 the County of Suffolk acted to protect the health and safety of minors who use tanning facilities by enacting the Colette Coyne Melanoma Awareness Act (now codified in Chapter 454 of the Suffolk County Code).

This Legislature also finds and determines that in 2006, in response to increased awareness of the dangers of the use of tanning facilities by minors, the County of Suffolk enacted Local Law 36-2006 to amend Chapter 454 by strengthening the requirements of the Colette Coyne Melanoma Awareness Act.

This Legislature further finds and determines that (as reported in the August 2009 online edition of The Lancet Oncology) in June 2009, 20 scientists from nine countries met at the International Agency for Research on Cancer (IARC) to reassess the carcinogenicity of the types of radiation previously classified as "carcinogenic to humans" and to identify additional tumor sites and mechanisms of carcinogenesis.

This Legislature further finds that a comprehensive meta-analysis reported in The Lancet Oncology concluded that the risk of cutaneous melanoma is increased by 75% when use of tanning devices starts before 30 years of age.

This Legislature also finds that as a result of the comprehensive analysis, the IARC moved tanning beds to its highest cancer risk category -carcinogenic to humans.

This Legislature also finds and determines that, previously, the agency had classified sunlamps and tanning beds as "probably" carcinogenic, so the move establishes the devices at a higher level in terms of risk.

Therefore, the purpose of this law is to assure that all patrons of tanning facilities in Suffolk County are aware of these increased risks of cancer, and to require that all patrons sign an acknowledgment that they have seen the posted risks prior to using a tanning device in a tanning facility.

## **Section 2. Amendments.**

Chapter 454 of the SUFFOLK COUNTY CODE is hereby amended as follows:

### **Chapter 454, TANNING FACILITIES**

\*\*\*\*

#### **§ 454-3. Use restrictions and prohibitions.**

\*\*\*\*

C. No person shall be permitted to use a tanning device in a tanning facility in the County of Suffolk until such person has signed a written acknowledgment that the posted warning signs required by § 454-4 have been seen.

\*\*\*\*

#### **§ 454-4. Facility requirements.**

\*\*\*\*

C. Each tanning facility shall post a sign containing the following language: "WARNING: TANNING INCREASES YOUR RISK OF SKIN CANCER. SUCH RISK IS INCREASED BY 75% WHEN USE OF TANNING DEVICES STARTS BEFORE AGE 30." Said sign shall contain letters of no less than ½ inch on a contrasting background.

## **Section 3. Applicability.**

This law shall apply to all actions occurring on or after the effective date of this law.

## **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 effect, 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 judgment or order shall be rendered.

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

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

**Section 6. Effective Date.**

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

DATED:

APPROVED BY:

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

Date

S:\law\l-tanning-damaro

**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:** August 4, 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. -2009; A LOCAL LAW TO FURTHER ENHANCE AND STRENGTHEN THE COLLETE COYNE MELANOMA AWARENESS ACT

**SPONSOR:** LEGISLATOR D'AMARO

**DATE OF RECEIPT BY COUNSEL:** 8/3/09 **PUBLIC HEARING:** 8/18/09

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

This proposed local law would amend Chapter 454 of the SUFFOLK COUNTY CODE to add additional requirements for tanning facilities. This law will require all tanning facilities to post signs informing patrons that tanning increases the risk of developing skin cancer. The law will also require individuals using a tanning device in a tanning facility to sign a written acknowledgment that they have seen the posted warning signs.

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

A handwritten signature in black ink, appearing to read "George Nolan", is written over the printed name and title.

**GEORGE NOLAN**  
Counsel to the Legislature

**GN:**

s:\rule28\28-additional tanning facility requirements

Intro. Res. No. 1725-09

Laid on Table 8/4/09

Introduced by the Presiding Officer at the request of the County Executive

RESOLUTION NO. -2009, APPORTIONING  
MORTGAGE TAX BY: COUNTY TREASURER

RESOLVED, that the joint reports of the Recording Officer and the County Treasurer as filed with this Legislature on AUGUST 4, 2009 relative to the distribution of mortgage taxes for the six month period ending March 31, 2009, be accepted and that the amounts specified therein be fixed and determined as the amounts due the Towns and Villages respectively; and be it further

RESOLVED, that the Presiding Officer and Clerk of this Legislature be authorized to execute and deliver to the County Treasurer a warrant of this Legislature directing him to make the payments therein specified in the report in accordance with the provisions of Section 261 of the Tax Law.

DATED:

APPROVED BY:

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

Date of Approval:

**OFFICE OF THE COUNTY LEGISLATURE**  
**Riverhead, New York**

TO THE TREASURER OF SUFFOLK COUNTY:

Pursuant to the authority conferred by Section 261 of the New York State Tax Law and a resolution adopted this day relative to the distribution of mortgage taxes to the several tax districts of this County for the six-month period ending March 31, 2009, the County Legislature of this County this day assembled hereby directs you to pay the Supervisors of the several Towns and to the Treasurers of the several Villages, as herein after specified, such sums as are listed in the schedule following:

To the Supervisors of the Towns of:

Babylon	\$1,744,581.05
Brookhaven	4,852,277.71
East Hampton	1,248,495.05
Huntington	2,794,371.51
Islip	3,377,164.86
Riverhead	382,761.92
Shelter Island	113,401.83
Smithtown	1,776,493.70
Southampton	2,533,044.32
Southold	484,533.14
Total Towns:	<u>\$19,307,125.09</u>

To the Treasurers of the Villages of:

Amityville	\$56,629.50
Babylon	70,834.05
Lindenhurst	114,049.47
Belle Terre	13,407.27
Bellport	22,083.17
Lake Grove	74,599.30
Old Field	20,141.97
Patchogue	51,920.82
Poquott	9,825.10
Port Jefferson	126,918.71
Shoreham	5,378.44
East Hampton	151,243.62
Sag Harbor	16,042.21

Asharoken	11,714.46
Huntington Bay	18,581.15
Lloyd Harbor	61,700.47
Northport	48,116.74
Brightwaters	23,839.57
Islandia	51,470.44
Ocean Beach	16,773.15
Saltaire	18,618.23
Dering Harbor	2,251.54
Head of the Harbor	22,981.31
Nissequogue	28,526.61
Village of the Branch	19,816.00
North Haven	42,917.20
Quogue	97,236.88
Sagaponack	98,121.64
Sag Harbor	35,438.42
Southampton	292,771.71
Westhampton Beach	88,232.22
Westhampton Dunes	17,884.30
Greenport	11026.70

Total Villages:	<u>\$1,741,092.37</u>
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Grand Total:	<u><u>\$21,048,217.46</u></u>
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Presiding Officer, County Legislature

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Clerk, County Legislature

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution

Local Law

Charter Law

2. Title of Proposed Legislation

APPORTIONING MORTGAGE TAX BY: COUNTY TREASURER

3. Purpose of Proposed Legislation

To authorize distributions of Mortgage Tax proceeds to Towns and Villages.

4. Will the Proposed Legislation Have a Fiscal Impact?

YES **NO x**

5. If the answer to item 4 is "yes," on what will it impact? (Circle appropriate category)

**County**

**Town**

Economic Impact

Village

School District

Other (Specify):

Library District

Fire District

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

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

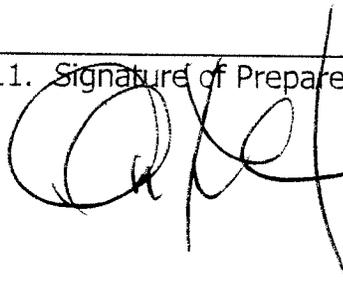
N/A

10. Typed Name & Title of Preparer

11. Signature of Preparer

12. Date

Allen M. Kovesdy  
Director of Management and Research



August 3, 2009

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

**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

NOTES:

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

1726

Intro. Res. No. -2009

Laid on Table

8/4/09

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO HISTORIC SITES AND BUILDINGS – TIMBER POINT GOLF COURSE CLUBHOUSE (CP 7510)**

**WHEREAS**, the Commissioner of Parks, Recreation and Conservation has requested construction funds for improvements at Timber Point Golf Course Clubhouse; and

**WHEREAS**, there are sufficient funds within the 2009 Capital Budget and Program to cover the cost of said improvements under Capital Program Number 7510; and

**WHEREAS**, Resolution No. 471-1994 as revised by Resolution 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 County Legislature, by resolution of even date herewith, has authorized the issuance of \$400,000 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup> RESOLVED**, pursuant to State Environmental Quality Review Act Environmental Conservation Law, Article 8, the Suffolk County Legislature, being the SEQRA lead agency, has determined that maintenance or repair involving no substantial changes in an existing structure or facility and 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 exceed any of the thresholds in Section 617.4 of this Part constitutes a Type II action; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of forty (40), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution 461-2006; and be it further

**3<sup>rd</sup> RESOLVED**, that the proceeds of \$400,000 in Suffolk County Serial Bonds be and are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7510.330 (Fund 001 Debt Service)	26	Improvements to Historic Sites and Buildings – Timber Point Golf Course Clubhouse -- Construction	\$400,000

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 <u>  X  </u> Local Law <u>      </u> Charter Law <u>      </u>		
2. Title of Proposed Legislation		
<b>RESOLUTION NO. -2009, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO HISTORIC SITES AND BUILDINGS – TIMBER POINT GOLF COURSE CLUBHOUSE (CP 7510)</b>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact?                      Yes <u>  X  </u> No <u>      </u>		
5. If the answer to item 4 is "yes", on what will it impact?    (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2010		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		May 22nd, 2009

SCIN FORM 175b (10/95)

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

**GENERAL FUND**

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	<b>\$37,932</b>	<b>\$0.07</b>		\$0.000

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	<b>\$37,932</b>	<b>\$0.07</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: 15  
 Amount to Bond: \$400,000

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>	\$18,864.85	\$19,066.67	\$37,931.51	\$37,931.51
			\$9,083.72	\$9,083.72	
5/1/2011	<b>4.500%</b>	\$19,764.07	\$9,083.72	\$28,847.79	\$37,931.51
			\$8,612.68	\$8,612.68	
5/1/2012	<b>4.500%</b>	\$20,706.16	\$8,612.68	\$29,318.84	\$37,931.51
			\$8,119.18	\$8,119.18	
5/1/2013	<b>4.500%</b>	\$21,693.15	\$8,119.18	\$29,812.33	\$37,931.51
			\$7,602.16	\$7,602.16	
5/1/2014	<b>4.500%</b>	\$22,727.19	\$7,602.16	\$30,329.35	\$37,931.51
			\$7,060.50	\$7,060.50	
5/1/2015	<b>4.500%</b>	\$23,810.52	\$7,060.50	\$30,871.02	\$37,931.51
			\$6,493.01	\$6,493.01	
	<b>4.500%</b>	\$24,945.49	\$6,493.01	\$31,438.50	\$37,931.51
			\$5,898.48	\$5,898.48	
5/1/2017	<b>5.000%</b>	\$26,134.56	\$5,898.48	\$32,033.04	\$37,931.51
			\$5,275.60	\$5,275.60	
5/1/2018	<b>5.000%</b>	\$27,380.31	\$5,275.60	\$32,655.91	\$37,931.51
			\$4,623.04	\$4,623.04	
5/1/2019	<b>5.000%</b>	\$28,685.43	\$4,623.04	\$33,308.47	\$37,931.51
			\$3,939.37	\$3,939.37	
	<b>5.000%</b>	\$30,052.77	\$3,939.37	\$33,992.14	\$37,931.51
			\$3,223.11	\$3,223.11	
5/1/2021	<b>5.000%</b>	\$31,485.29	\$3,223.11	\$34,708.40	\$37,931.51
			\$2,472.71	\$2,472.71	
5/1/2022	<b>5.000%</b>	\$32,986.09	\$2,472.71	\$35,458.80	\$37,931.51
			\$1,686.55	\$1,686.55	
5/1/2023	<b>5.000%</b>	\$34,558.42	\$1,686.55	\$36,244.97	\$37,931.51
			\$862.90	\$862.90	
	<b>5.000%</b>	\$36,205.71	\$862.90	\$37,068.61	\$37,931.51
		\$400,000.00	\$168,972.69	\$568,972.69	\$568,972.69

## COUNTY OF SUFFOLK



MAY 06 2009

STEVE LEVY  
SUFFOLK COUNTY EXECUTIVEDEPARTMENT OF  
PARKS, RECREATION AND CONSERVATIONJOHN W. PAVACIC  
COMMISSIONERTRACEY BELLONE  
DEPUTY COMMISSIONER

**TO: BEN ZWIRN, Deputy County Executive**

**FROM: JOHN W. PAVACIC, Commissioner** 

**CC: CHRISTOPHER KENT, Chief Deputy County Executive**

**DATE: APRIL 29, 2009**

**RE: INTRODUCTORY RESOLUTION APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO HISTORIC SITES AND BUILDINGS – TIMBER POINT GOLF COURSE CLUBHOUSE (CP 7510)**

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Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "RESO-PKS- Appropriating Funds for CP 7510 – Timber Point Phase 3.doc".

Phase 3 of the Timber Point Clubhouse adaptive reuse project consists primarily of repairing the exterior façade and roof, repairing and replacing windows and gutters, and completing mechanical work and HVAC systems within the building.

Should you require anything further, please contact my office at 4-4984.

Enclosures

1727

Intro. Res. No.- 2009

Laid on Table~~8/4~~ 2009

Introduced by Presiding officer, on request of the County Executive

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO.  
-2009, A LOCAL LAW TO AMEND THE SUFFOLK  
COUNTY EMERGENCY TELEPHONE SYSTEM  
SURCHARGE PROGRAM**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a regular meeting held on \_\_\_\_\_ 2009, a proposed local law entitled, “**ADOPTING LOCAL LAW NO.**

**-2009, A LOCAL LAW TO AMEND THE SUFFOLK COUNTY EMERGENCY TELEPHONE SYSTEM SURCHARGE PROGRAM,**” 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**

**ADOPTING LOCAL LAW NO. -2009, A LOCAL LAW TO AMEND THE SUFFOLK COUNTY EMERGENCY TELEPHONE SYSTEM SURCHARGE PROGRAM**

**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 the enhanced emergency telephone service known as “enhanced 911” operating in the County of Suffolk is vital to maintaining the health, welfare and safety of residents thereof.

This Legislature further finds that there is a high cost involved in upgrading and maintaining telecommunication equipment and services necessary to provide such system.

This Legislature further finds and determines that pursuant to § 303 of the New York State County Law, there is imposed a charge in the amount of .35 per line to fund the enhanced 911 service. Such surcharge is currently only levied against subscribers to telephone services provided by telephone companies.

This Legislature further finds and determines that advances in technology since § 303 was enacted has caused a migration of telephone users from traditional land based telephone services to internet based telephone services. Internet based telephone services were not covered by § 303 resulting in a depletion of the surcharge revenues necessary to

fund the enhanced 911 service. To combat these declining revenues, the New York State Legislature recently expanded the definition of “service supplier” as used in § 303 to include suppliers of telephone service over the internet, known as voice over internet protocol (“VOIP”) services.

Therefore, the purpose of this law is to expand Chapter 278 of the Suffolk County Regulatory Local Laws to make such law applicable to those supplying voice VOIP services and their customers, in accordance with the recent amendments to the New York State Law.

## **Section 2. Amendments**

Chapter 278 of the Suffolk County Regulatory Local Laws, is hereby amended to read as follows:

### **Chapter 278 Emergency Telephone System**

\*\*\*\*

#### **§ 278-2 Definitions.**

SERVICE SUPPLIER-- (i) A telephone corporation which provides local exchange access service within a 911 service area , or (ii) a provider of “voice over internet protocol service” or “VOIP service” that provides such service within a 911 service area.

VOICE OVER INTERNET PROTOCOL SERVICE or VOIP SERVICE- Any service that (i) enables real-time, two-way voice communications; (ii) requires a broadband connection from the user’s location; (iii) requires a broadband connection from the user’s location; (iii) requires internet protocol compatible customer premises equipment (CPE); and (iv) permits users generally to receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.

\*\*\*\*

#### **§ 278-4. Surcharge authorization; limitations; exemptions.**

A.) The service supplier is hereby authorized, empowered and directed, in accordance with state law, to impose a thirty-five-cent surcharge per access line per month on each [telephone] service supplier’s subscriber in Suffolk County to pay for the costs associated with implementing, installing and maintaining said systems. On the date of the passage of this chapter, the service supplier [telephone company] shall be authorized to begin to add such surcharge to the billings of its customers. Within thirty (30) months from the date of the passage of this chapter, enhanced 911 services are authorized to begin.

\*\*\*\*

**Section 3. 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 4. SEQRA Determination.**

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

**Section 5. Effective Date.**

This law shall take on January 1, 2010.

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

DATED:

APPROVED BY:

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

OFFICE OF THE COUNTY LEGISLATURE  
COUNTY OF SUFFOLK

1727



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: August 4, 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. -2009; A LOCAL LAW TO AMEND THE SUFFOLK COUNTY EMERGENCY  
TELEPHONE SYSTEM SURCHARGE PROGRAM

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

DATE OF RECEIPT BY COUNSEL: 8/4/09 PUBLIC HEARING: 8/18/09  
DATE ADOPTED/NOT ADOPTED: \_\_\_\_\_ CERTIFIED COPY RECEIVED: \_\_\_\_\_

This proposed local law would amend Chapter 278 of the SUFFOLK COUNTY CODE to allow Suffolk County to collect the thirty five cent (\$0.35) enhanced 911 surcharge on telephone services provided that utilize voice over internet protocol technology. Suppliers of this service will collect the enhanced 911 surcharge from subscribers and remit it in the same manner as traditional telephone service suppliers.

This law shall take effect on January 1, 2010.

A handwritten signature in black ink, appearing to read "George Nolan".

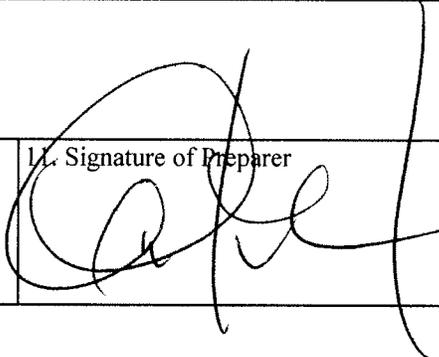
GEORGE NOLAN  
Counsel to the Legislature

GN:

s:\rule28\28-VOIP enhanced 911 charges

1727

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>X</u> Local Law _____      Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. 2009, A LOCAL LAW TO AMEND THE SUFFOLK COUNTY EMERGENCY TELEPHONE SYSTEM SURCHARGE PROGRAM		
3. Purpose of Proposed Legislation		
SAME AS ABOVE – THIS RESOLUTION PERTAINS TO VOICE OVER INTERNET PROTOCOL SERVICE ONLY.		
4. Will the Proposed Legislation Have a Fiscal Impact?      Yes <u>X</u> No		
5. If the answer to item 4 is "yes", on what will it impact?      (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact:		
REVENUE ENHANCEMENT TO FUND 102 – PUBLIC SAFETY COMMUNICATIONS SYSTEM E-911. PROJECTED REVENUE OF BETWEEN \$100,000 TO \$200,000. (Yearly Basis)		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
Projected revenue of between \$100,000 to \$200,000 annually.		
8. Proposed Source of Funding		
Surcharge of \$.35 per cell phone		
9. Timing of Impact		
January 1, 2010		
10. Typed Name & Title of Preparer	11. Signature of Preparer	
Allen M. Kovesdy Director of Management and Research		August 4, 2009

SCIN FORM 175b (10/95)

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

1727

**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

**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.

OFFICE OF THE COUNTY EXECUTIVE  
COUNTY OF SUFFOLK

1727

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

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Submitting Department Department Contact Person  
(Dept. Name & Location)(Name & Telephone No.)

SUFFOLK COUNTY EXECUTIVE OFFICE

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Suggestion Involves:

Technical Amendment  New Program – **Local Law (X)**

Grant Award  Contract (New  Rev. )

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

RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. 2009, A LOCAL LAW TO AMEND  
THE SUFFOLK COUNTY EMERGENCY TELEPHONE SYSTEM SURCHARGE PROGRAM

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

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PLEASE FILL IN REVERSE SIDE OF FORM

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

19

Home Rule Message No. - 2009

LOT 8/4/09

Introduced by the Presiding Officer on Request of the County Executive

HOME RULE MESSAGE REQUESTING THE STATE OF  
NEW YORK TO AMEND CHAPTER 311 OF THE LAWS OF  
1920, CONSTITUTING THE SUFFOLK COUNTY TAX ACT,  
IN RELATION TO THE SALE OF DELINQUENT TAX LIENS  
ON BROWNFIELDS PROPERTY (SENATE  
BILLS.5995/ASSEMBLY BILL A.8772)

**WHEREAS**, there are currently seventy-six parcels in Suffolk County with tax liens that are eligible for sale or disposal but for which the County has been reluctant to take tax deeds due to the contamination and/or the past use the parcels; and

**WHEREAS**, these parcels, identified as Brownfield sites, include approximately 215 acres that could be remediated and restored to the tax rolls if the tax lien could be sold or transferred to a private developer; and

**WHEREAS**, in many instances, the tax liens held by the County on Brownfields and the cost to remediate the property are in excess of the appraised value of the property; and

**WHEREAS**, legislation has been introduced in the New York State Senate and the New York State Assembly to amend the Suffolk County Tax Act to authorize Suffolk County to sell or dispose of tax liens for less than the outstanding tax due on liens on parcels identified as Brownfields, except Superfund sites, and to require remediation by purchasers; now, therefore, be it

**RESOLVED**, that this Legislature hereby requests the State of New York to enact Assembly Bill A.8772 and Senate Bill S.5995 for the purpose of amending Chapter 311 of the Laws of 1920, constituting the Suffolk County Tax Act, in relation to the sale of delinquent tax liens on Brownfields Property; and be it further

**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 Pedro Espada, Jr.; 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:

**S5995** FOLEY Same as A 8772 Englebright  
ON FILE: 06/19/09 Suffolk County Tax Act  
TITLE....Relates to the sale of delinquent tax liens on brownfield property in Suffolk county  
06/19/09 REFERRED TO RULES

---

FOLEY  
Add S46-a, Chap 311 of 1920  
Authorizes Suffolk county to sell certain delinquent tax liens on brownfield property to private buyers.

---

STATE OF NEW YORK

5995

2009-2010 Regular Sessions

IN SENATE

June 19, 2009

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

AN ACT to amend the Suffolk county tax act, in relation to the sale of delinquent tax liens on brownfields property

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Chapter 311 of the laws of 1920 constituting the Suffolk  
2 county tax act is amended by adding a new section 46-a to read as  
3 follows:

4 § 46-a. The county shall have the right to enter into contracts to  
5 sell some or all of its delinquent tax liens on property identified as  
6 brownfield sites pursuant to section 27-1405 of the environmental  
7 conservation law, except superfund sites placed on the U.S. Environ-  
8 mental Protection Agency's (USEPA) National Priority List (NPL) as  
9 defined by the Comprehensive Environmental Response, Compensation, and  
10 Liabilities Act of 1980 to clean up abandoned hazardous waste sites,  
11 held by such county to one or more private parties subject to the  
12 following conditions:

13 (a) The consideration to be paid may be more or less than the face  
14 amount of the tax liens sold.

15 (b) The county shall set the terms and conditions of the contract of  
16 sale and all prior contracts of sale shall be deemed valid and shall be  
17 enforced under this act and that the county may require the purchaser to  
18 remediate the property in accordance with the provisions of title 17 of  
19 article 27 of the environmental conservation law and to promote invest-  
20 ment in and development of such parcels.

21 (c) The county shall provide property owners with at least thirty days  
22 advance notice of such sale in the same form and manner as is provided  
23 by subdivision 2 of section 1190 of the real property tax law and shall  
24 be done by regular mail to the last known address. Failure to provide  
25 such notice by the county shall not in any way affect the validity of

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

LBD11334-04-9

S. 5995

2

1 any such sale of a tax lien or tax liens or the validity of the taxes or  
2 interest prescribed by law with respect thereto.

3 (d) The sale of a tax lien pursuant to this act shall not operate to  
4 shorten the otherwise applicable redemption period or change the other-  
5 wise applicable interest rate.

6 (e) Upon the expiration of the redemption period prescribed by law,  
7 the purchaser of a delinquent tax lien, or its successors or assigns,  
8 may foreclose the lien as in an action to foreclose a mortgage as  
9 provided in section 1194 of the real property tax law. The procedure in  
10 such action shall be the procedure prescribed by article 13 of the real  
11 property actions and proceedings law for the foreclosure of mortgages.  
12 At any time following the commencement of an action to foreclose a lien,  
13 the amount required to redeem the lien, or the amount received upon sale  
14 of a property, shall include attorney's fees, court costs, title fees,  
15 service of process fees, and other disbursements allowed by a court of  
16 competent jurisdiction upon the filing of said court with proof of said  
17 expenses.

18 (f) The provisions of title 5 of article 11 of the real property tax  
19 law shall apply so far as is practicable to a contract for the sale of  
20 tax liens pursuant to this act.

21 § 2. This act shall take effect immediately.

NEW YORK STATE SENATE  
INTRODUCER'S MEMORANDUM IN SUPPORT  
submitted in accordance with Senate Rule VI. Sec 1

BILL NUMBER: S5995

SPONSOR: FOLEY

TITLE OF BILL:

An act to amend the Suffolk county tax act, in relation to the sale of delinquent tax liens on brownfields property

PURPOSE:

The amendment would allow Suffolk County to sell or dispose of tax liens for less than outstanding tax due on lien on parcels identifies by the County as Brownfields except Superfund Sites. The sale or disposal of the County tax liens on these parcels will satisfy open real property tax liens and promote the return of these parcels to a productive real property taxpaying use.

SUMMARY OF PROVISIONS:

Adds a new section 46-a which would allow Suffolk County to sell or dispose of tax liens for less than outstanding tax due on lien on parcels identifies by the County as Brownfields except Superfund sites. The sale or disposal of the County tax liens on these parcels will satisfy open real property tax liens and promote the return of these parcels to a productive real property taxpaying use.

JUSTIFICATION:

Suffolk County acquires an interest and, in most instances, take title by tax deed to real property for non-payment of taxes. However, the County has decided not to take title for non-payment of real property taxes on parcels identified as Brownfields. A parcel is identified as a Brownfield site as a result of its past use and/or the presence of known contamination on the site.

In many instances, the tax liens held by the County on ,Brownfield parcels and the cost to remediate the property are, in most instances, in excess of the appraised value of the property assuming the site is without contamination. Allowing the Count, the option to sell or dispose of the tax liens for less than the outstanding tax due on a Brownfield parcel with the requirement that the buyer will remediate the parcel will promote private developers to acquire the tax liens, invest money to clean up the land, and convert these contaminated non-taxpaying parcels into productive taxpaying use.

The Suffolk County Treasurer currently lists seventy-six parcels with tax liens that are eligible for sale or disposal that the County has been reluctant to take a tax deed due to the presence of contamination on the property. The seventy-six parcels include approximately 215 acres of potentially contaminated, under utilized land that would be remediated and restored to the tax rolls if the tax lien on the property could be sold or transferred to a private developer.

LEGISLATIVE HISTORY:

New Bill.

FISCAL IMPACT ON THE STATE:

The amendment would have a long term benefit to the taxpayers by returning these parcels, which are non producing tax revenue, to productive, taxpaying use.

EFFECTIVE DATE:

This act shall take immediately.

---

UPDATED AS OF 7/27/2009

Introduced by Legislator Eddington

Laid on Table 8/4/2009

**PROCEDURAL MOTION NO. 18-2009, AUTHORIZING THE  
PUBLIC SAFETY COMMITTEE OF THE SUFFOLK COUNTY  
LEGISLATURE TO ISSUE SUBPOENAS CONCERNING AN  
INVESTIGATION OF THE PRACTICES OF THE SUFFOLK  
COUNTY POLICE DEPARTMENT**

**WHEREAS**, recent public disclosures regarding the administration of the Suffolk County Police Department have raised questions regarding the adequacy of staffing levels in the Department; and

**WHEREAS**, the Legislature is trying to determine the effect the transfer of certain functions from the Police Department to other public safety enforcement entities is having on public safety; and

**WHEREAS**, this Legislature finds that it is in the best interests of the public safety and general welfare of the citizens of Suffolk County to fully investigate these issues; and

**WHEREAS**, NEW YORK COUNTY LAW §209 and Section 23-6 of the SUFFOLK COUNTY CHARTER authorize the County Legislature to administer oaths and affirmations and to compel the attendance of witnesses in the course of investigations and the Legislature may delegate these powers to a committee; and

**WHEREAS**, this Legislature hereby finds that the Public Safety Committee of the Suffolk County Legislature should be empowered to issue subpoenas and swear in witnesses in the course of such an investigation; now therefore be it

**1st RESOLVED**, that the Public Safety Committee of the Suffolk County Legislature is hereby empowered to administer oaths and affirmations and to compel the attendance of witnesses and the production of books and papers related to an investigation of the Suffolk County Police Department's staffing and administrative practices, including, but not limited to, the manpower levels of the Department; the backfilling of patrol positions with officers assigned to specialized units; the transfer of police functions to other public safety entities; and the Department's decision to end the practice of having a homicide detective and identification section detective on standby and how such policy affected the Department's response to a stabbing in Brentwood on July 20, 2009; and be it further

**2nd RESOLVED**, that the Suffolk County Public Safety Committee Chairman is hereby authorized to issue such subpoenas pursuant to a majority vote of the entire membership of said committee for each such subpoena as said committee deems appropriate; and be it further

**3rd RESOLVED**, that copies of all such subpoenas issued shall be promptly filed with the Clerk of the County Legislature; and be it further

**4th RESOLVED**, that the Public Safety Committee is hereby authorized to hold special meetings to carry out the investigation described herein; and be it further

**5th 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) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the

NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

EFFECTIVE IMMEDIATELY PURSUANT TO §A2-15(A) OF THE SUFFOLK COUNTY ADMINISTRATIVE CODE

# OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK



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## MEMORANDUM

**DATE:** July 22, 2009

**TO:** Tim Laube, Clerk of the Legislature

**FROM:** George Nolan, Counsel to the Legislature **GN**

**RE:** Procedural Motion; Authorizing the Public Safety Committee of the Suffolk County Legislature to Issue Subpoenas Concerning an Investigation of the Practices of the Suffolk County Police Department

Pursuant to the request of Legislator Eddington, enclosed please find the above referenced procedural resolution for immediate filing.

GN:js  
Enclosure

cc: Hon. Jack Eddington, County Legislator, 7<sup>th</sup> District

s:\let\cl-7-22-public-safety-committee-subpoena-power

RECEIVED  
2009 JUL 22 A 11: 23  
COUNTY LEGISLATURE  
SUFFOLK COUNTY, N.Y.  
HAUPPAUGE

Introduced by Presiding Officer Lindsay

Laid on Table 8/4/2009

**MOTION NO. 19 -2009, PROCEDURAL RESOLUTION  
CHANGING DATE OF LEGISLATURE MEETING**

**WHEREAS**, pursuant to Resolution No. 7-2009, the Suffolk County Legislature has a meeting scheduled in Hauppauge on September 15, 2009; and

**WHEREAS**, this date conflicts with the New York State Election calendar; now, therefore be it

**1st RESOLVED**, that the date of the County Legislature's scheduled meeting on September 15, 2009, shall be changed to Thursday, September 17, 2009, at the William H. Rogers Legislature Building in Hauppauge; and be it further

**2nd RESOLVED**, that this meeting will begin at the scheduled time of 9:30 A.M.; and be it further

**3rd RESOLVED**, that the Clerk of the County Legislature is hereby directed to advertise the changed date of the Legislature's meeting.

DATED:

Effective pursuant to Section 2-15(A) of the SUFFOLK COUNTY CHARTER.

Introduced by Presiding Officer Lindsay

Laid on Table 8/4/09

**MOTION NO. 20– 2009, PROCEDURAL RESOLUTION  
AUTHORIZING FUNDING FOR COMMUNITY SUPPORT  
INITIATIVES (PHASE VI)**

**WHEREAS**, funds are included in the 2009 Operating Budget (001-LEG-1012-4981) to supplement county services via non-profit organizations; and

**WHEREAS**, pursuant to Resolution No. 1054-2007, this Legislature is administering these “Community Support Initiatives”; now, therefore be it

**1st RESOLVED**, that the Presiding Officer is hereby authorized to enter into agreements with the following contract agencies for the amounts indicated:

<b>AGENCY</b>	<b>SPONSOR</b>	<b>AMOUNT</b>
American Dance Theatre of LI	Lindsay	\$5,000
Babylon Town Historical Society	Horsley	\$1,500
Benincasa Family Services	Gregory	\$5,000
Big Brothers Big Sisters of Long Island, Inc.	Lindsay	\$2,000
Breast Cancer Help, Inc.	Alden	\$1,000
Brentwood Public Library	Montano	\$2,000
Brentwood Youth Activities, Inc.	Montano	\$2,000
Canine Companions for Independence	Alden	\$1,000
Canta Libre, Inc.	Romaine	\$1,000
Central Islip Little League, Inc.	Montano	\$2,000
Central Islip Public Library	Montano	\$2,000
Christ the King Parish Outreach	Kennedy	\$2,000
Dix Hills Fire Department	Stern	\$2,000
East End Special Players	Schneiderman	\$3,000
Environmental Centers Setauket/Smithtown Sweetbriar Nature Center	Kennedy	\$2,000
Friends of Karen, Inc.	Alden	\$1,000
Friends of the Smithtown Library	Nowick	\$5,000
Girl Scouts of Suffolk County	Kennedy	\$1,000
Girl Scouts of Suffolk County	Nowick	\$2,000
Greater Patchogue Historical Society	Eddington	\$2,000
Hawkins Path PTA	Beedenbender	\$1,000
Heckscher Youth Program	Alden	\$1,000
Jericho Elementary School PTA	Beedenbender	\$1,000
L.I. Child & Family Development Services, Inc.	Schneiderman	\$2,000
Long Island Cares, Inc.	Eddington	\$1,000
Long Island Seaport & Eco. Center	Viloria-Fisher	\$1,000
Long Island Seaport & Eco. Center	Losquadro	\$1,000
Long Island Stingers	Lindsay	\$1,000
Montauk Village Association	Schneiderman	\$1,500

M'YAD L'YAD – Helping Hands	Stern	\$1,000
National Assoc. of Puerto Rican & Hispanic Social Workers, Inc.	Montano	\$1,000
North Fork Environmental Council	Romaine	\$1,000
North Shore Holiday House	Cooper	\$2,000
NYSARC, Inc. – Suffolk Chapter	Alden	\$1,000
Patchogue Medford Youth Soccer League	Eddington	\$2,000
Pederson-Krag Center	Viloria-Fisher	\$3,000
Prayer Tabernacle Comm. Outreach Prog.	Gregory	\$2,000
Response of Suffolk County, Inc.	Browning	\$1,000
Response of Suffolk County, Inc.	Eddington	\$2,000
Sachem Teen Center	Kennedy	\$1,500
Sound Beach Civic Association	Losquadro	\$1,000
South Fork Natural History Society	Schneiderman	\$2,000
St. Mary's Episcopal Food Pantry	Kennedy	\$1,500
St. Thomas More Parish Outreach	Kennedy	\$1,500
Sts. Cyril & Methodius Outreach	D'Amaro	\$2,000
Suffolk County Archaeological Association	Kennedy	\$1,000
Suffolk County Sports Hall of Fame	Lindsay	\$2,000
The Reflective Gardens at the Common Grounds, Inc.	Lindsay	\$2,000
The United Methodist Church and its Affiliated Org. (Smithtown Parkinson Therapy Center)	Kennedy	\$1,500
Veterans of Foreign Wars Post #395	Nowick	\$2,000
William Floyd Community Summit	Browning	\$4,000
William Floyd School District	Browning	\$2,000
Youth Directions & Alternatives Community & Youth Agency, Inc.	Cooper	\$1,000
Youth Directions & Alternatives Community & Youth Agency, Inc.	Stern	\$1,000
Youth Enrichment Services	Montano	\$2,500

and be it further

**2nd RESOLVED**, that funding for this purpose shall be expended from Fund 001-LEG-1012-4981.

DATED:

**EFFECTIVE IMMEDIATELY PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER**