

1177  
Intro. Res. No. - 2010  
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 2/2/10

**RESOLUTION NO. - 2010, AMENDING THE 2010  
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING  
FUNDS FOR THE HEALTH SERVICES ELECTRONIC MEDICAL  
RECORD PROGRAM (CP 4036)**

**WHEREAS**, funds were adopted in the 2010 Capital Budget for the Health Services Electronic Medical Record Program; and

**WHEREAS**, the Suffolk County Department of Health Services provides medical care to its residents through a network of Health Centers; and

**WHEREAS**, an Electronic Medical Record (EMR) contains medical history, test results, lab findings, medications and all other patient health information which can be assessed in one place; and

**WHEREAS**, the computerization and centralization of the medical record can improve patient care and minimize potential medical errors and the resultant liability; and

**WHEREAS**, there are sufficient funds within the 2010 Capital Budget and Program to cover the cost of said request under Capital Program Number 4036; and

**WHEREAS**, Resolution No. 471-1994 as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; now, and

**WHEREAS**, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$1,218,500 in Suffolk County Serial Bonds; now, therefore be it

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

**2<sup>nd</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) (25) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the resolution concerns purchasing of computer applications and hardware, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same, and the Legislature has no further responsibilities under SEQRA; and be it further

**3<sup>rd</sup> RESOLVED**, that the 2010 Capital Budget and Program be and they are hereby amended as follows:

Project No: 4036

Project Title: Health Services Electronic Medical Record

	Total Est'd Cost	Current 2010 Capital Budget & Program	Modified 2010 Capital Budget & Program
1. Planning and Design	\$798,500	\$ 737,500 B	\$798,500 B
3. Construction	<u>\$420,000</u>	<u>\$ 481,000 B</u>	<u>\$420,000 B</u>
TOTAL	\$1,218,500	\$1,218,500	\$1,218,500

4<sup>th</sup> **RESOLVED**, that the proceeds of \$1,218,500 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project Number</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-4036.110 Fund 001 Debt Service	40	Health Services Electronic Medical Record	\$798,500
525-CAP-4036.510 Fund 001 Debt Service	40	Health Services Electronic Medical Record	\$420,000

DATED:

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>\$268,348</b>	<b>\$0.50</b>		\$0.001

**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>\$268,348</b>	<b>\$0.50</b>		\$0.001

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.

**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>
Title of Proposed Legislation Amending the 2010 Capital Budget and Program and appropriating Funds for the Health Services Electronic Medical Record Program (CP 4036).		
3. Purpose of Proposed Legislation This legislation is needed to computerize and centralize all medical records utilizing an electronic medical record (EMR). An EMR contains medical history, test results, lab findings, medications and all other patient health information in one place, which can improve patient care and minimize potential medical errors.		
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)		
County           X	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: 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 Schedule		
8. Proposed Source of Funding Serial bonds		
9. Timing of Impact 2011		
10. Typed Name & Title of Preparer <i>Diane E. Weyer</i> <i>Principal Financial Analyst</i>  <i>Beth A Reynolds</i> <i>Principal Executive Analyst</i>	11. Signature of Preparer 	Date <i>1/25/10</i>

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

Term of Bonds 5  
Amount to Bond: \$1,218,500

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
<span style="border: 1px solid black;">5/1/2010</span>					
11/1/2010					
5/1/2011	<span style="border: 1px solid black;">2.500%</span>	\$228,137.77	\$40,210.50	\$268,348.27	\$268,348.27
			\$16,340.98	\$16,340.98	
5/1/2011	<span style="border: 1px solid black;">3.500%</span>	\$235,666.32	\$16,340.98	\$252,007.29	\$268,348.27
			\$12,452.48	\$12,452.48	
5/1/2012	<span style="border: 1px solid black;">3.500%</span>	\$243,443.31	\$12,452.48	\$255,895.79	\$268,348.27
			\$8,435.67	\$8,435.67	
5/1/2013	<span style="border: 1px solid black;">3.500%</span>	\$251,476.93	\$8,435.67	\$259,912.60	\$268,348.27
			\$4,286.30	\$4,286.30	
5/1/2014	<span style="border: 1px solid black;">3.500%</span>	\$259,775.67	\$4,286.30	\$264,061.97	\$268,348.27
		\$1,218,500.00	\$123,241.35	\$1,341,741.35	\$1,341,741.35

# COUNTY OF SUFFOLK



**STEVE LEVY**  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

**LINDA MERMELSTEIN, MD, MPH**  
Acting Commissioner

## MEMORANDUM

**To:** Diane Weyer  
**From:** Dr. Shaheda Iftikhar, Acting Division Director, Patient Care Services *Slam*  
**Date:** January 20, 2010  
**Subject:** CP 4036

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Please prepare a resolution to accept and appropriate the funds allocated to FY 2010 for Capital Project 4036 (Health Services Electronic Medical Records) as follows;

Planning and Design	\$798,500
Equipment	\$420,000

This reallocation of funds is due to the additional funding of \$61,000 for the Centricity Clinical Content which will give the clinician a suggested guideline to treatment protocol. The additional funds were included in Equipment and should be moved to planning and design.

Sl:dm

cc: Fred Weimann  
Susan Hodosky  
Carol Makrides



**Public Health**  
Prevent. Promote. Protect.

DIVISION OF PATIENT CARE SERVICES

225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3013 Fax (631) 853-3031

COUNTY OF SUFFOLK

ML-88  
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STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

LINDA MERMELSTEIN, M.D., M.P.H.  
Acting Commissioner

January 12, 2010

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

Dear Mr. Crannell:

I request the introduction of the enclosed Resolution to appropriate funds for the Health Services Electronic Medical Record (CP 4036). The Department provides medical care to Suffolk residents through a network of Health Centers. This legislation is needed to computerize and centralize all medical records utilizing an electronic medical record (EMR). An EMR contains medical history, test results, lab findings, medications and all other patient health information in one place, which can improve patient care and minimize potential medical errors.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Dr. Shaheda Iftikhar at 3-3012. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-CP 4036 EMR for HC.doc".

Sincerely yours,

Linda Mermelstein, M.D., M.P.H.  
Acting Commissioner

Enclosures

LM/lw

- C: Christopher E. Kent, Chief Deputy County Executive  
Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)  
Margaret B. Bermel, M.B.A, Director of Health Administrative Services  
Janet DeMarzo, Deputy Commissioner  
Dr. Shaheda Iftikhar, Physician III, Patient Care Services  
Carol Makrides, Director of Information Management  
Diane E. Weyer, Principal Financial Analyst



Public Health  
Prevent. Promote. Protect.

OFFICE OF THE COMMISSIONER  
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3000 Fax (631) 853-2927

# COUNTY OF SUFFOLK



**STEVE LEVY**  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

**LINDA MERMELSTEIN, MD, MPH**  
Acting Commissioner

## MEMORANDUM

**To:** Diane Weyer  
**From:** Dr. Iftikhar, Acting Division Director, Patient Care Services  
**Date:** January 11, 2010  
**Subject:** CP 4036 Appropriation

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Please prepare a resolution to accept and appropriate the funds allocated to FY 2010, for Capital Project 4036 (Health Services Electronic Medical Record) in the amount of \$1,218,500.00.

cc: Fred Weimann  
Susan Hodosky



**Public Health**  
Prevent. Promote. Protect.

DIVISION OF PATIENT CARE SERVICES  
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3013 Fax (631) 853-3031



## 2010 CAPITAL BUDGET AND 2010-2012 CAPITAL PROGRAM

CAPITAL PROGRAM NO.: 4036

CAPITAL PROGRAM TITLE: HEALTH SERVICES ELECTRONIC MEDICAL RECORDS

### **FUNDING STATUS: PENDING FEDERAL STIMULUS FUNDING**

**Program Description:** This project will provide funding for the implementation of an Electronic Medical Record (EMR) System at nine (9) Suffolk County Health Centers. EMR will work with the county's computerized reservation and financial system to provide health department staff with the tools to be more productive and to provide improved services to clients.

The EMR will facilitate the access of all pertinent patient records by clinical staff at any given location.

Future operating costs should be reduced by the following:

- Improved patient care
- Improved reliability in providing preventive services
- Improved staff efficiency
- Improved use of space through digital vs. physical storage
- Improved networking of patient data across health centers when patients seek care in more than one center
- Improved quality and better access to clinical data for performance improvement studies
- Reduced liability and potentially increased savings through reduction of errors

**Operating Budget Impact:** Four (4) additional professional and support staff will be required to maintain and update the system. Funding for maintenance and system support will also be required. Suffolk is applying for Federal Stimulus monies to undertake this initiative.

Intro. Res. No 1178-10  
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 2/2/10

**RESOLUTION NO – APPROPRIATING FUNDS IN CONNECTION WITH  
INSTALLATION OF COOLING SYSTEMS – COLLEGE WIDE (CP 2138)**

**WHEREAS**, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase II estimated at \$63,800,000; and

**WHEREAS**, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State’s share estimated at \$31,900,000; and

**WHEREAS**, sufficient funds have been included in the 2010 Capital Budget and Program to cover the County’s cost of the project; 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 \$275,000 in Suffolk County Serial Bonds; and, now, therefore be it

**1<sup>st</sup> RESOLVED**, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c)(18) and (27), since it constitutes a local legislative decision in connection with information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type 1 or Unlisted action. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of forty-four (44) 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 proceeds of \$275,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>JC</u>	<u>Amount</u>
525-CAP-2138.110 Fund 818 Debt Service	Planning for Installation of Cooling Systems – College Wide	30	\$275,000

And be it further

**4<sup>th</sup> RESOLVED**, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>JC</u>	<u>Amount</u>
525-CAP-2138.110	Planning for Installation of Cooling Systems – College Wide	30	\$275,000

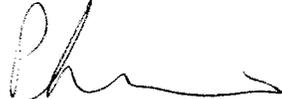
DATED:

APPROVED BY:

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County Executive of Suffolk County  
Date of Approval:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>  X  </u> Local Law _____                      Charter Law _____		
2. Title of Proposed Legislation		
<b>APPROPRIATING FUNDS IN CONNECTION WITH INSTALLATION OF COOLING SYSTEMS – COLLEGE WIDE (CP 2138)</b>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact?                      Yes <u>  X  </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact?                      (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS AND STATE AID 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		
50% SERIAL BONDS 50% STATE AID		
9. Timing of Impact		
2011		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		1-28-10

SCIN FORM 175b (10/95)

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

**GENERAL FUND**

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	<b>\$60,563</b>	<b>\$0.11</b>		\$0.000

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	<b>\$60,563</b>	<b>\$0.11</b>		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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

Term of Bonds: 5  
 Amount to Bond: \$275,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
<span style="border: 1px solid black;">5/1/2010</span>					
11/1/2010					
5/1/2011	<span style="border: 1px solid black;">2.500%</span>	\$51,487.80	\$9,075.00	\$60,562.80	\$60,562.80
			\$3,687.95	\$3,687.95	
5/1/2011	<span style="border: 1px solid black;">3.500%</span>	\$53,186.90	\$3,687.95	\$56,874.85	\$60,562.80
			\$2,810.37	\$2,810.37	
5/1/2012	<span style="border: 1px solid black;">3.500%</span>	\$54,942.07	\$2,810.37	\$57,752.43	\$60,562.80
			\$1,903.82	\$1,903.82	
5/1/2013	<span style="border: 1px solid black;">3.500%</span>	\$56,755.16	\$1,903.82	\$58,658.98	\$60,562.80
			\$967.36	\$967.36	
5/1/2014	<span style="border: 1px solid black;">3.500%</span>	\$58,628.08	\$967.36	\$59,595.44	\$60,562.80
		\$275,000.00	\$27,814.01	\$302,814.01	\$302,814.01



JAN 11 2010

**Central Administration – Capital Projects/Facilities Department**

January 11, 2010

Ken Crannell  
Deputy County Executive  
H. L. Dennison Building  
100 Veterans Memorial Highway  
Hauppauge, NY 11788

Re: Proposed Capital Budget Resolution

Dear Mr. Crannell:

The College respectfully requests that the proposed resolution enclosed herein be introduced at the next meeting of the Legislature:

- Appropriating funds in connection with the Installation of Cooling Systems – College Wide (CP2138)

This draft resolution was e-mailed to the distribution list **CE Reso Review** saved under the title “Reso-SCCC-Cooling Systems.docx” on January 11, 2010.

Please feel free to call me at (451-4233) if any additional information is required.

Sincerely,



Administrative Director of Educational Facilities

Enclosure

Cc: Christopher Kent – Chief Deputy County Executive  
Nancy Stier – Vice President of Business and Financial Affairs, SCCC  
Paul Cooper, P.E. – Executive Director of Facilities/Technical Support, SCCC  
Sara Gorton – Principal Auditor, SCCC

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

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

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

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

Intro. Res. No 1179-10  
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 2/2/10

**RESOLUTION NO – APPROPRIATING FUNDS IN CONNECTION WITH THE PARTIAL RENOVATION OF THE PECONIC BUILDING (CP 2181)**

**WHEREAS**, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase I estimated at \$65,274,000; and

**WHEREAS**, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State’s share estimated at \$32,547,000; and

**WHEREAS**, sufficient funds have been included in the 2010 Capital Budget and Program to cover the County’s cost of the project; 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 \$45,000 in Suffolk County Serial Bonds; and, now, therefore be it

**1<sup>st</sup> RESOLVED**, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c)(18) and (27), since it constitutes a local legislative decision in connection with information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type 1 or Unlisted action. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of forty-two (42) 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 proceeds of \$45,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>JC</u>	<u>Amount</u>
525-CAP-2181.110 Fund 818 Debt Service	Planning for the Partial Renovation of the Peconic Building	30	\$45,000

And be it further

**4<sup>th</sup> RESOLVED**, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>JC</u>	<u>Amount</u>
525-CAP-2181.110	Planning for the Partial Renovation of the Peconic Building	30	\$45,000

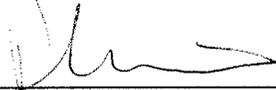
DATED:

APPROVED BY:

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County Executive of Suffolk County  
Date of Approval:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>  X  </u> Local Law _____                      Charter Law _____		
2. Title of Proposed Legislation		
<b>APPROPRIATING FUNDS IN CONNECTION WITH THE PARTIAL RENOVATION OF THE PECONIC BUILDING (CP 2181)</b>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact?                      Yes <u>  X  </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact?                      (circle appropriate category)		
<u>  County  </u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS AND STATE AID 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		
50% SERIAL BONDS 50% STATE AID		
9. Timing of Impact		
2011		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		1-28-10

SCIN FORM 175b (10/95)

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

**GENERAL FUND**

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	<b>\$9,910</b>	<b>\$0.02</b>		\$0.000

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	<b>\$9,910</b>	<b>\$0.02</b>		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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

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

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	\$8,425.28	\$1,485.00	\$9,910.28	\$9,910.28
			\$603.48	\$603.48	
5/1/2011	3.500%	\$8,703.31	\$603.48	\$9,306.79	\$9,910.28
			\$459.88	\$459.88	
5/1/2012	3.500%	\$8,990.52	\$459.88	\$9,450.40	\$9,910.28
			\$311.53	\$311.53	
5/1/2013	3.500%	\$9,287.21	\$311.53	\$9,598.74	\$9,910.28
			\$158.30	\$158.30	
5/1/2014	3.500%	\$9,593.69	\$158.30	\$9,751.98	\$9,910.28
		\$45,000.00	\$4,551.38	\$49,551.38	\$49,551.38



**Central Administration – Capital Projects/Facilities Department**

January 11, 2010

Ken Crannell  
Deputy County Executive  
H. L. Dennison Building  
100 Veterans Memorial Highway  
Hauppauge, NY 11788

Re: Proposed Capital Budget Resolution

Dear Mr. Crannell:

The College respectfully requests that the proposed resolution enclosed herein be introduced at the next meeting of the Legislature:

- Appropriating funds in connection with the Partial Renovation of the Peconic Building (CP2181)

This draft resolution was e-mailed to the distribution list **CE Reso Review** saved under the title “Reso-SCCC-Peconic Bldg.docx” on January 11, 2010.

Please feel free to call me at (451-4233) if any additional information is required.

Sincerely,

Jon DeMaio, P.E.  
Administrative Director of Educational Facilities

Enclosure

Cc: Christopher Kent – Chief Deputy County Executive  
Nancy Stier – Vice President of Business and Financial Affairs, SCCC  
Paul Cooper, P.E. – Executive Director of Facilities/Technical Support, SCCC  
Sara Gorton – Principal Auditor, SCCC

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

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

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

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

1181  
Intro. Res. No -2010  
Introduced by Legislator Kennedy

Laid on Table 2/2/10

**RESOLUTION NO - 2010, APPROPRIATING FUNDS IN CONNECTION WITH THE LEARNING RESOURCE CENTER - GRANT CAMPUS (CP 2159)**

**WHEREAS**, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase II estimated at \$63,800,000; and

**WHEREAS**, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State's share estimated at \$31,900,000; and

**WHEREAS**, sufficient funds have been included in the 2010 Capital Budget and Program to cover the County's cost of the project; and

**WHEREAS**, Resolution No. 471-1994 as revised by Resolution No. 571-1998 and reaffirmed by Resolution No. 209-2000, established the use of a priority ranking system, implemented in the Adopted 2010 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 \$800,000 in Suffolk County Serial Bonds; and, now, be it therefore

**1<sup>st</sup> RESOLVED**, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c)(18) and (27), since it constitutes a local legislative decision in connection with information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type 1 or Unlisted action. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

**2<sup>nd</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of 50 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998 and reaffirmed by Resolution No. 209-2000; and be it further

**3<sup>rd</sup> RESOLVED**, that the proceeds of \$800,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>JC</u>	<u>Amount</u>
525-CAP-2159.110	Planning for the Learning Resource Center – Grants Campus	30	\$800,000

And be it further

4<sup>th</sup> **RESOLVED**, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>JC</u>	<u>Amount</u>
525-CAP-2159.110	Planning for the Learning Resource Center – Grants Campus	30	\$800,000

DATED:

APPROVED BY:

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

Date:

s:\res\r-SCCC Learning Resource Center

1185

Intro. Res. No. - 2010

Laid on Table

2/2/10

Introduced by the Presiding Officer, on request of the County Executive

**RESOLUTION NO. -2010 AUTHORIZING  
THE ACQUISITION OF LAND UNDER THE NEW  
SUFFOLK COUNTY DRINKING WATER  
PROTECTION PROGRAM (EFFECTIVE  
DECEMBER 1, 2007) - OPEN SPACE  
COMPONENT - FOR THE ROLLE ESTATE &  
BRUNO J. ROLLE TRUST PROPERTY - SAW  
MILL CREEK (TOWN OF RIVERHEAD -  
SCTM#0600-084.00-01.00-007.000 & 0600-  
084.00-01.00-018.002)**

**WHEREAS**, Local Law No. 24-2007, "A Charter Law Extending and Accelerating the Suffolk County ¼% Drinking Water Protection Program for Environmental Protection," Section C12-2(A)(1) authorized the use of 31.10 percent of sales and compensating tax proceeds generated each year for environmental protection, as determined by duly enacted Resolutions of the County of Suffolk; and

**WHEREAS**, adequate funding is provided for, pursuant to Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 31.10 percent of the sales and compensating tax proceeds, for the acquisition of such land; and

**WHEREAS**, Resolution No. 621-2004, authorized planning steps for the acquisition of said property; and

**WHEREAS**, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Property Acquisition and Management to negotiate the acquisition; and

**WHEREAS**, based upon the Environmental Trust Review Board approved value, an offer to acquire the subject property was made to and accepted by the owner of said property; and

**WHEREAS**, contracts to acquire said property were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Property Acquisition and Management and approved as to legality by the Office of the County Attorney; and

**WHEREAS**, on November 20, 2007, Suffolk County, as SEQRA Lead Agency, in Resolution 1083-2007, issued a SEQRA negative declaration in connection with the proposed future acquisitions of properties for the preservation of open space for passive park purposes as set forth in Resolution No. 625-2004 - Mastic/Shirley Conservation Area Phase I and Resolutions Nos. 621-2004 and/or 877-2005 - Master Lists I and II Reports, respectively; and

**WHEREAS**, the following property(s), as described in the 1<sup>st</sup> Resolved, is listed in Resolution No. 625-2004 – Mastic/Shirley Conservation Area Phase I and/or Resolutions Nos. 621-2004 and/or 877-2005 – Master Lists I and/or II Reports, respectively; now, therefore, be it;

**1<sup>st</sup> RESOLVED**, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, for a total purchase price of Five Million Eight Hundred Sixty Five Thousand Dollars (\$5,865,000.00), subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District 0600 Section 084.00 Block 01.00 Lot 007.000	25.5+	Estate of Margaret E. Rolle and the Bruno J. Rolle Trust P.O. Box 9000 Riverhead, NY 11901
	District 0600 Section 084.00 Block 01.00 Lot 018.002		

; and, be it further

**2<sup>nd</sup> RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-3(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Five Million Eight Hundred Sixty Five Thousand Dollars (\$5,865,000.00), subject to a final survey; and, be it further

**3<sup>rd</sup> RESOLVED**, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay \$5,865,000.00, subject to a final survey, from previously appropriated funds in capital project 525-8712.210 for the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and, be it further

**4<sup>th</sup> RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or her designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and, be it further

**5<sup>th</sup> RESOLVED**, that pursuant to Section C12-2(A)(2)(c), this property is not to be developed and Zero (0) Workforce Housing Development Rights shall be removed and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Planning, consistent with Resolution No. 412-2005, as amended, and approved by the Suffolk County Executive and the Suffolk County Legislature; and, be it further

**6<sup>th</sup> RESOLVED**, that the acquisition of such parcel(s) meets the following criteria as required under Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER:

- a.) freshwater/tidal wetlands and buffer lands for same;
- c.) any tract of land located fully or partially within the statutorily designated Special Groundwater Protection Area: and, be it further

**7<sup>th</sup> RESOLVED**, that the subject parcel(s) shall be transferred to the County Department of Parks, Recreation and Conservation for passive recreational use; and, be it further

**8<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 6 NYCRR Sections 617.5(c)(20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of property for passive park purposes which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued in Suffolk County Resolution No. 1083-2007.

DATED:

APPROVED BY:

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

Date of Approval:

455

# COUNTY OF SUFFOLK



JAN 21 2010

**STEVE LEVY**  
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER  
COMMISSIONER  
PAMELA J. GREENE  
DIVISION DIRECTOR

DEPARTMENT OF ENVIRONMENT AND  
ENERGY  
DIVISION OF REAL PROPERTY  
ACQUISITION AND MANAGEMENT

January 20, 2010

Mr. Ken Crannell, Deputy County Executive  
H. Lee Dennison Building -11<sup>th</sup> Floor  
100 Veterans Memorial Highway  
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the Rolle Estate and Bruno J. Rolle Trust property (Mill Creek), in the Town of Riverhead, under the New Suffolk County 1/4% Drinking Water Protection Program. The purchase price is \$5,865,000.00 for 25.5+ acres.

Please contact me if you require any additional information.

Sincerely,

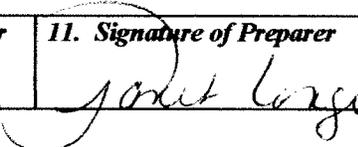
  
Pamela J. Greene  
Director

PJG:pd

Att.

- cc: Christopher E. Kent, Chief Deputy County Executive
- Ed Dumas, Chief Deputy County Executive
- Carrie Meek Gallagher, Commissioner, Dept. of Environment & Energy
- Thomas A. Isles, Director, Planning Department
- Janet M. Longo, Acquisition Supervisor
- Michael Amoroso, Bureau Chief, Law Dept., Real Estate-Condernnation
- Lauretta Fischer, Principal Environmental Analyst, Planning Dept.
- Brendan Chamberlain, Director, Intergovernmental Relations
- Tom Vaughn, County Executive Assistant
- Peter Belyea, Acquisition Agent
- CE Reso Review (e-mail copy only)

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

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation Authorizing the acquisition under the New Suffolk County ¼% Drinking Water Protection Program, of the Rolle Estate and Bruno J. Rolle Trust property (Mill Creek), SCTM#0600-084.00-01.00-007.000 and 0600-084.00-01.00-018.002, (Town of Riverhead).		
3. Purpose of Proposed Legislation  See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ NO <u>X</u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:  N/A		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.  N/A		
8. Proposed Source of Funding  New Suffolk County ¼% Drinking Water Protection Program		
9. Timing of Impact  N/A		
10. Typed Name & Title of Preparer Janet M. Longo Acquisition Supervisor	11. Signature of Preparer 	12. Date January 20, 2010

1186

Intro. Res. No. - 2010

Laid on the Table 2/2/10

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. - 2010, AMENDING THE 2010 ADOPTED OPERATING BUDGET TO REALLOCATE FUNDING FOR A NEW INITIATIVE THE HEROIN TREATMENT PROGRAM FOR YOUNG ADULTS, TO PECONIC BAY MEDICAL CENTER, ELECTRONIC MEDICAL RECORDS IMPLEMENTATION, THE HEALTH CENTER NETWORK AND HEALTH CENTER OPERATIONS**

**WHEREAS**, Resolution No. 930-2009 transferred appropriations within the 2010 Operating Budget to the Department of Health Services, Division of Patient Care Services Administration by adding \$1,032,477 for the Central Islip Health Center; and

**WHEREAS**, the Central Islip Health Center ceased operations on December 9, 2009; and

**WHEREAS**, these additional funds are no longer required for the operation of the Central Islip Health Center; and

**WHEREAS**, there are several critical public health and service needs which the Health Department has identified; and

**WHEREAS**, the most significant issue is a response to the large rise in heroin use, overdoses and deaths among the adolescent and young adult population in Suffolk County; and

**WHEREAS**, the resources available in Suffolk County to serve adolescents that are abusing or have become dependent on opioids are limited; and

**WHEREAS**, the Department of Health Services has developed a new initiative in response to this problem, "The Heroin Treatment Program for Young Adults", which requires funding; and

**WHEREAS**, this new initiative will provide medication-assisted treatment services to the affected youth in our County; and

**WHEREAS**, the Department of Health Services contracts with the Peconic Bay Medical Center for patients in the Riverhead and East End areas; and

**WHEREAS**, there has been an increase in the number of births at the Peconic Bay Medical Center and it is important to ensure quality obstetric services are available to all our patients and thus additional funding is required; and

**WHEREAS**, the 2010 Adopted Capital Budget and Program established funding for project number 4036 Health Services Electronic Medical Records; and

**WHEREAS**, an Electronic Medical Record (EMR) will significantly improve quality care through immediate access to the patient’s medical history, test results, lab findings, medications and all other patient health information; and

**WHEREAS**, this project will requires dedicated staff to implement, maintain and update the system as required; and

**WHEREAS**, there are positions within the Department of Health Services that are not funded and can be utilized for this purpose; and

**WHEREAS**, the Health Center network has a deficit of approximately 37 million dollars (\$37,000,000) and rising; and

**WHEREAS**, in an effort to ensure the sustainability of the Health Center network the Suffolk County Health Center Financial Review Committee was created by Resolution 1260-2009;and

**WHEREAS**, additional funding may be necessary to implement the Committee’s recommendations; and

**WHEREAS**, the funds required for these programs exist within the 2010 Adopted Operating Budget, and sufficient funds are available for transfer and will allow for the implementation of a new initiative; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the County Comptroller and the County Treasurer be and they hereby are authorized to transfer funds as follows:

FROM:

Department of Health Services  
Division of Patient Care Services  
Administration  
001-HSV-4100-4980

<u>XORG</u>	<u>OBJECT NAME</u>	<u>2010 Adopted Budget</u>	<u>Increase/ Decrease</u>	<u>2010 Modified Budget</u>
AJK1	Islip Health Center	\$12,157,642	(\$850,000)	\$11,307,642

TO:

Division of Patient Care Services  
Administration  
001-HSV-4100-4980

<u>XORG</u>	<u>OBJECT NAME</u>	<u>2010 Adopted Budget</u>	<u>Increase/ Decrease</u>	<u>2010 Modified Budget</u>
GGU1	Peconic Bay Medical Center	\$790,756	+\$275,000	\$1,065,756

Department of Health Services  
Division of Patient Care Programs  
001-HSV-4100

OBJECT	OBJECT NAME	2010 Adopted Budget	Increase/ Decrease	2010 Modified Budget
1100	Permanent Salaries	\$3,597,207	+\$75,000	\$3,672,207

Department of Health Services  
Division of Patient Care Programs  
001-HSV-4101

OBJECT	OBJECT NAME	2010 Adopted Budget	Increase/ Decrease	2010 Modified Budget
4560	Fees For Svcs.: Non-Employ	\$7,289,428	+\$150,000	\$7,439,428

Department of Health Services  
Division of Community Mental Hygiene Services  
Methadone Clinics  
001-HSV-4321

OBJECT	OBJECT NAME	2010 Adopted Budget	Increase/ Decrease	2010 Modified Budget
1100	Permanent Salaries	\$4,329,221	+\$150,000	\$4,479,221
3370	Medical, Dental & Laboratory Supp	\$210,000	+\$ 21,500	\$231,500
4770	Special Services	\$285,000	+\$ 28,500	\$313,500
4560	Fees For Svcs.: Non-Employ	\$380,000	+\$150,000	\$580,000

and be it further

**2<sup>nd</sup> RESOLVED**, that the following positions be and they hereby are transferred as follows:

FROM:

<u>Position No.</u>	<u>Spec. No.</u>	<u>Position Title</u>	<u>J.C.</u>	<u>Grade</u>
01-4327-1000-0037	2701	Drug Counselor	C	19/01
01-4320-5100-0129	2701	Drug Counselor	C	19/01

TO:

<u>Position No.</u>	<u>Spec. No.</u>	<u>Position Title</u>	<u>J.C.</u>	<u>Grade</u>
01-4321-1000-0163	2701	Drug Counselor	C	19/01
01-4321-1000-0164	2701	Drug Counselor	C	19/01

and be it further

**3<sup>rd</sup> RESOLVED**, that the County Executive be and hereby is authorized to execute a contract amendment for Peconic Bay Medical Center and any contracts for legal and financial services for the Health Center network and the Heroin Treatment Program for Young Adults and as selected through the Request for Proposals (RFP) process; and be it further

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

DATED:

APPROVED BY:

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

Date of Approval:

**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>
Title of Proposed Legislation Amending the 2010 Adopted Operating Budget to reallocate funding for a new initiative the Heroin Treatment Program for Young Adults, to Peconic Bay Medical Center, Electronic Medical Records Implementation, the Health Center Network and Health Center operations.		
3. Purpose of Proposed Legislation This legislation is needed to transfer funds appropriated for the Central Islip Health Center that was closed on December 9, 2009 to fund a new initiative and additionally fund three existing initiatives. Funding for a new initiative the Heroin Treatment Program for Young Adults and additional funding for our contractual agreement with Peconic Bay Medical Center to ensure that quality obstetric services are available to all our patients; to fund vacant positions within the Department for Electronic Medical Record implementation and to maintain the system; and funds to ensure the sustainability of the Health Center network for legal and financial services.		
4. Will the Proposed Legislation Have a Fiscal Impact?    YES <u>  </u> NO <u>  X  </u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: Not applicable		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. None		
8. Proposed Source of Funding A transfer of 2010 Adopted Operating Budget within the Department of Health Services		
9. Timing of Impact 2010		
10. Typed Name & Title of Preparer	11. Signature of Preparer	Date
Beth A Reynolds Principal Executive Analyst		1/28/10

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

1. Type of Legislation		
Resolution <u>  X  </u>	Local Law	Charter Law
Title of Proposed Legislation Amending the 2010 Adopted Operating Budget to reallocate funding for a new initiative the Heroin Treatment Program for Young Adults, to Peconic Bay Medical Center, Electronic Medical Records Implementation, the Health Center Network and Health Center operations.		
3. Purpose of Proposed Legislation This legislation is needed to transfer funds appropriated for the Central Islip Health Center that was closed on December 9, 2009 to fund a new initiative and additionally fund three existing initiatives. Funding for a new initiative the Heroin Treatment Program for Young Adults and additional funding for our contractual agreement with Peconic Bay Medical Center to ensure that quality obstetric services are available to all our patients; to fund vacant positions within the Department for Electronic Medical Record implementation and to maintain the system; and funds to ensure the sustainability of the Health Center network for legal and financial services.		
4. Will the Proposed Legislation Have a Fiscal Impact?    YES <u>  </u> NO <u>  X  </u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: Not applicable		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. None		
8. Proposed Source of Funding A transfer of 2010 Adopted Operating Budget within the Department of Health Services		
9. Timing of Impact 2010		
10. Typed Name & Title of Preparer Margaret B. Bermel, M.B.A. Director of Health Admin. Svcs	11. Signature of Preparer <i>Margaret B. Bermel</i>	Date 1/26/10

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

**GENERAL FUND**

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

# COUNTY OF SUFFOLK



**STEVE LEVY**  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

**LINDA MERMELSTEIN, M.D., M.P.H.**  
Acting Commissioner

January 27, 2010

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

Dear Mr. Crannell:

I request the introduction of the enclosed Resolution to amend the 2010 Adopted Operating Budget to reallocate funding for a new initiative the Heroin Treatment Program for Young Adults, to Peconic Bay Medical Center, Electronic Medical Records Implementation, the Health Center Network and Health Center operations. This legislation is needed to transfer funds appropriated for the Central Islip Health Center that was closed on December 9, 2009 to fund a new initiative and additionally fund three existing initiatives. Funding for a new initiative the Heroin Treatment Program for Young Adults and additional funding for our contractual agreement with Peconic Bay Medical Center to ensure that quality obstetric services are available to all our patients; to fund vacant positions within the Department for Electronic Medical Record implementation and to maintain the system; and funds to ensure the sustainability of the Health Center network for legal and financial services.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Janet DeMarzo at 3-3008. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-CI HC Funds Reallocation.doc".

Sincerely yours,

Linda Mermelstein, M.D., M.P.H.  
Acting Commissioner

Enclosures  
LM/lw

C: Christopher E. Kent, Chief Deputy County Executive  
Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)  
Margaret B. Bermel, M.B.A, Director of Health Administrative Services  
Janet DeMarzo, Deputy Commissioner  
Leonard J. Marchese, CPA, Director of Management and Research  
Diane E. Weyer, Principal Financial Analyst



**Public Health**  
Prevent. Promote. Protect.

OFFICE OF THE COMMISSIONER  
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3000 Fax (631) 853-2927

1187

Intro. Res. No. - 2010

Laid on Table 2/2/10

Introduced by the Presiding Officer, on request of the County Executive

**RESOLUTION NO. -2010 AMENDING THE  
2010 CAPITAL BUDGET AND PROGRAM AND  
APPROPRIATING FUNDS IN CONNECTION WITH  
THE CHARTER LAW EXTENDING AND  
ACCELERATING THE SUFFOLK COUNTY ¼%  
DRINKING WATER PROTECTION PROGRAM FOR  
ENVIRONMENTAL PROTECTION FOR LAND  
ACQUISITIONS (CP 8712)**

**WHEREAS**, at the general election held on November 6, 2007, the electorate approved the mandatory referendum on Resolution No. 770-2007, Adopting a Charter Law Extending and Accelerating the Existing Suffolk County ¼% Drinking Water Protection Program for Environmental Protection, Sewer District Tax Rate Stabilization and County-wide Property Tax Protection from December 31, 2013 to November 30, 2030 (Local Law No. 24-2007); and

**WHEREAS**, the intent of Local Law No. 24-2007 is to extend the ¼% Suffolk County Drinking Water Protection Program for 17 years and to accelerate the land acquisition component of the program, by permitting borrowing of up to \$322 million over the next four (4) years, with the cost of the borrowing to be repaid from the ¼% Sales Tax Revenue Stream; and

**WHEREAS**, Local Law No. 24-2007 will allow the County to borrow money now at reduces interest rates, purchase the last vestiges of land available, and pay off its debt service at a later date, all to the benefit of the Suffolk County taxpayers; and

**WHEREAS**, under that law, 31.10% of the total revenues generated each calendar year by the ¼% Sales Tax Revenue Stream is allocated and deposited annually to the Suffolk County Environmental Programs Trust Fund; and

**WHEREAS**, the Suffolk County Environmental Programs Trust Fund can be used for the payment of debt service on serial bonds or notes authorized via duly enacted resolution of the County of Suffolk and issued for the purchase of farmland development rights, open space, wetlands, woodlands, pine barrens, and other lands which are suitable only for passive, recreational use, land for use as Hamlet Greens, Hamlet Parks, pocket parks, active parkland, active recreation, historic and/or cultural park uses; and

**WHEREAS**, principal and interest expenses, bond or note issuance costs and all other expenses directly related to the bonds or notes issued for such purchases may be paid from the sales tax revenues allocated and deposited annually to the Suffolk County Environmental Programs Trust Fund; and

**WHEREAS**, the serial bonds or notes issued for the purchase of development rights or land under this program are required to be authorized by a duly enacted bond or note resolution of the County of Suffolk adopted in the calendar years 2008, 2009, 2010 or 2011; and

**WHEREAS**, any such bonds or notes must be issued on or prior to December 31, 2011, and the final maturity of such bonds and notes shall be no later than December 31, 2030; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2010 Capital Budget, as the basis for funding capital projects such as this project; and

**WHEREAS**, the County Legislature by even date herewith has authorized the issuance of \$21,000,000 in Suffolk County Serial Bonds to cover the cost of purchasing land under the Suffolk County ¼% Drinking Water Protection Program for Environmental Protection; now, therefore be it

**1<sup>st</sup> RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law 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 promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management, not including new programs or major reordering of priorities that may affect the environment; and, be it further

**2<sup>nd</sup> RESOLVED**, that prior to the approval by this Legislature of any property for purchase under this capital project, an environmental review of each property shall be undertaken and completed in accordance with SEQRA; and, be it further

**3<sup>rd</sup> RESOLVED**, that 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; and, be it further

**4<sup>th</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of seventy-two (72), 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

**5<sup>th</sup> RESOLVED**, that the 2010 Capital Budget and Program be and they are hereby amended as follows:

Project No. 8712

Project Title: Suffolk County ¼% Drinking Water Protection Program for Environmental Protection-Land Acquisition Component

	Total Estimated <u>Cost</u>	Current 2010 Capital Program <u>and Budget</u>	Revised 2010 Capital Program <u>and Budget</u>
2. Land Acquisition	\$133,000,000	\$0	\$21,000,000 B
<b>Total</b>	<b>\$133,000,000</b>	<b>\$0</b>	<b>\$21,000,000</b>

6<sup>th</sup> **RESOLVED**, that the proceeds of \$21,000,000 in Suffolk County Serial Bonds be and are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8712.210 (Fund 477-Debt Service)	Suffolk County ¼% Drinking Water Protection Program for Environmental Protection-Land Acquisition Component	\$21,000,000

and, be it further

7<sup>th</sup> **RESOLVED**, that no funds appropriated by this resolution may be expended unless and until a resolution authorizing planning and/or acquisition of a piece of property for the purposes of these capital projects has been duly adopted.

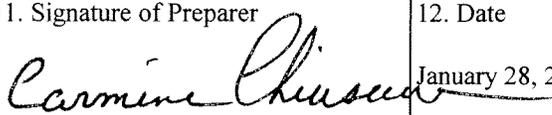
DATED:

APPROVED BY:

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

Date:

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>  X  </u> Local Law <u>      </u> Charter Law <u>      </u>		
2. Title of Proposed Legislation		
<b>RESOLUTION NO. -2010    AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE CHARTER LAW EXTENDING AND ACCELERATING THE SUFFOLK COUNTY ¼% DRINKING WATER PROTECTION PROGRAM FOR ENVIRONMENTAL PROTECTION FOR LAND ACQUISITIONS</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. DEBT SERVICE WILL BE PAID FROM FUND 477.		
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		
2011		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Carmine Chiusano Assistant Budget Director		January 28, 2010

SCIN FORM 175b (10/95)

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

**GENERAL FUND**

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	<b>\$1,534,972</b>	<b>\$2.87</b>		\$0.005

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER \$100	2011 FEV TAX RATE PER \$1000
TOTAL	<b>\$1,534,972</b>	<b>\$2.87</b>		\$0.005

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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

Term of Bonds	20
Amount to Bond:	\$21,000,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	\$710,722.11	\$824,250.00	\$1,534,972.11	\$1,534,972.11
			\$398,177.08	\$398,177.08	
5/1/2011	3.500%	\$738,617.95	\$398,177.08	\$1,136,795.03	\$1,534,972.11
			\$383,681.70	\$383,681.70	
5/1/2012	3.500%	\$767,608.70	\$383,681.70	\$1,151,290.41	\$1,534,972.11
			\$368,617.38	\$368,617.38	
5/1/2013	3.500%	\$797,737.35	\$368,617.38	\$1,166,354.73	\$1,534,972.11
			\$352,961.79	\$352,961.79	
5/1/2014	3.500%	\$829,048.54	\$352,961.79	\$1,182,010.32	\$1,534,972.11
			\$336,691.71	\$336,691.71	
5/1/2015	3.500%	\$861,588.69	\$336,691.71	\$1,198,280.40	\$1,534,972.11
			\$319,783.03	\$319,783.03	
4/30/2016	3.500%	\$895,406.05	\$319,783.03	\$1,215,189.08	\$1,534,972.11
			\$302,210.69	\$302,210.69	
5/1/2017	3.500%	\$930,550.74	\$302,210.69	\$1,232,761.42	\$1,534,972.11
			\$283,948.63	\$283,948.63	
5/1/2018	3.500%	\$967,074.85	\$283,948.63	\$1,251,023.48	\$1,534,972.11
			\$264,969.78	\$264,969.78	
5/1/2019	3.500%	\$1,005,032.54	\$264,969.78	\$1,270,002.32	\$1,534,972.11
			\$245,246.02	\$245,246.02	
4/30/2020	3.750%	\$1,044,480.07	\$245,246.02	\$1,289,726.09	\$1,534,972.11
			\$224,748.10	\$224,748.10	
5/1/2021	4.000%	\$1,085,475.91	\$224,748.10	\$1,310,224.01	\$1,534,972.11
			\$203,445.63	\$203,445.63	
5/1/2022	4.500%	\$1,128,080.84	\$203,445.63	\$1,331,526.47	\$1,534,972.11
			\$181,307.05	\$181,307.05	
5/1/2023	4.500%	\$1,172,358.01	\$181,307.05	\$1,353,665.06	\$1,534,972.11
			\$158,299.52	\$158,299.52	
4/30/2024	4.500%	\$1,218,373.06	\$158,299.52	\$1,376,672.59	\$1,534,972.11
			\$134,388.95	\$134,388.95	
5/1/2025	4.500%	\$1,266,194.21	\$134,388.95	\$1,400,583.16	\$1,534,972.11
			\$109,539.89	\$109,539.89	
5/1/2026	4.500%	\$1,315,892.33	\$109,539.89	\$1,425,432.22	\$1,534,972.11
			\$83,715.50	\$83,715.50	
5/1/2027	4.750%	\$1,367,541.10	\$83,715.50	\$1,451,256.61	\$1,534,972.11
			\$56,877.51	\$56,877.51	
4/30/2028	4.750%	\$1,421,217.09	\$56,877.51	\$1,478,094.60	\$1,534,972.11
			\$28,986.12	\$28,986.12	
5/1/2029	4.750%	\$1,476,999.86	\$28,986.12	\$1,505,985.98	\$1,534,972.11
		\$21,000,000.00	\$9,699,442.15	\$30,699,442.15	\$30,699,442.15

# COUNTY OF SUFFOLK



**STEVE LEVY**  
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER  
COMMISSIONER  
PAMELA J. GREENE  
DIVISION DIRECTOR

DEPARTMENT OF ENVIRONMENT AND  
ENERGY  
DIVISION OF REAL PROPERTY  
ACQUISITION AND MANAGEMENT

January 29, 2010

Mr. Ken Crannell, Deputy County Executive  
H. Lee Dennison Building -12<sup>th</sup> Floor  
100 Veterans Memorial Highway  
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

Attached for your review and consideration is an Introductory Resolution to authorize the appropriating of \$21,000,000 for land preservation under the New Suffolk County ¼% Drinking Water Protection Program.

Please contact me if you require any additional information.

Sincerely,

Carrie Meek Gallagher  
Commissioner

CMG:pd

Att.

cc: Christopher E. Kent, Chief Deputy County Executive  
Ed Dumas, Chief Deputy County Executive  
Carmine Chiusano, Deputy Budget Director  
Pamela J. Greene, Director, Division of Real Property Acquisition & Mgmt.  
Thomas A. Isles, Director, Planning Department  
Janet M. Longo, Acquisition Supervisor, Division of Real Property Acquisition & Mgmt.  
Karen Slater, Accountant, Division of Real Property Acquisition & Mgmt.  
Michael Amoroso, Bureau Chief, Law Dept., Real Estate-Condernation  
Lauretta Fischer, Principal Environmental Analyst, Planning Dept.  
Brendan Chamberlain, Director, Intergovernmental Relations  
Tom Vaughn, County Executive Assistant  
CE Reso Review (e-mail copy only)

1188

Intro. Res. No. - 2010

Laid on the Table

2/2/10

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. - 2010, AMENDING THE 2010 ADOPTED OPERATING BUDGET BY TRANSFERRING 100% STATE AID FUNDING SPECIFIC TO CLINIC SERVICES FROM CLINIC PLUS CONTRACTS TO FAMILY SERVICE LEAGUE EAST END PROGRAM, FEDERATION EMPLOYMENT GUIDANCE SERVICES AND PEDERSON KRAG CENTER CLINIC CONTRACTS**

**WHEREAS**, the Suffolk County Adopted Operating Budget for 2010 includes Clinic Plus contracts to provide enhanced services to children in provider agencies; and

**WHEREAS**, as per the New York State Office of Mental Health (NYSOMH) Fiscal and Programmatic Guidelines the Clinic Plus modality provides outreach and screening services outside of the clinic setting and enhanced clinic services within the clinic site; and

**WHEREAS**, three of these agencies, Family Service League (FSL), Federation Employment Guidance Services (FEGS) and Pederson Krag Center (P-K), provide clinic services to children within their existing clinic contracts; and

**WHEREAS**, State aid which is allocated for in-home services and comprehensive assessments must be provided through a licensed clinic site as these are Medicaid billable services; and

**WHEREAS**, it is necessary to move \$443,129 in 100% State aid to the existing Clinic contracts in order to adhere to the NYSOMH Fiscal and Programmatic Guidelines; now therefore, be it

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

From:

Department of Health Services (HSV)  
Division of Community Mental Hygiene Services  
001-HSV-4330-4980

<u>XORG</u>	<u>OBJECT NAME</u>	<u>2010 Adopted Budget</u>	<u>Increase/ Decrease</u>	<u>2010 Modified Budget</u>
JGJ1	FSL CLINIC PLUS	\$218,380	-\$174,067	\$44,313
JGL1	FEGS CLINIC PLUS	\$187,489	-\$143,176	\$44,313
JGK1	P-K CLINIC PLUS	\$143,611	-\$125,886	\$17,725

To:

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

001-HSV-4320-4980

XORG	OBJECT NAME	2010 Adopted Budget	Increase/ Decrease	2010 Modified Budget
AHG1	FAMILY SERVICE LEAGUE EAST END PROGRAM	\$449,741	+\$174,067	\$623,808
AJS7	FEGS OF LI	\$496,213	+\$143,176	\$639,389
ANL5	PEDERSON KRAG CLINIC, INC.	\$1,205,646	+\$125,886	\$1,331,532

and be it further

**2<sup>nd</sup>** **RESOLVED**, that the County Executive be and hereby is authorized to execute a contract with Family Service League of Suffolk County, Federation Employment and Guidance Services of LI and Pederson Krag Center, Inc.; and be it further

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

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

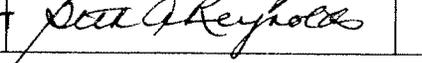
DATED:

APPROVED BY:

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

Date of Approval:

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

1. Type of Legislation		
Resolution <u>  X  </u>	Local Law _____	Charter Law _____
Title of Proposed Legislation Amending the 2010 Adopted Operating Budget by transferring 100% State aid funding specific to clinic services from Clinic Plus contracts to the Family Service League East End Program, Federation Employment and Guidance Services, and Pederson Krag Center Clinic Contracts.		
3. Purpose of Proposed Legislation This legislation is needed to adhere to the New York State Office of Mental Health Fiscal and Programmatic Guidelines the funds for in-home services and child assessments, originally included in the Clinic Plus contracts, will need to be transferred to Clinic contracts. These services must be provided through a licensed clinic site as they are Medicaid billable. The Clinic Plus contracts will be for outreach and screening services.		
4. Will the Proposed Legislation Have a Fiscal Impact?    YES ___    NO <u>  X  </u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: Not applicable		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. None		
8. Proposed Source of Funding A transfer of 2010 Adopted Operating Budget funds for contracted agencies (pseudo codes) within the Division of Community Mental Hygiene Services.		
9. Timing of Impact 2010		
10. Typed Name & Title of Preparer Diane E. Weyer Principal Financial Analyst	11. Signature of Preparer 	Date 1/11/10
<b>BETH A. REYNOLDS</b> PRINCIPAL EXECUTIVE ANALYST		1/22/10

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

**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 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.

## COUNTY OF SUFFOLK



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

LINDA MERMELSTEIN, M.D., M.P.H.  
Acting Commissioner

January 12, 2010

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

Dear Mr. Crannell:

I request the introduction of the enclosed Resolution to amend the 2010 Adopted Operating Budget by transferring 100% State aid funding specific to clinic services from Clinic Plus contracts to the Family Service League East End Program, Federation Employment and Guidance Services, and Pederson Krag Center Clinic Contracts. To adhere to the New York State Office of Mental Health Fiscal and Programmatic Guidelines the funds for in-home services and child assessments, originally included in the Clinic Plus contracts, will need to be transferred to Clinic contracts. These services must be provided through a licensed clinic site as they are Medicaid billable. The Clinic Plus contracts will be for outreach and screening services.

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

Sincerely yours,

Linda Mermelstein, M.D., M.P.H.  
Acting Commissioner

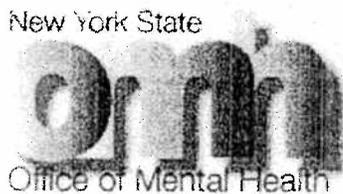
Enclosures  
LM/lw

C: Christopher E. Kent, Chief Deputy County Executive  
Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)  
Margaret B. Bermel, M.B.A, Director of Health Administrative Services  
Janet DeMarzo, Deputy Commissioner  
Thomas O. MacGilvray, Director of Community Mental Hygiene Services  
Mary K. Howe, Chief Management Analyst  
Sheila Reagan, Senior Program Examiner  
Donald Murphy, Principal Auditor  
Diane E. Weyer, Principal Financial Analyst



**Public Health**  
Prevent Promote Protect

OFFICE OF THE COMMISSIONER  
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3000 Fax (631) 853-2927



Michael E. Hogan, Ph.D. Commissioner

44 Holland Avenue  
Albany, New York 12229

December 18, 2009

Thomas O MacGilvray CSW  
Director  
Suffolk Co Mental Hygiene Div  
PO Box 6100 725 Veterans Mem Highway  
North County Complex Bldg C-928  
Hauppauge, NY 11788

Dear Director MacGilvray CSW:

The NYS Office of Mental Health (OMH) is authorizing your initial State aid funding levels for the period January 1, 2010 to December 31, 2010 as listed on Attachment A of this letter (Funding Source Allocation Table). The Attachment A also includes the new Case Management Report which provides information for programs funded with the two new Case Management Funding Codes. As in the past, the listing of programs which are being funded by Disproportionate Share (DSH) Revenue is included.

The State aid allocations authorized in this letter include full annual funding for initiatives previously authorized in local fiscal year 2009, reflect the funding code consolidation project and realignment of certain program funding to other funding codes. A separate transmittal will be sent to each county showing these changes. Also for counties which operate Community Residence programs, the 2010 Community Residence G-I-Ns (Gross-Income-Net) were previously sent and will be updated in the near future for SSI rate changes and bond recoupment amounts. They will be resent under separate cover. Any changes due in your authorization level based on the enactment of the 2010-11 State Budget will result in a revised State aid letter.

Consistent with established practice 2010 the Preliminary Allocation Summary submitted through ALFS will be due April 1, 2010. Please note that this is a correction of the second letter which was issued on December 18, 2009, and your PAS must agree to this version. Due to the large volume of changes for the fund code consolidation project, the MHPD edit preventing submission of your PAS have been disabled, however the exception report will be available for review. Final Consolidated Budget Reports (CBRs) are not due until November 1, 2010. The Consolidated Claim Report (CCR) and Consolidated Financial Report (CFR) are due May 1, 2011. Guidelines for completion of the CBR/CCR/CFR can be accessed through the OMH website.

The 2010 Spending Plan Guidelines are available on the OMH website. As a reminder and as indicated in the General Provisions section of these Guidelines, "Failure to submit the PAS, CBR, CCR or CFR schedules in a timely manner may result in the delay of subsequent State aid payments and/or Medicaid payments". In addition, please remember if you receive Federal Funds to submit your two Federal Certifications which are also available on the OMH website. We are unable to advance Federal Funds without these certifications. Please share the guidelines with all of your subcontract providers so that they may become familiar with the guidelines that apply to them, and refer to the guidelines as necessary.

Inherent in OMH's budget and claiming policy is an expectation that your Department will monitor expenditures against budgeted costs throughout the year. Please notify OMH of any significant fiscal or programmatic problems as soon as they become known. If you have questions regarding any local mental health fiscal issues, including questions regarding the information or instructions that are included in this letter, please call Gary Schapiro at (631)761-3334.

**Attachment A**  
**Funding Source Allocation Table**  
**County Code: 52 County Name: Suffolk Year: 2010**

NYS Office of Mental Health  
 Aid to Localities Financial Systems

Authorized On: 12/18/2009  
 Printed On: 12/30/2009

Funding Source	Code	Type	Total Per. Previous Letter	Changes Since Previous Letter	Revised Total	Buds	Starts	Managers
Local Assistance	601A	General State Aid	\$132,416	\$0	\$132,416			
Community Support Services	014	General State Aid	\$4,179,572	\$108,784	\$4,288,356			
Direct Self Workshop	029	General State Aid	\$0	\$0	\$0			
ICM	034A	Mental Hygiene Program Fund Account	\$0	\$0	\$0		180	40
ICM C&V	034B	Mental Hygiene Program Fund Account	\$0	\$0	\$0			
ICM Svce. D. Hars	034C	Mental Hygiene Program Fund Account	\$0	\$0	\$0		60	6
ICM Svce. Dollar C&V	034E	Mental Hygiene Program Fund Account	\$0	\$0	\$0			
Adult Case Management	034J	Mental Hygiene Program Fund Account	\$4,497,204	\$0	\$4,497,204			
C & P Case Management	034K	Mental Hygiene Program Fund Account	\$458,432	\$0	\$458,432			
CIPEP	036	General State Aid	\$0	\$0	\$0			
Integrated Supp Pmp	037	Mental Hygiene Program Fund Account	\$0	\$0	\$0			
PROS Stak Aid	037F	Mental Hygiene Program Fund Account	\$1,405,934	\$84,113	\$1,490,047			
Case Management	040B	Mental Hygiene Program Fund Account	\$0	\$0	\$0			

Attachment A

Funding Source Allocation Table

County Code: 52 County Name: Suffolk

Year: 2010

NYS Office of Mental Health  
Aid to Localities Financial Systems

Authorized On: 12/18/2009  
Printed On: 12/30/2009

Funding Source	Code	Type	Total Per Previous Letter	Changes Since Previous Letter	Revised Total	Bed	Slots	Managers
MICA	039A	Mental Hygiene Program Fund Account 339	\$78,204	\$0	\$78,204			
Therapeutic Nursery Adult Family Support	039F 039G	General State Aid Mental Hygiene Program Fund Account 339	\$0 \$24,528	\$0 \$0	\$0 \$24,528			
Psych Rehab	039L	Mental Hygiene Program Fund Account 339	\$102,980	\$0	\$102,980			
Clinical Infrastructure-Adult	039P	Mental Hygiene Program Fund Account 339	\$268,774	\$0	\$268,774			
Innovative Rehab.	039Q	Mental Hygiene Program Fund Account 339	\$217,104	\$0	\$217,104			
CMHS Block Grant Adult	041	Federal Funds 339	\$983,130	\$0	\$983,130			
CMHS Block Grant C&F	044	Federal Funds	\$604,838	\$0	\$604,838			
Clinical Infrastructure-C&F	046A	General State Aid	\$40,528	\$0	\$40,528			
Emergency Services C&F	046G	General State Aid	\$39,620	\$0	\$39,620			
Community Support Programs C&F	046L	General State Aid	\$458,076	\$0	\$458,076			
Child & Family Clinic Plus	046N	Mental Hygiene Program Fund Account 339	\$960,292	\$0	\$960,292			
School Support Services PA-TH	046S 048A	General State Aid Federal Funds	\$405,056 \$273,253	\$0 \$0	\$405,056 \$273,253			
2060 bed Capital Plan	072F	Mental Hygiene Program Fund Account 339	\$538,963	\$0	\$538,963			
Family Based Treatment	074	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			25
Supported Housing	078	Mental Hygiene Program Fund Account 339	\$176,576	\$0	\$176,576			

**Attachment A**

**Funding Source Allocation Table**

**Year: 2010**

**County Code: 52    County Name: Suffolk**

NYS Office of Mental Health  
Aid to Localities Financial Systems

Authorized On: 12/18/2009  
Printed On: 12/30/2009

Funding Source	Code	Type	Total Per. Previous Letter	Changes Since Previous Letter	Revised Total	Beds	Slots	Managers
Supportive Case Mgt	104	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0		2,082	0
St. M Secur. Dollar	104A	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
ACT - MENSURS	105	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
ACT - SRVC/DOL	105A	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
State Operated ACT	106	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
CSP Miscellaneous	122	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
HCRA ADEL/CM OTHER	140Y	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
Stratide Prevention	164	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			
ACT/CM/Kandha's Law	176A	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0		75	5
Act v. Mijat, Kandha's	176B	Mental Hygiene Program Fund Account 339	\$205,28	\$0	\$205,28			14
MAR Adnan-Neelaha	178	Mental Hygiene Program Fund Account 339	\$5,000	\$0	\$5,000			
Kandha's ACT ACT	178F	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0			

**Attachment A**

**Funding Source Allocation Table**

**County Code: 52    County Name: Suffolk    Year: 2010**

NYS Office of Mental Health  
Aid to Localities Financial Systems

Authorized On: 12/18/2009  
Printed On: 12/30/2009

Funding Source	Code	Type	Total Per.		Changes Since		Revised		Beds	Slots	Managers
			Previous Letter	Previous Letter	Previous Letter	Total					
Kendall AOT Other	176K	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0	\$0	\$0	\$0			
Kendall AOT RM Service Dollars	176L	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0	\$0	\$0	\$0			
Service Dollars AOT SCM Kendall	176M	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0	\$0	\$0	\$0			
AOT ACT Service Dollars - Kendall	176N	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0	\$0	\$0	\$0			
Comm. Reinvestment	300	Mental Hygiene Program Fund Account 339	\$2,437,792	\$0	\$0	\$0	\$2,437,792	\$0			
Homeless/MRCA	300	Mental Hygiene Program Fund Account 339	\$726,776	\$0	\$0	\$0	\$726,776	\$0			
Commissioner's Perf.	460	Mental Hygiene Program Fund Account 339	\$476,332	\$0	\$0	\$0	\$476,332	\$0			
COLA for Federal P.3.H	503A	Mental Hygiene Program Fund Account 339	\$33,216	\$0	\$0	\$0	\$33,216	\$0			
Adult Home Managers	550	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0	\$0	\$0	\$0	486	10	
Adult Home Service Dollars	550A	Mental Hygiene Program Fund Account 339	\$0	\$0	\$0	\$0	\$0	\$0			
<b>Grand Total</b>			\$20,646,028	\$24,671	\$0	\$0	\$20,670,699	\$0			

Attachment A

Funding Source Allocation Table

County Code: 52

County Name: Suffolk

Year: 2010

Authorized On: 12/18/2009  
Printed On: 12/30/2009

Funding Source	Code	Remarks
	046N	The allocation funds the Clinic-Plus program and is to be expended in accordance with the OMIH approved Clinic-Plus calculator. This allocation was formerly included under an OMIH direct contract with Family Counseling Services (\$289,512.18 to 9600 screenings, \$121,346 comprehensive assessments, 396,306 in-home services). Family Service League of Suffolk (\$218,360 which includes \$125,403 \$526,588 screenings, \$56,175 comprehensive assessments, \$42,640 in-home services) for the East Hampton program, \$59,433, \$88,862 screenings, \$29,083 comprehensive assessments, \$21,488 in-home services) for the Southfork program, and \$33,545, \$88,863 screenings, \$14,032 comprehensive assessments, \$10,650 in-home services) for the Southampton program). Federation Employment and Guidance Service (\$187,489 which includes \$125,241 assessments, \$22,985 in-home services) for the Copiague Center program), Pederson-Krag (\$143,611, \$17,725 screenings, \$62,248, \$88,863 screenings, \$60,400 comprehensive services), and SCO Family of Services (\$151,300, \$17,725 screenings, \$98,600 comprehensive assessments, \$71,974 comprehensive services) in home services).
	046S	The allocation includes \$36,224 for the School Support programs at the Huntington Intermediate School and Woodhull Intermediate School in Huntington, NY. This allocation is complemented with Federal CMIHS Block Grant-C & F funds (LC 044). The allocation also includes \$368,832 for the School Support programs at the Richard Middle Middle School and the Riverhead Alternative School in Riverhead, NY that was previously funded with School Based Services Initiative funds (SC 046K). Some of these funds may be used to support the School Support programs at the Woodhull and Huntington Intermediate Schools, and the J. Taylor Finley Middle School.
	048A	PATH Funding for the Federation of Organizations (\$16,953) and HALL (\$112,000) as a service match for SFC. Federal PATH Grant funds are covered under CFDA number 93.141 (Contract and sub-contract agencies are referred to OMIH's Federal Funds Guidelines for important information about federal certification, audit reporting, monitoring, and restrictions and prohibitions on expenditures).
	072F	Additional off-site services funds of \$179,650 for third CR-SRO operated by CONCURS, effective 7/09.
	078	The allocation was reduced by \$266,688 (annualized) for transfer to the following funding sources effective January 1, 2010: (\$155,576 to funding code 034 E, \$61,779 to funding code 096 G, \$49,389 to funding code 076 H). The allocation was reduced by \$35,456 (annualized) for transfer to the C&F Community Support Program (C) third funding source as part of OMIH's funding source consolidation project effective January 1, 2010. The allocation was reduced by \$35,456 (annualized) for transfer to the C&F Community Support Program (E) third funding source as part of OMIH's funding source consolidation project effective January 1, 2010.
	084	Transferred to 034I 034K, effective 1/1/10. Transferred \$1,522,584 to 034I and \$217,312 to 034K.
	084A	Transferred to 034I 034K, effective 1/1/10. Transferred \$28,960 to 034I and \$61,279 to 034K.
	085	Transferred to 034I.
	085A	Transferred to 034I.

# COUNTY OF SUFFOLK



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

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

## MEMORANDUM

**To:** Linda Mermelstein, M.D. M.P.H.  
Acting Commissioner, Department of Health Services

**From:** Thomas O. MacGilvray, L.C.S.W., C.A.S.A.C.  
Director, Division of Community Mental Hygiene Services

**Date:** December 31, 2009

**Subject:** REQUEST FOR LEGISLATIVE RESOLUTION

The Child and Family Clinic Plus Initiative is designed to effectively address the needs of children and their families in a timely manner. The New York State Office of Mental Health is seeking to transform local mental health clinics from a passive program waiting for clients to present, to an active program that will intervene earlier in a child's developmental trajectory. The Initiative's intent is to first identify children and families in need of services through a screening process outside of the clinic setting.

The second part of the Initiative intends to expand existing Mental Health Clinic services for children and their families through the use of comprehensive assessments and in-home services. These services are Medicaid billable and must be provided through a licensed Mental Health Clinic. In addition to the revenue generated by the Medicaid billing, the Office of Mental Health further provides 100% State Aid for these services.

The Adopted 2010 Clinic Plus state funded budgets contain the funding for both the clinic services and the screenings. I am requesting a Legislative Resolution to move the funding applicable for clinic services in the amount of \$443,129 to the clinic budgets of Family Service League, Federation Employment & Guidance Services (FEGS) and Pederson Krag Center, as per the Fiscal and Programmatic guidelines of the Office of Mental Health.

Enclosed please find: draft introductory resolution, draft fiscal impact statement and draft routing form, as well as the 2010 Initial State Aid letter. Clinic Plus services are provided through fund code 46N.

TOM:ADT  
Attachments (4)  
Cc: D.Weyer, L.Wright, A.Flescher, M.Howe, S.Reagan, A.Torres



**Public Health**  
Prevent Promote Protect

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

# COUNTY OF SUFFOLK



STEVE LEVY  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

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

## MEMORANDUM

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1189

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

Laid on Table 2/2/10

**RESOLUTION NO. -2010, AMENDING THE ADOPTED 2010 OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM, AND APPROPRIATING FUNDS IN CONNECTION WITH STORMWATER REMEDIATION TO WEST MEADOW CREEK (CP 8240. )**

**WHEREAS**, there are sufficient funds within the reserved fund balance of Fund 477 for the purpose of Water Quality Protection and Restoration; and

**WHEREAS**, the Suffolk County Water Quality Review Committee, pursuant to Article XII of the SUFFOLK COUNTY CHARTER, has recommended funding this program as an appropriate use of Suffolk County Water Quality Protection and Restoration Program and Land Stewardship Initiative funds; and

**WHEREAS**, the Suffolk County Department of Public Works will sponsor a non-point source abatement and control remediation project in accordance with the requirements of Article XII of the SUFFOLK COUNTY CHARTER; and

**WHEREAS**, the project proposes implementing stormwater infrastructure improvements along West Meadow Creek which will have beneficial effects on the water quality of the Long Island Sound; and

**WHEREAS**, the Town of Brookhaven has committed by Town Resolution No. 2009-755 to accept the grant from the County of Suffolk for a stormwater remediation project and to enter into an inter-municipal agreement with the County of Suffolk for this project; and

**WHEREAS**, the Town of Brookhaven has committed by Town Resolution No. 2009-755 to either the lesser of \$50,000 or one half the cost of this project; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2010 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

**WHEREAS**, there are sufficient available Fund 477 funds within the Reserved Fund Balance for Water Quality related projects to support the appropriation of this project within the 2010 Capital Budget and Program; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the Town of Brookhaven, New York being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines, as documented in Town Resolution 2009-754, that this project constitutes an unlisted action, for which a Negative Declaration was issued; therefore the SEQRA review is complete and no further action needs to be taken by the Suffolk County Legislature; and be it further

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

**3<sup>rd</sup> RESOLVED**, that sufficient funds exist within Fund 477's Water Quality Reserve Fund Balance component to cover the cost of said transfer; and be it further

**4<sup>th</sup> RESOLVED**, that the Adopted 2010 Operating Budget be and hereby is amended and that the inter-fund transfer be and hereby is appropriated from Fund 477 Reserve Fund Balance as follows:

**EXPENDITURES:**

<u>Agency</u>	<u>Fund</u>	<u>Organization</u>	<u>Object</u>	<u>Description</u>	<u>Amount</u>
IFT	477	E525	9600	Transfer to Capital Fund	\$50,000

and be it further

**5<sup>th</sup> RESOLVED**, that the inter-fund revenues be and hereby are transferred and accepted in the Capital Fund as follows:

**REVENUES:**

<u>Agency</u>	<u>Fund</u>	<u>Rev Source</u>	<u>Organization</u>	<u>Description</u>	<u>Amount</u>
IFT	525	R477	E525	Transfer from Water Quality Protection	\$50,000

and be it further

**6<sup>th</sup> RESOLVED**, that the 2010 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 8240.

Project Title: Stormwater Remediation to West Meadow Creek

	<u>Total Est. Cost</u>	<u>Current 2010 Capital Budget &amp; Program</u>	<u>Revised 2010 Capital Budget &amp; Program</u>
3. Construction	\$	\$0	\$50,000
TOTAL	\$	\$0	\$

and be it further

**7<sup>th</sup> RESOLVED**, that these Water Quality proceeds in the amount of \$50,000 be and hereby are appropriated as follows:

<u>Project Number</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8240.		Stormwater Remediation to West Meadow Creek	\$50,000

and be it further

**8<sup>th</sup> RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these inter-fund revenues and effectuate these inter-fund transfers, including the associated cash transfers to finance this capital project; and be it further

**9<sup>th</sup> RESOLVED**, that the County Executive is hereby authorized to execute an intermunicipal agreement with the Town of Brookhaven under Section 119-0 of the NEW YORK GENERAL MUNICIPAL LAW, which shall include but not be limited to, a provision authorizing the Town of Brookhaven to conduct a Stormwater Remediation Project to West Meadow Creek.

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 _____ Charter Law _____		
3. Title of Proposed Legislation: AMENDING THE ADOPTED 2010 OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM, AND APPROPRIATING FUNDS IN CONNECTION WITH STORMWATER REMEDIATION TO WEST MEADOW CREEK		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ NO <u>X</u>		
5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: N/A		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. N/A		
8. Proposed Source of Funding 477 Fund – Water Quality Protection and Restoration Program		
9. Timing of Impact N/A		
10. Typed Name & Title of Preparer Carrie Meek Gallagher, Commissioner Dept Environment & Energy	11. Signature of Preparer 	12. Date

SCIN FORM 175b (10/95)

**ADOPTED**  
BY THE BROOKHAVEN TOWN BOARD

RESOLUTION NO. 2009-755  
MEETING OF: August 20, 2009

**AUTHORIZATION TO EXECUTE AN  
INTERMUNICIPAL AGREEMENT WITH SUFFOLK  
COUNTY AND ACCEPTANCE OF A SUFFOLK  
COUNTY GRANT UNDER THE SUFFOLK COUNTY  
WATER QUALITY PROTECTION AND RESTORATION  
PROGRAM IN CONNECTION WITH IMPROVEMENTS  
AT WEST MEADOW CREEK**

WHEREAS, Suffolk County Water Quality Protection and Restoration Program is offering a \$50,000, as a matching grant to the Town of Brookhaven for the installation of approximately eight (8) leaching basins and associated improvements to mitigate the stormwater runoff into West Meadow Creek (herein "Project"); and

WHEREAS, in order to obtain the matching funds, Suffolk County requires that the Town of Brookhaven authorize the entering into of an Inter-Municipal Agreement (IMA), whereby the Town accepts the grant funds from Suffolk County and commits to provide an equivalent match of \$50,000 for the Project; and

WHEREAS, the Town of Brookhaven is desirous of entering into the IMA with Suffolk County in order to obtain funding for the Project.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Brookhaven that that the Supervisor and/or Deputy Supervisor is hereby authorized execute an Inter-Municipal Agreement with Suffolk County in connection with the funding for the above

described Project, which Agreement shall state that the Town of Brookhaven shall commit to provide a match of \$50,000 in connection with the above described Project; and be it further

RESOLVED, that the terms and conditions of the IMA shall be reviewed and approved by the Town Attorney; and be it further

RESOLVED, that the Commissioner of Finance is hereby authorized and directed to disburse the necessary funding, as applicable, under the IMA in connection with the Project.

**RESOLUTION SUBMISSION**

**MEETING OF: AUGUST 20, 2009**

**RESOLUTION NO. 2009-755**

**MOVED BY COUNCILMEMBER: STEVE FIORE-ROSENFELD**

**REVISION**

**SHORT TITLE: AUTHORIZATION TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH SUFFOLK COUNTY AND ACCEPTANCE OF A SUFFOLK COUNTY GRANT UNDER THE SUFFOLK COUNTY WATER QUALITY PROTECTION AND RESTORATION PROGRAM IN CONNECTION WITH IMPROVEMENTS AT WEST MEADOW CREEK**

**DEPARTMENT: Planning, Environment and Land Management**

**REASON: Suffolk County requires an IMA, whereby the Town commits to fund 50% of the project costs for the installation of approximately eight (8) leaching basins and associated improvements.**

**PUBLIC HEARING REQUIRED: No**

**DEPARTMENT OF FINANCE APPROVAL: YES NO**

**DOLLARS INVOLVED: \$50,000 Town matching funds**

**SEQRA REQUIRED: No**

**DETERMINATION MADE: POSITIVE NEGATIVE**

**FEIS/FINDINGS FILED:**

**EXECUTION OF DOCUMENT REQUIRED:**

BMW:ggf *BMW*

Present	Absent		Motion	Aye	No	Abstain	Not Voting
		Councilmember Fiore-Rosenfeld	1				
		Councilmember Bonner	2				
		Councilmember Walsh					
		Councilmember Kepert					
		Councilmember Mazzei					
		Councilmember Romaine					
		Supervisor Lesko					

**ADOPTED**  
BY THE BROOKHAVEN TOWN BOARD

RESOLUTION NO. 2009-754  
MEETING OF: AUGUST 20, 2009

**SEQRA NEGATIVE DECLARATION  
FOR INSTALLATION OF APPROXIMATELY  
EIGHT (8) LEACHING BASINS AT WEST  
MEADOW CREEK**

WHEREAS, the Town Board is presently considering adopting a resolution authorizing the entering into an Agreement with Suffolk County for Suffolk County to fund 50% of the cost of installing approximately eight (8) leaching basins and associated improvements to reduce stormwater discharge on to West Meadow Creek (proposed action); and

WHEREAS, the Division of Environmental Protection has completed an Environmental Assessment Form with respect to said proposed action, and has submitted same and recommendations to this Town Board for its consideration and review.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Brookhaven that based upon the Town Board's examination of the Environmental Assessment Form and recommendations, and the appropriate criteria for determination of significance, the proposed action is an Unlisted action which will not have a "significant impact" on the environment, and, therefore, no Environmental Impact Statement need be prepared, and be it further

RESOLVED that this resolution constitutes a "negative declaration" pursuant to SEQRA and that this Board adopts the Determination of Significance attached hereto and which shall be filed to the extent required by the State Environmental Quality Review Act or as deemed necessary by this Town Board.

THIS IS TO CERTIFY THAT THIS IS A TRUE  
AND ACCURATE CERTIFIED COPY OF THE  
OFFICIAL DOCUMENT ON FILE IN THE  
TOWN CLERK'S OFFICE OF THE TOWN OF  
BROOKHAVEN, SUFFOLK COUNTY, NY

*Pamela J. Bethel*

PAMELA J. BETHEL, TOWN CLERK DATED:  
DO NOT ACCEPT UNLESS THE RAISED SEAL OF  
THE TOWN OF BROOKHAVEN IS AFFIXED HEREON

MEETING OF: AUGUST 20, 2009

RESOLUTION NO. 2009-754

MOVED BY COUNCILMEMBER: STEVE FIORE-ROSENFELD

REVISION

SHORT TITLE: SEQRA NEGATIVE DECLARATION FOR INSTALLATION OF APPROXIMATELY EIGHT (8) LEACHING BASINS AT WEST MEADOW CREEK

DEPARTMENT: Division of Environmental Protection

REASON: SEQRA required.

PUBLIC HEARING REQUIRED:

DEPARTMENT OF FINANCE APPROVAL: YES NO

DOLLARS INVOLVED:

SEQRA REQUIRED: Yes

DETERMINATION MADE: POSITIVE NEGATIVE

FEIS/FINDINGS FILED:

EXECUTION OF DOCUMENT REQUIRED:

BMW:gg *gmr*

Present	Absent		Motion	Aye	No	Abstain	Not Voting
		Councilmember Fiore-Rosenfeld	1				
		Councilmember Bonner	2				
		Councilmember Walsh					
		Councilmember Kepert					
		Councilmember Mazzei					
		Councilmember Romaine					
		Supervisor Lesko					

LS 9

COUNTY OF SUFFOLK



JAN 25 2010

OFFICE OF THE COUNTY EXECUTIVE

Steve Levy  
COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER  
COMMISSIONER

DEPARTMENT OF ENVIRONMENT  
AND ENERGY

January 15, 2010

Mr. Ken Crannell  
Deputy County Executive  
H Lee Dennison Bldg. Fl. 12  
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

Enclosed for your approval are the original and one (1) copy of the proposed resolution pursuant to:

**"STORMWATER REMEDIATION TO WEST MEADOW CREEK"**

There are sufficient funds included in the 2010 Operating Budget Fund 477 for this project. The Suffolk County Water Quality Review Committee, at its June 10, 2009 meeting, approved "Stormwater Remediation to West Meadow Creek", submitted by the Suffolk County Department of Public Works, as an appropriate use of Suffolk County Water Quality Protection and Restoration Program funds in the amount of \$50,000.

After your examination please place this on the Legislative Agenda as soon as possible.

Sincerely,

Carrie Meek Gallagher  
Commissioner, Department of Environment & Energy

Enc.

cc: Chris Kent, Chief Deputy County Executive  
✓ Brendan Chamberlain, Director Intergovernmental Relations

1190  
Intro. Res. No. -2010  
Introduced by Legislator Schneiderman

Laid on Table 2/2/10

**RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO.  
-2010, A LOCAL LAW TO STRENGTHEN TOURISM  
PROMOTION IN SUFFOLK COUNTY**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on , 2010, a proposed local law entitled, "**A LOCAL LAW TO STRENGTHEN TOURISM PROMOTION IN SUFFOLK COUNTY**" now, therefore, be it

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

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

**A LOCAL LAW TO STRENGTHEN TOURISM PROMOTION IN  
SUFFOLK COUNTY**

**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 Suffolk County recently reauthorized the County's hotel tax, increasing it from three-quarters of one percent (0.75%) to three percent (3%).

This Legislature also finds and determines that up to \$2 million of the revenue from this tax will go to a tourism promotion agency.

This Legislature finds that Suffolk County and Nassau County contract with the Long Island Convention and Visitors Bureau ("LICVB") to provide regional tourism promotion.

This Legislature determines that Suffolk County provides more funding to the LICVB than does Nassau County. The LICVB segregates the monies provided by Suffolk County in excess of that provided by Nassau County in a so-called "Suffolk Specialty Fund"; the monies in this fund are supposed to be used solely to promote tourism within Suffolk County.

This Legislature also finds that a tourism promotion agency's obligation to maintain a Specialty Fund should be codified in law. Additionally, only board members of the promotion tourism agency's board of directors representing Suffolk County interests should be allowed to determine how monies in the Specialty Fund are allocated and spent.

Therefore, the purpose of this law is to amend Chapter 327 of the Suffolk County Code to further safeguard Suffolk County's hotel/motel tax revenues and ensure that these revenues are allocated equitably to promote tourism within our region and county.

**Section 2. Amendments.**

Chapter 327 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**Chapter 327. HOTELS AND MOTELS**

\*\*\*\*

## Article II. Hotel and Motel Tax

\*\*\*\*

### § 327-8. Definitions.

As used in this article, the following terms shall have the meanings indicated:

HOTEL or MOTEL -- Any facility providing lodging on an overnight basis and shall include those facilities designated and commonly known as "bed-and-breakfast," inns, cabins, cottages, campgrounds, tourist homes and convention centers.

OPERATOR -- Any person operating a hotel or motel in the County of Suffolk, including but not limited to the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel or motel.

PERMANENT RESIDENT -- A person occupying any room or rooms in a hotel or motel for at least 30 consecutive days.

SUFFOLK SPECIALTY FUND – The portion of contract funding utilized by the tourism promotion agency solely to promote tourism within Suffolk County as a result of a funding disparity between Suffolk County and Nassau County.

\*\*\*\*

### § 327-13. Tourism promotion agency.

- A. The County of Suffolk shall enter into a contract, as mandated by Tax Law § 1202-o(5), with a tourism promotion agency to administer programs designed to develop, encourage, solicit and promote convention business and tourism within the County of Suffolk. The promotion of convention business and tourism shall include any service, function or activity, whether or not performed, sponsored or advertised by the tourism promotion agency with the intent to attract transient guests to the County. The County Executive, or his designated representative, is hereby authorized to negotiate and enter into such a contract. No such contract shall be executed without the prior approval of the Legislature.

\*\*\*\*

(6) Such contract shall provide that the tourism promotion agency will establish and maintain a Suffolk Specialty Fund, which shall be used solely to promote tourism within the County of Suffolk. The contract shall further provide that only those board members of the tourism promotion agency who represent Suffolk County based organizations will determine how monies in the Specialty Fund are allocated and utilized.

\*\*\*\*

**Section 3. Applicability.**

This law shall apply to all contracts entered into by the County of Suffolk with a tourism promotion agency 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:

1190

**OFFICE OF THE COUNTY LEGISLATURE**  
COUNTY OF SUFFOLK

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



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

**DATE:** JANUARY 29, 2010  
**TO:** CLERK OF THE COUNTY LEGISLATURE  
**RE:** MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

-----  
**PROPOSED LOCAL LAW YEAR 2010**

**TITLE:** I.R. NO. -2010; A LOCAL LAW TO STRENGTHEN TOURISM PROMOTION IN SUFFOLK COUNTY

**SPONSOR:** LEGISLATOR SCHNEIDERMAN

**DATE OF RECEIPT BY COUNSEL:** 1/29/10 **PUBLIC HEARING:** 3/2/10

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

Pursuant to state and county law, Suffolk County directs 24% of its hotel/motel tax revenues (but no more than \$2 million per fiscal year) to a tourism promotion agency. Presently, the County contracts with the Long Island Convention and Visitors Bureau (LICVB) to provide tourism promotion services. The LICVB directs that portion of its Suffolk County funding in excess of the amount they receive from Nassau County to the "Suffolk Specialty Fund". Monies in this fund are used solely to promote tourism within Suffolk County.

This proposed local law would codify the requirement that the County's tourism promotion agency maintain a Suffolk Specialty Fund. Additionally, this law would require that the County's contract with its tourism promotion agencies provide that only those members of the agency's board who represent Suffolk County based organizations may determine how monies in the Suffolk Specialty Fund are expended.

This law will take effective immediately upon its filing in the Office of the Secretary of State and shall apply to tourism promotion agency contracts entered into after that date.

**GEORGE NOLAN**  
Counsel to the Legislature

**GN:**

s:\rule28\28-suffolk tourism

1193

Intro. Res. No. -2010  
Introduced by Legislator Stern

Laid on Table 2/2/10

**RESOLUTION NO. -2010, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TOWN OF HUNTINGTON (SCTM NO. 0400-284.00-01.00-187.000)**

**WHEREAS**, the COUNTY OF SUFFOLK is the fee owner of a parcel of land, SCTM No. 0400-284.00-01.00-187.000, that is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

**WHEREAS**, the Town of Huntington has requested that the County of Suffolk convey to the Town the above-described parcel; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, or designee is hereby authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions provided herein to said Town of Huntington for the sum of one dollar (\$1.00); and be it further

**2<sup>nd</sup>** **RESOLVED**, that the Town of Huntington will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for open space/drainage purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Huntington, at any time, uses or attempts to use said subject parcel for other than open space/drainage purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for open space/drainage purposes; and be it further

**3<sup>rd</sup>** **RESOLVED**, that said quitclaim deed tendered by Pamela J. Greene, Director of the Division of Real Property Acquisition and Management, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above-described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

**4<sup>th</sup>** **RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further

responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1).

DATED:

APPROVED BY:

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

Date:

s:\res\2010r-72-h-town-huntington

Intro. Res. No. -2010  
Introduced by Legislator Stern

Laid on Table

**RESOLUTION NO. -2010, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TOWN OF HUNTINGTON (SCTM NO. 0400-284.00-01.00-187.000)**

**WHEREAS**, the COUNTY OF SUFFOLK is the fee owner of a parcel of land, SCTM No. 0400-284.00-01.00-187.000, that is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

**WHEREAS**, the Town of Huntington has requested that the County of Suffolk convey to the Town the above-described parcel; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, or designee is hereby authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions provided herein to said Town of Huntington for the sum of one dollar (\$1.00); and be it further

**2<sup>nd</sup>** **RESOLVED**, that the Town of Huntington will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for open space/drainage purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Huntington, at any time, uses or attempts to use said subject parcel for other than open space/drainage purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for open space/drainage purposes; and be it further

**3<sup>rd</sup>** **RESOLVED**, that said quitclaim deed tendered by Pamela J. Greene, Director of the Division of Real Property Acquisition and Management, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above-described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

**4<sup>th</sup>** **RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted therefor. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further



Intro. Res. No. 1194-10

Laid on the Table 2/2/10

Introduced by the Presiding Officer, on request of the County Executive

**RESOLUTION NO. -2010, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$764,909 FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE LONG ISLAND EXPRESSWAY HIGH OCCUPANCY VEHICLE LANE ENFORCEMENT PROGRAM IN SUFFOLK COUNTY WITH 100% SUPPORT**

**WHEREAS**, the New York State Department of Transportation (DOT) has made \$764,909 available to the Suffolk County Sheriff's Office for the continued Suffolk County enforcement efforts targeting the High Occupancy Vehicle (HOV) lane regulations on the Long Island Expressway in Suffolk County; and

**WHEREAS**, the operational period of the program is from December 19, 2008, through December 31, 2010; and

**WHEREAS**, funds have not been included in the Suffolk County Operating Budget for FY 2010; now, therefore be it

**1st RESOLVED**, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said grant funds as follows:

**REVENUES:**

Amount

115-4399-Federal Aid: LIE/HOV Enforcement Program 2010	\$611,927
115-3364-State Aid: LIE/HOV Enforcement Program 2010	\$152,982

**ORGANIZATIONS:**

Sheriff's Office (SHF)  
LIE/HOV Enforcement Program 2010  
001-SHF-3156

<u>1000-Personal Services</u>	<u>\$569,897</u>
1120-Overtime Salaries	\$569,987

<u>2000-Equipment</u>	<u>\$55,729</u>
3130-Auto Supplies	\$55,729

<u>4300 - Travel</u>	<u>\$34,466</u>
4310-Employee Miscellaneous Expense	\$21,630
4330-Travel, Employee Contracts	\$12,836

Employee Benefits (EMP)  
Retirement  
001-EMP-9010

<u>8000-Employee Benefits</u>	<u>\$96,306</u>
8280-State Retirement	\$96,306

Employee Benefits (EMP)  
Social Security  
001-EMP-9030

<u>8000-Employee Benefits</u>	<u>\$8,511</u>
8330-Social Security	\$8,511

And be it further

**2<sup>nd</sup> RESOLVED**, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the New York State Department of Transportation.

DATED:

APPROVED BY:

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION  
OFFICE OF THE COUNTY EXECUTIVE  
COUNTY OF SUFFOLK

- (1) Please limit this suggestion form to ONE proposal.
- (2) Describe in detail the benefits and need for this resolution.
- (3) Attach all pertinent backup material.

---

Submitting Department  
(Dept. Name & Location):  
**Suffolk County Sheriff's Office**  
**100 Center Drive**  
**Riverhead, N.Y. 11901-3389**

Department Contact Person  
(Name & Phone No.)  
**Chief of Staff Michael P. Sharkey**  
**(631) 852-2220**

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Resolution Involves:

Appropriation  
 Technical Amendment  
 Grant Award

Capital Project  
 New Program  
 Contract (New  Rev. )

---

**Explanation of proposed resolution.** Accepting and appropriating a grant in the amount of \$764,909 from the New York State Department of Transportation for the LIE/HOV Enforcement Program in Suffolk County with 100% support.

---

**Summary of Resolution benefits.** High Occupancy Vehicle ("HOV") lanes generally increase the person-carry capacity of highway corridors, improve efficiency and economy of public transit operations, reduce total travel time and fuel consumption and reduce urban and suburban congestions, and enforcement has been a key element in the successful operation of High Occupancy Vehicle lanes.

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____                      Charter Law _____		
2. Title of Proposed Legislation		
<b>ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$764,909 FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE LONG ISLAND EXPRESSWAY HIGH OCCUPANCY VEHICLE LANE ENFORCEMENT PROGRAM IN SUFFOLK COUNTY WITH 100% SUPPORT</b>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? <b>Yes <u>XX</u> No</b>		
5. If the answer to item 4 is "yes", on what will it impact?                      (circle appropriate category)		
<input checked="" type="radio"/> <b>County</b>	<input type="radio"/> <b>Town</b>	<input type="radio"/> <b>Economic Impact</b>
<input type="radio"/> <b>Village</b>	<input type="radio"/> <b>School District</b>	<input type="radio"/> <b>Other (Specify):</b>
<input type="radio"/> <b>Library District</b>	<input type="radio"/> <b>Fire District</b>	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
No impact. The resolution provides \$764,909 to patrol the HOV lane on the LIE.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
This program runs from December 19, 2008 through December 31, 2010.		
8. Proposed Source of Funding		
New York State Department of Transportation		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		2-1-10

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

**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COUNTY OF SUFFOLK



JAN 26 2010

OFFICE OF THE SHERIFF

VINCENT F. DEMARCO  
SHERIFF

**To:** Kenneth Crannell, Deputy County Executive  
**From:** Michael P. Sharkey, Chief of Staff *[Signature]*  
**Date:** 01/16/10  
**Re:** N.Y.S. D.O.T. Grant for LIE/HOV with 100% Support

---

As you are aware, the Sheriff's Office has been the recipient of New York State Department of Transportation funding for the LIE/HOV Enforcement Program in Suffolk County. The Draft Introductory Resolution for this grant was submitted in December 2008 for one year of funding while the County Attorney reviewed the draft contract. Since then the County has received a two year contract with an operational period from December 19, 2008 through December 31, 2010. The attached Resolution and the required supporting documentation are being submitted for your review to cover the second year portion of this Grant. This funding will enable the Sheriff's Office to continue to enhance public safety with high visibility HOV Traffic Enforcement.

An e-mail version of the resolution was sent to CE RESO REVIEW, saved under the title "Reso-Sheriff - Grant for LIE/HOV Enforcement Program".

We request that this resolution be laid on the table at your earliest convenience.

Thank you for your consideration in reviewing this draft resolution.

MPS/jfr

cc: Christopher Kent, Chief Deputy County Executive

Att.



~~8000-Employee Benefits~~  
8330-Social Security

\$8,263  
\$8,263

and be it further

**2<sup>nd</sup>** **RESOLVED**, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the New York State Department of Transportation.

DATED: December 16, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: December 22, 2008





## NYS DOT/Local Agreement - Schedule A for PIN 0228.71

<b>OSC Municipal Contract #:</b> _____	<b>Contract End Date:</b> <u>12/31/2010</u> <small>(mm/dd/yyyy)</small> <input type="checkbox"/> Check, if date changed from the last Schedule A
<b>Purpose:</b> <input checked="" type="checkbox"/> Original Standard Agreement <input type="checkbox"/> Supplemental Schedule A No.	
<b>Agreement Type:</b> <input checked="" type="checkbox"/> Locally Administered <input type="checkbox"/> State Administered	<b>Municipality/Sponsor (Contract Payee):</b> County of Suffolk <b>Other Municipality/Sponsor (if applicable):</b> _____
<small>List participating Municipality(ies) and the % of cost share for each and indicate by checkbox which Municipality this Schedule A applies.</small> <input type="checkbox"/> Municipality: _____ % of Cost share <input type="checkbox"/> Municipality: _____ % of Cost share <input type="checkbox"/> Municipality: _____ % of Cost share	

**Authorized Project Phase(s) to which this Schedule applies:**  PE/Design  ROW Incidentals  
 ROW Acquisition  Construction/CI/CS

**Work Type:** \_\_\_\_\_ **County (if different from Municipality):** \_\_\_\_\_

**Project Description**  (Check, if changed from last Schedule A): LIE HOV Police Enforcement on the Long Island  
**Additional Project Description (if required):** Expressway from Nassau/Suffolk County Line to Exit 64  
**Marchiselli Eligible**  Yes  No

**Approved Marchiselli Allocations in Legislature's Comprehensive List FOR ALL PHASES** To compute Total Costs in the last row and column, right click in each field and select "Update Field."

<small>Check box to indicate change from last Schedule A</small>	State Fiscal Year(s)	Project Phase			TOTAL
		PE/Design	ROW (RI & RA)	Construction/CI/CS	
<input type="checkbox"/>	Cumulative total for all prior SFYs	\$	\$	\$	\$ 0.00
<input type="checkbox"/>	Current SFY	\$	\$	\$	\$ 0.00
<b>Authorized Allocations to Date</b>		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**A. Summary of allocated MARCHISELLI Program Costs FOR ALL PHASES** For each PIN Fiscal Share below, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in the last row, right click in each field and select "Update Field."

PIN Fiscal Share	"Current" or "Old" entry indicator	Federal Funding Program	Total Costs	FEDERAL Participating Share and Percentage	STATE MARCHISELLI Match	LOCAL Matching Share	LOCAL DEPOSIT AMOUNT (Required only if State Administered)
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
	Current		\$	\$	\$	\$	\$
	Old		\$	\$	\$	\$	\$
<b>TOTAL CURRENT COSTS:</b>			\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00

**NYS DOT/Local Agreement – Schedule A**

**B. Summary of Other (including Non-allocated MARCHISELLI) Participating Costs FOR ALL PHASES** For each PIN Fiscal Share, show current costs on the rows indicated as "Current." Show the old costs from the previous Schedule A on the row indicated as "Old." To compute Total Current Costs in last row, right click in each field and select "Update Field."

Other PIN Fiscal Shares	'Current' or 'Old' entry indicator	Funding Source	TOTAL	Other FEDERAL	Other STATE	Other LOCAL
0228.71.32D	Current	STP	\$1,507,539.00	\$1,206,031.20	\$301,507.80	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
	Current		\$	\$	\$	\$
	Old		\$	\$	\$	\$
<b>TOTAL CURRENT COSTS</b>			<b>\$1,507,539.00</b>	<b>\$1,206,031.20</b>	<b>\$301,507.80</b>	<b>\$ 0.00</b>

**C. Total Local Deposit(s) Required for State Administered Projects** \$

**D. Total Project Costs** To compute Total Costs in the last column, right click in the field and select "Update Field."

Total FEDERAL Cost	Total STATE MARCHISELLI Cost	Total Other STATE Cost	Total LOCAL Cost	Total Costs (all sources)
\$1,206,031.20	\$	\$301507.80	\$	\$1,507,539.00

**E. Point of Contact for Questions Regarding this Schedule A (Must be completed)**  
 Name: Tom Temistokle  
 Phone No: 631-904-3010

See Agreement (or Supplemental Agreement Cover) for required contract signatures.

Contract \_\_\_\_\_

**SCHEDULE B - WORK PROGRAM AND BUDGET  
SUFFOLK COUNTY**

PIN 0228.71

Contract Term: December 19, 2008 – December 31, 2010

WORK PROGRAM TASK	METHOD & BASIS FOR COMPENSATION	UPSET AMOUNT (incl. COLA)
<p><b>Task 1: Project Management</b> Schedule and implement the Dedicated Enforcement Program. Provide monthly enforcement schedules to the Department.</p>	<p>Cost reimbursement based on hourly cost for staff at the following hourly rates, subject to an additional fringe rate:                      Administrator I – overtime rate \$57.20 per hour + fringe (16.75%)                      Senior Clerk Typist – overtime rate \$39.87 per hour + fringe (16.75%)                      Police Officer – overtime rate \$79.17 per hour + fringe (17.55%)                      Principal Account Clerk (Sheriff's Office) – overtime rate \$38.54 per hour + fringe (16.75%)                      Senior Account Clerk (Sheriff's Office) – overtime rate \$35.55 per hour + fringe (16.75%)                      Sheriff's Deputy II – overtime rate \$62.81 per hour + fringe (17.55%)</p>	<p>\$27,202                      over two years                      as follows:                      Year 1                      \$13,400                      Year 2                      \$13,802</p>
<p><b>Task 2: Enforcement</b> Provide for orderly and safe operation of the LIE HOV lanes between Nassau/Suffolk Line and Exit 64 dissuading motorists from disobeying HOV rules of operation. Provide other special HOV enforcement needs as determined by the Department including HOV-lane closure for sweeping, and extra HOV enforcement for low compliance areas.</p>	<p>Cost reimbursement based on cost per 4 hour tour of duty as follows, subject to an additional fringe rate of (17.55%); and a meal of \$12.00 where warranted:                      Sheriff's Deputy I – \$263.91 + \$44.20 + \$12 meal = \$320.11                      Sheriff's Deputy II – \$314.06 + \$52.60 + \$12 meal = \$378.66                      Police Officer – \$395.85 + \$69.47 + \$12.00 meal = \$477.32                      Sergeant – \$466.95 + \$81.95 + \$12.00 meal = \$560.90                      Lieutenant – \$519.85 + \$91.23 fringe + \$12.00 meal = \$623.08                      Captain – \$335.40 + \$58.86 fringe = \$394.26 (based on 3hrs)</p>	<p>\$1,319,358                      over two years                      as follows:                      Year 1                      \$649,930                      Year 2                      \$669,428</p>
<p><b>Task 3: Equipment Use</b> Provide reimbursement of operating costs for vehicle usage for HOV enforcement.</p>	<p>Cost reimbursement based on \$9.65 per hour of usage</p>	<p>\$106,575                      over two years                      as follows:</p>

<p><b>Task 4: Evaluation</b> In consultation with the Department, monitor, review, and evaluate the Enforcement Program. Provide monthly reports to the Department summarizing the previous month's enforcement activities, including the actual number of tours, related costs, and the number and reason for stops.</p>	<p>Cost reimbursement based on hourly cost for staff at the following hourly rates, subject to an additional fringe rate of (17.55)%: Lieutenant – overtime rate \$103.97 + \$18.25 fringe = \$122.22 p/hr</p>	<p>Year 1 \$52,500 Year 2 \$54,075</p> <p>\$27,202 over two years as follows:</p> <p>Year 1 \$13,400 Year 2 \$13,802</p>
<p><b>Task 5: Training</b> To allow Sheriff's Deputies unfamiliar with the program to be trained in HOV Lane enforcement operations by experienced Suffolk Police Dept. or other trained staff.</p>	<p>Cost reimbursement based on hourly cost for staff at the following hourly rates: Sheriff's Deputy I – overtime rate \$52.78 per hour + fringe (17.55%) Sheriff's Deputy II – overtime rate \$62.81 per hour + fringe (17.55%) Police Officer – overtime rate \$79.17 per hour + fringe (17.55%) Sergeant – overtime rate \$93.39 per hour + fringe (17.55%) Other titles not eligible for reimbursement under this task.</p>	<p>\$27,202 over two years as follows: Year 1 \$13,400 Year 2 \$13,802</p>
<p>Maximum Amount Payable 101A</p>		<p>\$1,507,539</p>

NYS DOT may interchange amounts between tasks, actually incurred by the contractor. These costs are:

- (a) The overtime rate of pay of the officer or sheriff's deputy actually utilized and as found in the labor contract in effect on the date of performance. In the event a labor contract is subsequently renewed at different rates of pay and is retroactive in scope, the Contractor may resubmit and be reimbursed at the new rate.
- (b) Actual retirement pension costs which are calculated using a multiplier of 16.90% times actual labor costs. Pension costs are sometimes adjusted retroactively by the State. The Contractor may resubmit and be reimbursed for actual cost increases that are incurred by a multiplier adjustment that is applied retroactively.
- (c) Social Security multiple of 7.65% and any subsequent increase made by federal law.

- (d) Meal allowances pursuant to labor contract and actually paid.
- (e) Mileage allowance for travel to work sites, pursuant to labor contract and actually paid.
- (f) Police vehicle use based on \$9.65 per hour assignment, as agreed by both parties as reasonable.

End of Schedule "B"

1195

Intro. Res. No. 2010

Laid on Table 2/2/10

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. - 2010 AMENDING THE 2010 OPERATING BUDGET BY TRANSFERRING FUNDS WITHIN THE PROBATION DEPARTMENT TO ENTER INTO CONTRACTUAL AGREEMENTS WITH THE LONG ISLAND ADVOCACY CENTER, INC. TO PROVIDE EDUCATIONAL ADVOCACY, ASSESSMENT AND RESOURCE SERVICES FOR THE ALTERNATIVES FOR YOUTH, PINS DIVERSION AND JD EDUCATIONAL ADVOCACY PROGRAMS.**

**WHEREAS**, the Department of Probation requested an RFP for educational advocacy, assessment and resource services for three programs; Alternatives For Youth, PINS Diversion and JD Educational Advocacy Programs to assess compliance under the New York State Education Law and provide staff resources to intervene with the child's school district to ensure that the child receives the educational services in accordance with the Education Law; and

**WHEREAS**, such services and interventions have successfully diverted youth from costly residential placement and ensured that probation youth receive every opportunity to remain in school; and

**WHEREAS**, Resolution 1264-2009, signed 12/23/09 provided Legislative Approval to contract with a sole bidder to RFP No. 09/90024, the Long Island Advocacy Center, Inc. (LIAC); and

**WHEREAS**, the budget proposals from LIAC for the Alternatives For Youth, PINS Diversion and JD Educational Advocacy Programs exceed the amounts allocated in the 2010 Operating Budget by \$48,701.00 which includes additional funds for added services to the JD Educational Advocacy Program; and

**WHEREAS**, in good faith, LIAC's budget proposals for these programs will remain the same for 2010, 2011 and 2012 with no bottom line increase over this three year period; and

**WHEREAS**, the County will receive an estimated 63.7% New York State reimbursement, based on a multiagency agreement with the Department of Social Services, for the contractual expenses of two of the three programs: Alternatives For Youth and PINS Diversion Programs; and

**WHEREAS**, there are sufficient funds in the 2010 Suffolk County Operating Budget to cover the additional cost of these contracts and the Department of Probation is requesting to transfer at total of \$48,701.00 within their 2010 Operating Budget to accommodate the contractual budget proposals requested by LIAC; now therefore, be it

**1<sup>st</sup> RESOLVED**, that the 2010 Adopted Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations:

<b>APPROPRIATIONS:</b>						
<b>FROM:</b>						
<u>FD</u>	<u>AGY</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>ACTIVITY NAME</u>	<u>AMOUNT</u>
001	PRO	3145	0000	4980	Contracted Agencies	-\$48,701
<b>TO:</b>						
<u>FD</u>	<u>AGY</u>	<u>UNIT</u>	<u>ACT</u>	<u>OBJ</u>	<u>ACTIVITY NAME</u>	<u>AMOUNT</u>
001	PRO	3145	HTY1	4980	Long Island Advocacy Center	+\$11,719
001	PRO	3140	JEB1	4980	Long Island Advocacy Center	+30,370
001	PRO	3193	HTZ1	4980	Long Island Advocacy Center	+6,612

**2<sup>nd</sup> RESOLVED**, County Executive be and hereby is authorized to execute the agreements for the Alternatives For Youth, PINS Diversion and JD Educational Advocacy Programs between Suffolk County and the Long Island Advocacy Center, Inc.

DATED:

APPROVED BY:

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

COUNTY OF SUFFOLK



Steve Levy  
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PROBATION

John K. Desmond  
DIRECTOR

MEMORANDUM

TO: Ken Crannell, Deputy County Executive  
FROM: John K. Desmond, Director of Probation   
SUBJECT: **Certificate of Necessity Resolution Request:**  
Transferring Funds for Educational Advocacy Services contracts for the Alternatives For Youth, PINS  
Diversion and JD Educational Advocacy Programs  
DATE: January 12, 2010

.....  
Enclosed is a resolution requesting a transfer of funds within the 2010 Operating Budget for the Probation Department. In order to expedite the contract process for Not-For-Profit agencies, we are requesting that a **Certificate of Necessity (CN) be submitted with this resolution.**

The Long Island Advocacy Center, Inc. (LIAC) was the sole bidder under RFP No. 09/90024. This RFP sought proposals under three distinct programs: 1.) PINS Diversion; 2.) Alternatives For Youth; and 3.) JD Educational Advocacy Programs to provide educational advocacy, assess educational compliance under the New York State Education Law and provide support services to youth to ensure that the child receives the educational services in accordance with the Education Law. These services and interventions have successfully diverted youth from costly residential placement and ensured that probation youth receive every opportunity to remain in school

Under Resolution 1264-2009, the Legislature approved contracting with this sole bidder. However, the cost proposals submitted by LIAC exceed the amounts allocated for these programs in the 2010 Operating Budget. Therefore, this resolution is requesting that the 2010 Operating Budget be amended by transferring funds in the total amount of \$48,701.00 within the Probation Department's Budget in order to prepare the three contracts with LIAC. The additional \$48,701.00 includes funds for new services requested by the RFP to the JD Educational Advocacy Program. Additionally, in good faith, LIAC's budget proposals for these programs will remain the same for 2010, 2011 and 2012 *with no bottom line increase over this three year period*. Approximately \$18,331 of the additional \$48,701 will be eligible for an estimated 63.7% New York State reimbursement.

If this resolution were processed through the 2010 resolution schedule, the resolution would not be eligible for a vote until March 2<sup>nd</sup> and then the County Executive would have 15 days to sign the resolution. Thus, this agency would not receive contracts until late March even though it submitted its proposals to the County on October 29, 2009; some five months later. This was due, in part, to the evaluation committee meeting being delayed until December 11, 2009. It is in the best interest of the County to expedite the contract process for this Not-For-Profit agency. Therefore, we request that this resolution be submitted with a CN.

If you have any questions in this regard, please do not hesitate to contact me at 2-5100 or Karlene Maimoni at 2-5133.

JKD:KM  
Enclosures (1 package)

Cc: CE RESO REVIEW (e-mail copy)  
Christopher Kent, Chief Deputy County Executive  
Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)  
Theresa Lollo, Principal Financial Analyst, Budget Office  
Evelyn Creen, Federal & State Aid Claims Unit  
James J. Golbin, Ph.D., Chief Planner  
Karlene Maimoni, Director of Program Evaluation

Alternative For Youth Program  
 Long Island Advocacy Center, Inc.  
 Proposed Budget for 1/1/10- 12/31/12  
 Revised as of 1/4/10

LINE ITEMS		Budget Period 1/1-12/31/2010	Budget Period 1/1-12/31/2011	Budget Period 1/1-12/31/2012
<b>A. PERSONNEL</b>				
A1	Project Director (\$83,000 annually @9.5%; \$329 s/m) - Milch	7,885.00	7,885.00	7,885.00
A2	Para Legal/Ed Adv (\$33,743 annually @ 90.5% time; \$1,272 s/m) - Muniz	30,529.00	30,529.00	30,529.00
A3	Para Legal/Ed Adv (\$19,282 annually @ 100% time; \$803s/m) - Spear	19,282.00	19,282.00	19,282.00
A4	Education Advocate (\$25,606 annually @100% time; \$1,067s/m) - Saltzman	25,606.00	25,606.00	25,606.00
A5	Secretary/Intake Coordinator (\$36,303annually @ 65% time;\$983 s/m)Rosenson	23,597.00	23,597.00	23,597.00
A6	Attorney (\$38,563 annually @ 100% time:\$1,607 s/m) - Gildin	38,563.00	38,563.00	38,563.00
A7	Grants Manager (\$46,865 annually @ 3% of time, \$59 s/m)Morell	1,406.00	1,406.00	1,406.00
A8	Bookkeeper/Fiscal Mgr. (\$60,610 annually @ 11.9% time; \$300 s/m) - Liu	7,210.00	7,210.00	7,210.00
	<b>Subtotal</b>	<b>154,078.00</b>	<b>154,078.00</b>	<b>154,078.00</b>
<b>B. FRINGE BENEFITS</b>				
B1	FICA (@ 7.65%)	11,774.00	11,774.00	11,774.00
B2	Health Insurance est. A2 12 mos. @432 per mo.	5,187.00	5,187.00	5,187.00
B3	Worker's Comp. Est. at .18%	277.00	277.00	277.00
B6	MTA Transportation Tax: est. at .0034%	524.00	524.00	524.00
B4	Disability est. at .20%	308.00	308.00	308.00
B5	Unemployment est. .25%	385.00	385.00	385.00
	<b>Subtotal</b>	<b>18,455.00</b>	<b>18,455.00</b>	<b>18,455.00</b>
<b>C. SUPPLIES</b>				
	Office/Consumable Supplies	4,226.00	4,226.00	4,226.00
	<b>Subtotal</b>	<b>4,226.00</b>	<b>4,226.00</b>	<b>4,226.00</b>
<b>D. FEES FOR SERVICES</b>				
D1	Auditing Services	2,000.00	2,000.00	2,000.00
D2	Payroll Processing	400.00	400.00	400.00
	<b>Subtotal</b>	<b>2,400.00</b>	<b>2,400.00</b>	<b>2,400.00</b>
<b>E. ALL OTHER EXPENSES</b>				
E1	Travel/Mileage Expense @ County approved rate)	3,000.00	3,000.00	3,000.00
E2	Telephone expense	4,000.00	4,000.00	4,000.00
E3	Postage	875.00	875.00	875.00
E4	Rental of Facility Space( app. 340 Sq ft avg. \$22 per sq ft)	7,500.00	7,500.00	7,500.00
E5	Insurance	2,250.00	2,250.00	2,250.00
E6	Dues and Subscriptions	1,000.00	1,000.00	1,000.00
E8	Equipment Rental - Copier	750.00	750.00	750.00
E9	Computer & Website Maintenance	4,000.00	4,000.00	4,000.00
	<b>Subtotal</b>	<b>23,375.00</b>	<b>23,375.00</b>	<b>23,375.00</b>
	<b>TOTAL</b>	<b>202,534.00</b>	<b>202,534.00</b>	<b>202,534.00</b>

JD Advocacy Project  
 Long Island Advocacy Center, Inc.  
 Budget Period: 1/1/10 to 12/31/12  
 Revised as of 1/4/10

LINE ITEMS	Budget Period 1/1-12/31/2010	Budget Period 1/1-12/31/2011	Budget Period 1/1-12/31/2012
<b>A PERSONNEL</b>			
A1 Project Director (\$83,000 annually @ 10.5% time; \$365 s/m) -Milch	8,755	8,755	8,755
A2 Advocacy Supervisor(\$64,705 annually @ 60% time; \$1,618s/m) - Enteen	38,823	38,823	38,823
A3 Education Attorney(\$62,285 annually @80% time; \$2,078 s/m) - Inbody	49,862	49,862	49,862
A4 Education Advocate ( \$40,480 annually @ 100% of time; \$1,687 s/m) - Trojak	40,479	40,479	40,479
A5 Education Advocate ( \$22,880 annually @ 100% of time; \$920 s/m) - New Hire	22,880	22,880	22,880
A6 Grants Manager (\$46,865 annually @ 3% of time, \$59 s/m)Morell	1,406	1,406	1,406
A7 Bookkeeper/Fiscal Mgr. (\$60,610 annually @ 11.9% time; \$300 s/m) - Liu	7,210	7,210	7,210
<b>Subtotal</b>	<b>\$169,415.00</b>	<b>\$169,415.00</b>	<b>\$169,415.00</b>
<b>B FRING BENEFITS</b>			
B1 FICA @ 7.65%	12,960	12,960	12,960
B2 Worker's Comp. est. at .18%	305	305	305
B3 Unemployment est. 0.25%	425	425	425
B4 Disability Insurance est. .2%	340	340	340
B5 MTA Transportation tax at .0034%	576	576	576
<b>Subtotal</b>	<b>\$14,606.00</b>	<b>\$14,606.00</b>	<b>\$14,606.00</b>
<b>C. SUPPLIES</b>			
Office Supplies (paper, pens, folders, etc.)	3,424	3,424	3,424
<b>Subtotal</b>	<b>3,424</b>	<b>3,424</b>	<b>3,424</b>
<b>D. FEES FOR SERVICES</b>			
D1 Auditing Services	2,000	2,000	2,000
D2 Payroll Processing	425	425	425
<b>Subtotal</b>	<b>2,425</b>	<b>2,425</b>	<b>2,425</b>
<b>F ALL OTHER EXPENSES</b>			
F1 Travel	3,000	3,000	3,000
F2 Telephone	4,200	4,200	4,200
F3 Postage	550	550	550
F4 Insurance	1,750	1,750	1,750
F5 Dues and Subscriptions	1,000	1,000	1,000
F6 Computer equipment maintenance	2,650	2,650	2,650
F7 Copier Rental/Maintenance	750	750	750
<b>Subtotal</b>	<b>\$13,900.00</b>	<b>\$13,900.00</b>	<b>\$13,900.00</b>
<b>Total</b>	<b>\$203,770.00</b>	<b>\$203,770.00</b>	<b>\$203,770.00</b>

**PINS Diversion Program Budget**  
**Long Island Advocacy Center, Inc.**  
**Proposed Budget Period 1/1/10- 12/31/12**  
 Revised as of 1/4/10

LINE ITEMS		Budget Period 1/1-12/31/2010	Budget Period 1/1-12/31/2011	Budget Period 1/1-12/31/2012
<b>A.</b>	<b>PERSONNEL</b>			
A1	Project Director (\$83,000 annually @11%; \$380.42 s/m) - Milch	9,130.00	9,130.00	9,130.00
A2	Education Specialist (\$64,704 annually @ 40% time; \$1,078.40 s/m) - Enteen	25,882.00	25,882.00	25,882.00
A3	Attorney (\$53,321 annually @80% of time; \$1,777 s/m) - Greene	42,657.00	42,657.00	42,657.00
A4	Education Advocate (\$38,919 annually @100% time; \$1,622 s/m) - Scattoreggio	38,919.00	38,919.00	38,919.00
A5	Education Specialist(\$64,150 annually @60% time; \$1,604s/m) - Buckley	38,490.00	38,490.00	38,490.00
A6	Education Advocate(\$33,990annually @ 100% time; \$1,417-Schwartz	33,990.00	33,990.00	33,990.00
A7	Secretary (\$6,304annually @21% time:\$318 s/m) - Rosenson	7,624.00	7,624.00	7,624.00
A8	Grants Manager (\$46,865 annually @ 3% of time, \$59 s/m)Morell	1,406.00	1,406.00	1,406.00
A9	Bookkeeper/Fiscal Mgr. (\$60,610 annually @ 10.5% time; \$265 s/m) - Liu	6,364.00	6,364.00	6,364.00
	<b>Subtotal</b>	<b>204,462.00</b>	<b>204,462.00</b>	<b>204,462.00</b>
<b>B.</b>	<b>FRINGE BENEFITS</b>			
B1	FICA (@ 7.65%)	15,641.34	15,641.34	15,641.34
B2	Health Insurance est. 12 mos - A3, A6/S475	11,400.00	11,400.00	11,400.00
B3	Worker's Comp Est. at .18%	375.00	375.00	375.00
B6	MTA Transportation Tax: est. at .0034%	695.00	695.00	695.00
B4	Disability @ 20%	400.00	400.00	400.00
B5	Unemployment est. .25%	500.00	500.00	500.00
	<b>Subtotal</b>	<b>29,011.34</b>	<b>29,011.34</b>	<b>29,011.34</b>
<b>C.</b>	<b>SUPPLIES</b>			
	Office/Consumable Supplies	1,805.00	1,805.00	1,805.00
	<b>Subtotal</b>	<b>1,805.00</b>	<b>1,805.00</b>	<b>1,805.00</b>
<b>E.</b>	<b>ALL OTHER EXPENSES</b>			
E1	Travel Expense @ County approved rate)	2,500.00	2,500.00	2,500.00
E2	Telephone Expense	1,000.00	1,000.00	1,000.00
E3	Postage	300.00	300.00	300.00
E4	Rental Community Space (app. 1250 sq ft avg. \$22 per sq ft)	25,000.00	25,000.00	25,000.00
E5	Insurance	1,200.00	1,200.00	1,200.00
E6	Dues and Subscriptions	600.00	600.00	600.00
E7	Payroll Accounting	400.00	400.00	400.00
E8	Equipment - Copier	600.00	600.00	600.00
E9	Equipment Repairs and Maintenance	850.00	850.00	850.00
	<b>Subtotal</b>	<b>32,450.00</b>	<b>32,450.00</b>	<b>32,450.00</b>
	<b>TOTAL</b>	<b>267,728.34</b>	<b>267,728.34</b>	<b>267,728.34</b>

STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

<b>1. Type of Legislation</b>		
Resolution <u>  X  </u> Local Law <u>      </u> Charter Law <u>      </u>		
<b>2. Title of Proposed Legislation</b>		
Amending the 2010 Operating Budget by transferring funds within the Probation Department to enter into contractual agreements with the Long Island Advocacy Center, Inc. to provide educational advocacy, assessment and resource services for the Alternatives For Youth, PINS Diversion and JD Educational Advocacy Programs.		
<b>3. Purpose of Legislation</b>		
Cost/budget proposals submitted by a sole bidder, LIAC, under RFP No. 09/90024 exceed the amounts allocated in the 2010 Operating Budget. The Department of Probation is requesting to transfer funds within the 2010 Probation Department Operating Budget in the amount of \$48,701.00 in order to prepare contracts with the Long Island Advocacy Center, Inc.		
<b>4. Will the Proposed Legislation Have a Fiscal Impact?</b> Yes <u>      </u> No <u>  X  </u>		
<b>5. If the answer to item 4 is "yes", on what will it impact?</b> (Circle appropriate category)		
County                      Town                      Economic Impact		
Village                      School District    Other (Specify):		
Library District                      Fire District		
<b>6. If the answer to item 5 is "yes", provide Detailed Explanation of Impact</b>		
<b>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision</b>		
With the requested transfer, the fiscal impact over the next three (3) years are: \$203,770 for the JD Education Advocacy Program for each calendar year from 1/1/2010-12/31/2012. \$267,728 for the PINS Diversion Program for each calendar year from 1/1/2010-12/31/2012. \$202,534 for the Alternatives For Youth Program for each calendar year from 1/1/2010-12/31/2012.		
<b>8. Proposed Source of Funding</b>		
Estimated 63.7% NYS reimbursement for the PINS Diversion and Alternatives For Youth Programs. JD Educational Advocacy will be 100% County funded.		
<b>9. Timing of Impact</b> Immediate		
<b>10. Typed Name &amp; Title of Preparer</b>	<b>11. Signature of Preparer</b>	<b>12. Date</b>
Karlene Maimoni Director of Program Evaluation	<i>Karlene Maimoni</i>	January 12, 2010

Theresa Lotto  
Principal Financial Analyst

Theresa Lotto 2/2/10

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

**GENERAL FUND**

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

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

**NOTES:**

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION  
OFFICE OF THE COUNTY EXECUTIVE  
County of Suffolk**

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

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**Submitting Department:  
(Dept. Name & Location):**

Suffolk County Probation Department  
P.O. Box 188, Yaphank Avenue  
Yaphank, New York 11980

**Department Contact Person  
(Name & Phone No.):**

John K. Desmond, Director 852-5100  
OR  
Karlene Maimoni, 852-5133  
Director Program Evaluation

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**Suggestion Involves:**

Technical Amendment

New Program

Grant Award

Contract (New  Rev. )

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

The Long Island Advocacy Center, Inc. was the sole bidder under RFP No. 09/90024. This RFP sought proposals under three distinct programs: 1.) PINS Diversion; 2.) Alternatives For Youth; and 3.) JD Educational Advocacy Programs to provide educational advocacy, assess educational compliance under the New York State Education Law and provide support services to youth to ensure that the child receives the educational services in accordance with the Education Law. Under Resolution 1264-2009, the Legislature approved contracting with this sole bidder. However, the cost proposals submitted by LIAC exceed the amounts allocated for these programs in the 2010 Operating Budget. Therefore, this resolution is requesting that the 2010 Operating Budget be amended by transferring funds in the total amount of \$48,701.00 within the Probation Department's Budget in order to prepare the three contracts with LIAC.

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

N/A

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PLEASE FILL IN REVERSE SIDE OF FORM

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Prior editions of this form are obsolete.

1196

Intro. Res. No. -2010  
Introduced by Legislator Kennedy

Laid on Table 2/2/2010

**RESOLUTION NO. -2010, AMENDING THE 2010 CAPITAL PROGRAM AND BUDGET AND APPROPRIATING FUNDS FOR THE PURCHASE OF FURNITURE AND EQUIPMENT FOR THE NEW FOURTH PRECINCT (CP 3184)**

**WHEREAS**, construction of the new Fourth Police Precinct is nearing completion and funds have not been included in the 2010 Capital Program and Budget for the purchase of furniture and equipment for the facility; and

**WHEREAS**, the existing furniture and equipment now being used for the Fourth Precinct is dilapidated and in need of replacement; and

**WHEREAS**, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$175,000 in Suffolk County Serial Bonds for the purchase of furniture and equipment for the new Fourth Police Precinct; and

**WHEREAS**, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2010 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

**1<sup>st</sup> RESOLVED**, that it is hereby determined that this project, with a priority ranking of 54 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

**2<sup>nd</sup> RESOLVED**, that the 2010 Capital Program and Budget be and is hereby amended as follows:

Project No.: 3135

Project Title: Purchase of Heavy Duty Vehicles for the Police Department

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2010 Capital Program &amp; Budget</u>	<u>Revised 2010 Capital Program &amp; Budget</u>
5.Furniture & Equipment	\$485,000	\$200,000 B	\$25,000 B
Total	\$485,000	\$200,000	\$25,000

Project No.: 3184

Project Title: Renovations, Construction & Additions to Police Precinct Buildings

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2010 Capital Program &amp; Budget</u>	<u>Revised 2010 Capital Program &amp; Budget</u>
5.Furniture & Equipment	\$325,000	\$0	\$175,000 B
Total	\$28,095,000	\$0	\$175,000

and be it further

**3<sup>rd</sup> RESOLVED**, that the proceeds of \$175,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3184.511	Purchase of Furniture & Equipment for New Fourth Police Precinct	\$175,000

and be it further

**4<sup>th</sup> RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (25) and (27), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same.

DATED:

APPROVED BY:

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

Date:

T:\BRO\4th Precinct FFE 2010.doc

1197  
Intro. Res. No. -2010 Laid on Table  
Introduced by Presiding Officer, on request of the County Executive

2/2/10

**RESOLUTION NO. -2010, ADOPTING LOCAL LAW  
NO. -2010, A LOCAL LAW AMENDING CHAPTER 424  
(SEWERS) TO WAIVE SEWER CONNECTION FEES FOR  
ECONOMIC REVITALIZATION IN URBAN RENEWAL AREAS**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2010, a proposed local law entitled, " **A LOCAL LAW AMENDING CHAPTER 424 (SEWERS) TO WAIVE SEWER CONNECTION FEES FOR ECONOMIC REVITALIZATION IN URBAN RENEWAL AREAS**" 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. -2010, SUFFOLK COUNTY, NEW YORK**

**A LOCAL LAW AMENDING CHAPTER 424 (SEWERS) TO WAIVE SEWER CONNECTION FEES FOR ECONOMIC REVITALIZATION IN URBAN RENEWAL AREAS**

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

**Section 1. Legislative Intent.**

This Legislature finds that, pursuant to Local Law 4-2007, codified in the Suffolk County Code in §424-38, the connection fee for out-of-district connections to Suffolk County Sewer Districts was raised to \$30.00 per gallon of sewage per day, representing a purchase of capacity based on both hydraulics and loading criteria. This Legislature determines that any waiver or reduction of such fee requires enactment of a Local Law.

This Legislature has authorized sewer feasibility studies to examine options for expanding sewer service to unsewered or inadequately sewer parts of the County. This Legislature recognizes that the absence of adequate sewer service in the County is the single biggest impediment to smart-growth, mixed used development and economic growth in the County.

This Legislature finds that the County Executive has hosted an historic Sewer Summit to and has brought together elected officials, business people, environmental groups and citizens to address the wastewater treatment needs of the County. This Legislature also finds that Resolution No. 1277-2007 created a Suffolk County Sewer District Assessment Request For Proposal ("RFP") Committee, and that an RFP for a comprehensive sewer study was issued on January 28, 2010.

This Legislature finds that facilitating and encouraging economic development, downtown transit-oriented development, and utilizing smart growth development policies to revitalize our most economically distressed communities will benefit all taxpayers in the County, far beyond the limits of the communities that are rehabilitated.

This Legislature also finds that municipalities should be encouraged to partner with the County by building sewage collection systems to connect their economically distressed communities to existing county sewer districts within their borders, where treatment capacity exists in those districts.

This Legislature has actively encouraged downtown beautification and renewal through Capital Projects and through the operation of Empire Zones. This Legislature finds that it has previously initiated efforts to expand the smart growth and mixed use development in Suffolk County, and has offered reduced sewer connection fees as an incentive for mixed use development and affordable housing, as early as 2003, by enacting Resolution 1104-2003.

**Section 2. Amendments.**

Chapter 424 of the Suffolk County Code is hereby amended as follows:

**CHAPTER 424  
SEWERS**

\* \* \* \*

**ARTICLE VII  
Sewer Charges, Assessments and Fees**

\* \* \* \*

§ 424-38. User charges and connection fees.

- A. The Administrator may, pursuant to § 266 of the County Law, establish a user charge system consisting of a schedule of charges for sewer service, subject to the review and approval of the Suffolk County Legislature. These charges may be in addition to or in lieu of applicable ad valorem or benefit assessments. Such charges shall be based on the estimated annual district cost of operation, maintenance and regulatory program costs and capital and improvement costs or portions thereof. The Administrator may, in accordance with said § 266 and after public notice of hearing, adopt a separate user charge system for each sewer district, subject to the review and approval of the Suffolk County Legislature. The Administrator shall impose a separate connection fee of \$30.00 per gallon per day on any user from outside the geographical boundaries of any Suffolk County Sewer District which receives approval from the County of Suffolk to connect to that pertinent Suffolk County Sewer District, said connection fee to replace the current connection fee of \$15.00 per gallon per day that is administratively imposed by any Suffolk County Sewer District via agreement with connectees. The connection fee is to represent a purchase of capacity and is based on both hydraulics and mass loading criteria.
- B. Notwithstanding the provisions of subdivision (A) of §424-38, the connection fee shall be waived where all of the following conditions are satisfied:
1. The connection agreement is with a municipality that will be building infrastructure, including a collection system: (i) to serve an urban renewal area as that term is defined by Article 15 of the General Municipal Law; (ii)

- the area to be served is an Empire Zone and (iii) the area to be served is a transit-oriented development in a downtown area with a train station; and
2. The collection system will be constructed at no cost to the County and with a capacity to be approved by the Sewer Agency, sufficient to serve future connections within and without the area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38, with no charge backs to the District; and
  3. A county sewer district exists within the municipality and capacity exists or will exist to serve the sewage treatment needs of the residential, commercial and industrial facilities within the area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38; and
  4. That all individual residential, commercial and industrial facilities within the area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38, to be included in the fee waiver, shall have applied to the Sewer Agency for formal approval to connect to the sewer district within five years of the date that the collection system is deemed operational by the sewer district, and shall have executed individual connection agreements within one year of such approval.

C. The Sewer Agency shall establish rules to implement procedures to give effect to subdivision (B) of §424-38, including but not limited to, determining the date on which the collection system shall be deemed operational.

\* \* \* \*

## **ARTICLE VIII General Provisions**

\* \* \* \*

§424-44. Connection to County sewage works required.

A. Accessibility.

1. Sewage from any building or premises shall be discharged directly into County sewage works if said building or premises is located within the boundaries of a County sewer district or within an area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38, pursuant to the Suffolk County Sanitary Code, Article 5, Section 760-502-4(b).

\* \* \* \*

### **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 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 4. 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 5. Effective Date.**

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

DATED:

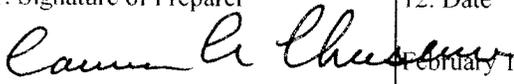
APPROVED BY:

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

Date

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		
<b>RESOLUTION NO.                      -2008, ADOPTING LOCAL LAW NO.                      -2010, A LOCAL LAW AMENDING CHAPTER 424 (SEWERS) TO WAIVE SEWER CONNECTION FEES FOR ECONOMIC REVITALIZATION IN URBAN RENEWAL AREAS</b>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
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)		
<b>County</b>	<b>Town</b>	<b>Economic Impact</b>
<b>Village</b>	<b>School District</b>	<b>Other (Specify): DAV</b>
<b>Library District</b>	<b>Fire District</b>	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
<p>The Local Law amends Chapter 424 (Sewers) to waive Sewer connection fees for Economic Revitalization in Urban Renewal Areas. The Local Law amends the law by adding subdivision (B) of §424-38 which waives the connection fee where all of the following conditions are satisfied:</p> <ol style="list-style-type: none"> <li>1. The connection agreement is with a municipality that will be building infrastructure, including a collection system: (i) to serve an urban renewal area as that term is defined by Article 15 of the General Municipal Law; (ii) the area to be served is an Empire Zone and (iii) the area to be served is a transit-oriented development in a downtown area with a train station; and</li> <li>2. The collection system will be constructed at no cost to the County and with a capacity to be approved by the Sewer Agency, sufficient to serve future connections within and without the area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38, with no charge backs to the District; and</li> <li>3. A county sewer district exists within the municipality and capacity exists or will exist to serve the sewage treatment needs of the residential, commercial and industrial facilities within the area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38; and</li> <li>4. That all individual residential, commercial and industrial facilities within the area described in subparagraphs (i), (ii) and (iii) of paragraph (1) of subdivision (B) of §424-38, to be included in the fee waiver, shall have applied to the Sewer Agency for formal approval to connect to the sewer district within five years of the date that the collection system is deemed operational by the sewer district, and shall have executed individual connection agreements within one year of such approval.</li> </ol>		

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
This resolution amends the Local Law having no costs impact to the County. As Law is applied and connection fees are waived the impact will limit the available escrow funds for improvements to the applicable sewer district.		
8. Proposed Source of Funding		
N/A		
9. Timing of Impact		
Immediate upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Carmine Chiusano Assistant Budget Director		February 1, 2010

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	\$0	\$0.00		\$0.000

**POLICE DISTRICT AND DISTRICT COURT**

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

**COMBINED**

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

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1197

**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:** February 2, 2010

**TO:** CLERK OF THE COUNTY LEGISLATURE

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

-----  
**PROPOSED LOCAL LAW YEAR 2010**

**TITLE:** I.R. NO. -2010; A LOCAL LAW AMENDING CHAPTER 424 (SEWERS) TO WAIVE SEWER CONNECTION FEES FOR ECONOMIC REVITALIZATION IN URBAN RENEWAL AREAS

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

**DATE OF RECEIPT BY COUNSEL:** 2/2/10 **PUBLIC HEARING:** 3/2/10

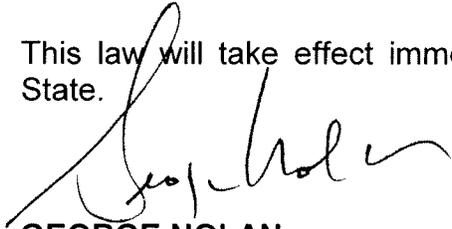
**DATE ADOPTED/NOT ADOPTED:** \_\_\_\_\_ **CERTIFIED COPY RECEIVED:** \_\_\_\_\_

This proposed local law would amend Chapter 424 of the SUFFOLK COUNTY CODE to establish a process for the waiver of sewer connection fees for urban renewal projects. The law requires that the following conditions be satisfied before connection fees are waived by the Suffolk County Sewer Agency:

1. The connection agreement is with a municipality that will be building the infrastructure, including a collection system, to: (i) serve an urban renewal area, (ii) serve an area in an Empire Zone, and (iii) the area is a transit-oriented development in a downtown area with a train station.
2. The collection system be constructed at no cost to the County and with a capacity approved by the Sewer Agency sufficient to serve future connections with no chargebacks to the district.
3. A county sewer district exists within the municipality and capacity exists or will exist to serve the sewage treatment needs of the residential, commercial and industrial facilities in the area.
4. All individual residential, commercial and industrial facilities in the area to be included in the fee waiver must have applied to the Sewer Agency for formal approval to connect to the sewer district within 5 years of the date that the collection system is deemed operational and must execute individual connection agreements within 1 year of such approval.

The Sewer Agency is authorized to establish rules and procedures for the implementation of this law.

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", written over the text of the first block.

**GEORGE NOLAN**  
**Counsel to the Legislature**

**GN:**

s:\rule28\28-sewer connection waiver revitalization

1198

Intro. Res. No. -2010  
Introduced by Legislator Schneiderman

Laid on Table 2/2/10

**RESOLUTION NO. -2010, REDUCING HOME ENERGY TAXES ON SUFFOLK COUNTY RESIDENTS**

**WHEREAS**, the New York Tax Law authorizes counties to reduce or eliminate the sales and compensating use tax rate on residential energy sources and services; and

**WHEREAS**, the County Legislature wishes to offer common-sense tax relief to residents of Suffolk County without blowing a hole in the County budget that will lead to a large property tax increase ; an

**WHEREAS**, this Legislature believes it makes sense to reduce the sales and use taxes on residential energy sources and services, at a time when the cost of fuel and gasoline is again rising all across Long Island; now, therefore, be it

**1st RESOLVED**, that Section 2-A of Resolution No. 745-1968, as amended by Resolution Nos. 813-1980, 1025-2001, and 1034-2005, is hereby amended to read as follows:

\* \* \* \* \*

**2-A. TAX RATE ON CERTAIN ENERGY SOURCES AND RELATED SERVICES**

- a.) Notwithstanding the rate of tax set forth in Section 2 of this resolution, the taxes imposed on the receipts from the retail sale of fuel oil and coal used for residential purposes; the receipts from the retail sale of wood used for residential heating purposes; and the receipts from every sale, other than for resale, of propane (except when sold in containers of less than one hundred pounds) natural gas, electricity, steam and gas, electric and steam services used for residential purposes (together, hereinafter referred to as "residential energy sources and services") shall be paid at the rate of one and one-half percent (1.5%) beginning March 1, 2011 and continuing thereafter. The provisions of this subdivision shall not apply to a sale of (i) diesel motor fuel which involves a delivery at a filling station or into a repository which is equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and (ii) enhanced diesel motor fuel except in the case of a sale of such enhanced diesel motor fuel used exclusively for residential purposes which is delivered into a storage tank which is not equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and such storage tank is attached to the heating unit burning such fuel, provided that each delivery of such fuel of over four thousand five hundred (4,500) gallons shall be evidenced by a certificate signed by the purchaser stating that the product will be used exclusively for residential purposes.
- b.) Notwithstanding the rate of tax set forth in Section 4 of this Resolution, the compensating use tax imposed by such section on the use of residential energy sources and services shall be at the rate of one and one-half percent (1.5%) for the period beginning March 1, 2011 and

continuing thereafter, of the consideration given or contracted to be given for such sources and services or for the use of such sources and services, plus the cost of transportation except where such cost is separately stated in the written contract, if any, and on the bill rendered to the purchaser. The provisions of this subdivision shall not apply to a use of (i) diesel motor fuel which involves a delivery at a filling station or into repository which is equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and (ii) enhanced diesel motor fuel except in the case of a use of such enhanced diesel motor fuel used exclusively for residential purposes which is delivered into a storage tank which is not equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and such storage tank is attached to the heating unit burning such fuel.

- c.) The rate set forth in this section for the period beginning March 1, 2011 and continuing thereafter shall apply in accordance with applicable transitional provisions of the New York Tax Law.
- d.) Where a residence is part of a multiple dwelling or other premises consisting of residential and nonresidential units, or where a portion of a residence is used for non-dwelling purposes, including the conduct of a trade or business, the same rules and regulations shall be applicable that have been established by the Commissioner of Taxation and Finance in order to allocate to such residence the portion of the sale of energy sources or services attributable to the residential portion.
- e.) If the Commissioner of Taxation and Finance has prescribed a certificate to be taken by the vendor of the energy sources or services specified in subdivision (a) of this section from the purchaser of such energy sources or services, such certificate shall be applicable for the purposes of this section. Where a certificate is required, unless such vendor shall have received such certificate in such form as the Commissioner may prescribe, signed by the purchaser and setting forth his name and address, together with such other information as the Commissioner may require, stating that the premises, for which such energy sources or services are purchased, are used solely as a residence or identifying the residential portion of premises, for which such energy sources or services are purchased, including instances where a multiple dwelling unit or other premises consist of residential and nonresidential units or where a portion of a residence is used for non-dwelling purposes, such as the conduct of a trade or business, the provisions of this section shall not apply and the tax shall be imposed at the rate provided for in sections 2 and 4 of this Resolution. No further certificate need be furnished for any subsequent purchase for such premises if the information set forth in the certificate last furnished the vendor has not materially changed, except that in the case of exempt purchases of enhanced diesel motor fuel in amounts of over forty-five hundred (4,500) gallons, a separate certificate must be furnished for each purchase;

and be it further

**2nd**           **RESOLVED**, by the County Legislature of the County of Suffolk, that this Resolution shall take effect March 1, 2011; and be it further

**3rd**           **RESOLVED**, that the Clerk of this Legislature is hereby directed to file a certified copy of this Resolution within five (5) days with the Commissioner of Taxation and Finance at the Commissioner's office in Albany (via certified mail RRR), the Suffolk County Clerk, the New York State Secretary of State, and the New York State Comptroller.

DATED:

APPROVED BY:

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

Date:

s:\reslr-reduce-home-energy-tax-Schneiderman

1199

Intro Res. No. -2010  
Introduced by Legislators Horsley and Nowick

Laid on Table 2/2/10

**RESOLUTION NO. -2010, ESTABLISHING A  
HEROIN EPIDEMIC ADVISORY PANEL**

**WHEREAS**, heroin use on Long Island has been steadily increasing over the past few years; and

**WHEREAS**, from January 2006 through August 2009, there were 181 deaths related to heroin overdoses in Suffolk County; and

**WHEREAS**, the increase in heroin use among teenagers in Suffolk County has been particularly troubling, with many communities struggling to address this issue in schools and at home; and.

**WHEREAS**, limited resources exist in Suffolk County for the treatment of heroin addiction, with no local facilities that specialize in the treatment of teenage addicts; and

**WHEREAS**, a County-wide response to the epidemic levels of heroin use is necessary to provide comprehensive local treatment options for addicts and better educate County residents about the dangers of heroin use; and

**WHEREAS**, Suffolk County should establish an advisory panel to examine the issue of heroin use and provide suggestions to better address the treatment of heroin addicts locally, as well as to improve preventative programs; now, therefore be it

**1st RESOLVED**, that a special Suffolk County Heroin Epidemic Advisory Panel is hereby created to study and analyze the use of heroin in Suffolk County, treatment and programming options available for heroin addicts in Suffolk County, and examine how Suffolk County can improve its response to heroin, including preventative programming, as well as inpatient and outpatient rehabilitation and detoxification facilities; and be it further

**2nd RESOLVED**, that this Advisory Panel shall consist of the following members:

- 1.) the Presiding Officer of the Suffolk County Legislature, or his designee, who shall serve as chair;
- 2.) the Suffolk County Executive, or his designee;

- 3.) the Chairman of the Health and Human Services Committee of the Suffolk County Legislature, or his designee;
- 4.) the Minority Leader of the Suffolk County Legislature, or his designee;
- 5.) the Commissioner of the Department of Health and Human Services, or his designee;
- 6.) a representative from the Suffolk County Health Services, Division of Community Mental Hygiene;
- 7.) a representative from the New York State Office of Alcohol and Substance Abuse Services (Long Island Field Office);
- 8.) a representative from Phoenix House;
- 9.) a representative from the Suffolk County Prevention Resource Center;
- 10.) a representative from the Seafield Treatment Center;
- 11.) a representative from South Oaks Hospital; and
- 12.) a representative from the Nassau Suffolk Hospital Council;

and be it further

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

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

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

**6th**           **RESOLVED**, that seven (7) members of the Advisory Panel shall constitute a quorum to transact the business of the Advisory Panel at both regular and special meetings; and be it further

**7th**           **RESOLVED**, that the Advisory Panel may submit requests to the County Executive and/or the County Legislature for approval for the provision of secretarial services, travel expenses, or retention of consultants to assist the Advisory Panel with such endeavors, said total expenditures not to exceed Five Thousand (\$5,000.00) per fiscal year, which services shall be subject to Legislative approval; and be it further

**8th**           **RESOLVED**, that clerical services involving the month-to-month operation of this Advisory Panel, as well as supplies and postage as necessary, will be provided by the staff of the County Department of Health and Human Services; and be it further

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

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

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

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

**13th**          **RESOLVED**, that said Advisory Panel shall issue a written report, after a comprehensive study and analysis of the increased use of heroin in Suffolk County, treatment and programming options available to heroin addicts in Suffolk County, and provide suggested improvements to Suffolk County's response to heroin through prevention programming, as well as inpatient and outpatient rehabilitation and detoxification; and be it further

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

**15th**           **RESOLVED**, that the Advisory Panel shall expire, and the terms of office of its members terminate, as of December 31, 2010 at which time the Advisory Panel shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

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

**17th**           **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

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

Date:

s:\res\heroin advisory panel