

1447
Intro. Res. No. -2012 Laid on Table 4/24/12
Introduced by the Presiding Officer, on Request of the County Executive

**RESOLUTION NO. -2012, AUTHORIZING CERTAIN
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.
211-2012**

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 211-2012; and

WHEREAS, Section C30-2 (C) of the Suffolk County Code, as adopted by Local Law No. 56-2011, specifies that the two members appointed to the Suffolk County Board of Ethics by the County Executive shall be appointed to initial terms of two years; and

WHEREAS, Resolution No. 211-2012 erroneously specified that one of the County Executive's appointments to the Board of Ethics (Richard F. Halverson) would serve for three years; and

WHEREAS, the resolution when adopted therefore contained a technical error; and

WHEREAS, the County Executive desires a technical correction to this resolution; now, therefore be it

1st RESOLVED, that the Clerk of the Legislature shall make the following technical correction:

Resolution No. 211-2012

Change 1st RESOLVED Clause:

FROM:

1st RESOLVED, that the appointment of Richard F. Halverson to the Suffolk County Board of Ethics as the County Executive's appointment is hereby approved, for a term of office to expire **three (3)** years from the effective date of this resolution; and be it further

TO:

1st RESOLVED, that the appointment of Richard F. Halverson to the Suffolk County Board of Ethics as the County Executive's appointment is hereby approved, for a term of office to expire **two (2)** years from the effective date of this resolution; and be it further

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

Intro. Res. No. 1257-2012
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 3/13/2012

**RESOLUTION NO. 211 -2012, APPOINTING MEMBER OF
THE SUFFOLK COUNTY BOARD OF ETHICS (RICHARD F.
HALVERSON)**

WHEREAS, Local Law No. 56-2011 established a new Suffolk County Board of Ethics to administer and enforce the County's conflict of interest and disclosure rules; and

WHEREAS, Pursuant to Local Law No. 56-2011, the County Executive appoints two (2) members to the Board of Ethics, subject to legislative approval; and

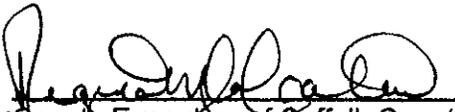
WHEREAS, County Executive Bellone has nominated Richard F. Halverson to serve as a member of the Board of Ethics; now, therefore be it

1st **RESOLVED**, that the appointment of Richard F. Halverson to the Suffolk County Board of Ethics as the County Executive's appointment is hereby approved, for a term of office to expire three (3) years from the effective date of this resolution; and be it further

2nd **RESOLVED**, that 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 27 of the NEW YORK CODE OF RULES AND REGULATIONS (NYCRR) and within the meaning of section 8-0109(2) of the New York Environmental Law as a promulgation of regulations, rule, 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: **MAR 27 2012**

APPROVED BY:


Chief Deputy County Executive of Suffolk County

Date: 4/6/12

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on March 27, 2012 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube

Clerk of the Legislature

Intro. Res. 1257

Res. No. 211

March 27, 2012

Motion:

Romaine, Schneiderman, Browning, Muratore, Anker
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Anker
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

Second:

Romaine, Schneiderman, Browning, Muratore, Anker
 Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Spencer

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
5	Kara HAHN					
6	Sarah S. ANKER					
7	Rob CALARCO					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	William SPENCER					
14	Wayne R. HORSLEY, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	17	1	1	1	1

MOTION	
<input checked="" type="checkbox"/>	Approve
<input type="checkbox"/>	Table: _____
<input type="checkbox"/>	Send To Committee
<input type="checkbox"/>	Table Subject To Call
<input type="checkbox"/>	Lay On The Table
<input type="checkbox"/>	Discharge
<input type="checkbox"/>	Take Out of Order
<input type="checkbox"/>	Reconsider
<input type="checkbox"/>	Waive Rule _____
<input type="checkbox"/>	Override Veto
<input type="checkbox"/>	Close
<input type="checkbox"/>	Recess
APPROVED <input checked="" type="checkbox"/>	FAILED <input type="checkbox"/>
No Motion <input type="checkbox"/>	No Second <input type="checkbox"/>

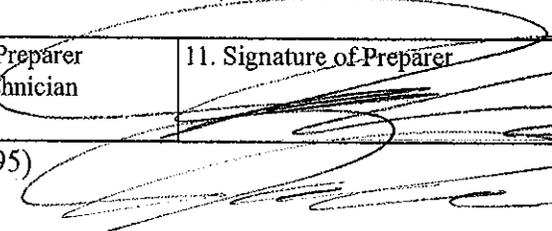
RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
<input type="checkbox"/> NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call Voice Vote

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 APPOINTING MEMBER OF THE SUFFOLK COUNTY BOARD OF ETHICS (RICHARD F. HALVERSON)		
3. Purpose of Proposed Legislation See 2. above		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No <input checked="" type="checkbox"/>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
8. Proposed Source of Funding 2012 Operating Budget- Funding already included in the Operating Budget		
9. Timing of Impact Upon adoption of the resolution		
10. Typed Name & Title of Preparer Jacqueline Mall, Budget Technician	11. Signature of Preparer 	12. Date 2/29/12

SCIN FORM 175b (10/95)

4/18/12

**FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:

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

1448

Intro. Res. No. -2012
Introduced by Legislator Romaine

Laid on Table 4/24/12

**RESOLUTION NO. -2012, AUTHORIZING THE DRILLING
OF WELLS ON COUNTY PARKLAND FOR FIREFIGHTING
PURPOSES**

WHEREAS, due to a mild winter and dry spring, Suffolk County is suffering from a severe drought, with conditions ripe for wild fires; and

WHEREAS, two major wild fires occurred in the Pine Barrens region in the past week, with more than 1,200 acres burned; and

WHEREAS, the County owns a large quantity of parkland in the areas most likely to be affected by wild fires; and

WHEREAS, the Department of Health Services, Office of Water Resources maintains a well drilling unit which can install wells that can provide up to 400 gallons of water per-minute; and

WHEREAS, the Office of Water Resources has identified potential areas for fire wells; and

WHEREAS, given the current conditions, it would be prudent for the County to install wells on County property in the Pine Barrens and other areas of the County that are vulnerable to wild fires; and

WHEREAS, the Department of Health Services should work collaboratively with the Department of Parks, Recreation and Conservation, and the Department of Fire, Rescue and Emergency Services to select specific sites where wells will be installed for firefighting purposes; now, therefore be it

1st RESOLVED, that the Department of Health Services is hereby authorized empowered and directed to drill fire wells on County park properties to aid firefighters battling wild fires; and be it further

2nd RESOLVED, the Department of Health Services is further directed to work collaboratively with the Department of Parks, Recreation and Conservation and the Department of Fire, Rescue and Emergency Services to identify the specific locations for the fire wells within County parkland; and be it further

3rd RESOLVED, that the Department of Health Services is further authorized to, at its discretion, install fire wells on land owned by other municipalities or private owners with the written consent of the landowner; and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency

administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-well drilling firefighting

1449

Introductory Resolution No. -2012
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 4/24/12

RESOLUTION NO. - 2012, ACCEPTING AND APPROPRIATING A GRANT AWARD FROM THE NATIONAL SCIENCE FOUNDATION FOR AN ADVANCED TECHNOLOGICAL EDUCATION PROJECT ENTITLED "LIGHTES-LEADING INNOVATION THROUGH GREEN HIGH TECH ENGINEERING & SUSTAINABILITY" 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College (SCCC) has received a grant award from the National Science Foundation (NSF), in the amount of \$200,000, including indirect costs, for an Advanced Technological Education (ATE) project entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability" for the period of April 15, 2012 through March 31, 2015; and

WHEREAS, the program will create new and revised Alternative Energy/Green Technology courses to enrich the Electrical Technology and Engineering Science degree programs at SCCC, develop a sequence of articulated Green Technology teaching and learning experiences that reach from high school to the baccalaureate level on Long Island, thus increasing the pool of skilled ATE graduates in green/sustainable technology careers, and collaborate with NSF ATE Green Tech grantee, Bristol Community College; and

WHEREAS, no matching funds are required; and

WHEREAS, due to the start date of this project, it is necessary that this resolution be approved in anticipation of the acceptance of the grant by the Board of Trustees of Suffolk County Community College; and

WHEREAS, the College anticipates spending the \$200,000, including indirect costs, in accordance with the terms of said grant award before March 31, 2015; now therefore be it

1st RESOLVED, that said grant award, in the amount of \$200,000, including \$51,372 in indirect costs, from the National Science Foundation, for an Advanced Technological Education project entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability", be accepted and appropriated for the operation of the program as follows:

<u>REVENUES:</u>	<u>AMOUNT:</u>
Federal Grant- NSF ATE: LIGHTES: GC74-GC7412-544250-G000	\$ 200,000
 <u>APPROPRIATIONS:</u>	 <u>AMOUNT:</u>
NSF ATE LIGHTES 11-12: GC74-GC7412	\$ 148,628

Suffolk County Community College
NSF ATE: LIGHTES
GC74-GC7412

<u>611000-Personal Services</u>	<u>\$97,399</u>
611570-Full-time Overload	97,399
<u>628000-Employee Benefits</u>	<u>\$19,479</u>
628100-State Teachers Retirement	2,344
628160-TIAA-CREF Retirement	6,977
628280-State Retirement	2,707
628330-Social Security	7,451
<u>713000-Non-personnel Expenditures</u>	<u>\$ 2,050</u>
713040-Outside Printing	1,730
713100-Instructional Supplies	320
<u>714300-Travel</u>	<u>\$ 4,260</u>
714350-Travel: College Business	4,260
<u>714500-Contractual</u>	<u>\$25,440</u>
714560-Fees for Service	25,440

DATED:

APPROVED BY:

County Executive of Suffolk County

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		
<p>ACCEPTING AND APPROPRIATING A GRANT AWARD FROM THE NATIONAL SCIENCE FOUNDATION FOR AN ADVANCED TECHNOLOGICAL EDUCATION PROJECT ENTITLED "LIGHTES-LEADING INNOVATION THROUGH GREEN HIGH TECH ENGINEERING & SUSTAINABILITY" 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE</p>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes XX No		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
Grant funds totaling \$200,000 for an advanced technological education project.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
Funding must be expended between April 15, 2012 and March 31, 2015.		
8. Proposed Source of Funding		
National Science Foundation		
9. Timing of Impact		
THE RESOLUTION IS EFFECTIVE UPON ADOPTION.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		4/19/12

**FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:

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

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Accepting and Appropriating a Grant Award from the National Science Foundation for an Advanced Technological Education Project Entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability" 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation

To accept and appropriate a grant award from the National Science Foundation, in the amount of \$200,000, including indirect costs, for an Advanced Technological Education project entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability" during the 2011-2012 fiscal year and completing during the 2014-2015 fiscal year.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes ___ No X

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

County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	

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

\$200,000, including \$51,372 in indirect costs, from the National Science Foundation will provide for operating costs for an Advanced Technological Education project entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability" during the 2011-2012 fiscal year and completing during the 2014-2015 fiscal year.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.

Not Applicable

8. Proposed Source of Funding:

National Science Foundation
Division of Undergraduate Education
Advanced Technological Education

9. Timing of Impact:

April 15, 2012 through March 31, 2015

10. Typed Name & Title of Preparer

Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer

12. Date

April 10, 2012



Office of the President

April 12, 2012

Mr. Ben Zwirn
Director of Intergovernmental Relations
Suffolk County Executive Office
P.O. Box 6100
Hauppauge, New York 11788

Dear Mr. Zwirn:

Suffolk County Community College respectfully requests that the attached resolution be considered for a Certificate of Necessity at the May 8, 2012 meeting of the Suffolk County Legislature. This resolution will be considered by the SCCC Board of Trustees at its meeting on April 19, 2012.

This resolution accepts a prestigious grant award from the National Science Foundation's Advanced Technological Education (NSF-ATE) program in the amount of \$200,000. The grant will enable SCCC to build upon its current POWER renewable energy training grant from the U.S. Department of Labor, as well as our highly successful NSF-STEM collaborations with regional high schools, the College of Engineering at Stony Brook University, and Brookhaven National Laboratory. This NSF-ATE project will create a new Green and Sustainable Energy option in the Engineering Technologies degree program at SCCC, engage a great number of SCCC and high school STEM students in Green and Sustainable Energy learning and career exposure, and help SCCC adapt and integrate Green and Sustainable Energy curricula and best practices.

If you should require additional information, please do not hesitate to contact Dr. Christopher Adams at (631) 451-4118.

Thank you in advance for your consideration of this request.

Sincerely,

Shaun L. McKay
President

Cc: Deputy County Executive Jon Schneider
Mr. Tom Vaughn, Special Projects Coordinator

Central Administration
633 College Road
Selden, NY 11784-2899
(831) 481-4112

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

Grant Campus
Crooked Hill Road
Brentwood, NY 11717-1092
(631) 851-8700

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

**RESOLUTION NO. 2012.39 ACCEPTING A GRANT AWARD FOR A
NATIONAL SCIENCE FOUNDATION LIGHTES PROJECT**

WHEREAS, Suffolk County Community College (SCCC) has received a three-year grant award from the National Science Foundation (NSF), in the amount of \$200,000, including indirect costs, for an Advanced Technological Education (ATE) project entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability", for the period of April 15, 2012 through March 31, 2015, and

WHEREAS, the program will create new and revised Alternative Energy/Green Technology courses to enrich the Electrical Technology and Engineering Science degree programs at SCCC, develop a sequence of articulated Green Technology teaching and learning experiences that reach from high school to the baccalaureate level on Long Island, thus increasing the pool of skilled ATE graduates in green/sustainable technology careers, and collaborate with NSF ATE Green Tech grantee, Bristol Community College (BCC), and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that a grant award, in the amount of \$200,000, including indirect costs, from the National Science Foundation, for an Advanced Technological Education project entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability" during the 2011-2012 fiscal year, and completing during the 2014-2015 fiscal year, is hereby accepted, and the College president or his designee is authorized to execute a contract with the administering agency.

Project Director: Peter Maritato, Academic Chair, Engineering/Technology

Note: No full-time personnel
No in-kind contribution

Board of Trustees Meeting
Date: April 19, 2012

ABSTRACT

Grant Proposal _____ Grant Award X

Funding Source National Science Foundation,
Division of Undergraduate Education
Advanced Technological Education

Project Title: LIGHTES-Leading Innovation through Green High Tech
Engineering & Sustainability

Project Director: Peter Maritato, Academic Chair, Engineering/Technology

Project Period: April 15, 2012 through March 31, 2015

Campus: College-wide

Amount of Award: \$ 200,000

Match/Fees: none.

Total Program Budget: \$ 200,000

In-kind Contribution: none

Full-Time Positions/Reassigned Time: none

No. of Students to be Served: 240 Undergraduate students
215 Pre-college students

Type of Student to be Served: Science, Technology, Engineering
and Math Students (STEM)

Description of Project:

Building upon the College's current POWER green/renewable energy grant from the U.S. Department of Labor and highly successful NSF-STEM collaborations with five regional high schools, the College of Engineering at Stony Brook University, and Brookhaven National Laboratory, the goals of the LIGHTES project are to 1) create a new Green and Sustainable Energy option in the Engineering Technologies at SCCC; 2) engage and interest a greater number of SCCC STEM students and greater numbers of STEM high school teachers and their students in new Green and Sustainable Energy learning, career exposure and career development experiences; and 3) collaborate with regional institutions of higher education, ATE grantees, and other organizations and associations to help SCCC adapt and integrate Green and Sustainable Energy curricula and best practices.



National Science Foundation
WHERE DISCOVERIES BEGIN

SEARCH

NSF Web Site

Award Abstract #1205025

LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability

NSF Org: DUE
Division of Undergraduate Education

Initial Amendment Date: April 9, 2012

Latest Amendment Date: April 9, 2012

Award Number: 1205025

Award Instrument: Standard Grant

Program Manager: Elizabeth Teles
DUE Division of Undergraduate Education
EHR Directorate for Education & Human Resources

Start Date: April 15, 2012

Expires: March 31, 2015 (Estimated)

Awarded Amount to Date: \$200000

Investigator(s): Peter Maritato maritap@sunysuffolk.edu(Principal Investigator)
Nina Leonhardt (Co-Principal Investigator)
Luckner Jerome (Co-Principal Investigator)
Wesley Francillon (Co-Principal Investigator)

Sponsor: Suffolk Community College
533 College Road
Selden, NY 11784 631/451-4076

NSF Program(s): ADVANCED TECH EDUCATION PROG

Field Application(s):

Program Reference Code(s): SMET, 9178, 1032

Program Element Code(s): 7412

ABSTRACT

Building upon the current green/renewable energy grant from the U.S. Department of Labor and the highly successful NSF S-STEM Scholars Program, the Leading Innovation through Green High Tech Engineering & Sustainability (LIGHTES) project is enhancing and expanding ongoing science, technology, engineering, and mathematics (STEM) collaborations with five regional high schools, the College of Engineering at Stony Brook University (SBU), and Brookhaven National Laboratory (BNL). The goals of

the LIGHTES project are to: (1) create new and revised alternative energy/green technology courses to enrich the Electrical Technology (ELT) and Engineering Science (ENS) degree programs; (2) develop a sequence of articulated green technology teaching and learning experiences that reach from high school to the baccalaureate level on Long Island, thus increasing the pool of skilled ATE graduates for green/sustainable technology careers; and (3) collaborate with NSF ATE green technology grantee, Bristol Community College (BCC), to establish a community of practice.

The collaborative activities with BCC are: (1) designing new alternative energy/green technology associate degree options by developing four new ELT and ENS courses and modifying four existing ELT and one ENS course; (2) forming a community of practice among STEM faculty at both institutions; (3) mentoring high school science and technology teachers at regional high schools using green technology workshops; (4) providing new student internships at BNL and SBU; (5) creating new pipeline activities among engineering faculty at the college, SBU and Hofstra University; and (6) integrating green technology education with the S-STEM college scholarships award.

Intellectual Merit: The project is using or adapting existing exemplary green technology, energy, and sustainability curricula developed by BCC and other NSF- and Department of Energy (DOE) -validated sources. Curricula are being developed by an experienced interdisciplinary team of engineering science, engineering technology, and mathematics faculty and validated by an Advisory Board comprised of scientists, academic faculty, and industry representatives. Curriculum, activity, and exercise methods are being guided by evidence-based practices including inquiry-based and problem-based learning.

Broader Impacts: In keeping with national trends, New York State (NYS) is stepping up its commitment to green industrial growth. Approximately 50% of the 250 green businesses operating in NYS are located in the metropolitan New York City/Long Island area. A well-articulated pipeline from high school to baccalaureate degree-granting institutions is needed to engage greater numbers of STEM students to meet current and future local and national workforce needs in green and sustainable energy. The college is establishing a community of practice with BCC, creating a new 2+2+2 STEM pipeline in the Long Island region guided by a regional Advisory Board, engaging high school teachers and students in LIGHTES activities, and disseminating the project results at national ATE conferences. A peer-reviewed publication is planned to disseminate results and add to the STEM education knowledge base.

Please report errors in award information by writing to:
awardsearch@nsf.gov.



The National Science Foundation, 4201 Wilson Boulevard, Arlington, Virginia 22230, USA
Tel: (703) 292-5111, FIRS: (800) 877-8339 | TDD: (800) 281-8749

Last Updated: April 2, 2007

Deborah Lesser

From: Shaun McKay
Sent: Monday, April 09, 2012 1:18 PM
To: William Tucker; Peter Maritato; Nina Leonhardt; Margery Oldfield; Lori Ann Taggart; Luckner J Jerome; Wesley Francillon; Mary Feder; Christopher Adams
Cc: Carla Mazzarelli; Mary Lou Araneo; Deborah Lesser; James Amoroso; Louis Petrizzo
Subject: FW: Award Id : 1205025, PI: Maritato

Colleagues,

Please see the following great news on your most recent grant application. On behalf of the entire college community, I want to take this opportunity to thank you for your work in securing this very significant grant! This is a first step and I know that another application will be submitted for the larger grant mid-way through this award period. Kudos to all involved!!

Best Regards,
Shaun

-----Original Message-----

From: jmadigan@nsf.gov [mailto:jmadigan@nsf.gov]
Sent: Monday, April 09, 2012 12:05 PM
To: Shaun McKay
Cc: dgaawd@nsf.gov; jsellers@nsf.gov; ejteles@nsf.gov
Subject: Award Id : 1205025, PI: Maritato

Award Date: April 9, 2012
Award No. DUE-1205025
Proposal No. DUE-1205025

Shaun L. McKay
President
Suffolk Community College
533 College Road
Selden, NY 11784-2899

Dear Dr. McKay

The National Science Foundation hereby awards a grant of \$200,000 to Suffolk Community College for support of the project described in the proposal referenced above .

This project, entitled "LIGHTES-Leading Innovation through Green High Tech Engineering & Sustainability," is under the direction of Peter J. Maritato, Luckner J. Jerome, Nina A. Leonhardt, Wesley Francillon.

This award is effective April 15, 2012 and expires March 31, 2015.

This grant is awarded pursuant to the authority of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-75) and is subject to Research Terms and Conditions (RTC), dated June 2011, and NSF RTC Agency Specific Requirements, dated February 1, 2012, available at <http://www.nsf.gov/awards/managing/rtc.jsp>.

This award is subject to the Federal Funding Accountability and Transparency Act (FFATA) award term entitled, Reporting Subawards and Executive Compensation, which has been incorporated into the NSF Terms and Conditions referenced above.

If the awardee has any questions related to the pre-populated data associated with this award in the FFATA Subaward Reporting System, such questions should be submitted to: FFATAREporting@nsf.gov or by phone to: (800) 673-6188.

This award is subject to the provisions of NSF 11-692, Advanced Technological Education program (ATE).

Funds provided for participant support may not be diverted by the awardee to other categories of expense without the prior written approval of the cognizant NSF Program Officer. Since participant support cost is not a normal account classification, the awardee organization must be able to separately identify participant support costs. It is highly recommended that separate accounts, sub-accounts, sub-task, or sub-ledgers be established to accumulate these costs. The awardee should have written policies and procedures to segregate participant support costs.

The attached budget indicates the amounts, by categories, on which NSF has based its support.

Please view the project reporting requirements for this award at the following web address [<https://www.fastlane.nsf.gov/researchadmin/prsLoginHome.do?awdID=1205025>].

The cognizant NSF program official for this grant is Elizabeth Teles, (703) 292-8670
The cognizant NSF grants official contact is LeVar Rashawn Farris, (703) 292-2187.

Sincerely,

Jason M. Madigan
Grants and Agreements Officer

CFDA No. 47.076
mckays@sunysuffolk.edu

DUE-1205025 000
SUMMARY PROPOSAL BUDGET

Person MOS	Funds			
	cal	acad	sumr	granted By NSF
A. (17.00) Total Senior personnel	0.00	0.00	8.16	\$97,399
B. Other Personnel				
1. (0.00) Post Doctoral associates	0.00	0.00	0.00	\$0
2. (0.00) Other professionals	0.00	0.00	0.00	\$0
3. (0.00) Graduate students				\$0

4. (0.00) Secretarial-clerical	\$0	
5. (0.00) Undergraduate students		\$0
6. (0.00) Other	\$0	
Total salaries and wages (A+B)		\$97,399
C. Fringe benefits (if charged as direct cost)		\$19,479
Total salaries wages and fringes (A+B+C)		\$116,878
D. Total permanent equipment		\$0
E. Travel		
1. Domestic	\$4,260	
2. Foreign	\$0	
F. Total participant support costs		\$13,440
G. Other direct costs		
1. Materials and supplies	\$2,050	
2. Publication costs/page charges	\$0	
3. Consultant services	\$12,000	
4. Computer (ADPE) services	\$0	
5. Subcontracts	\$0	
6. Other	\$0	
Total other direct costs		\$14,050
H. Total direct costs (A through G)		\$148,628
I. Total indirect costs		\$51,372
J. Total direct and indirect costs (H+I)		\$200,000
K. Residual funds / Small business fee		
1. Residual funds (if for further support of current projects AAG I.D.2 and I.D.3)		\$0
2. Small business fee	\$0	
L. Amount of this request (J) or (J-K1+K2)		\$200,000
M. Cost sharing	\$0	

1450

Intro. Res. No. -2012
Introduced by Legislator Kennedy

Laid on Table 4/24/12

**RESOLUTION NO. -2012, AUTHORIZING TRANSFER OF
SURPLUS COUNTY MONITORS TO RSVP**

WHEREAS, the Suffolk County Department of Information Technology has submitted to the Purchasing Department a list of surplus flat panel monitors; and

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

WHEREAS, RSVP has requested the donation of seventy-four (74) flat panel monitors from the County; and

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

1st ~~RESOLVED~~, that the Suffolk County Department of Information Technology is hereby authorized, empowered, and directed, to transfer the following surplus equipment to the following organization, for use within its facilities for nominal consideration:

TO:
RSVP
811 West Jericho Turnpike, Suite 103W
Smithtown, NY 11787
Contact Person: Joel Becker
631-979-9490

ITEMS REQUESTED:
74 Monitors (Attached in Exhibit "A")

and be it further

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

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

4th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

Make	Model	S/N	
Gateway	FPD1730	MUL7007G0006598	
Gateway	FPD1730	MUL7007G0006591	
Gateway	FPD1730	MUL7007G0006595	
Gateway	FPD1730	MUL7007G0006590	
Gateway	FPD1730	MUL7007G0001730	
Gateway	FPD1730	MUL7007G0006606	
Gateway	FPD1730	TL819A438069760	
Gateway	FPD1730	TL819A439071978	
Gateway	FPD1730	TL819A439071753	
Gateway	FPD1730	TL819A439072012	
DELL	1707FPT	CN-0CC280-71618-631-ACYY	
DELL	1707FPT	CN-0CC280-71618-631-ACYS	
DELL	1707FPT	CN-0CC280-71618-6AI-BGCH	
DELL	1707FPT	CN-0CC280-71618-6AI-BG9J	
DELL	1707FPT	CN-0CC280-71618-6AI-BG9W	
DELL	1707FPT	CN-0CC280-71618-6AI-BG3K	
DELL	1707FPT	CN-0CC280-71618-631-ACYK	
DELL	1707FPT	CN-0CC280-71618-631-AAQX	
DELL	1707FPT	CN-0CC280-71618-631-AAPD	
DELL	1707FPT	CN-0CC280-71618-631-ACYT	
DELL	1707FPT	CN-0CC280-71618-631-ACYN	
DELL	1707FPT	CN-0CC280-71618-631-AASS	
DELL	1707FPT	CN-0CC280-71618-631-AAPJ	
DELL	1707FPT	CN-0CC280-71618-631-AAPE	
DELL	1707FPT	CN-0CC280-71618-631-ACY8	
DELL	1707FPT	CN-0CC280-71618-631-AAQJ	
DELL	1707FPT	CN-0CC280-71618-631-AAP7	
DELL	1707FPT	CN-0CC280-71618-631-AARH	
DELL	1707FPT	CN-0CC280-71618-631-AAPK	
DELL	1707FPT	CN-0CC280-71618-631-AAR6	
DELL	1707FPT	CN-0CC280-71618-6AI-BG95	
DELL	1707FPT	CN-0CC280-71618-6AI-BGAX	
DELL	1707FPT	CN-0CC280-71618-6AI-BG8V	
DELL	1707FPT	CN-0CC280-71618-6AI-BG8Z	
DELL	1707FPT	CN-0CC280-71618-6AI-BG85	
DELL	1707FPT	CN-0CC280-71618-6AI-BG84	
DELL	1707FPT	CN-0CC280-71618-6AI-BG3B	
DELL	1707FPT	CN-0CC280-71618-6AI-BG6E	
DELL	1707FPT	CN-0CC280-71618-6AI-BG5Y	
DELL	1707FPT	CN-0CC280-71618-6AI-BG6M	
DELL	1707FPT	CN-0CC280-71618-6AI-BG3A	

DELL	1707FPT	CN-0CC280-71618-6AI-BG38	
DELL	1707FPT	CN-0CC280-71618-6AI-BG6J	
DELL	1707FPT	CN-0CC280-71618-6AI-BGCM	
DELL	1707FPT	CN-0CC280-71618-6AI-BGDH	
DELL	1707FPT	CN-0CC280-71618-6AI-BG8Q	
DELL	1707FPT	CN-0CC280-71618-6AI-BGDW	
DELL	1707FPT	CN-0CC280-71618-6AI-BG9D	
DELL	1707FPT	CN-0CC280-71618-6AI-BGAW	
DELL	1707FPT	CN-0CC280-71618-6AI-BG46	
DELL	1707FPT	CN-0CC280-71618-6AI-BGB4	
DELL	1707FPT	CN-0CC280-71618-6AI-BGB0	
DELL	1707FPT	CN-0CC280-71618-6AI-BO9K	
DELL	1707FPT	CN-0CC280-71618-6AI-BGCN	
DELL	1707FPT	CN-0CC280-71618-6AI-BG8D	
DELL	1707FPT	CN-0CC280-71618-6AI-BG9M	
DELL	1707FPT	CN-0CC280-71618-6AI-BGAS	
DELL	1707FPT	CN-0CC280-71618-642-AET2	
DELL	1707FPT	CN-0CC280-71618-642-AET0	
DELL	1707FPT	CN-0CC280-71618-642-AET1	
DELL	1707FPT	CN-0CC280-71618-642-AEYC	
DELL	1707FPT	CN-0CC352-64180-63F-1CUC	
DELL	1708FPT	CN-0KU789-71618-78L-A203	
DELL	1708FPT	CN-0KU789-71618-78L-AB68	
DELL	1708FPT	CN-0KU789-71618-78L-A207	
DELL	1704FPVS	MX-0H6304-47605-55K-AP92	
DELL	1704FPVS	MX-0H6304-47605-55K-AP8Y	
DELL	1704FPVS	MX-0H6304-47605-52S-A5FX	
DELL	1704FPVS	MY-0H6304-47603-55R-AET7	
DELL	1704FPVS	MY-0H6304-47603-55R-AETK	
DELL	E171FP	MX-08R339-47605-34H-AWQM	
DELL	1703FPS	MX-024311-47605-456-AYSM	
DELL	1702FP	MX-08Q152-47605-256-AH4U	
DELL	1704FPVT	CN-0J6642-71618-55K-AC78	

1451

Intro. Res. No. -2012
Introduced by Legislator Schneiderman

Laid on Table 4/24/12

**RESOLUTION NO. -2012, RENAMING THE COUNTY
PARK IN MONTAUK AND DESIGNATING THE THIRD HOUSE**

WHEREAS, Resolution No. 1170-1997 renamed Montauk County Park as President Theodore Roosevelt County Park to honor President Roosevelt and to recognize the time he spent in the area during the quarantine of the Rough Riders after the Spanish-American War; and

WHEREAS, the Native American Montauk tribe were the original settlers of the East End of Long Island; and

WHEREAS, the Suffolk County Parks Board of Trustees has recommended that the name of President Theodore Roosevelt County Park be changed to honor the Montauk tribe as the County's first inhabitants; and

~~**WHEREAS**, in keeping with the determination of the Parks Trustees and in recognition of the important role the Montauk tribe played in the history of Suffolk County, this Legislature determines that the original name of the County park should be reinstated; and~~

WHEREAS, the third house built in Montauk is located in the County park and is known colloquially as "Third House"; and

WHEREAS, the Parks Trustees have also determined that this house should be officially designated as Third House to preserve and honor its historic significance; and

WHEREAS, to ensure that President Theodore Roosevelt's time spent in Montauk continues to be recognized at the County Park, the main room in Third House should be named the President Theodore Roosevelt Room; now, therefore be it

1st RESOLVED, that Resolution No. 1170-1997 is hereby repealed in its entirety; and be it further

2nd RESOLVED, that pursuant to Section 215(1) of New York County Law, the President Theodore Roosevelt County Park is hereby renamed Montauk County Park; and be it further

3rd RESOLVED, that pursuant to Section 215(1) of New York County Law the structure located in the County park commonly referred to as "Third House" is hereby officially designated the Third House; and be it further

4th RESOLVED, that pursuant to Section 215(1) of New York County Law the main room located in Third House is hereby named the President Theodore Roosevelt Room; and be it further

5th RESOLVED, that the Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed to take all actions necessary to effectuate these namings and dedications; and be it further

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-rename Roosevelt county park Montauk county park

1453

Intro. Res. No. -2012
Introduced by Legislator

Kennedy

Laid on Table 4/24/12

**RESOLUTION NO. -2012, AUTHORIZING RETIREMENT
INCENTIVE FOR ALL COUNTY BARGAINING UNITS**

WHEREAS, the County Executive has reached agreements with the Suffolk County Police Benevolent Association ("PBA"), the Suffolk County Superior Officers Association ("SOA") and the Suffolk Detectives Association ("SDA") that will prevent the abolition of 38 sworn positions in the Police Department; and;

WHEREAS, these agreements offered an incentive to members of the PBA, SOA and the SDA who retired from County service on or before April 30, 2012; and

WHEREAS, members of other bargaining units should be offered a similar incentive to leave the County payroll with the goal of reducing layoffs; now, therefore be it

1st RESOLVED, that the Director of Personnel and Labor Relations is hereby authorized and empowered to extend to all County bargaining units the same or similar retirement incentive that was negotiated with the PBA, SOA and SDA; and be it further

2nd RESOLVED, that said incentive will be offered to any employee, otherwise eligible to retire, who voluntary separates from County service between June 1, 2012 and June 30, 2012; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

Intro. Reso. No. 1454-12
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 4/24/12

**RESOLUTION NO. -2012, APPROPRIATING FUNDS
IN CONNECTION WITH THE PALM AFIS (AUTOMATED FINGERPRINT
IDENTIFICATION SYSTEM) (CP 3503)**

WHEREAS, the Identification Section within the Police Department provides services to all county, town and local law enforcement agencies within the county; and

WHEREAS, the Acting Police Commissioner has requested funds for the replacement of the Automated Fingerprint Identification System (AFIS); and

WHEREAS, the current system was installed in 1987 and updated in 2001; the current hardware is past end of life and cannot be updated without a major software and hardware change; and

WHEREAS, the improved system is needed to stay abreast of the demands of local law enforcement and other agencies supplying fingerprints to the current system; and

WHEREAS, the acquisition of a module Palmprint AFIS will allow Identification Section personnel to compare cold case file latent palmprints from crime scenes that have occurred in the past, within the statute of limitations, as well as latent fingerprints to be recovered at future crime scenes; and

WHEREAS, there are sufficient funds within the 2012 Capital Budget and Program to cover the cost of said equipment under Capital Project No. 3503; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2012 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$1,022,080 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Env. Con. Law Art. 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5(c)(20)(25) and (27), in that the resolution concerns purchase 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 same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is determined that this program with a priority ranking of forty-six (46) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

3rd **RESOLVED**, that the proceeds of \$1,022,080 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Proj. No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3503.510 (Fund 001-Debt Service)	07	PALM AFIS (AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM)	\$1,022,080

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation		
RESOLUTION NO. -2012, APPROPRIATING FUNDS IN CONNECTION WITH THE PALM AFIS (AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM) (CP 3503)		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u> County </u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2013		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Assistant Executive Analyst		April 19 th , 2012

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$119,819	\$0.23		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$119,819	\$0.23		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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: 10
Amount to Bond: \$1,022,080

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2012					
11/1/2013	2.000%	\$89,156.56	\$30,682.40	\$119,818.96	\$119,818.96
			\$13,993.85	\$13,993.85	
11/1/2014	3.000%	\$91,831.25	\$13,993.85	\$105,825.10	\$119,818.96
			\$12,616.38	\$12,616.38	
11/1/2015	3.000%	\$94,586.19	\$12,616.38	\$107,202.57	\$119,818.96
			\$11,197.59	\$11,197.59	
11/1/2016	3.000%	\$97,423.78	\$11,197.59	\$108,621.37	\$119,818.96
			\$9,736.23	\$9,736.23	
11/1/2017	3.000%	\$100,346.49	\$9,736.23	\$110,082.72	\$119,818.96
			\$8,231.04	\$8,231.04	
11/1/2018	3.000%	\$103,356.88	\$8,231.04	\$111,587.92	\$119,818.96
			\$6,680.68	\$6,680.68	
11/1/2019	3.000%	\$106,457.59	\$6,680.68	\$113,138.27	\$119,818.96
			\$5,083.82	\$5,083.82	
11/1/2020	3.000%	\$109,651.32	\$5,083.82	\$114,735.14	\$119,818.96
			\$3,439.05	\$3,439.05	
11/1/2021	3.000%	\$112,940.86	\$3,439.05	\$116,379.91	\$119,818.96
			\$1,744.94	\$1,744.94	
11/1/2022	3.000%	\$116,329.08	\$1,744.94	\$118,074.02	\$119,818.96
11/1/2023		\$1,022,080.00	\$176,109.56	\$1,198,189.56	\$1,198,189.56
11/1/2024					
11/1/2025					
11/1/2026					
11/1/2027					
11/1/2028					
11/1/2029					
11/1/2030					

COUNTY OF SUFFOLK



STEVEN BELLONE
COUNTY EXECUTIVE

EDWARD WEBBER
ACTING POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: Jon Schneider, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Acting Police Commissioner *EW*

DATE: February 17, 2012

SUBJECT: INTRODUCTORY RESOLUTION REQUEST

Per the 2012 Adopted Capital Budget, the Police Department requests the introduction of a resolution to appropriate funds in connection with the replacement of the Automated Fingerprint Identification System (AFIS) under Capital Project No. 3503.

Copies of a draft resolution, impact statement and introduction form are attached. An e-mail version was also sent to CE RESO REVIEW under the titles "Reso-POL-CP3503-2012"; "Backup-POL-CP3503-SCIN 175A"; "Backup-POL-CP3503-SCIN 175B"; and "Backup-POL-CP3503-cover letter-2012.

If you have any questions, please contact Lieutenant Robert Scharf, Staff Services Bureau, at 852-6537 or Marianne Scheschowitz, Budget Analyst, at 852-6550.

/ms
Att.

cc: Regina M. Calcaterra, Chief Deputy County Executive
Ben Zwirn, Director of Intergovernmental Relations
James Burke, Chief of Department
Mark White, Deputy Chief, Office of Homeland Security
Cornelius McKenna, Inspector, Office of Support Services
Michael Diffley, Det/Lieutenant, C.O., Identification Section
Robert Feeney, Det/Sgt., Identification Section
Robert Scharf, Lieutenant, C.O., Staff Services Bureau
Patricia E. Sitler, Principal Program Examiner, Administrative Services Bureau



ACCREDITED LAW ENFORCEMENT AGENCY
Visit Us Online at www.suffolkpd.org
Crime Stoppers Confidential Tip Hotline 1-800-220-TIPS
Non-Emergencies Requiring Police Response, Dial (631) 852-COPS
30 Yaphank Avenue, Yaphank, New York 11980 – (631) 852-6000



1455

4/24/12

Intro. Res. No. - 2012 Laid on the Table
Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. - 2012, APPROPRIATING FUNDS IN
CONNECTION WITH THE PURCHASE OF PUBLIC WORKS
HIGHWAY MAINTENANCE EQUIPMENT (CP 5047)**

WHEREAS, the Commissioner of Public Works has requested funds for purchase in connection with Public Works Highway Maintenance Equipment and Vehicles and

WHEREAS, there are sufficient funds within the 2012 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2012 Capital Budget, as the basis for funding Capital Projects such as this project; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$2,042,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C), (25), of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials; the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that the purchase of highway maintenance equipment and vehicles is pursuant to Section 186-2(B)(6) of the SUFFOLK COUNTY CODE, and in accordance with the County vehicle standard, for use by the Department of Public Works, and hereby approved by the Legislature; and be it further

3rd RESOLVED that it is hereby determined that this project, with a priority ranking of thirty five (35) 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

4th RESOLVED, that the proceeds of \$2,042,00 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

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

1. Type of Legislation		
Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation		
RESOLUTION NO. - 2012 APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF PUBLIC WORKS HIGHWAY MAINTENANCE EQUIPMENT (CP 5047)		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u> County </u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2013		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Asst Executive Technician		April 23rd, 2012

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$177,297	\$0.34		\$0.001

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$177,297	\$0.34		\$0.001

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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: 15
 Amount to Bond: \$2,042,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2012					
11/1/2013	2.000%	\$105,828.79	\$71,470.00	\$177,296.79	\$177,296.79
			\$33,883.03	\$33,883.03	
11/1/2014	3.000%	\$109,530.73	\$33,883.03	\$143,413.76	\$177,296.79
			\$31,966.24	\$31,966.24	
11/1/2015	3.000%	\$113,384.30	\$31,966.24	\$145,330.55	\$177,296.79
			\$29,982.37	\$29,982.37	
11/1/2016	3.000%	\$117,332.08	\$29,982.37	\$147,314.42	\$177,296.79
			\$27,929.06	\$27,929.06	
11/1/2017	3.000%	\$121,438.68	\$27,929.06	\$149,387.73	\$177,296.79
			\$25,803.88	\$25,803.88	
11/1/2018	3.000%	\$125,689.03	\$25,803.88	\$151,492.91	\$177,296.79
			\$23,604.32	\$23,604.32	
11/1/2019	3.000%	\$130,088.15	\$23,604.32	\$153,692.47	\$177,296.79
			\$21,327.78	\$21,327.78	
11/1/2020	3.000%	\$134,641.23	\$21,327.78	\$155,969.01	\$177,296.79
			\$18,971.56	\$18,971.56	
11/1/2021	3.000%	\$139,353.68	\$18,971.56	\$158,325.23	\$177,296.79
			\$16,532.87	\$16,532.87	
11/1/2022	3.000%	\$144,231.05	\$16,532.87	\$160,763.92	\$177,296.79
			\$14,008.83	\$14,008.83	
11/1/2023	3.000%	\$149,279.14	\$14,008.83	\$163,287.97	\$177,296.79
			\$11,396.44	\$11,396.44	
11/1/2024	3.000%	\$154,503.91	\$11,396.44	\$165,900.35	\$177,296.79
			\$8,692.62	\$8,692.62	
11/1/2025	3.250%	\$159,911.55	\$8,692.62	\$168,804.17	\$177,296.79
			\$5,894.17	\$5,894.17	
11/1/2026	3.250%	\$165,508.45	\$5,894.17	\$171,402.62	\$177,296.79
			\$2,997.77	\$2,997.77	
11/1/2027	3.375%	\$171,301.25	\$2,997.77	\$174,299.02	\$177,296.79
11/1/2028		\$2,042,000.00	\$617,451.87	\$2,659,451.87	\$2,659,451.87
11/1/2029					
11/1/2030					

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 material.

Submitting Department
(Dept. Name & Location)

Public Works
335 Yaphank Avenue
Yaphank, NY 11980

Department Contact Person
(Name & Phone No.):

Cliff Mitchell
Highway Maintenance
852-4075

Suggestion Involves:

Amendment

New Program

Grant Award

Contract (New Rev.)

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

This appropriation will allow us to progress work under this capital program.

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

Not Applicable

PLEASE FILL IN REVERSE SIDE OF FORM

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

RESOLUTION SUBMITTAL SHEET

Capital Project 5047 Legis. Districts N/A
 Operating Fund _____ Federal Aid % _____
 Other _____ State Aid % _____

Purpose (give a complete description of why we are asking for reso; if aided, state status of aid)

This project funds the purchase of highway maintenance equipment and vehicles for the Department of Public Works. The Department operates a large fleet of several hundred pieces of equipment that is used for roads/grounds maintenance including snow removal on County roads, parking fields and various facilities. The fleet has been evaluated and a systematic program has been developed for the continuing replacement of highway maintenance equipment.

Previous resolution (list previous reso for the same work)

414-2011

Amounts being requested

Planning _____
 Site _____
 Construction _____
 Land _____
 F&E \$2,042,000

Current Funding

Planning _____
 Site _____
 Construction _____
 Land _____
 F&E \$5,323,425

Project Status

Est. planning completion _____ Design consultant _____
 Est. construction start _____ Contractor _____
 Est. construction completion _____

Offsets (state required offsets, their legis. districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue)

<u>Offset</u>	<u>Legis. District</u>	<u>Comments</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

<u>Offset</u>	<u>Legis. District</u>	<u>Comments</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

**Required Items & Check List
For the Submission of Resolutions
Pursuant to IR SOP, 1/8/08**

Substance:

- Request Letter
- Draft Resolution
- SEQRA Determination
- SCIN 175a
- SCIN 175b
- e-Copies Sent to CE RESO REVIEW
- 3 Hard Copies sent to:
(Deputy CE for Admin, Chief Deputy CE, Dir of IR)

Form:

- e-Copy with Proper Title
- Proper Sponsorship Line
- Proper Resolution Format
- Numbered Resolve Clauses
- Proofread Resolution
- Preparer's Initials

Background Documentation:

- _____ Award Letter (to accept a grant)
- _____ Copy of Grant Agreement (if available)
- _____ Required *Resolved* Clause** (If Grant Establishes a Position)
- _____ Other Background Documentation
- _____

****RESOLVED**, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue the employment of the individuals filling the positions created by this resolution at the conclusion of the grant funding provided for such position created by said grant.

**CAPITAL PROGRAM 5047
PURCHASE OF HIGHWAY MAINTENANCE EQUIPMENT**

2012		
QUANTITY	CATEGORY	TOTAL
3	6 Wheel Dump Trucks	475,000.00
2	10 Wheel Dump Trucks	390,000.00
2	4 x 4 SUV Highway Vehicle	64,000.00
1	Cab/Chasis 18yd V Spreader	50,000.00
1	Truck Chasis	40,000.00
4	4 x 4 Highway Utility Pickup Trucks	100,000.00
2	Used Trucks w/Plows& Spreader	92,000.00
3	Spreader Bodies	30,000.00
1	Payloader	135,000.00
1	Skid Steer Loader w/att.	45,000.00
1	Sweepers	225,000.00
1	Tractors w/ Mowing System	60,000.00
3	Deck-Over Trailers	51,000.00
2	Stump Grinder	76,000.00
1	Chippers	40,000.00
3	Snow Plows	44,000.00
1	Brine System	66,000.00
2	Enclosed Trailers	34,000.00
1	2 man Lift system	25,000.00
		2,042,000.00

This list is subject to change due to various conditions such as equipment failure, premature wear and tear and conditions outside direct control that require more specialized equipment to be purchased(weather/accident related,etc.)

COUNTY OF SUFFOLK



STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

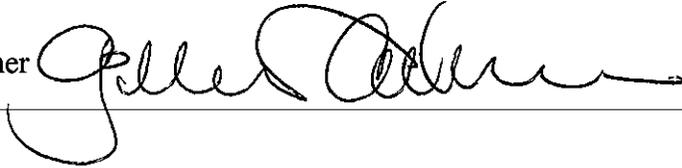
DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

RECEIVED
FEB 28 2012
OFFICE OF THE
SUFFOLK COUNTY EXECUTIVE
HAUPPAUGE

MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E., Commissioner 

DATE: February 16, 2012

RE: C.P. 5047 – Public Works Highway Maintenance Equipment

We are forwarding herewith a draft resolution appropriating the sum of \$2,042,000.00 in connection with the above referenced project.

Attached is a preliminary list of equipment recommended for the coming year for the above referenced project. This project provides for equipment used for maintenance of County roads, parking fields and facilities. In order to provide the public with the level of service it expects; safe, efficient and reliable equipment must be available.

An e-mail version was sent to CE RESO REVIEW saved under the title "RESO DPW CP 5047- Public Works Highway Maintenance Equipment".

GA:CM:mm
attach.

cc: Regina Calceterra, Chief Deputy County Executive
Ben Zwirn, Intergovernmental Relations
Tom Vaughn, County Executive Assistant III
Debra A. Kolyer, Principal Financial Analyst
Kathy LaGuardia, Acting Director of DPW Administrative Services

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1456

Intro. Res. No. - 2012
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table

4/24/12

**RESOLUTION NO. - 2012, AMENDING RESOLUTION
NO. 908-2005 IN CONNECTION WITH THE RECONSTRUCTION
OF CR 3, PINELAWN ROAD, TOWN OF HUNTINGTON; PIN
075987 (CP 5510)**

WHEREAS, Resolution No. 908-2005 appropriated funding in connection with engineering for the Reconstruction of CR 3, Pinelawn Road and apportioned the share allocation as eighty percent (80%) Federal funds and twenty percent (20%) County funds; and

WHEREAS, the resolution was adopted without the PIN number required by New York State for reimbursement of Federal and/or State Marchiselli aid; and

WHEREAS, the Department of Public Works will assign staff to perform a portion of the tasks as required for the engineering, planning and construction of this project; and

WHEREAS, it is necessary for the County to amend Resolution No. 908-2005 to include the required PIN No. (075987), funding, and Public Works staff information; now, therefore be it

1st RESOLVED, that the apportionment of the cost of Capital Project 5510.111 (PIN No. 075987) remains the same with a cost of \$1,214,000 with a share allocation of 80% Federal reimbursement in the amount of \$971,200 and a 20% County share of \$242,800; and be it further

2nd RESOLVED, that the County Treasurer and the County Comptroller are authorized to accept Federal and/or State Marchiselli aid in connection with this project; and be it further

3rd RESOLVED, that the Suffolk County Department of Public Works keeps track of staff and costs as required associated with Capital Project 5510, PIN 075987, for chargeback purposes to that aid; and be it further

4th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1457

Intro. Res. No. - 2012
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 4/24/12

**RESOLUTION NO. - 2012, AMENDING THE 2012
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING
FUNDS IN CONNECTION WITH THE INTERSECTION
REALIGNMENT OF CR 3, PINELAWN ROAD/WELLWOOD
AVENUE WITH CONKLIN STREET AND LONG ISLAND
AVENUE, TOWN OF BABYLON; PIN 075656 (CP 5510)**

WHEREAS, the Commissioner of Public Works has requested funds for engineering in connection with the intersection realignment of CR 3, Pinelawn Road/Wellwood Avenue with Conklin Street and Long Island Avenue; and

WHEREAS, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 075656, under the Federal Highway Administration (FHWA) funding, with a share allocation of eighty (80%) percent Federal funds and twenty (20%) percent County funds; and

WHEREAS, the County must first pass a resolution and have State and local agreements in place prior to final issuance of the Federal authorization; and

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

WHEREAS, the Department of Public Works will assign staff currently funded in the Suffolk County Operating Budget to perform a portion of the tasks as required for the engineering, planning and construction of this project; and

WHEREAS, there are no funds included in the 2012 Capital Budget and Program to cover the cost of said request and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$400,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), adopted Resolution No. 981-2008 classified the action contemplated by this as an unlisted action which will not have a significant effect on the environment; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-five (55) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized empowered and directed to take such action as may be necessary, pursuant to Section C8-2(A) of the Suffolk County Charter to complete engineering for the Intersection Realignment of CR 3, Pinelawn Road/Wellwood Avenue with Conklin Street and Long Island Avenue; and be it further

4th RESOLVED, that the Suffolk County Department of Public Works keeps track of staff and costs as required associated with Capital Project 5510.112, PIN 075656 for chargeback purposes; and be it further

5th RESOLVED, that the 2012 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5510
 Project Title: Intersection Realignment of CR 3, Pinelawn Road/Wellwood Avenue with Conklin Street and Long Island Avenue

	Total Est'd Cost	Current 2012 Capital Budget & Program	Revised 2012 Capital Budget & Program
5510.112	\$80,000B	\$0B	\$80,000B
	\$320,000F	\$0F	\$320,000F
TOTAL	\$400,000	\$0	\$400,000

and be it further

6th RESOLVED, that the proceeds of \$80,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-5510.112	50	Intersection Realignment of CR 3, Pinelawn Road/Wellwood Avenue with Conklin Street and Long Island Avenue	\$80,000

and be it further

7th RESOLVED, that Federal Aid in the amount of \$320,000 be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-5510.112	50	Intersection Realignment of CR 3, Pinelawn Road/Wellwood Avenue with Conklin Street and Long Island Avenue	\$320,000

and be it further

8th RESOLVED, that the County Comptroller is hereby authorized and directed to limit the serial bond borrowing for the County share to \$80,000; and be it further

9th RESOLVED, that the County Treasurer and the County Comptroller are hereby authorized and directed to place into a debt service reserve fund any Federal and/or State Aid received for this project, that is required to pay down debt service borrowed in excess of the serial bond borrowing limit of \$80,000 for the County Share; and be it further

10th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount up to \$320,000; and be it further

11th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the Federal share of \$320,000; and be it further

~~**12th RESOLVED**, that the County Treasurer and the County Comptroller are authorized to accept Federal and/or State Marchiselli aid in connection with this project; and be it further~~

13th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1458

Intro. Res. No. - 2012
Introduced by the Presiding Officer on request of the County Executive

Laid on the Table 4/24/12

RESOLUTION NO. - 2012, APPROPRIATING FUNDS IN CONNECTION WITH DREDGING OF COUNTY WATERS AT VARIOUS LOCATIONS (CP 5200)

WHEREAS, the Commissioner of Public Works has requested funds for engineering/planning, site improvements and equipment in connection with the dredging of County waters at various locations; and

WHEREAS, there are sufficient funds within the 2012 Capital Budget and Program to cover the cost of said request; and

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

WHEREAS, as the New York State Department of Environmental Conservation is the SEQRA lead agency for all dredging project, this project is not reviewed by the Suffolk County Council on Environmental Quality; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$1,350,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty-eight (38) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete the Dredging of County Waters at Various Locations, pursuant to Section C8-2 (F) of the Suffolk County Charter; and be it further

3rd RESOLVED, that the proceeds of \$1,350,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5200.120 (Fund 001 Debt Service)	50	Dredging of County Waters at Various Locations	\$100,000
<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5200.446 (Fund 001 Debt Service)	50	Dredging of County Waters at Various Locations	\$1,000,000

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5200.511 (Fund 001 Debt Service)	50	Dredging of County Waters at Various Locations	\$250,000

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		
RESOLUTION NO. - 2012, APPROPRIATING FUNDS IN CONNECTION WITH DREDGING OF COUNTY WATERS (CP 5200)		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2012		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas E. Paglia Jr. Asst Executive Analyst		April 23 rd , 2012

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$21,706	\$0.04		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$21,706	\$0.04		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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: \$100,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2012					
11/1/2013	2.000%	\$18,910.92	\$2,800.00 \$1,135.25	\$21,710.92 \$1,135.25	\$21,710.92
11/1/2014	3.000%	\$19,440.42	\$1,135.25 \$863.08	\$20,575.67 \$863.08	\$21,710.92
11/1/2015	3.000%	\$19,984.76	\$863.08 \$583.29	\$20,847.84 \$583.29	\$21,710.92
11/1/2016	3.000%	\$20,544.33	\$583.29 \$295.67	\$21,127.62 \$295.67	\$21,710.92
11/1/2017	3.000%	\$21,119.57	\$295.67	\$21,415.24	\$21,710.92
11/1/2018		\$100,000.00	\$8,554.59	\$108,554.59	\$108,554.59
11/1/2019					
11/1/2020					
11/1/2021					
11/1/2022					
11/1/2023					
11/1/2024					
11/1/2025					
11/1/2026					
11/1/2027					
11/1/2028					
11/1/2029					
11/1/2030					

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$217,109	\$0.42		\$0.001

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$217,109	\$0.42		\$0.001

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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: \$1,000,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2012					
11/1/2013	2.000%	\$189,109.19	\$28,000.00 \$11,352.47	\$217,109.19 \$11,352.47	\$217,109.19
11/1/2014	3.000%	\$194,404.24	\$11,352.47 \$8,630.81	\$205,756.72 \$8,630.81	\$217,109.19
11/1/2015	3.000%	\$199,847.56	\$8,630.81 \$5,832.95	\$208,478.38 \$5,832.95	\$217,109.19
11/1/2016	3.000%	\$205,443.30	\$5,832.95 \$2,956.74	\$211,276.24 \$2,956.74	\$217,109.19
11/1/2017	3.000%	\$211,195.71	\$2,956.74	\$214,152.45	\$217,109.19
11/1/2018		\$1,000,000.00	\$85,545.94	\$1,085,545.94	\$1,085,545.94
11/1/2019					
11/1/2020					
11/1/2021					
11/1/2022					
11/1/2023					
11/1/2024					
11/1/2025					
11/1/2026					
11/1/2027					
11/1/2028					
11/1/2029					
11/1/2030					

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$21,711	\$0.04		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$21,711	\$0.04		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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: 15
Amount to Bond: \$250,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2012					
11/1/2013	2.000%	\$12,956.27	\$8,750.00	\$21,706.27	\$21,706.27
11/1/2014	3.000%	\$13,409.74	\$4,148.27	\$17,558.00	\$21,706.27
11/1/2015	3.000%	\$13,879.08	\$3,913.59	\$17,792.67	\$21,706.27
11/1/2016	3.000%	\$14,364.85	\$3,670.71	\$18,035.56	\$21,706.27
11/1/2017	3.000%	\$14,867.61	\$3,419.33	\$18,286.94	\$21,706.27
11/1/2018	3.000%	\$15,387.98	\$3,159.14	\$18,547.12	\$21,706.27
11/1/2019	3.000%	\$15,928.56	\$2,889.85	\$18,816.41	\$21,706.27
11/1/2020	3.000%	\$16,483.99	\$2,611.14	\$19,095.13	\$21,706.27
11/1/2021	3.000%	\$17,060.93	\$2,322.67	\$19,383.60	\$21,706.27
11/1/2022	3.000%	\$17,658.06	\$2,024.10	\$19,682.16	\$21,706.27
11/1/2023	3.000%	\$18,276.09	\$1,715.09	\$19,991.18	\$21,706.27
11/1/2024	3.000%	\$18,915.76	\$1,395.25	\$20,311.01	\$21,706.27
11/1/2025	3.250%	\$19,577.81	\$1,064.23	\$20,642.04	\$21,706.27
11/1/2026	3.250%	\$20,263.03	\$721.62	\$20,984.65	\$21,706.27
11/1/2027	3.375%	\$20,972.24	\$367.01	\$21,339.25	\$21,706.27
11/1/2028		\$250,000.00	\$75,594.01	\$325,594.01	\$325,594.01
11/1/2029					
11/1/2030					

COUNTY OF SUFFOLK



STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

PHILIP A. BERDOLT
DEPUTY COMMISSIONER

MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E. Commissioner

DATE: March 23, 2012

RE: **Appropriating Funds in Connection with Dredging of County Waters at Various Locations (CP 5200)**

Attached is a draft resolution and duplicate copy to appropriate the sum of \$100,000 for planning/design, \$1,000,000 for site improvements and \$250,000 for equipment in connection with the above referenced project. There are sufficient funds included in the 2012 Capital Budget and Program for this project.

This funding is intended for engineering associated with the planning and design (including consultant services for application of environmental permits), site improvements for large-scale dredging projects, and equipment rental and services associated with dredging of smaller locations utilizing our dredging equipment requirements contract to support the County's dredge program.

It may be necessary to add and/or substitute other waterways due to environmental permits, changes in priorities or other requirements to be determined by this Department.

As the New York State Department of Environmental Conservation is SEQRA lead agency for all dredging projects, this project is not reviewed by the Suffolk County Council on Environmental Quality.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP5200(Dredging-Eng,Site,Equip).doc".

GA/WH/td
attach.

cc: Regina M. Calcaterra, Chief Deputy County Executive
Ben Zwirn, Director of Intergovernmental Relations
Tom Vaughn, County Executive Assistant
Nick Paglia, Assistant Executive Analyst
William Hillman, P.E., Chief Engineer
Laura Conway, CPA, Chief Accountant
Kathy LaGuardia, Capital Accounting

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1459

Intro. Res. No. -2012 Laid on Table
Introduced by the Presiding Officer, on Request of the County Executive

4/24/12

RESOLUTION NO. -2012, APPOINTING JOANNE M. MINIERI AS A DIRECTOR OF THE SUFFOLK COUNTY ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, pursuant to Suffolk County Resolution No. 215-2010, the Suffolk County Legislature approved the formation of the Suffolk County Economic Development Corporation, on which the Legislature serves as the sole voting member; and

WHEREAS, pursuant to Suffolk County Resolution No. 215-2010, Yves R. Michel, was duly nominated and elected by the Legislature to serve on the Suffolk County Economic Development Corporation's board of directors;

WHEREAS, Joanne M. Minieri will serve on the board of directors of the Suffolk County Economic Development Corporation, as a replacement for Yves R. Michel as per the by-laws of the Suffolk County Economic Development Corporation; now therefore be it

1st RESOLVED, that Joanne M. Minieri, of East Hampton, New York is hereby elected to serve on the board of directors of the Suffolk County Economic Development Corporation, as a replacement for Yves R. Michel, and shall hold such office until her successor is appointed and has been elected and qualified as per the by-laws of the Suffolk County Economic Development Corporation; and be it further

2nd RESOLVED, that the provisions within this resolution shall take effect immediately; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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.

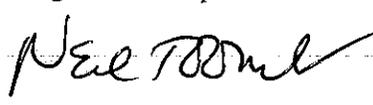
DATED:

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		
2. Title of Proposed Legislation – APPOINTING JOANNE M. MINIERI AS A DIRECTOR OF THE SUFFOLK COUNTY ECONOMIC DEVELOPMENT CORPORATION		
3. Purpose of Proposed Legislation : Appointment to Suffolk County Economic Development Corporation		
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: 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: N/A		
9. Timing of Impact - immediate.		
10. Typed Name & Title of Preparer: Neil Toomb Intergovernmental Relations Coordinator	11. Signature of Preparer 	12. Date: 4/18/12

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 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, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1460

Intro. Res. No. -2012

Laid on Table 4/24/12

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

RESOLUTION NO. -2012, APPOINTING KEVIN M. HARVEY AS A DIRECTOR OF THE SUFFOLK COUNTY ECONOMIC DEVELOPMENT CORPORATION

WHEREAS, pursuant to Suffolk County Resolution No. 215-2010, the Suffolk County Legislature approved the formation of the Suffolk County Economic Development Corporation, on which the Legislature serves as the sole voting member; and

WHEREAS, pursuant to Suffolk County Resolution No. 215-2010, Alan J. Ehl, was duly nominated and elected by the Legislature to serve on the Suffolk County Economic Development Corporation's board of directors;

WHEREAS, Kevin M. Harvey will serve on the board of directors of the Suffolk County Economic Development Corporation, as a replacement for Alan J. Ehl as per the by-laws of the Suffolk County Economic Development Corporation; now therefore be it

1st RESOLVED, that Kevin M. Harvey, of Smithtown, New York, is hereby elected to serve on the board of directors of the Suffolk County Economic Development Corporation, as a replacement for Alan J. Ehl, and shall hold such office until his successor is appointed and has been elected and qualified as per the by-laws of the Suffolk County Economic Development Corporation; and be it further

2nd RESOLVED, that the provisions within this resolution shall take effect immediately; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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.

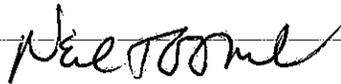
DATED:

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		
2. Title of Proposed Legislation – APPOINTING KEVIN M. HARVEY AS A DIRECTOR OF THE SUFFOLK COUNTY ECONOMIC DEVELOPMENT CORPORATION		
3. Purpose of Proposed Legislation : Appointment to Suffolk County Economic Development Corporation		
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: 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: N/A		
9. Timing of Impact - immediate.		
10. Typed Name & Title of Preparer: Neil Toomb Intergovernmental Relations Coordinator	11. Signature of Preparer 	12. Date: 4/18/12

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 AV TAX RATE PER \$100	2013 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, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Intro Res. No. 1464-12

Laid on Table 4/24/12

Introduced by the Presiding Officer at Request of the County Executive

**RESOLUTION NO. -2012, IMPLEMENTING NEW BUS FARES FOR
THE SUFFOLK COUNTY ACCESSIBLE TRANSIT (SCAT)
PARATRANSIT BUS SYSTEM**

WHEREAS, Suffolk County is currently facing a budget deficit; and

WHEREAS, Suffolk County, as a transit system operator, is required to provide complementary paratransit service to eligible individuals under the Americans with Disabilities Act of 1990 (ADA); and

WHEREAS, the number of riders utilizing the paratransit system and the cost to the County to provide ADA complementary paratransit service have both increased significantly over the past several years; and

~~**WHEREAS**, the County's paratransit bus fare has not been increased since the program's inception in 1994; and~~

WHEREAS, the fare for paratransit service can be raised to no more than twice the full fare for fixed-route bus service; now, therefore be it

1st **RESOLVED**, that the Director of Transportation Operations is hereby directed to hold as soon as possible public hearings in order to consider raising one-way SCAT bus fares from \$3.00 to \$4.00 effective as soon as practical after such hearings are concluded. If the Director of Transportation Operations determines upon holding said public hearings that bus fares should be increased as stated above, then the increased fares are hereby deemed approved as of that date of determination; and be it further

2nd **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to 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 materials, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA.

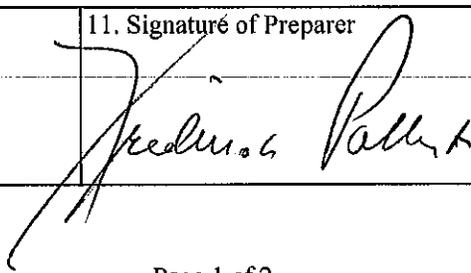
DATED:

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 _____		
2. Title of Proposed Legislation		
RESOLUTION NO. - 2012, IMPLEMENTING NEW BUS FARES FOR THE SUFFOLK COUNTY ACCESSIBLE TRANSIT (SCAT) PARATRANSIT BUS SYSTEM		
3. Purpose of Proposed Legislation		
Permits the County to increase the fare for its SCAT paratransit system from \$3.00 to \$4.00.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> 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		
County will receive \$1 more per passenger on its SCAT paratransit system.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
Estimated additional revenue over 5 years from the fare increase is approximately \$2,350,000.		
8. Proposed Source of Funding		
Funding will be received in the form of fare revenues on paratransit buses.		
9. Timing of Impact		
2012		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Frederick Pollert Deputy County Executive for Finance & Management		April 23, 2012

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:

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

COUNTY OF SUFFOLK



STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

PHILIP A. BERDOLT
DEPUTY COMMISSIONER

MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E., Commissioner
Department of Public Works 

DATE: April 13, 2012

RE: Proposed resolution increasing SCAT fares from \$3.00 to \$4.00

The Suffolk County DPW/Transportation Division is seeking to raise the fare on its Suffolk County Accessible Transportation (SCAT) Paratransit system from \$3.00 to \$4.00 for a one-way trip. The SCAT program has experienced passenger growth to record levels for several years now and the cost of providing paratransit services is taking up an increasing amount in the operating budget. Paratransit fares have not been raised since the program's inception in 1994. Under the Americans with Disabilities Act of 1990 (ADA), paratransit fares are permitted to be twice the full-fare on fixed route transit buses. With the full fare on Suffolk County Transit buses increasing to \$2.00 on May 1, the paratransit fare can then be increased to no more than \$4.00.

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

This proposed resolution, with backup, will be forwarded electronically titled: "RESO-DPW-SCAT Fare Increase 2012".

Please initiate the process to have this resolution introduced at the meeting of the Suffolk County Legislature on April 24, 2012. If you have any questions, please do not hesitate to contact Garry Lenberger, Acting Director of Transportation Operations, at 2-4880, or Chris Chatterton, Senior Transportation Planner at 2-4058.

GA:GL:cc
Enclosures

cc: Regina Calcaterra, Chief Deputy County Executive, w/enc.
Brendan Chamberlain, Director of Intergovernmental Relations, w/enc (2).
Kathy LaGuardia, DPW Finance, w/enc.
Amy Baldwin, DPW Capital Accounting, w/enc.
Debra Kolyer, Budget Office, w/enc.
Evelyn Creen, Federal & State Aid Office, w/enc
CE Reso Review List, e-mail

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Intro. Res. No. 1465-12
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 4/24/12

RESOLUTION NO. -2012, AMENDING THE 2012 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF REPLACEMENT PUBLIC SAFETY VEHICLES (CP 3512)

WHEREAS, the Commissioner of Public Works has requested funds in connection with the purchase of replacement vehicles for public safety; and

WHEREAS, this request is for approximately 91 replacement vehicles; and

WHEREAS, sufficient funds are not included in the 2012 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, Resolution No. 471-1994 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 \$2,500,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to 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; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-two (62) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the 2012 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 3512
Project Title: Public Safety Vehicles

	Total Est'd Cost	Current 2012 Capital Budget & Program	Revised 2012 Capital Budget & Program
5. Equipment	\$2,500,000	\$ 0	\$2,500,000B
TOTAL	\$2,500,000	\$ 0	\$2,500,000

Project No.: 5510
 Project Title: County Share for Reconstruction of CR 3, Pinelawn Road

	<u>Total Est'd Cost</u>	<u>Current 2012 Capital Budget & Program</u>	<u>Revised 2012 Capital Budget & Program</u>
3. Construction	\$32,095,000	\$2,700,00B	\$200,000B
TOTAL	\$40,930,250	\$13,500,000	\$11,000,000

And be it further

4th **RESOLVED** that the proceeds of \$2,149,018 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3512.510 (Fund 115-Debt Service)	50	Public Safety Vehicles	\$2,149,018

And be it further

5th **RESOLVED** that the proceeds of \$350,982 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3512.511 (Fund 001-Debt Service)	50	Public Safety Vehicles	\$350,982

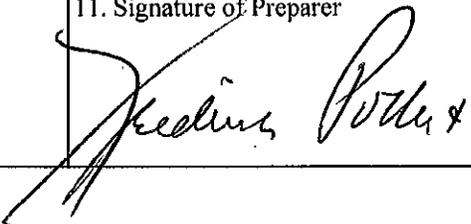
DATED:

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 _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. _____ - 2012, AMENDING THE 2012 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF REPLACEMENT PUBLIC SAFETY VEHICLES (CP 3512)		
3. Purpose of Proposed Legislation		
Suffolk will have over 300 public safety vehicles with mileage that exceeds 120,000 by the end of fiscal year 2012. This resolution will allow for the priority purchase of 91 replacement public safety vehicles. While the purchase of vehicles is permissible under local finance law, the county does not traditionally purchase public safety vehicles with capital funds. Part of the joint Executive-Legislative Mitigation Plan to alleviate a projected \$530 million three year budget deficit is to purchase public safety vehicles through capital funds and temporarily alleviate operating budget pressures. The offset being used is CP5510-County Share for Reconstruction of CR-3, Pinelawn Road.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2013		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Frederick Pollert Deputy County Executive for Finance & Management		April 23, 2012

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 FEV TAX RATE PER \$1000
TOTAL	\$76,201	\$0.15	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 FEV TAX RATE PER \$1000
TOTAL	\$466,672	\$1.00	\$0.003

COMBINED

	2013 PROPERTY TAX LEVY	2013 COST TO AVG TAXPAYER	2013 FEV TAX RATE PER \$1000
TOTAL	\$542,773	\$1.15	\$0.002

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
 Amount to Bond: [REDACTED]

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
[REDACTED]					
11/1/2013	[REDACTED]	\$472,772.97	\$70,000.00	\$542,772.97	\$542,772.97
11/1/2014	[REDACTED]	\$486,010.61	\$28,381.18	\$514,391.79	\$542,772.97
11/1/2015	[REDACTED]	\$499,618.91	\$21,577.03	\$521,195.94	\$542,772.97
11/1/2016	[REDACTED]	\$513,608.24	\$14,582.37	\$528,190.60	\$542,772.97
11/1/2017	[REDACTED]	\$527,989.27	\$7,391.85	\$535,381.12	\$542,772.97
11/1/2018		\$2,500,000.00	\$213,864.85	\$2,713,864.85	\$2,713,864.85
11/1/2019					
11/1/2020					
11/1/2021					
11/1/2022					
11/1/2023					
11/1/2024					
11/1/2025					
11/1/2026					
11/1/2027					
11/1/2028					
11/1/2029					
11/1/2030					

1470

REVISED 4-24-2012

Intro. Res. No. -2012

Laid on Table 4/24/2012

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2012, IMPOSING A MORATORIUM
ON WAGE INCREASES FOR COUNTY MANAGEMENT
PERSONNEL (EXCLUDING EMPLOYEES AT THE SUFFOLK
COUNTY COMMUNITY COLLEGE AND THE BOARD OF
ELECTIONS)**

WHEREAS, the County is continuing to implement a number of budgetary measures to maintain County fiscal stability in the wake of looming deficits; and

WHEREAS, it is likely that this July 1, 2012, the County will face its largest workforce reduction in its history whereby hundreds of County employees will be forced into unemployment because of the great national recession, declining County revenues; and

WHEREAS, subsection (f) of the first Resolved clause of Suffolk County Resolution 1173-2005 authorized for the first time ever advancements in step for County management personnel, and County long-term management personnel also receive longevity pay, neither of which the County can fund currently; and

WHEREAS, additional budgetary measures are essential in order to contend with both budget shortfalls and cash flow difficulties; now, therefore, it is

1st RESOLVED, that there shall be a moratorium in salary increases, step advances authorized by subsection (f) of the first Resolved clause of Suffolk County Resolution 1173-2005, and longevity pay under Article I of Chapter 935 of the Suffolk County Code, for every Suffolk County employee whose position is in Bargaining Unit 21 and in the unclassified service, the exempt class, or the noncompetitive class excluded from protection until December 31, 2013, excluding employees at the Suffolk County Community College and the Board of Elections; and be it further

2nd RESOLVED, this moratorium shall continue only until such time that a revised County policy is adopted for County employees by the County Legislature via a duly adopted legislative resolution; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1472

Intro. Res. No. -2012
Introduced by Presiding Officer Lindsay and Legislators Hahn and Spencer

Laid on Table 4/24/12

**RESOLUTION NO. -2012, ADOPTING LOCAL LAW NO.
-2012, A LOCAL LAW TO ENSURE HONESTY IN GAS PRICE
ADVERTISING**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2012, a proposed local law entitled, "A LOCAL LAW TO ENSURE HONESTY IN GAS PRICE ADVERTISING" now, therefore, be it

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

LOCAL LAW NO. -2012, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO ENSURE HONESTY IN GAS PRICE
ADVERTISING**

~~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 many consumers use credit cards when purchasing gasoline.

This Legislature also finds and determines that gasoline retailers frequently charge a higher price for gasoline purchased by credit card as opposed to cash purchases.

This Legislature further finds and determines that some gasoline retailers in Suffolk County have drastically increased their so-called "cash discount" to as much as one dollar per gallon of gasoline.

This Legislature finds that these gasoline retailers generally display only the lower cash price per gallon on signs adjacent to roadways.

This Legislature determines that since the price per gallon for credit transactions is the standard before any cash discounts are applied, gasoline retailers should display both prices equally on all signs visible from the roadway. Cash and credit prices should be displayed equally at each pumping station.

Therefore, the purpose of this law is to require gasoline retailers to display the per-gallon cost for both cash and credit card gasoline purchases on all pricing signs visible from the adjacent roadway.

Section 2. Amendments.

Chapter 494 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 494, GASOLINE SALES

ARTICLE VI, Advertising and Sale of Gasoline

§494-33. Prohibited Acts.

D. No operator shall sell similar motor fuels at different prices to cash and credit customers, unless the per-gallon price for both cash and credit petroleum motor fuel purchases are conspicuously displayed in equally sized lettering on signs visible from the adjacent roadway.

E. No operator shall sell similar motor fuels at different prices to cash and credit customers, unless the per-gallon price for both cash and credit petroleum motor fuel purchases are conspicuously displayed on all pricing signs at the filling station.

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

Section 6. Effective Date.

This law shall take effect on the ninetieth (90th) day immediately subsequent to filing in the Office of the Secretary of State.

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\l-gas price street signs

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
(831) 853-5494 (PHONE)
(831) 853-4415 (FAX)

DATE: April 24, 2012
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2012

TITLE: I.R. NO. -2012; A LOCAL LAW TO ENSURE HONESTY IN GAS PRICE ADVERTISING
SPONSOR: PRESIDING OFFICER LINDSAY

DATE OF RECEIPT BY COUNSEL: 4/24/12 PUBLIC HEARING: 5/8/12
DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

This proposed local law would amend Chapter 494 of the SUFFOLK COUNTY CODE to require all gasoline retailers which charge different prices for cash and credit purchases to post both the cash and credit per gallon prices for all petroleum motor fuel purchases in equally sized lettering on signs visible from the adjacent roadway.

This law will take effect 90 days following its filing in the Office of the Secretary of State.

A handwritten signature in black ink, appearing to read "George Nolan", written over a horizontal line.

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-posting gasoline prices

1473

Intro. Res. No. -2012

Laid on Table 4/24/2012

Introduced by Presiding Officer, on request of County Executive

**RESOLUTION NO. -2012 TO APPOINT
MEMBER OF COUNTY PLANNING
COMMISSION (KEVIN G. GERSHOWITZ)**

WHEREAS, Section 14-2(A) of the SUFFOLK COUNTY CHARTER provides for the appointment of fifteen (15) members of the Suffolk County Planning Commission, one member from each of the ten (10) towns in Suffolk County, one member from an incorporated village of under 5,000 population, one member from an incorporated village of over 5,000 population, and three members from the County at large: and

WHEREAS, the term of office of one of the members at large, Josh Horton, remains vacant due to the term expiration on December 31, 2011 (Resolution #753-2008); and

WHEREAS, Steven Bellone, the County Executive of Suffolk has appointed Kevin Gershowitz, currently residing at 21 Old Bridge Court, Melville, NY 11747, as a member of the County Planning Commission, now, therefore be it

1st RESOLVED, that Kevin Gershowitz, currently residing at 21 Old Bridge Court, Melville, NY 11747, is hereby appointed as a member of the Suffolk County Planning Commission at large for a four-(4)-year term, said term to expire December 31, 2016, pursuant to Section 14-2(A) of the SUFFOLK COUNTY CHARTER.

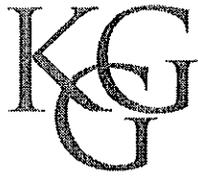
2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:



KEVIN G. GERSHOWITZ

EXPERIENCE

President, Gershow Recycling: 2010 – Present

Oversees day-to-day operations of one of the region's most successful environmental and manufacturing companies. He is responsible for the ferrous metal portion of the business, dealing with the recycling of steel, and also handles legal and regulatory matters. With eight locations in Suffolk, Nassau and Brooklyn, the company has a significant impact on the local economy and generates more than 750 jobs. Under his leadership, the company has continued to expand, despite challenges presented by the economy. In 2007, Gershow opened a new facility in Huntington Station. This was followed by the opening of a new facility in Freeport in 2010 and another in Valley Stream in 2011. In 2010, the company reached an agreement with the Long Island Power Authority for the creation of a LIPA substation at its Medford facility, which will allow the company to replace its plant's diesel engines with electric and eliminate greenhouse emissions. Gershow has been the subject of several TV programs, including Spike TV's reality show "Scrappers." The company has also made several appearances on Fox News, Fox Business News, The Science Channel and on National Geographic TV's "Break It Down: New York Scrap Yard."

Principal, Star Island Yacht Club and Marina: Present

Assists in the management of Star Island Yacht Club and Marina, one of the region's largest recreational boating tourist destinations and site of some of the Northeast's largest recreational fishing tournaments.

Principal, Commercial Real Estate Properties: Present

Assists in the management of several family-owned commercial real estate properties.

Manager, Gershow Recycling: 1989 – 2010

EDUCATION

B.A., Political Science

Ithaca College, 1989

Energeia

Graduate and Partner

MEMBERSHIPS

Member, Board of Directors, Long Island Association

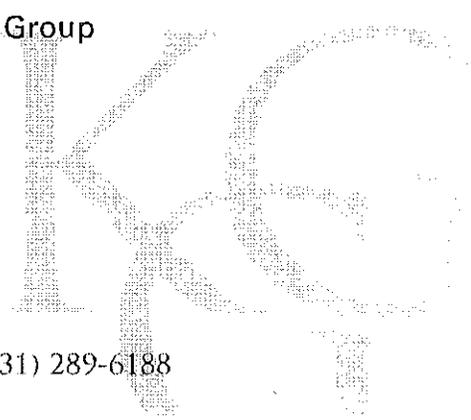
Board Member, New York Chapter, Institute of Scrap Recycling Industries, Inc. (ISRI)

Founding Member, Long Island Scrap Metal Industry Theft Advisory Group

AWARDS

2008 Man of the Year

Patchogue-Medford Youth Community Services



1474
Intro. Res. No. -2012

Laid on Table 4/24/2012

Introduced by Presiding Officer, on request of County Executive

**RESOLUTION NO. -2012 TO APPOINT
MEMBER OF COUNTY PLANNING
COMMISSION (JOHN PAUL WHELAN)**

WHEREAS, Section 14-2(A) of the SUFFOLK COUNTY CHARTER provides for the appointment of fifteen (15) members of the Suffolk County Planning Commission, one member from each of the ten (10) towns in Suffolk County, one member from an incorporated village of under 5,000 population, one member from an incorporated village of over 5,000 population, and three members from the County at large; and

WHEREAS, the term of office of one of the members representing the Town of East Hampton, Diana Weir, remains vacant due to her resignation (Resolution #932-2010); and

WHEREAS, Steven Bellone, the County Executive of Suffolk has appointed John Paul Whelan, currently residing at 32 Mile Hill Road, East Hampton, NY 11937, as a member of the County Planning Commission, now, therefore be it

1st RESOLVED, that John Paul Whelan, currently residing at [REDACTED] East Hampton, NY 11937, is hereby appointed as a member of the Suffolk County Planning Commission to finish said term to expire December 31, 2012, pursuant to Section 14-2(A) of the SUFFOLK COUNTY CHARTER.

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

RESUME

John P. Whelan, Assoc. AIA

████████████████████
East Hampton, N.Y. 11937

- 2008 - Present Stelle Architects, Bridgehampton, N.Y.
Project Manager / Liaison to Governmental Agencies
AIA Peconic Chapter Member
East Hampton Town Democratic Committee
Founding Committee Chairperson:
Organizing For America / South Fork
Most Holy Trinity Parish: Volunteer / Maureen's Haven
Eucharistic Minister / Lector
- 2009 East Hampton Town Board Candidate
Democratic and Working Families Party
- 2006 - 2008 Flynn-Stott Architects, Southampton, N.Y.
2004 - 2006 Martin Architects, East Hampton, N.Y.
- 2003 - 2004 Planner: Town of East Hampton Planning Department
SEEDS / Founding Member
(Sustainable East End Development Strategies)
- 2000 - 2003 Ross School, East Hampton, N.Y.
Project Manager / Facilities Coordinator and
Liaison to Governmental Agencies
- 1990 - 2000 Stelle Architects, Bridgehampton, N.Y.
1988 French Teacher, (part time)
Waterfront School, Sag Harbor, N.Y.
- 1988 - 1990 Residential Construction, Blacksburg, Va.
- 1984 - 1988 Virginia Polytechnic and State University
College of Architecture and Urban Studies
Masters Degree in Architecture
- 1983 - 1984 City College of New York
Postgraduate Studies in Architecture
- 1982 - 1983 Southampton College
Postgraduate Studies in Architecture
- 1979 - 1983 Residential Construction, East Hampton, N.Y.
- 1975 - 1979 St. John's University, Collegeville, Minnesota
Ecole des Beaux Arts, (School of Fine Arts)
Aix-en-Provence, France
Bachelor's Degree in Fine Arts
Bachelor's Degree in French Literature
Minor in Secondary Art and French Education

1971 – 1975	East Hampton High School East Hampton, N.Y.
1963 - 1971	Most Holy Trinity Elementary School East Hampton, N.Y.
1957	<u>Born, Southampton Hospital</u> Southampton, N.Y.

Biographical Narrative:

Representing the Town of East Hampton,
Suffolk County Planning Commission

I was born at Southampton Hospital in 1957. My parents, Duane and Mary Whelan, raised a family of twelve children here in East Hampton. We shared a large parcel of land with my uncle and aunt, who also raised a large family here. We raised steer, pigs, and chickens, tended to pastures, vegetable gardens, and all the work that a farm requires. From an early age, I was interested in all things that had to do with nature and the beauty in the preservation of our natural surroundings. Nature continues to inspire my architectural work as well as my artwork and paintings.

My mother was an artist and a schoolteacher. She taught in local schools for 30 years. My father was an attorney. He practiced in East Hampton and was Town Attorney for twenty-five years. He was also Planning Board Attorney for almost as many years, as well as the attorney for the Zoning Board of Appeals, Springs School and Amagansett School Districts. Dad authored the first Zoning Code for the Town of East Hampton. He told me that when it was submitted to the State Attorney General for approval, it was requested that it be a model for the State so that small upstate towns could use this as a basis for their own Codes. I was always proud of his work, and very interested in local planning and land preservation. I attended both Town Board and Planning Board meetings while in high school. I continued discussing politics, good zoning practices, and planning for the future with my parents throughout their lives. I considered them an incredible source with regard to proper governance, justice, and what social thought should be about.

In college, at St. John's University in Minnesota, I majored in both French Literature and Fine Arts; and double minored in secondary education in these disciplines as well. I spent one year in the French Art School in Aix-en-Provence. My travels around Europe opened my mind to seeing how other countries deal with their governmental, planning and social issues.

Throughout high school and college I was carpenter. I continued this when I went to graduate school for architecture at Virginia Tech. I was married in 1984 and my wife and I had three lovely daughters. Therese has graduated from college, while Shana and Amelia are currently college students.

My work in architecture here on the east end since 1990, as well as my time working as a Planner for the East Hampton Planning Department, has involved coordination with local, county and state governmental agencies. I am very comfortable working with these agencies, and working through the proper procedures that are required to get things accomplished in a professional manner. I was involved with the design, planning and permitting of the Ross School for over five years; as well as many other commercial facilities on the east end. Architecture and good planning, beyond the design, are all about problem solving. I believe this relates in a pertinent way to knowing how to work professionally with fellow professionals, governmental agencies, and the public.

Running for Town Board in East Hampton was a natural step for me; as my interest in our Town's future is so strong. I feel I have a lot to offer, and hope to run again after my children are out of school. Although I lost this election by just a few hundred votes, it was a very positive experience with regard to being well informed on policies and issues, and listening to thousands of voters' concerns throughout the campaign.

Being well prepared on is a key ingredient to being a trustworthy representative. I feel that my demeanor and personality are also well suited to thorough planning analysis, and a proper work ethic, with regard to offering a meaningful opinion on planning projects. I believe that I am well qualified to both serve and properly represent the residents of East Hampton, and the County, on the Planning Commission.

Thank you for your consideration of my appointment.

References:

Tim Bishop, Congressman
Southampton Office: 137 Hampton Road
Southampton, NY 11968
(631) 259-8450

Fred W. Thiele, Jr., Assemblyman, District 2
District Office
2302 Main Street, Box 3062
Bridgehampton, N.Y. 11932
631-537-2583

Marguerite Wolffsohn, Planning Director
Town of East Hampton
159 Pantigo Road, East Hampton, N.Y. 11937
631-324-2178

Sylvia Overby, Councilwoman, East Hampton Town Board
Former Chair: East Hampton Planning Board
Town of East Hampton
159 Pantigo Road, East Hampton, N.Y. 11937
631-324-2620

Frederick W. Stelle, AIA
Principal, Stelle Architects
48 Foster Avenue, Bridgehampton, N.Y. 11932
631-537-0019 ext.11

B. Kay Jones, Executive Director
AIA Peconic Chapter
P.O. Box 327, Hampton Bays, N.Y. 11946
631-728-7832

1475

Version 4/24/2012

ntro. Res. No. -2012

Laid on Table 4/24/2012

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2012, AUTHORIZING A VOLUNTARY WAGE FREEZE FOR ELECTED OFFICIALS

WHEREAS, the County is continuing to implement a number of budgetary measures to maintain County fiscal stability in the wake of looming deficits; and

WHEREAS, a moratorium in salary increases, step advances authorized by subsection (f) of the first Resolved clause of Suffolk County Resolution 1173-2005, and longevity pay under Article I of Chapter 935 of the Suffolk County Code has been imposed through December 31, 2013 by Legislative Resolution No. 2012 for County management personnel; and

~~**WHEREAS**, the elected officials of Suffolk County have expressed an interest in submitting to a voluntary wage freeze to realize additional savings; now, therefore, be it~~

1st RESOLVED, that any County-wide elected official or County Legislature who desires to participate in a voluntary wage freeze through December 31, 2013 shall file a signed statement agreeing to such wage freeze with the Clerk of the Legislature and the Department of Audit and Control within thirty (30) days after the final adoption of this Resolution; and be it further

2nd RESOLVED, that the Department of Audit and Control is hereby authorized, directed and empowered to take all necessary steps to implement a system that would allow Suffolk County elected officials to voluntarily submit to a wage freeze through December 31, 2013, and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

H:\MUNLAW\DMB\IR(s)\IR for 2012 Budget Deficit Mitigation Measures\IR adopt omnibus County economic savings plan for fiscal year 2012 (4-23-2012).docx

1476

UPDATED as of 2:50pm 04/24/12

Intro. Res. No. 2012

Laid on the Table 4/24/2012

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 2012 ADOPTING AN OMNIBUS
COUNTY ECONOMIC SAVINGS PLAN FOR FISCAL YEAR
2012**

WHEREAS, the County continues to experience budgetary difficulties arising out of the economic recession of 2008-2009; and

WHEREAS, revenue shortfalls persist in the form of reduced sales tax and property tax receipts; and

WHEREAS, expenditures related to Social Services costs continue to increase; and

WHEREAS, the County Executive appointed an independent task force of financial experts to analyze and develop a general economic consensus of the County's fiscal position, which consensus confirmed a deficit in fiscal year 2011 of \$33 million, and projected deficits in fiscal year 2012 of \$148 million, and in 2013 of \$349 million; and

WHEREAS, the Suffolk County Comptroller has reported that there is a substantially larger unaudited deficit from 2011 General Fund operations; and

WHEREAS, the County Executive has proposed numerous deficit mitigation measures expected to produce approximately \$160 million in net savings for Suffolk County residents by the end of 2013; and

WHEREAS, pursuant to the authority granted to the County Executive by Suffolk County Charter section C3-2, C3-3, C4-2, and C4-27 and Suffolk County Administrative Code section A4-7 and A4-8, the County Executive advised the Legislature of a funding deficiency for fiscal year 2012 and of some of the measures he has taken to remediate the deficiency under the powers delegated to him pursuant to the Suffolk County Charter and the Suffolk County Administrative Code; and

WHEREAS, the County Executive and the County Legislature need to work closely together in a joint enterprise to solve the County's current fiscal difficulties; and

WHEREAS, this resolution incorporates certain measures to be taken by the County to mitigate the County's budget deficit; now therefore be it

I. REVENUE ENHANCMENTS

A.) Federally Qualified Health Centers

1st RESOLVED, Resolution No. 59-2012, "Requesting Legislative Approval Of A Contract Award For A Limited Public-Private Partnership With Hudson River Healthcare, Inc. (HRHCARE) For The Operation Of The 'Elsie Owens North Brookhaven County Center At Coram,'" was adopted by the Legislature on March 13, 2012 and approved by the County Executive on March 28, 2012; and be it further

2nd **RESOLVED**, that the resolution authorized the County Executive to enter into a five-year contract with Hudson River Health Care, Inc. for the operation of the Elsie Owens Health Center and to assist with the establishment of a FQHC Health Center; and be it further

3rd **RESOLVED**, it is estimated that savings to the County over the next five years will be approximately \$3,100,000.00;; and be it further

4th **RESOLVED**, due to the significant savings that could accrue to the County if the remaining County health centers being operated under a hospital contract converted to FQHC status, this Legislature hereby directs, empowers, and authorizes the County Executive to utilize all lawful means available to him to commence an exploratory process that would lead to conversion of one or more of those health centers to FQHC status; and be it further

B.) State Aided Initiatives

i. Red Light Safety Program

5th **RESOLVED**, effective as of March 31, 2012, section 1111-b of the Vehicle and Traffic Law was amended by Chapter 57 of the Laws of 2012 increasing the number of intersections within the Red Light Safety Program (Program) from 50 intersections to 100 intersections; and be it further

6th **RESOLVED**, the Red Light Safety Program has proved effective in improving motor vehicle safety on busy County roads, so that enlargement of the Program would produce even greater safety to Suffolk County motorists; and be it further

7th **RESOLVED**, that the County Executive is authorized, directed, and empowered to use all lawful means available to him to enlarge the Program for all intersections now or hereinafter authorized under state and local law; and be it further

ii. Traffic and Parking Violations Agency

8th **RESOLVED**, the County Legislature approved Home Rule Message 10-2012 on March 27, 2012 "*Requesting New York Legislature To Amend The General Municipal Law, The Vehicle And Traffic Law And The Criminal Procedure Law, In Relation To Establishing A Traffic And Parking Violations Agency In The County Of Suffolk (Assembly Bill A.09539-A And Senate Bill S.5634-C)*;" and be it further

9th **RESOLVED**, a local Traffic and Parking Violations Agency would facilitate speedy disposition of traffic and parking violations, relieve the overburdened Suffolk County District Courts in connection with its hearing of traffic and parking matters, and provide for an enhanced fine revenue share to the County; and be it further

10th **RESOLVED**, that the County Executive is authorized, directed, and empowered to use all lawful means available to him to begin to implement establishment of a local Traffic and Parking Violations Agency to be operational as quickly as possible in the event that the New York State Legislature enacts enabling legislation authorizing a County agency; and be it further

iii. Employer Contribution Stabilization Program

11th RESOLVED, Chapter 57 of the Laws of 2010, enacted August 11, 2010, established the Employer Contribution Stabilization Program (Program), authorizing participating local government employers, if they so elect, to amortize the eligible portion of their annual required contributions to the New York State and Local Retirement System; and be it further

12th RESOLVED, that the County Executive is authorized, directed, and empowered to use all lawful means available to him to enroll in the Program for fiscal 2013 to amortize pension payments and be it further

C.) Emergency Medical Air Lift

13th RESOLVED, that the County Executive is authorized, directed, and empowered to use all lawful means available to him to implement a program seeking cost reimbursement from appropriate third party sources for medical transportation services now or hereinafter authorized under state and local law to recover County costs for these programs; and be it further

II. EXPENDITURE REDUCTIONS

14th RESOLVED, that all existing appropriations for the County's discretionary tobacco education programs in the Health Department previously funded with tobacco revenues received from the Federal Master Settlement Agreement with participating tobacco companies are hereby eliminated and terminated upon approval of this Resolution, since the tobacco revenues have been fully securitized in fiscal 2012; and

15th RESOLVED, that all existing appropriations for the Living Wage Subsidy a(Appropriation 001-MSC-1998 Contingent: Living Wage) re hereby eliminated and terminated upon approval of this Resolution; and

16th RESOLVED, that all existing appropriations for the Health Smart Program are hereby eliminated and terminated upon approval of this Resolution; and

17th RESOLVED, the County Executive is authorized, directed and empowered to use all means legally available to him to competitively procure hospitals or other groups services on a fee basis related to methadone delivery for needy County residents; and

18th RESOLVED, the County Executive is hereby authorized, directed, and empowered to use all available legal means to control worker's compensation medical costs by utilizing competitive procurement to obtain medical service providers that will enable the County to experience a higher medical discount by using one or more medical service providers utilizing a large medical network; and be it further

III. MISCELLANEOUS

19th RESOLVED, the execution and delivery on behalf of and in the name of the County by the County Executive and/or his designee(s) of such agreements, instruments and/or authorizations as may be contemplated by, or necessary or advisable to, consummate or otherwise give full effect to the transactions contemplated by this Resolution is hereby

1477

Intro. Res. No. -2012
Introduced by Legislator Kennedy

Laid on Table 4/24/2012

**RESOLUTION NO. -2012, AMENDING THE 2012
OPERATING BUDGET AND CREATING TWENTY DETECTIVE
POSITIONS IN THE POLICE DEPARTMENT**

WHEREAS, the Police Department considers the level of authorized Detective positions to be inadequate in the 2012 Adopted Budget; and

WHEREAS, currently there are 364 authorized Detective positions and it is the desire of this Legislature to create 20 additional unfunded authorized Detective positions; now, therefore be it

1st RESOLVED, that the 2012 Suffolk County Operating Budget is hereby amended to add the following positions to the Police Department as follows:

AUTHORIZED POSITIONS:

<u>Fd-Approp-Unit</u>	<u>Spec. No.</u>	<u>Position Title</u>	<u>Grade</u>	<u>No. of Positions</u>
001-3120-3000	5010	DETECTIVE (POLICE)	UN	+10
115-3121-3000	5010	DETECTIVE (POLICE)	UN	+10

and be it further

2nd RESOLVED, that the provisions within this resolution shall take effect within the first pay period immediately succeeding its adoption; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1478

Intro. Res. No. -2012
Introduced by Deputy Presiding Officer Horsley

Laid on Table 4/24/12

**RESOLUTION NO. -2012, APPOINTING JAMES MORGO TO
THE SUFFOLK COUNTY COMMUNITY COLLEGE BOARD OF
TRUSTEES**

WHEREAS, Patricia McMahon has submitted her resignation as a member of the Board of Trustees of the Suffolk County Community College; now, therefore be it

1st RESOLVED, that James Morgo is hereby appointed as a member of the Board of Trustees of the Suffolk County Community College, pursuant to Section 6306(1) of the NEW YORK EDUCATION LAW, to fill the unexpired term, said term to expire on June 30, 2016.

DATED:

EFFECTIVE PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER
AND SECTION 6306(1) OF THE NEW YORK EDUCATION LAW.

S:\reslr-appt-sccc-morgo

HOME RULE MESSAGE REQUESTING NEW YORK LEGISLATURE TO AMEND THE GENERAL MUNICIPAL LAW, THE VEHICLE AND TRAFFIC LAW AND THE CRIMINAL PROCEDURE LAW TO CREATE A TRAFFIC AND PARKING VIOLATIONS AGENCY IN THE COUNTY OF SUFFOLK (ASSEMBLY BILL A.09539-B AND SENATE BILL S.5634-D)

WHEREAS, the growing number of traffic and parking infractions in Suffolk County has led to a backlog of such cases in the County's district courts; and

WHEREAS, the strain and backlog on the district courts means that many of these traffic and parking summonses go unanswered and unpaid; and

WHEREAS, villages, cities and towns throughout the State are authorized ~~to establish a separate traffic violations bureau to assist in the disposition of infractions~~ related to traffic and parking violations, and a traffic violations agency has been established in Nassau County; and

WHEREAS, establishing a traffic violations agency in Suffolk County will ease the strain on the district courts and speed the disposition of traffic and parking violations; and

WHEREAS, there is legislation pending in the New York State Legislature that would authorize the County of Suffolk to establish, by local law, a Traffic and Parking Violations Agency to assist the district court in the disposition of traffic and parking infractions; now, therefore be it

1st RESOLVED, that this Legislature hereby requests the State of New York to enact Assembly Bill No. A.0953-B and Senate Bill No. S.5634-D for the purpose of establishing a Traffic and Parking Violations Agency in Suffolk County; and be it further

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

DATED:

s:\memres\hr-amended traffic and parking violations agency



Watch Live

Bill No.: A09539

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A09539 Summary:

BILL NO A09539B

SAME AS Same as S 5634-D

SPONSOR Ramos (MS)

COSPNSR Sweeney, Englebright, Thiele, Weisenberg, Russell, Magee, Millman, Perry, Crespo, Schimel, Lupardo, Maisel, Espinal, Roberts, Bronson, Cusick, Titone, Braunstein

MLTSPNSR Fitzpatrick, Graf, Losquadro, McDonough, Murray, Raia, Tobacco

Amd SS370, 370-a, 371, 374 & 99-1, Gen Muni L; amd Art 44-A Art Head, SS1690 & 225, V & T L; amd S350.20, CP L; amd S99-a, St Fin L

Provides for the establishment of a traffic and parking violations agency in the county of Suffolk and appointment of traffic prosecutors.

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A09539 Actions:

BILL NO A09539B

03/12/2012 referred to local governments

03/26/2012 amend and recommit to local governments

03/26/2012 print number 9539a

04/17/2012 reference changed to transportation

04/19/2012 amend (t) and recommit to transportation

04/19/2012 print number 9539b

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A09539 Votes:

There are no votes for this bill in this legislative session.

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A09539 Memo:

Memo not available

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A09539 Text:

STATE OF NEW YORK

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I N A S S E M B L Y

March 12, 2012

Introduced by M. of A. RAMOS, SWEENEY, ENGLEBRIGHT, THIELE, WEISENBERG, RUSSELL, MAGEE, MILLMAN, PERRY, CRESPO, SCHIMEL, LUPARDO, MAISEL, ESPINAL, ROBERTS, BRONSON, CUSICK, TITONE, BRAUNSTEIN -- Multi-Sponsored by -- M. of A. FITZPATRICK, GRAF, LOSQUADRO, McDONOUGH, MURRAY, RAI, TOBACCO -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- again reported from said committee with amendments, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the general municipal law, the vehicle and traffic law, the criminal procedure law and the state finance law, in relation to establishing a traffic and parking violations agency in the county of Suffolk

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

1 Section 1. Section 370 of the general municipal law is amended by
2 adding a new subdivision 3 to read as follows:

3 3. THERE SHALL BE A DEPARTMENT OF THE SUFFOLK COUNTY GOVERNMENT KNOWN
4 AS THE SUFFOLK COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY, WHICH SHALL
5 OPERATE UNDER THE DIRECTION AND CONTROL OF THE COUNTY EXECUTIVE.

6 S 2. Section 370-a of the general municipal law, as added by chapter
7 496 of the laws of 1990, subdivision 1 as amended by chapter 527 of the
8 laws of 2002, is amended to read as follows:

9 S 370-a. Definitions. For the purpose of this article:

10 1. "Traffic and parking violations agency" shall mean a department of
11 the Nassau county government established pursuant to subdivision two of
12 section three hundred seventy of this article OR A DEPARTMENT IN THE
13 SUFFOLK COUNTY GOVERNMENT ESTABLISHED PURSUANT TO SUBDIVISION THREE OF
14 SUCH SECTION to administer and dispose of traffic and parking infrac-
15 tions.

16 2. "Traffic prosecutor" shall mean an attorney duly admitted to prac-
17 tice law in the state of New York who, having been appointed and either
18 hired or retained pursuant to section three hundred seventy-four of this
19 article, has the responsibility of prosecuting any traffic and parking

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

LBD11932-10-2

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1 infractions returnable before the Nassau county district court OR THE
2 SUFFOLK COUNTY DISTRICT COURT pursuant to the jurisdictional limitations
3 of section three hundred seventy-one of this article.

4 S 3. Subdivisions 2, 3 and 4 of section 371 of the general municipal
5 law, subdivision 2 as amended by section 21 of part G of chapter 58 of
6 the laws of 2012, subdivision 3 as amended by chapter 496 of the laws of
7 1990 and subdivision 4 as amended by chapter 465 of the laws of 1998,
8 are amended to read as follows:

9 2. The Nassau county traffic and parking violations agency, as estab-
10 lished, may be authorized to assist the Nassau county district court,
11 AND THE SUFFOLK COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY, AS ESTAB-
12 LISHED, MAY BE AUTHORIZED TO ASSIST THE SUFFOLK COUNTY DISTRICT COURT,
13 in the disposition and administration of infractions of traffic and
14 parking laws, ordinances, rules and regulations and the liability of
15 owners for violations of subdivision (d) of section eleven hundred elev-

16 en of the vehicle and traffic law in accordance with section eleven
17 hundred eleven-b of such law, except that such [agency] AGENCIES shall
18 not have jurisdiction over (a) the traffic infraction defined under
19 subdivision one of section eleven hundred ninety-two of the vehicle and
20 traffic law; (b) the traffic infraction defined under subdivision five
21 of section eleven hundred ninety-two of the vehicle and traffic law; (c)
22 the violation defined under paragraph (b) of subdivision four of section
23 fourteen-f of the transportation law and the violation defined under
24 clause (b) of subparagraph (iii) of paragraph c of subdivision two of
25 section one hundred forty of the transportation law; (d) the traffic
26 infraction defined under section three hundred ninety-seven-a of the
27 vehicle and traffic law and the traffic infraction defined under subdivi-
28 sion (g) of section eleven hundred eighty of the vehicle and traffic
29 law; (e) any misdemeanor or felony; or (f) any offense that is part of
30 the same criminal transaction, as that term is defined in subdivision
31 two of section 40.10 of the criminal procedure law, as a violation of
32 subdivision one of section eleven hundred ninety-two of the vehicle and
33 traffic law, a violation of subdivision five of section eleven hundred
34 ninety-two of the vehicle and traffic law, a violation of paragraph (b)
35 of subdivision four of section fourteen-f of the transportation law, a
36 violation of clause (b) of subparagraph (iii) of paragraph [d] C of
37 subdivision two of section one hundred forty of the transportation law,
38 a violation of section three hundred ninety-seven-a of the vehicle and
39 traffic law, a violation of subdivision (g) of section eleven hundred

40 eighty of the vehicle and traffic law or any misdemeanor or felony.
41 3. A person charged with an infraction which shall be disposed of by
42 either a traffic violations bureau [or], the Nassau county traffic and
43 parking violations agency, OR THE SUFFOLK COUNTY TRAFFIC AND PARKING
44 VIOLATIONS AGENCY may be permitted to answer, within a specified time,
45 at the traffic violations bureau, [and] in Nassau county at the traffic
46 and parking violations agency AND IN SUFFOLK COUNTY AT THE TRAFFIC AND
47 PARKING VIOLATIONS AGENCY, either in person or by written power of
48 attorney in such form as may be prescribed in the ordinance or local law
49 creating the bureau or agency, by paying a prescribed fine and, in writ-
50 ing, waiving a hearing in court, pleading guilty to the charge or admit-
51 ting liability as an owner for the violation of subdivision (d) of
52 section eleven hundred eleven of the vehicle and traffic law, as the
53 case may be, and authorizing the person in charge of the bureau or agen-
54 cy to enter such a plea or admission and accept payment of said fine.
55 Acceptance of the prescribed fine and power of attorney by the bureau or
56 agency shall be deemed complete satisfaction for the violation or of the
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1 liability, and the violator or owner liable for a violation of subdivi-
2 sion (d) of section eleven hundred eleven of the vehicle and traffic law
3 shall be given a receipt which so states. If a person charged with a
4 traffic violation does not answer as hereinbefore prescribed, within a
5 designated time, the bureau or agency may cause a complaint to be
6 entered against him forthwith and a warrant to be issued for his arrest
7 and appearance before the court, such summons to be predicated upon the
8 personal service of said summons upon the person charged with the
9 infraction. Any person who shall have been, within the preceding twelve
10 months, guilty of a number of parking violations in excess of such maxi-
11 mum number as may be designated by the court, or of three or more
12 violations other than parking violations, shall not be permitted to
13 appear and answer to a subsequent violation at the traffic violations
14 bureau or agency, but must appear in court at a time specified by the
15 bureau or agency. Such bureau or agency shall not be authorized to
16 deprive a person of his right to counsel or to prevent him from exercis-
17 ing his right to appear in court to answer to, explain, or defend any
18 charge of a violation of any traffic law, ordinance, rule or regulation.
19 4. Notwithstanding any inconsistent provision of law, fines, penalties
20 and forfeitures collected by the Nassau county OR SUFFOLK COUNTY traffic
21 and parking violations agency shall be distributed as provided in

22 section eighteen hundred three of the vehicle and traffic law. All
 23 fines, penalties and forfeitures for violations adjudicated by the
 24 Nassau county OR SUFFOLK COUNTY traffic and parking violations agency
 25 pursuant to subdivision two of this section, with the exception of park-
 26 ing violations, and except as provided in subdivision three of section
 27 ninety-nine-a of the state finance law, shall be paid by such [agency]
 28 AGENCIES to the state comptroller within the first ten days of the month
 29 following collection. Each such payment shall be accompanied by a true
 30 and complete report in such form and detail as the comptroller shall
 31 prescribe.

32 S 4. Section 374 of the general municipal law, as amended by chapter
 33 527 of the laws of 2002, is amended to read as follows:

34 S 374. Traffic prosecutor selection and oversight. (a) The executive
 35 director of the Nassau county traffic and parking violations agency, AND
 36 THE EXECUTIVE DIRECTOR OF THE SUFFOLK COUNTY TRAFFIC AND PARKING
 37 VIOLATIONS AGENCY, appointed pursuant to subdivision (b) of this
 38 section, shall select and may contract with or hire one or more persons
 39 who are attorneys, duly admitted to the practice of law in New York
 40 state for the prosecution of any traffic and parking infraction, except
 41 those described in paragraphs (a), (b), (c), (d), (e) and (f) of subdi-
 42 vision two of section three hundred seventy-one of this article, to be
 43 heard, tried or otherwise disposed of by the district court of Nassau
 44 county IN THE CASE OF AN ATTORNEY SELECTED BY THE NASSAU COUNTY EXECU-
 45 TIVE DIRECTOR, OR BY THE DISTRICT COURT OF SUFFOLK COUNTY, IN THE CASE
 46 OF AN ATTORNEY SELECTED BY THE SUFFOLK COUNTY EXECUTIVE DIRECTOR. Such
 47 persons shall be known as "traffic prosecutors", as that term is defined
 48 in section three hundred seventy-a of this article. Traffic prosecutors
 49 shall have the same power as a district attorney would otherwise have in
 50 the prosecution of any traffic or parking infraction which may, pursuant
 51 to the jurisdictional provisions of section three hundred seventy-one of
 52 this article, be prosecuted before the district court of Nassau county
 53 OR THE DISTRICT COURT OF SUFFOLK COUNTY, IF THE TRAFFIC VIOLATION
 54 OCCURRED IN SUFFOLK COUNTY. The executive director shall give active
 55 consideration to requiring that such traffic prosecutors serve on a
 56 full-time basis. Traffic prosecutors are prohibited from appearing in
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1 any capacity other than as a traffic prosecutor in any part of the
 2 Nassau county district court OR THE SUFFOLK COUNTY DISTRICT COURT, IF
 3 THE TRAFFIC VIOLATION OCCURRED IN SUFFOLK COUNTY on any matter relating
 4 to traffic or parking violations and are further prohibited from appear-
 5 ing in any capacity other than as a traffic prosecutor in any other
 6 court or administrative tribunal on any matter relating to traffic or
 7 parking violations.

8 (b) The county executive of the county of Nassau shall appoint a
 9 person to serve as the executive director of the Nassau county traffic
 10 and parking violations agency subject to the confirmation of the county
 11 legislature of the county of Nassau. THE COUNTY EXECUTIVE OF THE COUNTY
 12 OF SUFFOLK SHALL APPOINT A PERSON TO SERVE AS THE EXECUTIVE DIRECTOR OF
 13 THE SUFFOLK COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY SUBJECT TO THE
 14 CONFIRMATION OF THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK. The
 15 executive director shall be responsible for the oversight and adminis-
 16 tration of the agency. The executive director OF NASSAU COUNTY is
 17 prohibited from appearing in any capacity in any part of the Nassau
 18 county district court AND THE EXECUTIVE DIRECTOR OF SUFFOLK COUNTY IS
 19 PROHIBITED FROM APPEARING IN ANY CAPACITY IN ANY PART OF THE SUFFOLK
 20 COUNTY DISTRICT COURT on any matter relating to traffic or parking
 21 violations and is further prohibited from appearing in any capacity in
 22 any other court or administrative tribunal on any matter relating to
 23 traffic or parking violations.

24 (c) It shall be a misdemeanor for the executive director, any traffic
 25 prosecutor or any judicial hearing officer assigned to hear traffic or
 26 parking violations cases pursuant to section one thousand six hundred
 27 ninety of the vehicle and traffic law to establish any quota of traffic

28 violation convictions which must be obtained by any traffic prosecutor
 29 or judicial hearing officer. Nothing contained herein shall prohibit the
 30 taking of any job action against a traffic prosecutor or judicial hear-
 31 ing officer for failure to satisfactorily perform such prosecutor's or
 32 officer's job assignment except that the employment productivity of such
 33 prosecutor or officer shall not be measured by the attainment or nonat-
 34 tainment of any conviction quota. For the purposes of this section a
 35 conviction quota shall mean a specific number of convictions which must
 36 be obtained within a specific time period.

37 (d) The legislature of the county of Nassau may appropriate those
 38 monies which, in the legislature's sole discretion, are necessary for
 39 the compensation of those persons selected to serve as executive direc-
 40 tor and traffic prosecutors and to cover all other expenses associated
 41 with the administration of the Nassau county traffic and parking
 42 violations agency.

43 (E) THE LEGISLATURE OF THE COUNTY OF SUFFOLK MAY APPROPRIATE THOSE
 44 MONIES WHICH, IN THE LEGISLATURE'S SOLE DISCRETION, ARE NECESSARY FOR
 45 THE COMPENSATION OF THOSE PERSONS SELECTED TO SERVE AS EXECUTIVE DIREC-
 46 TOR AND TRAFFIC PROSECUTORS AND TO COVER ALL OTHER EXPENSES ASSOCIATED
 47 WITH THE ADMINISTRATION OF THE SUFFOLK COUNTY TRAFFIC AND PARKING
 48 VIOLATIONS AGENCY.

49 S 5. The article heading of article 44-A of the vehicle and traffic
 50 law, as added by chapter 496 of the laws of 1990, is amended to read as
 51 follows:

52 AUTHORITY OF THE NASSAU AND SUFFOLK
 53 COUNTY DISTRICT COURT
 54 JUDICIAL HEARING [OFFICER] OFFICERS

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1 S 6. The section heading, subdivision 1 and subdivision 4 of section
 2 1690 of the vehicle and traffic law, the section heading and subdivision
 3 4 as added by chapter 496 of the laws of 1990, subdivision 1 as amended
 4 by chapter 420 of the laws of 2001, and the opening paragraph of subdivi-
 5 sion 1 as amended by section 20 of part G of chapter 58 of the laws of
 6 2012, are amended to read as follows:

7 Authority of the Nassau county AND SUFFOLK COUNTY district court judi-
 8 cial hearing [officer] OFFICERS. 1. Notwithstanding any other provision
 9 of law, where the trial of a traffic or parking infraction is authorized
 10 or required to be tried before the Nassau county district court OR
 11 SUFFOLK COUNTY DISTRICT COURT, and such traffic and parking infraction
 12 does not constitute a misdemeanor, felony, violation of subdivision one
 13 of section eleven hundred ninety-two, subdivision five of section eleven
 14 hundred ninety-two, section three hundred ninety-seven-a, or subdivision
 15 (g) of section eleven hundred eighty of this chapter, or a violation of
 16 paragraph (b) of subdivision four of section fourteen-f or clause (b) of
 17 subparagraph (iii) of paragraph c of subdivision two of section one
 18 hundred forty of the transportation law, or any offense that is part of
 19 the same criminal transaction, as that term is defined in subdivision
 20 two of section 40.10 of the criminal procedure law, as such a misdemea-
 21 nor, felony, violation of subdivision one of section eleven hundred
 22 ninety-two, subdivision two of section eleven hundred ninety-two,
 23 section three hundred ninety-seven-a or subdivision (g) of section elev-
 24 en hundred eighty of this chapter, or a violation of paragraph (b) of
 25 subdivision four of section fourteen-f or clause (b) of subparagraph
 26 (iii) of paragraph d of subdivision two of section one hundred forty of
 27 the transportation law, the administrative judge of the county in which
 28 the trial court is located, may assign judicial hearing officers to
 29 conduct such a trial. Such judicial hearing officers shall be village
 30 court justices or retired judges either of which shall have at least two
 31 years of experience conducting trials of traffic and parking violations
 32 cases and shall be admitted to practice law in this state. Where such
 33 assignment is made, the judicial hearing officer shall entertain the
 34 case in the same manner as a court and shall:

35 (a) determine all questions of law;

- 36 (b) act as the exclusive trier of all issues of fact;
- 37 (c) render a verdict;
- 38 (d) impose sentence; or
- 39 (e) dispose of the case in any manner provided by law.

40 4. Judicial hearing officers are prohibited from appearing in any
41 capacity other than as a judicial hearing officer in any part of the
42 Nassau county OR SUFFOLK COUNTY district court on any matter relating to
43 traffic or parking violations and are further prohibited from appearing
44 in any capacity other than as a judicial hearing officer in any other
45 court or administrative tribunal on any matter relating to traffic or
46 parking violations.

47 S 7. Subdivision 5 of section 350.20 of the criminal procedure law, as
48 added by chapter 496 of the laws of 1990, is amended to read as follows:

49 5. Notwithstanding the provisions of subdivision one of this section,
50 FOR ALL PROCEEDINGS BEFORE THE DISTRICT COURT OF NASSAU COUNTY the
51 administrative judge of Nassau county may, AND FOR ALL PROCEEDINGS
52 BEFORE THE DISTRICT COURT OF SUFFOLK COUNTY, THE ADMINISTRATIVE JUDGE OF
53 SUFFOLK COUNTY MAY, without the consent of the parties, assign matters
54 involving traffic and parking infractions except those described in
55 paragraphs (a), (b), (c), (d), (e) and (f) of subdivision two of section
56 three hundred seventy-one of the general municipal law to a judicial
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1 ~~hearing officer [for all proceedings before the district court of Nassau~~
2 ~~county] in accordance with the provisions of section sixteen hundred~~
3 ~~ninety of the vehicle and traffic law.~~

4 S 8. Subdivision 1 of section 225 of the vehicle and traffic law, as
5 amended by chapter 173 of the laws of 1990, is amended to read as
6 follows:

7 1. Notwithstanding any inconsistent provision of law, all violations
8 of this chapter or of a law, ordinance, order, rule or regulation relat-
9 ing to traffic, except parking, standing, stopping or pedestrian
10 offenses, which occur within a city having a population of two hundred
11 thousand or more in which administrative tribunals have heretofore been
12 established, [or within that portion of Suffolk county for which a
13 district court has been established,] and which are classified as traf-
14 fic infractions, may be heard and determined pursuant to the regulations
15 of the commissioner as provided in this article. Whenever a crime and a
16 traffic infraction arise out of the same transaction or occurrence, a
17 charge alleging both offenses may be made returnable before the court
18 having jurisdiction over the crime. Nothing herein provided shall be
19 construed to prevent a court, having jurisdiction over a criminal charge
20 relating to traffic or a traffic infraction, from lawfully entering a
21 judgment of conviction, whether or not based on a plea of guilty, for
22 any offense classified as a traffic infraction.

23 S 9. Subdivision 3 of section 99-a of the state finance law, as
24 amended by chapter 465 of the laws of 1998, is amended to read as
25 follows:

26 3. The comptroller is hereby authorized to implement alternative
27 procedures, including guidelines in conjunction therewith, relating to
28 the remittance of fines, penalties, forfeitures and other moneys by town
29 and village justice courts, and by the Nassau [county] AND SUFFOLK COUN-
30 TIES traffic and parking violations [agency] AGENCIES, to the justice
31 court fund and for the distribution of such moneys by the justice court
32 fund. Notwithstanding any law to the contrary, the alternative proce-
33 dures utilized may include:

- 34 a. electronic funds transfer;
- 35 b. remittance of funds by the justice court to the chief fiscal office
- 36 of the town or village, or, in the case of the Nassau [county] AND
- 37 SUFFOLK COUNTIES traffic and parking violations [agency] AGENCIES, to
- 38 the county treasurer, for distribution in accordance with instructions
- 39 by the comptroller; and/or
- 40 c. monthly, rather than quarterly, distribution of funds.

41 The comptroller may require such reporting and record keeping as he or

42 she deems necessary to ensure the proper distribution of moneys in
 43 accordance with applicable laws. A justice court or the Nassau [county]
 44 AND SUFFOLK COUNTIES traffic and parking violations [bureau] AGENCIES
 45 may utilize these procedures only when permitted by the comptroller, and
 46 such permission, once given, may subsequently be withdrawn by the comp-
 47 troller on due notice.

48 S 10. Subdivision 2 of section 99-1 of the general municipal law, as
 49 amended by chapter 179 of the laws of 2000, is amended to read as
 50 follows:

51 2. The [county] COUNTIES of Nassau AND SUFFOLK shall be entitled to
 52 receive the amounts set forth in subdivision one of this section for the
 53 services of [the Nassau] THEIR RESPECTIVE county traffic and parking
 54 violations agency and for all services in each case of a parking
 55 violation, instituted and triable in such agency, wherein a fine is
 56 imposed, a surcharge of ten dollars.

A. 9539--B 7

1 S 11. Subdivision 2 of section 99-1 of the general municipal law, as
 2 added by chapter 261 of the laws of 1993, is amended to read as follows:

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 5 services of [the Nassau] THEIR RESPECTIVE county traffic and parking
 6 violations agency.

7 ~~S 12. Notwithstanding any provision of law to the contrary no non-ju-~~
 8 dicial employee of the Suffolk county district court shall suffer a
 9 diminution of salary, employment status or rights solely by operation of
 10 this act provided that nothing herein shall limit the legal authority of
 11 the chief administrator of the courts to supervise the administration
 12 and operation of the unified court system.

13 S 13. The administrative judge of Suffolk county shall issue on an
 14 annual basis, beginning eighteen months following the creation of the
 15 Suffolk county traffic and parking violations agency pursuant to Suffolk
 16 county local law, a report detailing the progress, development and oper-
 17 ations of the traffic and parking violations agency. The report shall be
 18 provided to the governor, the temporary president of the senate, the
 19 speaker of the assembly, the Suffolk county executive, the legislature
 20 of the county of Suffolk, the presiding judge of the Suffolk county
 21 district court and the Suffolk county district attorney.

22 S 14. This act shall take effect immediately; provided, however, the
 23 amendments to section 370-a, subdivisions 2, 3 and 4 of section 371 and
 24 section 374 of the general municipal law, the article heading of article
 25 44-A and the section heading and subdivisions 1 and 4 of section 1690 of
 26 the vehicle and traffic law and subdivision 5 of section 350.20 of the
 27 criminal procedure law, as made by sections two, three, four, five, six
 28 and seven of this act, respectively, shall take effect only in the event
 29 that the county of Suffolk shall have by local law established a traffic
 30 and parking violations agency; provided that the legislature of the
 31 county of Suffolk shall notify the legislative bill drafting commission
 32 upon the occurrence of the enactment of the legislation provided for in
 33 sections two, three, four, five, six and seven of this act in order that
 34 the commission may maintain an accurate and timely effective data base
 35 of the official text of the laws of the state of New York in furtherance
 36 of effectuating the provisions of section 44 of the legislative law and
 37 section 70-b of the public officers law; provided, however, that the
 38 amendments to section 371 of the general municipal law made by section
 39 three of this act shall not affect the expiration of such section and
 40 shall be deemed to expire therewith; and provided that the amendments to
 41 subdivision 2 of section 99-1 of the general municipal law made by
 42 section ten of this act shall be subject to the expiration and reversion
 43 of such subdivision pursuant to section 6 of chapter 179 of the laws of
 44 2000, as amended, when upon such date the provisions of section eleven
 45 of this act shall take effect.

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Bill No.: S05634

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SS1690 &

S05634 Summary:

BILL NO S05634D
SAME AS Same as A 9539-B
SPONSOR ZELDIN
COSPNSR
MLTSPNSR

Amd SS370, 370-a, 371, 374 & 99-1, Gen Muni L; amd Art 44-A Art Head, 225, V & T L; amd S350.20, CP L; amd S99-a, St Fin L

Provides for the establishment of a traffic and parking violations agency in the county of Suffolk and appointment of traffic prosecutors.

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S05634 Text:

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

5634--D

Cal. No. 358

2011-2012 Regular Sessions

I N S E N A T E

June 8, 2011

Introduced by Sen. ZELDIN -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- recommitted to the Committee on Local Government in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first and second report, ordered to a third reading, amended and ordered reprinted, retaining its place in the order of third reading -- again amended and ordered reprinted, retaining its place in the order of third reading

AN ACT to amend the general municipal law, the vehicle and traffic law, the criminal procedure law and the state finance law, in relation to establishing a traffic and parking violations agency in the county of Suffolk

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

1 Section 1. Section 370 of the general municipal law is amended by
2 adding a new subdivision 3 to read as follows:

3 3. THERE SHALL BE A DEPARTMENT OF THE SUFFOLK COUNTY GOVERNMENT KNOWN
4 AS THE SUFFOLK COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY, WHICH SHALL
5 OPERATE UNDER THE DIRECTION AND CONTROL OF THE COUNTY EXECUTIVE.

6 S 2. Section 370-a of the general municipal law, as added by chapter
7 496 of the laws of 1990, subdivision 1 as amended by chapter 527 of the
8 laws of 2002, is amended to read as follows:

9 S 370-a. Definitions. For the purpose of this article:

10 1. "Traffic and parking violations agency" shall mean a department of
11 the Nassau county government established pursuant to subdivision two of
12 section three hundred seventy of this article OR A DEPARTMENT IN THE
13 SUFFOLK COUNTY GOVERNMENT ESTABLISHED PURSUANT TO SUBDIVISION THREE OF

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

LBD11932-09-2

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2

1 SUCH SECTION to administer and dispose of traffic and parking infrac-
2 tions.

3 2. "Traffic prosecutor" shall mean an attorney duly admitted to prac-
4 tice law in the state of New York who, having been appointed and either
5 hired or retained pursuant to section three hundred seventy-four of this
6 article, has the responsibility of prosecuting any traffic and parking
7 infractions returnable before the Nassau county district court OR THE
8 SUFFOLK COUNTY DISTRICT COURT pursuant to the jurisdictional limitations
9 of section three hundred seventy-one of this article.

10 S 3. Subdivisions 2, 3 and 4 of section 371 of the general municipal
11 law, subdivision 2 as amended by section 21 of part G of chapter 58 of
12 the laws of 2012, subdivision 3 as amended by chapter 496 of the laws of
13 1990 and subdivision 4 as amended by chapter 465 of the laws of 1998,
14 are amended to read as follows:

15 2. The Nassau county traffic and parking violations agency, as estab-
16 lished, may be authorized to assist the Nassau county district court,
17 AND THE SUFFOLK COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY, AS ESTAB-
18 LISHED, MAY BE AUTHORIZED TO ASSIST THE SUFFOLK COUNTY DISTRICT COURT,
19 in the disposition and administration of infractions of traffic and
20 parking laws, ordinances, rules and regulations and the liability of
21 owners for violations of subdivision (d) of section eleven hundred elev-
22 en of the vehicle and traffic law in accordance with section eleven
23 hundred eleven-b of such law, except that such [agency] AGENCIES shall
24 not have jurisdiction over (a) the traffic infraction defined under
25 subdivision one of section eleven hundred ninety-two of the vehicle and
26 traffic law; (b) the traffic infraction defined under subdivision five
27 of section eleven hundred ninety-two of the vehicle and traffic law; (c)
28 the violation defined under paragraph (b) of subdivision four of section
29 fourteen-f of the transportation law and the violation defined under
30 clause (b) of subparagraph (iii) of paragraph c of subdivision two of
31 section one hundred forty of the transportation law; (d) the traffic
32 infraction defined under section three hundred ninety-seven-a of the
33 vehicle and traffic law and the traffic infraction defined under subdivi-
34 sion (g) of section eleven hundred eighty of the vehicle and traffic
35 law; (e) any misdemeanor or felony; or (f) any offense that is part of
36 the same criminal transaction, as that term is defined in subdivision
37 two of section 40.10 of the criminal procedure law, as a violation of
38 subdivision one of section eleven hundred ninety-two of the vehicle and
39 traffic law, a violation of subdivision five of section eleven hundred
40 ninety-two of the vehicle and traffic law, a violation of paragraph (b)
41 of subdivision four of section fourteen-f of the transportation law, a
42 violation of clause (b) of subparagraph (iii) of paragraph [d] C of

43 subdivision two of section one hundred forty of the transportation law,
 44 a violation of section three hundred ninety-seven-a of the vehicle and
 45 traffic law, a violation of subdivision (g) of section eleven hundred
 46 eighty of the vehicle and traffic law or any misdemeanor or felony.

47 3. A person charged with an infraction which shall be disposed of by
 48 either a traffic violations bureau [or], the Nassau county traffic and
 49 parking violations agency, OR THE SUFFOLK COUNTY TRAFFIC AND PARKING
 50 VIOLATIONS AGENCY may be permitted to answer, within a specified time,
 51 at the traffic violations bureau, [and] in Nassau county at the traffic
 52 and parking violations agency AND IN SUFFOLK COUNTY AT THE TRAFFIC AND
 53 PARKING VIOLATIONS AGENCY, either in person or by written power of
 54 attorney in such form as may be prescribed in the ordinance or local law
 55 creating the bureau or agency, by paying a prescribed fine and, in writ-
 56 ing, waiving a hearing in court, pleading guilty to the charge or admit-
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1 ting liability as an owner for the violation of subdivision (d) of
 2 section eleven hundred eleven of the vehicle and traffic law, as the
 3 case may be, and authorizing the person in charge of the bureau or agen-
 4 cy to enter such a plea or admission and accept payment of said fine.
 5 Acceptance of the prescribed fine and power of attorney by the bureau or
 6 agency shall be deemed complete satisfaction for the violation or of the
 7 liability, and the violator or owner liable for a violation of subdivi-
 8 sion (d) of section eleven hundred eleven of the vehicle and traffic law
 9 shall be given a receipt which so states. If a person charged with a
 10 traffic violation does not answer as hereinbefore prescribed, within a
 11 designated time, the bureau or agency may cause a complaint to be
 12 entered against him forthwith and a warrant to be issued for his arrest
 13 and appearance before the court, such summons to be predicated upon the
 14 personal service of said summons upon the person charged with the
 15 infraction. Any person who shall have been, within the preceding twelve
 16 months, guilty of a number of parking violations in excess of such maxi-
 17 mum number as may be designated by the court, or of three or more
 18 violations other than parking violations, shall not be permitted to
 19 appear and answer to a subsequent violation at the traffic violations
 20 bureau or agency, but must appear in court at a time specified by the
 21 bureau or agency. Such bureau or agency shall not be authorized to
 22 deprive a person of his right to counsel or to prevent him from exercis-
 23 ing his right to appear in court to answer to, explain, or defend any
 24 charge of a violation of any traffic law, ordinance, rule or regulation.

25 4. Notwithstanding any inconsistent provision of law, fines, penalties
 26 and forfeitures collected by the Nassau county OR SUFFOLK COUNTY traffic
 27 and parking violations agency shall be distributed as provided in
 28 section eighteen hundred three of the vehicle and traffic law. All
 29 fines, penalties and forfeitures for violations adjudicated by the
 30 Nassau county OR SUFFOLK COUNTY traffic and parking violations agency
 31 pursuant to subdivision two of this section, with the exception of park-
 32 ing violations, and except as provided in subdivision three of section
 33 ninety-nine-a of the state finance law, shall be paid by such [agency]
 34 AGENCIES to the state comptroller within the first ten days of the month
 35 following collection. Each such payment shall be accompanied by a true
 36 and complete report in such form and detail as the comptroller shall
 37 prescribe.

38 S 4. Section 374 of the general municipal law, as amended by chapter
 39 527 of the laws of 2002, is amended to read as follows:

40 S 374. Traffic prosecutor selection and oversight. (a) The executive
 41 director of the Nassau county traffic and parking violations agency, AND
 42 THE EXECUTIVE DIRECTOR OF THE SUFFOLK COUNTY TRAFFIC AND PARKING
 43 VIOLATIONS AGENCY, appointed pursuant to subdivision (b) of this
 44 section, shall select and may contract with or hire one or more persons
 45 who are attorneys, duly admitted to the practice of law in New York
 46 state for the prosecution of any traffic and parking infraction, except
 47 those described in paragraphs (a), (b), (c), (d), (e) and (f) of subdivi-
 48 sion two of section three hundred seventy-one of this article, to be

49 heard, tried or otherwise disposed of by the district court of Nassau
50 county IN THE CASE OF AN ATTORNEY SELECTED BY THE NASSAU COUNTY EXECU-
51 TIVE DIRECTOR, OR BY THE DISTRICT COURT OF SUFFOLK COUNTY, IN THE CASE
52 OF AN ATTORNEY SELECTED BY THE SUFFOLK COUNTY EXECUTIVE DIRECTOR. Such
53 persons shall be known as "traffic prosecutors", as that term is defined
54 in section three hundred seventy-a of this article. Traffic prosecutors
55 shall have the same power as a district attorney would otherwise have in
56 the prosecution of any traffic or parking infraction which may, pursuant
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4

1 to the jurisdictional provisions of section three hundred seventy-one of
2 this article, be prosecuted before the district court of Nassau county
3 OR THE DISTRICT COURT OF SUFFOLK COUNTY, IF THE TRAFFIC VIOLATION
4 OCCURRED IN SUFFOLK COUNTY. The executive director shall give active
5 consideration to requiring that such traffic prosecutors serve on a
6 full-time basis. Traffic prosecutors are prohibited from appearing in
7 any capacity other than as a traffic prosecutor in any part of the
8 Nassau county district court OR THE SUFFOLK COUNTY DISTRICT COURT, IF
9 THE TRAFFIC VIOLATION OCCURRED IN SUFFOLK COUNTY on any matter relating
10 to traffic or parking violations and are further prohibited from appear-
11 ing in any capacity other than as a traffic prosecutor in any other
12 court or administrative tribunal on any matter relating to traffic or
13 parking violations.

14 ~~(b) The county executive of the county of Nassau shall appoint a~~
15 person to serve as the executive director of the Nassau county traffic
16 and parking violations agency subject to the confirmation of the county
17 legislature of the county of Nassau. THE COUNTY EXECUTIVE OF THE COUNTY
18 OF SUFFOLK SHALL APPOINT A PERSON TO SERVE AS THE EXECUTIVE DIRECTOR OF
19 THE SUFFOLK COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY SUBJECT TO THE
20 CONFIRMATION OF THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK. The
21 executive director shall be responsible for the oversight and adminis-
22 tration of the agency. The executive director OF NASSAU COUNTY is
23 prohibited from appearing in any capacity in any part of the Nassau
24 county district court AND THE EXECUTIVE DIRECTOR OF SUFFOLK COUNTY IS
25 PROHIBITED FROM APPEARING IN ANY CAPACITY IN ANY PART OF THE SUFFOLK
26 COUNTY DISTRICT COURT on any matter relating to traffic or parking
27 violations and is further prohibited from appearing in any capacity in
28 any other court or administrative tribunal on any matter relating to
29 traffic or parking violations.

30 (c) It shall be a misdemeanor for the executive director, any traffic
31 prosecutor or any judicial hearing officer assigned to hear traffic or
32 parking violations cases pursuant to section one thousand six hundred
33 ninety of the vehicle and traffic law to establish any quota of traffic
34 violation convictions which must be obtained by any traffic prosecutor
35 or judicial hearing officer. Nothing contained herein shall prohibit the
36 taking of any job action against a traffic prosecutor or judicial hear-
37 ing officer for failure to satisfactorily perform such prosecutor's or
38 officer's job assignment except that the employment productivity of such
39 prosecutor or officer shall not be measured by the attainment or nonat-
40 tainment of any conviction quota. For the purposes of this section a
41 conviction quota shall mean a specific number of convictions which must
42 be obtained within a specific time period.

43 (d) The legislature of the county of Nassau may appropriate those
44 monies which, in the legislature's sole discretion, are necessary for
45 the compensation of those persons selected to serve as executive direc-
46 tor and traffic prosecutors and to cover all other expenses associated
47 with the administration of the Nassau county traffic and parking
48 violations agency.

49 (E) THE LEGISLATURE OF THE COUNTY OF SUFFOLK MAY APPROPRIATE THOSE
50 MONIES WHICH, IN THE LEGISLATURE'S SOLE DISCRETION, ARE NECESSARY FOR
51 THE COMPENSATION OF THOSE PERSONS SELECTED TO SERVE AS EXECUTIVE DIREC-
52 TOR AND TRAFFIC PROSECUTORS AND TO COVER ALL OTHER EXPENSES ASSOCIATED
53 WITH THE ADMINISTRATION OF THE SUFFOLK COUNTY TRAFFIC AND PARKING
54 VIOLATIONS AGENCY.

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5

1 S 5. The article heading of article 44-A of the vehicle and traffic
2 law, as added by chapter 496 of the laws of 1990, is amended to read as
3 follows:

4 AUTHORITY OF THE NASSAU AND SUFFOLK
5 COUNTY DISTRICT COURT
6 JUDICIAL HEARING [OFFICER] OFFICERS

7 S 6. The section heading, subdivision 1 and subdivision 4 of section
8 1690 of the vehicle and traffic law, the section heading and subdivision
9 4 as added by chapter 496 of the laws of 1990, subdivision 1 as amended
10 by chapter 420 of the laws of 2001, and the opening paragraph of subdi-
11 vision 1 as amended by section 20 of part G of chapter 58 of the laws of
12 2012, are amended to read as follows:

13 Authority of the Nassau county AND SUFFOLK COUNTY district court judi-
14 cial hearing [officer] OFFICERS. 1. Notwithstanding any other provision
15 of law, where the trial of a traffic or parking infraction is authorized
16 or required to be tried before the Nassau county district court OR
17 SUFFOLK COUNTY DISTRICT COURT, and such traffic and parking infraction
18 does not constitute a misdemeanor, felony, violation of subdivision one
19 of section eleven hundred ninety-two, subdivision five of section eleven
20 hundred ninety-two, section three hundred ninety-seven-a, or subdivision
21 ~~(g) of section eleven hundred eighty of this chapter, or a violation of~~
22 paragraph (b) of subdivision four of section fourteen-f or clause (b) of
23 subparagraph (iii) of paragraph c of subdivision two of section one
24 hundred forty of the transportation law, or any offense that is part of
25 the same criminal transaction, as that term is defined in subdivision
26 two of section 40.10 of the criminal procedure law, as such a misdemea-
27 nor, felony, violation of subdivision one of section eleven hundred
28 ninety-two, subdivision two of section eleven hundred ninety-two,
29 section three hundred ninety-seven-a or subdivision (g) of section elev-
30 en hundred eighty of this chapter, or a violation of paragraph (b) of
31 subdivision four of section fourteen-f or clause (b) of subparagraph
32 (iii) of paragraph d of subdivision two of section one hundred forty of
33 the transportation law, the administrative judge of the county in which
34 the trial court is located, may assign judicial hearing officers to
35 conduct such a trial. Such judicial hearing officers shall be village
36 court justices or retired judges either of which shall have at least two
37 years of experience conducting trials of traffic and parking violations
38 cases and shall be admitted to practice law in this state. Where such
39 assignment is made, the judicial hearing officer shall entertain the
40 case in the same manner as a court and shall:

- 41 (a) determine all questions of law;
42 (b) act as the exclusive trier of all issues of fact;
43 (c) render a verdict;
44 (d) impose sentence; or
45 (e) dispose of the case in any manner provided by law.

46 4. Judicial hearing officers are prohibited from appearing in any
47 capacity other than as a judicial hearing officer in any part of the
48 Nassau county OR SUFFOLK COUNTY district court on any matter relating to
49 traffic or parking violations and are further prohibited from appearing
50 in any capacity other than as a judicial hearing officer in any other
51 court or administrative tribunal on any matter relating to traffic or
52 parking violations.

53 S 7. Subdivision 5 of section 350.20 of the criminal procedure law, as
54 added by chapter 496 of the laws of 1990, is amended to read as follows:
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1 5. Notwithstanding the provisions of subdivision one of this section,
2 FOR ALL PROCEEDINGS BEFORE THE DISTRICT COURT OF NASSAU COUNTY the
3 administrative judge of Nassau county may, AND FOR ALL PROCEEDINGS
4 BEFORE THE DISTRICT COURT OF SUFFOLK COUNTY, THE ADMINISTRATIVE JUDGE OF
5 SUFFOLK COUNTY MAY, without the consent of the parties, assign matters

6 involving traffic and parking infractions except those described in
 7 paragraphs (a), (b), (c), (d), (e) and (f) of subdivision two of section
 8 three hundred seventy-one of the general municipal law to a judicial
 9 hearing officer [for all proceedings before the district court of Nassau
 10 county] in accordance with the provisions of section sixteen hundred
 11 ninety of the vehicle and traffic law.

12 S 8. Subdivision 1 of section 225 of the vehicle and traffic law, as
 13 amended by chapter 173 of the laws of 1990, is amended to read as
 14 follows:

15 1. Notwithstanding any inconsistent provision of law, all violations
 16 of this chapter or of a law, ordinance, order, rule or regulation relat-
 17 ing to traffic, except parking, standing, stopping or pedestrian
 18 offenses, which occur within a city having a population of two hundred
 19 thousand or more in which administrative tribunals have heretofore been
 20 established, [or within that portion of Suffolk county for which a
 21 district court has been established,] and which are classified as traf-
 22 fic infractions, may be heard and determined pursuant to the regulations
 23 of the commissioner as provided in this article. Whenever a crime and a
 24 traffic infraction arise out of the same transaction or occurrence, a
 25 charge alleging both offenses may be made returnable before the court
 26 having jurisdiction over the crime. Nothing herein provided shall be
 27 construed to prevent a court, having jurisdiction over a criminal charge
 28 relating to traffic or a traffic infraction, from lawfully entering a
 29 judgment of conviction, whether or not based on a plea of guilty, for
 30 any offense classified as a traffic infraction.

31 S 9. Subdivision 3 of section 99-a of the state finance law, as
 32 amended by chapter 465 of the laws of 1998, is amended to read as
 33 follows:

34 3. The comptroller is hereby authorized to implement alternative
 35 procedures, including guidelines in conjunction therewith, relating to
 36 the remittance of fines, penalties, forfeitures and other moneys by town
 37 and village justice courts, and by the Nassau [county] AND SUFFOLK COUN-
 38 TIES traffic and parking violations [agency] AGENCIES, to the justice
 39 court fund and for the distribution of such moneys by the justice court
 40 fund. Notwithstanding any law to the contrary, the alternative proce-
 41 dures utilized may include:

42 a. electronic funds transfer;

43 b. remittance of funds by the justice court to the chief fiscal office
 44 of the town or village, or, in the case of the Nassau [county] AND
 45 SUFFOLK COUNTIES traffic and parking violations [agency] AGENCIES, to
 46 the county treasurer, for distribution in accordance with instructions
 47 by the comptroller; and/or

48 c. monthly, rather than quarterly, distribution of funds.

49 The comptroller may require such reporting and record keeping as he or
 50 she deems necessary to ensure the proper distribution of moneys in
 51 accordance with applicable laws. A justice court or the Nassau [county]
 52 AND SUFFOLK COUNTIES traffic and parking violations [bureau] AGENCIES
 53 may utilize these procedures only when permitted by the comptroller, and
 54 such permission, once given, may subsequently be withdrawn by the comp-
 55 troller on due notice.

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7

1 S 10. Subdivision 2 of section 99-1 of the general municipal law, as
 2 amended by chapter 179 of the laws of 2000, is amended to read as
 3 follows:

4 2. The [county] COUNTIES of Nassau AND SUFFOLK shall be entitled to
 5 receive the amounts set forth in subdivision one of this section for the
 6 services of [the Nassau] THEIR RESPECTIVE county traffic and parking
 7 violations agency and for all services in each case of a parking
 8 violation, instituted and triable in such agency, wherein a fine is
 9 imposed, a surcharge of ten dollars.

10 S 11. Subdivision 2 of section 99-1 of the general municipal law, as
 11 added by chapter 261 of the laws of 1993, is amended to read as follows:

12 2. The [county] COUNTIES of Nassau AND SUFFOLK shall be entitled to

13 receive the amounts set forth in subdivision one of this section for the
14 services of [the Nassau] THEIR RESPECTIVE county traffic and parking
15 violations agency.

16 S 12. Notwithstanding any provision of law to the contrary no non-ju-
17 dicial employee of the Suffolk county district court shall suffer a
18 diminution of salary, employment status or rights solely by operation of
19 this act provided that nothing herein shall limit the legal authority of
20 the chief administrator of the courts to supervise the administration
21 and operation of the unified court system.

22 S 13. The administrative judge of Suffolk county shall issue on an
23 annual basis, beginning eighteen months following the creation of the
24 Suffolk county traffic and parking violations agency pursuant to Suffolk
25 county local law, a report detailing the progress, development and oper-
26 ations of the traffic and parking violations agency. The report shall be
27 provided to the governor, the temporary president of the senate, the
28 speaker of the assembly, the Suffolk county executive, the legislature
29 of the county of Suffolk, the presiding judge of the Suffolk county
30 district court and the Suffolk county district attorney.

31 S 14. This act shall take effect immediately; provided, however, the
32 amendments to section 370-a, subdivisions 2, 3 and 4 of section 371 and
33 section 374 of the general municipal law, the article heading of article
34 44-A and the section heading and subdivisions 1 and 4 of section 1690 of
35 the vehicle and traffic law and subdivision 5 of section 350.20 of the
36 ~~criminal procedure law, as made by sections two, three, four, five, six~~
37 and seven of this act, respectively, shall take effect only in the event
38 that the county of Suffolk shall have by local law established a traffic
39 and parking violations agency; provided that the legislature of the
40 county of Suffolk shall notify the legislative bill drafting commission
41 upon the occurrence of the enactment of the legislation provided for in
42 sections two, three, four, five, six and seven of this act in order that
43 the commission may maintain an accurate and timely effective data base
44 of the official text of the laws of the state of New York in furtherance
45 of effectuating the provisions of section 44 of the legislative law and
46 section 70-b of the public officers law; provided, however, that the
47 amendments to section 371 of the general municipal law made by section
48 three of this act shall not affect the expiration of such section and
49 shall be deemed to expire therewith; and provided that the amendments to
50 subdivision 2 of section 99-1 of the general municipal law made by
51 section ten of this act shall be subject to the expiration and reversion
52 of such subdivision pursuant to section 6 of chapter 179 of the laws of
53 2000, as amended, when upon such date the provisions of section eleven
54 of this act shall take effect.

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