

1879

Intro. Res. No. -2013

Laid on Table

10/3/13

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. -2013, REQUESTING
LEGISLATIVE APPROVAL OF A CONTRACT AWARD
FOR CANINE VETERINARIAN SERVICES FOR THE
SUFFOLK COUNTY POLICE DEPARTMENT**

WHEREAS, Local Law 3-1996 requires the County Legislature to approve any contract in excess of \$20,000.00 awarded pursuant to an RFP process in which only one potential vendor responds to the County's solicitation of proposals; and

WHEREAS, the Purchasing Division of the Department of Public Works issued an RFP for Canine Veterinarian Services for the Suffolk County Police Department (Department); and

WHEREAS, the Purchasing Division advertised for these services and sent notice of the Request for Fee Proposals (RFP) to seventy (70) potential vendors and received only one response from Animal Medical Hospital of Centereach, PC.; and

WHEREAS, an independent evaluation committee reviewed the proposal from Animal Medical Hospital of Centereach, PC, and found its quality of work and experience satisfactory and its cost proposal submission within the industry standards and have recommended that the Department enter into a contractual agreement with Animal Hospital of Centereach, PC.; and

WHEREAS, there are sufficient unexpended and uncommitted funds in the 2013 Police Department budget to cover the cost; now, therefore be it

1st RESOLVED, that upon receiving a two-thirds vote of the County Legislature as required by Local Law 3-1996 the Department enter into a contractual agreement with Animal Hospital of Centereach, PC for the provision of canine veterinary services; and be it further

2nd RESOLVED, that the County Executive be and is hereby authorized to execute a contract with Animal Hospital of Centereach, PC.

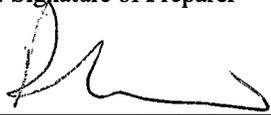
DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

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		
REQUESTING LEGISLATIVE APPROVAL OF A CONTRACT AWARD FOR CANINE VETERINARIAN SERVICES FOR THE SUFFOLK COUNTY POLICE DEPARTMENT.		
3. Purpose of Proposed Legislation		
To approve a contract in excess of \$20k awarded pursuant to an RFP process in which only one potential vendor responded to the RFP		
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		
This contract will require operating funds to provide veterinary services for the SCPD canines		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The proposed contract includes \$25k for the first year and allows for 2 1 year extensions at the same rate for an aggregate cost of \$75k.		
8. Proposed Source of Funding		
Operating Budget		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		10-2-13

**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	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

COUNTY OF SUFFOLK



STEVEN BELLONE
COUNTY EXECUTIVE

EDWARD WEBBER
ACTING POLICE COMMISSIONER

POLICE DEPARTMENT

July 26, 2013

Jon Schneider
Deputy County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Legislative Proposal
Canine Veterinarian Services for the SC Police Department

Dear Deputy County Executive Schneider:

I am requesting that the County Executive propose the attached legislative resolution approving veterinarian services for the Department's Canine Section.

Enclosed is the hard copy request for a resolution (SCIN 175a) along with the draft resolution and fiscal impact statement (SCIN 175b).

An e-mail version was sent on July 26, 2013, to CE RESO REVIEW under the title Reso-SCPD-Canine Veterinarian Services.

Very truly yours,

Edward Webber
Police Commissioner

cc: Jon Schneider, Deputy County Executive
Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
James Burke, Chief of Department
Mark White, Deputy Chief, Office of Support Services
Robert Scharf, Lieutenant, C.O., Staff Services Bureau
Brian Coltellino, Lieutenant, C.O., Canine Section

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



**2013 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT**

Title Of Bill: Approving veterinary services for the Suffolk County Police Department's Canine Section.

PURPOSE OR GENERAL IDEA OF BILL: To provide necessary veterinary routine and emergency services to canines of the Suffolk County Police Department.

SUMMARY OF SPECIFIC PROVISIONS: The Department's canines will receive veterinary care as necessary.

JUSTIFICATION: Canine veterinary services are required in order to keep the Department's canines in fit condition and effective for police enforcement service.

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
Approval of contract award for canine veterinary services for the Suffolk County Police Department.		
3. Purpose of Proposed Legislation		
To provide routine and emergency care to the SCPD Canine Section.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County <u> X </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		
The County will expend monies from the Operating Budget for veterinary services.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The proposed contract would be for a 3-year term at the rate of approximately \$25,000.00 per term for an aggregate cost of \$75,000.00 to the County.		
8. Proposed Source of Funding		
SC Operating Budget		
9. Timing of Impact		
Quarterly		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Brian P. Cassidy, Sgt. 1106		7/25/2013

**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		
Approval of contract award for canine veterinary services for the Suffolk County Police Department.		
3. Purpose of Proposed Legislation		
To provide routine and emergency care to the SCPD Canine Section.		
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)		
County <input checked="" type="checkbox"/>	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		
The County will expend monies from the Operating Budget for veterinary services.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The proposed contract would be for a 3-year term at the rate of approximately \$25,000.00 per term for an aggregate cost of \$75,000.00 to the County.		
8. Proposed Source of Funding		
SC Operating Budget		
9. Timing of Impact		
Quarterly		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Brian P. Cassidy, Sgt. 1106		7/25/2013

RESOLUTION NO. -2013, AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE TOWNS OF BROOKHAVEN, ISLIP AND SMITHTOWN, ESTABLISHING THE LAKE RONKONKOMA WATERSHED INTERMUNICIPAL ORGANIZATION

WHEREAS, Lake Ronkonkoma is Suffolk County's largest lake, with its two miles of shoreline located in the Towns of Brookhaven, Islip, and Smithtown; and

WHEREAS, Lake Ronkonkoma is surrounded by a large watershed area which ultimately contributes to the volume of the lake itself, as well as the environment to the north of the lake, known as Lily Pond Preserve; and

WHEREAS, numerous local stakeholders have advocated for a coordinated approach to the preservation, protection, and enhanced use of the Lake, its shoreline, and the surrounding marshes, wetlands, and forested uplands, and

WHEREAS, the County, and the Towns of Brookhaven, Islip, and Smithtown (collectively, the "Partners") wish to promote health, economic development, recreational use, preservation of natural habitats, cultural resources, quality of life, sense of place, and water quality by working collaboratively and proactively to address issues affecting Lake Ronkonkoma; and

WHEREAS, the Partners recognize that the protection of water quality conditions in Lake Ronkonkoma is best achieved through a coordination of efforts between the Partners to create and administer a watershed management plan; and

WHEREAS, the Partners wish to enter into a non-regulatory, voluntary, cooperative working agreement that will protect water quality conditions in the Lake Ronkonkoma watershed and coordinate recreational and economic development in the area; now, therefore be it

1st RESOLVED, that the County Executive, or his or her designee, be and hereby is authorized to execute a Memorandum of Understanding with the Towns of Brookhaven, Islip, and Smithtown, substantially in the form of the attached Exhibit "A", establishing the Lake Ronkonkoma Watershed Intermunicipal Organization ("LRWIO"); and be it further

2nd RESOLVED, that the Commissioner of the Department of Economic Development and Planning, or his/her designee, shall assist the LRWIO in discharging the functions under the Memorandum of Understanding when requested to do so by the LRWIO; 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 617.59(c)(20) and (27) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) and within the meaning of Section 8-109 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. Furthermore, in accordance with Section 1-4(A)(1)(d) of the Suffolk County Charter and Section 279-5(C)(4) of the Suffolk County Code, the Suffolk County Council on Environmental Quality is directed to prepare and circulate all appropriate notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

Exhibit "A"

**STATE OF NEW YORK
MEMORANDUM OF UNDERSTANDING FOR THE PROTECTION OF WATER
QUALITY IN LAKE RONKONKOMA AND FORMATION OF THE LAKE RONKONKOMA
WATERSHED INTERMUNICIPAL ORGANIZATION**

THIS MEMORANDUM OF UNDERSTANDING ("MOU"), is made this ____ day of _____, 2013, is between the County of Suffolk ("County"), a municipal corporation of the State of New York, having its principal office at the County Center, Riverhead, New York 11901 and

Town of Brookhaven, ("Brookhaven"), a municipal corporation of the State of New York, having its principal office at One Independence Hill, Farmingville, New York 11738;

Town of Islip ("Islip"), a municipal corporation of the State of New York, having its principal office at 655 Main Street, Islip, New York 11751; and

Town of Smithtown ("Smithtown"), a municipal corporation of the State of New York, having its principal office at 99 West Main Street, P.O. Box 9090, Smithtown, New York 11787.

The County, Brookhaven, Islip, and Smithtown may herein each be referred to individually as a "Partner" and collectively as "Partners". The term Partner and Partners as used herein shall include said parties and their successors and assigns.

WITNESSETH:

WHEREAS, the Partners wish to promote health, economic development, recreational use, preservation of natural habitats, cultural resources, quality of life, sense of place, and water quality by working collaboratively and proactively to address issues affecting Lake Ronkonkoma; and

WHEREAS, the Partners recognize that providing education, sharing information and coordinating development and other programs affecting the watershed is vital to the protection of water quality conditions in Lake Ronkonkoma and is also important for protecting recreational uses and preserving natural habitats; and

WHEREAS, the Partners recognize that the protection of water quality conditions in Lake Ronkonkoma is best achieved through a coordination of efforts between the Partners to create and administer a watershed management plan; and

WHEREAS, the Partners wish to enter into a non-regulatory, cooperative working agreement through this Memorandum of Agreement ("MOU") in an effort to involve the active participation of the various municipal entities exercising jurisdiction over the Lake Ronkonkoma Watershed, to achieve the enhancement of water quality at the Lake Ronkonkoma Watershed, and to coordinate the recreational and economic development in the area.

NOW, THEREFORE, in consideration of the mutual covenants, terms and conditions hereinafter set forth, the Partners agree as follows:

I. PURPOSE

The purpose of this MOU is to set forth the terms and conditions and define the strictly voluntary roles and responsibilities of the Partners in connection with locally led management, coordination and cooperation in achieving and maintaining the environmental integrity of the watershed, as defined by the County's most recent Ronkonkoma Watershed Report, for present and future generations through an organization to be known as the Lake Ronkonkoma Watershed Intermunicipal Organization ("LRWIO").

II. FORMATION OF THE LAKE RONKONKOMA WATERSHED INTERMUNICIPAL ORGANIZATION

- A.** The Partners agree to create the LRWIO.
- B.** The Partners shall each select a representative to serve on Lake Ronkonkoma Watershed Inter-municipal Organization ("LRWIO").
- C.** The LRWIO shall hold an organizational meeting no later than thirty (30) days after the full execution of this MOU.
- D.** At such organizational meeting, the LRWIO may select from its own members a Chairperson and LRWIO shall adopt rules governing the proceedings of LRWIO. The adoption of such Chairperson and governing rules shall be made by unanimous vote of every Partner.
- E.** LRWIO shall hold approximately four (4) meetings per year to discuss and address the objectives and purpose established in this MOU.
- F.** The Partners agree to use best efforts to participate in and make use of the LRWIO when considering matters designated as being under the scope of LRWIO, in Section III below.
- G.** The Director of the Suffolk County Department of Planning, or his/her designee, shall assist LRWIO in discharging its functions under this MOU when requested by LRWIO. LRWIO may also invite the participation of other advisors to assist LRWIO in discharging its functions under this MOU.

III. SCOPE

- A.** The overall business of LRWIO will be the responsibility of the Partners and shall pertain to those activities performed or impacting the Lake Ronkonkoma watershed.
- B.** To the extent that the below items have a direct effect upon Lake Ronkonkoma, the Partners may submit items relating to the following to LRWIO:
 - 1.** New or amended lake use/management regulations;
 - 2.** Local legislation affecting only the Lake Ronkonkoma watershed;
 - 3.** Roadway improvements for roadways adjoining Lake Ronkonkoma;

4. Review and make recommendations regarding sharing of funding needs and strategies and Coordinate and/or apply for various funding and/or grant opportunities;
5. Consider the views of all parties with an interest in the Lake Ronkonkoma Watershed with specific regard to economic development, recreational planning, and habitat conservation;
6. Disclose appropriate data and information regarding the Ronkonkoma Watershed related to the stated purposes and background of this MOU by making this information available to LRWIO:
 - a. The above provisions shall not require the public release of sensitive resources or site specific information collected on private or public lands. When information is provided to LRWIO by a participating party it shall remain the property of the private landowner/agency and shall not be provided to third parties. Specific information requested by third parties shall be referred to private landowners/agencies supplying the information.
- C. The Committee may invite any government officials, agricultural advocates and/or others with technical expertise to participate in its deliberations in a nonvoting capacity or otherwise assist it in discharging its functions under this chapter;
- D. This MOU is neither a fiscal nor funding obligation document. Any endeavor involving reimbursement or contribution of funds between the parties or other parties will be strictly voluntary, and addressed in accordance with applicable laws, regulations, and procedures including those for government procurement. Any such endeavors will be made in writing by representatives of the parties and shall be independently authorized by the appropriate statutory authorities.

IV. COMMUNICATION PROTOCOL

- A. In situations where any of the action items 1 through 6 of **Section III(B)** above are under consideration by one or more of the Partners, said Partner(s) may provide written notification to all the representatives of LRWIO regarding the item under consideration and may allow a specific time frame for LRWIO to submit written comments regarding the proposed governmental action, prior to the subject action being taken. Any written comments regarding any proposed governmental action must be unanimously approved, in writing, by every Partner.
- B. The LRWIO representatives for each Partner shall serve as the point of contact for such notifications.
- C. The Partners agree to use best efforts to consider in good faith all comments timely received from LRWIO regarding its review of a particular item during the Partner's consideration of that item for approval.

V. MISCELLANEOUS

- A.** This MOU sets forth the entire understanding of the Partners with respect to this matter and supersedes all prior discussions, negotiations, understandings or agreements. All Partners shall have the authority to negotiate and execute amendments to this MOU as deemed necessary to ensure the proper execution of the measures for the protection of water quality conditions in the Lake Ronkonkoma watershed.

- B.** If any provision to this MOU is found to be invalid, the remainder of the provisions of this MOU, and the application of such provision to persons or circumstances other than those as to which it is found to be invalid, shall not be affected thereby.

VI. TERMINATION

Any Partner may withdraw its participation in this MOU at any time. Upon such termination, such Partner shall have no further obligation to the LRWIO whatsoever. It is recommended that such withdrawal be performed in writing, delivered to the other Partners. Termination by a Partner shall not cause termination of the MOU with respect to the remaining Partners and it shall continue in force as long as there are at least two Partners in the MOU.

VII. NO REQUIREMENT TO COMMIT TOWN FUNDS

Nothing contained in this MOU shall be construed to require that the Partners make any expenditure of either time or labor as part of the formation of the LRWIO or their participation therein.

VIII. LRWIO IS TO BE CONSIDERED AN ADVISORY COMMITTEE ONLY

The LRWIO shall be considered advisory in nature and will have no authority to supersede the authority vested in the Partners by New York State Law or any other applicable codes, regulations or laws.

- Signature page follows -

IN WITNESS WHEREOF, the parties hereto have executed this Permit as of the latest date written below.

SUFFOLK COUNTY

By: _____
Dennis M. Cohen
Chief Deputy County Executive

Date: _____

APPROVED AS TO LEGALITY:

DENNIS M. BROWN
Suffolk County Attorney

By: _____
Basia Deren Braddish
Assistant County Attorney

Date: _____

TOWN OF BROOKHAVEN

By: _____
Edward P. Romaine
Supervisor

Date: _____

TOWN OF ISLIP

By: _____
Name: Eric M. Hofmeister
Title: Deputy Town Supervisor
Date: _____

TOWN OF SMITHTOWN

By: _____
Patrick R. Vecchio
Supervisor
Date: _____

July 16, 2013
Resolution # 18

WHEREAS, the County of Suffolk has proposed an Inter-Municipal Agreement between the County, the Town of Islip, the Town of Brookhaven and the Town of Smithtown, regarding the Lake Ronkonkoma Watershed; and

WHEREAS, the purpose of this Inter-Municipal Agreement is to promote health, economic development, recreational use, preservation of natural habitats, cultural resources, quality of life, sense of place, and water quality in the Lake Ronkonkoma Watershed Area; and

WHEREAS, the Inter-Municipal Agreement would be a non-regulatory, cooperative working agreement, as memorialized in a Memorandum of Understanding, which would create the Lake Ronkonkoma Watershed Intermunicipal Organization (LRWIO); and

WHEREAS, the Inter-Municipal Agreement would require information sharing on a variety of proposed development actions in the Lake Ronkonkoma Watershed Area; and

WHEREAS, any responses from the LRWIO would be advisory in nature only and not binding or supercede any authority or obligations of the Town of Islip pursuant to New York State law; and

WHEREAS, participation in the LRWIO would allow the Town of Islip to comment on a variety of proposed development actions in the Lake Ronkonkoma Watershed Area that occur in the neighboring towns; and

WHEREAS, Suffolk County has indicated that there will be no expectation of direct expenditure by the Town of Islip in participating in the LRWIO; and

WHEREAS, there will be no negative impact or affect on the Town of Islip operations Ronkonkoma Beach; and

WHEREAS, the Town of Islip recognizes the importance of promoting health, economic development, recreational use, preservation of natural habitats, cultural resources, quality of life, sense of place, and water quality in the Lake Ronkonkoma Watershed Area; and

WHEREAS, Suffolk County has indicated that the Town of Smithtown has agreed to participate in the LRWIO; and

WHEREAS, the Commissioner of the Department of Planning and Development, David Genaway, hereby recommends approval of this resolution subject to the terms herein and subject to the approval of the Town Attorney.

Now, therefore, on a motion by Council Senft, Jr. , seconded by
Council Bergin Weichbrodt be it

RESOLVED, that the Town Board of the Town of Islip supports the creation of the LRWIO; and
be it further

RESOLVED, that the Town Board hereby authorizes the Supervisor of the Town of Islip to enter into a Memorandum of Understanding with the County of Suffolk, Town of Brookhaven and Town of Smithtown to form the LRWIO, subject to the conditions and terms herein and subject to the approval of the Town Attorney.

Upon a vote being taken, the result was: carried 5-0

1881



Smithtown Town Board
99 West Main Street
Smithtown, NY 11787

Meeting: 10/08/13 02:00 PM
Department: Town Attorney
Category: Agreement
Prepared By: Faith McGibney

REVIEWED

Initiator: John Zollo
Sponsors:

RESOLUTION (ID # 8035)

DOC ID: 8035

Memorandum of Understanding - Lake Ronkoma Watershed Intermunicipal Organization

DESCRIPTION

Memorandum of Understanding with the County of Suffolk, Town of Brookhaven, Town of Islip and Town of Smithtown regarding formation of the Lake Ronkonkoma Watershed Intermunicipal Organization ("LRWIO").

PURPOSE

Memorandum of Understanding will establish Lake Ronkonkoma Watershed Intermunicipal Organization ("LRWIO") and set forth coordination of efforts by various municipal entities to address issues affecting Lake Ronkonkoma.

REVIEW:

John Zollo	Completed	10/02/2013 4:55 PM
Robert J. Creighton	Completed	10/03/2013 9:53 AM
Forward to Supervisor	Completed	10/03/2013 10:36 AM
Patrick R. Vecchio	Completed	10/04/2013 10:36 AM
Town Board	Pending	

ATTACHMENTS:

- MOU - LRWIO (PDF)

1881

scale in feet
0 1000 2000



Figure 2-1
WATERSHED AREA

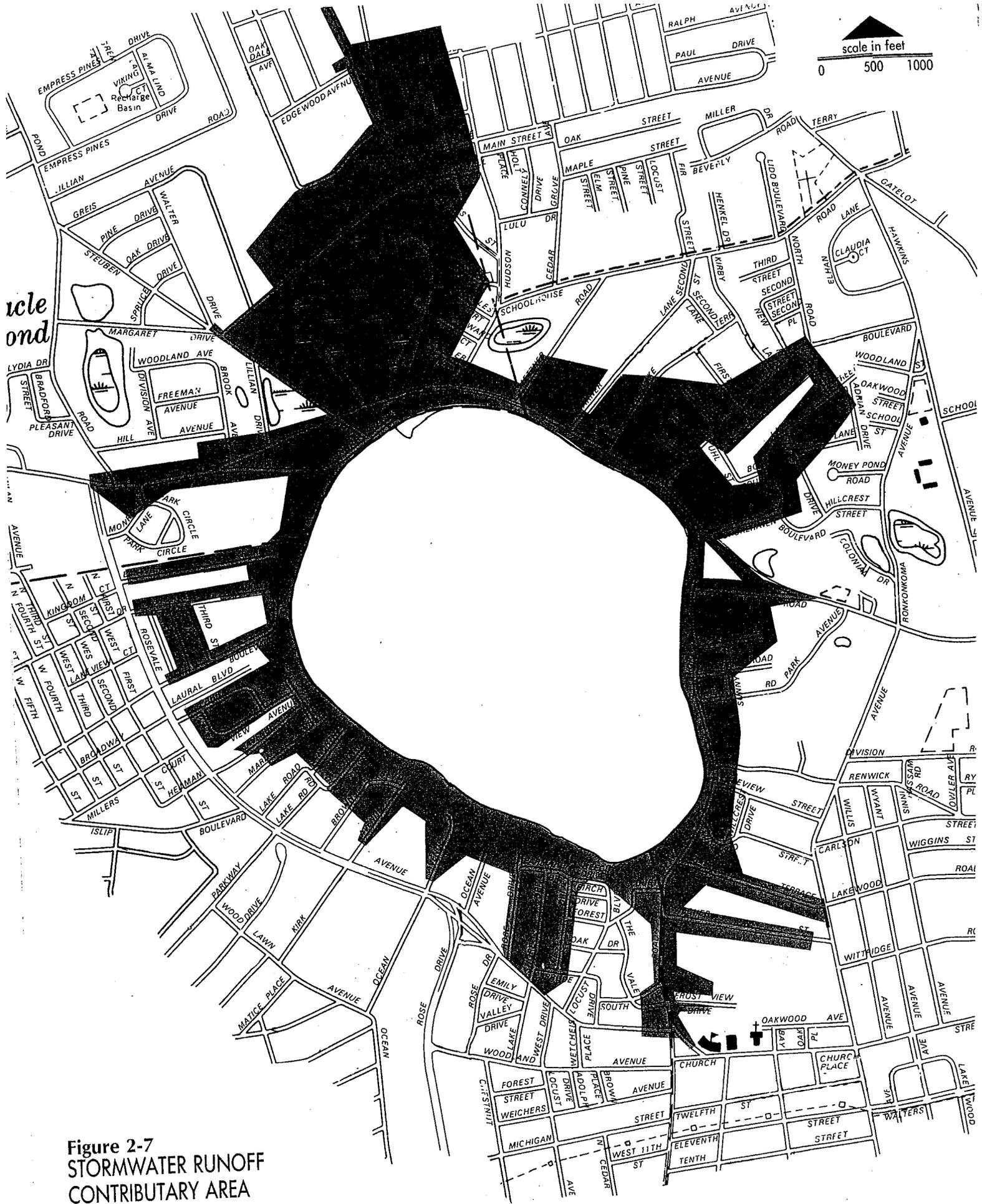
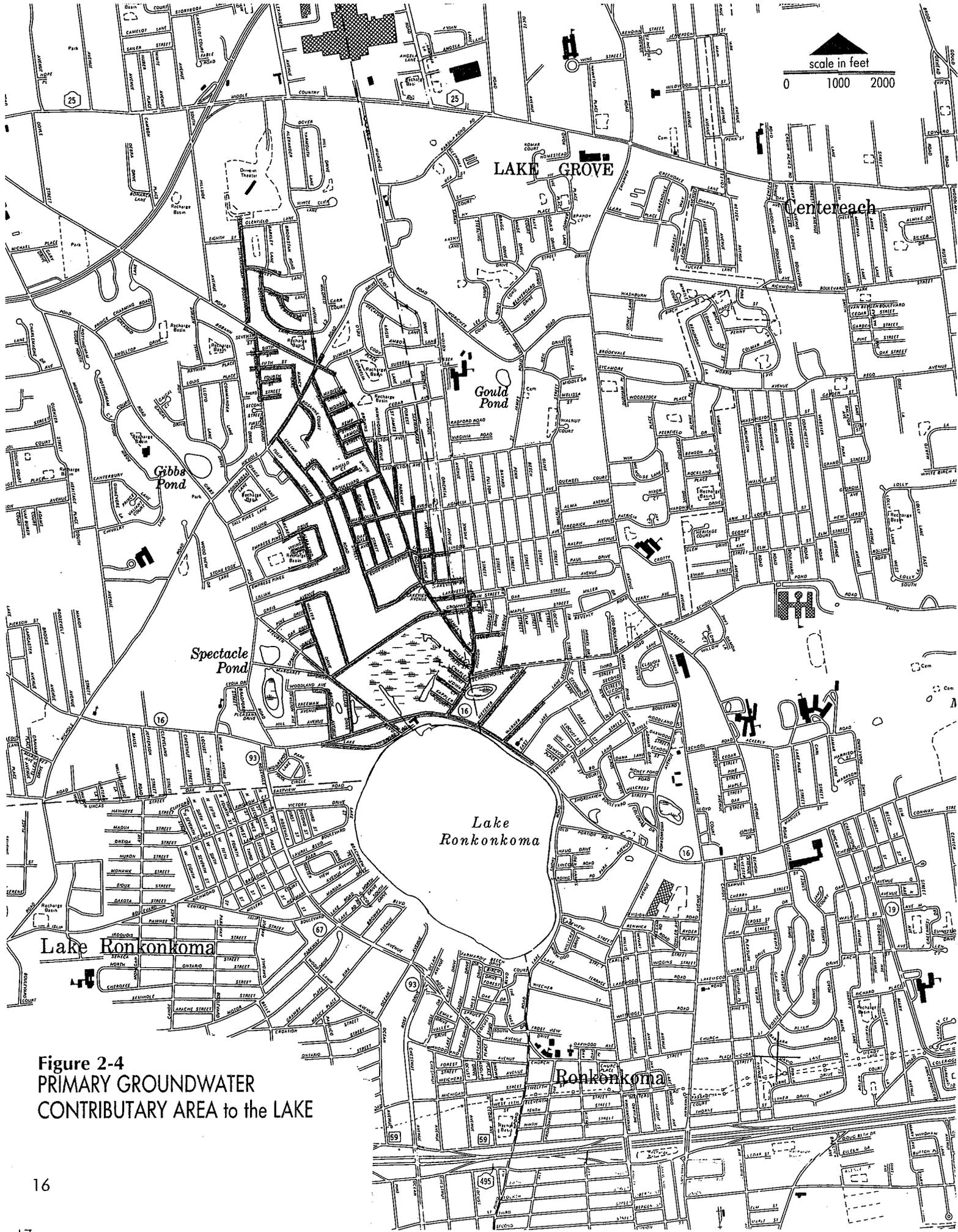
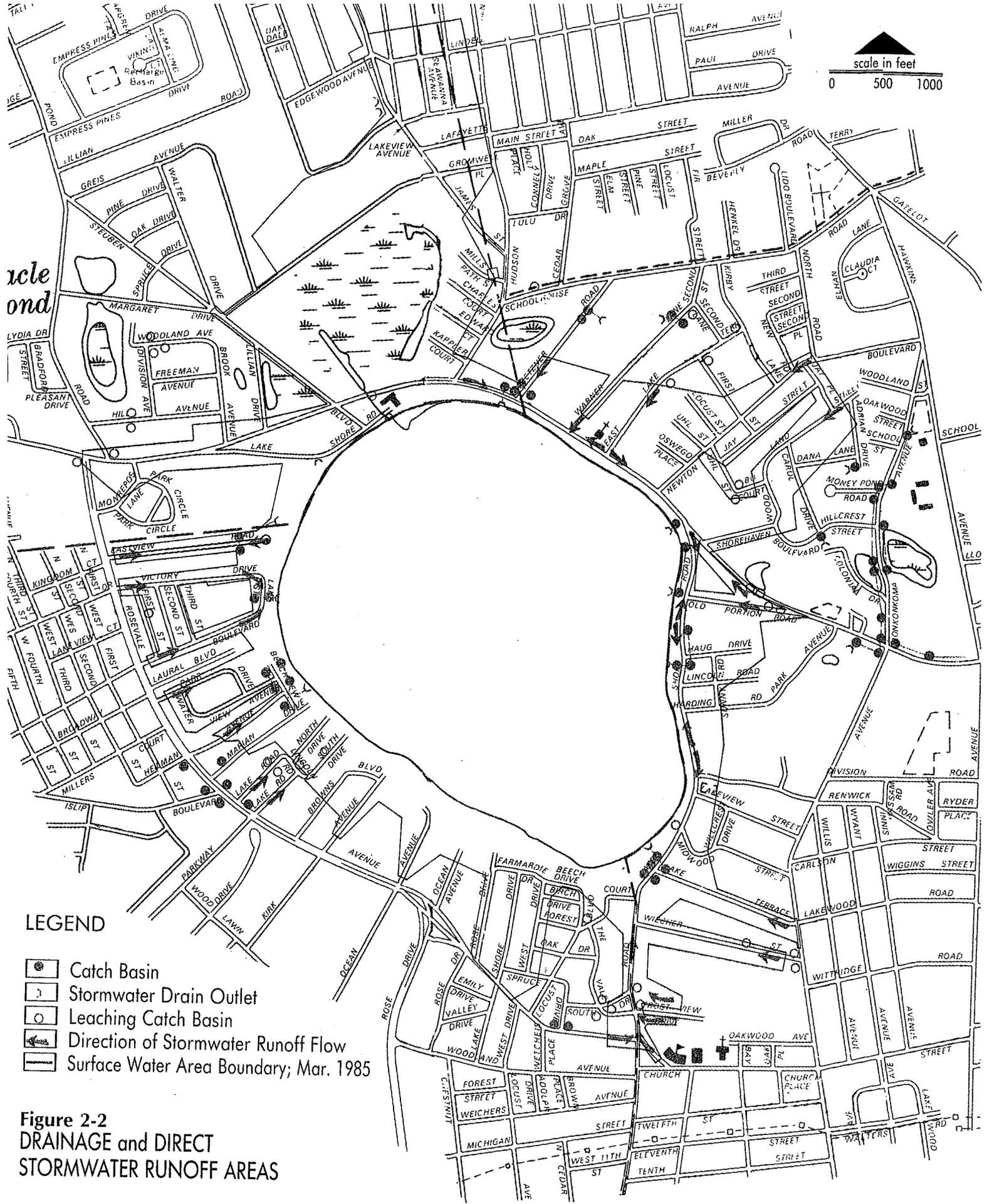


Figure 2-7
 STORMWATER RUNOFF
 CONTRIBUTORY AREA



scale in feet
0 1000 2000

Figure 2-4
PRIMARY GROUNDWATER
CONTRIBUTORY AREA to the LAKE



TAX ANTICIPATION NOTE RESOLUTION NO. -2013

RESOLUTION DELEGATING TO THE COUNTY COMPTROLLER THE POWERS TO AUTHORIZE THE ISSUANCE OF NOT TO EXCEED \$410,000,000 TAX ANTICIPATION NOTES OF THE COUNTY OF SUFFOLK, NEW YORK, IN ANTICIPATION OF THE COLLECTION OF TAXES LEVIED OR TO BE LEVIED FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2014, AND TO PRESCRIBE THE TERMS, FORM AND CONTENTS, AND PROVIDE FOR THE SALE AND CREDIT ENHANCEMENT OF SUCH NOTES

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), the power to authorize the issuance of Tax Anticipation Notes (herein called the "Notes") of the County of Suffolk, in the State of New York (the "County" and "State", respectively), in the aggregate principal amount of not to exceed \$410,000,000, and any notes in renewal thereof, is hereby delegated to the County Comptroller, as chief fiscal officer of the County.

Section 2. The following matters are hereby determined and declared:

- (a) The Notes shall be issued in anticipation of the collection of real estate taxes levied or to be levied for County purposes for collection for the fiscal year commencing January 1, 2014 and ending December 31, 2014, and the proceeds of the Notes shall be used only for the purposes for which said taxes are to be levied.
- (b) No notes have heretofore been authorized or issued in anticipation of the collection of said taxes.
- (c) Said Notes shall mature within the period of one year from the date of their issuance, and may be renewed from time to time in accordance with the provisions of the Law.
- (d) The Notes are not issued in renewal of other notes.

Section 3. The Notes shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the County, and the faith and credit of the County shall be pledged to the punctual payment of the principal of and interest on the Notes and, unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the County and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. Subject to the provisions of this resolution and the Law, and pursuant to Sections 50.00, 56.00, 60.00, 61.00 and 168.00 of the Law, inclusive, the powers to prescribe

the terms, form and contents, and all other powers or duties pertaining or incidental to the sale and issuance of the Notes authorized pursuant hereto, or any renewals thereof, including the powers to enter into one or more letter of credit agreements or liquidity facility agreements for the Notes, are hereby delegated to the County Comptroller, as chief fiscal officer of the County.

Section 5. This resolution shall take effect immediately.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1R 1882-13

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a local law entitled "A LOCAL LAW TO LIFT SALARY CAP FOR COMMISSIONER OF HEALTH SERVICES AND CHIEF MEDICAL EXAMINER" has been introduced in the Suffolk County Legislature.

This proposed local law would exempt the positions of the Commissioner of Health Services and Chief Medical Examiner from the existing restrictions on income for exempt management employees.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in the Maxine S. Postal Auditorium of the Suffolk County Legislature, in the Riverhead County Center, Riverhead, New York, on the 8th day of OCTOBER, 2013, at 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

**CERTIFICATE OF NECESSITY FOR THE IMMEDIATE CONSIDERATION
OF INTRODUCTORY RESOLUTION NO. - 2013**

1882
WHEREAS, INTRODUCTORY RESOLUTION NO. - 2013

**RESOLUTION NO. -2013, ADOPTING LOCAL
LAW NO. - 2013, A LOCAL LAW TO LIFT
SALARY CAP FOR COMMISSIONER OF HEALTH
SERVICES AND CHIEF MEDICAL EXAMINER**

WHEREAS, IT IS ESSENTIAL THAT SAID INTRODUCTORY
RESOLUTION BE CONSIDERED IMMEDIATELY,

NOW, I, JONATHAN SCHNEIDER, DEPUTY SUFFOLK COUNTY
EXECUTIVE CERTIFY PURSUANT TO ARTICLE II, SECTION 2-12(A), AND
ARTICLE III, SECTION 3-9 OF THE SUFFOLK COUNTY CHARTER, THAT
THERE EXISTS A NEED FOR THE IMMEDIATE CONSIDERATION OF
INTRODUCTORY RESOLUTION NO. - 2013, BECAUSE WITHOUT AN
EXEMPTION TO THE CURRENT LOCAL LAW, SUFFOLK COUNTY WILL BE
EXTREMELY LIMITED IN ITS CHOICES OF QUALIFIED CANDIDATES, IF NOT
ALTOGETHER UNABLE, TO HIRE A MEDICAL EXAMINER AT MARKET RATE.

IN WITNESS THEREOF, I HAVE HEREWITH SET MY HAND AND
CAUSED TO BE AFFIXED THE SEAL OF SUFFOLK COUNTY THIS
7TH DAY OF OCTOBER, 2013.



JONATHAN SCHNEIDER
DEPUTY SUFFOLK COUNTY EXECUTIVE

LEGISLATURE
SUFFOLK COUNTY, N.Y.
HARRISSBURG

2013 OCT -7 P 12:51

RECEIVED

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

**RESOLUTION NO. -2013, ADOPTING LOCAL LAW
NO. -2013, A LOCAL LAW TO LIFT SALARY CAP FOR
COMMISSIONER OF HEALTH SERVICES AND CHIEF
MEDICAL EXAMINER**

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on _____, 2013, a proposed local law entitled, "**A LOCAL LAW TO LIFT SALARY CAP FOR COMMISSIONER OF HEALTH SERVICES AND CHIEF MEDICAL EXAMINER;**" and said local law in final form is the same as when presented and introduced; now, therefore be it

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

LOCAL LAW NO. -2013, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO LIFT SALARY CAP FOR COMMISSIONER
OF HEALTH SERVICES AND CHIEF MEDICAL EXAMINER**

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

Section 1. Legislative Intent.

This Legislature finds and determines that the County of Suffolk enacted Local Law No. 23-1996 to ensure, in part, that no County employee's annual salary would equal or exceed the salary of the County Executive.

This Legislature finds and determines that recruitment of qualified personnel in the highly skilled positions of the Commissioner of Health Services and Chief Medical Examiner results in stringent competition among institutions for the most qualified candidates.

This Legislature further determines that in order to obtain the services of the most-qualified candidates for these positions, the County must be able to compete with other institutions that offer highly competitive salaries.

This Legislature further finds that the County requires the services of a Commissioner of Health Services and Chief Medical Examiner with the highest qualifications and it has been a recurring problem over the years to recruit qualified individuals for these positions due, in part, to the restrictions imposed by Local Law No. 23-1996 which dictate that no County employee's annual salary can equal or exceed the salary of the County Executive.

Therefore, the purpose of this law is to exempt the positions of the Commissioner of Health Services and Chief Medical Examiner from the existing restrictions on income for exempt management employees.

Section 2. Amendment.

Chapters 205-5 and 205-6 of the Administrative Local Laws of Suffolk County are hereby amended as follows:

Article II. Salary Cap

* * *

§205-5. Limitation on salaries.

- A. Except as otherwise set forth in this article, [N]no exempt management employee or elected official excluded from a bargaining unit shall receive a salary as provided by the pertinent salary plan equal to or in excess of that year's budgeted annual salary for the County Executive.

* * *

§205-6. Exemption.

This article shall not apply to the [President of Suffolk County Community College] following positions:

- (a) President of Suffolk County Community College;
- (b) Commissioner of Health Services; and
- (c) Chief Medical Examiner.

Section 3. Applicability.

This law shall apply on or after the effective date of this law.

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

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

[] Brackets denote deletion of existing language.

__ Underlining denotes addition of new language.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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



1882

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

DATE: October 3, 2013
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2013

TITLE: I.R. NO. -2013; A LOCAL LAW TO LIFT SALARY CAP FOR COMMISSIONER OF HEALTH SERVICES AND CHIEF MEDICAL EXAMINER

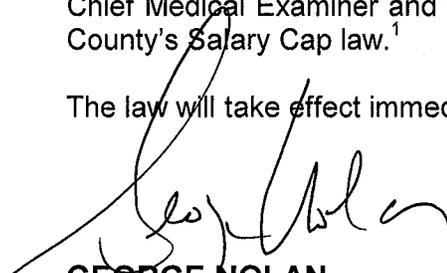
SPONSOR: PRESIDING OFFICER ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 10/3/2013 PUBLIC HEARING: 10/8/2013

DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

This proposed law would amend Chapter 205 of the SUFFOLK COUNTY CODE to exempt the Chief Medical Examiner and the Commissioner of the Department of Health Services from the County's Salary Cap law.¹

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

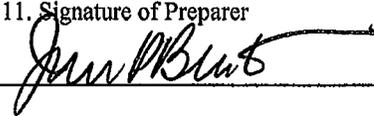

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-lift-salary-cap-commissioner-health-services-chief-medical-examiner

¹ The County's salary cap originally enacted by Local Law 23-1996, prohibits the salary of any exempt employee or elected official from equaling or exceeding the County's Executive's budgeted salary. Currently, only the Community College president is exempt from the salary cap.

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		
A LOCAL LAW TO LIFT SALARY CAP FOR COMMISSIONER OF HEALTH SERVICES AND CHIEF MEDICAL EXAMINER		
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)		
County <u> X </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		
There is no specific impact of passing the local law to lift the salary cap for Commissioner of Health Services and Chief Medical Examiner. The impact will be the difference between the current salary cap and the final salary agreed upon. As this Law pertains to only two positions, the difference would be negligible considering the size of the Health Department's and Medical Examiner's Operating Budgets.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
8. Proposed Source of Funding		
Operating Budget		
9. Timing of Impact		
Immediately upon filing in the Office of the Secretary of State		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Assistant Budget Director		October 3, 2013

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2014 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

GENERAL FUND

	2014 PROPERTY TAX LEVY	2014 COST TO AVG TAXPAYER	2014 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2014 PROPERTY TAX LEVY	2014 COST TO AVG TAXPAYER	2014 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00	\$0.000

COMBINED

	2014 PROPERTY TAX LEVY	2014 COST TO AVG TAXPAYER	2014 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 2012.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1886

Intro. Res. No. -2013
Introduced by Legislator Kennedy

Laid on Table 10/8/13

RESOLUTION NO. -2013, DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO APPLY FOR STATE WATER QUALITY IMPROVEMENT FUNDING FOR THE NORTHEAST BRANCH OF THE NISSEQUOGUE RIVER

WHEREAS, the northeast branch of the Nissequogue River ("the Branch") flows from the border of the Towns of Islip and Smithtown through the hamlet of Hauppauge and the Village of the Branch; and

WHEREAS, the Branch can become overwhelmed during heavy precipitation and periodically experiences groundwater flooding; and

WHEREAS, the County and the Town of Smithtown have engaged in silt remediation and stormwater removal upgrades for portions of the Nissequogue River; and

WHEREAS, the State Department of Environmental Conservation Water Quality Improvement Program provides funds for stormwater remediation projects; and

WHEREAS, the Department of Public Works should apply for funding to engage in stream bed remediation for the Branch to improve water quality and reduce flooding; now, therefore be it

1st RESOLVED, that the Commissioner of the Department of Public Works is hereby authorized, empowered and directed to apply to the New York State Department of Environmental Conservation for funding associated with remediation of the northeast branch of the Nissequogue River as a water quality improvement project; and be it further

2nd RESOLVED, that the Commissioner shall represent the County on all matters relating to this project to the State; and be it further

3rd RESOLVED, that the County of Suffolk agrees to fund its portion of the cost of the project and that funds will be available to initiate the project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation; and be it further

4th RESOLVED, that the Clerk of the Legislature shall prepare and send one (1) certified copy of this Resolution to the Albany Office of the Department of Environmental Conservation; and be it further

5th RESOLVED, that this Resolution shall take effect immediately; 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\l-r-nissequogue-river-water-quality-improvement

1887

Intro. Res. No. -2013

Laid on Table

10/8/13

Introduced by Deputy Presiding Officer Horsley and Legislator Gregory

**RESOLUTION NO. -2013, APPOINTING ANTHONY
GIORDANO AS A MEMBER OF THE SUFFOLK COUNTY
INDUSTRIAL DEVELOPMENT AGENCY (IDA)**

WHEREAS, Resolution Nos. 1142-1975 and 1245-1975 implemented the creation of the Suffolk County Industrial Development Agency ("IDA") pursuant to Section 991-a of the NEW YORK GENERAL MUNICIPAL LAW and made the initial appointments to that Agency; and

WHEREAS, Section 856 (2) of the NEW YORK GENERAL MUNICIPAL LAW permits the appointment of seven (7) members to said IDA; and

WHEREAS, all such members of the IDA serve at the pleasure of the Suffolk County Legislature; and

WHEREAS, Paul J. Tonna has resigned from the IDA; now, therefore be it

1st **RESOLVED**, that Anthony Giordano residing in Smithtown, New York, be and he hereby is appointed as a member of the Suffolk County Industrial Development Agency (IDA) to replace Paul J. Tonna; and be it further

2nd **RESOLVED**, that such member so appointed shall serve at the pleasure of the Suffolk County Legislature; and be it further

3rd **RESOLVED**, that this resolution shall take effect immediately.

DATED:

EFFECTIVE PURSUANT TO SECTION 2-15 (A) OF THE SUFFOLK COUNTY CHARTER AND SECTION 856 (2) OF THE NEW YORK GENERAL MUNICIPAL LAW

1887

Home: :
Work: :
Cell:

Email:

Anthony S. Giordano

Experience

2005-Present Strategies for Wealth Woodbury, NY
New York, NY

Associate – Financial Services

1977-2005 Northwestern Mutual Life Insurance Company Commack, NY

Insurance and Investment Broker

1985-2002 MA Sports Management – President & CEO Melville, NY

Sports Agent

- Managed Professional Baseball Players
-

Affiliations

- Member of Suffolk County Industrial-Commercial Incentive Board (Serves as Representative of Suffolk County Legislature Majority Leader)
 - Interfaith Nutrition Network Volunteer - Hempstead, NY
 - Sons of Italy – Kings Park, NY
 - Member of 9/11 Responders Memorial Committee – Nesconset, NY
-

Military Service

1974-1976 United States Navy – Aviation Officer Candidate School Pensacola, FL

Education

1974-1976 Manhattan College Riverdale, NY BA – Government

1972-1974 Nassau Community College Garden City, NY AA – Liberal Arts

References

Legislator Jon Cooper

Personal – 3 Children

James – Police Officer
Anthony Jr. – Iraqi Veteran
Nicole – School Teacher

1888
Intro. Res. No. -2013
Introduced by Legislator Gregory

Laid on Table 10/8/13

**RESOLUTION NO. - 2013, ADOPTING LOCAL LAW NO.
-2013, A LOCAL LAW TO IMPROVE THE COUNTY'S
PROPERTY REDEMPTION PROCESS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2013, a proposed local law entitled, "**A LOCAL LAW TO IMPROVE THE COUNTY'S PROPERTY REDEMPTION PROCESS** " now, therefore, be it

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

LOCAL LAW NO. -2013, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO IMPROVE THE COUNTY'S PROPERTY
REDEMPTION PROCESS**

**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 Section 215 of NEW YORK COUNTY LAW authorizes the County of Suffolk to establish policies and procedures for the disposition of real property acquired through tax default.

This Legislature finds that, pursuant to Chapter 29 of the SUFFOLK COUNTY CODE, former owners of tax foreclosed properties who fail to redeem their properties within six months of the recording of the County tax deed must meet specified hardship criteria in order to qualify for redemption. The applicant must demonstrate that non-payment resulted from personal illness, error in government record keeping, loss of employment or military deployment.

This Legislature determines that some homeowners in the County have been victimized by mortgage companies that fail to pay property taxes to the tax collecting government agency despite receiving these monies as part of the homeowners' monthly mortgage payments.

This Legislature also finds that frequently, these homeowners are unaware that their property taxes were not paid until it is too late and lack the resources to immediately pay the back taxes and associated fines and penalties once they discover the non-payment.

This Legislature further finds that the County of Suffolk should amend Chapter 29 of the SUFFOLK COUNTY CODE to allow homeowners who have been victimized by the actions of their mortgage holder to redeem their property.

Therefore, the purpose of this law is to expand the hardship criteria under Chapter 29 of the SUFFOLK COUNTY CODE to allow former owners to reclaim their property when their mortgage company fails to pay their property taxes.

Section 2. Amendments.

Chapter 29 of the SUFFOLK COUNTY CODE is hereby amended as follows:

ARTICLE I. PROCEDURES

* * * *

Chapter 29. Conveyance of Property.

* * * *

§ 29-3. Conveyance procedure.

* * * *

C. An explanation submitted by an applicant establishing one or more of the following conditions shall be required as an appropriate and sufficient basis before the Legislature may approve a conveyance to an applicant who is the immediate prior owner of record:

* * * *

- (5) Failure by the applicant's mortgage lender to pay the taxes on the subject parcel where the applicant submits written evidence that he or she remitted sufficient monies to pay the property taxes as part of their mortgage payments.

* * * *

Section 3. Applicability.

This law shall apply to all applications for redemption under Chapter 29 of the SUFFOLK COUNTY CODE submitted to the Division of Real Property Acquisition and Management on or after the effective date of this law.

Section 4. Severability.

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

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND

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

Section 6. Effective Date.

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

___ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\l-improve-215-redemption-process

1888
OFFICE OF THE COUNTY LEGISLATURE
COUNTY OF SUFFOLK

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



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

DATE: October 8, 2013
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2013

TITLE: I.R. NO. -2013; A LOCAL LAW TO IMPROVE THE COUNTY'S PROPERTY REDEMPTION PROCESS

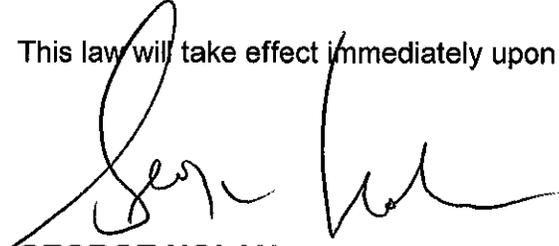
SPONSOR: LEGISLATOR GREGORY

DATE OF RECEIPT BY COUNSEL: 10/8/13 **PUBLIC HEARING:** 11/19/13
DATE ADOPTED/NOT ADOPTED: _____ **CERTIFIED COPY RECEIVED:** _____

This proposed local law would amend Chapter 29 of the SUFFOLK COUNTY CODE to allow former property owners whose homes have been taken for tax default to seek a 215 hardship redemption when the former owner can provide documentation that their mortgage lender failed to pay taxes on the subject parcel when sufficient monies to pay the property taxes was remitted as part of their mortgage payment.

This law will apply to all applications for hardship redemption under Chapter 29 of the SUFFOLK COUNTY CODE submitted on or after the effective date of this law.

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


GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-improve 215

1889

Intro. Res. No. -2013
Introduced by Legislator Calarco

Laid on Table 10/8/2013

**RESOLUTION NO. -2013, AMENDING THE 2013
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING
FUNDS IN CONNECTION WITH SITE IMPROVEMENTS TO
PATCHOGUE LIRR BUS STOP (CP XXXX)**

WHEREAS, the existing bus stop on South Street in the Village of Patchogue needs to be relocated to the Patchogue LIRR train station; and

WHEREAS, sufficient funds are not included in the 2013 Capital Budget and Program to cover the cost of this necessary project, and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$200,000 in Suffolk County Serial Bonds; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2013 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, 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. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2013 Capital Budget and Program be and is hereby amended as follows:

Project No.: 1755
Project Title: Infrastructure Improvements for Traffic and Public Safety and Public Health

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2013 Capital Budget & Program</u>	<u>Revised 2013 Capital Budget & Program</u>
3. Construction	\$400,000	\$600,000B	\$400,000B
TOTAL	\$400,000	\$600,000	\$400,000

Project Number: XXXX
Project Title: Site Improvements to Patchogue LIRR Bus Stop

<u>Total</u>	<u>Current 2013 Capital</u>	<u>Revised 2013 Capital</u>

	<u>Est'd Cost</u>	<u>Budget & Program</u>	<u>Budget & Program</u>
4. Site Improvements	\$200,000	\$0	\$200,000B
TOTAL	\$200,000	\$0	\$200,000

and be it further

3rd **RESOLVED**, that the proceeds of \$200,000 in Suffolk County Serial Bonds be and hereby are appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-XXXX.410 (Fund 001 Debt Service)	Site Improvements to Patchogue LIRR Bus Stop	\$200,000

and be it further

4th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(C) (21), (22) and (27), since it constitutes a local legislative decision in connection with the maintenance, repair, replacement, rehabilitation, reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes. As a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

T:\BRO\New CP Patchogue Bus Stop.doc