

1942
Intro. Res. No. -2014
Introduced by Legislator Spencer

Laid on Table 10/7/14

RESOLUTION NO. - 2014, ADOPTING LOCAL LAW NO. -2014, A LOCAL LAW TO AMEND LOCAL LAW NO. 13-2014, TO FURTHER DETER THE IMPORTATION OR USE OF HYDRAULIC FRACTURING MATERIALS IN SUFFOLK COUNTY

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2014, a proposed local law entitled, "A LOCAL LAW TO AMEND LOCAL LAW NO. 13-2014, TO FURTHER DETER THE IMPORTATION OR USE OF HYDRAULIC FRACTURING MATERIALS IN SUFFOLK COUNTY" now, therefore, be it

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

LOCAL LAW NO. -2014, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO AMEND LOCAL LAW NO. 13-2014, TO FURTHER DETER THE IMPORTATION OR USE OF HYDRAULIC FRACTURING MATERIALS IN SUFFOLK COUNTY

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Local Law No. 13-2014 prohibits the sale and use of hydraulic fracturing byproducts in Suffolk County.

This Legislature finds that the maximum monetary penalty under Local Law No. 13-2014 is \$5,000 per violation.

This Legislature determines that this penalty is insufficient to deter those who may act in violation of Local Law No. 13-2014.

This Legislature also finds that similar laws in neighboring jurisdictions provide significantly higher monetary penalties for violations.

This Legislature further finds that Suffolk County should increase the maximum fine amount in Local Law No. 13-2014, to deter persons from bringing hydraulic fracturing byproducts into Suffolk County and to adequately punish those who violate the law.

Therefore, the purpose of this law is to amend Local Law No. 13-2014 to increase the maximum fine for a violation of Local Law No. 13-2014 to \$25,000.

Section 2. Amendments.

Section 5 of Local Law No. 13-2014 is hereby amended as follows:

Section 5. Penalties.

Any violation of Section 3 of this law shall constitute an unclassified misdemeanor, punishable by a fine not to exceed ~~[\$5,000]~~ \$25,000 per violation and/or up to thirty (30) days imprisonment. Each sale and/or application of natural gas waste shall constitute a separate and distinct violation.

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

Section 6. Effective Date.

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

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\l-amend-local-law-13-2014-hydraulic-materials

1942

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 3, 2014

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2014

TITLE: I.R. NO. -2014; A LOCAL LAW TO AMEND LOCAL LAW NO. 13-2014, TO FURTHER DETER THE IMPORTATION OR USE OF HYDRAULIC FRACTURING MATERIALS IN SUFFOLK COUNTY

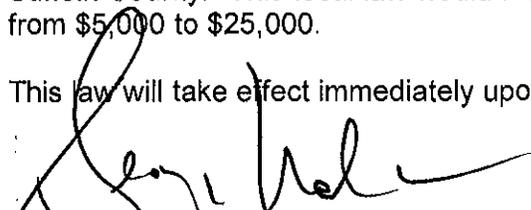
SPONSOR: LEGISLATOR SPENCER

DATE OF RECEIPT BY COUNSEL: 10/3/2014 **PUBLIC HEARING:** 11/18/2014

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

Local Law No. 13-2014 prohibits the importation, sale or use of hydraulic fracturing fluids in Suffolk County. This local law would increase the maximum fine under Local Law No. 13-2014 from \$5,000 to \$25,000.

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-increase hydrofracking fines

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Intro. Res. No. -2014
Introduced by Presiding Officer on request of the County Executive

Laid on Table 10/7/14

**RESOLUTION NO. -2014, ESTABLISHING THE 401(a)
BOARD ("BOARD") TO OVERSEE THE 401(a) TERMINAL
PAY PLAN FOR THE COUNTY OF SUFFOLK**

WHEREAS, the County will be offering a terminal pay plan ("Plan"), a qualified retirement plan under section 401(a) of the Internal Revenue Code, to County employees in several unions that have negotiated this benefit into their collective bargaining agreements; and

WHEREAS, the Plan will allow for contributions to be made only from termination pay at the time of separation from County service as permitted under section 415(c) of the Internal Revenue Code; and

WHEREAS, the Plan will provide County employees with an additional outlet for the management of their personal finances and supplemental retirement savings and for the reduction of their taxable income; and

WHEREAS, a board should be formed in order to oversee and administer the Plan; and

WHEREAS, the formation of a board would be in the best interests of the Plan participants; now, therefore be it

1st RESOLVED, that the Board is hereby established to oversee and administer the Plan; and be it further

2nd RESOLVED, that the Board shall consist of the following members:

1. the County Executive, or his or her designee;
2. the Plan administrator as designated by the Plan; and
3. a representative of the Police Benevolent Association.

and be it further

3rd RESOLVED, that the members of the Board shall serve without compensation and shall serve at the pleasure of their respective appointing authorities; and be it further

4th RESOLVED, that the Board shall meet at least four (4) times annually; and be it further

5th RESOLVED, that two (2) members of the Board shall constitute a quorum to transact the business of the Board at both regular and special meetings; and be it further

6th RESOLVED, that the Board shall hold regular meetings, keep a record of all its proceedings, and determine the rules of its own proceedings with special meetings to be called by the chairperson upon his/her own initiative or upon receipt of a written request therefor

signed by at least two (2) members of the Board. Written notice of the time and place of such special meeting shall be given by the secretary to each member; and be it further

7th **RESOLVED**, that the secretary of the Board shall be a person designated by the Police Benevolent Association who shall be a full-time member of the Police Benevolent Association board; and be it further

8th **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.

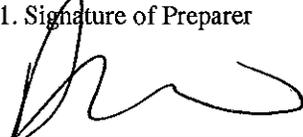
DATED: , 2014

APPROVED BY:

County Executive of Suffolk County

Date: , 2014

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		
ESTABLISHING THE 401(a) BOARD ("BOARD") TO OVERSEE THE 401(a) TERMINAL PAY PLAN FOR THE COUNTY OF SUFFOLK		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes NoXX		
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		
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		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Principal Research Analyst		10-2-14

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

GENERAL FUND

	2014 PROPERTY TAX LEVY	2014 COST TO AVG TAXPAYER	2014 AV TAX RATE PER \$100	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	2013 AV TAX RATE PER \$100	2014 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2014 PROPERTY TAX LEVY	2014 COST TO AVG TAXPAYER	2014 AV TAX RATE PER \$100	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, 2013.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2013-2014.
- 3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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Intro. Res. No. - 2014
Introduced by Presiding Officer on request of the County Executive

Laid on Table 10/7/14

**RESOLUTION NO. ____-2014, AUTHORIZING PLANNING
STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY
AFFORDABLE HOUSING PROGRAM (LGBT Network-Bay Shore)**

WHEREAS, Article XXXXVI of the SUFFOLK COUNTY ADMINISTRATIVE CODE establishes the County's Affordable Housing Program; and

WHEREAS, Section 36-2(D) of said Article authorizes funding of qualifying affordable housing developments, through the use of Capital Bond proceeds (CP 8704 and CP 6411), to subsidize certain land and infrastructure costs in connection with such affordable housing developments; and

WHEREAS, the County Department of Economic Development and Planning has identified a site on Park Avenue in Bay Shore, in the Town of Islip, which would be appropriate for development as senior affordable housing and which is identified by the Suffolk County Tax Map Numbers as follows: 0500-393.00-02.00-071.000 and 0500-393.00-02.00-072.000 (together, the "Parcels"); and

WHEREAS, the subject site will be developed and managed by The Long Island Gay, Lesbian, Bisexual and Transgender Health and Human Services Network Inc. and POKO Partners LLC. and is proposed to contain approximately fifty (50) affordable rental units, together with an on-site Community Center, and will be designed to create a welcoming and friendly environment for members of the lesbian, gay, bisexual and transgender ("LGBT") senior community; and

WHEREAS, pursuant to Section 36-2(D) of Article XXXVI of the Suffolk County Administrative Code, it is proposed that the County plan for the development of the Parcels for affordable housing; now, therefor, be it

1st **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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) in that the resolution authorizes information collection and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action and because the resolution constitutes routine or continuing agency administration; and since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd **RESOLVED**, that this Legislature hereby finds that the Parcels in the Town of Islip meet the acquisition and infrastructure funding requirements of the County Affordable Housing Opportunities Program and the need to fill the critical shortage of affordable housing in Suffolk County; and be it further

3rd **RESOLVED**, that the Director of Real Estate within the Suffolk County Department of Economic Development and Planning, is hereby authorized, empowered and directed, to plan for the acquisition of and/or infrastructure improvements for the parcels listed below:

SUFFOLK COUNTY

<u>TAX MAP NUMBER</u>	<u>ACREAGE</u>	<u>REPUTED OWNER</u>
0500-393.00-02.00-071.000	0.42	Long Island Gay & Lesbian Youth, Inc.
0500-393.00-02.00-072.000	0.30	Breast Cancer Help, Inc.

and be it further

4th **RESOLVED**, that the County Department of Economic Development and Planning, the Division of Real Property Acquisition and Management, and the County Department of Law are hereby authorized, empowered and directed to take such other actions as may be necessary and appropriate to accomplish such planning purposes, including, but not limited to, securing and expending funds for appraisals, surveys, engineering reports, environmental audits, title search and to utilize such valid appraisals for the subject parcel as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

5th **RESOLVED**, that the expenses for such planning purposes shall be paid from funds appropriated pursuant to Article XXXVI of the Suffolk County Administrative Code; and be it further

6th **RESOLVED**, that the County of Suffolk may reimburse any entity, whose appraisal is utilized for the above-described purpose, for the cost of obtaining such appraisal in the event that the County elects to utilize such appraisals for the subject parcel.

DATED: _____

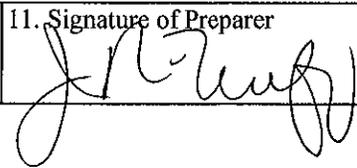
APPROVED BY:

County Executive of Suffolk County

Date: _____

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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation RESOLUTION AUTHORIZING PLANNING STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY AFFORDABLE HOUSING PROGRAM (LGBT Network-Bay Shore)		
3. Purpose of Proposed Legislation To authorize the Department of Economic Development and Planning, Division of Real Property Acquisition and Management, to commence planning, and expend funds related to such planning, for the acquisition of land and/or infrastructure improvements in connection with an approximate 50-unit senior-affordable rental site to be located on Park Avenue in Bay Shore. The development will be designed to create an environment that will be welcoming and friendly to members of the lesbian, gay, bisexual and transgender senior community.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
8. Proposed Source of Funding CP 8704		
9. Timing of Impact		
10. Typed Name & Title of Preparer Jill Rosen-Nikoloff	11. Signature of Preparer 	12. Date 10/3/14

SCIN FORM 175b (10/95)

2014 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

1945

TITLE OF BILL:

AUTHORIZING PLANNING STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY AFFORDABLE HOUSING PROGRAM (LGBT Network-Bay Shore)

PURPOSE OR GENERAL IDEA OF BILL:

To authorize the Department of Economic Development and Planning, Division of Real Property Acquisition and Management, to commence planning, and expend funds related to such planning, for the acquisition of land and/or infrastructure improvements in connection with an approximate 50 unit senior affordable rental site to be located on Park Avenue in Bay Shore. The development will be designed to create an environment that will be welcoming and friendly to members of the lesbian, gay, bisexual and transgender senior community.

SUMMARY OF SPECIFIC PROVISIONS:

Authorizes appraisals, environmental reports, title reports, surveys and other planning support in connection with the proposed development of approximately 50 affordable senior rental units. The development will be designed to be welcoming and friendly to members of the lesbian, gay, bisexual and transgender (LGBT) senior community. The development will be located on Park Avenue in Bay Shore.

JUSTIFICATION:

To plan for the development of approximately 50 LGBT friendly senior affordable rental units in accordance with the Suffolk County Affordable Housing Opportunities Program

FISCAL IMPLICATIONS:

N/A

COUNTY OF SUFFOLK



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Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Department of
Economic Development and Planning

Joanne Minieri
Deputy County Executive and Commissioner

Division of Real Property
Acquisition and Management

October 3, 2014

✓ Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
100 Veterans Memorial Highway
Hauppauge, New York 11788-0099

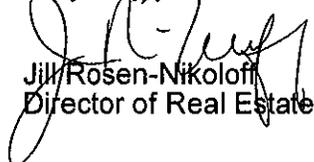
Dear Mr. Schneider:

Attached is the following Resolution, together with the back-up documentation, requested to be Laid on the Table at the October 7, 2014 meeting:

RESOLUTION NO. ____-2014, AUTHORIZING PLANNING STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY AFFORDABLE HOUSING PROGRAM (LGBT Network-Bay Shore)

Thank you.

Very truly yours,


Jill Rosen-Nikoloff
Director of Real Estate

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive (e-copy)
Joanne Minieri, Deputy County Executive and Commissioner (e-copy)
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)

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

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

Submitting Department (Dept. Name & Location): Department of Economic Development and Planning H. Lee Dennison Bldg. - 2 nd Floor Hauppauge	Department Contact Person (Name & Phone No.): Jill Rosen-Nikoloff Director of Real Estate 853-6420
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Suggestion Involves:

Technical Amendment _____ New Program _____
 Grant Award _____ Contract: New _____ Rev. _____

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

To authorize the Department of Economic Development and Planning, Division of Real Property Acquisition and Management, to commence planning, and expend funds related to such planning, for the acquisition of land and/or infrastructure improvements in connection with an approximate 50 unit senior affordable rental site to be located on Park Avenue in Bay Shore. The development will be designed to create an environment that will be welcoming and friendly to members of the lesbian, gay, bisexual and transgender senior community.

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

Intro. Res. No. 1946-14
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 10/7/14

RESOLUTION NO. -2014, ACCEPTING AND APPROPRIATING A GRANT AWARD OF FEDERAL FUNDING IN THE AMOUNT OF \$325,000 FROM US DEPARTMENT OF HEALTH AND HUMAN SERVICES/ SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION ("SAMHSA") TO THE SUFFOLK COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL WITH 100% SUPPORT

WHEREAS, the US Department of Health and Human Services Substance Abuse and Mental Health Services Administration ("SAMSHA") awarded Suffolk County Federal funds under the SAMHSA Drug Courts to the Criminal Justice Coordinating Council for Suffolk County Drug Court Expansion Project; and

WHEREAS, New York State 10th Judicial District Drug Court and EAC Suffolk Treatment Alternatives for Safer Communities ("Suffolk TASC") cooperatively submitted the grant application through the Criminal Justice Coordinating Council; and

WHEREAS, \$325,000 has not been included in the 2014 Operating Budget Expenditures to further this initiative; and

WHEREAS, the Suffolk County Integrated Financial Management System will be setup with expense units 001-PRO-3177, title to be SAMHSA DRUG COURT EXPANSION for the segregation of all expenditures to be reimbursed under this grant; and

WHEREAS, the grant budget period for the award is September 30, 2014 through September 30, 2015; now, therefore be it

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

REVENUES:	AMOUNT
001-4315 SAMHSA DRUG COURT EXPANSION	\$325,000.00
US Department of Health and Human Services	

Suffolk County Probation Department
SAMHSA Drug Court Expansion
001-PRO-3177

<u>4000-Contractual Services</u>	<u>\$325,000.00</u>
4340-Mandated Travel for Drug Court employees	\$1,800.00
4560-Fee for Service Non-Employee	\$50,000.00
4980-XXXX-EAC Suffolk TASC	\$273,200.00

and be it further

2nd **RESOLVED**, that the County Executive is authorized to executed the US Department of Health and Human Services SAMHSA award contract, Grant Number 1H79TI025027-01, as necessary, to secure said funds; and further

4th **RESOLVED**, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action; and be it further

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

COUNTY OF SUFFOLK



1946

STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PROBATION

PATRICE S. DLHOPOLSKY
DIRECTOR

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

FROM: Robert C. Marmo, Chief Planner
Suffolk County Department of Probation

DATE: October 1, 2014

SUBJECT: Resolution Packet for SAMHSA Drug Court Expansion Grant

Attached for your review and consideration is an Introductory Resolution to accept and appropriate grant funding from US Department of Health and Human Services/Substance Abuse and Mental Health Services Administration ("SAMHSA") for the Suffolk County Drug Court Expansion Grant in the amount of 325,000 which not been included in the 2014 Operating Budget Expenditures to further this initiative; and

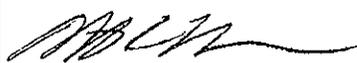
If you have any questions please feel free to contact me at 2-5105.

Cc: Dennis Cohen, Chief Deputy County Executive ()
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations

YAPHANK AVENUE
PO BOX 205
YAPHANK, NEW YORK 11980
(631) 852 -- 6824/6825

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

194b

1. Type of Legislation Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation Accepting and appropriating a grant award of Federal funding in the amount of \$325,000 from US Department of Health and Human Services/Substance Abuse and Mental Health Services Administration ("SAMHSA") to the Suffolk County Criminal Justice Coordinating Council with 100% support		
3. Purpose of Legislation To accept and appropriate \$325,000 of said grant funding to expand the operation of the Suffolk County Drug Court. These expenses include a research consultant and a contracted agency to provide assessment, case management, training and linkage to substance abuse and mental health treatment as identified in the grant application approved by Substance Abuse Mental Health Services Administration. The		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No _____		
5. If the answer to item 5 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 Acceptance of these grant funds has a positive impact on the Revenues budgeted in 2014. At the time of budget preparation it was unknown total funding for the new grant contract period.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision None to the County.		
8. Proposed Source of Funding 001-3321 Reentry Task Force		
9. Timing of Impact Immediate		
10. Typed Name & Title of Preparer Robert Marmo, Ph.D. Chief Planner	11. Signature of Preparer 	12. Date October 3, 2014



SAMHSA Drug Courts
 Department of Health and Human Services
 Substance Abuse and Mental Health Services Administration
 Center for Substance Abuse Treatment

Notice of Award

Issue Date: 09/30/2014

1946

Grant Number: 1H79TI025027-01
 FAIN: TI025027

Program Director:
 Edward Gialella

Project Title: Suffolk County Drug Court Expansion Project

Grantee Address	Business Address
SUFFOLK CNTY CRIMINAL JUSTICE COORD CNCL Chief Planner 395 Oser Ave Hauppauge, NY 11788	Suffolk County Senior Federal & State Aid Claims Examiner Riverhead County Center 300 Center Drive, Rm N212 Riverhead, NY 11901

Budget Period: 09/30/2014 – 09/29/2015
 Project Period: 09/30/2014 – 09/29/2017

Dear Grantee:

The Substance Abuse and Mental Health Services Administration hereby awards a grant in the amount of \$325,000 (see "Award Calculation" in Section I and "Terms and Conditions" in Section III) to SUFFOLK CNTY CRIMINAL JUSTICE COORD CNCL in support of the above referenced project. This award is pursuant to the authority of Section 509 of the PHS Act, as amended and is subject to the requirements of this statute and regulation and of other referenced, incorporated or attached terms and conditions.

Award recipients may access the SAMHSA website at www.samhsa.gov (click on "Grants" then SAMHSA Grants Management), which provides information relating to the Division of Payment Management System, HHS Division of Cost Allocation and Postaward Administration Requirements. Please use your grant number for reference.

Acceptance of this award including the "Terms and Conditions" is acknowledged by the grantee when funds are drawn down or otherwise obtained from the grant payment system.

If you have any questions about this award, please contact your Grants Management Specialist and your Government Project Officer listed in your terms and conditions.

Sincerely yours,

Eileen Bermudez
 Grants Management Officer
 Division of Grants Management

See additional information below

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SECTION I – AWARD DATA – 1H79TI025027-01

Award Calculation (U.S. Dollars)

Consortium/Contractual Cost	\$323,200
Travel Costs	\$1,800
Direct Cost	\$325,000
Approved Budget	\$325,000
Federal Share	\$325,000
Cumulative Prior Awards for this Budget Period	\$0
AMOUNT OF THIS ACTION (FEDERAL SHARE)	\$325,000

SUMMARY TOTALS FOR ALL YEARS	
YR	AMOUNT
1	\$325,000
2	\$325,000
3	\$325,000

*Recommended future year total cost support, subject to the availability of funds and satisfactory progress of the project.

Fiscal Information:

CFDA Number: 93.243
 EIN: 1116000464B9
 Document Number: 13TI25027A
 Fiscal Year: 2014

IC	CAN	Amount
TI	C96T511	\$325,000

IC	CAN	2014	2015	2016
TI	C96T511	\$325,000	\$325,000	\$325,000

TI Administrative Data:

PCC: DCT-AD / OC: 4145

SECTION II – PAYMENT/HOTLINE INFORMATION – 1H79TI025027-01

Payments under this award will be made available through the HHS Payment Management System (PMS). PMS is a centralized grants payment and cash management system, operated by the HHS Program Support Center (PSC), Division of Payment Management (DPM). Inquiries regarding payment should be directed to: The Division of Payment Management System, PO Box 6021, Rockville, MD 20852, Help Desk Support – Telephone Number: 1-877-614-5533.

The HHS Inspector General maintains a toll-free hotline for receiving information concerning fraud, waste, or abuse under grants and cooperative agreements. The telephone number is: 1-800-HHS-TIPS (1-800-447-8477). The mailing address is: Office of Inspector General, Department of Health and Human Services, Attn: HOTLINE, 330 Independence Ave., SW, Washington, DC 20201.

SECTION III – TERMS AND CONDITIONS – 1H79TI025027-01

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This award is based on the application submitted to, and as approved by, SAMHSA on the above-title project and is subject to the terms and conditions incorporated either directly or by reference in the following:

- a. The grant program legislation and program regulation cited in this Notice of Award.
- b. The restrictions on the expenditure of federal funds in appropriations acts to the extent those restrictions are pertinent to the award.
- c. 45 CFR Part 74 or 45 CFR Part 92 as applicable.
- d. The HHS Grants Policy Statement.
- e. This award notice, INCLUDING THE TERMS AND CONDITIONS CITED BELOW.

Treatment of Program Income:
Additional Costs

SECTION IV – TI Special Terms and Conditions – 1H79TI025027-01

REMARKS:

This award reflects approval of the budget submitted on April 19, 2013 as part of the application.

SPECIAL TERMS OF AWARD:

FCR - The Office of Financial Advisory Services (OFAS), SAMHSA is currently conducting a review of your organization's financial management system. If the review discloses material weaknesses or other financial management concerns, grant funding may be restricted in accordance with 45 CFR 74.14 or 45 CFR 92.12, as applicable. The restriction will affect the draw-down of funds from your organization's Payment Management Services account; subject to the review of (OFAS) and the approval of the applicable Grants Management Specialist and Government Project Officer.

SPECIAL CONDITION OF AWARD:

Disparity Impact Statement (DIS):

By November 30, 2014, you must:

Submit an electronic copy of a disparity impact statement to the Government Project Officer (GPO) and Grants Management Specialist (GMS) as identified under Contacts on this notice of award. The disparity impact statement should be consistent with information in your application regarding access, *service use and outcomes for the program and include three components as described below. Questions about the disparity impact statement should be directed to your GPO. Examples of disparity impact statements can be found on the SAMHSA website at <http://beta.samhsa.gov/grants/grants-management/disparity-impact-statement>.

*Service use is inclusive of treatment services, prevention services as well as outreach, engagement, training and/or technical assistance activities.

The disparity impact statement, in response to the Special Condition of Award, consists of three components:

1. Proposed number of individuals to be served by subpopulations in the grant implementation area should be provided in a table that covers the entire grant period. The disparate population(s) should be identified in a narrative that includes a description of the population and rationale for how the determination was made.
2. A quality improvement plan for how you will use your program (GPRA) data on access, use and outcomes to monitor and manage program outcomes by race, ethnicity and LGBT status, when possible. The quality improvement plan should include strategies for

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- how processes and/or programmatic adjustments will support efforts to reduce disparities for the identified sub-populations.
3. The quality improvement plan should include methods for the development and implementation of policies and procedures to ensure adherence to the Enhanced Culturally and Linguistically Appropriate Services (CLAS) Standards and the provision of effective care and services that are responsive to:
 1. Diverse cultural health beliefs and practices;
 2. Preferred languages;
 3. Health literacy and other communication needs of all sub-populations within the proposed geographic region

STANDARD TERMS OF AWARD:

Refer to the following SAMHSA website for Standard Terms of Award:
<http://beta.samhsa.gov/grants/grants-management/notice-award-noa/standard-terms-conditions>
(NEW)

Key staff (or key staff positions, if staff has not been selected) are listed below:

Edward Giaella, Project Director @ 20% level of effort

REPORTING REQUIREMENTS:

Submission of a Programmatic Semi-Annual Report is due no later than the dates as follows:

- 1st Report - April 30, 2015
- 2nd Report - October 31, 2015

Failure to comply with the above stated terms and conditions may result in suspension, classification as High Risk status, termination of this award or denial of funding in the future.

All responses to special terms and conditions of award and post award requests may be electronically mailed to the Grants Management Specialist and to the Government Program Official as identified on your Notice of Award.

It is essential that the Grant Number be included in the SUBJECT line of the email.

CONTACTS:

Jon Berg, Program Official
Phone: (240) 276-1609 Email: Jon.Berg@samhsa.hhs.gov

Helen Zhou, Grants Specialist
Phone: (240) 276-2482 Email: helen.zhou@samhsa.hhs.gov Fax: (240) 276-2410

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2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Accepting and appropriating a grant award of Federal funding in the amount of \$325,000 from US Department of Health and Human Services/Substance Abuse and Mental Health Services Administration ("SAMHSA") to the Suffolk County Criminal Justice Coordinating Council with 100% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate \$325,000 of said grant funding to expand the operation of the Suffolk County Drug Court. These expenses include a research consultant and a contracted agency to provide assessment, case management, training and linkage to substance abuse and mental health treatment as identified in the grant application approved by Substance Abuse Mental Health Services Administration

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept and appropriate \$325,000 of Federal funds awarded to the Suffolk County Criminal Justice Coordinating Council for the expansion of the Suffolk County Drug Court. Grant period for the award is September 30, 2014 through September 30, 2015

JUSTIFICATION: To expand the number of offenders enrolled in Suffolk County Drug Court ("SCDC"), from 75 to 125 and better engage and retain substance abuse disorders and co-occurring disorder defendants by adding two evidence-based practices, Mapping-Enhanced Counseling and Moral Recognition Therapy, and providing training in Motivational Interviewing and Trauma-Informed Case Management.

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

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

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

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

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

Robert Marmo, Ph.D.
Chief Planner

Suggestion Involves:

Technical Amendment

New Program

Grant Award

Contract (New Rev.)

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

To accept and appropriate \$325,000 of said grant funding to expand the operation of the Suffolk County Drug Court. These expenses include a research consultant and a contracted agency to provide assessment, case management, training and linkage to substance abuse and mental health treatment as identified in the grant application approved by Substance Abuse Mental Health Services Administration. The grant will expand the number of offenders enrolled in Suffolk County Drug Court ("SCDC"), from 75 to 125 and better engage and retain substance abuse disorders and co-occurring disorder defendants by adding two evidence-based practices, Mapping-Enhanced Counseling and Moral Recognition Therapy, and providing training in Motivational Interviewing and Trauma-Informed Case Management.

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

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

Prior editions of this form are obsolete.

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Intro. Res. No. -2014
Introduced by Legislator Spencer

Laid on Table 10/7/14

**RESOLUTION NO. -2014, APPROVING THE
REAPPOINTMENT OF RONALD J. GAUDREULT AS A
MEMBER OF THE SUFFOLK COUNTY BOARD OF HEALTH**

WHEREAS, appointments to the Suffolk County Board of Health are within the purview of the County Legislature under §C9-4 of the SUFFOLK COUNTY CHARTER; and

WHEREAS, the term of office of Ronald J. Gaudreault expired on September 25, 2014; now, therefore be it

1st RESOLVED, that Ronald J. Gaudreault, who resides in Northport, NY, 11768, be and he is hereby reappointed as a member of the Suffolk County Board of Health, pursuant to §C9-4 of the SUFFOLK COUNTY CHARTER, for a term of office to expire on September 25, 2020.

DATED:

~~EFFECTIVE PURSUANT TO SECTIONS 2-15(A) AND 9-4 OF THE SUFFOLK COUNTY CHARTER~~

s:\res\2014\r-reappt-gaudreault-boh

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Intro. Res. No. -2014
Introduced by Legislator Hahn

Laid on Table

**RESOLUTION NO. -2014, TO ENFORCE DOMESTIC
VIOLENCE ORDERS OF PROTECTION USING GPS
MONITORING**

WHEREAS, the County of Suffolk seeks to protect the health and safety of intimate and non-intimate domestic violence victims; and

WHEREAS, domestic violence is a serious problem that negatively impacts individuals, families and communities; and

WHEREAS, the National Coalition Against Domestic Violence says that 1 in 4 women will experience domestic violence in their lifetime; and

WHEREAS, 7,533 domestic violence victims (4,003 intimate partner and 3,530 other family victim) were reported by Suffolk County law enforcement agencies to the New York State Division of Criminal Justice in 2013; and

WHEREAS, according to the New York State Office for the Prevention of Domestic Violence, the total number of homicides decreased statewide between 2012 and 2013, however, the number of intimate partner homicides increased by 16%; and

WHEREAS, according to the Bureau of Justice Statistics, domestic violence accounted for 21% of all violent victimizations during the period from 2012 to 2013; and

WHEREAS, in the absence of intervention, domestic violence can and does escalate resulting in physical injury, psychological trauma and in severe cases, death; and

WHEREAS, since 2000, twenty-one states and the District of Columbia have enacted legislation mandating or recommending that justice agencies employ Global Positioning Systems ("GPS") to protect abused women under specific conditions; several other states, including New York State, are considering such legislation; and

WHEREAS, the use of GPS monitoring systems in certain high risk cases to enforce orders of protection will enhance victim safety and increase offender accountability; and

WHEREAS, the County of Suffolk should utilize GPS to monitor domestic violence offenders who pose a credible threat to victims and their children; now, therefore be it

1st RESOLVED, that the Suffolk County Department of Probation is hereby authorized, empowered and required to recommend to sentencing judges, as a standard condition of supervision, that any person who has been convicted of a domestic violence family offense and been determined to pose a credible threat to the physical safety of the victim or the victim's child(ren), be monitored by GPS; and be it further

2nd RESOLVED, where a person is subject to a stay away order of protection in Suffolk County Family Court for a family offense in accordance with the New York Family Court Act § 446, the Court be provided the capacity by the Suffolk County Department of Probation to

monitor by Global Positioning System ("GPS"), such persons that pose a credible threat to the physical safety of the petitioner or the petitioner's child(ren); and be it further

3rd **RESOLVED**, if the Suffolk County Department of Probation, the Suffolk County Police Department and the victim shall be notified if a probationer monitored by GPS enters into the restricted "victim zone"; the monthly monitoring cost shall be paid by the probationer; and be it further

4th **RESOLVED**, if the Suffolk County Department of Probation, the Suffolk County Police Department and the victim shall be notified by a person to the stay away order of protection enters into the restricted "victim zone"; the monthly monitoring cost shall be paid by the respondent; and be it further

5th **RESOLVED**, for the purposes of this resolution, "domestic violence family offense" shall mean a crime or violation as set forth in the New York State Family Court Act § 812, which includes disorderly conduct, harassment in the first degree, harassment in the second degree, aggravated harassment in the second degree, sexual misconduct, forcible touching, sexual abuse in the third degree, sexual abuse in the second degree as set forth in subdivision one of § 130.60 of the Penal Law, stalking in the first degree, stalking in the second degree, stalking in the third degree, stalking in the fourth degree, criminal mischief, menacing in the second degree, menacing in the third degree, reckless endangerment, criminal obstruction of breathing or blood circulation, strangulation in the second degree, strangulation in the first degree, assault in the second degree, assault in the third degree, an attempted assault, identity theft in the first degree, identity theft in the second degree, identity theft in the third degree, grand larceny in the fourth degree, grand larceny in the third degree or coercion in the second degree as set forth in subdivisions one, two and three of § 135.60 of the Penal Law between spouses or former spouses, or between parent and child or between members of the same family or household except that if the respondent would not be criminally responsible by reason of age pursuant to § 30.00 of the Penal Law; 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:

Intro. Res. No. 1952-14
Introduced by Presiding Officer on request of the County Executive

Laid on Table 10/7/14

**RESOLUTION NO. -2014, APPROPRIATING FUNDS
IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424) TO
THE TOWN OF HUNTINGTON FOR HUNTINGTON STATION**

WHEREAS, the County of Suffolk has established a dedicated capital project for the purpose of funding economic development projects which encourage economic growth; and

WHEREAS, Jumpstart Suffolk has been designated to encourage, foster and enhance the planning, development and/or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns, light industrial and commercial areas adjacent to downtowns or transit; and

WHEREAS, the Commissioner of Economic Development and Planning has requested that these funds for the Jumpstart Suffolk Program be appropriated and awarded to the Town of Huntington for Huntington Station; and

WHEREAS, sufficient funds are included in the 2014 Capital Budget and Program to cover the costs of said request under Capital Program 6424; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the Adopted 2014 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the proposed funding for Huntington Station will support the road realignment of Lowndes and Railroad and will include new brick paver sidewalks and curbing, decorative street lighting and shall be designed to facilitate safe vehicular and pedestrian activity; and

WHEREAS, that the Town of Huntington as Lead Agency is currently reviewing this project and will issue a formal SEQRA determination shortly; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$250,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, the County wishes to fund the economic development projects that encourage job creation, foster and enhance the planning, development or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns or light industrial and commercial areas adjacent to downtowns or transit, with long-term economic impact; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-five (65) 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 Suffolk County Legislature, on behalf of the County, hereby finds and determines that Town of Huntington is awarded and, accordingly authorizes the funding of this project as described above in the amount of up to Two Hundred Fifty Thousand Dollars; and be it further

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

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-6424.313 (Fund 001-Debt Service)	35	Huntington Station	\$250,000

5TH **RESOLVED**, that the County Executive, or his designee, the Commissioner of Economic Development and Planning and the County attorney are hereby authorized, empowered and directed to negotiate and execute an Intermunicipal Agreement (IMA) with The Town of Huntington, and any other documents necessary to effectuate the transaction contemplated hereunder, with respect to the projects under which:

- 1) The town agrees to undertake the aforementioned improvements;
- 2) The County agrees to contribute to the cost thereof through the issuance of bonds or notes to finance this project; and
- 3) The town grants the County an easement or other property interest in the improvements to remain in effect for at least the life of the bonds or notes;

and be it further

6th **RESOLVED**, that no bonds or notes will be issued for a particular project until the Intermunicipal Agreement is executed and the easements or other property interest is granted to the County; and be it further

7th **RESOLVED**, that Suffolk County, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution constitutes a Type II Action pursuant to Title 6 NYCRR Part 617.5(C)(20)(27) as this legislative decision involves the routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. As such, this Legislature has no further responsibilities under SEQRA; and be it further

8th **RESOLVED**, that the County Executive, the County Attorney, the Commissioner of the Department of Economic Development and Planning are hereby authorized, respectively, to take such further actions as may be necessary or desirable to effectuate the purposes and intent of the foregoing resolutions and to execute any and all documents necessary and/or desirable to effectuate the purpose and intent of the Jumpstart Project referred to in this Resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

**2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT
DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING**

TITLE OF BILL:

**APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424),
TOWN OF HUNTINGTON (HUNTINGTON STATION)**

PURPOSE OR GENERAL IDEA OF BILL:

Appropriates Capital Funding and allocates funds to specific projects.

SUMMARY OF SPECIFIC PROVISIONS:

Appropriates Capital Funding and allocates \$250,000 for Jumpstart Suffolk (CP 6424) for Huntington Station, Town of Huntington.

JUSTIFICATION:

Jumpstart Suffolk has been designated to encourage, foster and enhance the planning, development and or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns, light industrial and commercial areas adjacent to downtowns or transit.

FISCAL IMPLICATIONS:

CP 6424

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

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

Submitting Department (Dept. Name & Location): Department of Economic Development and Planning H. Lee Dennison Bldg. – 11th Floor Hauppauge	Department Contact Person (Name & Phone No.): Carolyn E. Fahey Intergovernmental Relations Coordinator (631) 853-4833
--	---

Suggestion Involves:

Technical Amendment _____
Grant Award _____
New Program _____
Contract: New _____ Rev. _____

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

**APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424),
TOWN OF HUNTINGTON (HUNTINGTON STATION)**

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

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		
APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424), TOWN OF HUNTINGTON (HUNTINGTON STATION)		
3. Purpose of Proposed Legislation		
Appropriates Capital Funding and allocates \$250,000 for Jumpstart Suffolk (CP 6424) for Huntington Station, Town of Huntington		
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>	<u> Town </u>	<u> Economic Impact </u>
<u> Village </u>	<u> School District </u>	<u> Other (Specify): </u>
<u> Library District </u>	<u> Fire District </u>	
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		
CP 6424		
9. Timing of Impact		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nick Paglia Assistant Executive Analyst		

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Joanne Minieri
Deputy County Executive and Commissioner

Department of
Economic Development and Planning

MEMORANDUM

TO: Jon Schneider, Deputy County Executive
Office of the County Executive

FROM: Carolyn E. Fahey, Intergovernmental Relations Coordinator
Department of Economic Development and Planning

DATE: October 6, 2014

RE: RESOLUTION APPROPRIATING FUNDS IN CONNECTION WITH
JUMPSTART SUFFOLK (CP 6424), TOWN OF HUNTINGTON
(HUNTINGTON STATION)

The Department of Economic Development and Planning requests the submittal of the attached resolution which appropriates funds for Jumpstart Suffolk CP 6424 and allocates funding to the Town of Huntington for Huntington Station.

Attached please find the draft resolution, Memorandum of Support and the SCIN 175a and 175b forms. Electronic copies have been filed as required.

Thank you.

CEF/jle
Attachments

cc: Dennis M. Cohen, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive/Commissioner
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
Neil Toomb, Intergovernmental Coordinator
Nick Paglia, Assistant Executive Analyst

Intro. Res. No. 1953-14
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 10/7/14

**RESOLUTION NO. -2014, APPROPRIATING FUNDS
IN CONNECTION WITH JUMPSTART SUFFOLK FOR THE
TOWN OF SMITHTOWN (CP 6424)**

WHEREAS, the County of Suffolk has established a dedicated capital project for the purpose of funding economic development projects which encourage economic growth; and

WHEREAS, Jumpstart Suffolk has been designated to encourage, foster and enhance the planning, development and/or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns, light industrial and commercial areas adjacent to downtowns or transit; and

WHEREAS, the Commissioner of Economic Development and Planning has requested that these funds for the Jumpstart Suffolk Program be appropriated and awarded; and

WHEREAS, sufficient funds are included in the 2014 Capital Budget and Program to cover the costs of said request under Capital Program 6424; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the Adopted 2014 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the proposed funding for the Town of Smithtown will support the rehabilitation, replacement and installation of traffic control devices on existing streets including pedestrian safety enhancements, curbside roadwork, the removal of obsolete curb cuts, placement of brick pavers, plantings and the removal of hazards and other obstacles within The Central Business District, and

WHEREAS, the Town of Smithtown as Lead Agency is currently reviewing this project and will issue a formal SEQRA determination shortly;

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

1st RESOLVED, the County wishes to fund the economic development projects that encourage job creation, foster and enhance the planning, development or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns or light industrial and commercial areas adjacent to downtowns or transit, with long-term economic impact; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-five (65) 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 Suffolk County Legislature, on behalf of the County, hereby finds and determines that the Town of Smithtown is awarded and, accordingly authorizes the funding of this project as described above in the amount of up to Two Hundred Thousand Dollars; and be it further

4th **RESOLVED**, that the proceeds of \$200,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>JC</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-6424.314 (Fund 001-Debt Service)	35	Smithtown Central Business District (CBD)	\$200,000

5TH **RESOLVED**, that the County Executive, or his designee, the Commissioner of Economic Development and Planning and the County attorney are hereby authorized, empowered and directed to negotiate and execute separate Intermunicipal Agreement (IMA) with the Town of Smithtown, and any other documents necessary to effectuate the transaction contemplated hereunder, with respect to the projects under which:

- 1) The town agrees to undertake the aforementioned improvements;
- 2) The County agrees to contribute to the cost thereof through the issuance of bonds or notes to finance this project; and
- 3) The town grants the County an easement or other property interest in the improvements to remain in effect for at least the life of the bonds or notes;

and be it further

6th **RESOLVED**, that no bonds or notes will be issued for a particular project until the Intermunicipal Agreement is executed and the easements or other property interest is granted to the County; and be it further

7th **RESOLVED**, that Suffolk County, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution constitutes a Type II Action pursuant to Title 6 NYCRR Part 617.5(C)(20)(27) as this legislative decision involves the routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. As such, this Legislature has no further responsibilities under SEQRA; and be it further

8th **RESOLVED**, that the County Executive, the County Attorney, the Commissioner of the Department of Economic Development and Planning are hereby authorized, respectively, to take such further actions as may be necessary or desirable to effectuate the purposes and intent of the foregoing resolutions and to execute any and all documents necessary and/or desirable to effectuate the purpose and intent of the Jumpstart Project referred to in this Resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

**2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT
DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING**

TITLE OF BILL:

**APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424),
TOWN OF SMITHTOWN**

PURPOSE OR GENERAL IDEA OF BILL:

Appropriates Capital Funding and allocates funds to specific projects.

SUMMARY OF SPECIFIC PROVISIONS:

Appropriates Capital Funding and allocates \$200,000 for Jumpstart Suffolk (CP 6424) for the Smithtown Central Business District, Town of Smithtown.

JUSTIFICATION:

Jumpstart Suffolk has been designated to encourage, foster and enhance the planning, development and or new construction of regionally significant, vibrant mixed-use transit-oriented development in and around downtowns, light industrial and commercial areas adjacent to downtowns or transit.

FISCAL IMPLICATIONS:

CP 6424

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

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

Submitting Department (Dept. Name & Location): Department of Economic Development and Planning H. Lee Dennison Bldg. – 11th Floor Hauppauge	Department Contact Person (Name & Phone No.): Carolyn E. Fahey Intergovernmental Relations Coordinator (631) 853-4833
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Suggestion Involves:

Technical Amendment _____

Grant Award _____

New Program _____

Contract: New _____ Rev. _____

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

**APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424),
TOWN SMITHTOWN**

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

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		
APPROPRIATING FUNDS IN CONNECTION WITH JUMPSTART SUFFOLK (CP 6424), TOWN SMITHTOWN		
3. Purpose of Proposed Legislation		
Appropriates Capital Funding and allocates \$200,000 for Jumpstart Suffolk (CP 6424) for the Smithtown Central Business District, Town of Smithtown.		
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	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		
CP 6424		
9. Timing of Impact		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nick Paglia Assistant Executive Analyst		

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Joanne Minieri
Deputy County Executive and Commissioner

Department of
Economic Development and Planning

MEMORANDUM

TO: Jon Schneider, Deputy County Executive
Office of the County Executive

FROM: Carolyn E. Fahey, Intergovernmental Relations Coordinator
Department of Economic Development and Planning

DATE: October 6, 2014

RE: RESOLUTION APPROPRIATING FUNDS IN CONNECTION WITH
JUMPSTART SUFFOLK (CP 6424), TOWN OF SMITHTOWN

The Department of Economic Development and Planning requests the submittal of the attached resolution which appropriates funds for Jumpstart Suffolk CP 6424, and allocates funding to the Town of Smithtown for the Smithtown Central Business District.

Attached please find the draft resolution, Memorandum of Support and the SCIN 175a and 175b forms. Electronic copies have been filed as required.

Thank you.

CEF/jle
Attachments

cc: Dennis M. Cohen, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive/Commissioner
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
Neil Toomb, Intergovernmental Coordinator
Nick Paglia, Assistant Executive Analyst

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Intro. Res. No. -2014
Introduced by Legislator Schneiderman

Laid on Table 10/7/14

RESOLUTION NO. -2014, AUTHORIZING THE TOWN OF EAST HAMPTON TO UTILIZE A PARCEL, SUFFOLK COUNTY TAX MAP NO. 0300-162.00-01.00-010.002, FOR MUNICIPAL PURPOSES

WHEREAS, Resolution No. 143-2002 authorized the transfer of a County owned 1.7 acre parcel, Suffolk County Tax Map No. 0300-162.00-01.00-010.002, to the Town of East Hampton for the purpose of creating affordable housing; and

WHEREAS, the subject parcel was transferred to the Town of East Hampton in 2002; and

WHEREAS, the Town of East Hampton has determined that the subject parcel is not an appropriate site for affordable housing; and

WHEREAS, the Town wishes to retain the subject parcel for municipal purposes; now, therefore be it

1st RESOLVED, that East Hampton is hereby authorized to utilize the parcel identified as, Suffolk County Tax Map No. 0300-162.00-01.00-010.002, for general municipal purposes; and be it further

2nd RESOLVED, that the Division of Real Property, Acquisition and Management is hereby authorized, empowered and directed to issue a new deed to the Town of East Hampton or to amend the existing deed to reflect that the Town of East Hampton will use the subject parcel for general municipal purposes and that the parcel will revert to the ownership of the County of Suffolk if they use it for any other purpose; and be it further

3rd RESOLVED, that the terms of this resolution shall supersede inconsistent provisions of Resolution No. 143-2002; 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:\resr-east-hampton-utilize-parcel
