

**RESOLUTION NO. 847 -2011, AMENDING THE
 2012 RECOMMENDED OPERATING BUDGET**

WHEREAS, the 2012 Recommended Operating Budget must comply with Local Laws 21-1983 and 29-1995; and

WHEREAS, Local Law 29-1995 established the simplified dual budgetary process requiring that separate Mandated and Discretionary portions of the budget be adopted; and

WHEREAS, it is the desire of this Legislature that the 2012 Recommended Operating Budget be amended to operate the John J. Foley Skilled Nursing Facility for the entirety of 2012, as described in D.B.A. Resolution No. 6-2011; and

WHEREAS, the 2012 Recommended Mandated Operating Budget includes surplus appropriations for paying off the principal balance of the John J. Foley Skilled Nursing Facility capital debt, given the desire of the Legislature to operate the facility for all of 2012; and

WHEREAS, this Resolution contains such budgetary adjustments as shall be necessary to accomplish the explicitly stated single budgetary objective set forth in the budget note below; now, therefore, be it

RESOLVED, that the Mandated 2012 Recommended Operating Budget be and it hereby is amended as follows:

Expenditures

FD	UNIT	ACT	DEPT	UNIT NAME	ACTIVITY NAME	OBJ	OBJECT NAME	2011 Estimated	2011 Revised Estimate	2011 Difference Revised - Est	2012 Recommended	2012 Adopted	2012 Diff Adopt - Rec	2013 Forecast	D/M/O
632	9710	0000	DBT	Serial Bonds	Non-Contract Agency	6900	Serial Bonds	\$1,705,010	\$1,705,010	\$0	\$1,698,076	\$1,697,740	(\$336)	\$1,748,672	ME
632	9710	0000	DBT	Serial Bonds	Non-Contract Agency	6901	Payoff Principal Balance	\$0	\$0	\$0	\$14,568,000	\$0	(\$14,568,000)	\$0	ME
632	9710	0000	DBT	Serial Bonds	Non-Contract Agency	7800	Interest On Bonds	\$725,766	\$725,766	\$0	\$656,925	\$648,673	(\$8,252)	\$668,133	ME
001	9710	0000	DBT	Serial Bonds	Non-Contract Agency	6900	Serial Bonds	\$43,442,525	\$43,442,525	\$0	\$45,587,732	\$30,762,894	(\$14,824,838)	\$31,685,781	ME
							TOTAL			\$0			(\$29,401,426)		
							FUND 632 TOTAL			\$0			(\$14,576,588)		

DATED: November 9, 2011

APPROVED BY: **VETOED**

County Executive of Suffolk County

****VETO OVERRIDE ADOPTED ON NOVEMBER 22, 2011****

Date: 11-21-11

This resolution reduces debt service in Fund 632, the John J. Foley Skilled Nursing Facility, by a net of \$14,576,588. This reduction is comprised of (1) savings in 2012 from debt refunding of \$336 in principal and \$8,252 in interest and (2) elimination of the recommended sinking fund to payoff the principal balance of \$14,568,000, which would not be needed because of the continued operation of the Nursing facility per this resolution. This resolution also reduces serial bond principal in the General Fund by \$14,824,838 to account for a portion of debt defeasement associated with securitization of the remaining 25% of tobacco revenue proceeds. The resulting \$14,824,838 in savings to the General Fund is used in the discretionary companion to this resolution to offset the General Fund transfer to Fund 632 and the loss of interfund revenue from Fund 632 to the General Fund associated with the recommended closure of the facility.

**2012 PROPERTY TAX LEVY
FINANCIAL IMPACT OF EXECUTIVE VETOES AFTER ACTIONS TAKEN BY THE LEGISLATURE
BA #5**

GENERAL FUND

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER \$100	2012 FEV TAX RATE PER \$1000
TOTAL	\$29,401,426	\$56.31		\$0.112

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER \$100	2012 FEV TAX RATE PER \$1000
TOTAL	\$29,401,426	\$56.31		\$0.112

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on November 22, 2011 and that the same is a true and correct transcript of said resolution and of the whole thereof.

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

Tim Laube

Clerk of the Legislature

Intro. Res. **BAS**

Res. No. **847**

November 9, 2011

Motion:

Romaine, Schneiderman, Browning, Muratore, Anker
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Anker
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, **(5)** Browning, Muratore, Anker
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

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

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

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

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call ___ Voice Vote

Intro. Res. BA.5

Res. No. 847

November 22, 2011

Motion:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:
Romaine, Schneiderman, Browning, Muratore, Anker
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

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8	William J. LINDSAY, P.O.					
	Totals	16	1	—	—	1

MOTION

Approve

Table: _____

Send To Committee

Table Subject To Call

Lay On The Table

Discharge

Take Out of Order

Reconsider

Waive Rule _____

Override Veto

Close

Recess

APPROVED FAILED _____

No Motion _____ No Second _____

RESOLUTION DECLARED

ADOPTED

NOT ADOPTED

Tim Laube

Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

RECEIVED
NOV 21 P 4 29
COUNTY EXECUTIVE
OFFICE

Budget Amendment 5 – Res. 847-2011

November 21, 2011

Presiding Officer William J. Lindsay and
Members of the Suffolk County Legislature
William H. Rogers Legislative Building
725 Veterans Memorial Highway
Smithtown, New York 11787

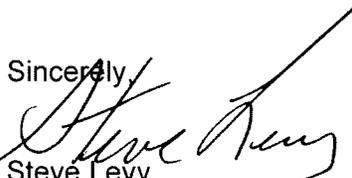
Re: **RESOLUTION NO. 847 -2011, AMENDING THE 2012 RECOMMENDED OPERATING BUDGET, MANDATED BUDGET AMENDMENT 5-2011**

Dear Presiding Officer Lindsay and Members of the Suffolk County Legislature:

I am returning herein Resolution No. 847-2011 "Amending the 2012 Recommended Operating Budget; Mandatory Budget Amendment No. 5-2011" which would continue operation of the John J. Foley Skilled Nursing Facility for six months, **vetoed** in its entirety.

Last year, the Legislature created a deficit by taking money from the proposed closure of the nursing home to pay for legislative projects, then turning around and blocking the closure. This year the Legislature failed again to close the facility and is touting a so called "public-private" approach that would reduce the number of nursing home residents in the second half of the year, but would somehow generate \$2 million more in Medicaid reimbursement for 2012 than we earned with more patients in 2011. The legislative plan also includes \$2.3 million for leasing the property, \$2.7 million for selling land adjacent to the facility and \$1.1 million for selling the nursing home license to a private operator. Securing the required New York State approval for this type of privatization would likely take a year or more, so this approach virtually ensures Suffolk of a 2012 Budget filled with fiscal uncertainty. On the one hand, the Legislature is saying it is saving the nursing home and on the other is budgeting income for the sale of its license to operate. We can't have it both ways.

Therefore, I urge you to sustain my veto.

Sincerely,

Steve Levy
County Executive of Suffolk County

cc: All Suffolk County Legislators
Gail E. Vizzini, Director, Budget Review Office
Tim Laube, Clerk of the Legislature