

**PROCEDURAL MOTION NO. 18-2009, AUTHORIZING THE PUBLIC SAFETY COMMITTEE OF THE SUFFOLK COUNTY LEGISLATURE TO ISSUE SUBPOENAS CONCERNING AN INVESTIGATION OF THE PRACTICES OF THE SUFFOLK COUNTY POLICE DEPARTMENT**

**WHEREAS**, recent public disclosures regarding the administration of the Suffolk County Police Department have raised questions regarding the adequacy of staffing levels in the Department; and

**WHEREAS**, the Legislature is trying to determine the effect the transfer of certain functions from the Police Department to other public safety enforcement entities is having on public safety; and

**WHEREAS**, this Legislature finds that it is in the best interests of the public safety and general welfare of the citizens of Suffolk County to fully investigate these issues; and

**WHEREAS**, NEW YORK COUNTY LAW §209 and Section 23-6 of the SUFFOLK COUNTY CHARTER authorize the County Legislature to administer oaths and affirmations and to compel the attendance of witnesses in the course of investigations and the Legislature may delegate these powers to a committee; and

**WHEREAS**, this Legislature hereby finds that the Public Safety Committee of the Suffolk County Legislature should be empowered to issue subpoenas and swear in witnesses in the course of such an investigation; now therefore be it

**1st RESOLVED**, that the Public Safety Committee of the Suffolk County Legislature is hereby empowered to administer oaths and affirmations and to compel the attendance of witnesses and the production of books and papers related to an investigation of the Suffolk County Police Department's staffing and administrative practices, including, but not limited to, the manpower levels of the Department; the backfilling of patrol positions with officers assigned to specialized units; the transfer of police functions to other public safety entities; and the Department's decision to end the practice of having a homicide detective and identification section detective on standby and how such policy affected the Department's response to a stabbing in Brentwood on July 20, 2009; and be it further

**2nd RESOLVED**, that the Suffolk County Public Safety Committee Chairman is hereby authorized to issue such subpoenas pursuant to a majority vote of the entire membership of said committee for each such subpoena as said committee deems appropriate; and be it further

**3rd RESOLVED**, that copies of all such subpoenas issued shall be promptly filed with the Clerk of the County Legislature; and be it further

**4th RESOLVED**, that the Public Safety Committee is hereby authorized to hold special meetings to carry out the investigation described herein; and be it further

**5th 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: August 4, 2009

EFFECTIVE IMMEDIATELY PURSUANT TO §A2-15(A) OF THE SUFFOLK COUNTY  
ADMINISTRATIVE CODE