

**SECOND DAY  
REGULAR MEETING**

**January 17, 2006**

Minutes of the Regular Meeting of the County Legislature of Suffolk County, New York, held in the Rose Y. Caracappa Legislative Auditorium, William H. Rogers Legislature Building, Hauppauge, New York, at 9:30 a.m., pursuant to notice duly given.

The meeting was called to order at 9:30 a. m. by Presiding Officer William Lindsay. The Clerk called the roll and the following were found present: Deputy Presiding Officer Viloria-Fisher; Legislators Romaine, Schneiderman, Browning, Losquadro, Eddington, Montano, Barraga, Nowick, Horsley, Mystal, Stern, D'Amaro and Cooper.

Legislator Caracappa arrived at 9:36 a.m.  
Legislator Alden arrived at 9:47 a.m.  
Legislator Kennedy arrived at 10:00 a.m.

Pledge of Allegiance.

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Statements and Presentations  
Public Portion

**[THE MEETING WAS RECESSED AT 12:30 A.M. AND RESUMED AT 2:30 P.M.]**

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**Legislator Nowick made motion to override the veto of the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 2285-2005  
Introduced by Legislator Nowick

Laid on Table 11/22/2005

**RESOLUTION NO. 1280 -2005, ESTABLISHING A  
TASK FORCE TO PROMOTE WORKFORCE HOUSING  
AND ECONOMIC DEVELOPMENT THROUGH THE  
TIMELY PROCESSING OF PERMIT APPLICATIONS IN  
SUFFOLK COUNTY**

**WHEREAS**, delays in processing permit applications in connection with construction projects increases the cost of residential housing to home buyers and inhibits economic development by delaying and increasing the cost of doing business in Suffolk County; and

**WHEREAS**, new restaurants labor under severe constraints caused by the delays in receiving necessary permits; and

**WHEREAS**, long delays in processing applications to the Department of Health Services and the Department of Public Works provides a disservice to Suffolk residents; and

**WHEREAS**, there have been reports of delays of up to 16 weeks in processing applications, and these unacceptable delays must be addressed to promote economic development and affordable housing in this County; now, therefore be it

**1st RESOLVED**, that the Permit Processing Task Force is hereby established for the purpose of studying amount of time from application to permit issuance in the Departments of Health Services, Public Works, and Planning to facilitate affordable residential housing and economic development in Suffolk County; and be it further

**2nd RESOLVED**, that this Task Force shall consist of the following twelve (12) members:

- 1.) the Chair of the Economic Development and Higher Education and Energy Committee of the Suffolk County Legislature, or his/her designee;
- 2.) the Suffolk County Executive, or his designee;

- 3.) the Presiding Officer of the Suffolk County Legislature, or his/her designee;
- 4.) the Commissioner of the Department of Health Services, or his/her designee;
- 5.) the Commissioner of the Department of Public Works, or his/her designee;
- 6.) the Commissioner of Economic Development and Workforce Housing, or his/her designee who shall serve as Chair;
- 7.) a representative from the Suffolk County Supervisors Association;
- 8.) a representative from the Suffolk County Village Officials Association;
- 9.) a representative from the New York State Restaurant Association, Long Island Chapter;
- 10.) a representative from the Long Island Builders' Institute;
- 11.) a representative from the Long Island Association; and
- 12.) a representative from the Association for a Better Long Island.

and be it further

**3rd** **RESOLVED**, that the Task Force shall hold its first meeting no later than thirty (30) days after the oaths of office of all members have been filed, which meeting shall be convened by the Chairman of the Task Force; and be it further

**4th** **RESOLVED**, that the members of said Task Force shall serve without compensation and shall serve at the pleasure of their respective appointing authorities; and be it further

**5th** **RESOLVED**, that the Task Force 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 or her own initiative or upon receipt of a written request therefor signed by at least three (3) members of the Task Force. Written notice of the time and place of such special meetings shall be given by the secretary to each member at least four (4) days before the date fixed by the notice for such special meeting; and be it further

**6th** **RESOLVED**, that seven (7) members of the Task Force shall constitute a quorum to transact the business of the Task Force at both regular and special meetings; and be it further

**7th** **RESOLVED**, that clerical services involving the month-to-month operation of this Task Force, as well as supplies and postage as necessary, will be provided by the staff of the Department of Economic Development and Workforce Housing; and be it further

**8th** **RESOLVED**, that the Task Force may conduct such informal hearings and meetings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist it in the proper performance of its duties and functions as it deems necessary; and be it further

**9th** **RESOLVED**, that the Task Force may delegate to any member of the Task Force the power and authority to conduct such hearings and meetings; and be it further

**10th** **RESOLVED**, that the Task Force shall cooperate with the Legislative Committees of the County Legislature and make available to each Committee's use, upon request, any records and other data it may accumulate or obtain; and be it further

**11th** **RESOLVED**, that the Task Force is hereby authorized, empowered, and directed to hold at least three (3) public hearings throughout the County of Suffolk to assemble the data and information necessary to complete the evaluation, study, and report required with all reasonable efforts to be made to ascertain the views, wishes, and opinions of the residents of Suffolk County; and be it further

**12th** **RESOLVED**, that said Task Force shall issue a written report, after a comprehensive study and analysis of the problem county-wide, with an emphasis on public assistance emergency and long-term rental housing, and investigate the procedures and regulations that have been implemented by this and other counties and municipalities on a local, statewide, and national level in order to formulate a strict policy for Suffolk County; and be it further

**13th** **RESOLVED**, that this Task Force shall submit a written report of its findings and determinations together with its recommendations for action, if any, to each member of the County Legislature and the County Executive no later than one hundred eighty (180) days subsequent to the

effective date of this Resolution for consideration, review, and appropriate action, if necessary, by the entire County Legislature; and be it further

**14th RESOLVED**, that the Task Force shall expire, and the terms of office of its members terminate, as of June 1, 2006 at which time the Task Force shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

**15th RESOLVED**, that this study shall not be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature; and be it further

**16th 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: December 6, 2005

**\*\*VETOED BY COUNTY EXECUTIVE ON DECEMBER 22, 2005\*\***

**\*\*VETO OVERRIDE ADOPTED ON JANUARY 17, 2006\*\***

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**Legislator Horsley made motion to override the veto of the following resolution, seconded by Legislator Alden. The resolution passed 17-0-0-1. Legislator Kennedy was not present.**

Intro. Res. No. 2093-2005  
Introduced by Legislator Bishop

Laid on Table 9/27/2005

**RESOLUTION NO. 1284 -2005, AUTHORIZING PLANNING STEPS AND ACQUISITION UNDER SUFFOLK COUNTY 1/4% DRINKING WATER PROTECTION PROGRAM (SOUTH BAY STREET PROPERTY) TOWN OF BABYLON**

**WHEREAS**, Article XII of the SUFFOLK COUNTY CHARTER, as amended by Resolution No. 591-1996, establishes the Suffolk County Drinking Water Protection Program, the first priority of which being the acquisition of qualified lands to be funded by revenues generated by the 1/4% sales and compensating use tax; and

**WHEREAS**, the parcels acquired in this Program must conform with the criteria set forth in Section C12-2 of the SUFFOLK COUNTY CHARTER; and

**WHEREAS**, in compliance with Sections C12-3(B) and C12-3(C) of the SUFFOLK COUNTY CHARTER, prior to the Director of the Division of Real Estate or his/her designee entering into any negotiations for the acquisition of, and consummation of acquisition of any such parcel, the Board of Trustees of the Department of Parks, Recreation and Conservation shall review and recommend for acquisition any parcel; and

**WHEREAS**, such parcel, known as the South Bay Street Property, is located within the Town of Babylon; and

**WHEREAS**, adequate funding is provided for, under the First (1987, as amended 1996) Suffolk County Drinking Water Protection Program, pursuant to Section 12-5(E) of Article XII of the SUFFOLK COUNTY CHARTER, for the acquisition of such land; now, therefore, be it

**1st RESOLVED**, that the Director of the Division of Real Estate, or his/her designee, is hereby authorized, empowered, and directed, pursuant to Section 14-10(E) of the SUFFOLK COUNTY CHARTER, to acquire fee simple absolute or a lesser interest (i.e. conservation easement) via a negotiated purchase, for that parcel of land listed below:

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER AND ADDRESS</u>
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1	District: 0103 Section 025.00 Block 02.00 Lot 018.000	Incorporated Village of Lindenhurst 430 So. Wellwood Avenue Lindenhurst, NY 11757
2	District: 0103 Section 025.00 Block 02.00 Lot 019.000	Incorporated Village of Lindenhurst 430 So. Wellwood Avenue Lindenhurst, NY 11757
	Total Acreage ±.22	

Property located directly on the Great South Bay and adjacent to Shore Road Park

and be it further

**2nd RESOLVED**, that payment for the acquisition of such parcel shall be made from the appropriated funds provided under Article XII, Section 12-5(E) of the SUFFOLK COUNTY CHARTER the cost of which acquisition shall not exceed the approved appraised value; and be it further

**3rd RESOLVED**, that the title to this acquisition shall be held by the County and be dedicated to the County Department of Parks, Recreation and Conservation; and be it further

**4th RESOLVED**, that the Director of the Division of Real Estate, or his/her designee; the County Planning Department; the County Department of Public Works are hereby authorized, empowered, and directed to take such other actions as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, obtaining surveys, obtaining engineering reports, securing title insurance, and executing such other documents as are required to acquire such County interest in said lands; and be it further

**5th RESOLVED**, that any unencumbered, unallocated funds available at the conclusion of the acquisition of the above described parcel shall be utilized for such future and subsequent open space acquisitions as may be approved via duly enacted Resolution of the County of Suffolk and which are identified and designated for the use of such funds under the former Section 12-5(E) of Article XII of the SUFFOLK COUNTY CHARTER; 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 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: December 6, 2005

\*\*VETOED BY COUNTY EXECUTIVE ON DECEMBER 22, 2005\*\*

\*\*VETO OVERRIDE ADOPTED ON JANUARY 17, 2006\*\*

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No.1039-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 12 -2006, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #225**

**WHEREAS**, the County Legislature of the County of Suffolk may cancel assessments and grant refunds of taxes, in the case of erroneous or improper assessments, pursuant to the provisions of the Real Property Tax Law and the Suffolk County Tax Act; and

**WHEREAS**, the properties represented by the item numbers or tax map numbers indicated below have been erroneously or improperly assessed as appears from the certificates of Assessors of the respective towns in which said properties are situated as described below and the procedures as provided in the Real Property Tax Law have been fully complied with; now, therefore, be it

**RESOLVED**, that the taxes for the properties represented by the item numbers or tax map numbers as shown for the year or years specified be readjusted or refunded in full or in part in the amount set opposite each such parcel as hereinafter indicated; and

**BE IT FURTHER RESOLVED**, that the amount of such adjustment or refund be charged back to the respective town as provided by law.

<u>Description</u> <u>paid</u>	<u>Year</u>	<u>Original</u> <u>Tax</u>	<u>Corrected Chargeback &amp;</u> <u>Tax</u>	<u>Refund, if</u>
<b>Brookhaven:</b> 0200-623.00-01.00-014.001 (Item # 80-15836)	2004/05	\$147,657.89	\$0.00	\$147,657.89

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 18, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1040-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 13 -2006, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #226**

**WHEREAS**, the County Legislature of the County of Suffolk may cancel assessments and grant refunds of taxes, in the case of erroneous or improper assessments, pursuant to the provisions of the Real Property Tax Law and the Suffolk County Tax Act; and

**WHEREAS**, the properties represented by the item numbers or tax map numbers indicated below have been erroneously or improperly assessed as appears from the certificates of Assessors of the respective towns in which said properties are situated as described below and the procedures as provided in the Real Property Tax Law have been fully complied with; now, therefore, be it

**RESOLVED**, that the taxes for the properties represented by the item numbers or tax map numbers as shown for the year or years specified be readjusted or refunded in full or in part in the amount set opposite each such parcel as hereinafter indicated; and

**BE IT FURTHER RESOLVED**, that the amount of such adjustment or refund be charged back to the respective town as provided by law.

<u>Description</u> <u>paid</u>	<u>Year</u>	<u>Original</u> <u>Tax</u>	<u>Corrected Chargeback &amp;</u> <u>Tax</u>	<u>Refund, if</u>
<b>Southampton:</b>				

0902-016.00-02.00-006.000 (Item # 89065.01)	2004/05	\$7,505.24	\$0.00	\$7,505.24
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0900-033.00-02.00-005.000 (Item # 240697.00)	2004/05	\$15,193.18	\$0.00	\$15,193.18
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**Smithtown:**

0800-018.00-04.00-039.029	2004/05	\$14,251.34	\$0.00	\$14,251.34
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DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 18, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1042-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 14 -2006, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #228**

**WHEREAS**, the County Legislature of the County of Suffolk may cancel assessments and grant refunds of taxes, in the case of erroneous or improper assessments, pursuant to the provisions of the Real Property Tax Law and the Suffolk County Tax Act; and

**WHEREAS**, the properties represented by the item numbers or tax map numbers indicated below have been erroneously or improperly assessed as appears from the certificates of Assessors of the respective towns in which said properties are situated as described below and the procedures as provided in the Real Property Tax Law have been fully complied with; now, therefore, be it

**RESOLVED**, that the taxes for the properties represented by the item numbers or tax map numbers as shown for the year or years specified be readjusted or refunded in full or in part in the amount set opposite each such parcel as hereinafter indicated; and

**BE IT FURTHER RESOLVED**, that the amount of such adjustment or refund be charged back to the respective town as provided by law.

<u>Description</u> <u>paid</u>	<u>Year</u>	<u>Original</u> <u>Tax</u>	<u>Corrected</u> <u>Tax</u>	<u>Chargeback &amp;</u> <u>Refund, if</u>
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**East Hampton:**

0300-012.00-03.00-007.013	2003/04	\$2,892.57	\$0.00	\$2,892.57
0300-012.00-03.00-007.013	2004/05	\$3,009.02	\$0.00	\$3,009.02

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 18, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1043-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 15 -2006, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #227**

**WHEREAS**, the County Legislature of the County of Suffolk may cancel assessments and grant refunds of taxes, in the case of erroneous or improper assessments, pursuant to the provisions of the Real Property Tax Law and the Suffolk County Tax Act, and

**WHEREAS**, the properties represented by the item numbers or tax map numbers indicated below have been erroneously or improperly assessed as appears from the certificates of Assessors of the respective towns in which said properties are situated as described below and the procedures as provided in the Real Property Tax Law have been fully complied with, now, therefore, be it

**RESOLVED**, that the taxes for the properties represented by the item numbers or tax map numbers as shown for the year or years specified be readjusted or refunded in full or in part in the amount set opposite each such parcel as hereinafter indicated, and

**BE IT FURTHER RESOLVED**, that the amount of such adjustment or refund be charged back to the respective town as provided by law.

<u>Description</u>	<u>Year</u>	<u>Original Tax</u>	<u>Tax</u>	<u>Corrected Chargeback &amp; Refund, if paid</u>
<b>Smithtown:</b>				
0800-099.00-01.00-067.020	2004/05	\$3,070.40	\$0.00	\$3,070.40

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 18, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1058-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 16 -2006, ACCEPTING AND APPROPRIATING \$200,000 IN 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR A SAFETY NET DRUG AND ALCOHOL INTENSIVE CASE MANAGEMENT PROGRAM IN THE DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, the New York State Office of Temporary and Disability Assistance has designated the Department of Social Services as the recipient of a 100% State funded grant in the amount of \$200,000 for a Safety Net Drug and Alcohol Intensive Case Management Program which will be operated by the Outreach Development Corporation (also known as the Outreach Project); and

**WHEREAS**, the purpose of the grant is to fund intensive case management services to Safety Net recipients in outpatient and/or residential drug and alcohol treatment facilities. The goal of the program is to help clients to attain self-sufficiency and to reduce the amount of time that a client needs to rely on temporary assistance; and

**WHEREAS**, Suffolk County has over 500 Safety Net singles clients with substance abuse impairments. The Intensive Case Management Program will target this traditionally hard-to-service population who often has multifaceted barriers to self-sufficiency and high rates of recidivism. Intensive case management services have been demonstrated to increase the likelihood that clients remain in treatment, attain and maintain sobriety and receive the additional supports they need to transition to economic independence; and

**WHEREAS**, the Intensive Case Management Program will provide services including facilitating treatment compliance, monitoring the client's progress on a regular basis, providing advocacy, facilitating the receipt of supportive services, assisting clients to obtain transportation and to obtain and maintain housing, and addressing other barriers to employment; and

**WHEREAS**, this program is 100% funded and it is in the best interest of Suffolk County to accept these funds; now, therefore, be it

**RESOLVED**, that the County Comptroller and County Treasurer be and they hereby are authorized to accept the following funds:

<b><u>REVENUES:</u></b>		<u>\$200,000</u>
001-3610	STATE AID: Administration	200,000

and be it further

**RESOLVED**, that total funds in the amount of \$200,000 be and they are hereby appropriated as follows:

<b><u>ORGANIZATIONS:</u></b>		<u>\$200,000</u>
	Department of Social Services Safety Net Drug & Alcohol Intensive Case Management 001-DSS-6138	

<u>4000 – Contractual Expenses</u>	<u>\$200,000</u>	
4980 – HSC1 – Outreach Development Corporation (Outreach Project)		200,000

and be it further

**RESOLVED**, that the County Executive and the Commissioner of Social Services be and they hereby are authorized to execute a contract with the Outreach Development Corporation for the Safety Net Drug and Alcohol

Intensive Case Management Program.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1059-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 17 -2006, ACCEPTING AND APPROPRIATING \$299,102 in 100% FEDERAL ADOPTION INCENTIVE PAYMENT FUNDS FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR THE PROVISION OF PREVENTIVE SERVICE PROGRAMS IN THE DEPARTMENT OF SOCIAL SERVICES AND THE YOUTH BUREAU**

**WHEREAS**, the Department of Social Services has been awarded 100% Federal Adoption Incentive funding in the amount of \$299,102 as part of the Adoption Promotion Act for increasing the overall number of foster care adoptions achieved in 2004 above the 2003 level; and

**WHEREAS**, the purpose of these funds is to provide a range of services to avert first or subsequent out of home placements and enable the Department to more effectively meet the requirements of the new "Child Welfare Permanency Bill" which emphasizes achieving permanency for children within a shorter period of time; and

**WHEREAS**, the funding must be utilized by June 30, 2006 and the Department of Social Services desires to use these funds to enhance preventive services by contracting with various agencies to increase the frequency, duration and intensity of parent-child visits, prepare workers to more effectively interact during consultation meetings with parents, children, foster parents/caretaker relatives, and offer aftercare and post adoption services to further enable the Department to maintain children and youth safely within their biological or foster homes; and

**WHEREAS**, there is no cost to Suffolk County; and

**WHEREAS**, it is in the best interests of Suffolk County to accept these funds; now, therefore, be it

**RESOLVED**, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate the following funds:

<b><u>REVENUES:</u></b>		<b><u>\$299,102</u></b>
001-4610	FEDERAL AID: Administration	\$299,102

and be it further

**RESOLVED**, that total funds in the amount of \$299,102 be and they are hereby appropriated as follows:

<b><u>ORGANIZATIONS:</u></b>		<b><u>\$299,102</u></b>
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	Social Services Family and Children's Services 001-DSS-6010	
<u>4000 – Contractual Expenses</u>		<u>\$65,000</u>
4560 – Fees for Services - Non-Employees (Training)		
\$65,000		
<u>4000 – Contractual Expenses</u>		<u>\$134,102</u>

4980 – GVL1 – EAC Enhanced Supervised Visitation 97,500  
4980 – GNV1– Pederson Krag Post Adoption Services 36,602

County Executive – Youth Bureau  
Alternatives for Youth  
001-EXE-7326

4000 – Contractual Expenses \$100,000  
4980 - Contracted Agencies 100,000

and be it further

**RESOLVED**, that the County Executive and the Commissioner of Social Services be and they hereby are authorized to execute contracts with the aforementioned agencies.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1060-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 18 -2006, ACCEPTING AND APPROPRIATING \$400,000 IN 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE FOR THE YOUTH ENGAGEMENT SERVICES PROGRAM IN THE DEPARTMENT OF SOCIAL SERVICES**

**WHEREAS**, the Department of Social Services has been awarded a 100% funded grant in the amount of \$400,000 from the New York State Office of Temporary and Disability Assistance for a “Youth Engagement Services (YES)” Program to be operated by the Education and Assistance Corporation (EAC); and

**WHEREAS**, the purpose of the grant is to support services to youth between the ages of 14 and 18 who are out-of-school or at-risk of dropping out of school, as well as pregnant and parenting youth between the ages of 14 and 20; and

**WHEREAS**, the YES Program will target youths receiving Temporary Assistance, youths in foster care, teen parents and the PINS (Persons in Need of Supervision) diversion population. The program will provide coordinated community-based services and support which will focus on attendance, academic achievement and vocational/educational exploration. A combination of services will be offered including case management, tutorial support, GED preparation, career awareness activities, and subsidized learning opportunities; and

**WHEREAS**, this program is 100% funded and it is in the best interest of Suffolk County to accept these funds; now, therefore, be it

**RESOLVED**, that the County Comptroller and County Treasurer be and they hereby are authorized to accept the following funds:

REVENUES: \$400,000  
001-3610 STATE AID: Administration 400,000

and be it further

**RESOLVED**, that total funds in the amount of \$400,000 be and they are hereby appropriated as follows:

ORGANIZATIONS: \$400,000

Department of Social Services  
Youth Engagement Services  
001-DSS-6021

<u>4000 – Contractual Expenses</u>	<u>\$400,000</u>
4980 –HSB1 – EAC: Youth Engagement Services (YES) Program	400,000

and be it further

**RESOLVED**, that the County Executive and the Commissioner of Social Services be and they hereby are authorized to execute a contract with the EAC for the YES Program.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1045-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 19 -2006, ACCEPTING AND APPROPRIATING 100% FEDERAL FUNDS AWARDED BY THE U.S. MARSHALS SERVICE TO THE SUFFOLK COUNTY DEPARTMENT OF PROBATION AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE RELATED AGREEMENTS**

***WHEREAS, the U. S. Marshals Service will provide funding to the Suffolk County Probation Department for the Department's participation in the NY/NJ Regional Fugitive Task Force operations; and***

**WHEREAS**, a total of \$13,000.00 has been awarded by the U.S. Marshals Service for overtime expenses for services rendered by the Department of Probation for the period of October 1, 2005 through September 30, 2006; and

**WHEREAS**, said funds have not been included in the 2006 Suffolk County Operating Budget; now, therefore, be it

**RESOLVED**, that the County Executive is authorized to execute any Agreement with the U.S. Marshals Service, as necessary, to secure said funds; and be it further

**RESOLVED**, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said unbudgeted funds in the amount of \$13,000.00 as follows:

<u>REVENUES</u>	<u>AMOUNT</u>
001- 4320 -Federal Aid: Crime Control	\$13,000.00

**APPROPRIATIONS**

**Suffolk County Probation Department**

**U.S. Marshals Fugitive Task Force**

001-PRO-3153

**1000 Personal Service**

**\$13,000**

1120-Overtime  
and be it further

\$13,000

**RESOLVED**, that the County Executive be and hereby is authorized to execute related agreements;  
and be it further

**RESOLVED**, that the Reporting Categories for the County Integrated Financial Management System (IFMS) for the Probation Department is PR52.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1000-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 20 -2006, AUTHORIZING CERTAIN  
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.  
1131-2005**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1131-2005; and

**WHEREAS**, this resolution when adopted contained a technical error; and

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

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

**Resolution No. 1131-2005**

In the third RESOLVED paragraph change the Project No.

**FROM:**

**TO:**

Project No.  
525-CAP-7007.410  
(Fund 001-Debt Service)

**Project No.**  
**525-CAP-7007.411**  
**(Fund 001-Debt Service)**

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1001-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 21 -2006, AUTHORIZING CERTAIN  
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.  
1168-2005**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1168-2005; and

**WHEREAS**, this resolution when adopted contained technical error; and

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

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

**Resolution No. 1168-2005**

In the 4<sup>th</sup>, 5<sup>th</sup>, and 6<sup>th</sup> RESOLVED paragraphs change the Project No.

**FROM:**

**TO:**

**Project No.**  
525-CAP-5648.516  
(Fund 001-Debt Service)

**Project No.**  
525-CAP-5658.532  
(Fund 001-Debt Service)

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1002-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 22 -2006, AUTHORIZING CERTAIN  
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.  
1158-2005**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1158-2005; and

**WHEREAS**, this resolution when adopted contained a technical error; and

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

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

**Resolution No. 1158-2005**

In the fifth RESOLVED paragraph change the Project No.

FROM:

Project No.  
525-CAP-5849.110  
(Fund 001-Debt Service)

TO:

Project No.  
525-CAP-5849.111  
(Fund 001-Debt Service)

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1003-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 23 -2006, AUTHORIZING CERTAIN  
TECHNICAL CORRECTIONS TO ADOPTED RESOLUTION NO.  
1117-2005**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1117-2005; and

**WHEREAS**, this resolution when adopted contained technical errors; and

**WHEREAS**, the County Executive desires technical corrections to this resolution; now, therefore, be it

**RESOLVED**, that the Clerk of the Legislature shall make the following technical corrections:

**Resolution No. 1117-2005**

In the 4<sup>th</sup> and 5<sup>th</sup> RESOLVED paragraph please change the Project No. 7XXX to 7150.

In the 6<sup>th</sup> RESOLVED paragraph please change the Project No.

FROM:

Project No.  
525-CAP-CAP-7XXXX  
Ref-525-7XXX.110

**525-CAP-7150.110  
(Fund 001-Debt Service)**

TO:

Project No.

Project No.  
525-CAP-CAP-7XXXX  
Ref-525-7XXX.310

**525-CAP-7150.310  
(Fund 001-Debt Service)**

Project No.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by**

**Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1006-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 24 -2006, SALE OF  
COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL  
LAW 13-1976 PATRICIA HERLING (SCTM NO.  
0403-010.00-01.00-027.002)**

**WHEREAS**, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Lloyd Harbor, Town of Huntington, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0403 Section 010.00, Block 01.00 Lot 027.002 and acquired by Tax Deed on March 17,1992 from General L. Rains the Deputy County Treasurer of Suffolk County, New York, and recorded on March 23,1992 in Liber 11438 at Page 253 and described as follows, Incorporated Village of Lloyd Harbor, Town of Huntington, N x now or formerly Weinstein, E x County of Suffolk, S x now or formerly Herling, W x now or formerly Aboff; and

**WHEREAS**, in accordance with Local Law 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

**WHEREAS, Patricia Herling**, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$1,000. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

**WHEREAS**, the real property above described has been appraised at \$1,000, which property is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Director Patricia B. Zielenski and/or her designee, has received and deposited the sum of \$1,000, pursuant to said purchase offer; and

**WHEREAS**, the Suffolk County Department of Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further,

**RESOLVED**, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. THIS restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

**RESOLVED**, that Director Patricia B. Zielenski and/or her designee, hereby is authorized to execute and acknowledge a Quitclaim Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Patricia Herling, 31 School Lane, Huntington, New York 11743.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1007-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 25 -2006, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW 13-1976 THOMAS C. ELLIOTT and PATRICIA ELLIOTT, his wife (SCTM NO. 0103-013.00-06.00-007.000)**

**WHEREAS**, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Lindenhurst, Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0103 Section 013.00, Block 06.00 Lot 007.000 and Certificate # 146835 transferred to County Clerk in Liber 12041, Cp 449 and acquired by Tax Deed on July 12, 2001 from Joseph Sawicki, Jr. the Deputy County Treasurer of Suffolk County, New York, and recorded on July 13, 2001 in Liber 12129 at Page 657 and described as follows, Incorporated Village of Lindenhurst, Town of Babylon, Filed Map 155, Sec 3, Blk 18, Lot 44; and

**WHEREAS**, in accordance with Local Law 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

**WHEREAS, Thomas C. Elliott and Patricia Elliott, his wife**, have made an offer to Suffolk County, for the purchase of said above described parcel which is being sold subject to an encroachment of part of an improved structure for the sum of \$2,800. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

**WHEREAS**, the real property above described has been appraised at \$2,500, which property is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Director Patricia B. Zielenski and/or her designee, has received and deposited the sum of \$2,800, pursuant to said purchase offer; and

**WHEREAS**, the Suffolk County Department of Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further,

**RESOLVED**, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. THIS restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

**RESOLVED**, that Director Patricia B. Zielenski and/or her designee, hereby is authorized to execute and acknowledge a Quitclaim Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above

described property and on the above described terms to said Thomas C. & Patricia Elliott, 334 South 8<sup>th</sup> Street, Lindenhurst, NY 11757.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1008-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 26 -2006, SALE OF COUNTY-OWNED  
REAL ESTATE PURSUANT TO LOCAL LAW 13-1976 OBE  
ISAAC, TRAVIS WRIGHT and LINDA WRIGHT (SCTM NO.  
0100-039.00-02.00-102.000)**

**WHEREAS**, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100 Section 039.00, Block 02.00 Lot 102.000 and acquired by Tax Deed on October 27, 2000 from John C. Cochrane the County Treasurer of Suffolk County, New York, and recorded on November 2, 2000 in Liber 12082 at Page 202 and described as follows, Town of Babylon, M/O North Breslau, Schleierville, Map No. 16, Blk 29, Lot 64, filed in the Office of the Clerk of Suffolk County on August 8, 1873; and

**WHEREAS**, in accordance with Local Law 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

**WHEREAS**, **Obe Isaac, Travis Wright and Linda Wright**, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$2,500. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

**WHEREAS**, the real property above described has been appraised at \$2,000, which property is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Director Patricia B. Zielenski and/or her designee, has received and deposited the sum of \$2,500, pursuant to said purchase offer; and

**WHEREAS**, the Suffolk County Department of Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further,

**RESOLVED**, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. THIS restrictive covenant shall be enforceable by the County of Suffolk by

injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

**RESOLVED**, that Director Patricia B. Zielenski and/or her designee, hereby is authorized to execute and acknowledge a Bargain and Sale Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Obe Isaac, Travis and Linda Wright, 53 Washington Avenue, Wyandanch, New York 11798.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1009-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 27 -2006, SALE OF COUNTY- OWNED REAL ESTATE PURSUANT TO LOCAL LAW 13-1976 SALVATORE GURRIERO and BARBARA GURRIERO, his wife (SCTM NO. 0504-013.00-02.00-106.000)**

**WHEREAS**, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Islandia, Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0504 Section 013.00, Block 02.00 Lot 106.000 and acquired by Tax Deed on April 29,1988 from Jean H. Tuthill the County Treasurer of Suffolk County, New York, and recorded on May 2,1988 in Liber 10593 at Page 113 and described as follows, Incorporated Village of Islandia, Town of Islip, N x now or formerly Salvatore & Barbara Gurriero, E x Serpentine Lane, S x Suffolk County, W x now or formerly Mohammed Khan & Karen F. Singleton-Khan and Gasper & Giovanna Ingrassia; and

**WHEREAS**, in accordance with Local Law 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

**WHEREAS, Salvatore Gurriero and Barbara Gurriero, his wife**, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$3,500. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

**WHEREAS**, the real property above described has been appraised at \$3,500, which property is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Director Patricia B. Zielenski and/or her designee, has received and deposited the sum of \$3,500, pursuant to said purchase offer; and

**WHEREAS**, the Suffolk County Department of Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further,

**RESOLVED**, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. THIS restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

**RESOLVED**, that Director Patricia B. Zielenski and/or her designee, hereby is authorized to execute and acknowledge a Quitclaim Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Salvatore & Barbara Gurriero, 97 Split Cedar Drive, Islandia, New York 11749.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1010-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 28 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT ROBERT JOHNSON and MARJORIE JOHNSON (SCTM NO. 0200-983.40-02.00-073.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 983.40, Block 02.00, Lot 073.000, and acquired by tax deed on September 29, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on October 5, 2004, in Liber 12347, at Page 323, and otherwise known as and by Town of Brookhaven, County of Suffolk, and State of New York, and described as follows: Lot numbers 1306 to 1310 inclusive, on a certain map entitled, "Fifth Map of Mastic Beach, Suffolk County, Long Island, New York, filed in the Office of the Clerk of the County of Suffolk on September 2, 1930 as file number 1005; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on September 29, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on October 5, 2004 in Liber 12347 at Page 323.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, ROBERT E. JOHNSON JR. has made application of said above described parcel and ROBERT E. JOHNSON JR. has paid the application fee and \$3,021.56, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R.

Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to ROBERT JOHNSON and MARJORIE JOHNSON, 52 Montauk Drive, Mastic Beach, New York 11951, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1011-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 29 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT DIEGO DOTRES and IOANA IRIMESCU as to a 99% interest and DIEGO A. DOTRES as to the remaining 1% interest, as Tenants in Common (SCTM NO. 0100-154.00-01.00-006.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 154.00, Block 01.00, Lot 006.000, and acquired by tax deed on June 9, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on June 13, 2005, in Liber 12392, at Page 121, and otherwise known as and by Town of Babylon, known and designated as P/O Lot 5 in Block 4 on a certain map entitled "Map of Colonial Park" filed in the Office of the Clerk of the County of Suffolk on June 4, 1906 as Map No. 125; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on June 9, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on June 13, 2005 in Liber 12392 at Page 121.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, GINA SCHOFIELD, Manager, First American Real Estate Tax Service, Agent for Indy Mac Bank, as Mortgagee, has made application of said above described parcel and GINA SCHOFIELD, Manager, First American Real Estate Tax Service, Agent for Indy Mac Bank, as Mortgagee, has paid the application fee and \$506.74, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he

hereby is authorized to execute and acknowledge a Quitclaim Deed to DIEGO DOTRES and IOANA IRIMESCU as to a 99% interest and DIEGO A. DOTRES as to the remaining 1% interest, as Tenants in Common, 218 Sherbrooke Road, Lindenhurst, New York 11757, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Aiden and Kennedy were not present.**

Intro. Res. No. 1012-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 30 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT SUZANNE MARIA KRAWCHUK (SCTM NO. 0200-473.00-06.00-074.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 473.00, Block 06.00, Lot 074.000, and acquired by tax deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005, in Liber 12403, at Page 637, and otherwise known as and by Town of Brookhaven, County of Suffolk and State of New York, known and designated certain map entitled, "Map of Nature Gardens", Section Three, situated at Selden, Suffolk County, New York, Property of O.L. Schwencke Land and Investment Co., surveyed by Herman P. Hawkins, C.E., Port Jefferson, Long Island, N.Y., and filed in the Suffolk County Clerk's Office on September 10, 1931 as Map No. 630, as and by Westerly 20 feet of Lot 101; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005 in Liber 12403 at Page 637.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, ABN AMRO MORTGAGE GROUP, INC., by Elizabeth Stewart, Tax Researcher, has made application of said above described parcel and ABN AMRO MORTGAGE GROUP, INC., by Elizabeth Stewart, Tax Researcher, has paid the application fee and \$351.79, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to SUZANNE MARIA KRAWCHUK, 38 Oakmont Avenue, Selden, New York 11784, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1013-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 31 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REALPROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT HELEN A. MILLER, Administratrix of the Estate of Anna M. Fogarty a/k/a Anna Fogarty (SCTM NO. 0200-880.00-01.00-003.001)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 880.00, Block 01.00, Lot 003.001, and acquired by tax deed on November 10, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on November 12, 2004, in Liber 12354, at Page 279, and otherwise known as and by Town of Brookhaven, County of Suffolk and State of New York, known and designated as Lot 367 and part of Lot 368, as shown on a certain map entitled "Map of Mastic Acres, Unit 8" and duly filed in the Office of the Clerk of the County of Suffolk on September 18, 1946 as Map No. 1501 as shown on deed dated October 27, 1958 and recorded in the Suffolk County Clerk's Office on October 29, 1958 in Liber 4537 cp 169; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on November 10, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on November 12, 2004 in Liber 12354 at Page 279.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, HELEN A. MILLER has made application of said above described parcel and HELEN A. MILLER has paid the application fee and \$21,398.55, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to HELEN A. MILLER, Administratrix of the Estate of Anna M. Fogarty a/k/a Anna Fogarty, 26 Pine Street, Holbrook, New York 11741, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1014-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 32 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REALPROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT ELAINE M. GREGUS, Executrix of the Estate of Pauline Meditz, ARLENE HALL, BARBARA GOYDAS, DAWN K. BRACCIO, Administratrix of the Estate of Edwin G. Michal and BERTHA RADSKE, as Tenants in Common (SCTM NO. 0200-882.00-02.00-017.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 882.00, Block 02.00, Lot 017.000, and acquired by tax deed on January 30, 2001, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on February 13, 2001, in Liber 12102, at Page 255, and otherwise known as and by Town of Brookhaven, Mastic Park Map 245 Sec 8 Lots 7211 to 7213 Inc.; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on January 30, 2001, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on February 13, 2001 in Liber 12102 at Page 255.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, ARLENE HALL and BARBARA GOYDAS have made application of said above described parcel and ARLENE HALL and BARBARA GOYDAS have paid the application fee and \$1,216.06, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to ELAINE M. GREGUS, Executrix of the Estate of Pauline Meditz, ARLENE HALL, BARBARA GOYDAS, DAWN K. BRACCIO, Administratrix of the Estate of Edwin G. Michal and BERTHA RADSKE, as Tenants in Common, c/o Ms. Arlene Hall, 196-45 West 9<sup>th</sup> Avenue, Fresh Meadows, New York 11365, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006  
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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1015-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 33 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REALPROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT ROBIN DIANE BRUCE a/k/a ROBIN DIANE LYNN a/k/a ROBIN LYNN as to a ½ interest and DAVID BRUCE a/k/a DAVID LYNN as to a ½ interest (SCTM NO. 0302-004.00-04.00-003.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Sag Harbor, Town of East Hampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0302, Section 004.00, Block 04.00, Lot 003.000, and acquired by tax deed on February 19, 2003, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on February 27, 2003, in Liber 12237, at Page 533, and otherwise known as and by Incorporated Village of Sag Harbor, Town of East Hampton, known and designated as Lot 47 on a certain map entitled "Map of Subdivision of Sag Harbor Beach Club" filed in the Office of the Clerk of the County of Suffolk on August 15, 1949 as Map No. 1696; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on February 19, 2003, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on February 27, 2003 in Liber 12237 at Page 533.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, ROBIN LYNN has made application of said above described parcel and ROBIN LYNN has paid the application fee and \$460.52, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2003; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to ROBIN DIANE BRUCE a/k/a ROBIN DIANE LYNN a/k/a ROBIN LYNN as to a ½ interest and DAVID BRUCE a/k/a DAVID LYNN as to a ½ interest, 156-20 Riverside Drive West, Apartment 10J, New York, New York 10032, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1016-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 34 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REALPROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT OSCAR CRUZ and SILVIANO OREA (SCTM NO. 0200-880.00-05.00-032.000 n/k/a 0200-880.00-05.00-032.003)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 880.00, Block 05.00, Lot 032.00 n/k/a District 0200, Section 880.00, Block 05.00, Lot 032.003, and acquired by tax deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005, in Liber 12403, at Page 637, and otherwise known as and by Town of Brookhaven, County of Suffolk and State of New York, known and designated as Lots 15 and 16, Block No. 2 on a certain map entitled, "Plan of Section 'A'Tangier, Southshore, Suffolk County, L.I., surveyed and mapped for Tangiers' Manor's Corporation by Frank Middleton, C.E." and filed in the Office of the Clerk of the County of Suffolk on March 11, 1911 as Map No. 600; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005 in Liber 12403 at Page 637.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, OSCAR A. CRUZ and SILVIANO L. OREA has made application of said above described parcel and OSCAR A. CRUZ and SILVIANO L. OREA has paid the application fee and \$222.87, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to OSCAR CRUZ and SILVIANO OREA, 92 Ostend Circle, Shirley, New York 11967, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1018-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 35 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT COSMO LaFAUCI and KATHLEEN LaFAUCI, his wife (SCTM NO. 0100-186.00-02.00-012.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 186.00, Block 02.00, Lot 012.000, and acquired by tax deed on June 9, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on June 13, 2005, in Liber 12392, at Page 121, and otherwise known as and by Town of Babylon, known and designated as P/O Lot 30 in Block 42 on a certain map entitled "Map of American Venice, Section 2" filed in the Office of the Clerk of the County of Suffolk March 19, 1926 as Map No. 225; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on June 9, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on June 13, 2005 in Liber 12392 at Page 121.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, KATHLEEN LaFAUCI has made application of said above described parcel and KATHLEEN LaFAUCI has paid the application fee and \$525.69, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to COSMO LaFAUCI and KATHLEEN LaFAUCI, his wife, 41 East Marine Avenue, Lindenhurst, New York 11757, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1019-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 36 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT LAUREN S. VAUGHN (0200-182.00-03.00-032.003)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 182.00, Block 03.00, Lot 032.003, and acquired by tax deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and

recorded on August 15, 2005, in Liber 12403, at Page 637, and otherwise known as and by Town of Brookhaven, Echo Park Map 255 13 to 19 & S 10 Ft 20; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005 in Liber 12403 at Page 637.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, LAUREN S. VAUGHN a/k/a LAUREN S. OWENS has made application of said above described parcel and LAUREN S. VAUGHN a/k/a LAUREN S. OWENS has paid the application fee and \$6,353.10, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to LAUREN S. VAUGHN, 199 Jayne Blvd., Port Jefferson Station, New York 11776, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1020-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 37 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT EDWARD VAUGHAN, JR. (SCTM NO. 0200- 206.00-03.00-006.001)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 206.00, Block 03.00, Lot 006.001, and acquired by tax deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005, in Liber 12403, at Page 637, and otherwise known as and by Town of Brookhaven, Pt Jeff Plaza Map 469 Lot 74; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005 in Liber 12403 at Page 637.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, EDWARD VAUGHAN, JR. has made application of said above described parcel and EDWARD VAUGHAN, JR. has paid the application fee and \$409.74, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to EDWARD VAUGHAN, JR., 199 Jayne Blvd., Port Jefferson Station, New York 11776, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1021-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 38 -2006, AUTHORIZING THE SALE,  
PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY  
ACQUIRED UNDER SECTION 46 OF THE SUFFOLK  
COUNTY TAX ACT THE HUNT CLUB AT CORAM HOME  
OWNERS ASSOCIATION, INC. (SCTM NO. 0200-341.00-09.00-009.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 341.00, Block 09.00, Lot 009.000, and acquired by tax deed on September 27, 1999, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on September 27, 1999, in Liber 11995, at Page 605, and otherwise known as and by Town of Brookhaven, Sch Dist 12 N-TBS Ent E-Mt Sinai-Crm Rd S-Mp Hunt Club 1 W-Hunt Club Dr; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on September 27, 1999, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on September 27, 1999 in Liber 11995 at Page 605.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, THE HUNT CLUB AT CORAM HOME OWNERS ASSOCIATION, INC., by John Natgis, Asst. Sec., has made application of said above described parcel and THE HUNT CLUB AT CORAM HOME OWNERS ASSOCIATION, INC., by John Natgis, Asst. Sec., has paid the application fee and \$1,236.08, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to THE HUNT CLUB AT CORAM HOME OWNERS ASSOCIATION, INC., 2599 Route 112, Medford, New York 11763, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1023-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 39 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16 - 1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT GIACOMINA TUTTOLOMONDO, Surviving Spouse of a Tenancy by the Entirety (SCTM NO. 0208-023.00-06.00-045.004)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Lake Grove, Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0208, Section 023.00, Block 06.00, Lot 045.004, and acquired by tax deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005, in Liber 12403, at Page 637, and otherwise known as and by lying and being in the Incorporated Village of Lake Grove, Town of Brookhaven, County of Suffolk, and State of New York, known and designated on a certain map entitled, "Addition No. 6, M.G. Babcock Co., Lake Ronkonkoma, Long Island, New York, surveyed by Israel S. Hawkins, Stony Brook, Long Island, August 1907, subdivision by Walter S. Peggs, 1 Madison Avenue, New York" and filed in the Office of the Clerk of the County of Suffolk on 10/19/1910, Map No. 664, as and being lots numbered 1362 and the southerly half of Lot 1361 in Block 19; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 8, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 15, 2005 in Liber 12403 at Page 637.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, GIACOMINA TUTTOLOMONDO has made application of said above described parcel and GIACOMINA TUTTOLOMONDO has paid the application fee and \$210.74, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to GIACOMINA TUTTOLOMONDO, Surviving Spouse of a Tenancy by the Entirety, 14 Penn Street, Lake Grove, New York 11755, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1037-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 40 -2006, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT GAIL MARIE FARRINGTON (SCTM NO. 0400-144.00-01.00-108.000)**

**WHEREAS**, the COUNTY OF SUFFOLK acquired the following described parcel:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0400, Section 144.00, Block 01.00, Lot 108.000, and acquired by tax deed on April 12, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on April 14, 2004, in Liber 12313, at Page 646, and otherwise known as and by Town of Huntington, N x now or formerly Tiersch Guenter & Michelle and Alice P Burnette Asset Management Trust; E x now or formerly Krieger Karen & Stangl Lawrence; S x Meadowbrook Drive; W x now or formerly Becker Charles A & Theresa P; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on April 12, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on April 14, 2004 in Liber 12313 at Page 646.

**WHEREAS**, in accordance with Suffolk County Local Law 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, RUTH E. FARRINGTON (Life Estate) has made application of said above described parcel and RUTH E. FARRINGTON (Life Estate) has paid the application fee and \$43,489.16, as payment of taxes, penalties, interest, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2005; and

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R.

Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to GAIL MARIE FARRINGTON, 45 Meadowbrook Drive, Huntington Station, New York 11746, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: January 17, 2006

APPROVED BY:

/s/ Paul Sabatino II  
Chief Deputy County Executive of Suffolk County

Date: January 19, 2006

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**Deputy Presiding Officer Vilorio-Fisher made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-0-0-2. Legislators Alden and Kennedy were not present.**

Intro. Res. No. 1041-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 41 -2006, SALE OF  
COUNTY - OWNED REAL ESTATE PURSUANT  
TO SECTION 72-h OF THE GENERAL MUNICIPAL  
LAW (TOWN OF SMITHTOWN) (see attached  
Exhibit "A")**

**WHEREAS**, the COUNTY OF SUFFOLK is the fee owner of the following attached list of parcels – exhibit "A"; and

**WHEREAS**, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

**WHEREAS**, the Town of Smithtown has requested that the County of Suffolk convey these parcels to it (see Exhibit "A"); and

**WHEREAS**, the Town of Smithtown will be restricted in its use of the subject parcels and will use said parcels solely and exclusively for municipal purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Smithtown, at any time, uses or attempts to use said subject parcels for other than municipal purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcels without said parcels being used thereafter for municipal purposes; and

**WHEREAS**, the Division of Real Estate, Department of Planning, has determined that it would be in the best interest of the County of Suffolk to convey these parcels to the Town of Brookhaven for the total sum of \$1.00 (to be waived) plus the pro rata share of the current tax adjustments due at closing; and

**WHEREAS**, said parcels are surplus to the needs of the County of Suffolk; and

**WHEREAS**, said properties shall be conveyed subject to the condition that neither Grantee nor any Municipality shall bill or charge back to Grantor any cost incurred or projected to be incurred for the cleaning up of any debris on said parcels. In the event that such charge back or bill is rendered to the Grantor this Deed shall be void ab initio and the parcels shall revert to the Grantor; and

**WHEREAS**, the Suffolk County Department of Planning has approved the use of these parcels; and

**WHEREAS**, the Division of Real Estate, Department of Planning, will receive and deposit the sum of \$1.00,(to be waived) plus the pro-rata share of the current tax adjustments pursuant to said purchase offer; now, be it therefore

**RESOLVED**, that this purchase is authorized pursuant to Section 72-h of the General Municipal Law permitting a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and be it further

**RESOLVED**, that the Town of Smithtown will be restricted in its use of the subject parcels and will use said parcels solely and exclusively for municipal purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Smithtown, at any time, uses or attempts to use said subject parcels for other than municipal purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcels without said parcels being used thereafter for municipal purposes; and be it further

**RESOLVED**, the Division of Real Estate, Department of Planning, has determined that it would be in the best interest of the County of Suffolk to convey these parcels to the Town of Smithtown for the total sum of \$1.00 (to be waived), plus the pro rata share of the current tax adjustments due at closing; and be it further

**RESOLVED**, said parcels are surplus to the needs of the County of Suffolk; and be it further

**RESOLVED**, subject to the condition that neither Grantee nor any Municipality shall bill or charge back to Grantor any cost incurred or projected to be incurred for the cleaning up of any debris on said parcels. In the event that such charge back or bill is rendered to the Grantor this Deed shall be void ab initio and the parcels shall revert to the Grantor; and be it further

**RESOLVED**, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b)(2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

**RESOLVED**, that the Director of the Division of Real Estate, Department of Planning or her Deputy, be and he hereby is authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the above described terms and conditions to said Town of Smithtown, 40 Maple Avenue, New York 11787.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Legislator Kennedy made motion for the following resolution, seconded by Legislator Montano. The resolution passed 18-0.**

Intro. Res. No. 2384-2005 Laid on Table 12/6/2005  
Introduced by Legislators Kennedy and Montano

**RESOLUTION NO. 42 -2006, AUTHORIZING  
CONVEYANCE OF PARCEL TO THE TOWN OF ISLIP FOR  
THE PURPOSES OF CONSTRUCTING AN EMERGENCY  
SERVICES FACILITY (SECTION 72-h, GENERAL  
MUNICIPAL LAW)**

**WHEREAS**, the County of Suffolk is the owner of a parcel of vacant land within the jurisdictional boundaries of the Hauppauge-Central Islip Volunteer Ambulance Corp. (VAC); and

**WHEREAS**, it is the desire of the County government to promote the efforts of the Volunteer Ambulance Corp. and to protect the health, safety and welfare of Suffolk County residents; and

**WHEREAS**, the Hauppauge-Central Islip Volunteer Ambulance Corp. responded to over 4,800 calls in 2004; and

**WHEREAS**, the Hauppauge-Central Islip Volunteer Ambulance Corp. (VAC) has requested that this property be obtained by the Town of Islip from the County of Suffolk for the purpose of constructing an emergency services facility; and

**WHEREAS**, this facility will promote a quicker response time to afford assistance to the residents of Suffolk County; now, therefore, be it

**1st RESOLVED**, that the Director of the County Division of Real Estate, his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section 16-4(E) of the Suffolk County Charter, to execute and deliver a quitclaim deed to the Town of Islip in consideration for the sum of ten dollars (\$10) for said property, more particularly described and designated as Suffolk County Tax Map No. District 0500, Section 012.00, Block 02.00, p/o Lot 042, ±.5 acre located at the northwest corner of the intersection of Conklin's Road and the State Access Road, pursuant to Section 72-h of the New York General Municipal Law, for the purpose of transferring the interest of Suffolk County in the above described property to construct an emergency services facility and which property is hereby declared to be surplus; and be it further

**2nd RESOLVED**, that said quitclaim deed issued by the Director of the County Division of Real Estate, his or her deputy, pursuant to this resolution, shall contain a reverter clause to the effect that title to the said above described parcel shall revert to the County of Suffolk in the event that the above-described property is not used for the above-described purposes within three (3) years after delivery of the deed of transfer to the grantee; or in the event that the Town of Islip attempts to sell, transfer, or otherwise dispose of or does, in fact, sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described purposes subsequent to delivery of said deed to the Town of Islip or in the event that the Town of Islip imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991 or in the event that the Town of Islip violates Resolution No. 256-1998, whichever occurs first; and be it further

**3rd RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/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, 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: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Cooper. The resolution passed 18-0.**

Intro. Res. No. 1029-2006  
Introduced by Legislator Lindsay

Laid on Table 1/3/2006

**RESOLUTION NO. 43 –2006, APPOINTING KATHLEEN GIAMO  
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 911-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; now, therefore, be it



1<sup>st</sup> **RESOLVED**, that the following parcel is hereby approved for acquisition in the amount of thirty seven thousand dollars (\$37,000.00±), subject to final survey, pursuant to funding under the New Suffolk County Drinking Water Protection Program authorized, empowered, and directed by Section 12-3 of the SUFFOLK COUNTY CHARTER and implemented under Article XII of the SUFFOLK COUNTY CHARTER:

SUFFOLK COUNTY		<u>ACRES</u>	<u>REPUTED OWNER</u>
<u>PARCEL</u>	<u>TAX MAP NUMBER</u>		
No. 1	District 0200	0.14 +/-	Rudolph Fabrizio Trustee under
	Section 982.10		Rudolph Fabrizio Living Trust
	Block 06.00		10 Beach Manor Court
	Lot 011.000		W. Islip, NY 11795

and be it further

2<sup>nd</sup> **RESOLVED**, that the Adopted 2006 Operating Budget be and hereby is amended and that the following be and hereby are appropriated from Fund 477 fund balance:

EXPENDITURES:

<u>Agency</u>	<u>Fund</u>	<u>Organization</u>	<u>Object</u>	<u>Description</u>	<u>Amount</u>
IFT	477	E525	9600	Transfer to Capital Budget	\$37,000.00±

and be it further

3<sup>rd</sup> **RESOLVED**, that these interfund revenues be and hereby are transferred and accepted in the Capital Fund as follows:

REVENUES:

<u>Agency</u>	<u>Fund</u>	<u>Rev Source</u>	<u>Organization</u>	<u>Description</u>	<u>Amount</u>
IFT	525	R477	E525	Transfer from Fund 477	\$37,000.00±

and be it further

4<sup>th</sup> **RESOLVED**, that the \$37,000.00± from Fund 477, the New Drinking Water Protection Program, Open Space component, fund balance be and hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8709.210	Suffolk County Water Protection Open Space Preservation	\$37,000.00±*

\*subject to final survey

and be it further

5<sup>th</sup> **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these interfund revenues and effectuate these interfund transfers, including the associated cash transfers, to the Capital Fund required to finance this capital project; and be it further

6<sup>th</sup> **RESOLVED**, that payment for the acquisition of such parcels shall be made from the allocation of funds provided under Section 12-2(A)(1) of the SUFFOLK COUNTY CHARTER as per the following criteria:

- d.) lands determined by the County Department of Planning to be necessary for maintaining the quality of surface and/or groundwater in Suffolk County; and be it further

7<sup>th</sup> **RESOLVED**, that the Commissioner of the County Department of Public Works is hereby authorized, empowered, and directed, pursuant to Section 8-2(X) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcels in accordance with Resolution No. 423-1988; and be it further

8<sup>th</sup> **RESOLVED**, that any unencumbered, unallocated funds available at the conclusion of the acquisition of the above described parcels shall be utilized for such future and subsequent open space acquisitions as may be approved via duly enacted Resolution of the County of Suffolk and which are identified and designated for the use of such funds under Section 12-2(A) of the SUFFOLK COUNTY CHARTER; and be it further

9<sup>th</sup> **RESOLVED**, that the Division of Real Estate in the County Department of Planning is hereby authorized, empowered, and directed, pursuant to Section 14-10(E) of the SUFFOLK COUNTY CHARTER, to take all appropriate steps to acquire fee simple absolute or a lesser interest (i.e. conservation easement) of the subject parcels; and be it further

**10<sup>th</sup>** **RESOLVED**, that the title to these acquisitions shall be held by the County and be dedicated to the County Department of Parks, Recreation and Conservation for passive park purposes and be it further

**11<sup>th</sup>** **RESOLVED**, that the above activity is an unlisted action pursuant to the provisions of Title 6 NYCRR, Part 617; and, be it further

**12<sup>th</sup>** **RESOLVED**, that the project will not have a significant effect on the environment for the following reasons:

- 1.) the proposed action will not exceed any of the criteria in 6 NYCRR, Section 617.7, which sets for threshold for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2.) the site contains environmentally sensitive lands that should be preserved as open space; and
- 3.) if not acquired, the property will most likely be developed for residential purposes, incurring far greater environmental impact that the proposed acquisition and preservation of the site would have; and be it further

**13<sup>th</sup>** **RESOLVED**, that in accordance with Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the Suffolk County Council on Environmental Quality is hereby directed to prepare and circulate any appropriate notices or determinations in accordance with this resolution.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 27, 2006

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**Legislator Losquadro made motion for the following resolution, seconded by Legislator D'Amaro. The resolution passed 18-0.**

Intro. Res. No. 1047-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2005

**RESOLUTION NO. 46 -2006, AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM - OPEN SPACE COMPONENT – LYDEL HOLDING CORP. PROPERTY (TOWN OF BROOKHAVEN –SCTM NO. 0200-982.20-01.00-008.000)**

**WHEREAS**, Local Law 35-1999, "A Charter Law Adopting Common Sense Tax Stabilization Plans for Sewers, Environmental Protection and County Taxpayers," authorized the use of 13.55 percent of sales, and compensating use tax proceeds generated each year for open space acquisition, as determined by duly enacted Resolutions of the County of Suffolk; and

**WHEREAS**, Resolution No. 625-2004, authorized planning steps for the acquisition of the Lydel Holding Corp. Property in the Town of Brookhaven under the New Suffolk County Drinking Water Protection Program; and

**WHEREAS**, adequate funding is provided for, pursuant to Section 12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 13.55 percent of the sales and compensating tax proceeds, for the acquisition of such land; now, therefore be it

**1st** **RESOLVED**, that the following parcel is hereby approved for acquisition in the amount of twenty three thousand five hundred dollars (\$23,500.00±), subject to final survey, pursuant to funding under the New Suffolk County Drinking Water Protection Program authorized, empowered, and directed by Section 12-3 of the SUFFOLK COUNTY CHARTER and implemented under Article XII of the SUFFOLK COUNTY CHARTER:

		SUFFOLK COUNTY			
<u>PARCEL</u>	<u>TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER</u>		
No. 1	District 0200	0.41±	Lydel Holding Corp.		
	Section 982.20		Jennie Lyon-Wood, President		
	Block 01.00		19B Stiriz Road		
	Lot 008.000		Brookhaven, NY 11719		

and be it further

**2nd** **RESOLVED**, that the Adopted 2006 Operating Budget be and hereby is amended and that the following be and hereby are appropriated from Fund 477 fund balance:

**EXPENDITURES:**

<u>Agency</u>	<u>Fund</u>	<u>Organization</u>	<u>Object</u>	<u>Description</u>	<u>Amount</u>
IFT	477	E475	9600	Transfer to Capital Budget	\$23,500.00±

**3rd** **RESOLVED**, that these interfund revenues be and hereby are transferred and accepted in the Capital Fund as follows:

**REVENUES:**

<u>Agency</u>	<u>Fund</u>	<u>Rev Source</u>	<u>Organization</u>	<u>Description</u>	<u>Amount</u>
IFT	475	R477	E475	Transfer from Fund 477	\$23,500.00±

and be it further

**4th** **RESOLVED**, that the \$23,500.00± from the Fund 477 New Drinking Water Protection Program, Open Space Preservation, fund balance be and hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
475-MSC-1940-4770	Suffolk County Water Protection Open Space Preservation	\$23,500.00±*

\*subject to survey

and be it further

**5th** **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these interfund revenues and effectuate these interfund transfers, including the associated cash transfers, to the Capital Fund required to finance this capital project; and be it further

**6th** **RESOLVED**, that payment for the acquisition of such parcels shall be made from the allocation of funds provided under Section 12-2(A)(1) of the SUFFOLK COUNTY CHARTER as per the following criteria:

- e.) lands determined by the County Department of Planning to be necessary for maintaining the quality of surface and/or groundwater in Suffolk County; and be it further

**7th** **RESOLVED**, that the Commissioner of the County Department of Public Works is hereby authorized, empowered, and directed, pursuant to Section 8-2(X) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcels in accordance with Resolution No. 423-1988; and be it further

**8th** **RESOLVED**, that any unencumbered, unallocated funds available at the conclusion of the acquisition of the above described parcels shall be utilized for such future and subsequent open space acquisitions as may be approved via duly enacted Resolution of the County of Suffolk and which are identified and designated for the use of such funds under Section 12-2(A) of the SUFFOLK COUNTY CHARTER; and be it further

**9th** **RESOLVED**, that the Division of Real Estate in the County Department of Planning is hereby authorized, empowered, and directed, pursuant to Section 14-10(E) of the SUFFOLK COUNTY CHARTER, to take all appropriate steps to acquire fee simple absolute or a lesser interest (i.e. conservation easement) of the subject parcels; and be it further

**10th** **RESOLVED**, that the title to these acquisitions shall be held by the County and be dedicated to the County Department of Parks, Recreation and Conservation for passive park purposes; and be it further

**11th** **RESOLVED**, that the above activity is an unlisted action pursuant to the provisions of Title 6 NYCRR, Part 617; and be it further



SUFFOLK COUNTY			REPUTED OWNER	
<u>PARCEL:</u>	<u>TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>AND ADDRESS:</u>	
<b>No. 1</b>	District	0300	~0.36	Lora Ann Bailey P.O. Box 1128 Montauk, NY 11954
	Section	012.00		
	Block	02.00		
	Lot	003.000		
<b>No. 2</b>	District	0300	26.7	Boys Harbor Inc. Springy Banks Road East Hampton, NY 11937
	Section	092.00		
	Block	01.00		
	Lot	011.001		
<b>No. 3</b>	District	0600	172.7	North Fork Preserve Sound Avenue Riverhead, NY 11901
	Section	021.00		
	Block	01.00		
	Lot	001.002		

**2<sup>nd</sup>** **RESOLVED**, that the County Department of Planning, Division of Real Estate, the County Planning Department, the County Department of Public Works, and/or the County Department of Parks, Recreation and Conservation are hereby authorized, empowered, and directed to take such other actions as may be necessary and appropriate, in connection with planning for such acquisition, to secure appraisals, obtain surveys, obtain engineering reports, and secure title insurance for such lands; and be it further

**3<sup>rd</sup>** **RESOLVED**, that any unencumbered, unallocated funds available at the conclusion of the consummation of the acquisition of this proposed parcel shall be appropriated to future and subsequent acquisitions under the Suffolk County Multifaceted Land Preservation Program; and be it further

**4<sup>th</sup>** **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 Sections 617.5 (c) (20) and (21) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6NYCRR) and within the 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 on non-applicability or non-significance in accordance with this resolution.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 27, 2006

**Legislator Barraga made motion for the following resolution, seconded by Legislator Browning. The resolution passed 18-0.**

Intro. Res. No. 1038-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 48      -2006, AUTHORIZING THE SALE  
OF COUNTY-OWNED REAL PROPERTY PURSUANT TO  
SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE  
TOWN OF BABYLON FOR AFFORDABLE HOUSING  
PURPOSES**

**WHEREAS**, the County of Suffolk is the fee owner of a certain parcel which is particularly described hereto:

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 053.00, Block 01.00, Lot 062.000, and acquired by tax deed on July 9, 1990, from General L. Rains, the Deputy County Treasurer of Suffolk County, New York,

and recorded on July 10, 1990, in Liber 11100, CP 283 and otherwise known as and by Town of Babylon, Filed Map 44, Lot 1-6 Inc. & 9 & 64, Blk 71; and

**WHEREAS**, said parcel is surplus to the needs of the County of Suffolk; and

**WHEREAS**, Section 72-H of the General Municipal Law permits the sale of real property between Municipal Corporations; and

**WHEREAS**, the Town of Babylon, Suffolk County, New York, has requested the County of Suffolk convey the above-described parcel to it (see annexed Resolution hereto marked as Exhibit "A"); and

**WHEREAS**, the transfer of this parcel is pursuant to and in accordance with Local Law 13-2000, 2-2002 and 17-2004 which established and modified the Affordable Housing Opportunities Program; and

**WHEREAS**, the Suffolk County Department of Planning has approved the use of this parcel for the purposes stated above; now, therefore, be it

**RESOLVED**, the subject parcel shall be conveyed to the Town of Babylon, Suffolk County, New York for affordable housing use, together with the following restrictive covenants that will run with the land so conveyed:

1. That the Grantee or any subsequent grantee shall not bill or charge back to the Grantor any cost incurred or projected to be incurred for the cleanup, removal, and disposal of all debris, waste, and/or contamination in or on the subject premises.
2. The Town of Babylon shall provide the Suffolk County Director of Affordable Housing with an annual written report, no later than December 31, of each year commencing December 31, 2006, outlining the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises.
3. The Town of Babylon and all subsequent Grantees shall comply with all applicable Federal, State, and Local regulations pertaining to the price, income eligibility, and marketing standards in effect for affordable housing programs; and be it further

**RESOLVED**, the subject parcel shall be conveyed to the Town of Babylon, Suffolk County, New York subject to the following deed restrictions which restrictions shall run with the land and be enforceable by the County of Suffolk:

For Owner-Occupied Housing:

1. Principal residence of owner for a period of 5 years;
2. Income of purchaser limited to 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;
3. Subsidized purchase price of home should not exceed 60% of median sales price for Suffolk County based on State of New York Mortgage Agency Guidelines;
4. Project must be completed within three years of transfer or else property reverts to Suffolk County, unless an extension of time is granted in writing by the Director after good cause is shown. Said extension shall not exceed two two-year extensions unless approved by duly enacted resolution.

For Rental Housing:

1. Income of tenant limited to 80% of median income based on family size;
2. Rent shall not exceed HUD established Fair Market Rent for the Nassau-Suffolk PMSA based on bedroom size;
3. Home must meet local building and zoning codes;
4. Project must be completed within three years of transfer or else property reverts to Suffolk County, unless an extension of time is granted in writing by the Director after good cause is shown. Said extension shall not exceed two two-year extensions unless approved by duly enacted resolution.
5. Property must remain as an affordable unit for at least 10 years.

**RESOLVED**, the conveyance of the parcel described to the Town of Babylon for the purposes described herein shall be for the sum of one and 00/100 Dollar (to be waived), plus the pro rata share of the current taxes; and be it further

**RESOLVED**, that Patricia B. Zielenski, Director of Real Estate, or her Deputy, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions.

**RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c)(20) and (27)). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a)); and be it further

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 27, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 18-0.**

Intro. Res. No. 1031-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 49 -2006, APPROVING THE RE-APPOINTMENT OF ROBERT KNIGHT AS A MEMBER OF THE SUFFOLK COUNTY FIRE, RESCUE AND EMERGENCY SERVICES COMMISSION**

**RESOLVED**, that the re-appointment of Robert Knight, 20 Walnut Avenue, Patchogue, NY 11772, as a representative of the Suffolk County Volunteer Firemen's Association, on the Suffolk County Fire, Rescue and Emergency Services Commission, for the term of office beginning January 1, 2005 and expiring December 31, 2007, be and the same hereby is approved; said appointment having been made by the County Executive pursuant to the provision of C-11.4 of the Suffolk County Charter, Article XI.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 27, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 18-0.**

Intro Res. No. 1032-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 50 -2006, APPROVING THE RE-APPOINTMENT OF JOSEPH BIRBIGLIA. AS A MEMBER OF THE SUFFOLK COUNTY FIRE, RESCUE AND EMERGENCY SERVICES COMMISSION**

**RESOLVED**, that the re-appointment of Joseph Birbiglia, 234 Oceanside Street, Islip Terrace, NY 11752, as a representative of the Suffolk County Volunteer Firemen's Association, on the Suffolk County Fire, Rescue and Emergency Services Commission, for the term of office beginning January 1, 2004 and expiring December 31, 2006, be and the same hereby is approved; said appointment having been made by the County Executive pursuant to the provision of C-11.4 of the Suffolk County Charter, Article XI.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 27, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 18-0.**

Intro Res. No. 1034-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 51 -2006, APPROVING THE RE-APPOINTMENT OF FRANK THORNHILL AS A MEMBER OF THE SUFFOLK COUNTY FIRE, RESCUE AND EMERGENCY SERVICES COMMISSION**

**RESOLVED**, that the re-appointment of Frank Thornhill, 379 Broadway, Port Jefferson Station, NY 11777, as a representative of the Brookhaven Town Fire Chiefs' Council, on the Suffolk County Fire, Rescue and Emergency Services Commission, for the term of office beginning January 1, 2005 and expiring December 31, 2007, be and the same hereby is approved; said appointment having been made by the County Executive pursuant to the provision of C-11.4 of the Suffolk County Charter, Article XI.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 18-0.**

Intro Res. No. 1035-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 52 -2006, APPROVING THE RE-APPOINTMENT OF DAVID CARRIGAN, AS A MEMBER OF THE SUFFOLK COUNTY FIRE, RESCUE AND EMERGENCY SERVICES COMMISSION**

**RESOLVED**, that the re-appointment of David Carrigan, 100 Arnold Avenue, West Babylon, NY 11704, as a representative of the Suffolk County Fire District Officers' Association, on the Suffolk County Fire, Rescue and Emergency Services Commission, for the unexpired term of office beginning January 1, 2005 and expiring December 31, 2007, be and the same hereby is approved; said appointment having been made by the County Executive pursuant to the provision of C-11.4 of the Suffolk County Charter, Article XI.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Legislator Schneiderman made motion for the following resolution, seconded by Presiding**

**Officer Lindsay. The resolution passed 18-0.**

Intro Res. No. 1036-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/3/2006

**RESOLUTION NO. 53 -2006, APPROVING THE RE-APPOINTMENT OF RICHARD MCGOWIN AS A MEMBER OF THE SUFFOLK COUNTY FIRE, RESCUE AND EMERGENCY SERVICES COMMISSION**

**RESOLVED**, that the re-appointment of Richard McGowin, PO Box 5040, Montauk, NY 11954, as a representative of the East Hampton Town Chiefs' Association, on the Suffolk County Fire, Rescue and Emergency Services Commission, for the term of office beginning January 1, 2005 and expiring December 31, 2007, be and the same hereby is approved; said appointment having been made by the County Executive pursuant to the provision of C-11.4 of the Suffolk County Charter, Article XI.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

**Legislator Browning made motion for the following resolution, seconded by Legislator Stern. The resolution passed 18-0.**

Intro. Res. No. 1044-2006

Laid on Table 1/3/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 54 -2006, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$84,000 FROM THE STATE OF NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE, TO ENFORCE MOTOR VEHICLE PASSENGER RESTRAINT REGULATIONS WITH 83.36% SUPPORT**

**WHEREAS**, the State of New York Governor's Traffic Safety Committee has awarded \$84,000 in Federal Highway Safety pass-through funds to the Suffolk County Police Department to continue a Buckle Up program targeting enforcement of motor vehicle passenger restraint regulations; and

**WHEREAS**, the operational period for this program will be from October 1, 2005, through September 30, 2006; and

**WHEREAS**, said grant funds totaling \$84,000 have not been included in the 2006 Suffolk County Operating Budget; now, therefore, be it

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

<u>REVENUES:</u>	<u>AMOUNT</u>
115-4378-Federal Aid: Buckle Up	\$84,000

ORGANIZATIONS:

Police Department (POL)  
Buckle Up 2006  
115-POL-3265

<u>1000-Personal Services</u>	<u>\$82,644</u>
1120-Overtime Salaries	82,644

<u>4300-Travel</u>		<u>\$1,356</u>
4310-Employee Miscellaneous Benefits	900	
4330-Travel – Employee Contracts		456

and be it further

**RESOLVED**, that the employee benefits associated with the overtime salaries for this grant are included in the 2006 Suffolk County Operating Budget; and be it further

**RESOLVED**, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the State of New York Governor's Traffic Safety Committee; and be it further

**RESOLVED**, that the Reporting Category for the County Integrated Financial Management System is PD72.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Eddington. The resolution passed 18-0.**

Intro. Res. No. 1004-2006 Laid on Table 1/3/2006  
Introduced by the Presiding Officer Pursuant to Rule 3(A)(14) of the S.C. Legislature

**RESOLUTION NO. 55 -2006, AUTHORIZING PUBLIC HEARING FOR AUTHORIZATION OF RATE ALTERATIONS FOR SAYVILLE FERRY SERVICE, INC. FOR CROSS BAY SERVICE BETWEEN SAYVILLE, NEW YORK AND THE FIRE ISLAND COMMUNITIES OF FIRE ISLAND PINES, CHERRY GROVE AND WATER ISLAND**

**WHEREAS**, Sayville Ferry Service, Inc. has applied to the Suffolk County Legislature, by a Petition dated and verified October 27, 2005, pursuant to Article 8 of the Navigation Law and Section 71 of the Transportation Corporations Law of the State of New York and Local Law No. 7 of 1982 of Suffolk County for the approval of an alteration of its passenger and freight ferry rates, it is

**1st RESOLVED**, that:

Consideration of the application of Sayville Ferry Service, Inc. for the approval of an alteration of its passenger and freight ferry rates shall take place at a Public Hearing on the application to be held at the Regular Meeting of the Suffolk County Legislature at the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, NY, on February 7<sup>th</sup> 2006 at 2:30 p.m..

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Legislator Barraga made motion for the following resolution, seconded by Legislator Montano. The resolution passed 18-0.**

Intro. Res. No. 1062-2006 Laid on Table 1/3/2006  
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 56 -2006, AUTHORIZING PUBLIC HEARINGS PURSUANT TO ARTICLE 2 OF THE EMINENT DOMAIN PROCEDURE LAW OF THE STATE OF NEW YORK IN**

**CONNECTION WITH THE ACQUISITION OF PROPERTIES FOR  
THE RECONSTRUCTION OF CR 57, BAY SHORE ROAD, FROM  
NYS 231 TO NYS 27, TOWNS OF BABYLON AND ISLIP,  
SUFFOLK COUNTY, NEW YORK (CP 5523)**

**WHEREAS**, the Commissioner of the Department of Public Works, was directed to prepare maps showing the properties to be acquired for the reconstruction of CR 57, Bay Shore Road from NYS 231 to NYS 27, Towns of Babylon and Islip, Suffolk County, New York, indicating the properties to be acquired, the names of the reputed owners, the boundaries and dimensions of the parcels to be acquired; and

**WHEREAS**, said maps were prepared on or about December 22, 2004, and are entitled "ABSTRACT REQUEST MAP"; and

**WHEREAS**, this project has been adopted in the 2005 Capital Budget as and by Capital Project No. 5523; and

**WHEREAS**, pursuant to Article 2 of the Eminent Domain Procedure law, it is required that a public hearing be held prior to acquisition in order to inform the public and to review the public use to be served by this project and to review the impact on the environment for residents of the locality in which the project is situate; and

**WHEREAS**, Section 204 of the Eminent Domain Procedure Law requires the making of Findings and Determinations concerning the proposed project and requires the publication thereafter of a brief synopsis; now therefore, be it

**RESOLVED**, that the Director of the Division of Real Estate within the County Department of Planning, Patricia B. Zielenski, or her designee, be deemed Hearing Officer with authority to make Findings and Determinations pursuant to Section 204 of the Eminent Domain Procedure Law; and the said Director, or her designee, is hereby authorized to exercise the full authority of the Legislature to conduct public hearings and make determinations and findings as provided in Article 2 of the Eminent Domain Procedure Law; and be it further

**RESOLVED**, that upon conclusion of the aforesaid hearings, pursuant to Eminent Domain Procedure Law, the Hearing Officer file written Findings and Determinations with the Clerk of the Legislature within 90 days of the conclusion of the Public Hearing provided for in Article 2 of the Eminent Domain Procedure Law; and be it further

**RESOLVED**, that a brief synopsis of the filed Findings and Determinations shall be published pursuant to the requirements of Section 204 of the Eminent Domain Procedure Law; and be it further

**RESOLVED**, that copies of the Findings and Determinations will be forwarded upon written request, to applicants without cost to said applicant by the Clerk of the Legislature; and be it further

**RESOLVED**, that upon completion of hearings required by Article 2 of the Eminent Domain Procedure Law, the map aforesaid, be filed in the Office of the Clerk of the County Legislature of the County of Suffolk; and be it further

**RESOLVED**, that upon the filing of the Findings and Determinations with the Clerk of the Legislature, the Legislature of Suffolk County shall consider whether to adopt or reject said Findings and Determinations; and be it further

**RESOLVED**, that all costs pertaining to notices, public hearings, publications, stenographic fees, mailings, postings, and direct service of process and/or notices be deemed an appropriate charge to this project as provided in the capital program for the acquisition of said real property.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Legislator Alden made motion for the following resolution, seconded by Legislator Nowick. The resolution passed 18-0.**

Intro. Res. No. 1051-2006  
Introduced by Legislators Alden and Romaine

Laid on Table 1/3/2006

**RESOLUTION NO. 57 -2006, AUTHORIZING TRANSFER OF THREE (3) SURPLUS COUNTY COMPUTERS TO LONG ISLAND HEAD START**

**WHEREAS**, the Office of the County Sheriff has submitted to the Department of Public Works a list of surplus computers and hardware which have been taken out of service because of obsolescent technology; and

**WHEREAS**, this equipment has been declared surplus property; and

**WHEREAS**, various not-for-profit and public service organizations in Suffolk County have requested the donation of computers from the County; and

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

**1<sup>st</sup>** **RESOLVED**, that the Office of the County Sheriff is hereby authorized, empowered, and directed, to transfer the following surplus equipment to the following not-for-profit organization, for use within its facilities for nominal consideration:

**TO:**  
Long Island Head Start  
98 Austin Street  
Patchogue, NY 11772

**COMPUTER:**  
1 - #18EWV/18K3X  
1 - #18EXB/18KV6  
1 - #18KVW/18KV7  
Complete with Related Hardware

Contact: Deborah Garcia, CEO  
Telephone: 631-758-5200

and be it further

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

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

**4<sup>th</sup>** **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: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Deputy Presiding Officer Vioria-Fisher. The resolution passed 13-0-5-0. Legislators Romaine, Caracappa, Losquadro, Alden, and Kennedy abstained.**

Intro. Res. No. 1054-2006  
Introduced by Legislators Lindsay

Laid on Table 1/3/2006

**RESOLUTION NO. 58 -2006, APPOINTING MEMBER TO SUFFOLK COUNTY OFF-TRACK BETTING CORPORATION BOARD OF DIRECTORS (PATRICK E. BYRNE, JR.)**

**WHEREAS**, members of the Suffolk County Regional Off-Track Betting Corporation Board of Directors serve at the pleasure of the County Legislature; now, therefore, be it

**1st** **RESOLVED**, that Patrick E. Byrne, Jr. of Lake Grove, New York, is hereby appointed as a member of the Suffolk County Regional Off-Track Betting Corporation Board of Directors, to replace James A. Gowan and to serve at the pleasure of the Suffolk County Legislature pursuant to Section 502(1) of the NEW YORK RACING, PARIMUTUEL, WAGERING, AND BREEDING LAW.

DATED: January 17, 2006

Effective Pursuant to Section 2-15(A) of the SUFFOLK COUNTY CHARTER

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution passed 16-1-0-1. Legislator Caracappa voted no; Legislator Montano was not present.**

Intro. Res. No. 1149-2006  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/17/2006

**RESOLUTION NO. 59 -2006, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 - SELDEN WITH THE PLYMOUTH ESTATES AND POND VIEW ESTATES (BR-1378)**

**WHEREAS**, Plymouth Estates and Pond View Estates is located outside the boundary of Suffolk County Sewer District No. 11 - Selden; and

**WHEREAS**, Plymouth Estates and Pond View Estates has petitioned and requested the Administrative Head of the District for permission to connect into the sanitary sewers of the Sewer District No. 11; and

**WHEREAS**, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity in excess of its own needs; and

**WHEREAS**, the connection is subject to the approval of the New York State Department of Environmental Conservation (NYSDEC); and

**WHEREAS**, the proposed connection has received the approval of the Suffolk County Sewer Agency with a connection fee of \$12.00 per gallon per day of sewage capacity(or the current Connection Fee rate should the Suffolk County Sewer Agency adopt a new one); with a daily flow of 55,000 gallons, for a total connection fee of \$660,000.00; and

**WHEREAS**, it will be financially beneficial to Suffolk County Sewer District No. 11 and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the connection to be made; and

**WHEREAS**, pursuant to Section 617.9 of the SEQRA regulations, a Negative Declaration has been issued by the Lead Agency; now, therefore, be it

**RESOLVED**, that the Administrative Head of the District be and he hereby is authorized, directed and empowered to enter into contracts and agreements with the developer upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 11 - Selden and that they be required to post a surety bond or bonds and deposit cash or securities with the County Treasurer in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts.

DATED: January 17, 2006

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: January 23, 2006

**MEETING ADJOURNED 4:05PM  
TIM LAUBE, CLERK OF THE LEGISLATURE**