

FIFTH DAY
REGULAR MEETING

March 20, 2007

Minutes of the Regular Meeting of the County Legislature of Suffolk County, New York, held in the Evans K. Griffing County Center, Maxine Postal Legislative Auditorium, 300 Center Drive, Riverhead, New York, at 4:00 p.m. pursuant to notice duly given.

The meeting was called to order at 4:02 p.m. by Presiding Officer William Lindsay. The Clerk called the roll and the following were found present: Deputy Presiding Officer Viloría-Fisher, Legislators Romaine, Schneiderman, Browning, Losquadro, Eddington, Montano, Alden, Barraga, Kennedy, Nowick, Horsley, Mystal, Stern, and D'Amaro.

Legislator Losquadro arrived at 4:05 p.m.
Legislator Cooper arrived at 4:09 p.m.
Legislator Caracappa arrived at 4:11 p.m.
Legislator Browning arrived at 4:30 p.m.
Legislator Kennedy arrived at 4:45 p.m.
Legislator Horsley was absent.

Pledge of Allegiance.

Statements and Presentations
Public Portion

(Brief Recess Taken: 6:30 P.M. – 6:40 P.M.)

The Clerk called the roll and the following were found present: Presiding Officer Lindsay, Deputy Presiding Officer Viloría-Fisher; Legislators Romaine, Schneiderman, Browning, Caracappa, Losquadro, Eddington, Montano, Alden, Barraga, Kennedy, Horsley, Mystal, Stern, D'Amaro and Cooper.

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

Intro. Res. No. 1255-2007
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 3/6/2007

**RESOLUTION NO. 232 –2007, CONFIRMING APPOINTMENT
OF COMMISSIONER OF HEALTH SERVICES**

WHEREAS, the Commissioner of the Suffolk County Department of Health Services is appointed by the County Executive, subject to approval by the Suffolk County Legislature, under Section 9-2 of the SUFFOLK COUNTY CHARTER; and

WHEREAS, a vacancy exists since Brian Lloyd Harper, M.D., M.P.H., whose term would have expired on April 17, 2010, has resigned from his position as Commissioner of the Suffolk County Department of Health Services, effective October 1, 2006; and

WHEREAS, Steve Levy, the County Executive of Suffolk County, has appointed Humayun J. Chaudhry, D.O., M.S., S.M., FACP, FACOI, who is currently residing at 53 Timber Ridge Drive, Commack, New York 11725, as Commissioner of the Suffolk County Department of Health Services; and

1st RESOLVED, that the appointment of Humayun J. Chaudhry, D.O., M.S., S.M., FACP, FACOI, , currently residing at 53 Timber Ridge Drive, Commack, New York 11725, as Commissioner of the Suffolk County Department of Health Services, is hereby approved, commencing on the date of approval of this resolution, pursuant to Section 9-2 of the SUFFOLK COUNTY CHARTER, for a term of office to expire on April 17, 2010.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 22, 2007

Curriculum Vitae

HUMAYUN J. CHAUDHRY
D.O., M.S., S.M., F.S., FACP, FACOI, FAODME

Office

Department of Medicine
New York College of Osteopathic Medicine of New York Institute of Technology
Hannah and Charles Serota Academic Center
Northern Boulevard, Old Westbury, New York 11568-8000
Phone: (516) 686-3849, Fax: (516) 686-3834, Beeper: _____
E-mail: hchaudhr@nyit.edu

Home

^ _____ ^

Date of Birth: _____

Social Security _____

Citizenship: _____ ^

Information was crossed out and redacted.

Professional Position

- Chairman, Department of Medicine
New York College of Osteopathic Medicine of New York Institute of Technology
Old Westbury, New York
Function: Reporting to the Dean and Provost, responsible for the supervision of 354 full-time, part-time and adjunct/volunteer faculty and all undergraduate and graduate medical education related to Internal Medicine and its Specialties, including Neurology, Public Health, Epidemiology, Physical Medicine & Rehabilitation, and for all Internal Medicine teaching, research and clinical care on campus
June, 2001-present
- Assistant Dean for Health Policy
New York College of Osteopathic Medicine of New York Institute of Technology, Old Westbury, New York
Function: Reporting to the Dean and Provost, responsible for all health policy research and for the supervision of the nationwide Training in Policy Studies (TIPS) program for medical residents, and the American Osteopathic Association's Health Policy Fellowship program for physician executives
July, 2005-present
- Attending Physician, Department of Medicine
Long Beach Medical Center, Long Beach, New York, 403 beds
Clinical Affiliate of the Mount Sinai Health Network, New York, N.Y.
July, 1996-present
- Attending Physician, Department of Medicine
Winthrop-University Hospital, Mineola, New York, 590 beds
Major Affiliate of State University of New York (S.U.N.Y.) School of Medicine at Stony Brook, N.Y.
October, 2001-present

02/07

Military Experience

- Medical Corps (MC), United States Air Force Reserve
514th Aeromedical Staging Squadron (ASTS)
McGuire Air Force Base, New Jersey
Rank: Major, July 26, 2002-March 6, 2007
Captain, March 6, 1999-July 25, 2002
- Flight Surgeon, 732nd Airlift Squadron
Aircraft Flown: KC-10A, C-141B, C-17A
McGuire Air Force Base, New Jersey
July, 2003-March, 2007

Previous Positions

- Assistant Dean for Pre-Clinical Education
New York College of Osteopathic Medicine of New York Institute of Technology, Old Westbury, New York
Function: Reporting to the Dean and Provost, responsible for all undergraduate medical education delivered in the first and second years of the medical school
July, 2003-June, 2005

- Medical Director, Academic Health Care Centers (AHCC) at Old Westbury, N.Y. and Central Islip, N.Y.
Function: Reporting to the Dean and Provost, responsible for the budget, supervision and management of a faculty practice plan for health care delivery by primary and specialty physicians at two clinical sites
New York College of Osteopathic Medicine of New York Institute of Technology, Old Westbury, New York
May, 2003-July, 2005
- Director of Medical Education
Long Beach Medical Center, Long Beach, New York, 403 beds
Clinical Affiliate of the Mount Sinai Health Network, New York, N.Y.
Function: Reporting to the President and Chief Executive Officer, responsible for all undergraduate, graduate and continuing medical education at the hospital and its affiliated nursing home
July, 1996-May, 2001
- Attending Physician (Private Practice)
Island Park Medical Care, P.C., Island Park, New York
December, 1996-July, 1998

Academic Appointments

- Clinical Associate Professor of Medicine, June, 2003-present
Clinical Assistant Professor of Medicine, March, 1997-May, 2003
Adjunct Instructor of Anatomy, December, 1996-present
New York College of Osteopathic Medicine of New York Institute of Technology
Old Westbury, New York
- Adjunct Faculty Associate of Health Policy, July, 2006-present
Department of Social Medicine
Ohio University College of Osteopathic Medicine, Athens, Ohio

Postdoctoral Training

- Winthrop-University Hospital, Mineola, New York, 590 beds
Major Affiliate of State University of New York (S.U.N.Y.) School of Medicine at Stony Brook, N.Y.
-Chief Medical Resident, PGY-5, July, 1995-June, 1996, ACGME-accredited
-Resident in Internal Medicine, PGY-3-4, July, 1993-June, 1995, ACGME-accredited, AOA-approved
-Intern in Internal Medicine, PGY-2, July, 1992-June, 1993, ACGME-accredited, AOA-approved
- St. Barnabas Hospital, Bronx, New York, 502 beds
Major Affiliate of New York College of Osteopathic Medicine of NYIT, Old Westbury, N.Y.
-Rotating Osteopathic Internship, PGY-1, July, 1991-June, 1992, AOA-accredited

Education

- F.S., Flight Surgeon, May, 2003
United States Air Force School of Aerospace Medicine
Brooks Air Force Base, San Antonio, Texas

- S.M., Health Care Management, June, 2001
Harvard School of Public Health, Boston, Massachusetts
Practicum: Co-founded e-MDLeaders.com®, an Internet company for the recruitment of physician executives into senior health care leadership and managerial positions
- D.O., Doctor of Osteopathic Medicine, June, 1991
New York College of Osteopathic Medicine of New York Institute of Technology
Old Westbury, New York
- M.S., Anatomical Sciences, October, 1989
New York University, New York, N.Y.
Thesis: [Wormian Bones, the Metopic Suture and Mylohyoid Bridges in East Indian and Native American Crania](#), a study of discrete cranial traits as indicators of ethnicity and as markers of central nervous system disorders
- B.A., Biological Sciences, June, 1986
New York University, New York, N.Y.
- High School Diploma with New York State Regents Honors, June, 1982
Midwood High School at Brooklyn College, Brooklyn, New York

Professional Areas of Interest

- Undergraduate and Graduate Medical Education, Preventative Medicine, Aerospace Medicine, Health Care Policy and Legislation, Bioterrorism, Immunization Practices

Books

- Chaudhry HJ, Grieco AJ, Spano L, Macklis RM, Mendelsohn ME, Mudge GH and Leighton H. *Fundamentals of Clinical Medicine*. 5th ed. Lippincott Williams & Wilkins: Philadelphia. *Expected Date of Publication: February, 2008*.
- Chaudhry HJ, Grieco AJ, Macklis RM, Mendelsohn ME, Mudge GH, Leung J, and Spano L. *Fundamentos de Medicina Clinica*. 4^a ed. Actualidades Medico Odontologicas Latinoamerica: Colombia. In Spanish. 443 pages. 2005.
- Chaudhry HJ, Grieco AJ, Macklis RM, Mendelsohn ME, Mudge GH, Leung J, and Spano L. *Fundamentals of Clinical Medicine*. 4th ed. Lippincott, Williams and Wilkins: Philadelphia. 443 pages. February, 2004.
- Boutros A, Jacaruso RB, Chaudhry HJ, and Hughes E. 1996-97 Department of Medicine House Staff Manual. Winthrop-University Hospital, Mineola, New York. 76 pages. May, 1996.

Research Grants and Projects

- Principal Investigator, [Assessment of Student Attitudes toward Professionalism](#). New York College of Osteopathic Medicine of N.Y. Institute of Technology. August 10, 2006-July 31, 2007.
- Co-Principal Investigator, [The *In vivo* Effect of Oligomeric Proanthocyanidin \(OPC-3\) in Asthmatics in a](#)

- Randomized, Double-Blinded Placebo Controlled Study. New York College of Osteopathic Medicine of N.Y. Institute of Technology and Nassau University Medical Center, East Meadow, N.Y. January 1, 2006-June 30, 2007. Total Grant: \$59,930.
- Project Director, Development of a Managed Care Clerkship for Medical Students. Medical Doctors New York (MDNY), Inc. January 1, 2003-December 31, 2003. Total Grant: \$30,000.
 - Project Director, Scientific Evidence-Based Medicine for Type 2 Diabetes Mellitus. University MD-PhD Educators, for Aventis Pharmaceuticals. March-May, 2003. Total Grant: \$5,000.
 - Co-Project Director, Predoctoral Training in Primary Care and Early Clinical Mentorships with Computer Supplementation. Health Resources and Services Administration (HRSA), Department of Health and Human Services. July 1, 2002-June 30, 2005. Total Grant: \$482,760.

Scientific Publications, Abstracts and Letters

- Chaudhry HJ, Steinman A, Lambert L, Duzyj CM. The Future of Primary Care: A Report on Primary care Medicine in New York State. American College of Physicians. Albany, New York. November, 2006.
- Tamai D, Awad AA, Chaudhry HJ, Shelley KH. Optimizing the Medical Management of Diabetic Patients Undergoing Surgery. *Connecticut Medicine.* 70(10): 621-630. November/December, 2006.
- Chaudhry HJ. Suggestions and Questions for Osteopathic Medical Education. Letter. *J Am Osteopath Assoc.* 106(6): 319, 357. June, 2006.
- Gallagher RM, Chaudhry HJ. Communication: Responding to Public Concerns about Exposure to Hazardous Substances. Educational Training Module. American Association of Colleges of Osteopathic Medicine website, www.aacom.org. March, 2003.
- Chaudhry HJ. Health Policy Issues in Bioterrorism. Educational Training Module. American Association of Colleges of Osteopathic Medicine website, www.aacom.org. March, 2003.
- Chaudhry HJ. Working Less, Training Harder. Letter. *J Am Osteopath Assoc.* 102(10): 522-3. October, 2002.
- Chaudhry HJ. Ultrasound therapy for Calcific Tendinitis of the Shoulder. Letter. *N Eng J Med.* 341(16): 1237. October 14, 1999.
- Chaudhry HJ. A Humbling Experience: Typhoid Fever. *Cortland Forum.* 10(9): 76. September 25, 1997.
- Shea KW, Chaudhry HJ, Ortega AM, Mitlehner RJ, Cunha BA. The informed patient: a cost-effective way to improving vaccine utilization in the acute care setting. Abstract. Proceedings of the Infectious Diseases Society of America Annual Meeting. New Orleans, Louisiana. 34:146. September, 1996.
- Chaudhry HJ. Stings and Arrows. Letter. *Hospital Medicine.* 32(3): 13. March, 1996.
- Chaudhry HJ, Weintraub P. Hypoplastic abdominal aorta presenting as a non-healing foot ulcer. Abstract. Submitted for consideration in the American College of Physicians' Associates' Research Competition.

March, 1995.

- Chaudhry HJ, Weintraub P. Dx Dilemma: severe left-sided chest pain after a Wasp sting. *Hospital Medicine*. 30(9):26. September, 1994.
- Chaudhry HJ, Schoch PE, Cunha BA. Topics in Clinical Microbiology: *Flavimonas oryzihabitans* (CDC Group Ve-2). *Infection Control and Hospital Epidemiology*. 13(8):485-488. August, 1992.
- Chaudhry HJ, Barzaga RA, Walsh RD, Cunha BA. *Malassezia furfur* skin colonization and central intravenous line sepsis in adults receiving intralipids. Abstract. *Clinical Research*. 40(2): A428. May, 1992.
- Chaudhry HJ, Barzaga RA, Zelman WH, Durante AJ, Ger R, Cunha BA. Instructive Cases: Group F beta-hemolytic streptococcal paratracheal abscess. *Infectious Diseases in Clinical Practice*. 1(3): 176-179. May-June, 1992.
- Chaudhry HJ, Cunha BA. Drug-induced aseptic meningitis: diagnosis leads to quick resolution. *Postgraduate Medicine*. 90(7): 65-70. November 15, 1991.
- Chaudhry, HJ. Discrete cranial traits as indicators of ethnicity and as markers of central nervous system disorders. Abstract. *J Isl Medical Assoc*. 22(3): 128. July, 1990.

News and Feature Publications, Book Reviews

- Chaudhry HJ. NYACP Opens Dialogue with NYS Superintendent of Insurance. *ACP New York Chapter Newsletter*. Fall, 2005.
- Chaudhry HJ. Advocacy in 2005. *ACP New York Chapter Newsletter*. Fall, 2005.
- Chaudhry HJ. Open Minds Need Open Borders. Letter. *NY Newsday*. July 18, 2005.
- Chaudhry HJ. Osteopathic Medicine and Low Back Pain. Letter. *NY Times*. February 11, 2004.
- Chaudhry HJ. CPE Update: Council on Predoctoral Education. *Taking the Lead*. Newsletter of the Association of Osteopathic Directors and Medical Directors. Pages 1,4. Winter, 2002.
- Chaudhry HJ. Career Visions: Supply, Demand and Primary Care Medicine. *Career Resources*. July, 2002. www.diversityopportunities.com. Wilmington, North Carolina.
- Chaudhry HJ. "Under God": a Decision that Jolted America. Letter. *NY Times*. 151(52,163): Page A6. June 28, 2002.
- Chaudhry HJ. Bioterrorism Update: Osteopathic Medical Educators Mobilize. *NYSOMS News*. Pages 3, 8. Spring, 2002.
- Chaudhry HJ. Mistaken Identity. *ACP-ASIM Observer*. Letter. 20(4): 2-3. April, 2000.
- Chaudhry HJ. ACP-ASIM Merger to Benefit Residents. *The NYSSIM Resident*. 2(4): 4-5. Winter, 1997.
- Chaudhry HJ. Resident Physicians' Section Reaffirms Goals. *The NYSSIM Resident*. 2(3): 1, 3. Summer, 1997.

- Chaudhry HJ. Christides E, Acharya N. For New York Hospitals: Money for Nothing? *The NYSSIM Resident*. 2(2): 1,3. March-April, 1997.
- Chaudhry HJ. Pandey Elected Resident Physicians' Section President. *The NYSSIM Resident*. 2(1): 1,3. January-February, 1997.
- Chaudhry HJ. In the Spotlight: Jerome Kassirer, MD. *The NYSSIM Resident*. 1(4): 3-6. November-December, 1996.
- Chaudhry HJ. President's Message. *The NYSSIM Resident*. 1(4): 2. November-December, 1996.
- Pandey P, Chaudhry HJ. Residents' Survey Reveals Minimal Interest in Joining HMOs. *The NYSSIM Resident*. 1(3): 2. September-October, 1996.
- Chaudhry HJ. President's Message. *The NYSSIM Resident*. 1(3): 2. September-October, 1996.
- Chaudhry HJ. Residents' Board Adopts Proposal for Research Competition. *The NYSSIM Resident*. 1(2): 1. July, 1996.
- Chaudhry HJ. President's Message. *The NYSSIM Resident*. 1(2): 2. July, 1996.
- Chaudhry HJ. Internal Medicine Again Reports Gains Among U.S. Seniors. *The NYSSIM Resident*. 1(1): 1,3. May, 1996.
- Chaudhry HJ. President's Message. *The NYSSIM Resident*. 1(1): 2. May, 1996.
- Chaudhry HJ. The Shifting Faces of Power: A Book Review of Howard Brody's *The Healer's Power*. *The New Physician*. 44(5): 36. July-August, 1995.
- Chaudhry HJ. Violent Area is Disputed Territory. Letter. *American Medical News*. 36(19): 33. May 17, 1993.
- Chaudhry HJ. Derogatory Label. Letter. *The New York Post*. 191(271): 18. September 29, 1992.
- Chaudhry HJ. A Measure of Belonging. Letter. *The New Physician*. 39(5): 2. July-August, 1990.
- Chaudhry HJ. Former Presidential Aide Blames Faulty Advice as Cause of Iranscam. *Washington Square News*. 14(51): 7. May 4, 1987.
- Chaudhry HJ. Brademas Attacks Reagan at GSAS' 100th Anniversary. *Washington Square News*. 14(20): 1, 14. November 24, 1986.
- Chaudhry HJ. Cocaine's Cousin Lengthens List of Lethal Drugs. *Washington Square News*. 14(15): 3. November 5, 1986.
- Chaudhry HJ. Tisch Brothers, Six Other Trustees Named to *Forbes*' 400 Richest List. *Washington Square News*. 14(9): 1, 14. October 20, 1986.
- Chaudhry HJ. Grad Student Helps Bring Robotics Lab to Applied Sciences. *Washington Square News*. 14(9): 3, 14. October 20, 1986.

- Chaudhry HJ. Growing Ecological Concerns Covered in Loeb Conference. Washington Square News. 13(49): 3, 11. April 30, 1986.
- Chaudhry HJ. An End to Registration Lines? WSUC Officials Hope So. Washington Square News. 13(43): 1, 7. April 9, 1986.
- Chaudhry HJ. Grad Student Helps Peers Beat Writing Anxieties. Washington Square News. 13(33): 3. February 26, 1986.
- Chaudhry HJ. NYU Graduate Student Wins Award for Italian-American Poetry. Washington Square News. 13(29): 3. February 10, 1986.
- Chaudhry HJ. INS Releases 32 Afghan Refugees Under Pressure of NYU Law School. Washington Square News. 13(23): 3. February 5, 1986.
- Chaudhry HJ. Law School Group Files Suit to Free 33 Refugees. Washington Square News. 13(22): 3. December 9, 1985.
- Chaudhry HJ. Courant, IBM Join Forces to Build a Better Computer. Washington Square News. 13(22): 7. December 9, 1985.
- Chaudhry HJ. AIDS Committee to Examine NYU Cases, Policy. Washington Square News. 13(15): 3. November 11, 1985.
- Chaudhry HJ. Perri Klass: Femme Extraordinaire. Letter. New York. 18(43):6. November 4, 1985.
- Chaudhry HJ. Trustee Investigated by Securities Commission. Washington Square News. 13(12): 1. October 30, 1985.
- Chaudhry HJ. Nine Trustees Ranked as 400 Wealthiest by *Forbes*. Washington Square News. 13(8): 1. October 16, 1985.
- Chaudhry HJ. WNYU Studios to Relocate; Move Expected by January. Washington Square News. 13(6): 3. October 9, 1985.
- Chaudhry HJ, Leibowitz S, Sobolewsky M. Justice System Condones Teen Crime. Midwood Argus. 39(2): 3. January, 1982.
- Chaudhry HJ. Children of Divorce Face Adjustment. Midwood Argus. 38(7): 3. June, 1981.
- Chaudhry HJ, Jules A. Water Shortage Necessitates Conservation at Home, School. Midwood Argus. 38(4): 2. March, 1981.

Educational and Teaching Responsibilities

New York College of Osteopathic Medicine of New York Institute of Technology

2006-present - Practice of Medicine Thread Coordinator, Integrated Cardiovascular System course

2006-present - Course Director, Integrated Gastroenterology System course

2006-present - Facilitator, Doctor Patient Continuum (DPC) small-group, problem-based learning program
2006-present - Lecturer, Contemporary Issues in Health Care Delivery course
2005-present - Lecturer, Integumentary System course
2005-present - Lecturer, Integrated Nephrology System course
2005-present - Lecturer, Fundamentals of Osteopathic Medicine course
2003-present - Lecturer, Osteopathic Manipulative Medicine department
2002-present - Lecturer, Integrated Cardiovascular Medicine System course
2001-present - Faculty Attending, Academic Health Care Center, Old Westbury, N.Y.
1997-present - Faculty Member, Osteopathic Manipulative Medicine Lab - twice weekly
1995-present - Interviewer, Office of Admissions - once monthly
2001-2005 - Lecturer and Course Coordinator, Health Policy course
2001-2005 - Lecturer and Course Coordinator, Complementary Medicine course
2001-2005 - Lecturer, Laboratory Medicine course
2002-2004 - Facilitator and Presenter, Clinical Journal Club (monthly)
1999-2002 - Lecturer, Family Practice I course (Medical Interviewing and Physical Diagnosis)
Department of Family Practice – weekly lab in the fall to 1st year medical students
Lecture Topic: The Physical Examination: Vital Signs
1998-2002 - Lecturer and Case Co-Writer, Family Practice II course (Integrated Problem Solving)
Department of Family Practice - weekly lab in the spring to 2nd year medical students
Topics: Cardiology, Pulmonary Medicine, Infectious Diseases, Nephrology

Long Beach Medical Center, Long Beach, New York

2002-present - Primary Care Lecture Series - two times per month
1996-2003 - Medicine Ward Attending, Faculty Teaching Service - two months annually
1996-2001 - Morning Report Attending - once weekly
Director's Conference - once weekly with OMS3 and OMS4 medical students
Topics: HIV Disease, Joint Pain, Hyperlipidemia, DKA and Diabetes Mellitus, Thyroid Disorders, HTN, Chest Pain, Preventive Medicine Issues, Renal Failure, Mental Status Changes, Dysphagia, Chronic Cough, Asthma, Hyponatremia, Addison's Disease, Abdominal Pain
Primary Care Medicine Journal Club - once monthly
Internal Medicine Case Conference - once monthly
Problem Case Conference - once monthly

Winthrop-University Hospital, Mineola, New York

1995-1996 - Morning Report Facilitator - every weekday
Chief's Case - every two weeks with medical students, interns and residents
Internal Medicine Journal Club - every two weeks

Medicine Clinicopathological Conference (CPC) - selected cases for monthly faculty presentations
Chief's Meetings – presented cases to allopathic 4th Year medical students every two weeks
Topics: DDx of Chest Pain, Community-Acquired and Nosocomial Pneumonia, Hypertension, Hyperlipidemia, SLE, Urosepsis, Sepsis, Preventive Medicine Issues, Skin Manifestations of Systemic Disease, Thyroid Disease
Internal Medicine Preceptor for 2nd Year Physician's Assistant (P.A.) students

Hospital and Medical School Committees

Long Beach Medical Center, Long Beach, N.Y.

- 1999-2001 - Ambulatory Care Committee
- Institutional Review Board
- Disaster Management Committee
- 1998-2001 - Pharmacy, Therapeutics and Nutrition Committee (Chair)
- Alternative Medicine Ad-Hoc Committee
- Influenza Vaccination Utilization Ad-Hoc Committee
- 1997-2001 - Medical Library Committee (Chair)
- 1996-2001 - Resident Selection Committee (Chair)
- Internship Selection Committee (Chair)
- Medical Teaching Faculty Committee (Chair)
- Department Heads Committee
- Medical Staff Committee
- Advance Directives Performance Task Force

New York College of Osteopathic Medicine of New York Institute of Technology

- 2006-present - Member, Curriculum Subcommittee on Curriculum Development
- 2006-present - Member, Curriculum Subcommittee on Curriculum Evaluation
- 2006-present - Member, Admissions Sub-Committee
- 2006-present - Member, Grants and Scholarships Policy (GAP) Committee
- 2005-present - Member, Faculty Promotion/Re-Appointment Committee
- 2003-present - Member, Clinical Faculty Committee, Academic Health Care Center
- 2003-present - Member, Peer Review Committee, Academic Health Care Center
- 2003-present - Member, Credentials Committee, Academic Health Care Center
- 2003-present - Member, Clinical Continuous Quality Improvement (CQI) Committee
- 2003-present - Member, Council of Deans
- 2002-present - Member, Department Chairs Committee
- 2001-present - Chair, Department of Medicine Faculty Committee
- 2001-present - Member, Curriculum Committee
- 1998-present - Member, Admissions Committee
- 2004-2006 - Member, Curriculum Sub-Committee on Curricular Development
- 2003-2005 - Member, Clinical Services Planning Committee, Academic Health Care Center
- 2003-2005 - Member, Patient Satisfaction Committee, Academic Health Care Center
- 2003-2005 - Member, Compliance Committee, Academic Health Care Center
- 2003-2005 - Member, Parkinson's Program Committee, Academic Health Care Center
- 2003-2005 - Chair, Clinical Faculty Committee, Academic Health Care Center
- 2003-2004 - Member, Search Committee for Chair of the Department of Osteopathic Manipulative Medicine
- 2003-2004 - Chair, Task Force to Consider an Integrated Medical Reasoning Course
- 2003-2004 - Member, Student Evaluations and Promotions Committee
- 2003-2004 - Member, Academic Senate Nomination and Election Committee
- 2002-2004 - Member, Academic Senate Bylaws Committee
- 2002-2004 - Member, Faculty Mentor Advisory Board
- 2002-2004 - Member, Academic Senate
- 1998-2003 - Member, Continuing Medical Education Committee
- 2001-2002 - Member, Executive Faculty Committee
- 2001-2002 - Member, Clinical Chairs Committee
- 2001-2002 - Member, Clinical Science Faculty Committee

1996-2001 - Member, Postgraduate Education Committee
2002-2003 - Member, Search Committee for Associate Dean for Student Affairs
2000-2002 - Member, Dean's Ad-Hoc Committee on Curriculum Planning and Development

New York College of Osteopathic Medicine Educational Consortium (NYCOMEC), Old Westbury, N.Y.

2000-2003 - Member, Osteopathic Postdoctoral Training Institution (OPTI) Self-Study Committee
2001-2002 - Alternate Member, Board of Directors
1998-2001 - Member, Board of Directors
1996-2001 - Member, Education Committee

New York Institute of Technology, Old Westbury, N.Y.

2002-2003 - Member, Search Committee for Dean of the College of Allied Health and Life Sciences
2001-present - Member, Training in Policy Studies (TIPS) Program Faculty
2001-present - Member, Training in Policy Studies (TIPS) Admissions Committee

Winthrop-University Hospital, Mineola, N.Y.

1995-1996 - Member, Length of Stay Committee
Member, Pharmacy and Therapeutics Committee
Member, Mortality and Morbidity Committee, Medicine
Member, Quality Assurance Committee, Medicine
Member, Residency Evaluation Committee, Medicine
Member, Residency Education Committee, Medicine
Member, Bioethics Committee (Guest)
Member, Code Continuous Quality Improvement (CQI) Committee
Member, Hospital-Wide Critical Care Committee
Member, Medical Critical Care Committee
Member, Internship Selection Committee
Member, Hospital-Wide Chief Residents' Committee

514th Aeromedical Staging Squadron, 22nd Air Force, McGuire AFB, New Jersey, United States Air Force

2004-2007 - Medical Intelligence Officer
2003-2007 - Flight Surgeon
1999-2007 - Point of Contact (POC), USAF Anthrax Vaccine Immunization Program (AVIP)
2001-2006 - Member, Annual Tour Committee
2002-2006 - Medical Operations Flight Commander (MDOF)
2002-2006 - Officer-in-Charge, Officer Performance Reports (OPR) & Enlisted Performance Reports (EPR)
2001-2003 - Chief, Professional Services
2001-2003 - Officer-in-Charge, Military Physician Credentialing
2001-2002 - Member, Consolidated Training Office (CTO) Committee
1999-2002 - Medical Director, Advanced Cardiac Life Support (ACLS) Training
1999-2002 - Medical Director, Infection Control

Military Training

- Air Force Records Management General Awareness Training, McGuire Air Force Base, Wrightstown, New Jersey, September 24, 2006
- Emergency Medical Preparedness/Response Course for Clinicians, Joint Interagency Civil Support Training Center, Defense Medical Readiness Training Institute, Fort Dix, New Jersey, June 15-17, 2006
- Nuclear, Biological, Chemical and Conventional Defense Training (NBCCDT), McGuire Air Force Base, Wrightstown, New Jersey, February 25, 2006
- Supervisor Safety Training Course VIII, 514th Air Mobility Wing, US Air Force Reserve, McGuire Air Force Base, Wrightstown, New Jersey, June 27, 2004
- Survival, Evasion, Resistance, and Escape (SERE) Course, Brooks Air Force Base, San Antonio, Texas, April 23-May 2, 2003
- Aerospace Medicine Primary (AMP) Course, Increments I-III, USAF School of Aerospace Medicine, Brooks Air Force Base, San Antonio, Texas: March 14-30, 2001, April 1-12, 2002 and April 14-22, 2003
- 22nd Air Force Command USAF Anthrax Education Training Program (AETP), Dobbins Air Reserve Base, Marietta, Georgia, June 2, 2000
- Reserve Commissioned Officer Training (RCOT) Course, Maxwell Air Force Base-Gunter Annex, Montgomery, Alabama, December 5-17, 1999
- Medical Readiness Indoctrination Course (MRIC), Maxwell Air Force Base, Montgomery, Alabama, December 11-12, 1999
- M9 Pistol Training Certification Course, McGuire Air Force Base, Wrightstown, New Jersey, October 24, 1999
- Nuclear Biological and Chemical (NBC) Warfare Defense Training, McGuire Air Force Base, Wrightstown, New Jersey, August 29, 1999
- U.S. Air Force Reserve Total Quality Awareness (TQA) Training Course, McGuire Air Force Base, Wrightstown, New Jersey, June 5, 1999
- U.S. Air Force Information Protection Security Awareness Training and Education (SATE) Course, McGuire Air Force Base, Wrightstown, New Jersey, June 5, 1999

Military Medals, Ribbons and Commendations

- United States Global War on Terrorism Service Medal, October 1, 2005
- United States Air Force Small Arms Expert Marksmanship Ribbon, June 8, 2003
- United States Air Force Commendation Medal, January 15, 2003

- United States Air Force Achievement Medal, January 17, 2002
- United States Air Force Training Ribbon, December 17, 1999
- National Defense Service Ribbon, U.S. Air Force, October 23, 1999
- Outstanding Aeromedical Staging Squadron Ribbon, July 24, 1999

Editorial and Advisory Boards

- Peer Reviewer, Journal of the American Osteopathic Association, Circulation: 70,000
The Official Journal of the American Osteopathic Association, Chicago, Illinois
January, 2005-present
- Editorial Research Panel, Postgraduate Medicine, Circulation: 137,000
A Peer-Reviewed Journal for Primary Care Physicians, Minneapolis, Minnesota
January, 2003-December, 2003
- Reader Advisory Board, Mayo Clinic Proceedings, Circulation: 140,000
The Official Journal of the Mayo Clinic, Minneapolis, Minnesota
July, 1997-June, 2001
- Journal Advisory Board, The New Physician, Circulation: 26,000
The Official Journal of the American Medical Student Association, Reston, Virginia
July, 1991-June, 1999
- Editorial Advisory Board, The NYSSIM Resident, Circulation: 1,000
The Official Newsletter of the NYS Society of Internal Medicine's Resident Physicians Section, New York, N.Y.
December, 1997-June, 1998

Offices Held/Organizational Activities

- American Academy of Osteopathy (AAO), Indianapolis, Indiana
 - Appointed Member, OPTI Liaison Committee, 2000-2006
- American Association of Colleges of Osteopathic Medicine (AACOM), Chevy Chase, Maryland
 - Appointed Member, Council of Osteopathic Medical Educators, 2003-2004
 - Appointed Member, Task Force on Bioterrorism, 2001-2003
 - Appointed Member, Bioterrorism Learning Module Task Force, 2001-2003
- American College of Osteopathic Internists (ACOI), Bethesda, Maryland
 - Appointed Chair, Governance Committee, 2006-present
 - Elected Secretary-Treasurer, 2006-2007
 - Appointed Member, Nominating Committee, 2004
 - Appointed Chair, Nominating Committee, 2003
 - Appointed Chair, Task Force on ACGME-trained Osteopathic Residents and Internists, 2003-2006
 - Elected Member, Board of Directors, 1999-present
 - Appointed Member, 2006 66th Annual ACOI Convention Program Committee
 - Appointed Chair, AOA 2005 Unity Conference/65th Annual ACOI Convention Program Committee

- Appointed Vice-Chair, 2004 64th Annual ACOI Convention Program Committee
 - Appointed Official Liaison to the Board of Regents of the American College of Physicians, 2002-present
 - Facilitated approval by the American College of Physicians of Board Certification by the American Osteopathic Board of Internal Medicine (AOBIM) as equivalent to Board Certification by the American Board of Internal Medicine (ABIM), 2003
 - Appointed Chair, Military Physician Liaison Committee, 2002-2006
 - Appointed Chair, Communications Committee, 2001-2006
 - Appointed Member, Ad Hoc Committee on AOA/ACGME Collaboration, 2003-2006
 - Appointed Member, Nominating Committee, 2001
 - Appointed Board Representative, Ad Hoc Committee on Resident Recruitment, 2001-2002
 - Appointed Member, Young Internists' Committee, 1999-2006
 - Faculty Adviser, Student Osteopathic Internal Medicine Association - New York (SOIMA-NY), 1997-2006
- American College of Osteopathic Internists (ACOI), New York Chapter, Old Westbury, N.Y.
 - Elected Founding President, 1998-present
 - Chair, Sixth Annual Meeting and Conference of the NY State Chapter, Woodbury, N.Y., 2003
 - Symposium Moderator, Update in Cardiology 2003
 - Chair, Fifth Annual Meeting and Conference of the NY State Chapter, Woodbury, N.Y., 2002
 - Symposium Moderator, Update on Antibiotic Resistance 2002
 - Chair, Fourth Annual Meeting and Conference of the NY State Chapter, Woodbury, N.Y., 2001
 - Symposium Moderator, Advances in Emergency Medicine 2001
 - Chair, Third Annual Meeting and Conference of the NY State Chapter, Woodbury, N.Y., 2000
 - Symposium Moderator, Advances in Internal Medicine 2000
 - Chair, Second Annual Meeting and Conference of the NY State Chapter, Woodbury, N.Y., 1999
 - Symposium Moderator, Advances in Pulmonary Medicine 1999
 - Chair, First Annual Meeting and Conference of the NY State Chapter, Westbury, N.Y., 1998
 - Symposium Moderator, Advances in Cardiovascular Medicine 1998
- American College of Physicians (ACP), Philadelphia, PA
 - Recipient, Laureate Award, April, 2005
 - Invited Guest, Opening Ceremony, 2004 Annual Session, New Orleans, Louisiana, April, 2004
 - Invited Guest, Opening Ceremony, 2003 Annual Session, San Diego, California, April, 2003
 - Liaison to the Board of Directors of the American College of Osteopathic Internists (ACOI), 2002-2004
 - Facilitated approval by the American College of Physicians (ACP) of Board Certification by the American Osteopathic Board of Internal Medicine (AOBIM) as equivalent to Board Certification by the American Board of Internal Medicine (ABIM), 2003
 - Appointed Lecturer, Annual New York Internal Medicine Board Review Course, 1997-2000
- American College of Physicians (ACP), New York Chapter, Albany, N.Y.
 - Appointed Chair, Health and Public Policy Committee, 2006-present
 - Appointed Member, Distinguished Leadership Advisory Group, 2004-present
 - Appointed Member, Reference Committee, Annual Health and Public Policy Conference, 2003
 - Appointed Chair, Legislation and Governmental Affairs Committee, 2002-2006
 - Appointed Chair, Peer Review Committee, 2001-2006
 - Appointed Member, District and Regional Relations Committee, 2000-present
 - Appointed President, Nassau County West District, 2000-present
 - Appointed Transitional Councilor and Board Member, 2000-2002
 - Appointed Member, Nassau County East District Nominating Committee, 2001-2002
 - Appointed Member, Downstate II Nominating Committee, 1998-99

- Appointed Member, Health and Public Policy Committee, 2000-present
- Appointed Member, Legislation and Governmental Affairs Committee, 1999-present
- Appointed Member, Associates Committee, 1997-2002
- Appointed Judge, Annual Associates' Research Abstract and Poster Competition, 1997-present
- Participant, Annual Legislative Day in Albany (2000, 2003, 2004, 2006) and in Washington, D.C. (2002, 2006)

- American Medical Association (AMA), Chicago, Illinois
 - Invited Guest, 1998 National Leadership Conference, Washington, D.C.
 - Invited Guest, 1996 Residents' Section 20th Annual Interim Meeting, Atlanta, Georgia

- American Medical Student Association (AMSA), Reston, Virginia
 - Faculty Adviser, New York College of Osteopathic Medicine Chapter, 1998-2004

- American Osteopathic Association (AOA), Chicago, Illinois
 - Appointed Member, Advisory Committee of the Osteopathic Graduate Medical Education Development Initiative, 2006-present
 - Appointed Chair, Committee on College Accreditation Training (CCAT) of the Commission on Osteopathic College Accreditation (COCA), 2006-present
 - Appointed Member, GME Program and Trainee Review Council (PTRC), 2006-present
 - Appointed Chair, Accreditation Standards Review Committee of the Commission on Osteopathic College Accreditation (COCA), 2006-2007
 - Led effort to update the American Osteopathic Association's *Standards and Procedures for the Accreditation of Colleges of Osteopathic Medicine*, May, 2006 - present
 - Working with Kenneth Veit, D.O. and Susan Sweet, authored specific core competency requirements for accreditation of colleges of osteopathic medicine

 - Appointed Program Chair, 2006 College Accreditation Evaluators Training Workshop
 - Appointed Member, Committee on College Accreditation Training (CCAT), 2005-present
 - Peer Reviewer, *Journal of the American Osteopathic Association*, 2005-present
 - Clinical Education Evaluator for Osteopathic College Accreditation, 2005-present
 - Appointed Member, Commission on Osteopathic College Accreditation (COCA), 2004-present
 - Appointed Member, Council on Predoctoral Education (CPE), 2002-2004
 - Elected Chair, Joint Committee of the Council on Predoctoral Education (CPE) and the Bureau of Professional Education (BPE), 2002-2003
 - Led effort to overhaul, update and comprehensively revise the American Osteopathic Association's *Standards and Procedures for the Accreditation of Colleges of Osteopathic Medicine*, November, 2002 - April, 2003
 - Appointed Member, Task Force on Bioterrorism, 2001-2003

- American Society of Internal Medicine (merged with American College of Physicians in 1998), Wash., D.C.
 - Appointed Alternate New York State Delegate, 1997 House of Delegates, Washington, D.C.
 - Appointed New York State Delegate, 1996 House of Delegates, Chicago, Illinois

- Association of Osteopathic Directors and Medical Educators (AODME), Chevy Chase, Md
 - Appointed Member, Internship Evaluation Committee, 2006-present
 - Appointed Member, Program/Education Committee, 2003-2004, 2006-present
 - Elected Treasurer, 2003-2004
 - Appointed Member, Membership Committee, 2003-2004
 - Appointed Chair, Finance Committee, 2003-2004
 - Elected Member, Board of Trustees, Region I, 2001-2003

- Appointed Member, Task Force on Membership Applications, 2003
- Appointed Member, Bylaws Committee, 2003-2004
- Appointed Member, Education Committee, 2001-2004
- Appointed Member, Awards Committee, 2001-2004
- Appointed Member, Task Force on Physician Workforce Issues, 1999-2000

- Long Island Science and Engineering Fair, Plainview, N.Y.
 - Appointed Judge for Annual High School Competition, 2006

- Medical Liability Mutual Insurance Company (MLMIC), New York, N.Y.
 - Appointed Member and Representative of the American College of Physicians to the Primary Care Subcommittee, 2001-2005

- Medical Society of the State of New York (MSSNY), Lake Success, N.Y.
 - Appointed Member, Committee to Review Insurer Risk Management Courses, 2003-2004
 - Appointed Member, Committee on Medical Schools and Graduate Medical Education, 1999-present

- Multifaith Forum of Long Island, N.Y. (Sponsored by the Long Island Council of Churches)
 - Appointed Board Member, 2000-2007
 - Appointed Member, Building Bridges Program, 1999-present
 - Appointed Member, Education Committee, 1999-2003

- Nassau County Medical Society (NCMS), Garden City, N.Y.
 - Elected Member, Executive Committee, 2002-2003

- Nassau Society of Internal Medicine (NSIM), Mineola, N.Y. (merged with the Nassau East and West Districts of the New York State Chapter of the American College of Physicians in 2000)
 - Elected President, 1999-2000
 - Elected Vice President, 1998-99
 - Elected Secretary, 1997-98
 - Elected Member, Board of Directors, 1996-98
 - Appointed Resident Member, 1994-96

- New York College of Osteopathic Medicine (NYCOM) Alumni Association
 - Elected Member, Board of Directors, 1995-2002
 - Program Chair, 2nd Annual CME Symposium, New York, N.Y., October, 2000
 - Program Chair, 1st Annual CME Symposium, New York, N.Y., October, 1999
 - Elected President, 1998-2000
 - Elected Secretary, Board of Directors, 1995-98
 - Established Annual Alumni Career Day on NYCOM Campus, April, 1998

- New York State Osteopathic Medical Society (NYSOMS), Albany, N.Y.
 - Appointed Judge, Annual Residents Research Poster Competition, 2006
 - Appointed Member, Scholarship Committee, 2002-present

- New York State Society of Internal Medicine, Albany, N.Y. (merged with the New York Chapter of the American College of Physicians in 2000)
 - Elected Member, Board of Directors, 1996-2000
 - Appointed Reference Committee Member, 43rd Assembly of Delegates, February, 1999
 - Appointed Member, Postgraduate Education Committee, 1996-2000
 - Invited Guest, NYSSIM-ASIM Leadership Conference, Roslyn, N.Y., 1996

- Elected President, Resident Physicians' Section, 1995-96
 - Established monthly residents' board teleconference meetings
 - Founded residents' newsletter, The NYSSIM Resident
 - Established Annual Residents' Research Poster Competition
 - Established liaison with the AMA Resident Physicians' Section
 - Designed first survey of New York Internal Medicine Resident Members
 - Developed first Residents' Handbook for Annual RPS Meetings
 - Spoke at area hospitals and medical centers to recruit resident members
 - Invited Guest, 20th Annual Liaison Committee Meeting, New York University, New York, N.Y., 1996
- Appointed Chief Coordinator, 1st Annual NYSSIM Residents' Research Competition, 1996
- Appointed Nassau County Delegate, Assembly of Delegates, New York, N.Y., 1995-99
- Elected Founding Member-at-Large, Resident Physicians' Section, 1994-95

- New York College of Osteopathic Medicine (NYCOM) of New York Institute of Technology
 - Elected Member, Public Relations Committee, Student Council, 1989-90

- Office of the Professions, New York State Education Department
 - Appointed Physician Member, State Board for Chiropractic, 2004-present
 - Appointed Chair, Public Information Committee, 2005-present

- South Asian Club of the New York College of Osteopathic Medicine of New York Institute of Technology
 - Faculty Adviser, 2002-2003

- Undergraduate American Academy of Osteopathy (UAAO), Indianapolis, Indiana
 - Appointed New York Delegate, 1989 Annual Convocation, Phoenix, Arizona

Broadcast and Print Journalism Experience

- Clinical Academia, the official quarterly newsletter of the Department of Medicine, Circulation: 800
New York College of Osteopathic Medicine of N.Y. Institute of Technology, Old Westbury, N.Y.
-Founding Editor-in-Chief, Fall, 2002-present

- Third World, New York, N.Y.
Third World Broadcasting Network, WNJU-TV, Linden, New Jersey
Weekly Cable and TV Distribution: 7,117,000
-News Anchorman and Editor, October, 1986-June, 1996
-United Nations Correspondent, October, 1986-July, 1994

- The NYSSIM Resident, the official newsletter of the New York State Society of
Internal Medicine's Resident Physician's Section, New York, N.Y., Circulation: 1,000
-Founding Editor-in-Chief, May, 1996-December, 1997

- The Washington Square News, the official student newspaper of New York University, New York, N.Y.
Fortnightly Circulation: 8,000
-News Reporter, July, 1983-October, 1989

- The Midwood Argus, the official newspaper of Midwood High School, Brooklyn, N.Y.
Monthly Circulation: 550
-Editorial Editor, September, 1981-June, 1982

Awards and Honors

- Elected to Fellowship, Association of Osteopathic Directors and Medical Educators, Chicago, Illinois, 2007
- Selected as one of five finalists, out of 158 physician nominees, of the 2006 American Osteopathic Association Mentor of the Year Award at the 111th Annual Meeting and Convention of the AOA, October 17, 2006
- Inducted into the American Osteopathic Association's Mentor Hall of Fame, October 17, 2006
- Selected as a Nominee of the American Osteopathic Association and the American College of Osteopathic Internists for Appointment to the United States Preventive Services Task Force, July 28, 2006
- Recipient, *Certificate of Appreciation* from the New York College of Osteopathic Medicine of N.Y. Institute of Technology for Participation in *Med Prep 2006*, a program to recruit and prepare underrepresented minorities for a career in osteopathic medicine, Old Westbury, N.Y., June 30, 2006
- Selected to serve as Master of Ceremonies, Assumption of Command Ceremony for Colonel L. Josephine Almonte, 514th Aeromedical Staging Squadron, 514th Air Mobility Command, McGuire Air Force Base, Wrightstown, New Jersey, June 17, 2006
- Recipient, Certificate of Appreciation from the Department of Osteopathic Manipulative Medicine of the New York College of Osteopathic Medicine of N.Y. Institute of Technology for *Service and Contributions to the Department of OMM*, Old Westbury, N.Y., May, 2006
- Recipient of *Laureate Award*, American College of Physicians, Philadelphia, PA, April, 2005
- Listed in the Consumers' Research Council of America's Guide to America's Top Physicians, 2004-2005 edition, Washington, D.C.
- Awarded *UnitedHealth Performance* designation by UnitedHealthcare Insurance for claims data demonstrating a "clinical practice that is consistent with evidence-based standards and efficiency criteria," January 31, 2005
- Recipient, *Certificate of Appreciation for Outstanding Commitment and Dedication to NYU's Student Population through the Mentor Network Program*, New York University Office of Career Services, January, 2005
- Nominated by the New York Chapter of the American College of Physicians for the *2005 Walter J. McDonald Award for Young Physicians* of the American College of Physicians, Philadelphia, Pennsylvania
- Listed in the Consumers' Research Council of America's Guide to America's Top Physicians, 2003-2004 edition, Washington, D.C.
- Listed in Who's Who in American Education, 2004 edition, Marquis Publications, Inc., New Providence, N.J.
- Recipient, First Annual *New York College of Osteopathic Medicine Standard of Excellence Award*, Old Westbury, N.Y., August, 2003
- Received Formal Commendation for Work and Effort as Chair of the Department of Medicine at the New York College of Osteopathic Medicine from the Inspection Team of the American Osteopathic Association during a Full Accreditation Site Inspection of NYCOM, November, 2001

- Recipient, *Plaque of Recognition* for Five Years of Outstanding Dedication and Service to the Interns and Residents of Long Beach Medical Center, June, 2001
- Nominated for *Attending of the Year Award*, Long Beach Medical Center, N.Y., 2001
- Listed in Who's Who in Finance and Industry, 2001 Edition, Marquis Publications, Inc., New Providence, N.J.
- Nominated for *Attending of the Year Award*, Long Beach Medical Center, N.Y., 2000
- Elected to Fellowship, Royal Society of Medicine, London, United Kingdom, 1999
- Elected to Fellowship, Nassau Academy of Medicine, New York, 1999
- Nominated for *Attending of the Year Award*, Long Beach Medical Center, N.Y., 1999
- Recipient, *Plaque of Recognition for Service with Distinction*, the Board of Directors, New York State Society of Internal Medicine, New York, N.Y., February, 1999
- Elected to Fellowship, American College of Physicians, Philadelphia, PA, 1999
- Listed in Who's Who in America, 1999-present, Marquis Publications, Inc., New Providence, N.J.
- Listed in Who's Who in Medicine and Healthcare, 1999-present, Marquis Publications, Inc., New Providence, N.J.
- Nominated for *Attending of the Year Award*, Long Beach Medical Center, N.Y., 1998
- Listed in Dictionary of International Biography, 1998, 26th Edition, International Biographical Centre, Cambridge, England
- Listed in Who's Who in Science and Engineering, 1998-present, Marquis Publications, Inc., New Providence, N.J.
- Listed in Who's Who in the World, 1998-present, Marquis Publications, Inc., New Providence, N.J.
- Nominated for *Attending of the Year Award*, Long Beach Medical Center, N.Y., 1997
- Selected as New York State's Appointed Nominee for the American Society of Internal Medicine's *1997 Young Internist of the Year Award*
- Listed in Who's Who in the East, 1997-present, Marquis Publications, Inc., New Providence, N.J.
- Recipient, *Plaque of Recognition for Service with Distinction* as President of the Resident Physicians Section of the New York State Society of Internal Medicine, 1996
- Recipient, *Letter of Commendation for Excellence in Teaching*, Department of Medicine, Winthrop-University Hospital, Mineola, New York, September, 1995
- Recipient, 1995 *Janssen Pharmaceutica Clinical Scholarship*, September, 1995
- Recipient, *Letter of Commendation for Excellence in Teaching*, Department of Medicine, Winthrop-University

- Hospital, Mineola, New York, August, 1993
- Honor Student, New York College of Osteopathic Medicine of New York Institute of Technology, N.Y., 1988-89
 - Recognized as *Outstanding Undergraduate Student in Italian*, Department of French and Italian, New York University, New York, N.Y., May, 1986
 - Recipient, \$1,000 New York State Regents Scholarship for College, May, 1982
 - Recipient, *Parent Teachers Association (PTA) Gold Medal for Outstanding Service to the School*, Midwood High School at Brooklyn College, June, 1982
 - Listed in Who's Who Among American High School Students, 1981-82, 16th edition, Educational Publications, Inc.
 - Winner, *59th Annual New York City Fire Department's Fire Prevention Essay Competition*, 1979

Undergraduate and Graduate Medical Education Initiatives at NYCOM

- Developed, working with the Associate Dean for Clinical Education and the Associate Dean for Postdoctoral Education, an affiliation agreement with Victory Memorial Hospital, Brooklyn, New York, a Clinical Affiliate of Maimonides Medical Center, Brooklyn, New York, to permit NYCOM students to complete clerkship rotations in Family Practice and Obstetrics-Gynecology. Winter, 2006.
- Wrote course syllabi and led effort to enable participants in the American Osteopathic Association's Health Policy Fellowship (HPF) Program and Training in Policy Studies (TIPS) Program to receive graduate academic credit through the New York College of Osteopathic Medicine of N.Y. Institute of Technology for health policy lectures, presentations and research seminars. July-August, 2006
- Supervised the development of an online Medicine Clerkship tutorial and orientation program, including a self-assessment exercise, for Third Year Osteopathic Medical Students. April, 2006-July, 2006
- Planned, coordinated and executed a Professionalism Advancement in Curriculum and Education (PACE) initiative at the New York College of Osteopathic Medicine of NYIT to promote and advance a culture of Medical Professionalism among the faculty, students and staff. December, 2005-August, 2006
- Developed, working with the Dean and several Associate/Assistant Deans and Department Chairs, standardized criteria for all Course Syllabi, a change in the curriculum schedule away from five-week blocks to a three-term academic year for each of the first and second years of the curriculum, and a process by which the Office of Pre-Clinical Education returns all examination questions to students once exams are administered. Winter, 2004-Spring, 2005
- Developed, working with the Associate Dean for Clinical Education, affiliation agreements with Overlook Hospital, Summit, New Jersey, a Clinical Affiliate of the University of Medicine and Dentistry of New Jersey, and the North Shore University Hospital-Plainview, Plainview, New York, an academic campus of the New York University School of Medicine, to permit NYCOM students to complete clerkship rotations in Medicine and

its Specialties. Spring, 2004

- Developed, working with the Associate Dean for Academic Affairs and the Dean and Provost, a process and means by which to integrate and streamline basic and clinical science courses taught throughout the first and second years of undergraduate medical education at the New York College of Osteopathic Medicine. Summer, 2003
- Developed, working with the Associate Dean for Clinical Education, affiliation agreements with Danbury Hospital, Danbury, Connecticut, an affiliate of Yale University School of Medicine, and the Mary Imogene Bassett Hospital, Cooperstown, New York, an affiliate of Columbia University College of Physicians and Surgeons, to permit NYCOM students to complete clerkship rotations in Medicine and its Specialties. Winter, 2002
- Developed, working with the Associate Deans for Academic Affairs, Pre-Clinical Medical Education, and Curriculum Development, a Protocol for the Integration of 2nd-year Lectures and Labs with Pathology. May, 2002
- Developed and created a new required course in Health Policy for all second year medical students at the New York College of Osteopathic Medicine. June, 2001
- Developed and created a new required course in Complementary Medicine for all second year medical students at the New York College of Osteopathic Medicine. June, 2001
- Managed a reorganization of the Departments of Medicine and Public Health, integrating lecture material in courses within each department into a vertical, organ systems-based curriculum. July, 2001
- Assumed responsibility for development, integration and distribution of the Second Year Curriculum Journal, arranging dates and times for all second year lectures, seminars, and laboratories. June, 2001-June, 2005
- Implemented a substantive change in curriculum timing for the Second Academic Year by having all lectures and laboratories delivered in five-week blocks with each block followed by a week of examinations. August, 2001

Graduate Medical Education Initiatives at Long Beach Medical Center

- Developed a marketing plan for the Long Beach Rehabilitation and Fitness Pavilion, a center affiliated with Long Beach Medical Center. March, 2000.

- Developed an organizational behavior analysis of the utilization of preventive medicine screening components of the inpatient physical examination by attending physicians at Long Beach Medical Center. October, 1999.
- Conducted a process flow operations management analysis of the activities of the Triage Nurse in the Emergency Department, Long Beach Medical Center. September, 1999.
- Established an arrangement allowing interns and residents from Long Beach Medical Center to complete their Obstetrics and Gynecology training at Mercy Medical Center, Rockville Centre, N.Y. August, 1999.
- Revised the hospital's Family Practice Residency Handbook. Long Beach Medical Center. May, 1999.
- Established the Long Beach Review, a twice annual house staff newsletter for alumni of Long Beach Medical Center's postgraduate training programs. April, 1999.
- Developed, in cooperation with the Emergency Department, a formal Protocol for Admissions to the Faculty and Medical Teaching Services for the benefit of nurses, students, interns, residents and attending physicians. Long Beach Medical Center. September, 1998.
- Developed a formal Protocol for Pharmaceutical Sample Solicitation, Storage and Dispensing in the Family Care Center. Long Beach Medical Center. August, 1998.
- Worked with Harvey Aegjs, M.D., FAAP, Director of Graduate Medical Education at North Shore University Hospital, Manhasset, N.Y., to establish an arrangement whereby interns and residents complete their Pediatrics training at North Shore. Long Beach Medical Center. May, 1998.
- Established an arrangement allowing medical students from Ross University School of Medicine in Dominica, West Indies, to train at the hospital. Long Beach Medical Center. April, 1998.
- Successfully petitioned the American Osteopathic Association and the New York College of Osteopathic Medicine Educational Consortium to increase the number of approved Family Practice residency positions from 12 to 14. Long Beach Medical Center. November, 1997.
- Established departmental self-assessment exercises, a monthly examination for interns and residents based on material culled from the Medical Knowledge Self-Assessment Program (MKSAP) of the American College of Physicians. Long Beach Medical Center. September, 1997.
- Worked with David Westring, M.D., Director of Academic Affairs at Nassau County Medical Center, East Meadow, N.Y., to establish an arrangement whereby interns and residents may rotate electively through the Department of Orthopedics and the Division of Infectious Disease of the Department of Medicine at Nassau County Medical Center. Long Beach Medical Center. August, 1997.
- Developed a formal Procedures' Credentialing Protocol, approved by the Medical Board, for medical students, interns and residents to complete during training. Long Beach Medical Center. July, 1997.
- Established and developed an Emergency Back-Up Schedule for Medicine On-Call duties for interns and residents. Long Beach Medical Center. July, 1997.
- Established a monthly Clinical Skills Evaluation, an assessment of interns' physical diagnosis skills by faculty

attending physicians. Long Beach Medical Center. July, 1997.

- Worked with Akram Boutros, M.D., Vice President for Medical Affairs at South Nassau Communities Hospital in Oceanside, N.Y., to establish an arrangement whereby interns and residents may train through the Departments of Obstetrics-Gynecology and Urology at South Nassau Communities Hospital. Long Beach Medical Center. July, 1997.
- Established an Annual Residents' Teaching Workshop for house staff about to begin residency training. Long Beach Medical Center. May, 1997.
- Established a Library Committee to oversee the medical library's operations and to assess the ongoing medical education needs of the hospital. Long Beach Medical Center. January, 1997.

Community Activities

- Helped set up organizational structure - bylaws, mission statement, and long-term plans -
for the Multi-Faith Forum of Long Island, New York, 2000-2004

- Physician Consultant, Long Beach Medical Center Health Fair, Long Beach, N.Y., 1996-1998
- Physician Supervisor, Influenza Vaccination for 1,039 Senior Citizens for the Nassau County Department of Health at Clinton Martin Park, New Hyde Park, N.Y., October 3, 1995
- Chief Coordinator, food collection program for The Salvation Army at the New York College of Osteopathic Medicine in Old Westbury, N.Y., January, 1989
- Volunteer, Blood Pressure and Cholesterol Screening Program at the New York College of Osteopathic Medicine in Old Westbury, N.Y., September 27, 1988
- Organizer, Softball Game between the Student Osteopathic Medical Association and Radio Station WDRE-FM, with proceeds going to the Special Olympics, September 24, 1988

Computer Skills

- Languages: Basic
- Programs: WordPerfect for Windows, Microsoft Word, Harvard Graphics, Microsoft PowerPoint, Microsoft Excel

Invited Lectures and Presentations

- Chaudhry HJ. Physician Workforce in the United States: A Cup Definitely Not Full. Lecture. Health Policy Fellowship Program of the American Osteopathic Association. Phoenix, Arizona. February 10, 2007.
- Chaudhry HJ. Changes in the Osteopathic Rotating Internship: Implications for Program Directors. Lecture. New York College of Osteopathic Medicine Education Consortium's Education Committee. Old Westbury, N.Y. January 30, 2007.

- Chaudhry HJ. Problem-Based Learning: The Heart Examination. Lecture and Laboratory. Doctor-Patient Continuum (DPC) Program Clinical Skills I Course. New York College of Osteopathic Medicine of NYIT, Old Westbury, N.Y. December 7, 2006.
- Chaudhry HJ. Transition into Professional Life Career Panel. Discussion. New York University. New York, N.Y. November 30, 2006.
- Chaudhry HJ. Professionalism at Site Visits. Lecture and Discussion. 2006 American Osteopathic Association College Accreditation Evaluators Training Workshop. Scottsdale, Arizona. November 11, 2006.
- Chaudhry HJ. Health Policy 101: Who Pays for Health Care? Lecture. Health Policy Fellowship Program of the American Osteopathic Association. Old Westbury, N.Y. August 23, 2006.
- Chaudhry HJ. Evidence-Based Complementary Medicine. Lecture. Atlantic Regional Osteopathic Convention. Atlantic City, New Jersey. April 6, 2006.
- Chaudhry HJ. Update on Bioterrorism: Smallpox, Botulism and Anthrax. Eastern Regional Osteopathic Convention. Garden City, N.Y. April 1, 2006.
- Chaudhry HJ. Trends in Health Care Spending. Lecture. Health Policy Fellowship Program of the American Osteopathic Association. Old Westbury, N.Y. August 19, 2005.
- Chaudhry HJ. Update on Physician Workforce Issues. Lecture. Training in Policy Studies (TIPS) Program. Downers Grove, Illinois. June 4, 2005.
- Moorman GL, Chaudhry HJ, and K. Nichols. Panel Discussion and Presentation. Passing the Boards: The DME's Responsibility in Helping Trainees Pass the Boards. 31st Annual Meeting of the Association of Osteopathic Directors and Medical Educators. Tucson, Arizona. May 14, 2005.
- Chaudhry HJ. Osteopathic Manipulative Medicine for the Cardiopulmonary Patient. Presentation. Osteopathic Manipulative Medicine 2005: From Theory to Practice. New York College of Osteopathic Medicine Education Consortium, Old Westbury, New York. March 12, 2005.
- Chaudhry HJ. Careers in Internal Medicine. Lecture. Nova University College of Osteopathic Medicine, Ft. Lauderdale, Florida. March 11, 2005.
- Chaudhry HJ. Appropriateness of Antibiotic Therapy and Antibiotic Resistance. Lecture. Queens-Long Island Medical Group, Garden City, New York. March 6, 2005
- Chaudhry HJ. Evidence-Based Complementary Medicine. Lecture. Touro University College of Osteopathic Medicine, Vallejo, California. February 28, 2005
- Chaudhry HJ. Complementary Medicine: Friend or Foe? Grand Rounds. Department of Medicine, Overlook Hospital, Summit, New Jersey. February 11, 2005
- Chaudhry HJ. Physician Supply and Distribution: Too Few or Too Many? Lecture. American Osteopathic Association Health Policy Fellowship Program. Glendale, Arizona. February 4, 2005
- Chaudhry HJ, Lambert L. Healthcare Advocacy Update, 2005. Presentation to the New York Chapter of the American College of Physicians' Health and Public Policy Committee. Brooklyn, New York. January 28, 2005.

- Chaudhry HJ. Bioterrorism. Lecture. Health Conference of the American Association of University Women. Old Westbury, N.Y. September 10, 2004
- Chaudhry HJ. Heart Disease and Hypertension. Breakout Session. Health Conference of the American Association of University Women. Old Westbury, N.Y. September 10, 2004
- Chaudhry HJ. Osteopathic Manipulative Medicine in the Management of Pneumonia. Lecture. American College of Osteopathic Internists' Annual Convention and Scientific Session. Montreal, Canada. September 20, 2003
- Chaudhry HJ. Osteopathic Manipulative Medicine in the Cardiac Patient. Lecture. American College of Osteopathic Internists' Annual Convention and Scientific Session. Montreal, Canada. September 19, 2003
- Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians' Annual New York Internal Medicine Board Review Course. New York, N.Y. July 20, 2003.
- Chaudhry HJ. Academic Issues in Bioterrorism Education. Lecture. Osteopathic Heritage Health Policy Fellowship Program. New York Institute of Technology, Old Westbury, New York, June 6, 2003.
- Chaudhry HJ. Osteopathic Care of the Cardiac Patient. Lecture. American Academy of Osteopathy Annual Convocation, Ottawa, Canada. March 21, 2003.
- Chaudhry HJ. Antibiotic Update: New Trends and Treatments in the Era of Resistance. Grand Rounds. Jamaica Hospital Medical Center, Jamaica, New York. March 6, 2003.
- Chaudhry HJ. Update on Bioterrorism: The Smallpox Threat. Lecture. University of Medicine and Dentistry of New Jersey - School of Osteopathic Medicine, Stratford, New Jersey. March 4, 2003.
- Chaudhry HJ, Kuchinski J. HIPAA and EMTALA. Presentation and Discussion. Teleconference. Training in Policy Studies (TIPS) Program. January 28, 2003.
- Chaudhry HJ. The Adolescent and Young Adult Periodic Exam. Lecture. Long Beach Medical Center, Long Beach, N.Y. August 1, 2002
- Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians-American Society of Internal Medicine's Annual New York Internal Medicine Board Review Course. New York, N.Y. July 14, 2002.
- Chaudhry HJ. Communication in the Patient Encounter. Lecture. Long Beach Medical Center, Long Beach, N.Y. July 11, 2002
- Chaudhry HJ. Medical Education Balanced Scorecard. Moderator. Joint Conference of

the Community

- Hospital Medical Education Alliance and the Association of Osteopathic Directors and Medical Educators. Washington, D.C. May 3, 2002.

- Chaudhry HJ. Advances in Medical Education: Health Policy. Lecture. Joint Conference of the Community Hospital Medical Education Alliance and the Association of Osteopathic Directors and Medical Educators. Washington, D.C. May 2, 2002.

- Chaudhry HJ. Summary of the Day. Commentary. Osteopathic Heritage Health Policy Fellowship Program. New York Institute of Technology. New York, N.Y. January 12, 2002.

- Chaudhry HJ. Update in Cardiovascular Medicine: Risk Factors, Hypertension and Congestive Heart Failure. Lecture. Long Beach Medical Center, Long Beach, N.Y. August 13, 2001.

- Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians-American Society of Internal Medicine's Annual New York Internal Medicine Board Review Course. New York, N.Y. July 15, 2001.

- Chaudhry HJ. Blood Transfusions and Anaphylaxis. Lecture. McGuire Air Force Base, Wrightstown, New Jersey. June 3, 2001.

- Chaudhry HJ. Anthrax Vaccine Immunization Program. Lecture. McGuire Air Force Base, Wrightstown, New Jersey. July 23, 2000.

- Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians-American Society of Internal Medicine's Annual New York Internal Medicine Board Review Course. New York, N.Y. July 16, 2000.

- Chaudhry HJ. Management of Shock. Lecture. McGuire Air Force Base, Wrightstown, New Jersey. May 21, 2000.

- Chaudhry HJ. Immunization and Infection Control. Lecture. McGuire Air Force Base, Wrightstown, New Jersey. March 12, 2000.

- Chaudhry HJ. The Medical School Admissions Process. Lecture. Brooklyn College Chapter of the American Medical Student Association. Brooklyn, N.Y. October 20, 1999.

- Chaudhry HJ. Medical Student Participation in Organized Medicine. Lecture. New York College of Osteopathic Medicine Chapter of the American Medical Student Association. New York College of Osteopathic Medicine. Old Westbury, N.Y. September 29, 1999.

- Chaudhry HJ. An Osteopathic Approach to the Cardiac Patient. Lecture and Workshop. Advances in Primary Care Medicine. First Annual CME Symposium of the New York College of Osteopathic Medicine Alumni Association. Lincoln Center for the Performing Arts. New York, N.Y. September 25, 1999.

- Chaudhry HJ. Careers in Internal Medicine. Lecture. The Student Osteopathic Internal Medicine Club. New York College of Osteopathic Medicine. Old Westbury, N.Y. September 23, 1999.

- Chaudhry HJ. Alumni Association President's Address. Lecture. Class of 2003 White Coat Ceremony. New York College of Osteopathic Medicine. Old Westbury, N.Y. August 27, 1999.

- Chaudhry HJ. Controversies in Lung Cancer Screening. Lecture. American College of Osteopathic

- Internists. New York State Regional Chapter Annual Meeting. Woodbury, N.Y. August 24, 1999.
- Chaudhry HJ. Alumni Association President's Address. Lecture. Class of 2003 Orientation. New York College of Osteopathic Medicine. Old Westbury, N.Y. August 24, 1999.
 - Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians-American Society of Internal Medicine's Annual New York Internal Medicine Board Review Course. New York, N.Y. July 11, 1999.
 - Chaudhry HJ. Alumni Association President's Address. New York College of Osteopathic Medicine Education Consortium Annual Graduation. Old Westbury, N.Y. June 10, 1999.
 - Chaudhry HJ. Alumni Association President's Address. Nineteenth Annual Commencement of the New York College of Osteopathic Medicine. Old Westbury, N.Y. May 24, 1999.
 - Chaudhry HJ. Anatomical Basis of Surgical Diagnosis: the Abdomen. Lecture. Surgery Grand Rounds. Long Beach Medical Center. Long Beach, N.Y. May 18, 1999.
 - Chaudhry HJ. Update on the Management of Hyperlipidemias. Lecture. New York State Chapter of the American College of Osteopathic Family Practitioners. Uniondale, N.Y. March 28, 1999.
 - Chaudhry HJ. The Physical Exam: Vital Signs. Lecture. New York College of Osteopathic Medicine. Old Westbury, N.Y. March 25, 1999.
 - Chaudhry HJ. Medicine as a Career. Lecture. Future Physicians Club. Long Beach Medical Center, Long Beach, N.Y. February 9, 1999.
 - Chaudhry HJ. Clinical and Osteopathic Correlations of the Lower Extremities. Lecture. New York College of Osteopathic Medicine. Old Westbury, N.Y. February 9, 1999.
 - Chaudhry HJ. Clinical and Osteopathic Correlations of the Abdomen. Lecture. New York College of Osteopathic Medicine. Old Westbury, N.Y. January 12, 1999.
 - Chaudhry HJ. Careers in Osteopathic Medicine. Lecture. Student Osteopathic Medical Association at New York University. New York, N.Y. September 28, 1998.
 - Chaudhry HJ. 1998 Immunization Update. Lecture. Grand Rounds. Long Beach Medical Center, Long Beach, N.Y. September 18, 1998.
 - Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians' Annual New York Internal Medicine Board Review. New York, N.Y. July 12, 1998.
 - Chaudhry HJ. Immunization Update. Lecture. Eastern Regional Osteopathic Conference (EROC). Old Greenwich, CT. April 23, 1998.
 - Chaudhry HJ. Careers in Internal Medicine. Lecture. Student Osteopathic Internal Medicine Association. New York College of Osteopathic Medicine, Old Westbury, N.Y. October 24, 1997.
 - Chaudhry HJ. How to Prepare for the Boards. Lecture. American College of Physicians' New York Internal Medicine Board Review Course. New York, N.Y. July 13, 1997.

- Chaudhry HJ. Careers in Medicine. Lecture. Long Beach High School, Long Beach, N.Y. April 15, 1997.
- Chaudhry HJ. Controversies in Women's Health. Lecture. Winthrop-University Hospital. Mineola, N.Y. April 10, 1997.
- Chaudhry HJ. Preventive Medicine Issues in Women's Health. Grand Rounds. Long Beach Medical Center, Long Beach, N.Y. January 31, 1997.
- Chaudhry HJ. The Chief Medical Resident: Problems, Innovations and Issues. Lecture. Association of Program Directors in Internal Medicine. New York Chapter Winter Meeting. New York Hospital-Medical Center of Queens. January 18, 1996.
- Chaudhry HJ. An Introduction to Osteopathic Medicine. Lecture. New York University Alumni Association Meeting. New York University, New York. March 2, 1993.
- Chaudhry HJ. Essentials of Neurophysiology. Lecture. Department of Neurological Surgery. St. Barnabas Hospital, Bronx, New York. July 31, 1991.
- Chaudhry HJ. Essentials of Neuroanatomy. Lecture. Department of Neurological Surgery. St. Barnabas Hospital, Bronx, New York. July 24, 1991.
- Chaudhry HJ. Group F beta-hemolytic Streptococcal Abscesses. Lecture. Long Island Infectious Diseases Society. Nassau County Medical Center, East Meadow, New York. April 9, 1991.
- Chaudhry HJ. Discrete cranial traits as indicators of ethnicity and as markers of central nervous system disorders. Lecture. Twenty-third Annual and First International Convention of the Islamic Medical Association of North America. Nerja, Spain. June 22, 1990.

Other Lectures and Presentations

- Chaudhry HJ. Update on the Management of Diabetic Ketoacidosis. Lecture. Long Beach Medical Center. Long Beach, N.Y. August 21, 2006.
- Chaudhry HJ. Recent Advances in the Management of Type 2 Diabetes Mellitus. Lecture. New York College of Osteopathic Medicine, Old Westbury, N.Y. March 25, 2003.
- Chaudhry HJ. Pulmonary Hypertension. Lecture. Long Beach Medical Center. Long Beach, N.Y. January 24, 2001.
- Chaudhry HJ. Osteopathic Manipulative Medicine for Facial Sinus Dysfunction. Lecture and Workshop. Long Beach Medical Center. Long Beach, N.Y. January 4, 2001.
- Chaudhry HJ. Chapman's Reflexes. Lecture and Workshop. Long Beach Medical Center. Long Beach, N.Y. December 21, 2000.
- Chaudhry HJ. Management of Proteinuria. Lecture. Long Beach Medical Center. Long Beach, N.Y. September 22, 1999.

- Chaudhry HJ. Critiquing the Medical Literature. Lecture. Long Beach Medical Center. Long Beach, N.Y. August 4, 1999.
- Chaudhry HJ. Update in Internal Medicine. Lecture. Long Beach Medical Center, Long Beach, N.Y. April 27, 1999.
- Chaudhry HJ. Internal Medicine Case: Renal Cell Carcinoma. Lecture. Long Beach Medical Center, Long Beach, N.Y. March 19, 1999.
- Chaudhry, HJ. Practice Management Issues. Lecture. Long Beach Medical Center, Long Beach, N.Y. February 1, 1999.
- Chaudhry HJ. Internal Medicine Case: Perforated Viscus. Long Beach Medical Center, Long Beach, N.Y. January 28, 1999.
- Chaudhry HJ. Internal Medicine Case: Hypokalemic Periodic Paralysis. Lecture. Long Beach Medical Center, Long Beach, N.Y. January 13, 1999.
- Chaudhry HJ. Evaluation of Proteinuria. Lecture. Long Beach Medical Center, Long Beach, N.Y. December 30, 1998.
- Chaudhry HJ. Welcome Address. First Annual Meeting and Conference of the New York State Chapter of the American College of Osteopathic Internists. Woodbury, N.Y. August 19, 1998.
- Chaudhry HJ. 1998 Update in Internal Medicine. Lecture. Long Beach Medical Center, Long Beach, N.Y. April 8, 1998.
- Chaudhry HJ. Internal Medicine Case: Bilateral Adrenal Hyperplasia. Lecture. Long Beach Medical Center, Long Beach, N.Y. February 3, 1998.
- Chaudhry HJ. Osteopathic Manipulative Medicine for Pneumonia. Workshop. Long Beach Medical Center, Long Beach, N.Y. January 5, 1998.
- Chaudhry HJ. Internal Medicine Case: Autoimmune Hemolytic Anemia. Lecture. Long Beach Medical Center, Long Beach, N.Y. June 23, 1997.
- Chaudhry HJ. Teaching Workshop for Interns and Residents. Long Beach Medical Center, Long Beach, N.Y. June 2, 1997.
- Chaudhry HJ. Internal Medicine Case: Abdominal Pain. Lecture. Long Beach Medical Center, Long Beach, N.Y. May 23, 1997.
- Chaudhry HJ. 1997 Update in Internal Medicine. Lecture. Long Beach Medical Center, Long Beach, N.Y. April 2, 1997.
- Chaudhry HJ. Osteopathic Manipulative Medicine: Thoracic Spine. Lecture. Long Beach Medical Center, Long Beach, N.Y. March 27, 1997.
- Chaudhry HJ. Interpreting Heart Sounds. Cardiology Conference. Long Beach Medical Center, Long Beach, N.Y. February 3, 1997.

- Chaudhry HJ. Congestive Heart Failure. Cardiology Conference. Long Beach Medical Center, Long Beach, N.Y. January 27, 1997
- Chaudhry HJ. Internal Medicine Case: Drug Overdoses and Toxic Ingestions. Lecture. Long Beach Medical Center. Long Beach, N.Y. January 24, 1997.
- Chaudhry HJ. Osteopathic Manipulative Medicine: Chapman's Reflexes. Lecture And Workshop. Long Beach Medical Center. Long Beach, N.Y. January 7, 1997.
- Chaudhry HJ. Internal Medicine Case: Hypertensive Emergencies. Lecture. Long Beach Medical Center, Long Beach, N.Y. December 27, 1996.
- Chaudhry HJ. An Introduction to Women's Health. Grand Rounds. Long Beach Medical Center. Long Beach, N.Y. December 5, 1996.
- Chaudhry HJ. Osteopathic Manipulative Medicine: The Cervical Spine. Lecture and Workshop. Long Beach Medical Center. Long Beach, N.Y. August 26, 1996.

Local and National Health Policy Initiatives

- Lead Author, "The Future of Primary Care: A Report on Primary Care Medicine in New York State," a report by the 12,000-member New York Chapter of the American College of Physicians released in November, 2006 and announced at a Press Conference in Albany, N.Y. with New York State Senator Kemp Hannon, Chairman of the New York State Senate Health Committee, and a representative of New York State Assemblyman Richard Gottfried, Chairman of the New York State Assembly Health Committee, in attendance to lend support. The report finds that only 17 of the 62 counties in New York State have the requisite 50% of physicians involved in Primary Care Medicine (defined as Internal Medicine, Family Practice and Pediatrics) and that 7 counties have more than 2,000 patients per single primary care provider, a grossly inadequate ratio akin to that found in some developing nations. The report speaks of an impending health care crisis in New York and calls for reimbursement schedules that value the traditional primary care office visit, more grants for primary care physician practices to improve their health information technology capabilities, more scholarships to promote careers in primary care medicine, and for medical schools and medical residency training programs to do more to improve the appeal and prestige of primary care medicine for their trainees.
- Principal Author, Resolution on Leadershape Project: Resolved, that a LEADERSHAPE PROJECT (Levels of Exercise Among Doctors Engaged in Routine and Special Healthcare Advocacy Programs and Efforts) be formally adopted and implemented by the New York Chapter of the American College of Physicians as a six-month effort involving all officers, councilors, district presidents, and committee chairs who will commit to an exercise routine minimally requiring 30 minute walks at least three times each week, as well as taking weekly heart rate measurements after 30 seconds of jogging in place, during the length of the project.
 - Adopted, New York State Chapter of the American College of Physicians, May, 2003
- Principal Author, Resolution on Herbal Supplements: Resolved, that the New York State Chapter of the American College of Physicians urge the ACP and, working with the Medical Society of the State of New York, the American Medical Association, to support warning labels on herbal supplements sold in the United States that are known in the medical literature to have harmful effects, and be it further Resolved, that the New York Chapter of the ACP urge the ACP to initiate an information program to educate both physicians and the public of the health dangers of certain herbal supplements.

- Adopted, New York State Chapter of the American College of Physicians, May, 2003
- Adopted, Medical Society of the State of New York House of Delegates Meeting, April, 2004

- Principal Author, Resolution on Funds for Cancer Prevalence Mapping in New York: Resolved, that the New York State Society of Internal Medicine ask the Medical Society of the State of New York to urge Governor George Pataki to support \$1 million in State funding as part of the 1999-2000 legislative budget to study links between cancer prevalence and environmental hazards within communities through cancer mapping.
 - Adopted, New York State Society of Internal Medicine Assembly of Delegates Meeting, February, 1999
 - Adopted, Medical Society of the State of New York House of Delegates Meeting, April, 1999

- Principal Author, Resolution on Physician Education in Prevailing Screening Practices: Resolved, that the New York State Society of Internal Medicine urge the Medical Society of the State of New York to petition the American Medical Association to periodically provide all physicians with a brief, annotated summary of the formal cancer and disease screening guidelines advocated by all leading health care organizations and groups in the United States.
 - Submitted for Adoption, New York State Society of Internal Medicine Assembly of Delegates Meeting, February, 1999

- Principal Author, Resolution on 405 Regulations' Enforcement With Limited Penalties: Resolved, that the New York State Society of Internal Medicine work with the Medical State Society of the State of New York to urge the New York State Department of Health to work cooperatively with program directors at teaching hospitals to clarify and encourage the full application of State 405 Regulations on resident hours and supervision and consider penalties only for those teaching hospitals that repeatedly fail to adhere to these regulations despite warnings.
 - Submitted for Adoption, New York State Society of Internal Medicine Assembly of Delegates Meeting, February, 1999

- Principal Author, Resolution on Education about HMOs as For-Profit Corporations: Resolved, that the New York State Society of Internal Medicine ask the Medical Society of the State of New York to urge the American Medical Association to better educate the lay public and executive and legislative branches of government about the for-profit nature of most health maintenance organizations in the United States.
 - Adopted, New York State Society of Internal Medicine Assembly of Delegates Meeting, February, 1999
 - Adopted, Medical Society of the State of New York House of Delegates Meeting, April, 1999

- Principal Author, Resolution on Exposure of Residents to Managed Care Principles and Practices: Resolved, that the New York Chapter of the American College of Physicians-New York State Society of Internal Medicine support exposure of internal medicine residents to experience with managed care companies and their principles and practices; and be it further Resolved, that the New York Chapter of the American College of Physicians-New York State Society of Internal Medicine encourage internal medicine program directors to promote rotations and preceptorships with physicians employed by health maintenance organizations for their residents in New York State.
 - Adopted, New York State Society of Internal Medicine Assembly of Delegates Meeting, December 14, 1997

- Principal Author, Resolution on Residents' Ability to Write Restraint Orders: Resolved, that the New York State Society of Internal Medicine petition the Medical Society of the State of New York to ask the American Medical Association to urge the Joint Commission for Accreditation of Healthcare Organizations to acknowledge that residents in ACGME and American Osteopathic Association approved postgraduate training programs may appropriately write orders for physical restraints, with timely notification to the attending physician.
 - Adopted, New York State Society of Internal Medicine Assembly of Delegates Meeting, December 15, 1996
 - Adopted as Amended, Medical Society of the State of New York House of Delegates Meeting, April 20, 1997
 - Adopted, American Medical Association House of Delegates, June 26, 1997

- Principal Author, Resolution on Women's Health Training: Resolved, that the New York State Society of

Internal Medicine ask the Medical Society of the State of New York to urge the American Medical Association to explore ways to improve formal training in women's health issues.

-Adopted, New York State Society of Internal Medicine House of Delegates Meeting, December 15, 1996

-Substitution Resolution Adopted, Medical Society of the State of New York House of Delegates Meeting, April 20, 1997

-Referred to the Board, American Medical Association House of Delegates, June 26, 1997

- Principal Author, Resolution to Oppose Closing U.S. Medical Schools: Resolved, that the New York State Society of Internal Medicine petition the American Society of Internal Medicine and ask the Medical Society of the State of New York to petition the American Medical Association to oppose any plan to limit a surplus of physicians by decreasing the number of U.S. allopathic and osteopathic medical schools; and be it further Resolved, that an independent commission that includes physicians address the issue of physician over-supply and whether there is a need to limit admissions to medical schools.

-Referred to the Board, N.Y. State Society of Internal Medicine Assembly of Delegates Meeting, December 10, 1995

Broadcast Television Experience

- Interviewed G. Oliver Koppell, New York State Attorney General, Guest of the Week segment, Third World, WNJU-TV, September 12, 1994.
- Interviewed Rudolph Giuliani, New York City Mayoral Candidate, Guest of the Week segment, Third World, WNJU-TV, April 16, 1993
- Interviewed Masud Quraishy, African Wildlife and Documentary Photographer, Guest of the Week segment, Third World, WNJU-TV, June 25, 1988.
- Interviewed Syed Ali Ashraf, Ph.D., Cambridge University, England, Guest of the Week segment, Third World, WNJU-TV, August 1, 1987.
- Interviewed Joseph Volker, National Council of Christians and Jews, Point of View segment, Third World, WNJU-TV, July 4, 1987.
- Interviewed Nicky Beredjick, Ph.D., United Nations Director of Natural Resources and Energy Division, Guest of the Week segment, Third World, WNJU-TV, February 28, 1987.
- Interviewed Rosanne Klass, Director at Freedom House, Point of View segment, Third World, WNJU-TV, January 17, 1987.
- Interviewed Robert E. Mulligan, Director of the Quid-e-Azam Project, Guest of the Week segment, Third World, WNJU-TV, January 10, 1987.
- Interviewed Gary G. Sick, Ph.D., former National Security Council Aide to Presidents Ford, Carter and Reagan, Guest of the Week segment, Third World, WNJU-TV, December 20, 1986.

Licensure and Certifications

- Diplomate, American Board of Internal Medicine
Certificate # 162103, dated August, 1996
- Diplomate, American Osteopathic Board of Internal Medicine

Certificate dated August 8, 2006

- Diplomate, National Board of Osteopathic Medical Examiners
Certificate # 19857, dated July 1, 1992
- New York State Medical License, _____
Date of Issue: November 24, 1993
- Registered, Drug Enforcement Administration
Date of Issue: April 6, 1994
- National Provider Identifier (NPI): _____
Date of Issue: October 20, 2005
- Medicare Provider, effective January 2, 1996
- Advanced Cardiac Life Support (ACLS), re-certified June 23, 2006
- Basic Life Support (BLS), re-certified March 11, 2006

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on this page was
redacted.

Memberships

- American Academy of Osteopathy, 1992-present
- American College of Osteopathic Internists,
 - Fellow, 2000-present
 - Member, 1995-2000
- American College of Physicians,
 - Fellow, 1999-present
 - Member, 1997-99
 - Associate Member, 1993-97
- American Medical Association, 1990-present
- American Osteopathic Association, 1989-present
- American Society of Internal Medicine (Merged with American College of Physicians in 1998),
 - Member, 1996-98
 - Resident Member, 1994-96
- Amnesty International, 1991-present
- Association of Osteopathic Directors and Medical Educators,
 - Fellow, 2007-present
 - Member, 1997-07
- Cecil K. and Philip Drinker Society, Harvard School of Public Health Alumni Fund, 2003-present

- Harvard Club of New York City, 2004-present
- Harvard University Alumni Association, 2001-present
- Harvard University Alumni Association Crimson Compass Mentoring Network, 2007-present
- Medical Society of the State of New York, 1997-present
- Midwood High School Alumni Association, 1982-present
- Nassau Academy of Medicine,
-Fellow, 1999-present
- Nassau County Medical Society, 1991-present
- Nassau Society of Internal Medicine, (Merged with Nassau District of the New York Chapter of the American College of Physicians in 2000)
-Member, 1996-2000
-Resident Member, 1994-96
- New York College of Osteopathic Medicine of N.Y. Institute of Technology Alumni Association, 1991-present
- New York State Osteopathic Medical Society, 1997-present
- New York State Society of Internal Medicine, (Merged with New York Chapter of the American College of Physicians in 2000)
-Member, 1996-2000
-Resident Member, 1994-96
- New York University Alumni Association, 1986-present
- Royal Society of Medicine, England, U.K.
-Fellow, 1999-present
- U.S. Fund for UNICEF, 2004-present
- World Wildlife Fund, 1994-present

Personal Information

- Language proficiency in English, Urdu/Hindi
Working Knowledge of Italian, Spanish and French
- Hobbies: Travel, Golf, Reading, Writing

References

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New York Institute of Technology
Northern Boulevard
Old Westbury, N.Y. 11568

Anthony Grieco, M.D., FACP
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New York University School of Medicine
530 First Avenue, Suite 4H
New York, N.Y. 10016

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**Legislator Caracappa made motion for the following resolution, seconded by
Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley
was not present.**

Intro. Res. No. 1212-2007 Laid on Table 3/6/2007
Introduced by Presiding Officer, on the request of the County Executive

**RESOLUTION NO. 234 -2007, TO READJUST,
COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS**

**ON REAL PROPERTY CORRECTION OF ERRORS BY: COUNTY
LEGISLATURE (CONTROL # 763-2007)**

WHEREAS, the Director of the Real Property Tax Service Agency, under appropriate sections of the Real Property Tax Law, will cause to have investigated and a determination made as to whether those submitted "Correction of Error" items which would amend the assessment and tax rolls shall be recommended for approval (or recommended for denial) to the Suffolk County Legislature; and

WHEREAS, the County Legislature of the County of Suffolk may cancel assessments, grant refunds of taxes in case of correction of errors on the assessment and tax rolls, and pursuant to the provisions of the Real Property Tax Law; and

WHEREAS, the properties represented by the tax item number and/or Suffolk County Tax Map Number and indicated below have been duly investigated by the Real Property Tax Service Agency, and the procedures of the Real Property Tax Law having been fully complied with, together with documentation and amended tax statements placed on file with the County, as submitted by the appropriate Assessor and/or Receiver of Taxes; then

BE IT RESOLVED, that the taxes for the properties represented by the tax item number and/or Suffolk County Tax Map Number, as shown, for the year or year specified be readjusted or refunded in full or part in the amount set opposite each such parcel as herein indicated; and

BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.

RESOLUTION NO.

CONTROL# 763-2007

KEY	EXPLANATION	RPTL SEC	LIMITATIONS
A	Clerical Error	556	3 years
B	Unlawful Entry	556	3 years
C	Error in Essential Fact	556a	3 years

(A/B - Chapter 634 Laws 1976) (C - Chapter 124 Laws 1975)

(CONTROL 763-2007)

Key	Town	Year	Item No.	S.C. Tax Map No.	Original *-Tax	Corrected *-Tax	Chargeback Refund, if *-Tax Paid

C	RIVERHEAD	06/07	N/A	600 17 1 8.28	4,480.33	1,640.54	2,839.79
A	RIVERHEAD	05/06	N/A	600 126 2 6	21,170.64	13,510.42	7,660.22
A	RIVERHEAD	06/07	N/A	600 46 1 36.28	16,768.83	350.37	16,418.46
A	RIVERHEAD	06/07	N/A	600 100 2 20.4	9,456.60	4,070.18	5,386.42
A	RIVERHEAD	06/07	N/A	600 90 2 1	10,445.32	6,285.43	4,159.89
A	SHELTER ISLAND	06/07	N/A	700 1 3 20	6,122.69	0.00	6,122.69
A	SMITHTOWN	06/07	N/A	800 69 3 15	19,631.22	16,473.16	3,158.06
A	SMITHTOWN	06/07	N/A	800 46 2 5.4	18,285.64	13,956.82	4,328.82
A	SMITHTOWN	06/07	N/A	800 1 3 29	14,203.56	5,009.77	9,193.79
A	SMITHTOWN	06/07	N/A	800 17 2 59	6,306.62	3,414.58	2,892.04
A	SMITHTOWN	06/07	N/A	800 132 3 20.1	6,290.12	2,123.84	4,166.28
A	SOUTHOLD	06/07	N/A	1000 115 3 9	9,331.74	5,620.25	3,711.49
A	SOUTHOLD	06/07	N/A	1000 141 4 6.1	50,836.77	31,749.12	19,087.65
A	SOUTHOLD	06/07	N/A	1000 31 3 11.32	5,846.74	679.85	5,166.89
A	SOUTHOLD	06/07	N/A	1000 38 7 10.3	9,449.96	6,934.50	2,515.46

*As Provided and Requested By Town Assessor or Receiver of Taxes

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1213-2007
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 3/6/2007

RESOLUTION NO. 235 -2007, TO READJUST,

COMPROMISE, AND GRANT REFUNDS AND
CHARGEBACKS ON CORRECTION OR
ERRORS/COUNTY TREASURER BY: COUNTY
LEGISLATURE #259

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>Corrected Tax</u>	<u>Chargeback or Refund, if paid</u>
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BROOKHAVEN MULTIPLE PARCELS – PLEASE SEE ATTACHED

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

TAX MAP NUMBER	ITEM #	ORIGINAL	CORRECTED	CHARGEBACK
0200-349.00-02.00-001.003	99-90058	\$12,519.85	\$0.00	\$12,519.85
0200-098.00-07.00-023.002	99-90055	\$12,607.40	\$0.00	\$12,607.40
0200-927.00-02.00-019.000	99-90009	\$12,822.45	\$0.00	\$12,822.45
0200-762.00-02.00-018.003	99-90026	\$11,777.15	\$0.00	\$11,777.15
0206-012.00-07.00-047.007	99-90050	\$8,045.85	\$0.00	\$8,045.85
0200-973.60-01.00-005.003	99-90060	\$12,068.30	\$0.00	\$12,068.30
0208-017.00-08.00-001.000	99-90029	\$12,615.56	\$0.00	\$12,615.56
0200-621.00-01.00-018.001	99-90027	\$11,777.15	\$0.00	\$11,777.15
0200-726.00-02.00-014.000	99-90028	\$11,777.15	\$0.00	\$11,777.15
0200-691.00-05.00-044.000	99-90023	\$11,777.15	\$0.00	\$11,777.15
0200-652.00-03.00-050.000	99-90025	\$11,977.75	\$0.00	\$11,977.75
0200-764.00-02.00-039.000	99-90022	\$11,777.15	\$0.00	\$11,777.15
0200-475.00-01.00-015.000	99-90017	\$12,275.15	\$0.00	\$12,275.15
0200-326.00-02.00-018.001	99-90057	\$12,519.85	\$0.00	\$12,519.85
0200-687.00-01.00-002.000	99-90041	\$12,342.00	\$0.00	\$12,342.00
0200-687.00-01.00-001.002	99-90042	\$12,342.00	\$0.00	\$12,342.00
0200-624.00-04.00-023.001	99-90021	\$11,977.75	\$0.00	\$11,977.75
0200-975.80-02.00-010.000	99-90010	\$12,068.30	\$0.00	\$12,068.30
0204-009.00-05.00-013.001	99-90035	\$10,203.10	\$0.00	\$10,203.10

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro Res. No. 1214-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 236 -2007, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #265

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>Corrected Tax</u>	<u>Chargeback or Refund, if paid</u>
SOUTHAMPTON:				
0900-158.00-03.00-049.011 ITEM # 357480.07	2005/06	\$6299.04	\$0.00	\$6299.04

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1215-2007

Laid on Table 3/6/2007

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

RESOLUTION NO. 237 -2007, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL PROPERTY CORRECTION OF ERRORS BY: COUNTY LEGISLATURE CONTROL # 764-2007

WHEREAS, the Director of the Real Property Tax Service Agency, under appropriate sections of the Real Property Tax Law, will cause to have investigated and a determination made as to whether those submitted "Correction of Error" items which would amend the assessment and tax rolls shall be recommended for approval (or recommended for denial) to the Suffolk County Legislature; and

WHEREAS, the County Legislature of the County of Suffolk may cancel assessments, grant refunds of taxes in case of correction of errors on the assessment and tax rolls, and pursuant to the provisions of the Real Property Tax Law; and

WHEREAS, the properties represented by the tax item number and/or Suffolk County Tax Map Number and indicated below have been duly investigated by the Real Property Tax Service Agency, and the procedures of the Real Property Tax Law having been fully complied with, together with documentation and amended tax statements placed on file with the County, as submitted by the appropriate Assessor and/or Receiver of Taxes; then

BE IT RESOLVED, that the taxes for the properties represented by the tax item number and/or Suffolk County Tax Map Number, as shown, for the year or year specified be readjusted or refunded in full or part in the amount set opposite each such parcel as herein indicated; and

BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.

RESOLUTION NO.

CONTROL# 764-2007

KEY	EXPLANATION	RPTL SEC	LIMITATIONS
A	Clerical Error	556	3 years
B	Unlawful Entry	556	3 years
C	Error in Essential Fact	556a	3 years

(A/B - Chapter 634 Laws 1976) (C - Chapter 124 Laws 1975)

CONTROL# 764-2007

Key	Town	Year	Item No.	S.C. Tax Map No.	Original *-Tax	Corrected *-Tax	Chargeback Refund, if *-Tax Paid
A	BROOKHAVEN	06/07		0200/353-1-19.2	3555.63	0	355.63
A	BROOKHAVEN	05/06		0200/891-3-999	33116.02	0	33116.02
A	EAST HAMPTON	06/07		0300/71-2-1.3	6622.48	3331.62	3290.86
A	ISLIP	06/07		0500/5-2-22.1	251824.10	244690.32	7133.78
A	ISLIP	06/07		0500/122-2-35	13373.18	7664.91	5708.27
A	ISLIP	06/07		0500/127-1-5.16	56816.71	48159.09	8657.62
A	ISLIP	06/07		0500/135-3-96	3966.17	1412.63	2553.54
A	ISLIP	06/07		0500/215-1-6	8145.10	3798.07	4347.03
A	ISLIP	06/07		0500/252-2-13	9256.34	4693.47	4562.87
A	ISLIP	06/07		0500/382-9-3	25592.95	21101.63	4491.32
A	ISLIP	06/07		0500/470.01-1-86	16105.56	12719.60	3385.96

A	ISLIP	06/07		0500/492-2-29	5122.56	939.52	4183.04
A	RIVERHEAD	06/07		0600/43-5-9	14607.55	12021.65	2585.90
A	RIVERHEAD	06/07		0600/111-1-14	24934.73	15529.83	9404.90

*As Provided and Requested By Town Assessor or Receiver of Taxes

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1216-2007

Laid on Table 3/6/2007

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

RESOLUTION NO. 238 -2007, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL PROPERTY CORRECTION OF ERRORS BY: COUNTY LEGISLATURE (CONTROL #765-2007)

WHEREAS, the Director of the Real Property Tax Service Agency, under appropriate sections of the Real Property Tax Law, will cause to have investigated and a determination made as to whether those submitted "Correction of Error" items which would amend the assessment and tax rolls shall be recommended for approval (or recommended for denial) to the Suffolk County Legislature; and

WHEREAS, the County Legislature of the County of Suffolk may cancel assessments, grant refunds of taxes in case of correction of errors on the assessment and tax rolls, and pursuant to the provisions of the Real Property Tax Law; and

WHEREAS, the properties represented by the tax item number and/or Suffolk County Tax Map Number and indicated below have been duly investigated by the Real Property Tax Service Agency, and the procedures of the Real Property Tax Law having been fully complied with, together with documentation and amended tax statements placed on file with the County, as submitted by the appropriate Assessor and/or Receiver of Taxes; then

BE IT RESOLVED, that the taxes for the properties represented by the tax item number and/or Suffolk County Tax Map Number, as shown, for the year or year specified be readjusted or refunded in full or part in the amount set opposite each such parcel as herein indicated; and

BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.

RESOLUTION NO.		CONTROL#765-2007	
KEY	EXPLANATION	RPTL SEC	LIMITATIONS
A	Clerical Error	556	3 years
B	Unlawful Entry	556	3 years
C	Error in Essential Fact	556a	3 years

(A/B - Chapter 634 Laws 1976) (C - Chapter 124 Laws 1975)

CONTROL#765-2007

Key	Town	Year	Item No.	S.C. Tax Map No.	Original *-Tax	Corrected *-Tax	Chargeback Refund, if *-Tax Paid
C	BROOKHAVEN	06/07	N/A	0200 364 7 46	11,586.45	1,358.49	10,227.96
A	BROOKHAVEN	06/07	N/A	0200 769 3 26	7,528.80	3,958.90	3,569.90
C	BROOKHAVEN	06/07	N/A	0200 707 1 14	5,896.47	1,348.00	4,548.47
C	BROOKHAVEN	06/07	N/A	0208 11 6 2	14,295.94	451.46	13,844.48
A	BROOKHAVEN	06/07	N/A	0200 98210 3 27.1	8,260.09	2,820.39	5,439.70
C	BROOKHAVEN	06/07	N/A	0200 955 1 25.3	44,829.00	11,696.78	33,132.22
A	BROOKHAVEN	06/07	N/A	0200 675 2 3	3,300.21	554.41	2,745.80
A	BROOKHAVEN	06/07	N/A	0200 834 3 5	16,935.79	13,858.08	3,077.71
A	BROOKHAVEN	06/07	N/A	0200 16 4 4	12,054.95	7,578.57	4,476.38
C	BROOKHAVEN	06/07	N/A	0200 35 4 43	4,102.39	764.25	3,338.14
C	BROOKHAVEN	06/07	N/A	0200 71 4 28.8	6,816.74	393.53	6,423.21
A	BROOKHAVEN	06/07	N/A	0200 568 1 26	15,767.31	9,209.64	6,557.67
A	BROOKHAVEN	06/07	N/A	0200 802 1 38	9,213.25	5,000.27	4,212.98
A	BROOKHAVEN	06/07	N/A	0200 956 1 18	18,034.66	2,576.38	15,458.28
A	BROOKHAVEN	06/07	N/A	0205 4 2 3.25	34,082.68	28,749.27	5,333.41

A	BROOKHAVEN	06/07	N/A	0200 388 4 78	12,322.95	9,765.96	2,556.99
A	BROOKHAVEN	06/07	N/A	0200 314 3 11	10,270.00	7,323.56	2,946.44
A	BROOKHAVEN	05/06	N/A	0200 314 3 11	9,560.69	6,789.89	2,770.80
A	BROOKHAVEN	06/07	N/A	0200 899 5 4.9	529,538.60	104,187.18	425,351.42
C	BROOKHAVEN	06/07	N/A	0200 647 2 32	8,408.41	743.47	7,664.94

*As Provided and Requested By Town Assessor or Receiver of Taxes

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1234-2007
 Introduced by the Presiding Officer

Laid on Table 3/6/2007

RESOLUTION NO. 239 -2007, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED ACQUISITION OF LAND FOR OPEN SPACE PRESERVATION PURPOSES KNOWN AS THE DOXSEE'S CREEK ADDITION – STEIN PROPERTY, TOWN OF ISLIP

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Acquisition of Land for Open Space Preservation Purposes Known as the Doxsee's Creek Addition – Stein Property, Town of Islip", pursuant to Section 6 of Local Law No. 22-1985 which project involves the acquisition of ±2.5 acres of land by Suffolk County for open space preservation purposes; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Planning and subsequently sent out to all concerned parties; and

WHEREAS, at its February 21, 2007 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Planning; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 23, 2007 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st **RESOLVED**, that this Legislature hereby determines that the Proposed Acquisition of Land for Open Space Preservation Purposes Known as the Doxsee's Creek Addition – Stein Property, Town of Islip constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Title 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and
- 2.) The property will be dedicated to the Suffolk County Department of Parks, Recreation and Conservation for passive recreation purposes;

and be it further

2nd **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd **RESOLVED**, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

RESOLUTION NO. 240 -2007, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED ACQUISITION OF LAND FOR OPEN SPACE PRESERVATION PURPOSES KNOWN AS THE MASTIC/SHIRLEY CONSERVATION AREA ADDITION – FROEHLICH PROPERTY, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Acquisition of Land for Open Space Preservation Purposes Known as the Mastic/Shirley Conservation Area Addition – Froehlich Property, Town of Brookhaven", pursuant to Section 6 of Local Law No. 22-1985 which project involves the acquisition of ±0.089 acres of land by Suffolk County for open space preservation purposes; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Planning and subsequently sent out to all concerned parties; and

WHEREAS, at its February 21, 2007 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Planning; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 23, 2007 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Acquisition of Land for Open Space Preservation Purposes Known as the Mastic/Shirley Conservation Area Addition – Froehlich Property, Town of Brookhaven constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Title 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and
- 2.) The property will be dedicated to the Suffolk County Department of Parks, Recreation and Conservation for passive recreation purposes;

and be it further

2nd **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd **RESOLVED**, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1236-2007
Introduced by the Presiding Officer

Laid on Table 3/6/2007

RESOLUTION NO. 241 -2007, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED SHELLFISH AQUACULTURE LEASE PROGRAM IN PECONIC AND GARDINERS BAYS, TOWNS OF SOUTHAMPTON, EAST HAMPTON, RIVERHEAD, SOUTHOLD AND SHELTER ISLAND

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Shellfish Aquaculture Lease Program in Peconic and Gardiners Bays, Towns of Southampton, East Hampton, Riverhead, Southold and Shelter Island", pursuant to Section 6 of Local Law No. 22-1985 which project involves the development of a Shellfish Aquaculture Lease Program for the underwater lands in the Peconic and Gardiners Bays; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Planning and subsequently sent out to all concerned parties; and

WHEREAS, at its February 21, 2007 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Planning; and

WHEREAS, the CEQ recommended that the above activity be considered a Type I action, pursuant to the provisions of Title 6 NYCRR, Part 617.4(b)(1)(4) and (6)(i) and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 23, 2007 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st **RESOLVED**, that this Legislature hereby determines that the Proposed Shellfish Aquaculture Lease Program in Peconic and Gardiners Bays, Towns of Southampton, East Hampton, Riverhead, Southold and Shelter Island constitutes a Type I action, pursuant to the provisions of Chapter 279 of the Suffolk County Code and the provisions of Title 6 NYCRR Part 617.4(b)(1)(4) and (6)(i) which project may have a significant effect on the environment as identified within SEQRA, because it will exceed criteria (viii), (xi), and (xii) for determining environmental impact as set forth in Title 6 NYCRR, Part 617.7(c)(1) for the following reasons:

Project Deals with approximately 110,000 Ac

Underwater land use: The leasing of underwater lands for shellfish aquaculture will increase the availability of such lands for private shellfish aquaculture that will result in some limitation or restriction being placed on general public access to those underwater lands that will be leased.

Water quality: The increase in the abundance of bivalves due to the leasing of underwater lands for shellfish aquaculture will increase the abundance of filter feeders in Peconic and Gardiners Bays. Suspension feeding bivalves can play an important role in controlling phytoplankton abundance such that the increase in bivalve shellfish may change the phytoplankton species composition, alter nutrient dynamics, and affect nitrogen cycling. The increased abundance of filter feeding shellfish may impact the carrying capacity for species inhabiting Peconic and Gardiners Bays.

Natural Resources: Sea turtles are known to feed in Peconic and Gardiners Bays. Shellfish aquaculture may reduce the extent of their feeding areas and affect the availability of the species upon which they feed.

Navigation: The leasing of underwater lands for shellfish aquacultures may entail the placement of buoys or other water surface markers. These markers may be used to identify the location of shellfish leases or where shellfish aquaculture structures such as rafts, upwellers, and longlines, may be located whether on or near the surface. These surface structures may pose an obstacle to the passage of commercial and recreational vessels.

Fishing: The placement of on-bottom and/or surface structures for shellfish aquaculture may limit the amount and/or type of commercial and recreational fishing.

Socio-economic conditions: The leasing of underwater lands for shellfish culture will increase the production of shellfish which may have an economic impact on the prices paid to wild harvest shellfishermen. Areas that are leased may preclude or limit the harvest of various species of wild shellfish, crustaceans and finfish.

Bottom sediments: The shellfish that are grown on shellfish leases will remove suspended matter from the water column and deposit it as feces or pseudofeces on the bottom which could represent a potentially significant nutritional source to primary aquatic consumers such as algae and alter the characteristics of the sediment. Sediment characteristics and sedimentation may also be impacted by harvesting of shellfish and the placement of shellfish aquaculture structures on the bottom.

Shellfish diseases: Shellfish that are used for shellfish aquaculture may carry shellfish diseases and the conditions under which shellfish are cultured may facilitate the transmission of shellfish diseases.

Benthic communities: The placement of shellfish or shellfish aquaculture structures on the bottom, as well as the harvest of shellfish from these leases will likely impact benthic faunal assemblages. However, these structures may also provide habitat for other benthic species.

Local Waterfront Revitalization Program (LWRP): The proposed action must address all Local Waterfront Revitalization Programs within the Shellfish Aquaculture Planning Area.

and be it further

2nd **RESOLVED**, that the environmental assessment as presented does not clearly evaluate the foregoing criteria, and Suffolk County, as lead agency, has not given the “hard look” nor has reasonably considered the related long term, short term, and cumulative effects of the proposed action as they relate to the impact on the environment; and be it further

3rd **RESOLVED**, that the Legislature and the County Executive adopt a SEQRA determination of significance (positive declaration) requiring the preparation of a DGEIS which will analyze all of the short term, long term, and cumulative negative effects to the environment that will result from the proposed action; and be it further

4th **RESOLVED**, that the County of Suffolk conduct a public scoping process on the DGEIS; and be it further

5th **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1237-2007
Introduced by the Presiding Officer

Laid on Table 3/6/2007

RESOLUTION NO. 242 -2007, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED INTERSECTION IMPROVEMENTS ON CR 19 (PATCHOGUE-HOLBROOK ROAD) AT FURROWS ROAD, TOWN OF ISLIP

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Intersection Improvements on CR 19 (Patchogue-Holbrook Road) at Furrows Road, Town of Islip", pursuant to Section 6 of Local Law No. 22-1985 which project involves the reconstruction of the intersection of CR 19, Patchogue-Holbrook Road at Furrows Road in the Hamlet of Holbrook, Town of Islip, Suffolk County. This project will widen the intersection to provide one left turn lane, one thru lane and one right turn lane on the eastbound and westbound approaches on Furrows Road. In addition, left turn storage lanes will be lengthened on the northbound and southbound approaches on CR 19. This project will also provide for the installation of drainage, concrete curb and sidewalk, full depth pavement widening and repairs, pavement resurfacing, pavement markings and replacement of the existing traffic signal. Right-of-way acquisitions are required at three (3) properties to accommodate the widening on Furrows Road; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and subsequently sent out to all concerned parties; and

WHEREAS, at its February 21, 2007 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 23, 2007 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Intersection Improvements on CR 19 (Patchogue-Holbrook Road) at Furrows Road, Town of

Islip constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Title 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2.) The proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;
- 3.) The parcel does not appear to suffer from any severe environmental development constraints (no poor soil properties, no high groundwater and no unmanageable slopes); and
- 4.) Existing traffic congestion and safety will be significantly improved;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1238-2007
Introduced by the Presiding Officer

Laid on Table 3/6/2007

RESOLUTION NO. 243 -2007, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED

RECONSTRUCTION OF CR 16, HORSEBLOCK ROAD, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Reconstruction of CR 16, Horseblock Road, Town of Brookhaven", pursuant to Section 6 of Local Law No. 22-1985 which project involves total asphalt resurfacing and rehabilitation of the roadway pavement utilizing full depth pavement to replace the existing failing pavement areas. Additionally, the modification of an existing positive drainage system into an existing Suffolk County recharge basin, and the installation of isolated leaching basins is planned to remediate the existing roadway flooding, which occurs at localized low-points; and

WHEREAS, at its February 21, 2007 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 615.5(c)(2)(4) and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 23, 2007 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Reconstruction of CR 16, Horseblock Road, Town of Brookhaven constitutes a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 615.5(c)(2)(4) and Chapter 279 of the Suffolk County Code, which project involves upgrading the existing drainage system and repairing the existing roadway; and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1239-2007
Introduced by the Presiding Officer

Laid on Table 3/6/2007

RESOLUTION NO. 244 -2007, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED DRAINAGE IMPROVEMENTS ON CR 39, NORTH ROAD AT VARIOUS LOCATIONS, TOWN OF SOUTHAMPTON

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Drainage Improvements on CR 39, North Road at Various Locations, Town of Southampton", pursuant to Section 6 of Local Law No. 22-1985 which project involves the construction of a recharge basin to accept the runoff at a low point on CR 39, North Road, just west of Tuckahoe Road to mitigate an existing drainage problem; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and subsequently sent out to all concerned parties; and

WHEREAS, at its February 21, 2007 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 23, 2007 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Drainage Improvements on CR 39, North Road at Various Locations, Town of Southampton constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons:

- 1.) The proposed action will not exceed any of the criteria in Title 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2.) The proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;
- 3.) The parcel does not appear to suffer from any severe environmental development constraints (no poor soil properties, no high groundwater and no unmanageable slopes);
- 4.) Existing vegetation on the site will be saved and replanted; and
- 5.) Existing traffic congestion and safety will be significantly improved;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1206-2007
Introduced by Presiding Officer, on request of County Executive

Laid on Table 3/6/2007

RESOLUTION NO. 245 -2007, ACCEPTING AND APPROPRIATING 100% STATE FUNDS FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO PROVIDE A 2.5% COST OF LIVING ADJUSTMENT FOR PREVENTIVE SERVICE PROGRAMS IN THE DEPARTMENT

OF SOCIAL SERVICES

WHEREAS, the Department of Social Services has been awarded \$38,334 in 100% State funding as part of a \$4.8 million appropriation in the State Fiscal Year 2006-07 for the purpose of promoting the recruitment and retention of staff or to respond to other non-personal services costs; and

WHEREAS, these State funds are intended to provide preventive services providers with a 2.5 percent cost of living adjustment (COLA) for the second half of the current State fiscal year, October 1, 2006 through March 31, 2007; and

WHEREAS, the Suffolk County Department of Social Services desires to use these State funds through March 31, 2007 to provide the preventive services programs specified herein with one time, non-recurring funds to be used to promote the recruitment and retention of staff or to respond to other non-personal services costs; and

WHEREAS, these funds were not included in the 2007 Operating Budget; and

WHEREAS, these funds are 100% State funded; now, therefore be it

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

<u>REVENUES:</u>	<u>AMOUNT</u>
	<u>\$38,334</u>
001-3610 STATE AID: Administration	\$38,334

<u>ORGANIZATIONS:</u>	<u>\$38,334</u>
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Department of Social Services

Family and Children’s Services Administration
001-DSS-6010

<u>4000 – Contractual Expenses</u>	<u>\$37,485</u>
4980 – XXXX – EAC	\$18,489
4980 – XXXX – Family Service League	\$11,040
4980 – XXXX – Hope For Youth	\$5,634
4980 – XXXX – Pederson Krag Post Adoption Services	\$1,262
4980 – XXXX – Pronto of Long Island, Inc.	\$1,060

Social Services

Domestic Violence Program
001-DSS-6017

<u>4000 – Contractual Expenses</u>	<u>\$849</u>
4980 – XXXX – Suffolk County Coalition Against Domestic Violence	\$849

and be it further

2nd RESOLVED, that the County Executive and the Commissioner of Social Services be and they hereby are authorized to execute a contract with each of the aforementioned agencies; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1227-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 246 -2007, ACCEPTING AND APPROPRIATING 100% FEDERAL GRANT FUNDS PASSED THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO THE DEPARTMENT OF HEALTH SERVICES, DIVISION OF MEDICAL, LEGAL INVESTIGATIONS AND FORENSIC SCIENCES FOR THE PAUL COVERDELL NATIONAL FORENSIC SCIENCES IMPROVEMENT ACT, FY06

WHEREAS, the New York State Division of Criminal Justice Services has awarded 100% Federal grant funds to the Department of Health Services, Division of Medical, Legal Investigations and Forensic Sciences for the Paul Coverdell National Forensic Sciences Improvement Act, FY06 in the amount of \$29,184 for the period 10/01/06-09/30/07; and

WHEREAS, this grant funding will provide a demonstrated improvement, through overtime and equipment, over current operations in the quality and/or timeliness of Forensic Science Services provided by the Toxicology Laboratory; and

WHEREAS, these funds were not included in the Suffolk County Operating Budget; and

WHEREAS, these funds are 100% Federal funded; now, therefore be it

1st RESOLVED, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate \$29,184 grant funds as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
001-4320-Crime Control	\$29,184

APPROPRIATIONS:

Department of Health Services (HSV)
 Division of Medical, Legal Investigations and Forensic Sciences
 Toxicology Lab Accreditation Program
 001-HSV-4731

<u>Personal Services</u>	<u>\$21,684</u>
1120-Overtime Salaries	\$21,684
<u>Equipment</u>	<u>\$ 3,500</u>
2080-Medical, Dental & Lab Equipment	\$ 3,500
<u>Travel</u>	<u>\$ 4,000</u>
4340-Employee Travel	\$ 4,000

and be it further

2nd RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1228-2007
 Introduced by Presiding Officer, on request of the County Executive

Laid on Table 3/6/2007

RESOLUTION NO. 247 -2007, ACCEPTING AND APPROPRIATING 100% FEDERAL GRANT FUNDS PASSED THROUGH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO THE DEPARTMENT OF HEALTH SERVICES, DIVISION OF MEDICAL, LEGAL INVESTIGATIONS

**AND FORENSIC SCIENCES FOR THE PAUL COVERDELL
NATIONAL FORENSIC SCIENCES IMPROVEMENT ACT, FY06**

WHEREAS, the New York State Division of Criminal Justice Services has awarded 100% Federal grant funds to the Department of Health Services, Division of Medical, Legal Investigations and Forensic Sciences for the Paul Coverdell National Forensic Sciences Improvement Act, FY06 in the amount of \$38,000 for the period 10/01/06-09/30/07; and

WHEREAS, this grant funding will, through the purchase of equipment, provide a demonstrated improvement over current operations in the quality and/or timeliness of Forensic Science Services provided by the Crime Laboratory; and

WHEREAS, these funds were not included in the Suffolk County Operating Budget; and

WHEREAS, these funds are 100% Federal funded; now, therefore be it

1st RESOLVED, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate \$38,000 grant funds as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
001-4320-Crime Control	\$38,000

APPROPRIATIONS:

Department of Health Services (HSV)
Division of Medical, Legal Investigations and Forensic Sciences
Paul Coverdell National Forensic Sciences Improvement Program
001-HSV-4729

<u>Equipment</u>	<u>\$38,000</u>
2020-Office Equipment	\$14,000
2080-Medical, Dental & Lab Equipment	\$24,000

and be it further

2nd RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1229-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 248 –2007, ACCEPTING AND APPROPRIATING 100% STATE AID FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH TO NASSAU-SUFFOLK LAW SERVICES FOR THE PROVISION OF CIVIL LEGAL SERVICES PROGRAM

WHEREAS, the New York State Office of Mental Health (NYSOMH) had provided direct funding to Nassau-Suffolk Law Services for the provision of a Civil Legal Services Program for mental health consumers for over a decade; and

WHEREAS, this direct funding from NYSOMH to Nassau-Suffolk Law Services for this program ceased effective July 1, 2006; and

WHEREAS, the New York State Office of Mental Health (NYSOMH) allocated 100% State Aid funding to Suffolk County Department of Health for continuation of the provision of a Civil Legal Services Program for mental health consumers; and

WHEREAS, the Department of Health Services, Division of Community Mental Hygiene Services has obtained a waiver for continuation of services by Nassau-Suffolk Law Services pending completion of the RFP process; and

WHEREAS, the Division of Community Mental Hygiene Services wishes to contract with Nassau-Suffolk Law Services to ensure the continuity of provision of civil legal services to this target population and to prevent the loss of 100% State Aid; and

WHEREAS, these funds were not included in the Suffolk County Operating Budget; and

WHEREAS, these funds are 100% State funded; now, therefore be it

1st RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate this 100% State Aid funding as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
001-HSV-3493 State Aid: Community Support Services	\$102,800

ORGANIZATIONS:

Department of Health Services (HSV)
Division of Community Mental Hygiene Services
Community Support Services
001-HSV-4330

<u>XORG</u>	<u>OBJECT NAME</u>	<u>2007 Adopted</u>	<u>2007 Modified Adopted</u>	<u>Change</u>
HYO1	Nassau-Suffolk Law Services	\$0	\$102,800	+\$102,800

and be it further

2nd RESOLVED, that the County Executive be and hereby is authorized to execute a contract with Nassau-Suffolk Law Services; and be it further

3rd RESOLVED, that the funding and the expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

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

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1185-2007 Laid on Table 3/6/2007
Introduced by Presiding Officer, on the request of the County Executive

RESOLUTION NO. 249 -2007, ACCEPTING AND APPROPRIATING SUPPLEMENTAL DISLOCATED WORKER FUNDS FROM THE NEW YORK STATE DEPARTMENT OF LABOR FOR THE WORKFORCE INVESTMENT ACT (WIA) PROGRAM

WHEREAS, the New York State Department of Labor has awarded additional funds for the Workforce Investment Act (WIA) Program to the Suffolk County Department of Labor in the amount of \$748,287; and

WHEREAS, the additional funds were awarded in the "Supplemental Dislocated Worker" category to integrate employment and training services into a comprehensive workforce delivery system for impacted workers; and

WHEREAS, these additional funds have not been included in the 2007 Adopted Operating Budget; and

WHEREAS, it is in the best interest of the County to accept this 100% funded grant; now, therefore be it

1ST RESOLVED, that the County Comptroller and the County Treasurer be and they are hereby authorized to accept and appropriate the following funds:

<u>REVENUES:</u>	<u>AMOUNT</u>
320-4790 Federal Aid	\$748,287

<u>ORGANIZATIONS:</u>	\$748,287
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Department of Labor (LAB)
Workforce Investment Act
320-6300

<u>4000-CONTRACTUAL EXPENSES</u>	<u>\$748,287</u>
4980-Contracted Agencies	\$748,287

and be it further

2ND RESOLVED, that the Reporting Category for the Integrated Financial Management System (IFMS) is 6300.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1168-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 250 -2007, AUTHORIZING CERTAIN
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.
1518-2006**

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 1518-2006; 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. 1518-2006

In the 6th RESOLVED paragraphs change the Project No.

FROM:

TO:

Project No.

Project No.

525-CAP-5047.523
(Fund 001-Debt Service)

525-CAP-5047.523
(Fund 016-Debt Service)

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1169-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 251 -2007, AUTHORIZING CERTAIN
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.
1521-2006**

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 1521-2006; 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. 1521-2006

In the 5th RESOLVED paragraph change the Project No.

FROM:

TO:

Project No.

Project No.

525-CAP-5047.524
(Fund 001-Debt Service)

525-CAP-5047.524
(Fund 016-Debt Service)

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1200-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 252 -2007, AUTHORIZING CERTAIN
TECHNICAL CORRECTIONS TO THE 2007 ADOPTED
OPERATING BUDGET**

WHEREAS, the 2007 Operating Budget when adopted contained technical errors; and

WHEREAS, the County Executive desires technical corrections to the 2007 Operating Budget; now, therefore be it

RESOLVED, that the 2007 Adopted Operating Budget be and it hereby is corrected as follows:

APPROPRIATIONS:

FROM:

<u>FD</u>	<u>AGY</u>	<u>UNIT</u>	<u>ACTIVITY</u>	<u>OBJ</u>	<u>ORG NAME</u>	<u>AMOUNT</u>
001	DSS	6015	GGN1	4980	Child Care Council of Suffolk, Inc.	\$5,000

TO:

<u>FD</u>	<u>AGY</u>	<u>UNIT</u>	<u>ACTIVITY</u>	<u>OBJ</u>	<u>ORG NAME</u>	<u>AMOUNT</u>
001	DSS	6135	ADB2	4980	Child Care Council of Suffolk, Inc.	\$5,000

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1207-2007 Laid on Table 3/6/2007
 Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 253 -2007, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT FRANCISCO CRUZ (SCTM NO. 0500-229.00-02.00-078.001)

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 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 0500, Section 229.00, Block 02.00, Lot 078.001, and acquired by tax deed on July 10, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 14, 2006, in Liber 12459, at Page 600, which deed was re-recorded on September 7, 2006, in Liber 12468, at Page 157, and otherwise known as and by Town of Islip, known and designated as part of Lot 855 on a certain map entitled, "Map of Columbus Park, No. 2" and filed in the Office of the Clerk of the County of Suffolk on March 1918 as Map No. 248; 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 July 10, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New

York, and recorded on July 14, 2006 in Liber 12459 at Page 600, which deed was re-recorded on September 7, 2006, in Liber 12468, at Page 157.

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, FRANCISCO CRUZ has made application of said above described parcel and FRANCISCO CRUZ has paid the application fee and \$4,873.68, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2006; now, therefore be it

1st 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

2nd RESOLVED, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to FRANCISCO CRUZ, 99-05 63rd Drive, Suite A, Rego Park, New York 11374, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1211-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 254 -2007, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY

**TAX ACT PAUL JOELL and ERNESTINE JOELL, his wife
(SCTM NO. 0500-367.00-01.00-003.000)**

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 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 0500, Section 367.00, Block 01.00, Lot 003.000, and acquired by tax deed on May 4, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 11, 2006, in Liber 12449, at Page 773, and otherwise known as and by Town of Islip, N x now or formerly Jose & Silvia Gonzalez; E x 3rd Avenue; S x now or formerly Elizabeth Middleton; W x now or formerly Denise Eggers; 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 May 4, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 11, 2006 in Liber 12449 at Page 773.

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, PAUL JOELL has made application of said above described parcel and PAUL JOELL has paid the application fee and \$39,898.81, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2006; now, therefore be it

1st 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

2nd RESOLVED, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to PAUL JOELL and ERNESTINE JOELL, his wife, 126 3rd Avenue, Bay Shore, New York 11706, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1217-2007

Laid on Table 3/6/2007

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

RESOLUTION NO. 255 -2007, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT FLORENCE LURIEA (SCTM NO. 0200-909.00-01.00-026.001)

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 909.00, Block 01.00, Lot 026.001, and acquired by tax deed on June 7, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 12, 2006, in Liber 12454, at Page 674, and otherwise known as and by Town of Brookhaven, County of Suffolk and State of New York, known and designated as Plot #1563 as shown on a certain map entitled, "Map of Mastic Acres, Unit Three" made by Peter J. Van Weele, Surveyor, Oakdale, Long Island, New York, dated 07/31/1945 and filed in the Suffolk County Clerk's Office on 08/22/1945 as Map No. 1443; 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 7, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 12, 2006 in Liber 12454 at Page 674.

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, FLORENCE LURIEA has made application of said above described parcel and FLORENCE LURIEA has paid the application fee and \$26,608.99, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2006; now, therefore be it

1st 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

2nd RESOLVED, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to FLORENCE LURIEA, 175 Cumberland Street, Mastic, New York 11950, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1218-2007

Laid on Table 3/6/2007

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

RESOLUTION NO. 256 -2007, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT GRACE M. CAHAN and ANTHONY C. CAHAN, as Executors of the Estate of William G. Cahan (SCTM NO. 0200-983.50-02.00-044.000)

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 983.50, Block 02.00, Lot 044.000, 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, Lots Numbers 12693-12694-12695-12696 and 12697, together with the right, title and interest of the party of the first part, if any, in and to that portion of the road or roads immediately adjoining the said premises, as designated and

delineated on the map entitled: Fourth "Map of Mastic Beach, Suffolk County Long Island, New York," and filed in the Suffolk County Clerk's Office, the 26th day of July 1927 File No. 653; 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, GRACE M. CAHAN and ANTHONY C. CAHAN, as Executors of the Estate of William G. Cahan, have made application of said above described parcel and GRACE M. CAHAN and ANTHONY C. CAHAN, as Executors of the Estate of William G. Cahan, have paid the application fee and \$1,284.96, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2006; and

1st 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

2nd RESOLVED, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to GRACE M. CAHAN and ANTHONY C. CAHAN, as Executors of the Estate of William G. Cahan, c/o Robinson Brog, Esq., 1345 Avenue of the Americas, 31st Floor, New York, New York 10105, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1219-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 257 -2007, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT GUILLERMO GARCIA and ANA GARCIA (SCTM NO. 0500-158.00-03.00-085.002)

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 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 0500, Section 158.00, Block 03.00, Lot 085.002, and acquired by tax deed on July 10, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 14, 2006, in Liber 12459, at Page 600, and otherwise known as and by Town of Islip, known and designated as part of Lots 44 to 47 inclusive in Block 4 on a certain map entitled, "Amended Map No. 2, Property of New York Suburban Land Co.", said map having been filed in the Office of the Clerk of the County of Suffolk on October 22, 1912, as Map No. 475; 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 July 10, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 14, 2006 in Liber 12459 at Page 600.

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, GUILLERMO GARCIA and ANA GARCIA, by Jason Piotrowski, Agent of Citifinancial Mortgage, has made application of said above described parcel and GUILLERMO GARCIA and ANA GARCIA, by Jason Piotrowski, Agent of Citifinancial Mortgage, has paid the application fee and \$582.59, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2006; now, therefore be it

1st 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

2nd RESOLVED, that Director Patricia B. Zielenski, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to GUILLERMO GARCIA and ANA GARCIA, 190 Cecil Avenue, Bay Shore, New York 11706, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1224-2007 Laid on Table
3/6/2007
Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 258 –2007, AUTHORIZING CERTAIN
TECHNICAL CORRECTIONS TO RESOLUTION NO. 30-2007**

WHEREAS, Resolution No. 30-2007 when adopted contained technical errors;
and

WHEREAS, the County Executive desires technical corrections to Resolution No. 30-2007; now, therefore be it

1st RESOLVED, that the Resolution No. 30-2007 be and it hereby is corrected as follows:

2nd RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said unbudgeted grant funds in the amount of \$5,200 as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
001-[3114] <u>4392</u> -Federal Aid: Sheriff – Traffic Safety Initiative	\$5,200

APPROPRIATION:

Suffolk County Sheriff's Office
Sheriff Traffic Safety Initiative
001-SHF-3114

1000-Personal Services
1120-Overtime Salaries

\$5,200
\$5,200

[] Brackets denotes deletions
___ Underlining denotes additions

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Losquadro made motion for the following resolution, seconded by Legislator Caracappa. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1880-2006
Introduced by Legislator Losquadro

Laid on Table 6/27/2006

RESOLUTION NO. 259 -2007, TO REQUIRE THE PERCENTAGE OF RECYCLED PAPER USED TO BE INDICATED ON ALL PUBLICATIONS OF THE COUNTY OF SUFFOLK

WHEREAS, it is essential for local governments to take appropriate steps to reduce the amount of waste that enters the municipal waste stream; and

WHEREAS, while many local governments encourage the recycling of waste products by their residents, the governments themselves make little effort to recycle their own waste; and

WHEREAS, the County of Suffolk has taken great strides to reduce the amount of recyclable waste that is generated through the operation of County government by instituting the Paperwork Reduction and Regulatory Reform Bill; and

WHEREAS, the County of Suffolk should make every effort to use recycled paper in its publications, and Suffolk residents should be made aware of how much recycled paper the County uses; now, therefore be it

1st **RESOLVED**, the Suffolk County Department of Public Works shall cause to be printed on every publication of the County of Suffolk, a statement of the percentage of recycled paper, if any, used to produce the publication; and be it further

2nd **RESOLVED**, that the requirements of this Resolution shall not apply to the printing of documents for the internal use of the County of Suffolk; and be it further

3rd **RESOLVED**, that the Commissioner of the Suffolk County Department of Public Works is hereby authorized and empowered to promulgate such rules and regulations as may be necessary and appropriate to implement the provisions of this Resolution; and be it further

4th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: March 20, 2007

EFFECTIVE PURSUANT TO SECTION 2-15(F) OF THE SUFFOLK COUNTY CHARTER,

RETURNED BY THE COUNTY EXECUTIVE UNSIGNED APRIL 10, 2007

Legislator Cooper made motion for the following resolution, seconded by Legislator D'Amaro. The resolution was passed 14-0-1-3. Legislator Alden abstained. Legislators Caracappa, Eddington and Horsley were not present.

Intro. Res. No. 2238-2006

Laid on Table 10/17/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 260 -2006, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW 13-1976
JOHN D. LIGHTSEY (SCTM NO. 0200-973.90-03.00-017.000)**

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; and

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 973.90 Block 03.00 Lot 017.000 and acquired by Tax Deed on July 5, 2001 from Joseph Sawicki, Jr., the Chief Deputy County Treasurer of

Suffolk County, New York, and recorded on July 12, 2001 in Liber 12129 at Page 300 and described as follows, Town of Brookhaven, known and designated as Lot 16 & 17, in Block 26 on map entitled Map No. 436. The New York and Brooklyn Suburban Investment Company, Map 1, filed in the Office of the Suffolk County Clerk's Office on June 28, 1889; 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, John D. Lightsey, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$5,500.00. 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 \$5,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, Patricia B. Zielenski, Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of \$5,500.00, 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, therefore be it

1st **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

2nd **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; and be it further

3rd **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 John D. Lightsey, 527 Bellport Avenue, Bellport, NY 11713

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Browning made motion for the following resolution, seconded by Legislator D'Amaro. The resolution was passed 15-0-1-2. Legislator Alden abstained. Legislators Eddington and Horsley were not present.

Intro. Res. No. 2354-2006

Laid on Table 11/21/2006

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 261 -2007, SALE OF
COUNTY-OWNED REAL ESTATE PURSUANT TO
LOCAL LAW 13-1976 BIENVENIDA JAVIER (SCTM NO. 0200-
853.00-04.00-002.000)**

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 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 853.00 Block 04.00 Lot 002.000 and acquired by Tax Deed on August 1, 1994 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 11, 1994 in Liber 11689 at Page 213 and described as follows, Town of Brookhaven, Map of Mastic Park, Map No. 747, Section 1, Lot No. 453 & 454, filed in the Office of the Suffolk County Clerk on July 2, 1920; 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, Bienvenida Javier, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$28,000.00. 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 \$18,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, Patricia B. Zielenski, Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of \$28,000.00, 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

1st **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,

2nd **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.

3rd **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 Bienvenida Javier, 41 Hendrickson Avenue, Lynbrook, NY 11563.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

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

RESOLUTION NO. 262 -2007, AUTHORIZING THE EXECUTION OF AN AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 1 – PORT JEFFERSON WITH LIBERTY MEADOWS, LLC (VILLAGE VISTAS) (BR-1425)

WHEREAS, Liberty Meadows, LLC (Village Vistas) is located outside the boundary of Suffolk County Sewer District No. 1 – Port Jefferson; and

WHEREAS, Liberty Meadows, LLC (Village Vistas) has petitioned and requested the Administrative Head of the District for permission to connect into the sanitary sewers of the Sewer District No. 1; 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 \$15.00 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 13,550 gallons, for a total connection fee of \$203,250.00; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer District No. 1 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

1st 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. 1 – Port Jefferson 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator D’Amaro made motion for the following resolution, seconded by Legislator Stern. The resolution was passed 14-0-2-2. Legislators Alden and Kennedy abstained. Legislators Eddington and Horsley were not present.

Intro. Res. No. 1059-2007 Laid on Table
2/6/2007
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 263 -2007, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW 13-1976 VINCENT A. BONGIORNO AND DERLY C. CHIDO, AS JOINT TENANTS WITH RIGHTS OF SURVIVORSHIP (SCTM NO. 0200-641.00-05.00-001.000)

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 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 641.00 Block 05.00 Lot 001.000 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 described as follows, Town of Brookhaven, Mastic Acres Map 1580 Unit 15 Lots 233 & 234; and

WHEREAS, in accordance with Local Law No. 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, Vincent A. Bongiorno and Derly C. Chiodo, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$19,500.00. 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 \$19,500.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, Patricia B. Zielenski, Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of \$19,500.00, 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, therefore be it

1st 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,

2nd **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; and be it further

3rd **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 Vincent A. Bongiorno and Derly C. Chiodo, 78 Colin Drive, Shirley, N.Y. 11967.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Cooper made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1114-2007

Laid on Table 2/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 264 -2007, ACCEPTING A GRANT AWARD FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION - AVIATION BUREAU, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE

**AIRPORT OBSTRUCTION PROGRAM AT GABRESKI
AIRPORT (CP 5731)**

WHEREAS, the Department of Economic Development and Workforce Housing has received a \$270,000 grant award from the New York State Department of Transportation through the Air '99 Grant Program to assist with the removal of vegetation which obstructs the view of the air traffic control tower personnel; and

WHEREAS, the 2007 Adopted Capital Budget and Program does not include funds to cover the full cost of said request under Capital Project 5731 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State Aid; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$30,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, Introductory Resolution No. 2570-2006 determined that this project be considered a Type I action under SEQRA that will not have a significant impact on the environment; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of 80, is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd **RESOLVED**, that the Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter to complete this project; and be it further

4th **RESOLVED**, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5731
Project Title: Airport Obstruction Program

	Total Est'd <u>Cost</u>	Current 2007 Capital Budget & <u>Program</u>	Revised 2007 Capital Budget & <u>Program</u>
4. Site Improvements	\$300,000	\$ 0B 0S	\$ 30,000B 270,000S
TOTAL	\$300,000	\$ 0	\$300,000

and be it further

5th **RESOLVED**, that the proceeds of \$30,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5731.410	Airport Obstruction Program	\$30,000
Fund 001 Debt Service	Francis S. Gabreski Airport	

and be it further

6th **RESOLVED**, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5731.410	Airport Obstruction Program at Francis S. Gabreski Airport	\$270,000

and be it further

7th **RESOLVED**, that the County Legislature hereby authorizes the County Executive or his designee to execute any necessary agreement with the New York State Department of Transportation on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project; and be it further

8th **RESOLVED**, that the County Treasurer and the County Comptroller are authorized to accept State and/or Federal Aid in connection with this project.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator Cooper made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1114A-2007

BOND RESOLUTION NO. 265 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$30,000 BONDS TO FINANCE A PART OF THE COST OF THE AIRPORT

**OBSTRUCTION PROGRAM AT GABRESKI AIRPORT (CP
5731.410)**

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$30,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the airport obstruction program at Gabreski Airport, consisting of the removal of trees and vegetation and related work, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000. The plan of financing includes (a) the expenditure of \$270,000 in State Aid funds expected to be received from the State of New York, (b) the issuance of \$30,000 bonds or bond anticipation notes authorized pursuant to this resolution, and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 35 of the Law of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator Cooper made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

RESOLUTION NO. 266 -2007, ACCEPTING AND APPROPRIATING A GRANT AWARD AMENDMENT FROM THE URBAN DEVELOPMENT CORPORATION, D/B/A EMPIRE STATE DEVELOPMENT CORPORATION (ESDC) FOR AN ENTREPRENEURIAL ASSISTANCE CENTER PROGRAM 50% REIMBURSED BY STATE FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, the 2005-2006 College Operating Budget provided \$59,091 in anticipation of a grant from the Urban Development Corporation, d/b/a Empire State Development Corporation (ESDC), for an Entrepreneurial Assistance Center Program, for the period of June 1, 2006 through May 31, 2007; and

WHEREAS, the actual grant award includes an additional amount of \$20,909, bringing the total amount of the grant award to \$80,000; and

WHEREAS, it is necessary to amend the 2006-2007 College Operating Budget in the amount of \$20,909 to provide for the increase in the grant award; and

WHEREAS, matching funds, in the amount of \$40,000, are provided for in the 2006-2007 College Operating Budget, and no additional funds are required for the amendment; and

WHEREAS, an in-kind contribution, which will be met through postage, telephone, space, utilities and administrative support and the associated benefits, is provided for in the College Operating Budget; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant amendment to the 2006-2007 College budget on February 8, 2007 by Resolution No. 2007.12; and

WHEREAS, the College anticipates spending the \$20,909 in accordance with the terms of said grant award before May 31, 2007; now, therefore be it

1st RESOLVED, that said 2006-2007 College Operating Budget be amended to reflect the increase in the grant award, from the Urban Development Corporation, d/b/a Empire State Development Corporation (ESDC), for an Entrepreneurial Assistance Center Program, in the amount of \$20,909, and said amount be accepted and appropriated for the operation of the program as follows:

REVENUES:	AMOUNT
State Aid: Entrepreneurial Assistance Center Program: 818-GRT-3217-06	\$ 20,909

APPROPRIATIONS:	AMOUNT
Entrepreneurial Assistance Center Program: 818-GRT-GT03-06	\$ 20,909

Suffolk County Community College
 Entrepreneurial Assistance Center Program
 818-GRT-GT03-06

1000-Personal Services	\$ 12,913
1130-Temporary Salaries	2,647
1170-Part-time Instructors – Evening	10,266
3000-Supplies & Materials	\$ 6,000
3010-Office Supplies	2,000
3040-Outside Printing	3,000
3100-Instructional Supplies	1,000
4300-Travel	\$ 1,000
4340-Travel: Other	1,000
8000-Employee Benefits	\$ 996
8330-Social Security	929
8350-Unemployment Insurance	67

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Cooper made motion for the following resolution, seconded by Legislator Barraga. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1208-2007 Laid on Table 3/6/2007
 Introduced by Presiding Officer, on request of the County Executive and Legislator Romaine

**RESOLUTION NO. 267 –2007, APPROPRIATING
 FUNDS IN CONNECTION WITH CULINARY ARTS PROGRAM
 EQUIPMENT (CP 2208)**

WHEREAS, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase I estimated at \$65,274,000; and

WHEREAS, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State’s share estimated at \$32,547,000; and

WHEREAS, sufficient funds have been included in the 2007 Capital Budget and Program to cover the County’s cost of the project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the power to make such a determination has been granted under the Plan C Agreement between the College and the County; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of \$330,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c)(25) and (27), since it constitutes a local legislative decision in connection with the purchase of furnishings and equipment. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of 45 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of \$330,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2208.510 (Fund 001-Debt Service)	Culinary Arts Program Equipment	30	\$330,000

and be it further

4th RESOLVED, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2208.510	Culinary Arts Program Equipment	30	\$150,000

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator Cooper made motion for the following resolution, seconded by

Legislator Barraga. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1208A-2007

BOND RESOLUTION NO. 268 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$330,000 BONDS TO FINANCE A PART OF THE COST OF CULINARY ARTS PROGRAM EQUIPMENT FOR SUFFOLK COUNTY COMMUNITY COLLEGE (CP 2208.510)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$330,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of culinary arts program equipment for Suffolk County Community College, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$480,000. The plan of financing includes (a) the issuance of \$330,000 bonds or bond anticipation notes authorized pursuant to this resolution, (b) the expenditure of 150,000 State Aid funds, and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 32 of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County

without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1209-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive and Legislator Schneiderman, Romaine

RESOLUTION NO. 269 -2007, APPROPRIATING FUNDS IN CONNECTION WITH THE LEARNING RESOURCE CENTER – EASTERN CAMPUS (CP 2189)

WHEREAS, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase I estimated at \$65,274,000; and

WHEREAS, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State’s share estimated at \$32,547,000; and

WHEREAS, sufficient funds have been included in the 2007 Capital Budget and Program to cover the County’s cost of the project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding Capital Projects such as this project; and

WHEREAS, the power to make such a determination has been granted under the Plan C Agreement between the College and the County; now, therefore be it

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of \$6,810,000 in Suffolk County Serial Bonds; and

1st RESOLVED, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is an unlisted action with no significant adverse impacts on the environment pursuant to Title 6 NYCRR Part 617, for the following reasons:

1. The proposed action will not exceed any of the criteria in Title 6 NYCRR Part 617.7(c) which sets forth thresholds for determining significant adverse impacts on the environment;
2. The proposed action does not adversely impact surface or groundwater nor increase erosion, flooding, leaching or drainage problems as the topography remains flat and the building will be sewerred;
3. The proposed action only removes minor secondary growth (i.e. shrubs) and does not impact on a significant habitat area;
4. The proposed action does not conflict with the College Master Plan;
5. The Building will use the same energy sources as the rest of the Campus (i.e. electricity and fuel oil);
6. All necessary State and County approvals will be obtained.

and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of 71 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of \$6,810,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2189.310 (Fund 001-Debt Service)	Construction for Learning Resource Center – Eastern Campus	30	\$5,810,000
525-CAP-2189.510 (Fund 001-Debt Service)	Furniture and Equipment for Learning Resource Center – Eastern Campus	30	\$1,000,000

and be it further

4th RESOLVED, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2189.310	Construction for Learning Resource Center – Eastern Campus	30	\$5,810,000
525-CAP-2189.510	Furniture and Equipment for Learning Resource Center – Eastern Campus	30	\$1,000,000

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1209A-2007

BOND RESOLUTION NO. 270 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$6,810,000 BONDS TO FINANCE A PART OF THE COST OF CONSTRUCTION OF THE LEARNING RESOURCE CENTER AT SUFFOLK COUNTY COMMUNITY COLLEGE - EASTERN CAMPUS (CP 2189.310 and .510)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$6,810,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the construction of the Learning Resource Center at Suffolk County Community College - Eastern Campus, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$14,500,000. The plan of financing includes (a) the issuance of \$440,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 539-2006 (for planning), (b) the expenditure of \$440,000 in State Aid funds appropriated pursuant to Resolution No. 540-2006 (for planning), (c) the issuance of \$6,810,000 bonds or bond anticipation notes authorized pursuant to this resolution (\$5,810,000 for construction and \$1,000,000 for furniture), (d) the expenditure of \$6,810,000 State Aid funds to be appropriated (\$5,810,000 for construction and \$1,000,000 for furniture) and (e) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. (a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(2) of the Law of the Law, is fifteen (15) years.

(b) It is hereby determined that the planning for this project shall be financed as part of the capital improvement and, pursuant to Section 11.00 a. 62 (b) of the Local Finance Law, the period of probable usefulness applicable to the bonds authorized to be issued pursuant to Bond Resolution No. 539-2006 is hereby amended and restated to be fifteen (15) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1210-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 271 -2007, APPROPRIATING FUNDS IN CONNECTION WITH WATERPROOFING BUILDING EXTERIORS (CP 2177)

WHEREAS, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase I estimated at \$65,274,000; and

WHEREAS, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State’s share estimated at \$32,547,000; and

WHEREAS, sufficient funds have been included in the 2007 Capital Budget and Program to cover the County’s cost of the project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the power to make such a determination has been granted under the Plan C Agreement between the College and the County; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of \$255,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c)(1,2) and (27), since it constitutes a local legislative decision in connection with the maintenance, repair, replacement, rehabilitation, reconstruction of a structure or facility, in kind, on the same site,

including upgrading buildings to meet building codes. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of 64 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of \$255,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2177.110 (Fund 001-Debt Service)	Planning for Waterproofing Building Exteriors	30	\$26,666
525-CAP-2177.311 (Fund 001-Debt Service)	Construction for Waterproofing Building Exteriors	30	\$228,334

and be it further

4th RESOLVED, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2177.110	Planning for Waterproofing Building Exteriors	30	\$26,666
525-CAP-2177.311	Construction for Waterproofing Building Exteriors	30	\$228,334

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1210A-2007

BOND RESOLUTION NO. 272 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$255,000 BONDS TO FINANCE A PART OF THE COST OF WATERPROOFING BUILDING EXTERIORS AT SUFFOLK COUNTY COMMUNITY COLLEGE (2177.110 and .311)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$255,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of waterproofing building exteriors at Suffolk County Community College, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,530,000. The plan of financing includes (a) the issuance of \$255,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 535-2005 (\$26,666 for planning and \$228,334 for construction), (b) the expenditure of \$255,000 in State Aid funds appropriated pursuant to Resolution No. 536-2005, as corrected by Resolution No. 345-2006 (\$26,666 for planning and \$228,334 for construction), (c) the issuance of \$255,000 bonds or bond anticipation notes authorized pursuant to Resolution No. 93-2006 (\$26,666 for planning and \$228,334 for construction), (d) the expenditure of \$255,000 in State Aid appropriated pursuant to Resolution No. 94-2006, as corrected by Resolution No. 346-2006 (\$26,666 for planning and \$228,334 for construction), (e) the issuance of \$255,000 bonds or bond anticipation notes authorized pursuant to this resolution (\$26,666 for planning and \$228,334 for construction), (f) the expenditure of \$255,000 State Aid funds to be appropriated (\$26,666 for planning and \$228,334 for construction) and (g) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 12 (a) (2) of the Law, is fifteen (15) years, computed from May 15, 2006, the date of issuance of the first obligations issued for such purpose pursuant to Bond Resolution No. 535-2005.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Barraga made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1233-2007

Laid on Table 3/6/2007

Introduced by Legislators Cooper, Horsley, Romaine, Stern, Vilorio-Fisher

RESOLUTION NO. 273 -2007, DESIGNATING 3rd MONDAY OF APRIL AS "LIBRARIAN APPRECIATION DAY" IN SUFFOLK COUNTY

WHEREAS, librarians assist people in finding information and using it effectively for personal and professional purposes; and

WHEREAS, librarians work in public and school libraries, information centers and libraries maintained by government agencies, corporations, law firms, advertising agencies, museums, hospitals, religious organization and research laboratories; and

WHEREAS, with the traditional concept of the library being redefined from a place to access paper records or books to one that houses the most advanced media, the internet, virtual libraries and remote access to a wide range of resources, the role of a librarian is also being redefined; and

WHEREAS, librarians must have a working knowledge of a wide variety of scholarly and public information sources in order to oversee the selection and organization of all library materials; and

WHEREAS, the County of Suffolk wishes to acknowledge the important role librarians have in our communities, schools and businesses; now, therefore be it

1st RESOLVED, that April 15th, 2007 is hereby designed as "**Librarian Appreciation Day**" in Suffolk County in recognition of service librarians perform in our communities, schools and business each and every day; and be it further

2nd RESOLVED, that beginning in 2008 and continuing thereafter the 3rd Monday in April shall be permanently designated as "Librarian Appreciation Day" within the County of Suffolk; 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) 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator Kennedy made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1256-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 274 -2007, APPROPRIATING FUNDS IN CONNECTION WITH THE SCIENCE, TECHNOLOGY AND GENERAL CLASSROOM BUILDING - AMMERMAN CAMPUS (CP 2174)

WHEREAS, the President of Suffolk County Community College and the Board of Trustees have requested funds for the implementation of the Master Plan Update – Phase I estimated at \$65,274,000; and

WHEREAS, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State’s share estimated at \$32,547,000; and

WHEREAS, sufficient funds have been included in the 2007 Capital Budget and Program to cover the County’s cost of the project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the power to make such a determination has been granted under the Plan C Agreement between the College and the County; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of \$800,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c)(18) and (27), since it constitutes a local legislative decision in connection with information collection including

basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soil studies that do not commit the agency to undertake, fund or approve any Type 1 or Unlisted action. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of 55 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of \$800,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2174.110 (Fund 001-Debt Service)	Planning for Science, Technology & General Classroom Building – Ammerman Campus	30	\$800,000

and be it further

4th RESOLVED, that State Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	Project Title	JC	Amount
525-CAP-2174.110	Planning for Science, Technology & General Classroom Building – Ammerman Campus	30	\$800,000

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator Kennedy made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1256A-2007

BOND RESOLUTION NO. 275 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$800,000 BONDS TO FINANCE A PART OF THE COST OF PLANNING FOR THE

**SCIENCE, TECHNOLOGY AND GENERAL CLASSROOM
BUILDING-AMMERMAN CAMPUS (CP 2174.110)**

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$800,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of planning for the science, technology and general classroom building-Ammerman Campus, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,600,000. The plan of financing includes (a) the issuance of \$800,000 bonds or bond anticipation notes authorized pursuant to this resolution, (b) the expenditure of \$800,000 State Aid funds, and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 62 of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of

the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 27, 2007

Legislator Romaine made motion for the following resolution, seconded by Deputy Presiding Officer Viloría-Fisher. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1173-2007
Introduced by Legislator Romaine

Laid on Table 3/6/2007

**RESOLUTION NO. 276 -2007, AUTHORIZING PLANNING
STEPS FOR ACQUISITION UNDER SUFFOLK COUNTY
MULTIFACETED LAND PRESERVATION PROGRAM
(EASTPORT PROPERTY) TOWN OF BROOKHAVEN**

WHEREAS, Resolution No. 459-2001 established the Suffolk County Multifaceted Land Preservation Program for acquisitions to be consummated pursuant to Resolution No. 751-1997; pursuant to the traditional Suffolk County Open Space Program; pursuant to Chapter 8 of the SUFFOLK COUNTY CODE for farmland purposes; for parkland purposes; for environmentally sensitive land acquisition; for watershed and/or estuary protection; for drinking water protection purposes; or in accordance with the programmatic criteria set forth in Resolution No. 602-2001 designated as the Suffolk County Active Parklands Stage II Acquisition Program; and

WHEREAS, there are sufficient revenues to fund land acquisition in Capital Project No. 7177, Project Name: "Suffolk County Multifaceted Land Preservation Program"; now, therefore be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his deputy, is hereby authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to take all preliminary planning steps (i.e. survey, appraisal, title search, and environmental audit) as shall be necessary and appropriate as set forth in the 2nd RESOLVED clause of this Resolution, funding for which shall be provided in Capital Project No. 7177, to acquire fee title to the parcels listed herein below from the reputed owners for inclusion in the Suffolk County Multifaceted Land Acquisition Program for acquisitions to be consummated in accordance with the programmatic criteria set forth in Resolution No. 602-2001 designated as the Suffolk County Active Parklands Stage II Acquisition Program:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District 0200 Section 593.00 Block 01.00 Lot 009.000	57.1	Eastport Properties, L.P. 1400 Merritt Road Farmingdale, NY 11735
No. 2	District 0200 Section 593.00 Block 01.00 Lot 010.000	.814	Eastport Properties, L.P. 1400 Merritt Road Farmingdale, NY 11735
No. 3	District 0200 Section 593.00 Block 01.00 Lot 011.002	5.2	Eastport Properties, L.P. 1400 Merritt Road Farmingdale, NY 11735
TOTAL ACREAGE		63.114	

and be it further

2nd **RESOLVED**, that the County Department of Environment and Energy, Division of Real Property Acquisition and Management, 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

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

4th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1193-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive and Legislator Romaine

**RESOLUTION NO. 277 –2007, AMENDING THE 2007
CAPITAL BUDGET AND PROGRAM AND
APPROPRIATING FUNDS IN CONNECTION WITH THE
SUFFOLK COUNTY MULTIFACETED LAND
PRESERVATION PROGRAM AND WORKFORCE
HOUSING PROGRAM**

WHEREAS, Suffolk County has earned National Recognition for its various land acquisition programs which protect our environment and preserve the unique character of our County; and

WHEREAS, Suffolk County Workforce Housing Program was established to promote the development of affordable housing; and

WHEREAS, the 5th RESOLVED clause of Resolution No. 459-2001 established the Suffolk County Multifaceted Land Preservation Program for acquisitions to be consummated pursuant to Resolution No. 751-1997; pursuant to the traditional Suffolk County Open Space Program; pursuant to Chapter 8 of the SUFFOLK COUNTY CODE; for parkland purposes; for the acquisition of environmentally sensitive land; for watershed and/or estuary protection; for drinking water protection purposes; or in accordance with the criteria set forth in Resolution No. 602-2001 designated as the Suffolk County Active Parklands Stage II Acquisition Program; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request under the Suffolk County Multifaceted Land Preservation Program; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature by even date herewith has authorized the issuance of \$13,333,000 in Suffolk County Serial Bonds to cover the cost of acquiring land under the Suffolk County Multifaceted Land Preservation Program and Workforce Housing Program; now, therefore be it

1st RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management, not including new programs or major reordering of priorities that may affect the environment; and be it further

2nd RESOLVED, that prior to the approval by this Legislature of any property for acquisition under this capital project, an environmental review of each property shall be undertaken and completed in accordance with SEQRA; and be it further

3rd RESOLVED, that the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law; and be it further

4th RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-four (54) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

5th RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No. : 7177

Project Title: Suffolk County Multifaceted Land Preservation Program

Total	Current 2007	Revised 2007
Estimated	Capital Program	Capital Program

	<u>Cost</u>	<u>and Budget</u>	<u>and Budget</u>
2. Land Acquisition	\$94,385,500	\$13,333,000 B	\$11,833,000 B
TOTAL	\$94,385,500	\$13,333,000	\$11,833,000

Project No. 8704

Project Title: Purchase and Development of Property for Workforce Housing

	Total	Current 2007	Revised 2007
	Estimated	Capital Program	Capital Program
	<u>Cost</u>	<u>and Budget</u>	<u>and Budget</u>
2. Land Acquisition	\$11,550,000	\$ 0	\$1,500,000 B
TOTAL	\$11,550,000	\$ 0	\$1,500,000

and be it further

6th RESOLVED, that the proceeds of \$13,333,000 in Suffolk County Serial Bonds be and are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7177.227 (Fund 001-Debt Service)	Suffolk County Multifaceted Land Preservation Program	\$11,833,000
525-CAP-8704.211 (Fund 001-Debt Service)	Purchase and Development of Property for Workforce Housing	\$1,500,000

and be it further

7th RESOLVED, that no funds appropriated by this resolution may be expended unless and until a resolution authorizing planning and/or acquisition of a piece property for the purposes of these capital projects has been duly adopted.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 22, 2007

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1193A-2007

BOND RESOLUTION NO. 278 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$11,833,000 BONDS TO FINANCE A PART OF THE COST OF THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY MULTIFACETED LAND PRESERVATION PROGRAM (CP 7177.227)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$11,833,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the acquisition of land under the Suffolk County Multifaceted Land Preservation Program, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$32,167,750. The plan of financing includes (a) the issuance of \$12,051,750 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 1120-2005, (b) the issuance of \$8,283,000 bonds or bond anticipation notes authorized pursuant to Bond Resolution No. 686-2006, (c) the issuance of \$11,833,000 bonds or bond anticipation notes authorized pursuant to this resolution and (d) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 21 of the Law of the Law, is thirty (30) years, computed from May 15, 2006, the date of issuance of the first obligations issued pursuant to Bond Resolution No. 1120-2005.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 27, 2007

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1193B-2007

BOND RESOLUTION NO. 279 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS TO FINANCE A PART OF THE COST OF THE ACQUISITION OF LAND FOR THE WORKFORCE HOUSING PROGRAM (CP 8704.211)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$1,500,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the acquisition of land for the Workforce Housing Program, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$6,405,000. The plan of financing includes (a) the issuance of \$4,905,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 687-2006 (as amended or expected to be amended), (b) the issuance of \$1,500,000 bonds or bond anticipation notes authorized pursuant to this resolution and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 21 of the Law of the Law, is thirty (30) years, computed from November 1, 2006, the date of issuance of the first obligations issued pursuant to Bond Resolution No. 687-2006.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 27, 2007

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 15-0-2-1. Legislators Alden and Kennedy abstained. Legislator Horsley was not present.

Intro. Res. No. 1230-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 280 -2007, TO APPOINT MEMBER OF COUNTY PLANNING COMMISSION (ROBERT A. BRAUN, ESQ.)

WHEREAS, Section 14-2 of the SUFFOLK COUNTY CHARTER provides for the appointment of fifteen (15) members of the Suffolk County Planning Commission, one member from each of the ten (10) towns in Suffolk County, one member from an incorporated village of under 5,000 population, one member from an incorporated village of over 5,000 population, and three members from the County at large; and

WHEREAS, there is a vacancy on the Commission in the position held by the member from the Town of Smithtown due to the resignation of CARRIE MEEK GALLAGHER; and

WHEREAS, there is a desire to diversify the Commission by appointing someone with a legal background in business, commercial and real estate matters; and

WHEREAS, Steve Levy, the County Executive of Suffolk, has appointed ROBERT A. BRAUN, ESQ., currently residing at 350 Veterans Memorial Highway, New York

11725, as a member of the County Planning Commission to replace **Carrie Meek Gallagher**, whose term expires December 31, 2007; now, therefore be it

1st RESOLVED, that **ROBERT A. BRAUN, ESQ.**, currently residing at 14 Rutherford Street, St. James, New York 11780, is hereby appointed as a member of the Suffolk County Planning Commission to represent the Town of Smithtown for the unexpired balance of the four-(4)-year term, said term to expire December 31, 2007.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 27, 2007

ROBERT A. BRAUN, ESQ.

*350 Veterans Memorial Highway
Commack, NY 11725
631-543-7667*

EMPLOYMENT

PARTNER <i>Sarisohn Law Partners, LLP</i> rated "A.V." (highest rating) by Martindale-Hubbell	January, 1982-Present Commack, New York
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Partner in charge of financial matters. Practice areas: Business, Commercial, Real Estate, and Litigation

Assistant District Attorney Kings County District Attorney's Office	1977-1980 Brooklyn, New York
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EXPERIENCE

- Representation in negotiation and drafting of contracts, resolution of contract disputes and litigation with government agencies and private parties
- Representation in sales and purchases of business and commercial properties, as well as residential real estate and representation of several leaders, for example, CTX Mortgage, Wells Fargo, Washington Mutual, Countrywide and Money Store at mortgage closings, both residential and commercial

INDIVIDUAL ACTIVITIES

- Suffolk County Bar Association
 - Real Estate, Commercial/Corporation Law Committees
 - Professional Ethics, Grievance and Fee Dispute Committees
- New York State Bar Association and American Bar Association
- American Bar Association

- Past President-Temple Beth Sholom-Smithtown, New York
- Secretary-Smithtown Rotary Club
- Past President-The Society of American Magicians
- Listed in Who's Who in American Law

EDUCATION

Juris Doctor <i>St. John's University</i>	May, 1976 Jamaica, New York
Bachelor of Arts <i>Queens College, CUNY</i>	May, 1972 Flushing, New York

ADMITTED TO PRACTICE

- | | |
|--------------------------------|----------------|
| • New York State Courts | March, 1977 |
| • USDC EDNY | December, 1977 |
| • USDC SDNY | December, 1977 |
| • USCA 2 nd Circuit | January , 1978 |
| • United States Supreme Court | June, 1982 |

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1231-2007 Laid on Table 3/6/2007
 Introduced by Presiding Officer, on request of the County Executive and Legislator Cooper, Stern

RESOLUTION NO. 281 -2007, APPROPRIATING FUNDS AND ESTABLISHING A PROGRAM FOR THE SUFFOLK COUNTY ENVIRONMENTAL LEGACY FUND (CP 8731)

WHEREAS, Suffolk County has achieved and earned national recognition for the acquisition and preservation of environmentally sensitive lands which protect our environment and preserve the unique character of Suffolk County; and

WHEREAS, acquiring, preserving and protecting environmentally sensitive lands denominated as open space, farmlands, historic properties and active parklands is especially important in light of the competitive real estate market and decreasing availability of such lands; and

WHEREAS, it is important that governments work together with each other and/or with private not-for-profit environmental land protection organizations in the acquisition and preservation of such properties; and

WHEREAS, our financial resources must be used in a creative fashion to continue the programs which have benefited Suffolk County residents through leveraged funding by providing partnerships which maximize our ability to preserve and protect these environmentally sensitive lands; and

WHEREAS, the Adopted 2007-2009 Capital Program provides that FIFTY MILLION and 00/100 DOLLARS (\$50,000,000.00) be made available to be matched with other governmental entities and/or private, not-for-profit organizations which specialize in the acquisition of environmentally sensitive lands of the type contemplated for acquisition herein, with their funding to be at least equivalent or in excess of the County's funding of FIFTY MILLION and 00/00 DOLLARS (\$50,000,000.00) which would be a total of at least ONE HUNDRED MILLION and 00/100 DOLLARS (\$100,000,000.00) dedicated to protecting and preserving our open space, farmlands, parklands, and historic properties; and

WHEREAS, the Suffolk County 2007-2009 Capital Program further provides for TWENTY MILLION and 00/100 DOLLARS (\$20,000,000.00) thereof to be authorized in 2007, FIFTEEN MILLION and 00/100 DOLLARS (\$15,000,000.00) thereof to be scheduled in 2008 and FIFTEEN MILLION and 00/100 DOLLARS (\$15,000,000.00) thereof to be scheduled in 2009, all of which is subject to the aforesaid requirement that at least the equivalent amount be provided by the above noted non-County sources, which will enhance the County's overall funding in order to viably compete for the purchase of such environmentally significant open space, farmlands, parklands and historic properties; and

WHEREAS, it is necessary to appropriate the TWENTY MILLION and 00/100 DOLLARS (\$20,000,000.00) from the 2007 Capital Budget for the Environmental Legacy Fund; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type I action, pursuant to 6 NYCRR §617.4(b)(4) and (10). This Legislature further finds and determines that implementation of this action will not have a significant impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 NYCRR §617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and

2. SEQRA review shall be conducted on any proposed acquisition and its uses; however, in the event that SEQRA for a particular acquisition has been previously approved, or has otherwise been completed for said acquisition or use of said parcel, under another Suffolk County environmental acquisition program, then said prior SEQRA determination shall be used; and

3. 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 appropriate notices or determinations in accordance with this Resolution;

and be it further

2nd RESOLVED, that the Legislature hereby states its intention to finance the Environmental Legacy Fund properties described herein by the issuance of County bonds or notes; and be it further

3rd RESOLVED, that it is determined that this program, with a priority ranking of sixty-three (63), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

4th RESOLVED, that prior to the approval by this Legislature of any acquisition under this capital project, or adoption of any bond resolution authorizing the issuance of bonds to finance such acquisition, an environmental review of each acquisition shall be undertaken and completed in accordance with SEQRA; and be it further

5th RESOLVED, that the proceeds of said TWENTY MILLION and 00/100 DOLLARS (\$20,000,000.00) in Suffolk County Serial Bonds be and are hereby appropriated as follows:

Project No.: 8731

Project Title: Environmental Legacy Fund

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-8731.210 (Fund 001-Debt Service)	Environmental Legacy Fund	\$20,000,000.00

and be it further

6th RESOLVED, that the lands to be purchased with Environmental Legacy Funds shall be environmentally significant open space, farmlands, active parklands and historic properties; and be it further

7th RESOLVED, that said open space shall be the same type of property purchased pursuant to the traditional Open Space Preservation Program pursuant to Resolution No. 762-1986 et seq.; said farmland purchases shall be purchases of farmland development rights which shall be made pursuant to the Suffolk County Administrative Local Law Chapter 8, Development Rights to Agricultural Land; and said active parklands shall be acquired to be used for playgrounds, soccer fields, football fields, baseball fields, outdoor concerts, horseback riding or equine endeavors, and/or other community recreational needs, all subject to continued public access to such property; and be it further

8th RESOLVED, that the properties shall only be eligible for acquisition by the County of Suffolk upon receipt by the County Executive of a written binding pledge or commitment by the respective governmental entity and/or not-for-profit organization which specializes in the acquisition of environmentally sensitive lands of the type contemplated for acquisition herein, which represents that the property is eligible for acquisition under one of the above categories; authorizes acquisition of fee title, or a lesser interest therein, i.e., farmland development rights; appropriates funds for the acquisition in an amount of at least fifty percent (50%) of the total cost of acquisition, including but not limited to survey, appraisal,

environmental audit, title insurance, tax adjustments and taxes prior to exemption; and be it further

9th RESOLVED, the Suffolk County Division of Real Property Acquisition and Management of the Department of Environment and Energy is authorized to negotiate and to acquire, on behalf of the County of Suffolk, the interest as noted above in the properties eligible for acquisition in this program; and be it further

10th RESOLVED, that up to, but no more than fifty percent (50%) of the funding for the acquisition of the total costs, as noted herein, are hereby authorized to be provided by the County of Suffolk, and the remaining amount of at least fifty percent (50%) of the funding of the total costs as noted herein shall be provided at the closing by the respective governmental entity and/or not-for-profit organization which specializes in the acquisition of environmentally sensitive lands of the type contemplated for acquisition herein, including but not limited to survey, appraisal, environmental audit, title insurance, tax adjustments and taxes prior to exemption; and be it further

11th RESOLVED, that the Commissioner of the Department of Environment and Energy and/or the Director of Real Property Acquisition and Management are hereby authorized to perform all acts, and negotiate and execute all documents in order to effectuate the terms of this resolution; and be it further

12th RESOLVED, that the County's acquisition shall be further subject to the terms and conditions as approved by the Suffolk County Attorney; and be it further

13th RESOLVED, that title shall be held by

- (a) The County of Suffolk; or
- (b) The County of Suffolk and the respective governmental entity and/or not-for-profit organization, each owning an undivided interest in proportion to its financial contribution, as tenants in common; or
- (c) Physically dividing the property up between the County of Suffolk and the respective governmental entity and/or with the not-for-profit organization, each owning all of the interest in its respective portion of the property, commensurate with its financial contribution in its respective portion of the property; and be it further

14th RESOLVED, that the County resolution authorizing the acquisition shall specify that jurisdiction of Suffolk County's interest in the respective type of property acquired shall be transferred to the Department of Parks, Recreation and Conservation, except that where farmland development rights are acquired, such jurisdiction shall be transferred to the Office of Farmland Acquisition and Management of the Department of Environment and Energy, in conjunction with the Department of Planning in accordance with the policies set forth above; and be it further

15th RESOLVED, that, if it is not contrary to any statute, the Suffolk County Charter, any local law, any regulation or other County policy, the County is hereby authorized to negotiate and enter into a municipal cooperation agreement with the respective governmental

entity for the management of said County acquisition, and/or a management agreement with the not-for-profit organization which specializes in the acquisition of environmentally sensitive lands of the type contemplated for acquisition herein, the terms and conditions of which shall be approved by the Suffolk County Attorney in consultation with the respective Commissioner of the County Department charged with the management and operation of said property.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 22, 2007

Legislator Kennedy made motion for the following resolution, seconded by Deputy Presiding Officer Viloría-Fisher. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1232-2007
Introduced by Legislator Kennedy

Laid on Table 3/6/2007

RESOLUTION NO. 282 –2007, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE FIRST ¼% SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (APPROVED 1987, AMENDED 1996) – TOWN OF SMITHTOWN – MCDONNELL PROPERTY – (SCTM NO. 0800-171.00-04.00-001.000)

WHEREAS, the first ¼% Suffolk County Drinking Water Program, approved in 1987 and amended in 1996, authorized the use of one-third of any surplus funds in the program for the acquisition of parkland in various towns, including the Town of Smithtown, on a pro rata basis as determined by population; and

WHEREAS, the Town of Smithtown has requested that the County of Suffolk acquire a parcel of land located in Smithtown; immediately adjacent and contiguous to Lily Pond Preserve; and

WHEREAS, adequate funding is provided for, under the first Suffolk County Drinking Water Protection Program (formerly Section C12-5(E)(1)(b) of the SUFFOLK COUNTY CHARTER) for the acquisition of such land; now, therefore be it

1st RESOLVED, that the following parcel is hereby approved for preliminary planning steps and ultimate inclusion in the first Suffolk County Drinking Water Protection Program:

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NO.</u>	<u>ACRES</u>	<u>REPUTED OWNER</u>
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No. 1 Dist. 0800 ±.18 Mark McDonnell
 Sec. 171.00 Marie Dondero
 Block 04.00 47 Shannon Blvd.
 Lot 001.000 Yaphank, NY 11980

and be it further

2nd RESOLVED, that the Director of 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 initiate written contact with the owner(s) of the property, prior to ordering an appraisal, for the purpose of commencing negotiations to acquire fee simple absolute or a lesser interest (i.e. conservation easement) of the subject parcels, the actual acquisition of which shall be subject to approval via duly enacted resolution of the County of Suffolk; and be it further

3rd RESOLVED, that the County Division of Real Estate is hereby authorized to use such appraisals as may be made available by other municipalities for the purpose of such acquisition, if deemed cost effective and appropriate by the Department; and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: March 20, 2007

****VETOED BY COUNTY EXECUTIVE ON APRIL 5, 2007****

****VETO OVERRIDE ADOPTED ON APRIL 24, 2007****

Legislator Romaine made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1242-2007
Introduced by Legislator Romaine

Laid on Table 3/6/2007

**RESOLUTION NO. 283 -2007, AUTHORIZING PLANNING
STEPS FOR ACQUISITION UNDER SUFFOLK COUNTY
MULTIFACETED LAND PRESERVATION PROGRAM (CHICCO
PROPERTY) TOWN OF SOUTHOLD**

WHEREAS, Resolution No. 459-2001 established the Suffolk County Multifaceted Land Preservation Program for acquisitions to be consummated pursuant to Resolution No. 751-1997; pursuant to the traditional Suffolk County Open Space Program; pursuant to Chapter 8 of the SUFFOLK COUNTY CODE for farmland purposes; for parkland purposes; for environmentally sensitive land acquisition; for watershed and/or estuary protection; for drinking water protection purposes; or in accordance with the programmatic criteria set forth in Resolution No. 602-2001 designated as the Suffolk County Active Parklands Stage II Acquisition Program; and

WHEREAS, there are sufficient revenues to fund land acquisition in Capital Project No. 7177, Project Name: "Suffolk County Multifaceted Land Preservation Program"; now, therefore be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his deputy, is hereby authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to take all preliminary planning steps (i.e. survey, appraisal, title search, and environmental audit) as shall be necessary and appropriate as set forth in the 2nd RESOLVED clause of this Resolution, funding for which shall be provided in Capital Project No. 7177, to acquire fee title to the parcels listed herein below from the reputed owners for inclusion in the Suffolk County Multifaceted Land Acquisition Program for acquisitions to be for environmentally sensitive land acquisition;

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District 1000 Section 022.00 Block 03.00 Lot 018.020	9.2	Giacomo F. Chicco 2797 Cedar Beach Road Southold, NY 11971

and be it further

2nd RESOLVED, that the County Department of Environment and Energy, Division of Real Property Acquisition and Management, 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

3rd RESOLVED, that any unencumbered, unallocated funds available at the conclusion of the consummation of the acquisition of these proposed parcels shall be appropriated to future and subsequent acquisitions under the Suffolk County Multifaceted Land Preservation Program; and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Eddington made motion for the following resolution, seconded by Legislator Schneiderman. The resolution was passed 16-0-1-1. Legislator Alden abstained. Legislator Horsley was not present.

Intro. Res. No. 1149-2007
Introduced by Legislator Eddington

Laid on Table 2/6/2007

RESOLUTION NO. 284 -2007, ADOPTING LOCAL LAW NO. 8 -2007, A LOCAL LAW TO REGULATE THE SALE AND USE OF OUTDOOR FURNACES IN SUFFOLK COUNTY

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 6, 2007, a proposed local law entitled, "**A LOCAL LAW TO REGULATE THE SALE AND USE OF OUTDOOR FURNACES IN SUFFOLK COUNTY**" now, therefore be it

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

LOCAL LAW NO. 8 -2007, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO REGULATE THE SALE AND USE OF OUTDOOR FURNACES IN SUFFOLK COUNTY

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that outdoor wood-burning furnaces can provide an alternative to conventional heating systems, generating hot water heat through the use of onsite wood fires rather than oil or gas heat.

This Legislature also finds and determines that smoke from these outdoor furnaces often contains unhealthy levels of particulate matter, dioxins, carbon monoxide, nitrogen dioxide, sulfur dioxide, hydrochloric acid, formaldehyde and other toxic air pollutants.

This Legislature further finds and determines that exposure to smoke from these furnaces can cause adverse effects to respiratory and cardiovascular systems, asthmatic sensitivity and lung illness, especially among children and the elderly.

This Legislature finds that outdoor furnaces are intended to burn only natural wood, but homeowners sometimes add other materials which, when burned, can produce toxic air pollutants.

Therefore, the purpose of this law is to ensure that outdoor wood-burning furnaces are utilized in a manner that does not create a nuisance and which is not detrimental to the health, safety and general welfare of the residents of Suffolk County.

Section 2. Definitions.

As used in this law, the following terms shall have the meanings indicated:

NATURAL DISASTER - hurricane, fire, tornado, flood, blizzard, explosion, airplane crash, earthquake, nuclear war, radiological emergency, war, civil unrest or disobedience, act of God or comparable event.

OUTDOOR WOOD-BURNING FURNACE—any equipment, device or apparatus located outside the primary residential or commercial dwelling it serves, which is designed to transfer heat, via liquid, through the burning of wood to heat indoor spaces. The term “outdoor wood-burning furnace” shall not include fire pits, outdoor fireplaces or wood-fired barbeques.

Section 3. Prohibitions.

No person shall sell, purchase, construct or install a new outdoor wood-burning furnace after the effective date of this law.

Section 4. Requirements through December 31, 2009.

No person shall operate or use an outdoor wood-burning furnace that has been constructed prior to the effective date of this law unless such operation or use is in accordance with the following requirements:

- A. Outdoor wood-burning furnaces shall only be operated between October 1 through May 1.
- B. Outdoor wood-burning furnaces shall not be operated within 200 feet of a hospital, school, daycare center or nursing home or within 200 feet of the boundary of a Federal, County, State, Town or Village park.
- C. Only seasoned cord wood that has not been painted, stained, chemically treated, laminated or glued, may be burned in an outdoor wood-burning furnace.
- D. A chimney shall be installed on all outdoor wood-burning furnaces, the height of which shall extend no less than two feet higher than the eave line of any residential structure located within 200 feet of the outdoor wood-burning furnace, but in no event shall the height of said chimney be less than 15 feet.

- E. The operation of an outdoor wood-burning furnace must be in accordance with the manufacturer's written instructions and in compliance with any local ordinances that are more strict than those outlined in this Section.

Section 5. Requirements after January 1, 2010.

- A. No person shall operate or use any outdoor wood-burning furnace on or after January 1, 2010, except as permitted by subsection B of this Section.
- B. Any person who owns or operates an outdoor wood-burning furnace in conformity with the requirements of Section 4 of this law prior to January 1, 2010 may only operate said outdoor wood-burning furnace after January 1, 2010 in the case of an emergency or natural disaster which makes utilization of a heating system other than an outdoor wood-burning furnace impossible, impracticable or detrimental to the health or safety of the owner of said outdoor wood-burning furnace. Once utilization of a heating system other than an outdoor wood-burning furnace becomes possible or practicable, use of said outdoor wood-burning furnace shall cease.

Section 6. Effect of Other Regulations.

- A. Nothing contained herein shall be deemed to authorize the operation or use of any outdoor wood-burning furnace which is otherwise prohibited by the United States Environmental Protection Agency (EPA) and/or the New York State Department of Environmental Conservation (DEC).
- B. Nothing contained in this law shall be deemed to prohibit any Town or Village within Suffolk County from prohibiting or regulating the operation or use of outdoor wood-burning furnaces within their jurisdiction.

Section 7. Penalties.

Failure to comply with any provision of this law shall be a violation, subject to a fine not to exceed \$250.00 for each day that the violation continues.

Section 8. Enforcement.

- A.) The Office of Consumer Affairs is hereby authorized to enforce the ban on the purchase, sale, construction, or installation of new outdoor wood-burning furnaces under Section 3 of this law.
- B.) The Suffolk County Police Department shall enforce the use and operation restrictions on outdoor wood-burning furnaces under Sections 4 and 5 of this law.

Section 9. Applicability.

This law shall apply to the purchase, sale, construction, installation, use and operation of any outdoor wood-burning furnace after the effective date of this law, however, the owner/operator of any outdoor wood-burning furnace in existence on or before the effective date

of this law shall be permitted to remain and operate for 180 days subsequent to the effective date of this law.

Section 10. Severability.

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

Section 11. SEQRA Determination.

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

Section 12. Effective Date.

This law shall take effect on the ninetieth (90th) day immediately subsequent to filing in the Office of the Secretary of State.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: April 4, 2007

After a public hearing duly held on April 3, 2007
Filed with the Secretary of State on May 2, 2007

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Browning. The resolution was passed 13-3-1-1. Legislators Romaine, Schneiderman and Kennedy voted no. Legislator Horsley was not present.

RESOLUTION NO. 285 -2007, ADOPTING THE SUFFOLK COUNTY VECTOR CONTROL AND WETLANDS MANAGEMENT LONG-TERM PLAN AND A STATE ENVIRONMENTAL QUALITY REVIEW ACT FINDINGS STATEMENT FOR THE FINAL GENERIC ENVIRONMENTAL IMPACT STATEMENT

WHEREAS, it is the policy of Suffolk County to reduce or eliminate pesticide usage, to the extent practicable; and

WHEREAS, Suffolk County is committed to preserving and restoring its tidal wetlands, which have been dramatically altered by an extensive vector control grid ditch network which was substantially created in the 1930s; and

WHEREAS, the West Nile Virus threat highlighted the need to further optimize an already effective Vector Control Program, which is essential to protect public health, and also has important ancillary quality of life benefits; and

WHEREAS, in acknowledgement of the need to develop a comprehensive long-term vector control plan to protect public health and welfare, while reducing pesticide usage and enhancing wetlands which may be affected by Vector Control, in Resolution No. 688-2002, this Legislature authorized the development of a Suffolk County Vector Control and Wetlands Management Long-Term Plan (hereinafter "Long-Term Plan," dated October 2006, annexed hereto, incorporated by reference and made a part hereof), designated itself as lead agency under the State Environmental Quality Review Act (hereinafter "SEQRA", N.Y. Environmental Conservation Law Article 8) and its implementing regulations (subject to appropriate coordination), classified the action as Type I, and adopted a Positive Declaration for the Long-Term Plan, causing a Generic Environmental Impact Statement (hereinafter "GEIS") to be prepared; and

WHEREAS, this Legislature adopted the Final Scope for the Generic Environmental Impact Statement, pursuant to Resolution No. 1122-2003; and

WHEREAS, the Long-Term Plan and GEIS were prepared in a public and open process with extensive input and guidance from Citizens and Technical Advisory Committees, as well as the Council on Environmental Quality (hereinafter the "CEQ"), interested citizens of the County, and Local, State, and Federal agencies; and

WHEREAS, comments from agencies, advisory committees, the public, and the CEQ resulted in multiple voluntary iterations of the Long-Term Plan (including publications in September 2005, May 2006, and October 2006), and, as a result, the Plan has been substantially improved; and

WHEREAS, the Departments of Health Services, Public Works, and Energy and the Environment caused the preparation of a Draft GEIS in accord with the procedures and rules of SEQRA as defined in 6 NYCRR Part 617; and

WHEREAS, pursuant to Chapter 279 of the Suffolk County Charter, the Council on Environmental Quality evaluated the Draft GEIS and found it to be complete according to the standards set forth under SEQRA; and

WHEREAS, the Council on Environmental Quality then solicited public comments on the Draft GEIS, including holding two public hearings; and

WHEREAS, this Legislature, on the advice of the Council of Environmental Quality, found that comments received on the Draft GEIS were substantive in nature, requiring the preparation of Final GEIS, as per Resolution No. 1103-2006; and

WHEREAS, the Suffolk County Departments of Health Services, Public Works, and Energy and the Environment therefore caused the preparation of a Final Generic Environmental Impact Statement in accordance with the procedures and rules of SEQRA as defined in 6NYCRR Part 617; and

WHEREAS, the Final GEIS was filed with the Council on Environmental Quality and made available to the general public; and

WHEREAS, the Council on Environmental Quality forwarded the Long-Term Plan, the Final GEIS, and the Final GEIS Addendum, together with its comments and recommendations and those received from the public with this Legislature, for consideration at the January 29, 2007 meeting of the Environment, Planning and Agriculture Committee of the Suffolk County Legislature, as part of CEQ Resolution No. 08-07; and

WHEREAS, the Suffolk County Departments of Health Services, Public Works, and Energy and the Environment caused the preparation of a draft Findings Statement; now, therefore be it

1st RESOLVED, that the Legislature adopts the Long-Term Plan as an appropriate, comprehensive, long-term wet lands management and vector control plan to protect public health and welfare, while reducing pesticide usage and protecting wetlands; and be it further

2nd RESOLVED, that, pursuant to 6 NYCRR Part 617 and Chapter 279 of the Suffolk County Charter, the Legislature hereby adopts the Statement of Findings annexed hereto, incorporated by reference and made a part hereof, certifies that the requirements of SEQRA have been met, and certifies that, consistent with social, economic and other essential considerations, the proposed Long-Term Plan has been developed from among the reasonable alternatives available, as the choice that avoids or minimizes potential adverse, environmental impacts, to the maximum extent practicable; and be it further

3rd RESOLVED, that the Legislature certifies that adverse environmental impacts will be avoided or minimized to the maximum extent practicable by incorporation, as conditions within the Statement of Findings, where those mitigative measures that have been identified as practicable; and be it further

4th RESOLVED, that the Legislature finds that there is a need for a strategy to address the management needs of the County's 17,000 acres of tidal wetlands, not just the 4,000 acres of tidal wetlands of greatest concern to Vector Control; and be it further

5th RESOLVED, that the Legislature supports the Wetlands Stewardship Committee concept described in the Findings Statement, as a means of coordinating and overseeing future marsh management projects, as well as overseeing development of a strategy to address the management needs of the County's 17,000 acres of tidal wetlands, consistent with applicable laws; and be it further

6th RESOLVED, that the Commissioner of the Suffolk County Department of Environment and Energy, or her designee, is hereby authorized and directed to serve as Chair of the Wetlands Stewardship Committee, and to oversee development and implementation of appropriate procedures and by-laws of that Committee, including membership and voting, which procedures and by-laws shall be consistent with applicable laws; and be it further

7th RESOLVED, that the Suffolk County Department of Environment and Energy will prepare a report on Wetlands Stewardship Committee activities to this Suffolk County Legislature within three years, with said report containing a strategy to address the management needs of the County's 17,000 acres of tidal wetlands.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 22, 2007

**STATEMENT OF FINDINGS
SUFFOLK COUNTY VECTOR CONTROL AND WETLANDS MANAGEMENT
LONG-TERM PLAN**

Preparation/Submission Date:	February 1, 2007
Issuance Date:	As of adoption by the Suffolk County Legislature
SEQRA Classification:	Type 1
Lead Agency:	County of Suffolk Suffolk County Legislature William H. Rogers Building 725 Veterans Memorial Highway Smithtown, NY 11787
Contact Name:	Mr. James Bagg Chief Environmental Analyst Council on Environmental H. Lee Dennison Building 100 Veterans Memorial Highway Hauppauge, NY 11788 (631) 853-5203

Location: Countywide, but excluding the Orient Point Mosquito Control District and Fire Island National Seashore

A. Introduction

The subject action is the Suffolk County Vector Control Wetlands Management and Long-Term Plan (herein the Long-Term Plan; October, 2006). This Statement of Environmental Findings has been prepared in accordance with the environmental review requirements of the State Environmental Quality Review Act (SEQRA), as set forth in 6 NYCRR Part 617 and Chapter 279 of the Suffolk County Charter. This statement of findings has been prepared to demonstrate that:

1. the procedural requirements of SEQRA have been met;
2. the proposed Long-Term Plan was selected from among the reasonable alternatives as the choice that minimized potential impacts; and
3. as required by 6 NYCRR Section 617.11(d), consistent with social, economic and other essential considerations from among the reasonable alternatives available, the action is one that avoids or minimizes adverse environmental impacts to the maximum extent practicable. Adverse environmental impacts will be avoided or minimized to the maximum extent practicable by incorporating as conditions to this Statement of Findings those mitigative measures that were identified as practicable.

B. Overview

Purpose/Goals

Suffolk County has developed this Long-Term Plan to control mosquitoes (protect public health), reduce pesticide usage, and manage and protect wetlands. A major goal is to reduce larviciding by 75 percent, as measured in acres treated, over 12 years; currently, 4,000 acres of tidal wetlands are routinely larvicided. Another key goal is to continue to reduce adulticiding. In recent years, less than two percent of Suffolk County has received non-emergency adulticide treatments.

Description of Action

The Long-Term Plan enhances integrated pest management, including increased surveillance (including pre-adulticide, and post-adulticide efficacy), operational improvements (e.g., catch

basin larviciding), and expanded public education/outreach. Strict numeric mosquito criteria will be used to justify every non-Health Emergency adulticide treatment. The use of technology has also been optimized. For example, the Adapco Wingman spray technology is used to minimize pesticide usage, and geographic information systems have been improved.

Wetlands management will be critical in reducing larvicide usage. As part of the program, no new ditches will be created, and routine use of machine ditch maintenance has ceased. During the first three years, implementation of the Long-Term Plan will focus on low-impact water management without significant changes to the wetland ecology. Wetlands functions and values will be the paramount objective for all wetland management projects.

In the longer term, a Wetlands Stewardship Committee strategy will address the assessment and management needs of all 17,000 acres of tidal wetlands in Suffolk.

At a minimum, the Long-Term Plan will be updated on a triennial basis, with the first update due in 2010. The triennial report will contain detailed information on effectiveness of implementing a broad variety of recommendations related to public health, vector control, and water management (see Appendix 1 for format and examples of specific indicators). Any significant changes to the Plan may be subject to further environmental review (see section G).

Impact Analysis

A comprehensive environmental review was conducted for the potential impacts of the Long-Term Plan. As discussed in Section F, there is no data or analysis which documents that implementation of the Long-Term Plan will have any potentially significant adverse impacts (with the possible exception of adulticide impacts to non-target insects which are believed to be minor and can be mitigated, as well as Wetlands Best Management Practices 5 through 15, which would be subject to additional environmental review if proposed). Successful implementation of the Plan will, however, result in significant beneficial impacts (e.g., pesticide reduction).

Potential environmental impacts were reviewed for all aspects of the program, through exhaustive literature searches, local experiments (including collection of extensive monitoring data) and demonstration projects, and a comprehensive, quantitative risk analysis. Vector

control and water management programs, and impacts, were evaluated for numerous jurisdictions.

The pesticides analysis results can be summarized as:

- Human health: negligible impacts (acute, chronic, or carcinogenic) from any larvicide or adulticide agent.
- Ecological impact: no significantly increased risks for impacts for mammalian, avian, or reptilian wildlife from any pesticide. Possible risks for aquatic impacts were associated only with the adulticides permethrin and, potentially more so, malathion. However, models indicate that the increased risk for invertebrate impacts does not propagate up the food chain, and a sophisticated ecosystem model showed recovery to be complete by the following spring.

Bees are the standard for understanding agricultural pesticide impacts to flying insects and, based on theoretical potential effects to bees, all adulticides posed a potential risk to non-target flying insects. However, vector control adulticides are generally not applied when bees are flying (day time). No study has attributed significant impacts to insect populations from vector control adulticides at the concentrations and methods in which they are applied. Also, the literature suggests that effects of transient stressors on insect populations are fleeting, with populations recovering within days. Mitigation measures contained in the Long-Term Plan are expected to minimize any potential impacts to non-target flying insects.

The water management impact assessment found that there should be no significant impacts from careful, site-specific application of the selected Best Management Practices. For the first three years of the Long-Term Plan (through early 2010), implementation of the Long-Term Plan will focus on low impact Best Management Practices (BMPs 1-4, including de minimis ditch maintenance and maintenance/repair of existing culverts). Any other BMPs (including BMPs 5-15) will automatically trigger additional environmental review.

The Long-Term Plan involves a new approach to the management of Suffolk County's coastal marshes, and there will be no new ditch construction, no routine ditch maintenance of the overall grid ditch system, and minimal, limited machine ditch maintenance (expected to be annually limited to 50,000 linear feet, affecting less than 50 acres of marsh) in conjunction with projects

where it is necessary to preserve or enhance important ecological functions in tidally restricted areas.

Mitigation

Mitigation is discussed in detail in Section F. Mitigation is summarized as follows, in terms of integrated pest management, water management, and pesticide usage.

Integrated Pest Management

The Long-Term Plan mitigates potential impacts because it enhances many aspects of the current Integrated Pest Management approach, including:

- Public outreach will be bolstered. In particular, there will be targeted education efforts in areas that have a greater probability of receiving adulticide applications.
- Surveillance efforts (pre-spray and post-spray efficacy) will increase, including increasing the number of traps used and the number of set-outs made. New Jersey Light Traps will increase from 27 to 30, and CDC trap-nights are expected to increase from 80 to 105 trap nights per week, at peak). Surveillance results will be better communicated to the public as a means of justifying program decisions.
- Current efforts to reduce mosquito breeding in catch basins and other storm water systems will be increased. Catch basin monitoring will increase, with the goal of increasing from 10,000 to 40,000 inspections per year.
- Focus will be increased on reducing the number of tires that litter the County. These sites serve as key habitats for important disease vectors, and so these efforts clearly reduce the risks of disease transmission.
- Biocontrol use will be mitigated through the use of disease-free, native fish, whenever possible (although the use of disease-free fathead minnows is also a possibility), and through strict observance of restrictions to ensure fish do not escape to other water bodies and do not threaten endangered species or significant habitats.

Wetlands Management

Water management was the cause of many comments from interested parties. It is of prime importance that wetlands management be organizationally and functionally separated from vector control. To mitigate potential effects from any wetlands management project, the following measures will be instituted.

- For the first three years of the Long-Term Plan (through early 2010), implementation of the Long-Term Plan will focus on low impact Best Management Practices (BMPs 1-4, including de minimis ditch maintenance and maintenance/repair of existing culverts).
- Any other BMPs (including BMPs 5-15) will automatically trigger additional environmental review. While BMPs 1-4 will be generally classified as Type II Actions, they may be subject to further SEQRA review if deemed necessary by DEE and/or CEQ. BMPs 5-15 will be deemed Unlisted or Type 1 Actions to ensure appropriate SEQRA review.
- A Wetlands Stewardship Committee, chaired by the Suffolk County Department of Environment and Energy, will be a key part of the Long-Term Plan, and this Committee will provide recommendations on all projects using BMPs 10-15, and can review any other project its membership wishes to consider.
- In 2010, the first triennial report will include recommendations from the Wetlands Stewardship Committee strategy; at that point, any Long-Term Plan modifications may be subject to further environmental review (see section G).
- The Long-Term Plan now emphasizes marsh health and preservation in design, implementation, and assessment of all wetlands management projects.
- All necessary permits will be acquired, which will require a great deal of formal project reviews.

Pesticide usage

Pesticide impacts are mitigated in several ways, as follows.

- Implementation of the long-term plan is expected to result in decreasing need to use larvicides (an eventual 75 percent reduction is a Long-Term Plan goal).
- Precise triggers (trap counts or landing rates) are required to be met before any Vector Control adulticide applications.
- Efficacy testing will be a significant element of the Long-Term Plan, and these data should provide justification for the pesticide use that does occur.
- Use of the Adapco Wingman technology will optimize aerial adulticide applications (maximize mosquito control while minimizing pesticide usage)
- Continued consultation with New York State Department of Environmental Conservation (NYSDEC) and other resource agencies will ensure that all pesticide applications avoid impacts to endangered species and minimize impacts to settings of particular concern, whether through the use of setbacks, adjustments in application timing, or avoidance of specific areas.
- The plan report now appears to want to lessen such buffers, which right now are 100-150 feet. CEQ feels the buffers are necessary, though if more nuanced applications are proven to avoid non-target impact/drift, CEQ will be willing to consider such evidence as part of the long term strategy.

It is important to emphasize that the Long-Term Plan will be an adaptively managed Plan. The Steering Committee and the advisory committees (Citizens and Technical) are expected to continue to function, and issues can continue to be addressed, even if they arise or are realized after this iteration of the Plan has been completed.

Further Environmental Review

The triggers for further environmental review which are specified herein constitute the minimum conditions under which additional environmental review would be initiated. At any time, the County could commence additional environmental review based on substantial new technical information.

Further environmental reviews (see Section G) are possible under at least two circumstances: adoption of the Annual Plan of Work, and in relation to wetlands management projects. Both are summarized below.

Annual Plans of Work

On an annual basis, the Council on Environmental Quality will review Annual Plans of Work and make a recommendation with respect to the State Environmental Quality Review Act to the Suffolk County Legislature. Annual Plans of Work that comply with the form and content of the Long-Term Plan generally should not require further environmental review. If an Annual Plan of Work diverges from the Long-Term Plan, whether in terms of the scope of particular elements, or in terms of specific products or approaches to vector control, then all or part of the Annual Plan may be subject to further environmental review, at the determination of the Suffolk County Legislature and/or other involved agencies.

In general, annual plans need to focus on the use of surveillance to determine where mosquito problems exist, and to primarily employ source reduction tools to reduce the impact of mosquitoes on people. The implementation (over time) of the techniques for wetlands management developed in the Best Management Practices manual, as outlined in the Wetlands Management Plan may be a source reduction tool.

Specific triggers for additional SEQRA reviews have been detailed. These triggers include:

- failure to include public education and outreach steps to educate residents and visitors on the means that are available to avoid mosquito bites and diseases associated with mosquitoes
- inadequate mosquito population or disease surveillance
- failure to commit to respond to all mosquito complaints using personnel appropriately trained to identify and mitigate sources of mosquito problems
- failure to use the review processes outlined in the Wetlands Management Plan for wetlands management projects
- proposed use of a non-native biocontrol organism not already resident in Suffolk County natural environments

- proposed use of a larvicide other than *Bacillus thuringensis* var *israelensis* (Bti), *Bacillus sphaericus*, or methoprene
- proposed use of an adulticide other than resmethrin, sumithrin, permethrin, natural pyrethrins, or malathion
- identification of a preferred adulticide agent other than resmethrin or sumithrin
- use of BMPs 5-15.

Wetlands Management

Most wetlands management projects will be subject to further environmental review. Projects utilizing Best Management Practices 1 through 4, as determined by DEE, (none to Minimal Impacts) will not, unless unusual site-specific conditions are cause for concern; all others will.

The triggers for further environmental review which are specified in the FGEIS and below in Section G constitute the minimum conditions under which additional environmental review would be initiated. At any time, the County and/or the Council on Environmental Quality could commence additional environmental review based on substantial new technical information.

C. Procedural Requirements

Suffolk County Department of Public Works (SCDPW) prepared an Environmental Assessment Form (EAF) for the development of a Vector Control and Wetlands Management Long-Term Plan and submitted the EAF to the Council on Environmental Quality (CEQ) on May 2, 2002. On May 15, 2002, the CEQ issued a recommendation for a Positive Declaration to the Suffolk County Legislature. The Legislature issued the Positive Declaration at its meeting on August 6, 2002.

A draft Scoping document was prepared by Suffolk County Department of Health Services (SCDHS). The draft Scope was circulated for public review beginning August 7, 2002. A public Scoping hearing was held on September 10, 2002, at the Suffolk County Legislative

Building in Hauppauge. This hearing was conducted by the CEQ, acting on behalf of the County Legislature, as authorized by Chapter 279 of the Suffolk County Administrative Code.

The CEQ held open the public Scoping record until September 25, 2002, in order to afford the opportunity for additional written comments regarding the scope of the DGEIS. All written comments received through that date, as well as minutes and summaries from the various meetings conducted as part of the Scoping process, were collected together and published by the County.

The Final Scope was published August 1, 2003, and was adopted by the Legislature by Resolution 1122 on December 16, 2003. The resolution was signed by County Executive Robert Gaffney on December 18, 2003.

A Draft Generic Environmental Impact Statement (DGEIS) for the Suffolk County Vector Control and Wetlands Management Long-Term Plan was submitted to CEQ on May 3, 2006. It was accepted as complete by CEQ at its May 17, 2006 meeting. At that meeting, CEQ set a 60 day comment period (through July 17, 2006) and also announced that two public hearings would be held. Public hearings were thus held, on Thursday, June 29, 2006, from 6 to 9 pm, at the Maxine S. Postal Legislative Auditorium, Riverhead, and on Thursday, July 6, 2006, from 10 am to 1 pm in the Rose A. Caracappa Legislative Auditorium, Hauppauge, before members of CEQ, with CEQ Chair Dr. R. Lawrence Swanson presiding.

At the CEQ meeting held on August 9, 2006, CEQ determined that the comments received in writing and at the hearings were substantive in nature, and forwarded a recommendation to the Legislature that it cause to have a Final Generic Environmental Impact Statement (FGEIS) prepared. The Legislature, at its meeting on October 17, 2006, passed resolution 1103-2006 authorizing the preparation of a FGEIS. The resolution was signed by County Executive Steve Levy on October 20, 2006.

The FGEIS was received by CEQ on November 9, 2006. The FGEIS Supplement was sent to the CEQ on January 4, 2006. All documents were forwarded to the Legislature for review and consideration together with comments from CEQ, and considered at the January 29, 2007 meeting of the Environmental, Planning and Agriculture Committee (EPAC) of the Suffolk County Legislature. These findings incorporate the direction from the Legislature.

To the extent that these Findings may contain measures (e.g., mitigation) which are not already explicitly in the Plan, the Plan is deemed to be amended to incorporate these Findings. If any provisions in the Findings are potentially inconsistent with the Plan, the provisions of the Findings are deemed to prevail.

D. Long-Term Plan Overview

Introduction

On August 6, 2002, the Suffolk County Legislature adopted a “Positive Declaration” on the County’s proposed Vector Control and Wetlands Management Long-Term Plan. The Legislature subsequently appropriated funding to conduct the program, resulting in SCDPW (as fiscal manager) and SCDHS (as project manager) preparing and issuing a Request for Proposals (RFP) for the preparation of a Long-Term Vector Control and Wetlands Management Plan together with any associated environmental reviews.

An open and public process was undertaken to generate a Long-Term Plan and to perform the environmental impact assessment of the Long-Term Plan. Elements of public participation and input included:

- Formation of project committees such as the Technical Advisory Committee (TAC), the Citizens Advisory Committee (CAC), the Wetlands Subcommittee, and the Monitoring Subcommittee. These formally constituted committees (the TAC and CAC) and more informal groups provided venues and means for comment and review of project work products, and for feedback and input on the development of the Long-Term Plan to be made.
- Reviews of various project work products by nationally recognized technical experts (organized by the TAC).

- The Best Management Practices Manual and Wetlands Management Plan were released in draft form for public review in July 2005. The Long-Term Plan was released for public review in September 2005. On the basis of received public comments, the Long-Term Plan and the associated Wetlands Management Plan and Best Management Practices Manual were revised, and released in draft form again in December 2005. At that time, a draft version of the DGEIS was also released for public comment and review.
- Following the receipt of comments, the County once again revised the Long-Term Plan, the Wetlands Management Plan, and the Best Management Practices Manual. These documents, together with a revised DGEIS, were formally submitted to the CEQ on May 3, 2006.
- Following the public comment period on the DGEIS, the Long-Term Plan, the Wetlands Management Plan, and the Best Management Practices Manual were again revised, with the updated versions released in October 2006. On November 9, 2006, the FGEIS was delivered to CEQ, as a response to comments made on the DGEIS.

Therefore, it is clear that the Long-Term Plan and its associated environmental reviews are the product of an open and very public process, one in which several substantial revisions have been made following extensive public input to generate draft plans and analyses. The Plan was revised several times, on a voluntary basis, by the County.

In addition, Suffolk County commissioned its consultant, Cashin Associates, PC, and its team of subconsultants to conduct extensive fieldwork and local data collection, including local experimentation and environmental characterizations. These efforts included:

- Designing, permitting, constructing, and monitoring a progressive water management project at Wertheim National Wildlife Refuge, in conjunction with US Fish and Wildlife Service (USFWS) and the County.
- Designing, permitting, and conducting the Caged Fish experiment of larvicide and adulticide impacts under environmentally relevant conditions, documenting all aspects of the applications and subsequent fate and transport, and testing for biological effects, in conjunction with the County and the US Geological Survey (USGS).

- Identifying and characterizing 21 local wetlands (Primary Study Areas) to serve as a basis for determining environmental impacts associated with water management.
- Identifying and characterizing four sentinel areas of the County to allow for careful modeling of the risks to human health and the environment from proposed pesticide applications.
- Conducting an assessment of the potential for mosquito control ditches to convey land-based pollutants to the surrounding estuaries.
- Testing for changes in invertebrate communities at five pairs of salt marshes from extended exposure to mosquito control larvicide formulations.
- Determining the long-term vegetation characteristics at two south shore salt marshes, and relating changes in vegetation patterns to extrinsic environmental changes, such as ditching, changes in land use, major storms, and similar factors.
- Monitoring turtle use of upland mosquito ditches near Napeague Harbor, and surveying for their presence in three similar settings.
- Surveying additional stormwater control structures beyond those identified by preliminary County assessments for the potential to breed mosquitoes that might impact human health.
- Testing innovative mosquito control formulations and devices in County environments.
- Constructing a Geographical Information System (GIS) database of local vector control information along with other relevant County environmental data sets.
- Designing and preparing to implement a test of remote sensing capabilities to ascertain vegetation geographical patterns and temporal trends in County salt marshes.

This information was released to the public through 27 separate publications associated with the Literature Search, additional reports connected with other tasks of the project, construction and maintenance of a project website where all relevant information, publications, and presentations were posted, professional presentations at local, national, and

international meetings, and through production and dissemination of a project specific newsletter.

Nuisance versus Disease

The Long-Term Plan attempted to distinguish between mosquito control conducted to control nuisance, and mosquito control conducted to prevent human health impacts. However, such a distinction proved to be impracticable. The Plan was successful, however, in describing approaches geared to “Vector Control” (control in the absence of a detected pathogen; synonymous, for purposes of the Long-Term Plan, with the term “Public Health Nuisance Control”), as differentiated from actions associated with “Emergency Response.”

It is noted the Long-Term Plan approach is consistent with Public Health Law. The law reflects the position that a severe infestation of mosquitoes that results in large numbers of people receiving many bites is clearly not a “healthy” situation, even if no specific disease is transmitted. State and County Public Health Law describe a mosquito infestation as a “public health nuisance,” whether or not pathogens have been detected. A public health nuisance is, by definition, a condition that can adversely affect public health.

It is not possible to distinguish specific mosquito control steps for human health protection from all other mosquito control actions. For instance, West Nile virus (WNV) occurs and reoccurs across nearly all the County in most years. Nearly all human-biting mosquitoes found in the County have the potential to transmit WNV. Source reduction, wetlands management, larval control efforts, and wetland management techniques can reduce the potential for infection by reducing the pool of mosquitoes that can transmit disease. However, since female adult mosquitoes that have fed at least once are the only mosquitoes that carry WNV, the application of these techniques that limit the production of adult mosquitoes necessarily occurs prior to the mosquitoes becoming infected.

WNV impacts in the County are believed to be much less than they might in the absence of such control measures. Modeling suggests that West Nile virus incidence rates could be an order of magnitude higher in the absence of vector control (i.e., potentially tens of deaths, and hundreds of serious illnesses, annually). It is quite probable that other factors, such as the composition of the County’s mosquito population, also impacts the infection rate here. However, the control

program also has a role in shaping the mosquito population, so that again it is difficult to separate out clearly the impact of the control program from other factors. The terminology used for control of adult mosquitoes may appear to support a distinction between nuisance and disease control, but that is not so. “Health Emergency” adulticide applications are made when the Commissioner of the SCDHS, acting under authority granted by the New York State Department of Health, determines that immediate risks to human health need to be reduced, by reducing adult mosquito populations in a certain area because there is a particularly high risk of transmission of disease to humans. The implication is that other applications are not made to reduce health risks. However, the Long-Term Plan has accurately designated these other kinds of adulticide applications “Vector Control” applications (i.e., control vectors with potential to adversely affect public health, prior to detection of WNV or other pathogens). The terminology is intended to underline that all human-biting mosquitoes in the County are potential vectors of disease (most often, WNV), and that the reduction of large numbers of these mosquitoes will reduce overall disease risks. This clear connection between the reduction of large numbers of human-biting mosquitoes and decreases in disease risk is the reason that all aspects of the County control program are seen to be part of an overall disease control effort. It is true that alleviation of impacts to residents’ and visitors’ quality of life does follow from adulticide applications, and this is an important benefit of the program. This brief discussion focuses on West Nile virus. As discussed in the Long-Term Plan and GEIS, an integrated vector control program is credited to manage risks from other diseases and Eastern Equine Encephalitis.

Content of the Vector Control Long-Term Plan

Those aspects of the Vector Control portion of the Long-Term Plan were developed as an implementation of Integrated Pest Management. Integrated Pest Management is a means of addressing pest problems that uses a hierarchical approach where those activities that have greater impact on the organisms but potentially have fewer environmental or human health risks are assayed first, and where actions taken are commensurate with the problem.

The scope of the Long-Term Plan includes all of Suffolk County. However, Orient Point Mosquito Control District is responsible for vector control in that portion of the County. In addition, implementation of mosquito control in Fire Island National Seashore will require completing a separate permit application and environmental review process, and, due to its status

in the national park system, may require some additional considerations that do not apply to the remainder of Suffolk County.

The hierarchical elements of the Vector Control component of the Long-Term Plan are:

- Public education and outreach

Public education and outreach is central to the effectiveness of the Long-Term Plan. The Long-Term Plan will re-enforce existing efforts that allow residents and visitors to avoid being bitten by mosquitoes, and that address mosquito breeding problems determined through responses to citizen complaints. The Long-Term Plan calls for expansion of general public outreach through program presentations, brochures, and web site maintenance, and will target the areas of the County, predominantly along the south shore, where adulticide applications have been made more frequently. Specific efforts to improve catch basin maintenance and to address tire litter are expected to provide dividends in terms of reductions of disease risks. The County will maintain its “Do Not Spray” registry and will expand its efforts to educate Suffolk County residents regarding specific elements of the vector control program.

- Scientific surveillance

A central tenet of Integrated Pest Management is that information is necessary in order to determine appropriate actions. The Vector Control Long-Term Plan surveillance program is intended to generate necessary information in sufficient quantity and in a timely manner so that the activities of the vector control program are optimized. Surveillance generally determines two parameters concerning the local mosquito population. One is number and speciation, generally called population surveillance. The second is pathogen presence, which is generically called disease monitoring.

Population surveillance looks to assess larval and adult populations. Larval populations are determined at set stations, where crews collect samples with laboratory confirmation of numbers and speciation. Crews also seek for breeding sites in response to citizen complaints. The County will maintain its existing larval population sampling efforts, and endeavor to respond to all complaints within three days. Adult populations are assessed through trapping, primarily. The fixed New Jersey trap network will be expanded by three under the Long-

Term Plan, and, if adult control is proposed, special population sampling using CDC light traps will be undertaken prior to any application to ensure numerical triggers are exceeded. In addition, post application sampling will be conducted to measure efficacy. In some circumstances, landing rates will be used either in place of trapping or as an adjunct to trapping efforts.

Disease surveillance generally uses CDC gravid or CDC light traps. The initial set out of CDC traps will be expanded to 35 weekly set outs, and will be proportionately increased as the season progresses. The County will continue to send its pools of potentially infected mosquitoes to the State Department of Health for testing, although the Long-Term Plan recommends the construction of a Bio-Safety Level 3 laboratory in Suffolk County so that testing may occur more quickly and be conducted on more potential pools than is currently possible. Dead birds will continue to be collected, tested for WNV presence locally, and tested for a larger range of pathogens at the State laboratory.

Generally, SCVC will assume responsibility for population surveillance, and the Suffolk County Department of Health Services Arthropod-Borne Disease Laboratory (ABDL) will be responsible for disease surveillance. SCVC and the ABDL will continue to work closely together and share responsibilities to ensure that the primary mission of public health protection is adequately supported.

A discussion of surveillance results will be included in Annual Plans of Work. Detailed reporting and analysis of surveillance data will be included in each Triennial Report.

- Source control

Source control means to eliminate conditions conducive to mosquito breeding. This is a focus of public outreach efforts. It is also the most effective method of mosquito control conducted in response to public complaints. The County already has a strong program to encourage residents to take steps to drain standing water from containers near houses, to ensure pools are properly maintained, and to replace water in birdbaths at frequent intervals. The County will expand these efforts by addressing issues such as used tire management and catch basin maintenance with other local governments, and will expand the storm water facility maintenance program to private concerns such as shopping centers or apartment complexes. These efforts are especially important as the house mosquito (*Culex pipiens*) is

believed to be the prime vector for WNV in Suffolk County (other mosquitoes are also significant risk factors for WNV transmission, as well).

- *Wetlands Management*

The Long-Term Plan reconfirms the existing County commitment to abandon ditching as a means of wetlands management for mosquito control, and to avoid machine ditch maintenance except in the most limited of circumstances. In the longer run, the Long-Term Plan has identified the utilization of more progressive wetlands management in salt marshes (as defined in the Best Management Practices Manual) as one element in increasing effective control of mosquitoes and decreasing the potential for environmental impacts associated with vector control. Potential reductions of 75 percent in larvicide use, reductions in adulticide use, and improvements in important salt marsh ecological functions are all thought to result from careful and considered application of the Best Management Practices in select coastal marshes in the County.

Concerns raised by interested and involved parties have resulted in much more thorough review and appraisal of wetlands management as a means of vector control. For the first three years of the Long-Term Plan, only minor and relatively no impact projects will be considered by the County (see Figure 1, Figures 2-3, and Figure 6). Any project that is usually more likely to have potentially significant impacts or major impacts (Best Management Practices 5 to 15; Figures 4-5) will be subject to additional review under SEQRA. In addition, any project involving machine maintenance of existing ditches, structures, waterways, or other features associated with wetlands will be noticed to CEQ, either through submission of a copy of the permit application for the project, or submission of a project description detailed enough to serve as a NYSDEC permit application.

- *Biocontrols*

Biocontrols are not a major facet of the County program. This is largely due to the potential for environmental impacts from the invasive and aggressive *Gambusia* fish which has served the County as its primary biocontrol for several decades, and so the necessity to restrict biocontrols to settings where the fish will almost certainly not impact natural water bodies. In addition, many settings where biocontrols would serve good purposes for mosquito control are ecologically sensitive, often because they are largely predator-free. The Long-Term Plan

proposes to substitute fathead minnows (*Pimephales promelas*) for *Gambusia*, as the minnow as been identified as a more benign species should it escape to natural water bodies. The County will also follow developments in other jurisdictions regarding other promising organisms that are shown to consume mosquitoes, such as certain freshwater copepods (potential biocontrols for catch basins). However, the County will be very cautious in implementing biocontrol use, to ensure that sensitive environments are not disrupted through the introduction of predator species.

- Larval control

The Long-Term Plan reaffirms the County commitment to only using pesticides when scientifically-collected information supports its use, in the context of Integrated Pest Management principles. Surveillance data regarding the species and stages of immature mosquitoes along with information on the time of year and conditions at the prospective treatment site will be used to determine if use of one of two bacterial pesticides, *Bacillus thuringiensis var israelensis* (Bti) or *Bacillus sphaericus* (Bs), or the insect growth hormone mimicker methoprene, is appropriate. At times, the County may use a “duplex” treatment of Bti and methoprene, as well. Application rates will always be at label maximums. This insures maximum effectiveness for the application, and is important to reduce the development of resistance in treated populations. For regularly sampled locations, the primary determinant of the need to larvicide will be “presence/absence” over an appropriate subset of sampling points. The Long-Term Plan also identifies the potential to develop numerical triggers through analysis of data sets as augmented by continuing sampling, through the creation of a GIS (Geographical Information System) database of historical sampling results as part of the Plan development process. The County will continue to apply larvicides by helicopter to marshes that have large expanses of breeding, although it is anticipated that implementation of the Wetlands Stewardship Strategy (to be developed by the Wetlands Stewardship Committee under the direction of SCDEE) will help to significantly reduce larviciding needs. Other larvicides will be applied by field crews in response to surveillance data generated by citizen complaints or regular surveillance of smaller breeding locations. To check *Culex pipiens* populations further, the County will expand its surveillance of catch basins to some 40,000 (or more) sites each year. Time

release formulations of methoprene, or, sometimes, Bs, will be used to prevent the emergence of adult mosquitoes at these sites.

The Long-Term Plan requires the establishment of an efficacy program and also sampling to determine if resistance is being generated in treated populations.

- Adult control

Control of adult mosquitoes is the least favored means of mosquito control. Adulticide use signals the failure of all other potential treatment means, and is the last option for program managers. The County always endeavors to minimize its use of adulticide products.

Adult control can be deemed to be necessary under two separate operational scenarios. One is defined as a “Vector Control” (public health nuisance) application; the other is defined a “Health Emergency” application. In either case, pesticide use decisions are only made on the basis of scientifically-determined surveillance data.

Vector Control adulticide applications are made to reduce large numbers of human biting mosquitoes. Criteria for conducting a Vector Control treatment include:

1. Evidence of mosquitoes biting residents (there is no problem unless people are affected):

- Service requests from public - mapped to determine extent of problem
- Requests from community leaders, elected officials

2. Verification of problem by SCVC (service requests must be confirmed by objective evidence):

- New Jersey trap counts higher than generally found for area in question (at least 25 females of human-biting species per night).
- CDC portable light trap counts of 100 or more.
- Landing rates of one per minute over a five minute period.
- Confirmatory crew reports from problem area or adjacent breeding areas.

3. Control is technically and environmentally feasible (pesticides should only be used if there will be a benefit):

- Weather conditions predicted to be suitable (no rain, winds to be less than 10 mph, temperature to be 65°F or above).
- Road network adequate and appropriate for truck applications.
- "No- treatment" wetlands, wetlands and open water buffers, and no-spray list members will not prevent adequate coverage to ensure treatment efficacy.
- There are no issues regarding listed or special concern species in the treatment area.
- Meeting label restrictions for selected compounds (such as avoiding farmland) will not compromise expected treatment efficacy.

4. Likely persistence or worsening of problem without intervention (pesticides should not be used if the problem will resolve itself):

- Considerations regarding the history of the area, such as the identification of a chronic problem area.
- Determination if the problem will spread beyond the currently affected area absent intervention, based on the life history and habits of the species involved.
- Absent immediate intervention, no relief from the problem can be expected.
- Crew reports from adjacent breeding areas suggest adults will soon move into populated areas.
- Life history factors of mosquitoes present – i.e., if a brooded species is involved, determining if the brood is young or is naturally declining.
- Seasonal and weather factors, in that cool weather generally alleviates immediate problems, but warm weather and/or the onset of peak viral seasons exacerbate concerns.

- Determining, if the decision is delayed, if later conditions will prevent treatment at that time or not. Conversely, adverse weather conditions might remove most people from harm's way.

In essence, criteria 1 and 2 are necessary thresholds which must be met, prior to a treatment being considered. With enhanced surveillance, there will be rigorous, numeric validation of mosquito control infestation near a potentially affected population in all cases. Treatment will not occur unless criteria 1 and 2 are satisfied through a combination of surveillance indicators, although not all surveillance techniques may be feasible in every setting and situation.

Vector Control applications will normally be made by truck. Necessary public notices will be issued in a timely manner (normally, at least 24 hours pre-application), and appropriate precautions will be made to meet NYSDEC restrictions on applications, and to avoid "No Spray" properties (including all farms).

The need for Health Emergency treatments is determined by the New York State Department of Health West Nile Virus Response Plan for mosquito-borne disease. Because of the persistent presence of WNV in the County, the County perpetually begins each year in Tier II. As indicators of pathogen presence accumulate (positive dead birds, positive pools of mosquitoes), the Commissioner of the SCDHS will petition the Commissioner of the State Department of Health to declare a Health Emergency. If the petition is granted, and the risk assessments made by SCDHS indicate that risks to the residents of an area of the County are no longer tolerable, the Commissioner will declare a Health Emergency. In conjunction with NYSDEC and SCVC, SCDHS will determine the optimal treatment area to reduce risks of disease transmission to people. An application will be made to NYSDEC for NYSDEC to issue an Emergency Authorization to permit adulticide applications that might otherwise violate the State Freshwater Wetlands Regulations. Appropriate required public notices will be issued. Pre-application mosquito sampling will be conducted (for efficacy determinations). If, as is almost always the case for Health Emergency applications, an aerial application is proposed, a helicopter using the Adapco Wingman guidance system will be used to optimize the delivery of the pesticide.

Efficacy measurements will be made following every adulticide application. The Long-Term Plan also calls for the establishment of resistance testing for the more commonly used compounds.

The Long-Term Plan proposed a general reliance on resmethrin, a synthetic pyrethroid, as the adulticide pesticide. Resmethrin has been found to be an effective pesticide for mosquito control, can be used for ultra-low volume applications for truck and aerial delivery, undergoes rapid decay in the environment, and, as discussed below, has few identified non-target effects when applied as proposed under the Long-Term Plan. Sumithrin, a similar pyrethroid, is proposed to be the primary back-up to resmethrin, and the primary pesticide for any hand-held applications (the resmethrin label is currently interpreted as not permitting hand-held applications). The Long-Term Plan also identifies two other pyrethroids, permethrin and natural pyrethrins, as potential adulticide compounds. Neither is preferred; however, permethrin is a more widely available product that is manufactured by more than one company, and so may continue to be available under conditions when the patented, less-widely used pyrethroids may not be. Natural pyrethrins are identified as a potentially useful compound because its label allows for use over agricultural areas. In addition to the pyrethroids, malathion, an organophosphate pesticide, was identified as a potential adulticide. Malathion would be used under very specialized conditions, such if thermal fogging were needed, daylight applications were called for, or if resistance testing indicated pyrethroid applications would be ineffective in meeting the goals of the application. All of these pesticides would be applied at the maximum label rate, as that is the best way of achieving effective mosquito control and is helpful in avoiding the development of pesticide resistance.

Each year, SCVC will prepare and submit to CEQ and the Legislature a report on its pesticide use in the previous calendar year. The report will document actions taken to minimize the use of pesticides. It will summarize any notable scientific findings regarding the pesticides used by the program. The report will also identify any research or product development that may lead to selections of alternatives to the compounds selected by SCVC over that time period. The report will also review the thresholds used for Vector Control application consideration, and determine if those thresholds were appropriate to achieve the goals of protecting public health and the environment.

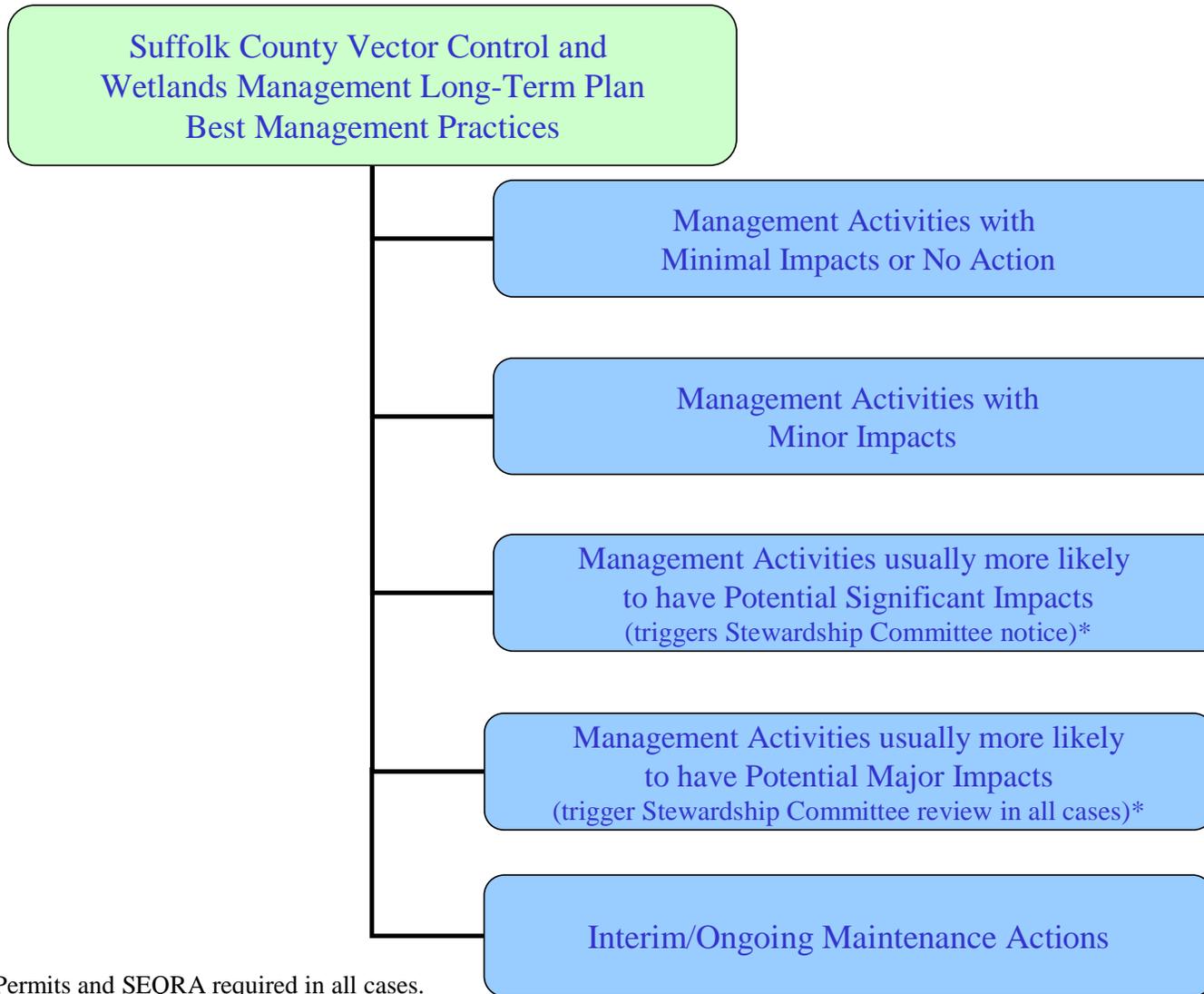
Wetlands Management component of the Long Term Plan

The Long-Term Plan establishes a Wetlands Stewardship Committee. The Suffolk County Department of Environment and Energy (SCDEE) will chair the committee. NYSDEC permits and reviews will be required for nearly every project. No project requiring a NYSDEC permit will be allowed to proceed without explicit review and approval of SCDEE, meaning that permit applications and Wetlands Stewardship Committee considerations will not begin without SCDEE vetting of the proposed project. Any project that is usually more likely to have potential for major impacts (Best Management Practices 10-15), or any other project, using Best Management Practices 5 through 9 that the Wetlands Stewardship Committee membership determines to need review, will undergo the review and recommendations of the Wetlands Stewardship Committee of the project goals, design, and impact assessment. Any project requiring a NYSDEC permit will be noticed to CEQ. Thus, any project except for the most minor will undergo extensive scrutiny and analysis prior to any alteration of the marsh.

If the DEE adopts any of the BMPs 2-4 as part of [their] its stewardship strategy, then “Maintenance as define in BMPs 2-4 needs further clarification [classification].

- a) No material alteration of marsh hydrology, tidal circulation characteristics, vegetation or animal populations shall occur as part of any maintenance activity.
- b) Maintenance should involve only existing water features in a marsh and cannot be used to expand any feature in length, width or depth.
- c) Suffolk County can remove blockages/obstructions in a ditch or impairments to tidal flow in accordance with conditions identified in the FGEIS.
- d) Maintenance cannot expand a ditch network.
- e) Maintenance shall avoid enhancement of storm water conveyance.

Figure 1. Overall Hierarchy of Proposed Best Management Practices

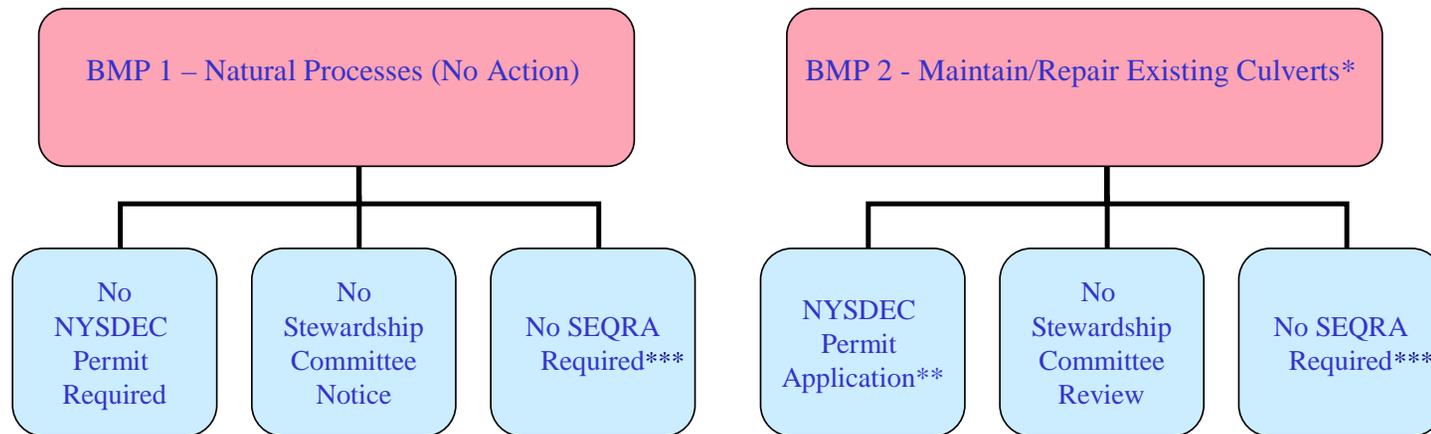


* DEC Permits and SEQRA required in all cases.

Figure 2. Review Process for Management Activities with No or Minimal Impacts

S.C. Vector Control and Wetlands Management Long-Term Plan Review Process for Wetlands Activity

NO ACTION & MINIMAL IMPACT



* Replacement in-kind with substantially identical culvert.

** Notice will also be sent to Town and Trustee jurisdictions.

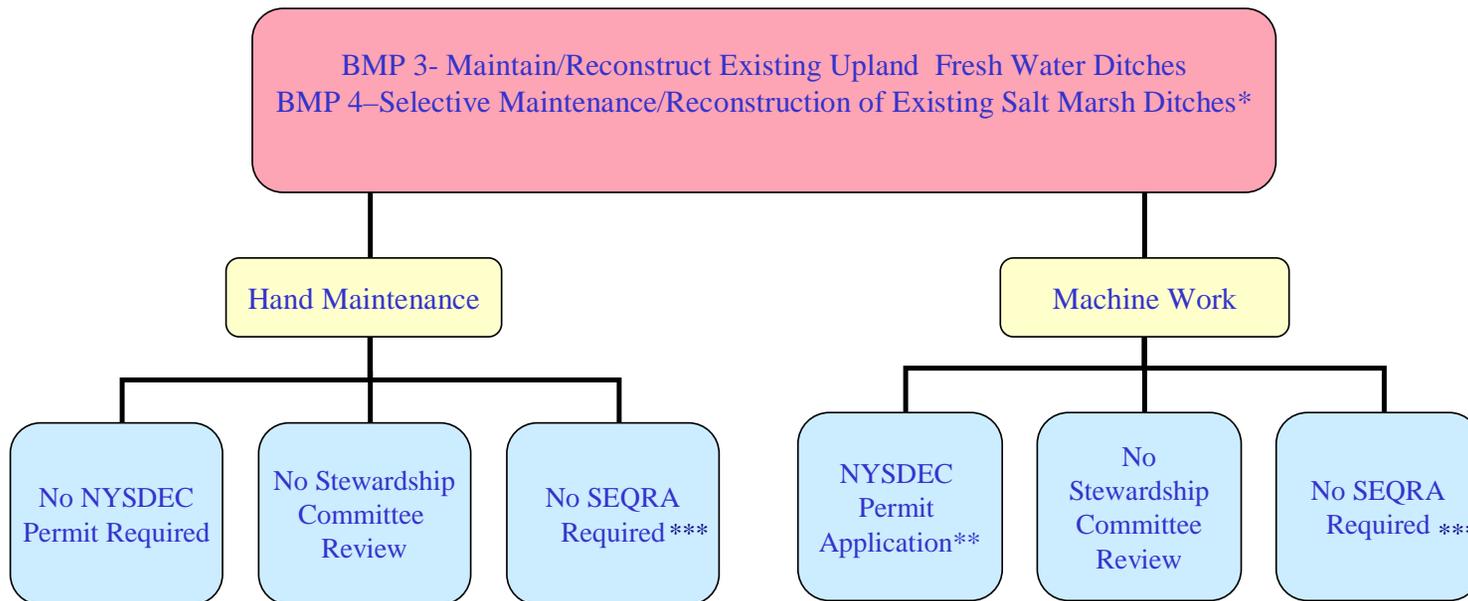
*** BMP 1-4 may require SEQRA review if deemed appropriate by DEE/CEQ.

Figure 3. Review Process for Management Activities with Minor Impacts

S.C. Vector Control and Wetlands Management Long-Term Plan

Review Process for Wetlands Activity

MANAGEMENT ACTIVITIES WITH MINOR IMPACTS



* Minimal machine maintenance when required for critical public health or ecological purpose (50,000 feet/year, 50 acres maximum, 1 acre minimum).

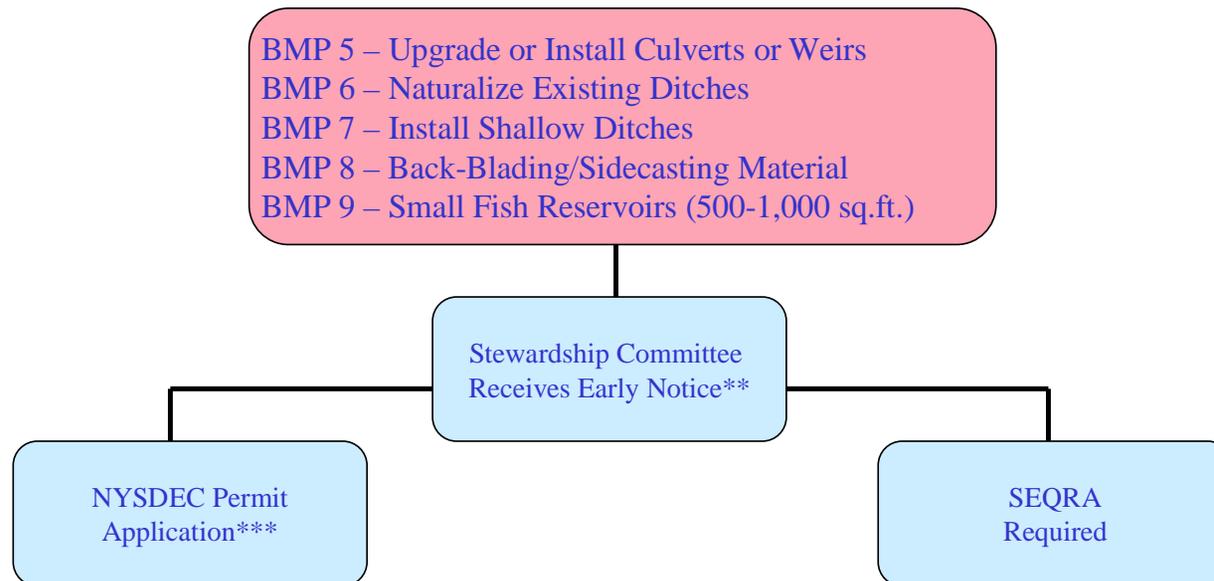
** Notice will also be sent to Town and Trustee jurisdictions.

*** BMP 1-4 may require SEQRA review if deemed appropriate by DEE/CEQ.

Figure 4. Review Process for Management Activities with the Potential for Significant Impacts

S.C. Vector Control and Wetlands Management Long-Term Plan **Review Process for Wetlands Activity**

MANAGEMENT ACTIVITIES USUALLY MORE LIKELY TO HAVE POTENTIAL SIGNIFICANT IMPACTS*



* In former plan drafts, BMP's 5-9 were designated "minor impacts" unless they affect 15 or more acres. In the current plan all are deemed usually more likely to have "potential significant impacts," irrespective of size. Impacts may be beneficial not necessarily adverse.

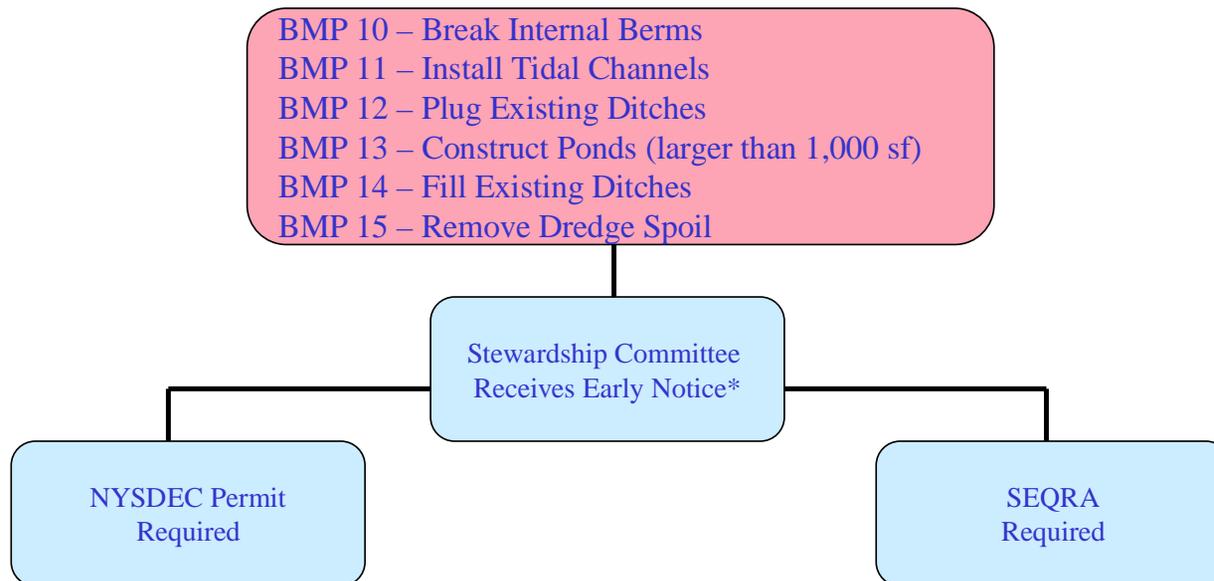
** Stewardship Committee can submit comments to project sponsor and/or SEQRA lead agency prior to project approval. Stewardship Committee meetings can also occur, as needed.

*** Notice will also be sent to Town and Trustee jurisdictions.

Figure 5. Review Process for Management Activities with the Potential for Major Impacts

S.C. Vector Control and Wetlands Management Long-Term Plan **Review Process for Wetlands Activity**

**MANAGEMENT ACTIVITIES USUALLY MORE LIKELY
TO HAVE POTENTIAL MAJOR IMPACTS***

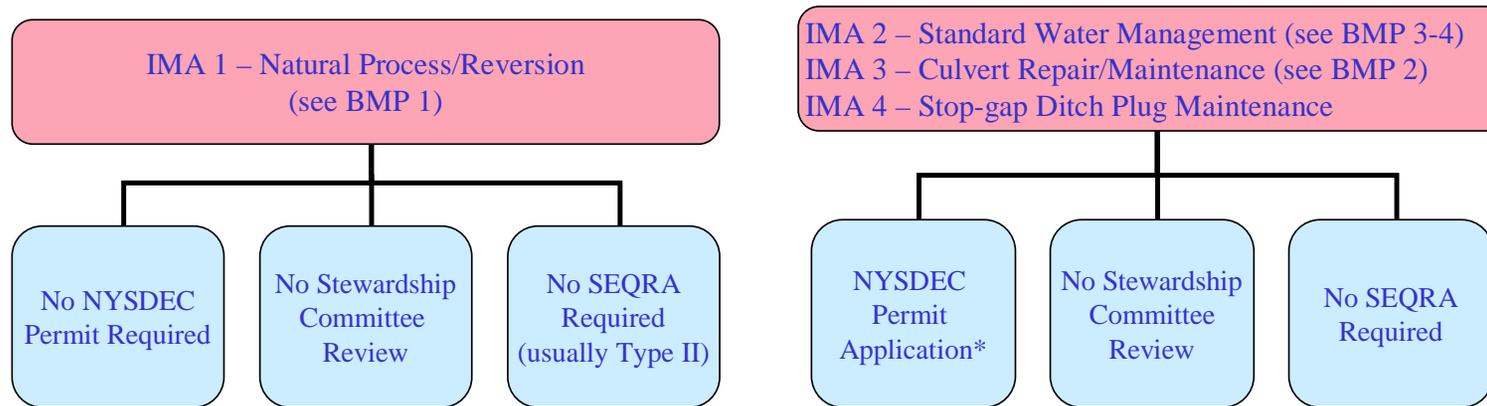


* Includes representation from local jurisdictions.

Figure 6. Review Process for Interim Management/Ongoing Maintenance Activities

S.C. Vector Control and Wetlands Management Long-Term Plan Review Process for Wetlands Activity

INTERIM MANAGEMENT/ONGOING MAINTENANCE ACTIVITIES (IMA)



* Notice will also be sent to Town and Trustee jurisdictions.

In addition, over the first three years of the Long-Term Plan, the Stewardship Committee is charged with developing more rigorous indicators for marsh health for Suffolk County, and using them to assess marsh health and develop a strategy to manage all of the county's 17,000 acres of salt marsh (not just the 4,000 acres of vector control concern). SCDEE will oversee the development of this strategy. Marsh health (functions and values) and the preservation of marshes are to be paramount considerations in evaluating any potential project.

The Wetlands Stewardship Committee is envisioned in the Long-Term Plan to have the following composition:

Estuary programs:

- Long Island Sound Study (LISS) representative
- Peconic Estuary Program (PEP) representative
- South Shore Estuary Reserve (SSER) representative

State

- New York State Department of Environmental Conservation (NYSDEC) Region I
- NYSDEC Bureau of Marine Resources
- New York State Department of State (NYSDOS)

County

- County Legislature
- County Executive
- Suffolk County Department of Health Services (SCDHS)
- Suffolk County Department of Public Works (SCDPW)
- Suffolk County Department of Environment and Energy (SCDEE) (chair)
- Suffolk County Department of Planning
- Suffolk County Department of Parks
- Council on Environmental Quality (CEQ)

Local

- Town representative (based on project location)
- Trustee's representative (based on project location)

Non-governmental Organizations

- Two appointed by County Legislature
- Two appointed by County Executive

Any agency or entity that initiates a project that is before the committee, cannot vote on that project.

Appendix 2 more completely describes the functions of the Wetlands Stewardship Committee.

The Long-Term Plan identified priority sites for consideration of wetlands management (approximately 4,000 acres of salt marshes), and also identified other sites where no marsh

management for vector control purposes appeared to be appropriate (also approximately 4,000 acres). The Long-Term Plan, in the context of the Integrated Marsh management program developed by the Wetlands Stewardship Committee under the direction of SCDEE, proposes to assess the priority sites and the remaining 9,000 acres of other coastal marshes over the next 12 years or so to determine whether marsh management (possibly with a vector control element) is appropriate.

Other important Long-Term Plan elements

SCVC and the Arthropod Borne Disease Lab (ABDL) have redefined areas of operation under the Long-Term Plan, with SCVC focusing on population dynamics and control, and the ABDL concentrating on disease surveillance and determination of the need for adulticide treatment to reduce health risks. Each division has been slightly reorganized, and the County has committed to providing the personnel necessary for the organizations to meet their duties under the Long-Term Plan. The Long-Term Plan also emphasizes the need for continuing professional education to maintain the current top-notch standing of these organizations and to support continuing review and reporting on program elements.

The Long-Term Plan is not envisioned to be a static document. Means for continuing adaptive management are outlined in the Plan, including, obviously, incorporation of the findings of the Wetlands Stewardship Committee into the Wetlands Management element of the Plan. In addition, to meet the need for continuing evolution of the Long-Term Plan, and also to meet important public outreach goals, the production of a Triennial Report has been proposed. Its outline is attached as Appendix 1 to this Findings Statement.

E. Reasonable Alternatives Considered

In accord with the requirements of SEQRA, the environmental review of the Long-Term Plan considered reasonable alternatives to the Long-Term Plan.

- No Action (continue the existing program)

SEQRA requires that a “no action” alternative be considered. If no changes were made to the existing situation, then the existing mosquito management program would be continued.

The existing program is an Integrated Pest Management program, but the Long-Term Plan has identified ways that it could be improved. The ways that the existing program would be improved include:

- An expanded and improved education program
- An expanded surveillance program
- Potential construction of a local BioSafety Level 3 laboratory
- Improved GIS capabilities for data management
- Improved source reduction, including an emphasis on tire management and storm water facility maintenance
- Implementation of a more ecologically sound and yet more effective water management program
- Selection of a better biocontrol agent than *Gambusia* fish
- Proposed implementation of numerical triggers for larviciding
- Establishing goals for larvicide reductions through more effective water management
- Purchase and installation of the Adapco system for aerial adulticide applications
- Establishing clear and precise numerical triggers for Vector Control treatments
- Creating pesticide efficacy programs
- Establishing resistance testing
- Establishing clear distinctions for the complementary roles of SCVC and the ABDL
- Creating mechanisms by which the Long-Term Plan can be modified as needs dictate

Thus, the No Action alternative is clearly inferior to the Long-Term Plan.

- No Mosquito Control

A considered alternative was one where no mosquito control was to be conducted. This alternative was found to be insufficiently protective of human health. A model of WNV prevalence in the theoretical absence of mosquito control found that tens of deaths might occur each year, with more than one hundred additional cases requiring hospitalization. In addition, because careful implementation of progressive water management can augment important salt marsh functionalities, potential ecological benefits would be lost. Human health and environmental impacts from pesticide use (see Section F below), which would be avoided under this alternative, were not found to be of the same magnitude as the potential human health impacts from disease. The potential for ecological impacts from water management are mitigated by processes established for programmatic and project level reviews (see Section D above and Section F below).

- Alternative IPM approaches

Various permutations of the overall Long-Term Plan approach were considered. They included:

- No water management at all

This is to adopt a marsh reversion policy for all marshes throughout the County. The environmental analysis suggested that, for certain marshes, allowing ditches to infill could increase mosquito breeding. In addition, for certain marshes, allowing the ditches to infill would reduce tidal circulation, and therefore lead to reduced functioning as a salt marsh. Therefore, having no water management at all would lead to potentially greater human health impacts because of increased mosquito breeding, and decreases in important ecological functions.

- Selective ditch maintenance

Experiences in other jurisdictions suggests that there are water management alternatives that potentially are more effective as mosquito control means, have potentially fewer environmental impacts, and should augment certain marsh functionalities such as fish production and water bird use of the marsh. This suggests that ditch maintenance is an inferior means of conducting water management.

- Ditch maintenance of all ditches

This alternative is based on the notion that structures should be maintained as they were constructed to be. However, it is clear that not all ditches are needed for mosquito control purpose. It is also likely that some ditches have had negative environmental impacts on certain marshes. Therefore, a universal policy of ditch maintenance is also an inferior means of mosquito control and of marsh management.

- Alternative larvicide compounds

Three alternatives were considered: ethoxylated fatty alcohols, Temphos, and Golden Bear Oil. Temphos clearly has the potential for greater ecological impacts to non-target aquatic invertebrates compared to Bti, Bs, and methoprene. The other two compounds are not as well studied. However, they appear to have the potential for non-target organism impacts, and do not appear to meet operational needs for SCVC. Therefore, these three compounds were evaluated to be inferior choices.

- No larvicide use in fresh water settings, with no methoprene use in salt water settings

Based on efficacy data, it is clear that mosquito breeding would be increased under this choice. The County has found that increased mosquito populations increase risks of disease transmission. Therefore, selecting this alternative would increase the risk of human disease. The analysis was not able to quantify the increase in risks, however. Selection of this alternative is based on the environmental benefits of reduced larvicide use outweighing the increase in human health risks. Although no use of pesticides is risk free, the quantitative risk analysis found that the proposed Long-Term Plan use of Bti, Bs, and methoprene should result in no changes to ecological conditions, as the modeling suggested the exposure of organisms to these pesticides would be below thresholds where impacts were found to occur. Therefore, it is likely that no discernable environmental benefits would ensue, and so the risk increase to human health is likely to be much greater than (and incommensurate with) any potential ecological benefits. In fact, significantly increased adulticide usage could occur as a result. This makes this alternative inferior to the Long-Term Plan.

- Alternative adulticide compounds

Four alternatives were considered: naled, fenthion, chlorpyrifos, and deltamethrin. Qualitative risk assessments were conducted of these compounds. Naled, fenthion, and chlorpyrifos are organophosphate pesticides. US Environmental Protection Agency studies suggest they are likely to have more non-target impacts than the pyrethroids selected for the Long-Term Plan. They thus represent inferior choices to resmethrin and sumithrin (the preferred Long-Term Plan adulticides). Deltamethrin is also a synthetic pyrethroid. The qualitative analysis of deltamethrin suggested it should have ecological and human health impacts that are similar to the selected pyrethroids. Because no information surveyed suggested it would have lower impacts than the selected pyrethroids, it was not selected as an alternative that should be preferred over the Long-Term Plan choices.

- Use of Mosquito Magnets in Davis Park

Mosquito Magnets and other mosquito traps have been found to be effective in some testing. However, local tests conducted under the Long-Term Plan did not find that they deterred mosquitoes from reaching a target area. Therefore, establishing an array of such traps across the barrier beach to reduce infiltration of mosquitoes to the community was thought to be technically flawed.

- Adulticide only for Health Emergencies

Four study areas were considered for the quantitative risk assessment. Two areas (Dix Hills, with one application, and Manorville, with two applications) were evaluated under Health Emergency scenarios. Mastic-Shirley (10 applications) was evaluated for a mix of Health Emergency and Vector Control applications, and Davis Park (14 applications) was evaluated for Vector Control applications only. Increasing the number of applications did not increase risks above impact thresholds for most of the scenarios and compounds evaluated. Potential impacts to terrestrial insects were found under all scenarios and for all pesticides (see Section F below). Potential impacts to aquatic invertebrates were found for the higher use scenarios for permethrin and malathion, but not for resmethrin and sumithrin. More sophisticated ecological modeling suggested that any permethrin impacts would be of short duration, and would not affect ecological conditions in the following season (these results were thought to be valid for malathion,

as well). The only potential risk found to be greater than threshold limits for human health was found for the highest potential release of malathion in Davis Park, and this risk increase could be mitigated by washing the exposed vegetables (a “community gardener” scenario was modeled for all risk assessment areas, even though it was understood that conditions on Fire Island do not allow for extensive vegetable gardens). Thus, only under the highest use scenario with the highest potential exposure concentration was there even a suggestion that Vector Control applications might lead to greater impacts than Health Emergency applications. Thus, the risk assessment generally found the potential for increased risks associated with Health Emergencies and Vector Control applications to be similar (and negligible). Therefore, there would be only slight risk benefits to be achieved by eliminating Vector Control applications. The analysis by the County, however, finds that increased numbers of mosquitoes tends to increase risks of disease transmission. Therefore, there is a risk benefit for human health from decreased disease risks when Vector Control applications are made. Therefore, eliminating Vector Control applications would not only decrease quality of life, but it would increase human health risks, and provide only negligible risk advantages. This made it an inferior alternative.

- o Adulticide only after human illness

This programmatic choice is logically flawed. For one, adulticides are used to avoid human illness. In this scenario, the illness has already occurred. Secondly, it needs to be understood that there is often a week or more lag between the time of infection and diagnoses of illness. Because mosquitoes often have high mortality rates (especially for brooded mosquitoes), the mosquitoes that may have been responsible for the illness may already be dead when the illness is determined. Therefore, it will often be the case that treatment decisions will be made for reasons other than the targeted mosquitoes having caused illness. If so, those treatment criteria could be used prior to the onset of illness. Because the mosquitoes that caused illness are not likely to still be present, it is clear that eliminating mosquitoes that caused people to become ill is not the direct cause of the proposed adulticide application. This means other criteria must be used to determine where and when the application will be made. If other criteria are used, then these self-same criteria could have been applied prior to the onset of illness, with the effect of

potentially preventing impacts to human health. In nearly all mosquito control situations with a virus like WNV that has a long lag between induction of illness and diagnosis of the disease, and where brooded mosquitoes are important to the risk of transmission, past human cases are a poor criterion on which to base mosquito control decisions, and the more important criteria that measure current risks from virus presence are not affected by incidences of disease. Therefore, disease occurrence in humans is a suboptimal trigger for treatment.

- No adulticiding

Information collected in the impact assessment suggests that adulticiding is effective at killing adult mosquitoes. If virus is circulating in these mosquitoes, their deaths will decrease risks to people from mosquito-borne disease. The analyses carried out on adulticide applications suggest that no significant increases in risks to the environment or human health result from judicious use of these pesticides. Therefore, avoiding the use of adulticides does not result in significant risk reductions. On the contrary, it could result in significant risk increases for mosquito-borne disease impacts.

F. Long-Term Plan Potential Significant Impacts and Identified Mitigation

Introduction

Suffolk County, through its consultant, Cashin Associates, and the team of subconsultants assembled by Cashin Associates, has conducted a most thorough and complete evaluation of potential impacts of the proposed Long-Term Plan. As detailed above in Section C, the overall approach to this project provided for a robust feedback system whereby initial findings were commented on and criticized, leading to revised and improved programs and analyses of the proposed programs. Not only were traditional methods of environmental analysis used (such as the literature search and modeled risk analysis), but local and unique experiments, assessments, and demonstration projects were undertaken to strengthen the development of the project and its environmental impact analysis.

Several elements are key to the findings regarding the proposed Long-Term Plan. These are:

- The 27 volume literature search

- The quantitative risk assessment of potential ecological and human health impacts of the proposed Long-Term Plan pesticides, using four exemplar areas of the County with different application scenarios, conducted by Integral Consulting.
- The Caged Fish experiment of fate and transport and potential impacts to sentinel organisms for methoprene and resmethrin under operational conditions in salt marsh ditches, under the direction of Professor Anne McElroy, Stony Brook University.
- The Wertheim National Wildlife Refuge demonstration of progressive water management practices and their potential to create environmental benefits and meet mosquito control needs, with the cooperation of USFWS.
- A model of potential human health impacts from WNV in the absence of local mosquito control, based on serological data collected in New York, Ohio, and Ontario.

Hundreds of samples of air, water, sediment, and biota were taken, with samples analyzed to the low part-per-trillion level, the lowest known detection limit ever attained. Numerous other efforts from this three-year study contributed to the conclusions reached here.

The contributions of volunteers were extremely important, and shaped the results presented here. These volunteers included citizens and government and academic professionals from outside of the project, who served on the various committees and who analyzed project output and draft and provisional documents.

Impacts and Mitigation

The following specifies potentially significant impacts that may be incurred with the adoption of the Long-Term Plan by the Suffolk County Legislature, and also identifies mitigation of these potential impacts.

- Education and Outreach

The Long-Term Plan identified the potential for impacts associated with counseling the public to use DEET to avoid mosquito bites. Although it is not clear that any health impacts result from the use of DEET, the Long-Term Plan repeats the advice of the State Department of Health and urges the public to use caution when applying DEET to skin, and to ensure

label directions are followed. Any potential impacts associated with DEET use are mitigated by reductions in disease risk associated with its effective deterrence of mosquito bites.

- **Source Reduction**

Collection of littered tires can increase waste management requirements, and the maintenance of storm water structures can also generate somewhat problematic materials. The scope of these problems, in light of waste management as a whole County-wide, is not great. The impact of problems associated with these waste streams is mitigated by the potential for improved mosquito management, especially in the reductions of risks to human health.

- **Water Management**

The Long-Term Plan identifies 15 Best Management Practices and four Interim Management/Ongoing Maintenance Activities (Tables 1 through 5) that could be conducted in coastal marshes to further mosquito control purposes. The following five tables summarize the possible impacts associated with each, and also identify mitigation for each potential impact (identified in the Tables as “Potential Benefits”).

Table 1. Management Activities with No or Minimal Impacts

BMP	Action	Factors to Consider	Potential Benefits	Possible Impacts	Equipment to be used	General Compatibility With Tidal Wetlands 6 NYCRR Part 661
BMP 1.	Natural processes (reversion/no action)	<ul style="list-style-type: none"> - Default option - Land owner prefers natural processes to proceed unimpeded - Natural reversion is actively infilling ditches - No existing mosquito problem 	<ul style="list-style-type: none"> - Return to pre-ditch hydrology - More natural appearance/processes - Requires no physical alterations 	<ul style="list-style-type: none"> - Possible increase in mosquito breeding habitat, creation of problem - Loss of ditch natural resource values - Loss of tidal circulation - Phragmites invasion if fresh water is retained on marsh - Drowning of vegetation if excess water is held on marsh 	Not applicable	NPN
BMP 2.	Maintain/repair existing culverts	<ul style="list-style-type: none"> - Flooding issues - Are existing culverts adequate for purpose? 	<ul style="list-style-type: none"> - Maintain existing fish and wildlife habitats - Maintain tidal flow and/or prevent flooding 	<ul style="list-style-type: none"> - Continue runoff conveyance into water bodies - Roads & other associated 	<ul style="list-style-type: none"> - Hand tools (minor maintenance) - Heavy 	GCp

		- Are existing culverts functioning properly?		structures	equipment for repair	
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Please note that other jurisdictions besides NYSDEC may also regulate activities in wetlands.

NPN = Uses Not Requiring a Permit
GCp = Generally Compatible Use- Permit Required

Table 2. Management Activities with Minor Impacts

BMP	Action	Factors to Consider	Potential Benefits	Possible Impacts	Equipment to be used	General Compatibility With Tidal Wetlands 6 NYCRR Part 661
BMP 3.	Maintain/ reconstruct existing upland/ fresh water* ditches	<ul style="list-style-type: none"> - Flooding issues - Are existing ditches supporting flood control? - Are existing ditches needed for agricultural uses? 	<ul style="list-style-type: none"> - Maintain existing fish and wildlife habitats and hydrology - Prevent or relieve flooding - Support turtle habitat - Provide fish habitat 	<ul style="list-style-type: none"> - Continue runoff conveyance? - Perpetuate existing degraded conditions - Excess drainage 	<ul style="list-style-type: none"> - Hand tools (minor maintenance) - Heavy equipment for reconstruction (rare) 	NPN, GCp (6 NYCRR Part 663)
BMP 4	Selective Maintenance/ Reconstruction of Existing Salt Marsh Ditches	<ul style="list-style-type: none"> - Local government issues and concerns resolution - SCDHS Office of Ecology review - Mosquito breeding activity - Land owners long-term expectations - Overall marsh functionality - Ditch maintenance is to be selective and minimized 	<ul style="list-style-type: none"> - Enhance fish habitat - Maintain existing vegetation patterns - Maintain existing natural resource values - Allow salt water access to prevent/control Phragmites - Reuse pesticide usage 	<ul style="list-style-type: none"> - Perpetuate ongoing impacts from ditching (lack of habitat diversity) 	<ul style="list-style-type: none"> - Hand tools (minor maintenance) - Heavy equipment for reconstruction 	NPN, GCp

Please note that other jurisdictions besides NYSDEC may also regulate activities in wetlands.

NPN = Uses Not Requiring a Permit
 GCp = Generally Compatible Use- Permit Required

Table 3. Management Activities Usually More Likely to Have Potential Significant Impacts

BMP	Action	Factors to Consider	Potential Benefits	Possible Impacts	Equipment to be used	General Compatibility With Tidal Wetlands 6 NYCRR Part 661
BMP 5.	Upgrade or install culverts, weirs, bridges	<ul style="list-style-type: none"> - Flooding - Flow restrictions - Associated marsh impacts - Cooperation from other involved departments 	<ul style="list-style-type: none"> - Improve tidal exchange and inundation - Improve access by marine species - Increase salinity to favor native vegetation - Improve fish habitat & access 	<ul style="list-style-type: none"> - Negative hydrological impacts - Changes in vegetation regime 	<ul style="list-style-type: none"> - Heavy equipment required 	GCp, P, PiP
BMP 6.	Naturalize existing ditches	<ul style="list-style-type: none"> - Grid ditches - Mosquito breeding activity - Landowner needs - In conjunction with other activities 	<ul style="list-style-type: none"> - Increase habitat diversity - Increase biofiltration - Improve fish habitat and access by breaching berms 	<ul style="list-style-type: none"> - Hydrology modification - Minor loss of vegetation - Possible excess drainage 	<ul style="list-style-type: none"> - Hand tools (minor naturalization) - Heavy equipment for major 	GCp
BMP 7.	Install shallow spur ditches	<ul style="list-style-type: none"> - Mosquito breeding activities - Standard water management not successful (continued larviciding) 	<ul style="list-style-type: none"> - Increase habitat diversity - Allow higher fish populations - Improve fish access to breeding sites 	<ul style="list-style-type: none"> - Drainage of ponds and pannes - Hydraulic modification - Structure not stable 	<ul style="list-style-type: none"> - Preferably hand tools 	GCp
BMP 8.	Back-blading and/or sidecasting material into depressions	<ul style="list-style-type: none"> - Mosquito breeding activities - Standard water management not successful (continued larviciding) 	<ul style="list-style-type: none"> - Improve substrate for high marsh vegetation - Compensate for sea level rise or loss of sediment input - Eliminate mosquito breeding sites 	<ul style="list-style-type: none"> - Excessive material could encourage Phragmites or shrubby vegetation - Materials eroded so that application was futile 	<ul style="list-style-type: none"> - Heavy equipment required 	Usually NPN or GCp; could be PiP or I
BMP 9.	Create small (500-1000sq. ft) fish reservoirs in mosquito breeding areas	<ul style="list-style-type: none"> - Mosquito breeding activities - In conjunction with other water management - Natural resource issues 	<ul style="list-style-type: none"> - Increase wildlife habitat diversity/natural resource values - Improve fish habitat - Eliminate mosquito breeding sites - Generate material for back-blading 	<ul style="list-style-type: none"> - Convert vegetated area to open water with different or lower values 	<ul style="list-style-type: none"> - Heavy equipment required 	PiP

Please note that other jurisdictions besides NYSDEC may also regulate activities in wetlands.

NPN = Uses Not Requiring a Permit

GCp = Generally Compatible Use- Permit Required

P = Permit Required

PiP = Presumptively Incompatible Use- Permit Required

I = Incompatible Use

Table 4. Management Activities with the Potential for Major Impacts

BMP	Action	Factors to Consider	Potential Benefits	Possible Impacts	Equipment to be used	General Compatibility With Tidal Wetlands 6 NYCRR Part 661
BMP 10.	Break internal berms	<ul style="list-style-type: none"> - Water quality (poor) - Standing water (mosquito breeding) - Impacts on structural functions 	<ul style="list-style-type: none"> - Allow access by marine species - Prevent waterlogging of soil and loss of high marsh vegetation - Improve fish access to mosquito breeding sites - Prevent stagnant water 	<ul style="list-style-type: none"> - Changes in system hydrology - Excessive drainage of existing water bodies - Introduction of tidal water into areas not desired 	<ul style="list-style-type: none"> - Hand tools (minor) - Heavy equipment (major) 	Pip
BMP 11.	Install tidal channels	<ul style="list-style-type: none"> - Improve water quality - Tidal ranges and circulation - Increase salinity (invasive vegetation) - Natural resources enhancement 	<ul style="list-style-type: none"> - Improve tidal exchange - Improve access by marine species - Increase salinity to favor native vegetation - Improve tidal inundation - Improve fish habitat 	<ul style="list-style-type: none"> - Changes in system hydrology - Excessive drainage or flooding of uplands - Increase inputs from uplands into water body 	<ul style="list-style-type: none"> - Heavy equipment 	PiP
BMP 12.	Plug existing ditches	<ul style="list-style-type: none"> - Improve fish habitat - Tidal ranges and circulation - Prevent upland inputs - Natural resources enhancement 	<ul style="list-style-type: none"> - Return to pre-ditch hydrology & vegetation - Reduce pollutant conveyance through marsh - Provide habitat for fish & wildlife using ditches - Retain water in ditch for fish habitat - Deny ovipositioning sites 	<ul style="list-style-type: none"> - Changes in system hydrology - Reduce tidal exchange - Reduce fish diversity in ditches due to lack of access - Impoundment of freshwater could lead to freshening & Phragmites invasion - Possible drowning of marsh vegetation 	<ul style="list-style-type: none"> - Heavy equipment 	PiP or I
BMP 13.	Construct ponds greater than 1000 sq.ft.	<ul style="list-style-type: none"> - Landowner's needs - Water fowl habitat - Natural resources enhancement - Aesthetic improvements 	<ul style="list-style-type: none"> - Increase habitat values for targeted species and associated wildlife - Improve habitat for fish - Eliminate mosquito breeding sites 	<ul style="list-style-type: none"> - Changes in system hydrology - Convert vegetated areas to open water with different and possibly lower values 	<ul style="list-style-type: none"> - Heavy equipment 	PiP
BMP 14.	Fill existing ditches	<ul style="list-style-type: none"> - Landowner's needs - Aesthetic improvements - To restore pre-ditch hydrology - Vegetated areas 	<ul style="list-style-type: none"> - Return to pre-ditch hydrology and vegetation - Reduced likelihood of pollutant conveyance through marsh - Create vegetated habitat to replace that lost by ditches or by other alterations - Deny mosquito breeding habitat by eliminating stagnant ditches 	<ul style="list-style-type: none"> - Potential to create new breeding habitats if ditches are not properly filled or by making the marsh wetter - Loss of ditch habitat for fish, other marine species & wildlife using ditches - Loss of tidal circulation - Phragmites invasion if freshwater is retained on marsh - Drowning of vegetation if excessive water is held on marsh 	<ul style="list-style-type: none"> - Heavy equipment 	PiP or I
BMP 15.	Remove dredge spoils	<ul style="list-style-type: none"> - Increase wetland habitat 	<ul style="list-style-type: none"> - Convert low-value upland to more 	<ul style="list-style-type: none"> - Could result in new breeding sites if not 	<ul style="list-style-type: none"> - Heavy equipment 	PiP

			valuable wetland habitats - Eliminate mosquito breeding sites	carefully designed - Major change in local topography		
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Please note that other jurisdictions besides NYSDEC may also regulate activities in wetlands.

PIP = Presumptively Incompatible Use- Permit Required

I = Incompatible Use

Table 5. Interim Management/Ongoing Maintenance Actions

Interim Action	Action	Factors to Consider	Potential Benefits	Possible Impacts	Equipment to be used	General Compatibility with Tidal Wetlands 6 NYCRR Part 661
IMA 1.	Natural processes (No action reversion)	-Presumptive interim action	- Non-intervention in natural system	- Non-intervention in natural system	- Non-intervention in natural system	- Non-intervention in natural system
IMA 2.	Selective ditch maintenance (Standard Water Management)	- mosquito breeding activity - water quality (poor) - improve fish habitat	- Enhance fish habitat - Maintain existing vegetation pattern - Improve fish access to breeding sites - Increase fish and wildlife habitat diversity - Increase biofiltration - Improve fish habitat and access by breaching berms	- Perpetuate ongoing impacts from ditches - Hydrology modification - Minor loss of vegetation - Possible excess drainage of marsh surface	- Hand tools (Minor) - Heavy equipment (Major)	NPN, GCp
IMA 3.	Culvert repair/maintenance when tidal restrictions are apparent	- improve water quality - restore pre-restriction hydrology - mosquito breeding activities	- Maintain existing habitat - Maintain existing flows and/or prevent flooding	- Continue runoff conveyance into water bodies - Potentially inadequate water transmission	- Heavy equipment	GCp
IMA 4.	Stop-gap ditch plug maintenance	- prevent upland inputs - increase wetland habitat - sustain fish and wildlife habitat	- Return to pre-ditch hydrology & vegetation - Reduce pollutant conveyance through marsh - Provide habitat for fish & wildlife using ditches - Retain water in ditch for fish habitat - Deny ovipositioning sites	- Reduce tidal exchange - Reduce fish diversity in ditches due to lack of access - Impoundment of freshwater could lead to freshening & Phragmites invasion - Possible drowning of marsh vegetation - Impermanent approach (likely to fail within 5 years)	- Heavy equipment	GCp

Please note that other jurisdictions besides NYSDEC may also regulate activities in wetlands.

NPN = Uses Not Requiring a Permit
GCp = Generally Compatible Use- Permit Required

Extensive experience in other jurisdictions such as New Jersey and Connecticut, suggests that careful site selection and professional implementation of these Best Management Practices tends to minimize the potential for negative impacts and increase the potential for benefits to accrue.

In addition to these efforts to mitigate impacts, Suffolk County will take the following actions to ensure that projects do not result in unwanted and unexpected negative environmental impacts:

- All water management projects are to be conducted on the basis that marsh health and marsh preservation are the primary project concern.
- All projects using Best Management Practices 5 to 15 (listed in Tables 3 and 4) will be subject to initial review through SCDEE and also will be subject to further environmental review.
- All projects will receive NYSDEC permits, as required, and undergo State environmental reviews, as required. Any project requiring a NYSDEC permit will be noticed to CEQ.
- The Long-Term Plan calls for the creation of a Wetlands Stewardship Committee. The Committee will be chaired by SCDEE. This Committee, as discussed in Section D, (and further outlined in Appendix 2) will be responsible for developing a definition of marsh health, and to use that definition to develop a County-wide marsh management plan that will be the basis of an Integrated Marsh Management program. The Integrated Marsh Management program will address all County marsh management needs, including those associated with vector control. The Wetlands Stewardship Committee will also be required to review and make recommendations on all projects that use Best Management Practices 10 to 15, and Best Management Practices 5-9 that the membership of the Committee determines requires further review.

- For the first three years of the Long-Term Plan, the County will only conduct water management projects that have the potential for minimal environmental impacts.
- All wetlands management projects will be developed, reviewed, and assessed on site-specific basis.
- Projects that do not meet goals and objectives after implementation will be subject to remedial activities to mitigate any potential impacts.

- Biocontrols

The Long-Term Plan identified potential impacts of the introduction of fish into certain fresh water habitats as a potential impact associated with the use of biocontrols. This is because certain predator-deficient environments allow for the development of aquatic invertebrates, insects, and amphibians. Some of the insects that can flourish in these environments are mosquitoes. Thus, it can seem to be worthwhile, from a mosquito control standpoint, to introduce mosquito larvae predators to reduce emergent populations. This would likely have negative impacts on other species, however. Therefore, the County will mitigate this potentially negative impact by limiting fish releases generally to locations where they have been used before. In addition, any expansion of fish releases will only occur after the locations have been reviewed and determined not to provide these kinds of “vernal pool” or “coastal plain pond”-type environments, and that any connected waters that the fish might migrate to also do not constitute such environments. This will be done for natural waters, and also for the various artificial waterways (such as recharge basins) that sometimes appear to need treatment.

- Larval Control

Comments were received on the County’s proposed use of methoprene and its potential for environmental impacts. The comments tended to focus on two areas:

- 1) The County ignored important scientific findings in making its analysis
- 2) The County did not correctly interpret a study conducted in Minnesota

There is no study that was evaluated as part of the Long-Term Plan which suggested that methoprene, as used in vector control applications in Suffolk County (as per NYSDEC-approved label requirements), has significant adverse ecological impacts. To the contrary, the Long-Term Plan's comprehensive risk assessment found that methoprene has no such impacts. Therefore, these findings do not recognize these comments and potential impacts as being substantiated. No commenters have refuted the specific technical materials in the DGEIS or the FGEIS. Some commentators have recommended that, as a matter of policy, methoprene should be eliminated from the County's vector control program, without scientific documentation of adverse impacts. The commentators have made the recommendation based on speculation that, in the future, scientists may document adverse methoprene impacts in our salt marsh. This basis of speculation is clearly contrary to SEQRA.

Michael Horst has published research regarding impacts of methoprene on various crustaceans since 1999. He has found serious impacts, especially to larval stages of crabs and lobsters. The following summarizes the findings of this environmental assessment with regard to Dr. Horst's research:

- Methoprene is applied in wetland areas, not where larval crabs and lobsters used by Dr. Horst are found. Blue claw crabs hatch offshore and only arrive in estuaries when they are close to being fully developed. It is unlikely any are present in salt marshes in larval forms. Lobsters hatch offshore, develop offshore, and live offshore. A modeling exercise, made to estimate the maximum amount of pesticides that could have been in Long Island Sound when the 1999 lobster die-off occurred, found the maximum amount of methoprene that could be present in the near offshore waters of the sound was measured in the parts per quadrillion, and the lowest concentration linked to effects are in the parts per billion.
- Dr. Horst tends to overestimate the concentration of methoprene that could be present in salt marsh ponds, ditches, and streams, and in estuarine waters, according to all other researchers in the field. He also finds effects that, sometimes, others cannot duplicate.

- Dr. Horst has identified effects from methoprene that other researchers have not found, and have not looked for. This is because he is concerned about impacts from methoprene effects on endocrine systems of organisms. It is possible that pesticides (and other chemicals) that affect endocrine systems are not being correctly evaluated. However, the work in this field is preliminary, and cannot and should not be used to draw conclusions regarding any environmental impacts, based on only a few, limited laboratory studies.

To more specifically illustrate problems with the methoprene research cited by commentators, Dr. Horst's 1999 research with crab larvae used concentrations up to 500 times higher than those levels present in real-world vector control applications. Dr. Horst's more recent work in 2005 with lobster larvae suggested that there was increased mortality in Stage II lobster larvae in experiments conducted utilizing concentrations of 1 to 2 ppb methoprene continuously during a 72 hour exposure. These results were not confirmed in concurrent Stony Brook University analyses.

In any case, one ppb methoprene exposures maintained continuously for 72 hours is an extremely unrealistic exposure. The Caged Fish Study, conducted as part of the Long-Term Plan, with independent verification by USGS, clearly demonstrated that the concentrations required to cause impacts found by the Horst laboratory do not persist in the water column. Nominal concentrations of methoprene rapidly decrease to near or below detection limits of 5 ng/L (0.005 ppb); most of this reduction occurs within two hours of application. In addition, the quantitative risk assessment found, with comfortable margins of error, that risks of ecological impact do not increase to any significant level when methoprene is applied as is anticipated under the Long-Term Plan. Field sampling of salt marshes around Suffolk County also found no differences in the presence or absence of keystone marsh species with the use or not of methoprene in the marshes.

Some have placed great reliance on reports from researchers in Minnesota that appear to show impacts from methoprene use in fresh water marshes. The Hershey group's studies, published in 1997 and 1998, looked at six years of data collected from 1989 to 1994. The research indicated that methoprene use was correlated with relative reductions in insect populations and diversity (primarily in the chironomids), compared to control sites (but note

that all populations actually increased in numbers and diversity over the study period; the treatment site populations grew more slowly than the control site populations did). However, sampling of the same marshes in 1997 and 1998 found the effect was gone, although insecticide use was continued. These reports are interpreted by many, including Suffolk County, as indicating that methoprene was not the primary cause of the change in the marsh insect populations.

In summary, the Hershey results do not document potential adverse impacts of methoprene, particularly in terms of Suffolk County's vector control setting. Scientifically, the Minnesota results are equivocal. The results relied on by Hershey impacts were apparently anomalous, as variations in chironomid populations occurred only in later years of the study, with no apparent causal explanation. Confounding factors such as meteorological variations may have been the root of observed impacts on chironomids. Significantly, Hershey's results were not reproduced in subsequent studies and years (i.e., no impacts, despite continuing pesticide use). Finally, it is important to emphasize that, even though the Hershey study was rigorously evaluated, it is substantially irrelevant to the Suffolk County vector control program. Hershey's work was performed exclusively in fresh water systems, while Suffolk's use of methoprene is focused predominantly on salt marshes. As such, Hershey dealt with different use patterns and ecological settings than those present in Suffolk County.

Aerial applications of larvicides appear to have the potential to cause impacts to certain bird species. Aircraft, especially when flown low over a marsh, have been observed to startle resting and nesting birds, causing them to take flight. Research on the impacts of startling such birds at one or two week intervals, as can occur due to repeated applications of larvicide across a season, is sparse, and so the impacts to any such species is based on speculation.

This potential impact is mitigated in two ways through the Long-Term Plan. One is by identifying important populations, and then altering application techniques to avoid any startling. This is already the practice of SCVC when piping plover nesting sites may be in potential flight paths. SCVC has requested that local experts work more closely with it to identify any significant populations or environments that may be impacted by its operations; although the focus of this effort is on fresh water settings, the same experts may be useful in identifying at risk populations in salt marshes, and the times when they are most sensitive to

disturbance. Secondly, it is hoped that full implementation of progressive water management across the salt marshes will lead to a reduction in aerial larviciding. This has been the experience in neighboring jurisdictions where these procedures are used regularly.

Generally, the potential for impacts from the use of larvicides will be mitigated by the proposed large-scale reduction in applications, as the need for such applications is reduced. Another overall mitigation is the benefit to human health resulting from disease risk reductions when potential vector populations are reduced.

As mentioned above, potential impacts associated with larval controls in fresh water settings are going to be further mitigated by encouraging information exchange between experts with knowledge of at risk organisms or settings, and SCVC. As each party understands habitat needs of the organisms, and proposed treatments by SCVC, it is anticipated that alterations can be made in the means SCVC uses to control mosquitoes to minimize the potential for impacts. These alterations could be shifts in the time of day that applications are made, to avoidance of treatments for certain settings at certain times, to more studied selection of treatments and times or applications to optimize mosquito control while minimizing the opportunities for impacts to occur. SCVC has, for example, worked closely with NYSDEC to avoid treating any tiger salamander habitats at times when impacts might affect breeding, or development and emergence of young. This is true although there do not appear to be any reasons to believe larvicide applications directly affect amphibians.

The quantitative risk assessment, the scientific literature in general, and local field work all found no potential impacts from the use of the biorational larvicides selected by the County under its proposed application means. Nonetheless, the County will seek to minimize its use of pesticides in the program. This is for several reasons:

- Minimizing pesticide use complies with spirit of the County pesticide phase-out law
- Minimizing pesticide use complies with Integrated Pest Management, where other means of pest control are preferred to the use of pesticides
- Reliance on pesticides for mosquito control can lead to suboptimal control. Resistance might develop, weather or other factors may impede the delivery of the

pesticide, or the application may fail to impact the targeted population as expected (for a number of reasons). Thus, the pesticide may not achieve the expected efficacy.

- The potential exists for impacts due to accidents or misapplications.
- All studies, experiments, and calculations involve some uncertainties; in the case of much of the work with mosquito control pesticides, there are certainly a number of factors and conditions that have not been completely studied and understood. Therefore, there is still a potential for impacts from the use of these products.

Therefore, the County will continue to seek to reduce its use of these compounds wherever and whenever it is feasible to do so.

- **Adult Control**

In the course of modeling helicopter releases of adulticides, RTP Environmental discovered there was drift of the pesticides from the release point so that at least some of the material was deposited outside of the target zone. To mitigate this potential impact, the County purchased an Adapco Wingman system. This is a coupled weather station-modeling-aircraft guidance system, where real-time meteorological data are used to model potential draft patterns of released ultra-low volume pesticides, and flight patterns are instantaneously generated to optimize the delivery of the pesticides to the target zone. This modeling system was installed on the contract helicopter used by the County in late 2005.

The quantitative risk assessment found at the point in the model grid where pesticides concentrations were greatest in Davis Park, that some elevated risks for human health for a receptor called the “community gardener” are possible (the community gardener receptor was studied in all settings, although it is not feasible for someone on Fire island to have a large, extensive vegetable garden). A community gardener is someone who eats all of their vegetables and fruit in summer from home-grown produce (15 percent of all annual produce ingestion) and works in the garden. Such an individual receives a higher dose of pesticides from residues ingested on the vegetable and from dermal contact with contaminated plants. The exposure modeled is a chronic, non-cancerous toxicity associated with malathion only. The risk can be mitigated by washing produce. It is also mitigated because malathion is not a preferred pesticide for the Long-Term Plan, and exposures associated with the pyrethroids

(including resmethrin and sumithrin) do not exceed concentrations of concern. Public education efforts will help to mitigate risks associated with home-grown produce ingestion.

The quantitative risk assessment determined that there could be impacts to night-flying insects based on air dispersion model output concentrations compared to significant concentrations that could cause effects on bees (see Table 6 and Table 7).

Table 6. Bee Risk Quotients, Study Area Maximum Average Pesticide Concentrations

Pesticide	Davis Park	Dix Hills	Manorville	Mastic-Shirley (aerial)	Mastic-Shirley (truck)
Permethrin	200	8	9	20	90
Resmethrin	90	4	4	8	40
Sumithrin	100	5	6	10	60
Malathion	200	30	20	50	100

(PBO effects included)

Table 7. Bee Risk Quotients, Study Area Mean Pesticide Concentrations

Pesticide	Davis Park	Dix Hills	Manorville	Mastic-Shirley (aerial)	Mastic-Shirley (truck)
Permethrin	7	3	2	7	2
Resmethrin	3	1	1	3	1
Sumithrin	4	2	1	4	1
Malathion	20	20	9	30	8

(PBO effects included)

A number of key factors may act to mitigate and in some cases entirely remove the potential for risks to honeybees and other non-target insects:

- Actual risks would be most likely to occur when insect activity coincides with the application timing, with risks being largely mitigated for daytime insects if spraying were to occur at night.
- Additional habitat preferences, activity patterns, and behavior could result in lower risks for certain non-target insects than those predicted in this evaluation. For example, many insects are active on the ground and may be below vegetation, which may intercept applied adulticides. Many insects, such as crickets, beetles, ants, and millipedes, spend a portion of their life cycle underground. If this period does not temporally coincide with the spray season, the potential for exposure could be significantly mitigated. Some flying insects, such as certain moths and dragonflies, rest at nighttime underneath plants or other structures, and therefore would be less likely to be exposed during nighttime applications. Certain insects may actively avoid sprayed areas, and it has been shown that permethrin has a strong repellent effect on honeybees, for example.

- Verification of the air modeling data showed that under "normal" atmospheric conditions, there was typically a three to one difference between predicted PBO values and measured PBO values; with unusual atmospheric conditions, the agreement was less good (an average of 14:1). The model overpredicts the pesticide concentrations. Conservatively, it seems reasonable to assert a slight overprediction of three to five times on the basis of the air modeling, which suggests that under most atmospheric conditions resmethrin has little potential for impact to bees, using the study area mean concentrations as a basis for understanding impacts. The same would follow for sumithrin; similar conclusions follow for at least two of the permethrin results.
- Exposures and risks are predicted based upon instantaneous conditions, precluding the incorporation of degradation of adulticides. However, adulticides are generally not persistent in terrestrial environments. Because of the difficulty in measuring resmethrin concentrations in the field, it was conservatively assumed that the resmethrin to PBO ratio would remain constant. However, deposition samples collected on solid media and aqueous samples collected within 30 minutes of the pesticide applications all found that the resmethrin had significantly decreased in concentration relative to PBO. This strongly suggests that the degradation of resmethrin may reduce the predicted concentrations enough so that the concentration of concern for bees is not achieved under most conditions.

The combination of degradation of resmethrin and overprediction by the air modeling makes it conceivable that the predicted concentrations are at least an order of magnitude greater than may actually occur. This suggests there is not likely to be a potential impact for resmethrin to flying insects under the more conservative assumptions in Table 6 for any of the aerial application scenarios. Because sumithrin has been found to behave similarly to resmethrin in laboratory experiments, it may be that it, too, degrades very quickly relative to PBO. If that were the case, then aerial applications of sumithrin would likewise be of much less concern, even under the more conservative modeling scenario.

In very broad terms, the toxicity of an insecticide dose is proportional to the size of the affected insect. The pesticides used under the Long-Term Plan are intended to be toxic to

mosquitoes. Therefore, insects of similar or smaller sizes are likely to be affected if they are also exposed to the pesticide. Table 8 lists the orders of flying insects found in the New York metropolitan area that are of similar or smaller size compared to mosquitoes.

Table 8. Orders of flying insects that contain many/certain insects that are generally similar in size or are smaller than mosquitoes (0.15 inches)

Order	Notes	Order Exemplars
Diptera	Some classify this order as larger than mosquitoes (mosquitoes belong to Diptera)	True flies – black flies, midges, fruit flies, houseflies, mosquitoes
Ephemeroptera	Often attracted to lights; short-lived; Paleoptera; some classify this order as larger than mosquitoes	Mayflies
Homoptera	Important herbivores	Aphids, scale insects, leaf hoppers, cicadas
Mecoptera	Seldom common; insect predators	Scorpion flies
Proscoptera	Many wingless; effective dispersers (often first colonizers of islands)	Bark lice
Strepsiptera	Only males fly; insect parasites	
Thysanoptera	Often destructive to plants	Thrips
Zoraptera	Termite-like; rare; winged individuals may be dispersal form	

There has only been one test of pyrethroid application impacts on flying insects; in that experiment, both the control and test sites experienced declines in populations, and both recovered within a week. Another test using a different class of adulticide also found recovery of the insect population within a week. This suggests that any effects on non-target organisms are likely to be short-lived; since the mechanism for recovery is likely to be in-migration, one caveat, thus, is that the treatment area sizes should be minimized.

Acute and chronic impacts to aquatic invertebrates were predicted for malathion under many evaluated scenarios, and for permethrin in one case through the quantitative risk assessment. No elevations in risk that are likely to cause impacts were predicted for the use of resmethrin or sumithrin. A sophisticated aquatic ecosystem model developed by the US Environmental Protection Agency was used to test whether permethrin use might result in ecological impacts (permethrin, rather than malathion, was tested because pyrethroids were identified as the preferred adulticide, and so testing a pyrethroid for impacts was deemed to be of greater value in predicting any ecological impacts from implementing the Long-Term Plan). The model found short-term declines in populations for a variety of organisms following modeled exposure to permethrin. However, all but one population recovered within several months of the cessation of applications, and the slower recovery of the remaining population did not lead to any ecological changes in the modeled system.

Mitigation of these potential impacts includes:

- Measurement of effects may be based on overpredictions of deposited concentrations (see just above)
- Pyrethroids, as represented by resmethrin, appear to degrade very rapidly (testing of pesticides in association with the Caged Fish experiment was only able to detect resmethrin in the water column immediately following applications)
- Historically, applications have only been made to small portions of the County. In 2003, which had more adulticide use of any year since 1999, only six percent of the County received an adulticide application. This means that any potential impacts are extremely limited in terms of geographical extent.

More generally, the County will also seek to mitigate potential impacts to those areas that commonly receive one (or more) Vector Control adulticide application in a season. Targeted outreach will stress the importance of avoiding exposure to mosquitoes, and in taking mitigating steps if exposure cannot be avoided. The Commissioner of SCDHS will also craft an advisory detailing the means that SCDHS recommends (or suggests) to minimize risks for potential impacts from exposure to adulticides. Washing of home-grown vegetables in areas where adulticides may be used more often will be an important outreach topic.

The small area of the County impacted by adulticides in any one year is a general mitigation of impacts. In addition, the strict compliance of SCVC with defined, numerical application triggers may reduce the number of applications, and will mitigate any public perceptions that applications are made on the basis of ambiguous criteria. Finally, implementation of progressive water management steps should provide more effective larval control than has been achieved using larvicides and ditch maintenance, which may decrease the need for adulticide applications.

The use of adulticides also provides ancillary benefits. Adulticide applications reduce risks for mosquito-borne disease and also reduce impacts to quality of life. This is because efficacy data clearly shows adulticides are effective means of reducing mosquito populations, although these populations may recover within several weeks in conditions allow. The collection of efficacy data in association with adulticide applications will allow the County to clearly justify this element of the program. If the efficacy data do not support claims of population reductions, then the County will need to reexamine its use of this control tool.

The County will mitigate the overall impacts of its use of pesticides through an annual review. Elements of this review will include documenting the use of pesticides in the previous year, analysis of any relevant scientific findings on the products in use, and considered evaluation of alternatives in light of any new information (research or product development) since the previous year's report. The report will also discuss the application thresholds used to determine if Vector Control applications should be made, and determine if adjustments need to be made in light of human health and environmental considerations.

- Adaptive management

Suffolk County has made a public commitment to adaptively managing the Long-Term Plan. This is a clear mitigation of any impact associated with the Long-Term Plan. If the above analysis did not adequately identify a potential impact, or if some potential impact was overlooked in the environmental analysis, the ability to adjust the program to meet changed circumstances allows the Long-Term Plan to be modified. The list of issues to be addressed in the Triennial Plan, attached as an appendix to this Findings Statement, makes clear Suffolk County's determination to carefully assess the effectiveness and potential impacts of the Long-Term Plan.

G. Requirements for Further Environmental Reviews

Potential further environmental reviews for actions taken under the Long-Term Plan relate to at least two types of actions:

- adoption of the Annual Plan of Work by the County Legislature
- reviews of water management projects and BMPS 5-15

The triggers for further environmental review which are specified herein constitute the minimum conditions under which additional environmental review would be initiated. At any time, the County and/or the Council on Environmental Quality could commence additional environmental review based on substantial new technical information.

The adoption of these Findings by the Legislature (as Lead Agency) means the Legislature is satisfied that the potential impacts of the Long-Term Plan have been adequately reviewed. From this perspective, if an Annual Plan of Work complies substantively with the Long-Term Plan,

then potential impacts of that annual plan will have been adequately considered, as well, and the Annual Plan of work would be deemed a Type II Action pursuant to SEQRA.

The primary criterion for determining if an Annual Plan of Work is not substantively in accord with the Long-Term Plan should be the annual plan's compliance with the overall approach of the Long-Term Plan, and, where specified, a failure to use particular actions, or a major deviation from an important specific set of actions. In general, annual plans need to focus on the use of surveillance to determine where mosquito problems exist, and to primarily employ source reduction tools to reduce the impact of mosquitoes on people. An important source reduction tool must be implementation (over time) of the techniques for water management developed in the Best Management Practices manual, as outlined in the Wetlands Management Plan. Any plan that proposes to manage mosquitoes without surveillance or to not use water management as a means of obtaining long-term control of mosquito problems will require additional environmental review.

Other criteria that would lead to additional environmental review of an annual plan would be:

- failure to include public education and outreach steps to educate residents and visitors on the means that are available to avoid mosquito bites and diseases associated with mosquitoes
- Inadequate mosquito population or disease surveillance
- failure to commit to respond to all mosquito complaints using personnel appropriately trained to identify and mitigate sources of mosquito problems
- failure to use the review processes outlined in the Wetlands Management Plan for water management projects
- proposed use of a non-native biocontrol organism not already resident in Suffolk County natural environments
- proposed use of a larvicide other than *Bacillus thuringensis var israelensis* (Bti), *Bacillus sphaericus*, or methoprene
- proposed use of an adulticide other than resmethrin, sumithrin, permethrin, natural pyrethrins, or malathion

- identification of a preferred adulticide agent other than resmethrin or sumithrin

Environmental reviews may consist of a negative declaration if no significant environmental impacts will result (6 NYCRR §617.10(d) (3)) or a supplemental environmental impact statement if one or more significant adverse environmental impacts was not adequately addressed (6 NYCRR §617.10(d) (4)). Use of an expanded EAF may be appropriate when a negative declaration is proposed.

The adoption of these Findings by the Legislature (as Lead Agency) means the Legislature is satisfied that the potential impacts of the Long-Term Plan have been adequately reviewed. From this perspective, the classification of allowable water management actions (as described in the Best Management Practices manual) as “no to little” potential impacts, “minor” potential impacts, “usually more likely to have potentially significant” impacts, and “usually more likely to have major” potential impacts will have been accepted, and the descriptions of the potential for impacts (and the mitigation steps to avoid impacts) will have been deemed to be adequate.

Nonetheless, on a project by project basis, the following criteria need to be considered to determine if additional environmental reviews are warranted:

- the techniques to be employed have been classified as having the potential for potentially significant or major environmental impacts (BMPs 5-15)
- consultation with local authorities or review by the Wetlands Stewardship Committee finds there is a potential for environmental impacts under the proposed course of action
- review by the CEQ finds there is a potential for environmental impacts under the proposed course of action

Environmental reviews may consist of a negative declaration if no significant adverse environmental impacts will result (6 NYCRR §617.10(d) (3)) or a supplemental environmental impact statement if one or more significant environmental adverse impacts was not adequately addressed (6 NYCRR §617.10(d) (4)). In light of the extensive reviews of the techniques to be employed for water management in the GEIS and associated documents, use of an expanded EAF to cite relevant sections of the GEIS or to report on local data collection efforts that justify the project may be appropriate if a negative declaration is proposed.

The triggers for further environmental review which are specified above constitute the minimum conditions under which additional environmental review would be initiated. At any time, the County could commence additional environmental review based on substantial new technical information.

Appendix 1 to the Statement of Findings: Contents of the Triennial Report

The following outline is intended to provide a preliminary overview of issues which will be analyzed to form the basis of the Triennial Report. The outline includes indicators (where available) which will be used to measure success. The content and format of the Triennial Report will be contingent on Steering Committee and Wetlands Stewardship Committee input which will be sought at the early stages of report preparation.

1) Executive Summary

The Executive Summary will provide an overview of the following issues, which will be addressed in detail in subsequent report sections.

- Public health (viral surveillance, human disease)
- Vector control (pesticide usage, water management, surveillance, etc.)
- Education/outreach
- Wetlands Stewardship Program – Accomplishments and Plans
- Potential Plan Updates and Amendments

2) Public Health

- Viral surveillance results
- Human health (cases and deaths from mosquito-borne diseases)

3) Vector Control Long-Term Plan Implementation

The report will integrate results from the Department of Public Works, Division of Vector Control and Department of Health Services, Division of Public Health.

A. Public Education and Outreach

Current Program:

- Recommend avoidance of the outdoors at dawn and dusk.
- Consider use of personal repellants (DEET, Bite Blocker, Picaridin, Oil of Lemon Eucalyptus).
- Maintain home environments that do not foster mosquito breeding.
- Distribute Publications such as “Fight the Bite” and “Dump the Water.”
- Maintain County Web Site

- Post spray events
- Link to no spray list

Long-Term Plan Recommendations:

- Establish tire management education program to eliminate mosquito breeding habitat. Encourage other county departments and municipalities responsible for routine sanitation or maintenance activities to properly dispose of tires.
- Conduct farmer irrigation outreach-targeted education through Cornell Cooperative Extension.
- Encourage private storm water system maintenance.
- Conduct tailored outreach to municipal highway departments regarding storm water structures as mosquito habitat.
- Emphasize personal responsibility for reducing impacts from mosquitoes (avoiding mosquitoes whenever possible, wearing long-sleeves and pants, and using repellents).
- Improved efficacy reporting. Results made available to the public via the web and annual reports.
- Post efficacy reports on the SCVC website. Reports will summarize the results of mosquito control efforts measured before, during and after aerial spray event.
- Maintain the Citizens Advisory Committee.
- Create a listserv for adulticide application notifications.
- Integrate new web site into existing county site.
- Revise public notice/guidance.
- Participation in “Mosquito Awareness Week.”
- Targeting specific communities (recommended in DGEIS comment period).
- Focusing on educating school-aged children (recommended in DGEIS comment period).

Indicators of Success

- Degree to which current program and Long-Term Plan recommendations are implemented. Implementation will be quantified, where possible. E.g.:
 - Partnerships established with towns for tire management plans.
 - Public education workshops which have been conducted.
 - Brochures and fact sheets disseminated to public.
 - Number of efficacy reports posted.
 - Programs targeted at specific communities and school-aged children.

B. Scientific Surveillance

Current Program:

- Presence or absence of larvae
- Collect and process 10,000-12,000 larval and adult mosquito samples
- Collect and process approximately 75,000 mosquitoes for arbovirus surveillance
- Integration of Geographic Information System (GIS) and Global Positioning System (GPS) technology for surveillance information

- 27 permanent NJ traps; 80 CDC trap-nights per week.

Long-Term Plan Recommendations:

- Increase surveillance capabilities.
- Increase staff for surveillance for both SCVC and the ABDL.
- Increase permanent NJ trap network to 30.
- Increase CDC trapping to 105 trap-nights per week.
- Conduct quantitative mosquito assessment prior to EVERY adulticide event.
- Conduct post-spray efficacy monitoring.

Indicators of Success

- Degree to which current program and Long-Term Plan recommendations are implemented. E.g.:
 - Number of staff-days dedicated to surveillance.
 - Number of mosquito samples processed.
 - Number of CDC light traps deployed and NJ traps maintained.
 - Number of pre-adulticide mosquito counts.
 - Annual reports on surveillance analysis, including post-spray efficacy.

C. Source Reduction/Control

Current Program:

- Public education program (above).
- Response to citizen complaints.
- Catch basin and recharge basin control efforts.

Long-Term Plan Recommendations:

- Expand surveillance of catch basins from 10,000 to 40,000 inspections.
- Augment education component (County tire collection effort, private storm water management system outreach effort, increase interaction between SCVC and highway departments)

Indicators of Success

- Catch basins inspected.
- Records on response to complaints.
- Improve waste management and county departments tire management

D. Biocontrols

Current Program:

Mosquito fish, (*Gambusia* spp.)

Long-Term Plan Recommendations:

- Fathead minnows; other disease free fish native to the area.
- Predacious Copepods

Indicators of Success

- Research alternatives and explore other states initiatives
- Same or increased level of biodiversity after introduction of biocontrol
- Reduced mosquito larvae counts in sampling

E. Larval control

Current Program:

- Biorational larvicides, *Bacillus thuringiensis* var. *israelensis* (Bti), *Bacillus sphaericus* (Bs), and methoprene
- Surveillance of the nearly 2,000 breeding points in the County
- 15,000 inspections of breeding sites and other surveillance findings (includes catch basins and sumps)
- Approximately 4,000 acres of the County's salt marshes aerial larvicided

Long-Term Plan Recommendations:

- Increased surveillance
- Surveillance of the 2,000 breeding points in the County
- 15,000 inspections of breeding sites and other surveillance findings
- Identify problem breeding sites
- Expanded catch basin and recharge basin larviciding
- Implementation of ecological controls
- Implementation of formal resistance testing and management
- Water management - 75% percent reduction goal in acreage treated

Indicators of Success

- Number of inspections/surveillance events.
- Area larvicided (frequency and extent).
- Record and analyze dip counts in relation to reduction in treatments (results).
- Annual larvicide efficacy reports (results).
- Reduced adulticide events expected after successful larvicide control in known problem areas.

F. Adult control (only if necessary)

Current Program:

- Resmethrin, sumithrin, malathion, permethrin and natural pyrethrin
- Adulticide-directed surveillance, decision-making procedures, and efficacy and resistance testing

Long-Term Plan Recommendations:

- Criteria for spraying
 - Evidence of mosquitoes biting humans – service requests mapped
 - Verification of problem-New Jersey trap counts > 25 females /night
 - CDC light trap counts > 100; Landing rates of one to five per minute
 - Control is technically feasible Weather conditions suitable (no rain, winds<10 mph, temperature 65 ° or above)
- Improved spray technology (“Adapco Wingman”) to minimize pesticide application and optimize mosquito control.
- Augment the New Jersey light trap network from 27 to 30. Expand as resources allow (see surveillance).
- Increase the number of CDC light traps from 27 to 35. Expand as resources allow (see surveillance).
- Increase CDC trap-nights to 105 per week.
- Reduce adulticide usage (currently less than 2% of County in non-emergency situations).

Indicators of Success

- Reduction in adulticide usage.
- Efficacy tests post treatment indicate 90 – 99% population reduction.
- Efficacy tests posted annually on county web page and in annual reports.
- Aerial application efficacy released within a week or so of the application.
- Post Health Emergency reductions in the parity and infection rates for the target mosquito species (if staff and lab resources available).

G. Water Management:**Current Program**

- Hand maintenance/machine maintenance limited to < 200,000 linear ft/yr
- Machine work limited to repair and replacement of existing structures
- No new machine ditching
- Machine maintenance limited to 50,000 ft/year (no more than 50 affected acres), and only when essential for public health or ecological reasons.
- Natural Process (No action/ reversion)
- Culvert repair/ maintenance when tidally restricted
- Stop gap ditch plug

Long-Term Plan Recommendations

- Develop a strategy for managing Suffolk County's 17,000 acres of tidal wetlands, irrespective of Vector Control concern (goal: 12-year implementation window).
- Reversion priorities, allowing natural processes to fill ditches (approx. 4,000 acres; no vector control).
- Candidates for possible restoration/water management (currently routinely larvicided; approx. 4,000 acres). Marsh health is paramount objective.
- Areas requiring more assessment (approx. 9,000 acres); low-impact best management practices are possible.
- The pre-existing policy of "no new ditching" will be continued.
- Less than four percent of the County's tidal wetlands (~ 600 acres) subject to machine ditch maintenance over the next decade.

Indicators of Success

Implementation of Plan recommendations (above).

4) Wetlands Stewardship Program – Accomplishments and Plans

Long-Term Plan Recommendations

- Develop a comprehensive assessment and management plan for the 17,000 acres of tidal wetlands within three years
- Ensure the protection and preservation of functions, values, and health
- Use Vector Control Wetlands Management Plan as foundation (Goodbred Report; primary study area results)
- Inventory/assess wetlands County-wide
- Review and evaluate major wetland restoration projects
- Implement early action demonstration projects
- Develop Long-term strategies

Indicators of Success

- Existence/adoption of strategy
- Acres/subsystems assessed
- Acres /subsystems restored
- Integrated plans implemented

5) Recommended Plan Updates and Amendments

Plan updates and amendments will be made, as needed. Updates may be recommended by involved agencies, the Citizens Advisory Committee, Technical Advisory Committee, and/or Wetlands Stewardship Committee. Updates require review/approval of the Steering Committee.

Appendix 2 to the Statement of Findings: Structure of the Wetlands Stewardship Committee

SUFFOLK COUNTY VECTOR CONTROL AND WETLANDS MANAGEMENT LONG-TERM PLAN

Wetlands Stewardship Committee (WSC) – Overview *

Membership (Tentative)

Estuary programs

Long Island Sound Study representative
Peconic Estuary Program representative
South Shore Estuary Reserve Program representative

County

County Legislature – Presiding Officer
County Executive
Suffolk County Department of Environment & Energy -
will serve as Chair of Committee

State

New York State Department of Environmental
Conservation Region I

Council on Environmental Quality

Suffolk County Department of Health Services

New York State Department of Environmental
Conservation Bureau of Marine Resources
New York State Department of State

Suffolk County Department of Public Works

Suffolk County Department of Planning
Suffolk County Department of Parks

Non-governmental Organizations (NGOs)

Two appointed by County Legislature
Two appointed by County Executive

Town (only when projects proposed in a Town)

1 Supervisor and 1 Trustee rep

Nature of Committee; Support from Work Group, Agencies, and Contractor

The Stewardship Committee is comprised of policymakers, high-ranking agency officials, and NGOs from agencies and organizations with responsibility for wetlands management. The Committee will meet on a quarterly basis, or as needed to vote on wetlands management projects. The Committee will be supported by professional staff at the Suffolk County Departments of Environment, Health, and Public Works. Suffolk County Capital Program 8730 (Wetlands Planning) is also expected to support the Committee and the Wetlands Stewardship Program ("WSP," see below), via a contracted workplan. A "Wetlands Management Work Group," consisting of technical experts from agencies, NGOs, and academia, will meet more frequently, and will report to the Stewardship Committee. The work group will conduct many of the functions formerly performed by the Long-Term Plan's "Wetlands Subcommittee" (i.e., will guide monitoring, assessment, and project design).

Wetlands Stewardship Committee - Charges

- Oversee and make recommendation all major aspects of the Wetlands Stewardship Program.
- Meet to review and make recommendations on all proposed wetlands projects which propose use of Best Management Practices 10 through 15 in Long-Term Plan.
- Review and make recommendations on proposed wetlands projects which propose use of Best Management Practices 5 through 9 in Long-Term Plan, at Committee's discretion.

- Provide review and recommendations on the water management component of the Triennial Long-Term Plan Update. This update shall incorporate results of the Wetlands Stewardship Program.

The WSP is a cooperative effort between the Wetlands Stewardship Committee and various Suffolk County Departments (Environment and Energy as the committee chair, Health Services as Stewardship Program project manager, Public Works as project sponsor, and Planning and Parks as key partners). The WSP is charged with developing indicators of wetlands health, assessing wetland health, establishing preservation and restoration priorities, and designing and implementing pilot projects. The WSP will also coordinate activities among estuary programs.

Within three years, the WSP will develop a Wetlands Stewardship Strategy (WSS) to address the assessment and management needs of all tidal wetlands in Suffolk County (approximately 17,000 acres), not just those wetlands of concern with respect to vector control. Marsh health will be the paramount objective. The scope of WSC activity will generally be limited to tidal wetlands. However, freshwaters and freshwater wetlands which are closely hydrologically connected, and integral to a tidal wetlands subsystem, may be considered on a case-by-case basis. Federal, state, town and village jurisdictions are encouraged to participate in the Stewardship Committee (e.g., in terms of project review), but are not required to do so.

***Working outline, subject to establishment of final membership, by-laws and procedures by Suffolk County Dept. of Environment & Energy**

Legislator Cooper made motion for the following resolution, seconded by Deputy Presiding Officer Viloría-Fisher. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1167-2007

Laid on Table 3/6/2007

Introduced by Legislators Cooper, Eddington, Stern and D’Amaro

RESOLUTION NO. 286 –2007, DESIGNATING WEEK OF APRIL 22ND AS “CROHN’S DISEASE AND ULCERATIVE COLITIS AWARENESS WEEK”

WHEREAS, Crohn’s disease and ulcerative colitis are chronic, life-long, inflammatory bowel diseases (IBD) of the gastrointestinal tract; and

WHEREAS, Crohn’s disease can affect any part of the digestive system, although the small and large intestines are most commonly affected; and

WHEREAS, those living with active Crohn’s disease are often extremely fatigued and have poor dietary intake which can lead to anemia and weight loss; and

WHEREAS, ulcerative colitis affects the lining of the colon, i.e. large intestine, which becomes inflamed and tiny ulcers may develop; and

WHEREAS, despite significant research, the causes of Crohn's disease and ulcerative colitis remain unknown; although it does appear that genetic and environmental factors may play a role; and

WHEREAS, over 1.4 million Americans are living with IBD, with an estimated 15,000 patients in Suffolk County; now, therefore be it

1st RESOLVED, that the week from April 22, 2007 through April 28, 2007 is hereby designated as "**CROHN'S DISEASE AND ULCERATIVE COLITIS AWARENESS WEEK**" within the County of Suffolk in an effort to urge educational, philanthropic, scientific, medical and health care organizations and professionals to participate in appropriate activities to encourage further research into the causes and cures of all types of digestive disorders, with particular emphasis on Crohn's disease and ulcerative colitis; and be it further

2nd RESOLVED, that the week commencing on the last Sunday of April 2008 and every year thereafter, shall be permanently designated as "Crohn's Disease and Ulcerative Colitis Awareness Week" within the County of Suffolk; 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) 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Mystal made motion for the following resolution, seconded by Deputy Presiding Officer Viloría-Fisher. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1240-2007
Introduced by Legislators Mystal, Eddington, Stern and D'Amaro

Laid on Table 3/6/2007

**RESOLUTION NO. 287 -2007, DECLARING APRIL AS
“MINORITY HEALTH MONTH” IN SUFFOLK COUNTY**

WHEREAS, the life expectancy and overall health of American citizens have improved in recent years, due in part to an increased awareness of preventive medicine and new advances in medical technology; and

WHEREAS, not all Americans have benefited equally from these advances; and

WHEREAS, for many racial and ethnic minorities, good health is elusive because appropriate care is often associated with an individual’s economic status, race, and gender; and

WHEREAS, there is compelling evidence that race and ethnic background correlate with persistent, and often increasing, health disparities among our population; and

WHEREAS, the Suffolk County Department of Health Services (SCDOHS) is planning month-long activities and events that will highlight the six major areas of concern, i.e. cancer, cardiovascular disease, diabetes, HIV/AIDS, infant mortality, and immunization, in an effort to inform and educate the minority population of Suffolk County; now, therefore be it

1st RESOLVED, that the month of April this year and every year thereafter is hereby designated as “**Minority Health Month**” within the County of Suffolk to inform and educate the minority population of Suffolk County; and be it further

2nd 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Stern made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1248-2007

Laid on Table 3/6/2007

Introduced by Legislators Stern, Presiding Officer Lindsay, Eddington, Schneiderman, Browning, Romaine, D'Amaro and Mystal

RESOLUTION NO. 288 –2007, DESIGNATING THE MONTH OF APRIL AS “AUTISM AWARENESS MONTH” IN SUFFOLK COUNTY

WHEREAS, Autism, a complex developmental disability that affects an individual's social interaction and communication, is also known as a spectrum disorder because it affects each individual in different ways and to varying degrees; and

WHEREAS, according to the Centers for Disease Control statistics, Autism is the fastest growing developmental disability affecting as many as 1 in every 150 children born in the United States; and

WHEREAS, a child is diagnosed with Autism every 21 minutes, with the incidence being four times more prevalent in boys than in girls; and

WHEREAS, as there is no known cause nor cure for Autism, public awareness of the condition is a key component for the dissemination of information relating to ongoing scientific research, educational opportunities, early warning signs, and treatment options available to affected families; now, therefore be it

1st RESOLVED, that beginning in 2007 and continuing every year thereafter, the month of April shall be designated as “Autism Awareness Month” in Suffolk County; and be it further

2nd 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Deputy Presiding Officer Viloría-Fisher made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1175-2007
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 3/6/2007

**RESOLUTION NO. 289 -2007, APPROVING THE
APPOINTMENT OF CANDACE J. MC CREADY TO EVIDENCE
CONTROL CLERK III IN THE SUFFOLK COUNTY POLICE
DEPARTMENT**

WHEREAS, Section 6-3(A) and (B) of the **SUFFOLK COUNTY ADMINISTRATIVE CODE** was amended by Local Law Nos. 26-1999 and 24-2005, extending anti-nepotism provisions to cover relatives of the Police Department officials when the position is not being filled pursuant to a Civil Service Law competitive examination; and

WHEREAS, the Suffolk County Police Commissioner intends to appoint Candace J. McCready, daughter of Suffolk County Deputy Police Commissioner Roger K. Shannon, to a position of Evidence Control Clerk III; and

WHEREAS, said employee is presently employed by the Suffolk County Police Department as an Evidence Control Clerk II; and

WHEREAS, said employee is well qualified to fill the position of Evidence Control Clerk III; and

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

1st RESOLVED, that the appointment indicated above is hereby approved and shall be effective upon appointment by the Police Commissioner after approval of this resolution.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Browning made motion for the following resolution, seconded by Presiding Officer Lindsay. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1165-2007
Introduced by Legislator Browning

Laid on Table 3/6/2007

**RESOLUTION NO. 290 -2007, AUTHORIZING USE OF
SMITH POINT COUNTY PARK PROPERTY BY MASTIC BEACH**

FIRE DEPARTMENT, INC., FOR FOURTH OF JULY FUND DRIVE

WHEREAS, the Mastic Beach Fire Department responds to over one hundred calls at the Smith Point County Park each year; and

WHEREAS, the Mastic Beach Fire Department, Inc. (Department), would like to host a fund drive at Smith Point County Park in Shirley; and

WHEREAS, the fund drive for support of the public-safety services provided by the Department would be held during the 2007 Fourth of July holiday, from July 3, 2007 through July 7, 2007; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of One Hundred and Twenty-Five and 00/100 Dollars (\$125.00), plus public-safety services rendered by the Department to the Smith Point County Park, payment of which shall be guaranteed by the Department; and

WHEREAS, a Certificate of Insurance and accompanying declaration page naming Suffolk County as an additional insured will be provided by the Department; and

WHEREAS, the use of County property for such fund drive for support of the public-safety services provided by the Department would promote and protect the public health, safety, and general welfare of the residents of Suffolk County; now, therefore be it

1st RESOLVED, that the use of County-owned property, i.e. the Smith Point County Park in Shirley, by the Mastic Beach Fire Department, Inc. (the Department), in consideration of the payment of One Hundred and Twenty-Five Dollars (\$125.00), and in consideration of public-safety services rendered by the Department to the Smith Point County Park, for the purpose of hosting a fund drive by standing at the tollbooths with a sign asking the public to “help us save you”, for support of the public-safety services provided by the Department during the 2007 Fourth of July holidays July 3, 2007 through July 7, 2007, between the hours of 8:00 a.m. and 4:00 p.m. each day is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from the Department, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

2nd RESOLVED, that before this event shall be permitted to occur, the Department must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(B) of the Suffolk County Code; and be it further

3rd RESOLVED, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, and the County Department of Public Works is hereby authorized, empowered and directed, under Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to take such measures, either alone or in conjunction with each other, as shall be necessary and appropriate to facilitate the hosting of the fund drive for support of the public-safety services provided by the Department at Smith Point County Park in Shirley by the Department; and be it further

4th **RESOLVED**, that the Department shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Browning made motion for the following resolution, seconded by Presiding Officer Lindsay. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1172-2007
Introduced by Legislator Browning

Laid on Table 3/6/2007

RESOLUTION NO. 291 -2007, AUTHORIZING USE OF SMITH POINT COUNTY PARK PROPERTY IN 2007 BY THE MASTICS-MORICHES-SHIRLEY COMMUNITY LIBRARY'S FAMILY LITERACY PROJECT

WHEREAS, the Mastics-Moriches-Shirley Community Library's Family Literacy Project is a not-for-profit organization; and

WHEREAS, the Mastics-Moriches-Shirley Community Library's Family Literacy Project would like to use the Smith Point County Park in Shirley for the purpose of hosting a fund drive, the proceeds of which would go to the Mastics-Moriches-Shirley Community Library's Family Literacy Project; and

WHEREAS, the Mastics-Moriches-Shirley Community Library's Family Literacy Project is planning to hold a 5 Kilometer race which would begin in the park and proceed up the William Floyd Parkway to Parkview Drive with a return to the park; and

WHEREAS, the parking lot will be used as a staging point and also for parking for participants; and

WHEREAS, the 5 Kilometer race will be held in the park itself; and

WHEREAS, this race would be held on Saturday, September 22, 2007 from 7:00 a.m. to 12:00 noon; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of One Hundred Twenty-Five and 00/100 Dollars (\$125.00), payment of which shall be guaranteed by the Mastics-Moriches-Shirley Community Library's Family Literacy Project; and

WHEREAS, a Certificate of Insurance and the accompanying declaration page naming Suffolk County as an additional insured has been provided by the Mastics-Moriches-Shirley Community Library's Family Literacy Project; and

WHEREAS, the use of County property for such a fund drive for support of the Mastics-Moriches-Shirley Community Library's Family Literacy Project would promote and protect the public health, safety, and general welfare of the residents of Suffolk County; now, therefore be it

1st **RESOLVED**, that the use of County-owned property, i.e. the Smith Point County Park in Shirley, by the Mastics-Moriches-Shirley Community Library's Family Literacy Project, in consideration of the payment of One Hundred Twenty-Five and 00/100 Dollars (\$125.00) for the purpose of holding a 5 Kilometer race on September 22, 2007, between the hours of 7:00 a.m. and 12:00 noon, is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance and the accompanying declaration page naming Suffolk County as an additional insured by the County of Suffolk from the Department, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Human Resources, Personnel, and Civil Service; and be it further

2nd **RESOLVED**, that before this event shall be permitted to occur, the Mastics-Moriches-Shirley Community Library's Family Literacy Project must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(B) of the Suffolk County Code; and be it further

3rd **RESOLVED**, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, and the County Department of Public Works is hereby authorized, empowered and directed, under Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to take such measures, either alone or in conjunction with each other, as shall be necessary and appropriate to facilitate the hosting of the fund drive for the Mastics-Moriches-Shirley Community Library's Family Literacy Project at Smith Point County Park in Shirley; and be it further

4th **RESOLVED**, that the Mastics-Moriches-Shirley Community Library's Family Literacy Project shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Browning made motion for the following resolution, seconded by Legislator D'Amaro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1205-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 292 -2007, APPROVING A LICENSE AGREEMENT FOR ED RIGNEY TO RESIDE AT MILLER'S COTTAGE, UNIT 117, AT SOUTHAVEN COUNTY PARK, SHIRLEY

WHEREAS, Suffolk County Resolution No. 1250-2002, "Establishing Taxpayer Protection Policy for Use of County Residences," repealed the former statutory policy of charging below-market rent for facilities under the jurisdiction of the County Department of Parks, Recreation, and Conservation for use by County Employees; and

WHEREAS, Suffolk County Resolution No. 1368-2004, "Revising Taxpayer Protection Policy for Use of County Residences," amended the statute in order to assist the Commissioner of Parks, Recreation, and Conservation in implementing the statute; and

WHEREAS, in accordance with Resolution No. 1250-2002, fair market appraisals of the residences and facilities suitable for use as a residence under the jurisdiction of the Department of Parks, Recreation, and Conservation have been completed; and

WHEREAS, in accordance with the policies set forth by the aforementioned resolutions, the Commissioner of the Department of Parks, Recreation, and Conservation has recommended that Ed Rigney, Tree Trimmer I for the Parks Department, be approved to enter into a license agreement to reside at Miller's Cottage, Unit 117, at Southaven County Park, Shirley; now, therefore be it

1st RESOLVED, that the Suffolk County Department of Parks, Recreation, Conservation is authorized, empowered, and directed, pursuant to Section 28-4(D) of the SUFFOLK COUNTY CHARTER, to enter into a License Agreement with Ed Rigney to reside at Miller's Cottage, Unit 117, at Southaven County Park, Shirley, in accordance with the provisions set forth in Section 723-1 of the SUFFOLK COUNTY CODE; and be it further

2nd RESOLVED, that at Miller's Cottage, Unit 117, at Southaven County Park and grounds on said premises shall be returned to the County of Suffolk at the conclusion of the License Agreement authorized pursuant to the 1st RESOLVED clause of this resolution in a physical condition that is substantially the same condition as on the effective date of any such agreement, or better, subject to reasonable use, wear, tear, and natural deterioration, between the date thereof and the conclusion of any such use agreements; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

**Intro. Res. No. 1012-2007
1/2/2007**

Laid on Table

Introduced by Presiding Officer Lindsay

**RESOLUTION NO. 293 -2007, AMENDING THE 2007
CAPITAL PROGRAM AND BUDGET AND
APPROPRIATING FUNDS FOR THE PURCHASE OF
SPEED INDICATOR SIGNS FOR THE POLICE
DEPARTMENT (CP 3100)**

WHEREAS, the Police Department currently utilizes traffic speed indicator signs to raise awareness of speeding cars on County roads; and

WHEREAS, seven additional speed indicator signs are required by the Police Department in order for each precinct to be able to have one dedicated specifically to their precinct; and

WHEREAS, the cost to purchase seven speed indicator signs is \$100,000; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of \$100,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that it is determined that this program with a priority ranking of forty-five point four (45.4) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2007 Capital Program and Budget be and is hereby amended as follows:

Project No.: 1755

Project Title: Infrastructure Improvements for Traffic & Public Safety & Public Health

Cost Elements	Total Estimated Cost	Current 2007 Capital Program & Budget	Revised 2007 Capital Program & Budget
3. Construction	\$2,958,000	\$3,000,000 B	\$2,900,000 B
6. Total	\$2,958,000	\$3,000,000	\$2,900,000

Project No.: 3100

Project Title: Purchase of Speed Indicator Signs

Cost Elements	Total Estimated Cost	Current 2007 Capital Program & Budget	Revised 2007 Capital Program & Budget
5. Furniture & Equip	\$142,000	\$0	\$100,000 B
6. Total	\$142,000	\$0	\$100,000

and be it further

3rd RESOLVED, that the proceeds of \$100,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3100.511	Purchase of Speed Indicator Signs for the Police Department	\$100,000

and be it further

4th RESOLVED, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

5th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1012A-2007

BOND RESOLUTION NO. 294 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$100,000 BONDS TO FINANCE THE COST OF THE PURCHASE OF SPEED INDICATOR SIGNS FOR THE POLICE DEPARTMENT (CP 3100.511)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$100,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the cost of the purchase of speed indicator signs for the Police Department, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$100,000. The plan of financing includes the issuance of \$100,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and

collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 32 of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1051-2007
Introduced by Legislator Losquadro

Laid on Table 2/6/2007

RESOLUTION NO. 295 -2007, ADOPTING LOCAL LAW NO. 9 -2007, A LOCAL LAW TO PERMIT POLYGRAPH EXAMINATIONS OF CIVILIAN APPLICANTS TO THE SUFFOLK COUNTY POLICE DEPARTMENT, SHERIFF'S DEPARTMENT AND DISTRICT ATTORNEY'S OFFICE

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 6, 2007, a proposed local law entitled, **"A LOCAL LAW TO PERMIT POLYGRAPH EXAMINATIONS OF CIVILIAN APPLICANTS TO THE SUFFOLK COUNTY POLICE DEPARTMENT, SHERIFF'S DEPARTMENT AND DISTRICT ATTORNEY'S OFFICE"**; now, therefore be it

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

LOCAL LAW NO. 9 -2007, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO PERMIT POLYGRAPH EXAMINATIONS OF CIVILIAN APPLICANTS TO THE SUFFOLK COUNTY POLICE DEPARTMENT, SHERIFF'S DEPARTMENT AND DISTRICT ATTORNEY'S OFFICE

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the Suffolk County Police Department has continued its program of filling Department positions with civilians, in order to free up more sworn officers to conduct law enforcement duties.

This Legislature also finds and determines that although this civilianization has had positive results, many civilians have been placed in positions where they regularly come into contact with highly sensitive information or materials.

This Legislature further finds and determines that even though the Police Department conducts internal background investigations of civilian applicants, they are prohibited by local law from utilizing all available investigatory techniques to ensure that civilian applicants do not have a record of activity that would put the Department or the public at risk.

This Legislature finds that, though not infallible, polygraph examinations serve as a useful investigatory tool for law enforcement, and have been known to illicit admissions from examinees prior to formal questioning.

This Legislature determines that in any position where non-sworn officers may have access to sensitive materials, law enforcement should be permitted to use all tools, including polygraph examinations, to determine if civilian applicants should be hired in the first instance.

Therefore, the purpose of this law is to permit the use of polygraph examinations as part of the employment application process for civilians seeking employment with the Suffolk County Police Department, Suffolk County Sheriff's Department and Suffolk County District Attorney's Office.

Section 2. Amendments.

Chapter 387 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 387, POLYGRAPH EXAMINATIONS

ARTICLE II, Examination of Minors

* * * *

§ 387-18. Exemption.

Section 387-15 of this article shall not apply to polygraph examinations conducted in a criminal investigation by any law enforcement polygraph examiner acting within the scope of his ordinary and regular employment duties as a member of a municipality, state or federal law enforcement agency on a contractual basis; shall not apply to any polygraph examinations of persons seeking employment as Suffolk County Police officers conducted by the Suffolk County Police Department through its own polygraph examiners or polygraph examiners hired on a contractual basis; shall not apply to any polygraph examinations of persons seeking employment as police officers of a town or village located within the County of Suffolk conducted by any Police Department through its own polygraph examiner, County police polygraph examiners or polygraph examiners hired on a contractual basis; shall not apply to any polygraph examinations of persons seeking employment as either Deputy Sheriff's or Correction Officers with the Suffolk County Sheriff's Department; shall not apply to any polygraph examination of persons seeking employment as civilians with the Suffolk County Police Department, Suffolk County Sheriff's Department or Suffolk County District Attorney's Office; and shall not apply to any polygraph examination conducted by a federal agency or department for national security reasons as established by federal statute and/or executive order of the President of the United States.

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20) 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. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

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

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

DATED: March 20, 2007

****VETOED BY COUNTY EXECUTIVE ON APRIL 23, 2007****

****VETO OVERRIDE ADOPTED ON APRIL 24, 2007****

After a public hearing duly held on April 3, 2007
Filed with the Secretary of State on May 14, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1184-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 296 -2007, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$65,600 FROM THE STATE OF NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE, TO TARGET SPEEDING AND AGGRESSIVE DRIVING WITH 84.5% SUPPORT

WHEREAS, the State of New York Governor's Traffic Safety Committee has awarded \$65,600 in Federal Highway Safety pass-through funds to the Suffolk County Police Department to perform targeted enforcement of speeding and aggressive driving behaviors; and

WHEREAS, the operational period of the program will be from October 1, 2006, through September 30, 2007; and

WHEREAS, said grant funds totaling \$65,600 have not been included in the 2007 Suffolk County Operating Budget; now, therefore be it

1st 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>
115-4398-Federal Aid: Aggressive Driving & Speed Enforcement	\$ 65,600

ORGANIZATIONS:

Police Department (POL)

Aggressive Driving & Speed Enforcement 07
115-POL-3211

1000-Personal Services

1120-Overtime Salaries

\$65,600

65,600

and be it further

2nd RESOLVED, that the fringe benefits associated with the overtime salaries for this grant are included in the 2007 Suffolk County Operating Budget; and be it further

3rd 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.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1178-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 297 -2007, APPROPRIATING FUNDS IN CONNECTION WITH THE RECONSTRUCTION OF CULVERTS (CP 5371)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Reconstruction of Culverts; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request; and

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public Works; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$500,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 1168 of 1995 classified the action contemplated by this as a Type II Action, which will not have a significant effect on the environment; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-nine (49) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of \$500,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5371.318 (Fund 001-Debt Service)	50	Reconstruction of CR 94 Nugent Drive Culvert	\$375,000
525-CAP-5371.319 (Fund 001-Debt Service)	50	Reconstruction of Robinson Pond Culvert	\$125,000

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Losquadro made motion for the following resolution, seconded by Presiding Officer Lindsay. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1178A-2007

BOND RESOLUTION NO. 298 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$375,000 BONDS TO FINANCE A PART OF THE COST OF THE RECONSTRUCTION OF A CULVERT ON CR 94, NUGENT DRIVE (CP 5371.318)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$375,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the reconstruction of a culvert on CR 94, Nugent Drive, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$575,000. The plan of financing includes (a) the issuance of \$200,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 325-2005, (b) the issuance of \$375,000 bonds or bond anticipation notes authorized pursuant to this resolution and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1178B-2007

BOND RESOLUTION NO. 299 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$125,000 BONDS TO FINANCE THE COST OF THE RECONSTRUCTION OF ROBINSON POND CULVERT (CP 5371.319)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$125,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the reconstruction of Robinson Pond culvert, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$125,000. The plan of financing includes the issuance of \$125,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 4 of the Law, is forty (40) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Cooper made motion for the following resolution, seconded by Presiding

Officer Lindsay. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1179-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive and Legislator Montano

RESOLUTION NO. 300 -2007, APPROPRIATING FUNDS IN CONNECTION WITH THE RECONSTRUCTION OF DRAINAGE SYSTEMS ON VARIOUS COUNTY ROADS (CP 5024)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Reconstruction of Drainage Systems on Various County Roads; and

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public Works; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$500,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action ("replacement in-kind"), pursuant to Section 617.5 (C) (1), of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-three (53) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of \$500,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5024.310 (Fund 001-Debt Service)	50	Reconstruction of Drainage systems on Various County Roads	\$500,000

DATED: March 20, 2007

APPROVED BY:

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

Date: March 27, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1179A-2007

BOND RESOLUTION NO. 301 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$500,000 BONDS TO FINANCE THE COST OF THE RECONSTRUCTION OF DRAINAGE SYSTEMS ON VARIOUS COUNTY ROADS (CP 5024.310)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$500,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the reconstruction of drainage systems on various County roads, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$500,000. The plan of financing includes the issuance of \$500,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 4 of the Law, is forty (40) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 27, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1180-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive and Legislator Montano

**RESOLUTION NO. 302 -2007, APPROPRIATING FUNDS
IN CONNECTION WITH STRENGTHENING AND IMPROVING
COUNTY ROADS (CP 5014)**

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Strengthening and Improving County Roads; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request; and

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public Works; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$5,500,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 1171 of 1995 classified the action contemplated by this as a Type II Action, which will not have a significant effect on the environment; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-three (43) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of \$5,500,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5014.342 (Fund 001-Debt Service)	50	Strengthening and Improving County Roads	\$5,500,000

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1180A-2007

BOND RESOLUTION NO. 303 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$5,500,000 BONDS TO FINANCE THE COST OF STRENGTHENING AND IMPROVING COUNTY ROADS (CP 5014.342)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$5,500,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the strengthening and improving of County roads, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described

herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$5,500,000. The plan of financing includes the issuance of \$5,500,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 20 (c) of the Law, is fifteen (15) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Barraga. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

**Intro Res. No.1181-2007
3/6/2007**

Laid on Table

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 304 -2007, 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 TO BE ACQUIRED FOR THE RECONSTRUCTION OF THE INTERSECTION AT C.R. 19 PATCHOGUE-HOLBROOK ROAD AND C.R. 90, FURROWS ROAD, TOWN OF ISLIP, SUFFOLK COUNTY, NEW YORK (CP 5128)

WHEREAS, the Commissioner of the Department of Public Works, was directed to prepare maps showing the properties to be acquired for reconstruction of the intersection at C.R. 19, Patchogue-Holbrook Road and C.R. 90, Furrows Road, Town of 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 January 8, 2007, and are entitled "MAPS SHOWING PROPERTIES TO BE ACQUIRED FOR THE RECONSTRUCTION OF THE INTERSECTION AT C.R. 19, PATCHOGUE-HOLBROOK ROAD AND C.R. 90, FURROWS ROAD, TOWN OF ISLIP, SUFFOLK COUNTY, NEW YORK"; and

WHEREAS, the project has been adopted in the 2007 Capital Budget as and by Capital Project No. 5128; 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

1st RESOLVED, that the Commissioner of the Suffolk County Department of Public Works, or his 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 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

2nd 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

3rd 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

4th 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

5th 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

6th 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

7th 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: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro Res. No. 1182-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 305 –2007, APPROVING DETERMINATIONS AND FINDINGS MADE PURSUANT TO SECTION 204 OF THE EMINENT DOMAIN PROCEDURE LAW AND DIRECTING THE COMMISSIONER OF SUFFOLK COUNTY DEPARTMENT OF PUBLIC WORKS TO PREPARE AND FILE WITH THE CLERK OF THE SUFFOLK COUNTY LEGISLATURE ACQUISITION MAPS IN ACCORDANCE WITH THE SELECTED ALTERNATIVE FOR THE ACQUISITION OF LANDS IN CONNECTION WITH THE ACQUISITION OF PROPERTIES FOR THE RECONSTRUCTION OF C.R. 16, PORTION ROAD, FROM THE VICINITY OF RONKONKOMA AVENUE TO THE VICINITY OF C.R. 97, NICOLLS ROAD, TOWN OF BROOKHAVEN, SUFFOLK COUNTY, NEW YORK (CP 5511, PHASE I, PIN 0755.98)

WHEREAS, the Department of Public Works of the County of Suffolk has prepared maps entitled “ABSTRACT REQUEST MAP”; and

WHEREAS, on February 15, 2002, the County of Suffolk as Lead Agency, issued a SEQRA determination of non-significance for the project in Adopted Resolution No. 67-2002 and SEQRA is complete; and

WHEREAS, pursuant to Adopted Resolution Numbers 1180-2002 and 127-2006, the Department of Public Works was directed to hold public hearings; and

WHEREAS, notice of said hearing was duly published in Newsday, a daily newspaper of general circulation in the locality under consideration; and in the Smithtown News and the Smithtown Messenger, said newspapers being the current official County newspapers of the County of Suffolk at the time of publication; and the South Shore Press, said newspaper

being the official town newspaper situated in the locality where the public project is located at the time of publication; and

WHEREAS, a public hearing was duly held on July 11, 2006 for the following purposes:

- A. To inform the public.
- B. To review the public use to be served by the above-entitled project.
- C. To determine the impact upon the environment and upon residents of the locality of the project.
- D. To review possible alternative locations.
- E. To authorize the acquisition of said properties for the public purpose as set forth in the title herein; and

WHEREAS, all persons in attendance desiring to be heard on the project were given an opportunity to be heard and to present written statements; and

WHEREAS, Determinations and Findings pursuant to Section 204 of the New York State Eminent Domain Procedure Law were duly made and filed in the Office of the Clerk of the Suffolk County Legislature on September 22, 2006, pursuant to Adopted Resolution Numbers 1180-2002 and 127-2006; and

WHEREAS, a brief synopsis thereof was duly published in two successive issues in the Smithtown News and the Smithtown Messenger, said newspapers at the time of publication being the current official County newspapers of the County of Suffolk; and the South Shore Press, which, at the time of publication was the current official town newspaper situated in the locality where the public project is located, together with the publication thereof in five successive issues of Newsday, a daily newspaper of general circulation; and

WHEREAS, the acquisition maps of this project have not yet been duly filed with the Clerk of the Suffolk County Legislature, pursuant to Adopted Resolution Numbers 914-2002 and 127-2006; now, therefore be it

1st RESOLVED that the Determinations and Findings heretofore filed with the Clerk of the Suffolk County Legislature on September 22, 2006, and the recommendations contained therein be and the same are hereby adopted and approved; and be it further

2nd RESOLVED, that the Commissioner of the Suffolk County Department of Public Works is hereby directed to prepare and file with the Clerk of the Suffolk County Legislature, acquisition maps entitled "MAPS SHOWING PROPERTIES TO BE ACQUIRED FOR THE RECONSTRUCTION OF C.R. 16, PORTION ROAD, FROM THE VICINITY OF RONKONKOMA AVENUE TO THE VICINITY OF C.R. 97, NICOLLS ROAD, , TOWN OF BROOKHAVEN, SUFFOLK COUNTY, NEW YORK (CP 5511, PHASE I, PIN 0755.98)" pursuant to the alternative selected by the Hearing Officer and approved by this Legislature.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Montano made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

**Intro. Res. No. 1183-2007 Laid on Table
3/6/2007**

Introduced by Presiding Officer, on request of the County Executive and Legislator Montano

RESOLUTION NO. 306 -2007, 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 TO BE ACQUIRED FOR THE RECONSTRUCTION OF C.R. 7, WICKS ROAD FROM C.R. 13, CROOKED HILL ROAD TO BLUE JAY DRIVE, TOWN OF ISLIP, SUFFOLK COUNTY, NEW YORK (CP 5539, PHASE II)

WHEREAS, the Commissioner of the Department of Public Works, was directed to prepare maps showing the properties to be acquired for the reconstruction of C.R. 7, Wicks Road from C.R. 13, Crooked Hill Road to Blue Jay Drive, Town of 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 November 22, 2006, and are entitled "MAPS SHOWING PROPERTIES TO BE ACQUIRED FOR THE RECONSTRUCTION OF C.R. 7, WICKS ROAD FROM C.R. 13, CROOKED HILL ROAD TO BLUE JAY DRIVE, TOWN OF ISLIP, SUFFOLK COUNTY, NEW YORK"; and

WHEREAS, the project has been adopted in the 2007 Capital Budget as and by Capital Project No. 5539 Phase II; 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

1st RESOLVED, that the Commissioner of the Suffolk County Department of Public Works, or his 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 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

2nd 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

3rd 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

4th 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

5th 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

6th 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

7th 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: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Losquadro made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1194-2007
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 3/6/2007

**RESOLUTION NO. 307 -2007, APPROPRIATING FUNDS
IN CONNECTION WITH THE REHABILITATION OF VARIOUS
BRIDGES AND EMBANKMENTS (CP 5850)**

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Rehabilitation of Various Bridges and Embankments; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request; and

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public Works; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$550,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 1167 of 1995 classified the action contemplated by this as a Type II action, which will not have a significant effect on the environment; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-eight (48), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of \$550,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP 5850.317 (Fund 001-Debt Service)	50	Rehabilitation of Various Bridges and Embankments	\$550,000

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 26, 2007

Legislator Losquadro made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1194A-2007

BOND RESOLUTION NO. 308 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$550,000 BONDS TO FINANCE A PART OF THE COST OF THE REHABILITATION OF VARIOUS BRIDGES AND EMBANKMENTS (CP 5850.317)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$550,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the rehabilitation of various bridges and embankments, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,150,000. The plan of financing includes (a) the issuance of \$600,000 bonds or bond anticipation notes heretofore authorized pursuant to Bond Resolution No. 618-2005, (b) the issuance of \$550,000 bonds or bond anticipation notes authorized pursuant to this resolution and (c) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. (a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 10 of the Law of the Law, is twenty (20) years, computed from November 1, 2006, the date of issuance of the first obligations issued pursuant to Bond Resolution No. 618-2005. (b) It is further determined that the period of probable usefulness applicable to the bonds authorized to be issued pursuant to Bond Resolution No. 618-2005 is hereby amended and restated to be twenty (20) years, which shall apply to all bonds issued hereafter.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Losquadro made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1195-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 309 -2007, AMENDING THE 2007
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING
FUNDS IN CONNECTION WITH THE APPLICATION AND
REMOVAL OF LANE MARKINGS (CP 5037)**

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Application and Removal of Lane Markings; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request; and

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public Works; and

WHEREAS, pursuant to Resolution No. 675-2006, the application of the 5-25-5 Law has been waived during fiscal year 2007, this resolution requests the method of financing be changed for this project; and

WHEREAS, this resolution constitutes an amendment to change the method of financing thereby requiring a three-fourths vote of the full membership of the County Legislature, rather than an offset, under Section C4-13 of the Suffolk County Charter; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$300,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 758 of 1989 classified the action contemplated by this as a Type II action which will not have a significant effect on the environment; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-six (46) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

4th RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No: 5037
 Project Title: Application and Removal of Lane Markings

	<u>Total Est'd Cost</u>	<u>Current 2007 Capital Budget & Program</u>	<u>Modified 2007 Capital Budget & Program</u>
3. Furniture & Equipment	\$ 1,950,000	\$ 300,000G	\$ 300,000B
TOTAL	\$ 1,950,000	\$ 300,000	\$ 300,000

and be it further

5th RESOLVED, that the proceeds of \$300,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP 5037.322 (Fund 001-Debt Service)	50	Application and Removal of Lane Markings	\$300,000

DATED: March 20, 2007

APPROVED BY:

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

Date: March 28, 2007

Legislator Losquadro made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

BOND RESOLUTION NO. 310 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$300,000 BONDS TO FINANCE THE COST OF THE APPLICATION AND REMOVAL OF LANE MARKINGS (CP 5037.322)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$300,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the application and removal of lane markings, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$300,000. The plan of financing includes the issuance of \$300,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 35 of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and

any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Kennedy made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Montano. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1196-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 311 -2007, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN A TRANSPORTATION PLANNING STUDY OF THE HAUPPAUGE INDUSTRIAL PARK (CP 5653)

WHEREAS, the Commissioner of Public Works has requested funds for engineering in connection with a Transportation Planning Study of the Hauppauge Industrial Park; and

WHEREAS, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 0758.92, with a share allocation of eighty percent (80%) Federal funds and twenty percent (20%) County funds; and

WHEREAS, the County must first instance fund the entire cost of the project and will subsequently be reimbursed for the Federal portion; and

WHEREAS, this is a new project and there are no funds included in the 2007 Capital Budget and Program to cover the cost of said request, and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State Aid; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$257,587 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (18), (20), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-eight (58) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to

Section C8-2 (X) of the Suffolk County Charter to complete the Transportation Planning Study of the Hauppauge Industrial Park; and be it further

4th RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No.: Transportation Planning Study of the Hauppauge Industrial Park
 Project Title: 5653

	<u>Total Est'd Cost</u>	Current 2007 Capital Budget & <u>Program</u>	Revised 2007 Capital Budget & <u>Program</u>
1. Planning	\$257,587	\$ 0 B	\$ 51,517B
		<u>\$ 0 F</u>	<u>\$ 206,070F</u>
TOTAL	\$257,587	\$ 0	\$ 257,587

5th RESOLVED, that the proceeds of \$257,587 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5653.110 (Fund 001-Debt Service)	50	Transportation Planning Study of the Hauppauge Industrial Park	\$51,517

and be it further

6th RESOLVED, that Federal Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5653.110	50	Transportation Planning Study of the Hauppauge Industrial Park	\$206,070

7th RESOLVED, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$51,517; and be it further

8th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of 206,070; and be it further

9th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of 206,070; and be it further

10th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Intro. Res. No. 1428-2007

Laid on Table 5/15/2007

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 518 -2007, AUTHORIZING CERTAIN
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.
311-2007**

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 311-2007; 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. 311-2007

In the 5th RESOLVED paragraph change the amount from:

FROM:

TO:

\$257,587

\$51,517

DATED: June 12, 2007

APPROVED BY:

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

Date: June 14, 2007

Legislator Kennedy made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Montano. The

resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1196A-2007

BOND RESOLUTION NO. 312 –2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$257,587 BONDS TO FINANCE THE COST OF THE TRANSPORTATION PLANNING STUDY FOR THE HAUPPAUGE INDUSTRIAL PARK AREA (CP 5653.110)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$257,587 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the cost of the transportation planning study for the Hauppauge Industrial Park area, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$257,587. The plan of financing includes the issuance of up to \$257,587 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable. It is expected that Federal Aid funds in the amount of \$206,070 (80%) will be received in connection with this project and such Federal Aid funds are authorized to be expended to pay a part of the cost thereof. The principal amount of long-term serial bonds issued by the County shall not exceed the County's share of \$51,517 (20%), but bond anticipation notes are authorized to be issued by the County to provide temporary financing for the \$206,070 Federal share.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62 of the Law of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of

validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Cooper made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Stern. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1197-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive and Legislator Cooper

RESOLUTION NO. 313 -2007, AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE TOWN OF HUNTINGTON FOR THE MAINTENANCE OF CR 35, MILL DAM ROAD, TOWN OF HUNTINGTON

WHEREAS, the County of Suffolk, through the Department of Public Works, is progressing with plans for a reconstruction project entitled "Storm Remediation Improvements for CR 35, Mill Dam Road at Huntington Harbor" in the Town of Huntington; and

WHEREAS, this proposal will involve multiple construction components that will both alleviate the flooding situation and eliminate the direct discharge of stormwater runoff from the roadway into Huntington Harbor and Mill Dam Pond; and

WHEREAS, the Town of Huntington has requested certain modifications to the proposed design plans for the reconstruction of CR 35, Mill Dam Road; and

WHEREAS, the County will incorporate these design requests into the contract documents and, in return, the Town of Huntington will assume maintenance of CR 35, Mill Dam Road, from NYS Route 110 to West Shore Road, in perpetuity; and

WHEREAS, the County will continue to maintain the existing culvert, dam and flapper valves in perpetuity; and

WHEREAS, it is in the best interests of the County of Suffolk and the Town of Huntington to enter into an intermunicipal agreement to this effect; now, therefore be it

1st RESOLVED, that pursuant to New York General Municipal Law §119-o, the County Executive or his designee is authorized to enter into an intermunicipal agreement with the Town of Huntington that will allow the Suffolk County Department of Public Works to incorporate the requested design changes into the contract documents in exchange for the Town of Huntington assuming maintenance of CR 35, Mill Dam Road, between NYS Route 110 and West Shore Road; and be it further

2nd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8,

hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (20) and (27) of Title 6 of New York Code of Rules and Regulations (“NYCRR”), in that the resolution pertains to routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; since this resolution is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 28, 2007

Legislator Cooper made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro Res. No. 1198-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 314 -2007, AUTHORIZING THE PURCHASE OF UP TO THIRTY PARATRANSIT VANS INCLUDING SPARE PARTS, RADIOS, OTHER RELATED EQUIPMENT FOR SUFFOLK COUNTY TRANSIT AND ACCEPTING AND APPROPRIATING FEDERAL AID (80%), STATE AID (10%) AND COUNTY FUNDS (10%) IN CONNECTION WITH THIS PURCHASE (CP 5658)

WHEREAS, Resolution No. 329-2006 authorized the filing for and the execution of a grant with the Federal Transit Administration (FTA) and the New York State Department of Transportation (NYSDOT) for mass transportation projects including the purchase of paratransit vans including spare parts, radios, other related equipment, pre and post delivery Buy America audits and inspection during manufacture for Suffolk County Transit; and

WHEREAS, the federal funds for this purchase are a result of formula grant funds that have been allocated to Suffolk County for Federal Fiscal Years 2004 and 2005 and are the subject of a grant application before the FTA, whereby FTA will provide 80% of the cost of this project and NYSDOT will provide 10% of the cost of this project, with the County providing 10% of the cost of this project; and

WHEREAS, the total cost of the purchase is estimated to be \$1,800,000; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of this project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, that the County Legislature, by resolution of even date herewith, has authorized the issuance of \$180,000 in Suffolk County Serial Bonds to cover the County share of this purchase; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (25) and (27), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive materials, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-two (62) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the Purchasing Division is authorized to acquire up to thirty (30) paratransit vans including spare parts, radios, other related equipment, pre and post delivery Buy America audits and inspection during manufacture for Suffolk County Transit subject to approvals of FTA and NYSDOT and pursuant to applicable federal and state regulations; and be it further

4th RESOLVED, that the proceeds of \$180,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5658.537 (Fund 001-Debt Service)	Purchase of thirty (30) paratransit vans including spare parts, radios, other related equipment, pre and post delivery Buy America audits and inspection during manufacture	\$180,000

and be it further

5th RESOLVED, that the State Aid be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5658.537	Purchase of thirty (30) paratransit vans including spare parts, radios, other related equipment, pre and post delivery Buy America audits and inspection during manufacture	\$180,000

and be it further

6th RESOLVED, that the Federal Aid be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5658.537	Purchase of thirty (30) paratransit vans including spare parts, radios, other related equipment, pre and post delivery Buy America audits and inspection during manufacture	\$1,440,000

and be it further

7th RESOLVED, that the County Treasurer and the County Comptroller are authorized to accept State and/or Federal Aid in connection with this project.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 27, 2007

Legislator Cooper made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1198A-2007

BOND RESOLUTION NO. 315 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$180,000 BONDS TO FINANCE THE COST OF THE PURCHASE OF PARATRANSIT VANS (CP 5658.537)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$180,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the cost of the purchase of paratransit vans, including spare parts, radios, and other related equipment, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,800,000. The plan of financing includes (a) the expenditure of \$1,440,000 in Federal Aid funds (80%) and \$180,000 in State Aid funds (10%), (b) the issuance of \$180,000 bonds or bond anticipation notes authorized pursuant to this resolution, and (c) the levy and collection of taxes on all the taxable real property in the

County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 29 of the Law of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 27, 2007

Legislator Caracappa made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1199-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 316 -2007, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE RECONSTRUCTION OF CR 16, PORTION ROAD, FROM THE VICINITY OF RONKONKOMA AVENUE TO CR 97, NICOLLS ROAD, TOWN OF BROOKHAVEN (CP 5511)

WHEREAS, the Commissioner of Public Works has requested funds for land acquisition and related expenses (appraisals, public notices, title insurance policies, service of process, etc.) in connection with the acquisition of properties for the Reconstruction of CR 16, Portion Road, from the vicinity of Ronkonkoma Avenue to the vicinity of CR 97, Nicolls Road; and

WHEREAS, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 0755.98, with a share allocation of eighty percent (80%) Federal funds and twenty percent (20%) County funds; and

WHEREAS, the County must first instance fund the entire cost of the project and will subsequently be reimbursed for the Federal portion; and

WHEREAS, no funds are included in the 2007 Capital Budget and Program to cover the cost of said request under Capital Project 5511 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of 9,280,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 67 of 2002 classified the action contemplated by this as a Type I action which will not have a significant effect on the environment; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-seven (67) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter to complete the Reconstruction of CR 16, Portion Road; and be it further

4th RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5511
 Project Title: Reconstruction of CR 16, Portion Road/Horseblock Road,
 Town of Brookhaven

	<u>Total Est'd Cost</u>	<u>Current 2007 Capital Budget & Program</u>	<u>Revised 2007 Capital Budget & Program</u>
2. Land Acquisition	\$9,430,000	\$ 0 <u>\$ 0</u>	\$1,856,000B <u>\$7,424,000F</u>
TOTAL	\$36,110,000	\$ 2,625,000	\$11,905,000

and be it further

5th RESOLVED, that the proceeds of \$9,280,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5511.211 (Fund 001-Debt Service)	50	Reconstruction of CR 16, Portion Road/Horseblock Road, Town of Brookhaven	\$1,856,000

and be it further

6th RESOLVED, that Federal Aid be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5511.211	50	Reconstruction of CR 16, Portion Road/Horseblock Road, Town of Brookhaven	\$7,424,000

and be it further

7th RESOLVED, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$1,856,000; and be it further

8th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$7,424,000; and be it further

9th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$7,424,000; and be it further

10th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 720 -2007, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 316-2007

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 316-2007; 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. 316-2007

In the 5TH RESOLVED paragraph change the amount from:

FROM:

TO:

\$9,280,000

\$1,856,000

DATED: August 7, 2007

APPROVED BY:

Paul Sabatino II
Chief Deputy County Executive of Suffolk County

Date: August 9, 2007

Legislator Caracappa made motion for the following resolution, seconded by made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1199A-2007

BOND RESOLUTION NO. 317 -2007

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$1,856,000 BONDS TO FINANCE A PART OF THE COST OF THE RECONSTRUCTION OF CR 16, PORTION/HORSEBLOCK ROAD, TOWN OF BROOKHAVEN (CP 5511.212)

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$1,856,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the reconstruction of CR 16 Portion/Horseblock Road, Town of Brookhaven, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$10,280,000. The plan of financing includes (a) the issuance of \$1,000,000 bonds or bond anticipation notes authorized pursuant to Bond Resolution No. 740-2004, (b) the issuance of \$1,856,000 bonds or bond anticipation notes authorized pursuant to this resolution, (c) the expenditure of \$7,424,000 in Federal Aid and (d) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (c) of the Law, is fifteen (15) years, computed from May 15, 2005, the date of issuance of the first obligations issued for such purpose pursuant to Bond Resolution No. 740-2004.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Kennedy. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1225-2007

Laid on Table 3/6/2007

Introduced by Presiding Office, on request of the County Executive

RESOLUTION NO. 318 -2007, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM, ACCEPTING A GIFT OF FIVE (5) MODULAR OFFICE BUILDINGS FROM THE SACHEM SCHOOL DISTRICT AND APPROPRIATING FUNDS IN CONNECTION WITH THE RELOCATION AND INSTALLATION OF THESE MODULAR BUILDINGS ON COUNTY PROPERTY

WHEREAS, the Sachus School District has offered to Suffolk County a gift of five (5) modular buildings of approximately 1800 square feet each; and

WHEREAS, three (3) of the modulares have been identified to support the new jail project and two (2) of the units to provide additional storage at the County's Bomarc facility in Westhampton; and

WHEREAS, the buildings must be removed by the County from their existing foundations, relocated and installed on to new foundations on County property and connected to the utilities as required; and

WHEREAS, there is a cost of \$250,000 associated with the relocation and installation of these modular buildings on County Property; and

WHEREAS, sufficient funds are not included in the 2007 Capital Budget and Program to cover the costs of said request under Capital Program 3026 and, pursuant to Suffolk County Charter Section C 4-13, an offsetting authorization must be provided from another Capital Project; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2007 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

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

1st RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to accept the gift of five (5), 1800 square foot modular buildings from the Sachem School District; and be it further

2nd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to complete all work necessary to relocate and install these buildings on County property; and be it further

3rd RESOLVED, that it is determined that this program with a priority ranking of forty-four (44) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Article 8 of the New York Environmental Conservation Law and Section 617.5(c), (15) and (27) of the New York Code of Rules and Regulations since this action involves minor temporary use of land having negligible or no permanent impact on the environment; and be it further

5th RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 3008
 Project Title: New Jail/Correctional Replacement Facility at Yaphank

	Total Est'd <u>Cost</u>	2007 Current Capital Budget & <u>Program</u>	2007 Revised Capital Budget & <u>Program</u>
1. Planning	\$ 15,553,051	\$ 250,000 B	\$ 0
TOTAL	\$223,299,842	\$ 250,000	\$ 0

Project No.: 3026
 Project Title: Relocation and Installation of Modular Buildings on County Property

	<u>Cost</u>	2007 <u>Program</u>	Current 2007 Capital Budget & <u>Program</u>	Revised 2007 Capital Budget & <u>Program</u>
3. Construction	\$ 250,000		\$ 0	\$ 250,000B
TOTAL	\$ 250,000		\$ 0	\$ 250,000

and be it further

6th RESOLVED, that the proceeds of \$250,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-3026.310 (Fund 001-Debt Service)	20	Relocation and installation of Modular Building on County Property	\$250,000

and be it further

7th RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Kennedy. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1225A -2007

BOND RESOLUTION NO. 319 -2007

**BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK,
AUTHORIZING THE ISSUANCE OF \$250,000 BONDS TO FINANCE
THE COST OF THE RELOCATION OF FIVE MODULAR OFFICE
BUILDINGS ON COUNTY PROPERTY (ACCEPTED AS A GIFT
FROM THE SACHEM SCHOOL DISTRICT) (CP 3026.310)**

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK,
HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said
County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$250,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the relocation of five modular office buildings on County property (accepted as a gift from the Sachem School District), as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$250,000. The plan of financing includes the issuance of \$250,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 35 of the Law, is five (5) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Schneiderman made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1226-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 320 -2007, APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF HIGHWAY MAINTENANCE EQUIPMENT (CP 5047)

WHEREAS, the Commissioner of Public Works has requested funds for purchase in connection with Purchase of Highway Maintenance Equipment; and

WHEREAS, there are sufficient funds within the 2007 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2007 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, Resolution No. 321-2003 requires that no vehicle shall be purchased or leased unless "explicit approval for the acquisition of such vehicles, via lease or purchase, has been granted via duly enacted Resolution of the Suffolk County Legislature"; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$1,200,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that the purchase of this equipment is hereby approved, pursuant to Section 186-2(B)(6) of the SUFFOLK COUNTY CODE, and in accordance with the County vehicle standard, for use by the Department of Public Works; and be it further

2nd RESOLVED, that these vehicles will be replacement vehicles and that the County fleet will not be increased; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (25) (C) (2), (11), (20), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; and the Legislature has no further responsibilities under SEQRA; and be it further

4th RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-three (43) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

5th RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary, pursuant to Section C8-2 (X) of the Suffolk County Charter; and be it further

6th RESOLVED, that the proceeds of \$1,200,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP 5047.525 (Fund 016-Debt Service)	50	Purchase of Highway Maintenance Equipment	\$1,200,000

DATED: March 20, 2007

APPROVED BY:

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

Date: March 28, 2007

Legislator Schneiderman made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1226A-2007

BOND RESOLUTION NO. 321 -2007

**BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK,
AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS TO FINANCE
THE COST OF THE PURCHASE OF HIGHWAY MAINTENANCE
EQUIPMENT (CP 5047.525)**

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said County Legislature) AS FOLLOWS:

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$1,200,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance the purchase of highway maintenance equipment, as authorized in the 2007 Capital Budget and Program, as amended. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,200,000. The plan of financing includes the issuance of \$1,200,000 bonds or bond anticipation notes authorized pursuant to this resolution and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of 11.00 a. 28 of the Law, is fifteen (15) years.

Section 3. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized, or for such expenditures made on or prior to the effective date if a prior statement of intent to issue bonds has been made. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Resolution No. 320 of 1966, as amended by Resolution No. 81 of 1972, and Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and prescribing the

terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for credit enhancements and providing for substantially level or declining annual debt service, are hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately upon approval by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary or in full, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the County.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 28, 2007

Legislator D'Amaro made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1176-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 322 -2007, REVIEW OF AUCTION RULES
FOR THE DISPOSITION OF SURPLUS PROPERTY ACQUIRED
UNDER THE SUFFOLK COUNTY TAX ACT**

WHEREAS, the disposition of property acquired through the Suffolk County Tax Act is regulated pursuant to Article A14 of the Administrative Code, Laws of Suffolk County, Part II (herein the "Code"); and

WHEREAS, §14-30(L) and §712-6 of Code pertain to the formulation and adoption of auction rules and procedures; and

WHEREAS, §712-6 requires the approval by the Suffolk County Legislature of auction rules and regulations formulated by the Department of Environment and Energy, Division of Real Property Acquisition and Management; and

WHEREAS, the Department of Environment and Energy, Division of Real Property Acquisition and Management, has previously filed a copy of the proposed rules for the auction of surplus County real estate with the County Executive and the Clerk of the Legislature and a copy of said proposed rules is annexed as Exhibit "A"; now, therefore be it

1st RESOLVED, that the auction rules annexed as Exhibit "A" are approved for use immediately on filing of this approved resolution with the Clerk of the Legislature.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator D'Amaro. The resolution was passed 16-0-1-1. Legislator Alden abstained. Legislator Horsley was not present.

Intro. Res. No. 1246-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer Lindsay and Legislator Romaine

RESOLUTION NO. 323 –2007, AMENDING RESOLUTION NO. 2-2007, RULES OF THE SUFFOLK COUNTY LEGISLATURE

WHEREAS, elected officials must always strive to avoid even the appearance of impropriety or conflict of interest while discharging their official duties; and

WHEREAS, a strong and sensible code of ethics helps maintain public confidence in government and other civil institutions; and

WHEREAS, Suffolk County has often led the way in enacting strong ethics laws to govern and guide the conduct of its officers and employees; and

WHEREAS, the Suffolk County Code of Ethics (Article 30 of the Suffolk County Administrative Code) states that no County officer or employee shall become interested in any contract with the County of Suffolk, but excludes contracts with membership corporations or voluntary non-profit corporations from this prohibition; and

WHEREAS, service by a County Legislator on the board of a not-for-profit corporation that receives County funding, while technically permissible, may create an undesirable appearance of conflict of interest; and

WHEREAS, this Legislature wishes to continue in the vanguard of ethics reform; now, therefore be it

RESOLVED, that Resolution No. 2-2007, the 2007 Rules of the Suffolk County Legislature, is hereby amended by the addition to Rule 4 of a new subsection (G) which shall read as follows:

RULE 4. RIGHTS AND DUTIES OF MEMBERS

* * * *

(G) A member of the Legislature may not serve as a voting member on the Board of Directors of a voluntary non-profit corporation or association that is receiving County funding pursuant to a contract with the County of Suffolk.

DATED: March 20, 2007

EFFECTIVE PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER

Legislator D'Amato made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1258-2007

Laid on Table 3/6/2007

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. 324 -2007, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW 13-1976 SUSAN BODEN AS TO A ½ INTEREST AND JANET BODEN AS TO A ½ INTEREST (SCTM NO. 0900-258.00-03.00-041.000)

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 Southampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0900 Section 258.00 Block 03.00 Lot 041.000 and acquired by Tax Deed on November 13, 2000 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on November 21, 2000 in Liber 12085 at Page 885 and described as follows, Town of Southampton, Lots #39 & #40 in Block G on Map of Good Ground Development Map #247, filed in the Office of the Clerk of Suffolk County on June 18, 1915; 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, Susan Boden and Janet Boden, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$16,000.00. 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 \$3,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, Patricia B. Zielenski, Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of \$16,000.00, 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

1st 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

2nd 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.

3rd 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 Susan Boden & Janet Boden, 8 Oak Street, Hampton Bays, N.Y. 11946.

DATED: March 20, 2007

APPROVED BY:

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

Date: March 23, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1099-2007

Laid on Table 2/6/2007

Introduced by Legislators Caracappa, Browning, Losquadro, Vilorio-Fisher, Schneiderman, Cooper

RESOLUTION NO. 325 –2007, EMPLOYEE INCENTIVE FOR DONATING BLOOD

WHEREAS, there is a critical blood shortage throughout Suffolk County and New York State; and

WHEREAS, since donated blood has a shelf life of only 42 days, it is necessary to obtain blood on a continuous basis; and

WHEREAS, the County of Suffolk offers several blood drives throughout the year where employees can donate blood right in the building where they work, and there are several convenient locations in Suffolk County in which employees can go to donate blood if they are not able to donate during a County Blood Drive; and

WHEREAS, in an effort to encourage County employees to donate additional blood, the County should reward an exempt employee who donates blood within Suffolk County, four times or more in a calendar year; now, therefore be it

1st RESOLVED, any exempt employee who donates blood within Suffolk County, and provides proof of donating four times within a calendar year from the New York Blood Center shall be rewarded with one additional vacation day (7 hours of vacation time); and be it further

2nd RESOLVED, that each County payroll representative shall, upon proper proof of the exempt employee's blood donation either at the New York Blood Center or a hospital, documenting that said exempt employee has donated blood four or more times in a calendar year, add an additional 7 hours to said employee's accrued vacation time, provided further that each such blood donation must have been made during a blood shortage or blood emergency as declared by the New York Blood Center or a hospital; and be it further

3rd RESOLVED, that said additional vacation day, which shall be known for the purposes of this Resolution as a "Donor Day," shall be segregated from any other accruals and shall be used by any exempt employee within one calendar year of having been awarded, and payment shall not be granted for an unused "Donor Day" upon the exempt employee's separation from County service; and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Legislator Caracappa made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Intro. Res. No. 1100-2007

Laid on Table 2/6/2007

Introduced by Legislators Caracappa, Eddington, Schneiderman, Romaine, Vilorio-Fisher, Browning, Cooper, and Stern

RESOLUTION NO. 326 –2007, EXTENDING CERTAIN BENEFITS TO SUFFOLK COUNTY AUXILIARY POLICE OFFICERS

WHEREAS, the Suffolk County Auxiliary Police play an integral role in maintaining law and order in Suffolk County; and

WHEREAS, an Auxiliary Police Officer is a part time volunteer, often dedicating their evenings after their primary job in service of the residents of Suffolk County; and

WHEREAS, the primary role of the Auxiliary Police is to be the eyes and ears of the Regular Police Force, assisting the Police Officers in any way possible when needed; and

WHEREAS, by performing functions such as maintaining traffic control at an accident scene or during parades, Auxiliary Police Officers help to free up Police Officers to perform more important duties; and

WHEREAS, all Suffolk County Police precincts have an Auxiliary Police Unit, and in one precinct alone, and in less than 12 months, the Auxiliary Police Unit totaled more than 4,500 volunteer hours; and

WHEREAS, the County of Suffolk wishes to show its gratitude for the hard work that these volunteers perform and the great benefit they provide for the residents of Suffolk County, and to streamline the process for becoming a member of the Suffolk County Auxiliary Police; now, therefore be it

I. WAIVER OF CIVIL SERVICE EXAMINATION FEE

1st RESOLVED, that the County of Suffolk hereby establishes an application fee waiver policy for any eligible candidate who is an officer or member of the Suffolk County Auxiliary Police; and be it further

2nd RESOLVED, that such fees shall be waived for Suffolk County residents who submit proof that they are an officer or member of the Suffolk County Auxiliary Police; and be it further

3rd **RESOLVED**, that upon a candidate's approval of eligibility for an application fee waiver, that candidate shall receive a full waiver of their civil service application fee; and be it further

4th **RESOLVED**, that every Suffolk County civil service examination announcement with an application fee shall have information printed on the announcement informing potential applicants of the fee waiver policy; and be it further

5th **RESOLVED**, that, pursuant to Section C6-2 of the SUFFOLK COUNTY CHARTER, the Personnel Officer, as Director of the Department of Human Resources, Personnel and Civil Service, is hereby authorized, empowered and directed to issue such regulations as he deems necessary to implement the terms and provisions of Part I of this Resolution; and be it further

II. PARK FEES

6th **RESOLVED**, that the County Department of Parks, Recreation and Conservation is hereby required, pursuant to Section C28-3(A)(4) and C28-4(A) of the Suffolk County Charter, and Section 378-11 of the Suffolk County Code, to charge officer or members of the Suffolk County Auxiliary Police, who are Suffolk County residents, a fee for the use of County Parks and facilities that is equivalent to the prevailing fee for senior citizens for any such use or activity in any County Park, except as to golf fees, upon approval by the Parks Trustees, and those portions of Section 688-3 of the Suffolk County Code, pertaining to such fees, except as to golf fees, are hereby amended by the addition of such language requiring parity of fees; and be it further

7th **RESOLVED**, that eligibility under this program for exemption from such fees for officers or members of the Suffolk County Auxiliary Police shall be conditioned upon submission of proof that such person is a Suffolk County resident and also an officer or member of the Suffolk County Auxiliary Police; and be it further

8th **RESOLVED**, that this program shall be implemented under the supervision of the Commissioner of the County Department of Parks, Recreation and Conservation, which Department shall promulgate rules and regulations to implement the terms and provisions of Part II of this Resolution; and be it further

III. PURCHASING OF EQUIPMENT

9th **RESOLVED**, that the County of Suffolk shall purchase law enforcement related equipment on behalf of Suffolk County Auxiliary Police Officers from County vendors supplying law enforcement related equipment, provided that any Suffolk County Auxiliary Police Officer shall reimburse the County of Suffolk for the cost of said equipment; and be it further

IV. MISCELLANEOUS

10th **RESOLVED**, that any Auxiliary Police Officer who is an employee of the County of Suffolk and is exempted from any bargaining unit who has been called to perform any law and order duties prior to the beginning of their normal work day, shall be required to report to work immediately upon being released from their duties arising from their call out as an Auxiliary Police Officer at no loss of time accruals to the employee; and be it further

11th **RESOLVED**, that any Auxiliary Police Officer who is an employee of the County of Suffolk and is exempted from any bargaining unit shall be permitted to respond and perform any law and order duties as an Auxiliary Police Officer during their normal work day in the event there is a specific request made to their supervisors by the Chief of Patrol of the Suffolk County Police Department or his/her designee. If permission is granted, such approvals shall only be valid for the specific request and the employee must utilize vacation or personal accruals for the time they are absent from their job; and be it further

12th RESOLVED, that no applicant to become a member of the Suffolk County Auxiliary Police shall be required to file a financial disclosure form unless it is a County employee as defined under Chapter 61 of the SUFFOLK COUNTY CODE and is not on the list appended to Chapter 61 of the SUFFOLK COUNTY CODE as Appendix "A", as part of the application process; and be it further

13th 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: March 20, 2007

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 29, 2007

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Introduced by Presiding Officer Lindsay

Laid on Table

**MOTION NO. 3 – 2007, PROCEDURAL RESOLUTION
ESTABLISHING RULES AND GUIDELINES FOR COMMUNITY
SUPPORT INITIATIVES**

WHEREAS, pursuant to Resolution No. 1153-2006, this Legislature assumed responsibility for administering contracts funded in the Suffolk County Operating Budget through sub-object 4981; and

WHEREAS, this Legislature determined to accept this responsibility because the processing of contracts with non-profit community organizations has been bogged down by unnecessary and excessive bureaucracy; and

WHEREAS, this Legislature wishes to establish guidelines for the administration of contracts funded through sub-object 4981, to be known as "community support initiatives"; and

WHEREAS, these guidelines will help ensure the timely funding of important community programs that benefit the residents of Suffolk County and, simultaneously,

achieve maximum transparency and accountability in the funding process; now, therefore, be it

1st RESOLVED, that the amount of each community support initiative shall be no less than one thousand dollars (\$1,000); and be it further

2nd RESOLVED, that all applications for community support initiatives submitted by non-profit community organizations must be reviewed and approved by the office of the Presiding Officer and Counsel to the Suffolk County Legislature before monies may be appropriated by resolution or procedural motion; and be it further

3rd RESOLVED, that no application for community support initiatives shall be accepted by the Presiding Officer of the Suffolk County Legislature after September 30 of any year; and be it further

4th RESOLVED, that procedural motions appropriating monies for community support initiatives shall state the name of each organization to receive county funding, the contract amount, and the name of the Legislator recommending funding for the organization; and be it further

5th RESOLVED, that the information described in the 4th RESOLVED clause of this procedural motion shall be made available to the public by a link on the County Legislature’s webpage.

DATED: Adopted 3/20/2007

EFFECTIVE IMMEDIATELY PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER

Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator Mystal. The resolution was passed 17-0-0-1. Legislator Horsley was not present.

Introduced by Presiding Officer Lindsay

Laid on Table 3/20/07

MOTION NO. 4 – 2007, PROCEDURAL RESOLUTION AUTHORIZING FUNDING FOR COMMUNITY SUPPORT INITIATIVES

WHEREAS, funds are included in the 2007 Operating Budget (001-LEG-1012-4981) to supplement county services via non-profit organizations; and

WHEREAS, pursuant to Resolution No. 1153-2006, this Legislature is administering these “Community Support Initiatives”; now, therefore be it

1st RESOLVED, that the Presiding Officer is hereby authorized to enter into agreements with the following contract agencies for the amounts indicated;

<u>Agency</u>	<u>Sponsor</u>	<u>Amount</u>
The Patchogue Garden Club	(Leg. Eddington)	\$2,000.00

Birchwood at Holtsville Civic Association	(Leg. Lindsay)	1,500.00
Friends of the Retired and Senior Volunteer Program	(Leg. Lindsay)	1,000.00
Long Island Families Together, Inc.	(Leg. Lindsay)	1,000.00
Smithtown American Legion Post 833	(Leg. Nowick)	2,000.00

and be it further

2nd **RESOLVED**, that funding for this purpose shall be expended from Fund 001-LEG-1012-4981.

DATED: Adopted 3/20/07

EFFECTIVE IMMEDIATELY PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY CHARTER

ADJOURNED 12:29AM
TIM LAUBE, CLERK OF THE LEGISLATURE