

**SECOND DAY**

**ORGANIZATIONAL MEETING**

**February 5, 2008**

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

The meeting was called to order at 9:31 a.m. by Presiding Officer William Lindsay. The Clerk called the roll and the following were found present: Deputy Presiding Officer Mystal; Legislators Romaine, Schneiderman, Browning, Beedenbender, Viloría-Fisher, Losquadro, Eddington, Montano, Alden, Barraga, Kennedy, Nowick, Horsley, Stern, D'Amaro and Cooper.

Presentations and Salutations

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**A BRIEF RECESS WAS TAKEN FROM 12:06 P.M. TO 12:24 P.M.**

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

Legislators Horsley and Stern arrived at 12:25 p.m.

**THE MEETING WAS RECESSED AT 12:36 P.M. AND RECONVENED AT 2:30 P.M.**

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

Legislator Schneiderman arrived at 2:36 p.m.

Legislator Cooper arrived at 2:48 p.m.

Legislator Kennedy arrived at 2:49 p.m.

**EXECUTIVE SESSION WAS HELD FROM 3:30 P.M. TO 3:45 P.M.**

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1012-2008

Laid on Table 1/2/2008

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

**RESOLUTION NO. 12 -2008, DELEGATING AUTHORITY  
TO REFUND CERTAIN ERRONEOUS TAX PAYMENTS TO THE SUFFOLK  
COUNTY TREASURER**

**WHEREAS**, Section 556, New York **REAL PROPERTY TAX LAW** has been amended to permit the Suffolk County Legislature to delegate its authority to refund erroneous tax payments of TWO THOUSAND FIVE HUNDRED (\$2500.00) DOLLARS or less; now, therefore be it

**1<sup>st</sup> RESOLVED**, that this Legislature hereby delegates to the Suffolk County Treasurer the authority to grant real property tax refunds of **TWO THOUSAND FIVE HUNDRED (\$2500.00) DOLLARS** or less to property owners in the County of Suffolk upon receipt of written reports of investigation and recommendation by the County Director of Real Property Tax Service Agency; and be it further

**2<sup>nd</sup> RESOLVED**, that if the County Treasurer denies the refund, in whole or in part, the County Treasurer shall transmit to the Suffolk County Legislature together with copies of the application and the reasons for denial of the refund; and be it further

**3<sup>rd</sup> RESOLVED**, that the County Treasurer shall submit a report of the refunds processed to the Suffolk County Legislature on or before the fifteenth (15) day of each month for the actions taken during the preceding month amount of the refund; and be it further

**4<sup>th</sup> RESOLVED**, that this resolution shall only be in effect through December 31st of 2008.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1003-2008  
Introduced by the Presiding Officer

Laid on Table 1/2/2008

**RESOLUTION NO. 13 -2008, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED ACQUISITION OF LAND FOR OPEN SPACE PRESERVATION PURPOSES KNOWN AS THE CRYSTAL BAY CONSTRUCTION, INC. PROPERTY, TOWN OF RIVERHEAD**

**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 Crystal Bay Construction, Inc. Property, Town of

Riverhead", pursuant to Section 6 of Local Law No. 22-1985 which project involves the acquisition of 7.72 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 December 12, 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 December 12, 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 Crystal Bay Construction, Inc. Property, Town of Riverhead 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 Section 617.7 of Title 6 NYCRR, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;
- 2.) The proposed use of the subject parcel(s) is passive recreation; and
- 3.) If not acquired, the property will most likely be developed for residential purposes; incurring far greater environmental impact than the proposed acquisition and preservation of the site would have;

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: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1009-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 14 -2008, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$21,600 FROM THE NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE GRANT (GTSC FFY2008) SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) WITH 100% SUPPORT FOR SHERIFF'S TRAFFIC SAFETY INITIATIVE**

**WHEREAS**, the New York State Governor's Traffic Safety Committee has made \$21,600 in funds available to Suffolk County for the (GTSC FFY2008) Selective Traffic Enforcement Program (STEP) to be administered by the Suffolk County Sheriff's Office; and

**WHEREAS**, this program provides high visibility to reduce aggressive driving and speeding in an effort to save lives and reduce motor vehicle accidents; and

**WHEREAS**, the operational period of the program is from October 1, 2007 through September 30, 2008; and

**WHEREAS**, said grant funds have not been included in the 2007 and 2008 Operating Budget; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the County Executive and Sheriff are authorized to execute any Agreement with the State of New York, as necessary, to secure said grant funds; and be it further

**2<sup>nd</sup> 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 \$21,600.00 as follows:

<u>REVENUES:</u>	<u>AMOUNT</u>
001-4392-Federal Aid: Sheriff – Traffic Safety Initiative	\$21,600

APPROPRIATION:

Suffolk County Sheriff's Office  
Sheriff Traffic Safety Initiative

1000-Personal Services  
1120-Overtime Salaries

\$21,600  
\$21,600

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1013-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 15 -2008, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT JOHN A. FENECH a/k/a JOHN FENECH and KIMBERLY C. FENECH a/k/a KIMBERLY FENECH, his wife (SCTM NO. 0200-081.00-01.00-012.003)**

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

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 081.00, Block 01.00, Lot 012.003, and acquired by tax deed on July 17, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 25, 2007, in Liber 12515, at Page 222, and otherwise known as and by Town of Brookhaven, County of Suffolk and State of New York, known and designated as Lot No. 3 on a certain map entitled, "Map of Little Oaks", and filed in the Office of the Clerk of the County of Suffolk on 05/16/86 as Map No. 8112; 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 17, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 25, 2007 in Liber 12515 at Page 222.

**WHEREAS**, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, JOHN FENECH a/k/a JOHN A. FENECH and KIMBERLY C. FENECH a/k/a KIMBERLY FENECH, his wife, have made application of said above described parcel and JOHN FENECH a/k/a JOHN A. FENECH and KIMBERLY C. FENECH a/k/a KIMBERLY FENECH, his wife, have paid the application fee and \$53,227.75, 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, 2007; and

**1<sup>st</sup> 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

**2<sup>nd</sup> RESOLVED**, that Director of the Division of Real Property Christopher E. Kent, and/or his designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to JOHN A. FENECH a/k/a JOHN FENECH and KIMBERLY C. FENECH a/k/a KIMBERLY FENECH, his wife, 5 East Street, Shoreham, New York 11786, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1014-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 16 -2008, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY**

**TAX ACT DELORIS SMILEY, a Married Woman (SCTM NO. 0100-121.00-03.00-014.000)**

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

**ALL**, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 121.00, Block 03.00, Lot 014.000, and acquired by tax deed on April 6, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on April 13, 2006, in Liber 12445, at Page 172, and otherwise known as and by Town of Babylon, County of Suffolk and State of New York, and being Lots known as and by the numbers 2, 4, 6, 8, and 10 on Block 23, said lots being designated and delineated on the map entitled "Revised Plot No. 1, Parkwood, Long Island, New York", and filed in the Suffolk County Clerk's Office the 22<sup>nd</sup> day of December, 1926, Map No. 339; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on April 6, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on April 13, 2006 in Liber 12445 at Page 172.

**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**, DELORIS SMILEY, a Married Woman, has made application of said above described parcel and DELORIS SMILEY, a Married Woman, has paid the application fee and will be paying \$48,446.57 as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law by applicant through the date of deed transfer by redemption process, in addition to any and all other charges due the County of Suffolk to the date of the closing; and

**1<sup>st</sup> 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

**2<sup>nd</sup> RESOLVED**, that Director of the Division of Real Property Christopher E. Kent, and/or his designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to DELORIS SMILEY, a Married Woman, 5 Lincoln Avenue, East Farmingdale, New York 11735, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1017-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 17 -2008, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT JOHN BECKHAM and SCHAUNE BECKHAM (SCTM NO. 0500-163.00-05.00-013.001)**

**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 163.00, Block 05.00, Lot 013.001, and acquired by tax deed on July 6, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 13, 2007, in Liber 12513, at Page 421, and otherwise known as and by Town of Islip, Suffolk County Tax Map Number: District 0500, Section 163.00, Block 05.00, Lot 013.001; 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 6, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 13, 2007 in Liber 12513 at Page 421.

**WHEREAS**, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, JOHN BECKHAM and SCHAUNE BECKHAM have made application of said above described parcel and JOHN BECKHAM has paid the application fee and \$5,348.87, 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, 2007; and

**1<sup>st</sup> 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

**2<sup>nd</sup> RESOLVED**, that Director of the Division of Real Property Christopher E. Kent, and/or his designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to JOHN BECKHAM and SCHAUNE BECKHAM, 1251 Windwood Drive, Mobile, Alabama 36605, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1018-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 18 -2008, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT BRUCE MacDONALD a/k/a BRUCE L. MacDONALD (SCTM NO. 0200-799.00-03.00-040.002)**

**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 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 799.00, Block 03.00, Lot 040.002, and acquired by tax deed on October 18, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 30, 2007, in Liber 12528, at Page 281, and otherwise known as and by Town of Brookhaven, Suffolk County Tax Map Number: District 0200, Section 799.00, Block 03.00, Lot 040.002; 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 October 18, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 30, 2007 in Liber 12528 at Page 281.

**WHEREAS**, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

**WHEREAS**, BRUCE MacDONALD a/k/a BRUCE L. MacDONALD, has made application of said above described parcel and BRUCE MacDONALD a/k/a BRUCE L. MacDONALD, has paid the application fee and will be paying \$20,062.05 as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law by applicant through the date of deed transfer by redemption process, in addition to any and all other charges due the County of Suffolk to the date of the closing; and

**1<sup>st</sup> 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

**2<sup>nd</sup> RESOLVED**, that Director of the Division of Real Property Christopher E. Kent, and/or his designee, be and hehereby is authorized to execute and acknowledge a Quitclaim Deed to BRUCE MacDONALD a/k/a BRUCE L. MacDONALD, 70 Riviera Drive, Selden, New York 11784, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1019-2008  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/2/2008

**RESOLUTION NO. 19 -2008, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT MOTEL ON THE BAY OWNERS CORP. (SCTM NO. 0600-092.00-04.00-008.000)**

**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 Riverhead, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0600, Section 092.00, Block 04.00, Lot 008.000, and acquired by tax deed on November 17, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 24, 2006, in Liber 12480, at Page 49, and otherwise known as and by Town of Riverhead, Suffolk County Tax Map Number: District 0600, Section 092.00, Block 04.00, Lot 008.000; and

**FURTHER**, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on November 17, 2006, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 24, 2006 in Liber 12480 at Page 49.

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

**WHEREAS**, ROBERT PATCHELL, President of Motel on the Bay Owners Corp., has made application of said above described parcel and ROBERT PATCHELL, President of Motel on the Bay Owners Corp., has paid the application fee and \$255,860.76, 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, 2007; and

**1<sup>st</sup> 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

**2<sup>nd</sup> RESOLVED**, that Director of the Division of Real Property Christopher E. Kent, and/or his designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to MOTEL ON THE BAY OWNERS CORP., c/o Robert Patchell, 67 Front Street, South Jamesport, New York 11970, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1024-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 20 –2008, AUTHORIZING CERTAIN  
TECHNICAL CORRECTIONS TO ADOPTED RESOLUTION NO.  
1105-2007**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1105-2007; and

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

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

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

**Resolution No. 1105-2007**

In the 9<sup>th</sup> WHEREAS paragraph delete the ± Sign:

**FROM:**

\$1,355,200.00±

**TO:**

\$1,355,200.00

In the 1<sup>st</sup> RESOLVED paragraph delete the ± Sign:

**FROM:**

\$1,355,200.00±

**TO:**

\$1,355,200.00

In the 2<sup>nd</sup> RESOLVED paragraph delete the ± Sign:

**FROM:**

\$1,355,200.00±

**TO:**

\$1,355,200.00

In the 4<sup>th</sup> RESOLVED paragraph delete the ± Sign:

**FROM:**

\$1,355,200.00±

**TO:**

\$1,355,200.00

In the 5<sup>th</sup> RESOLVED paragraph delete the ± Sign:

**FROM:**

\$1,355,200.00±

**TO:**

\$1,355,200.00

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.**

Intro. Res. No. 1030-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 21 -2008, AUTHORIZING CERTAIN  
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.  
1000-2007**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1000-2007; and

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

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

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

**Resolution No. 1000-2007**

In the 9<sup>th</sup> WHEREAS paragraph delete the + Sign:

**FROM:**

\$2,486,400.00±

**TO:**

\$2,486,400.00

In the 4<sup>th</sup> RESOLVED paragraph delete the + Sign:

**FROM:**

\$2,486,400.00±

**TO:**

\$2,486,400.00

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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Legislator Romaine made motion for the following resolution, seconded by Legislator Losquadro. The resolution was passed 18-0.

Intro. Res. No. 1031-2008  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/2/2008

**RESOLUTION NO. 22 -2008, AUTHORIZING CERTAIN  
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.  
1129-2007**

**WHEREAS**, the County Legislature has adopted and the County Executive has signed Resolution No. 1129-2007; and

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

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

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

**Resolution No. 1129-2007**

In the 9<sup>th</sup> WHEREAS paragraph delete the ± Sign and change amount:

**FROM:**

\$3,674,562.50~~±~~

**TO:**

\$3,674,563.00

In the 4<sup>th</sup> RESOLVED paragraph delete the ± Sign and change amount:

**FROM:**

\$3,674,562.50~~±~~

**TO:**

\$3,674,563.00

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Presiding Officer Lindsay made motion for the following resolution, seconded by Legislator D’Amaro. The resolution was passed 14-0-4-0-0. Legislators Romaine, Losquadro, Kennedy and Nowick abstained.**

Intro. Res. No. 1026 -2008  
Introduced by Legislators Cooper, Stern

Laid on Table 1/2/2008

**RESOLUTION NO. 23 -2008, APPOINTING MEMBER TO THE SUFFOLK COUNTY WATER AUTHORITY (JAMES F. GAUGHRAN)**

**WHEREAS**, Resolution No. 152-2007 appointed Michael J. Deering as a member of the Suffolk County Water Authority for a term of office to expire on March 24, 2008; and

**WHEREAS**, Michael J. Deering tendered his resignation as a member of the Suffolk County Water Authority effective December 17, 2007; now, therefore be it

**1st RESOLVED**, that **James F. Gaughran**, of Huntington, New York, is hereby appointed as a member of the Suffolk County Water Authority to fill the unexpired term of Michael J. Deering with said term of office to expire March 24, 2008, said appointment having been made pursuant to the provisions of Section 1077(1) of the NEW YORK PUBLIC AUTHORITIES LAW; 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: February 5, 2008

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

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**Deputy Presiding Officer Mystal made motion for the following resolution, seconded by Legislator Stern. The resolution was passed 18-0.**

Intro. Res. No. 1020-2008  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/2/2008

**RESOLUTION NO. 25 -2008, AUTHORIZING EXECUTION OF A MUTUAL AID AND ASSISTANCE AGREEMENT FOR EPIDEMIOLOGY DISEASE CONTROL DURING LOCAL DISASTERS AND OTHER EMERGENCIES**

**WHEREAS**, local governments in New York State and throughout the country have developed a greater awareness and recognition within the last few years of their vulnerabilities when confronted with local disasters or other emergencies and the need to plan for coordinated responses and sharing of essential resources to respond to such disasters or emergencies; and

**WHEREAS**, New York State Law requires county health officers to routinely investigate cases of communicable diseases and take steps to reduce morbidity and mortality, and during times of a local or regional emergency, a county health department may find itself unable to perform these functions; and

**WHEREAS**, the County of Suffolk and the County of Onondaga each own and control various County services and equipment and are interested in and willing to utilize these services and equipment to assist each other in times of need, when assistance beyond the availability of their own resources is necessary; and

**WHEREAS**, a Mutual Aid and Assistance Agreement will enable the two counties to have greater resources available should a local disaster or emergency arise and enable them to fulfill their public health responsibilities; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the Commissioner of the Department of Health Services or his designee, and the County Executive, or his designee, are authorized to execute a Mutual Aid and Assistance Agreement with the County of Onondaga, in substantially the form annexed; and be it further

**2<sup>nd</sup> 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 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.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

**MUTUAL AID AND ASSISTANCE AGREEMENT**

THIS AGREEMENT made this \_\_\_\_ date of \_\_\_\_\_ 2008 by and between the County of Onondaga and the County of Suffolk.

### **Purpose**

The provision of Mutual Aid Services by one county, the Assisting County, to the other county, the Affected County, in the event of a natural or man-made disaster or emergency where the Affected County is unable to continue normal epidemiological disease case investigation and amelioration.

### **Definitions**

The "Affected County" is a party to this agreement whose Epidemiology staff is unable to initiate or complete normal disease case investigation because of a disaster or other emergency or other events in the county that have disrupted the normal functioning of the staff. This may include loss of physical utilities, unusual weather conditions, or loss of staff due to an unusual outside force, illness, or quarantine. The "Assisting County" is a party to this agreement whose Epidemiology staff's ability is not so compromised and can offer some degree of assistance with disease case prioritization, and /or investigation and possible amelioration to the Affected County.

A "Disaster or other emergency" is the occurrence or imminent threat of widespread or severe damage, injury, loss of life or property resulting from any man-made causes, including, but not limited to fire, flood, earthquake, hurricane, tornado, high water, landslide, mudslide, wind, storm, wave action, volcanic activity, epidemic, air contamination, intentional, accidental or unintended release of any substance or material in any form or quantity which poses an unreasonable risk to safety and health and to property when released, natural incidents, explosions, fires, collapses, blight, drought, infestation, radiological accident, water contamination, bridge failure or bridge collapse or any other incident which directly affects public safety.

### **Background**

The mission of Public Health is to prevent disease, premature death, and disability. The New York Code of Rules and Regulations, NYCRR Title 10, Section 2.6, charges the Health Officer of a county with the duty to investigate, verify infection, and take steps to reduce morbidity and mortality. During an emergency, either local or regional, a county health department may find itself in the position where it is unable to continue its day to day functioning to meet this obligation. Specifically, the county's Bureau of Epidemiology and Disease Control may be unable to access or receive laboratory, hospital, or physician reports of communicable diseases. In addition, Epidemiology staff may be unable to verify and further investigate priority diseases reported in a timely manner. These limitations may be caused by extremes of weather, natural disasters, bioterrorism or other man-made emergencies, resulting in loss of utilities and /or decreased staff, or staff that is overwhelmed with reports.

### **Understanding of the Obligations of the Parties**

If a request is made by the affected county for mutual aid assistance, the assisting county may act as an investigation resource, by making its best efforts to obtain reports of communicable diseases of the Affected County, as specified by the Affected County, and prioritize attempts to initiate or complete case investigations. Mutual Aid will be implemented only in the event the Assisting County is not overwhelmed itself with communicable disease investigation activities, and has available trained disease investigation personnel to assist the Affected County with its communicable disease investigation responsibilities. It is understood that the Assisting County

may only be able to assist in a limited capacity or with high priority disease investigations (e.g. Hepatitis A, bacterial meningitis, or E. coli 0157, etc).

If, at any time, the Assisting County is no longer able to aid the Affected County, the county will be notified verbally and in writing by the Assisting County's Commissioner/Public Health Director or his/her designee.

Each party to this agreement agrees that it will only utilize approved laboratories as that term is defined in 10 NYCRR 2.2 (f).

### **Activation Process**

Request for mutual aid will be made by the Affected County's Commissioner of Health/Public Health Director or his/her designee to the Commissioner of Health/Public Health Director or his/her designee in the Assisting County. The request shall indicate it is being made pursuant to this agreement.

### **Responsibilities of the Assisting County**

The Mutual Aid may consist of one or more of the following activities:

I. Investigation to verify diagnoses, attempt to ascertain the source of infection, and discover contacts and unreported cases.

A. Electronic Laboratory Report System (ECLRS) reports of the Affected County will be downloaded by the Assisting County.

B. In lieu of a functioning ECLRS system, laboratory, hospital, and physician reports may be faxed, called, or mailed from the Affected County to the Assisting County.

C. Communicable disease reports of the Affected County will be prioritized for investigation at the discretion of the Commissioner/Public Health Director or his/her designee of the Assisting County.

II. Notification of investigation results:

A. The Assisting County will notify the Affected County contacts of investigation results as soon as the results are available and an available method of communication is present. This may include telephone, fax, computer, or mail communication.

### **Responsibilities of the Affected County**

I. The Affected County will to the best of its ability make available communicable disease reports to the

Assisting County.

II. The Affected County will to the best of its ability follow-up with necessary actions as needed to ameliorate the disease outbreak once it has been notified of case investigation results. This activity is at the discretion of the Commissioner/Public Health Director of the Affected County or his/her designee.

### **Term of Agreement; Renewal; Termination**

I. This Mutual Aid Agreement will be effective upon execution of this agreement and shall remain in effect for five (5) years from the date of execution by all parties, unless the Agreement is renewed or terminated in accordance with the terms of this Agreement.

II. The Agreement may be extended for an additional five (5) year term by written agreement of the parties hereto, subject to necessary approvals.

III. Any party may terminate this Agreement upon thirty (30) days written notice to all parties. A termination shall not affect the obligation of any party to reimburse the other for the costs and expenses of rendering aid and assistance incurred prior to the effective date of termination.

#### **Designation of Authorized Representative**

Each party to this Agreement shall designate an individual as an Authorized Representative of such party. This designation shall be communicated, in writing, to the other party's Commissioner of Health upon the execution of this agreement. Any change in the designation of an Authorized Representative shall be communicated in writing by January 1<sup>st</sup> of each year.

#### **Notices**

All notices of any nature referred to in this Agreement shall be in writing and either sent by registered or certified mail postage pre-paid, or sent by hand or overnight courier, or sent by facsimile (with acknowledgment received and a copy of the notice sent by overnight courier), to the respective addresses set forth below or to such other addresses as the respective parties hereto may designate in writing. Notice shall be effective on the date of receipt.

#### **Period of Assistance; Renewability**

The duration of the Assisting County's assistance shall be for an initial period of up to twenty-four (24) hours, starting from the commencement of assistance. Thereafter, assistance may be extended in increments agreed upon by the authorized representatives of the Assisting County and Affected County. Unless otherwise provide in writing agreed to by the parties, additional increments of assistance shall not exceed twenty-four (24) hours.

#### **Recall**

Assisting County's personnel, equipment and other resources shall remain subject to recall by Assisting County to provide for its own residents and businesses, as determined in Assisting County's sole discretion. Assisting County shall make a good faith effort to provide at least eight (8) hours advance notification to Affected County of Assisting County's intent to terminate the Aid and Assistance, unless such notice is not practicable, in which case as much notice as is reasonable under the circumstances shall be provided.

#### **Assisting County's Employees**

When the Assisting County's employees are rendering aid pursuant to this agreement, such employees remain the financial and legal responsibility of the Assisting County and shall retain the same powers, duties and immunities and privileges they ordinarily possess if performing their duties for the Assisting County. Such employees are not to be considered the employees of the Affected County for any purpose whatsoever.

#### **Hold Harmless**

To the extent permitted by law, each party (as Indemnitor) agrees to protect, defend, indemnify, and hold the other party (as Indemnitee), and its officers, employees and agents, free and harmless from and against any and all losses, penalties, damages, assessments, costs, charges, professional fees, and other expenses or liabilities of every kind and nature arising out of or relating to any and all claims, liens, demands, obligations, actions, proceedings, or causes of action of every kind in connection with or arising out of Indemnitor's negligence, acts, errors and/or omissions in the performance of any duties or obligations pursuant to this agreement. To the extent that immunity does not apply pursuant to law including but not limited to N.Y. Exec. Law Sect.25(5)....", each party shall bear the risk of its own actions, as it does with its day-to-day operations, and determine for itself what types of insurance, and in what amounts, it should

carry. Each party understands and agrees that any insurance protection obtained shall in no way limit the responsibility to indemnify, keep, and save harmless the other parties to this Agreement.

The obligations stated herein shall not be construed to imply that a party shall be obligated to indemnify its officers, employees and agents or another party and its officers, employees and agents for actions outside the scope of this agreement or the course of employment.

**Status of the Parties:**

The parties hereto agree that none of the parties, nor any of their officers, directors or employees will hold itself or themselves out as, or claim to be, an officer or employee of the other party by reason of this Agreement, and that neither it nor any of them will, by reason thereof, make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the other party, including, but not limited to, Worker's Compensation coverage, unemployment insurance benefits, Social Security coverage, or retirement membership or credits.

**No Assignment**

The parties agree not to assign, transfer, convey, sublet or otherwise dispose of the Agreement, or any of their right, title or interest therein, or their power to execute this Agreement, or assign all or any portion of the monies that may be due or become due hereunder, to any other person or corporation, without the prior consent in writing of the other party, and any attempt to do any of the foregoing without such consent shall be of no effect.

**Merger; No Oral Changes**

It is expressly agreed that this Agreement represents the entire agreement of the parties, that all previous understandings are merged in this Agreement, and that no modification of this Agreement shall be valid unless written and executed by both parties.

**No Benefit to Third Parties**

All functions and activities performed under this Agreement are carried out for the benefit of the general public and not for the benefit of any specific individual or individuals. Accordingly, this Agreement shall not be construed as or deemed to be an agreement for the benefit of any third parties or persons and no third parties or persons shall have any right of action under this Agreement for any cause whatsoever.

**Gratuities**

The parties represent and warrant that they have not offered or given any gratuity to any official, employee or agent of the Counties or the City or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with respect to the performance of an agreement.

**Nondiscrimination in Employment and Services**

I. In accordance with Article 15 of the New York State Executive Law (also known as the Human Rights Law) and all other applicable local, State and Federal constitutional, statutory and administrative nondiscrimination provisions, the parties to this Agreement shall not discriminate against any employee or applicant for employment because of race, creed, color, sex, sexual orientation, national origin, age, disability, military status or marital status.

II. The parties hereto, in providing services under this Agreement, shall not, on the grounds of race, creed, color, sex, sexual orientation, national origin, age, disability, military status or marital status:

- A. Deny an individual any services or other benefits provided under the Agreement;
- B. Provide any services or other benefits to an individual which are different, or are provided in a different manner, from those provided to others under the Agreement;
- C. Subject an individual to segregation or separate treatment in any matter related to his/her receipt of any services or other benefits provided under the Agreement;
- D. Restrict an individual in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any services or other benefits provided under the Agreement;
- E. Treat an individual differently from others in determining whether or not the individual satisfies any eligibility or other requirements or conditions which individuals must meet in order to receive any aid, care, services, or other benefits provided under the Agreement.

III. The parties in determining:

- A. The types of services or other benefits to be provided under the Agreement, or
- B. The class of individuals to whom, or the situations in which, such services or other benefits will be provided under the agreement, or
- C. The class of individuals to be afforded an opportunity to participate in the agreement,**

**shall not utilize criteria or methods of administration which have the effect of subjecting individuals to discrimination because of race, creed, color, sex, sexual orientation, national origin, age, disability, military status or marital status.**

\_\_\_\_\_  
Date \_\_\_\_\_  
\_\_\_\_\_  
Date \_\_\_\_\_

Cynthia B. Morrow, M.D., M.P.H.  
Commissioner of Health,  
Services  
Onondaga County Health Department  
Services

Margaret Bermel  
Director of Health Administrative  
Suffolk County Department of Health

**Recommended**

\_\_\_\_\_  
Date \_\_\_\_\_  
Onondaga County Executive  
\_\_\_\_\_  
Date \_\_\_\_\_

David Graham, MD  
Suffolk County Department of Health Services

Chief Deputy Commissioner

**Approved as to Legality:  
Christine Malafi, Suffolk County Attorney**

\_\_\_\_\_  
Date \_\_\_\_\_

By: \_\_\_\_\_ Date \_\_\_\_\_  
Jacqueline Caputi  
Assistant County Attorney

Jeffrey W. Szabo  
Deputy Suffolk County Executive

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**Legislator Eddington made motion for the following resolution, seconded by Legislator Cooper. The resolution was passed 18-0.**

Intro. Res. No. 1008-2008  
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 1/2/2008

**RESOLUTION NO. 26 -2008, AUTHORIZING  
EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE  
HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 7 -  
MEDFORD WITH ENECON-SILVERI PARCEL (BR-0880.1)**

**WHEREAS**, Enecon-Silveri Parcel is located outside the boundary of Suffolk County Sewer District No. 7 - Medford; and

**WHEREAS**, Enecon-Silveri Parcel has petitioned and requested the Administrative Head of the District for permission to connect into the sanitary sewers of the Sewer District No. 7 - Medford; 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 via its Resolution No. 20-2007 with a connection fee of \$30.00 per gallon per day of sewage capacity; with a daily flow of 150 gallons, for a total connection fee of \$4,500.00; and

**WHEREAS**, it will be financially beneficial to Suffolk County Sewer District No. 7 - Medford 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

**1<sup>st</sup> RESOLVED**, that the Administrative Head of the District be and 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. 7 - Medford 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: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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

Intro. Res. No. 1015-2008

Laid on Table 1/2/2008

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

**RESOLUTION NO. 27 -2008, PERMITTING THE CENTER MORICHES FIRE DISTRICT TO PURCHASE FUEL FROM THE COUNTY**

**WHEREAS**, the Fire District wishes to purchase fuel on an emergency basis from the County under the County's Fuel Management/Preventive Maintenance Inventory Control System which was authorized by Resolution No. 1233-1997; and

**WHEREAS**, the County agrees to provide the services requested by the Fire District; and

**WHEREAS**, the Fire District agrees to pay for all costs associated with retrofitting their vehicles to conform to the County's Fuel Management/Preventive Maintenance Inventory Control System; and

**WHEREAS**, the Fire District will reimburse the County for the cost of fuel used by Fire District vehicles, in addition to a ten percent (10%) administrative fee; and

**WHEREAS**, the County and the Fire District are permitted to enter into joint cooperation Agreements, now, therefore be it

**1<sup>st</sup> RESOLVED**, that the Fire District at their own expense, will conform with the County's Fuel Management/Preventive Maintenance Inventory Control System and reimburse the County for the cost of fuel used by their vehicles, plus a ten percent (10%) administrative fee; and be it further

**2<sup>nd</sup> RESOLVED**, that the County Executive or his designee is hereby authorized to execute an Agreement, with the Fire District on behalf of the County providing for the purchase of fuel as indicated heretofore; and be it further

**3<sup>rd</sup> 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 Vol. 6 of the New York Code of Rules and Regulations (NYCRR) Section 617.5 (c) (20) (27) in that the resolution concerns purchase or sale 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; as a Type II action, the Legislature has no further responsibility under SEQRA.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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

Intro. Res. No. 1016-2008

Laid on Table 1/2/2008

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

**RESOLUTION NO. 28 -2008, PERMITTING THE YAPHANK  
FIRE DISTRICT TO PURCHASE FUEL FROM THE COUNTY**

**WHEREAS**, the Fire District wishes to purchase fuel on an emergency basis from the County under the County's Fuel Management/Preventive Maintenance Inventory Control System which was authorized by Resolution No. 1233-1997; and

**WHEREAS**, the County agrees to provide the services requested by the Fire District; and

**WHEREAS**, the Fire District agrees to pay for all costs associated with retrofitting their vehicles to conform to the County's Fuel Management/Preventive Maintenance Inventory Control System; and

**WHEREAS**, the Fire District will reimburse the County for the cost of fuel used by Fire District vehicles, in addition to a ten percent (10%) administrative fee; and

**WHEREAS**, the County and the Fire District are permitted to enter into joint cooperation Agreements, now therefore be it

**1<sup>st</sup> RESOLVED**, that the Fire District at their own expense, will conform with the County's Fuel Management/Preventive Maintenance Inventory Control System and reimburse the County for the cost of fuel used by their vehicles, plus a ten percent (10%) administrative fee;

**2<sup>nd</sup> RESOLVED**, that the County Executive or his designee is hereby authorized to execute an Agreement, with the Fire District on behalf of the County providing for the purchase of fuel as indicated heretofore, and be it further

**3<sup>rd</sup> 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 Vol. 6 of the New York Code of Rules and Regulations (NYCRR) Section 617.5 (c) (20) (27) in that the resolution concerns purchase or sale 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; as a Type II action, the Legislature has no further responsibility under SEQRA.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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

Intro. Res. No. 1028-2008

Laid on Table 1/2/2008

Introduced by Presiding Officer, pursuant to Rule 3-F-13 of the Suffolk County Legislature

**RESOLUTION NO. 29 –2008, AUTHORIZING PUBLIC HEARING FOR ALTERATION OF RATES FOR SOUTH FERRY, INC.**

**WHEREAS**, The South Ferry Inc., a corporation formed pursuant to Section 3 of the New York Corporations Law, has applied to the Suffolk County Legislature, pursuant to the Navigation Law and Section 71 of the New York Transportation Corporations Law and Chapter 287 of the Suffolk County Code for the approval of the alteration of its existing rates; now, therefore be it

**1<sup>st</sup> RESOLVED**, that consideration of the Petition of The South Ferry Inc., for the purpose of publication of the notice required by the Suffolk County Legislature, the Public Hearing on this Petition shall be held at the Regular Meeting of the Suffolk County Legislature at 2:30 p.m. on March 4, 2008 at Hauppauge, New York; and be it further

**2<sup>nd</sup> RESOLVED**, that pending the consideration of the Petition and the Public Hearing, the Petition be and is hereby referred to the Public Works and Transportation Committee for its consideration and recommendation to the Suffolk County Legislature.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Schneiderman made motion for the following resolution, seconded by Legislator D’Amaro. The resolution was passed 18-0.**

**RESOLUTION NO. 30 -2008, AUTHORIZING PRELIMINARY WORK TO BE PERFORMED BY COUNTY DEPARTMENTS, DIVISIONS AND AGENCY TO CONFIRM A 1954 RESOLUTION OF DECLARATION OF COUNTY HIGHWAY SURPLUS BY THE COUNTY BOARD OF SUPERVISORS AND FOR THE FURTHER PURPOSE OF AUTHORIZING TWO ADDITIONAL SMALL PARCELS AS SURPLUS ADJACENT THERETO, ALL ON CR 79 BRIDGEHAMPTON-SAG HARBOR TURNPIKE RIGHT-OF-WAY, IN THE TOWN OF SOUTHAMPTON, SUFFOLK COUNTY, NEW YORK (SCTM NO. 0900-026.00-01.00-110.000)**

**WHEREAS**, pursuant to an October 25, 1948 Resolution of the Suffolk County Board of Supervisors, C.R. 79, Bridgehampton-Sag Harbor Turnpike was made part of the County Highway System; and

**WHEREAS**, pursuant to a further resolution of the Board of Supervisors on March 1, 1954 the Board of Supervisors declared 6,880 ± Square Feet or 0.158 ± Acres surplus for access to the adjoining property owner, George Ward, by quitclaim deed, the predecessor-in-interest to the current owner, Catherine Reid, for the consideration of \$100.00; and

**WHEREAS**, there is no record of the quitclaim deed for that parcel ever being recorded in the Suffolk County Clerk's Office; and

**WHEREAS**, the Suffolk County Department of Public Works by and through its Commissioner is amenable to confirming this 1954 declaration of surplus along with a further declaration of surplus of two additional small parcels adjacent to this 1954 parcel, in the diagram annexed hereto, all of which would provide the current adjacent owner access to C.R. 79 and appropriately accommodate the overall re-configuration of this area which the Suffolk County Department of Public Works desires; and

**WHEREAS**, it should be further noted that part of the initial 1954 Declaration of Surplus had been subsequently conveyed to the Town of Southampton for access to one of its parks; and

**WHEREAS**, it is further intended that the two additional small parcels shall be incorporated into a map/survey with the 1954 parcel, and the two additional small parcels be appraised at their fair market value for sale to the adjacent property owner for access purposes; and

**WHEREAS**, in order to undertake this work it is necessary for the Suffolk County Department of Public Works, the Division of Real Property Acquisition and Management of the Department of Environment and Energy, the Department of Planning, the Real Property Tax Service Agency and the Suffolk County Department of Law to either perform work, or cause work to be performed which would enable this matter to be subsequently authorized and consummated by a further authorizing resolution; now, therefore be it

**1st RESOLVED**, that the Suffolk County Department of Public Works, the Division of Real Property Acquisition and Management of the Department of Environment and Energy, the

Department of Planning, the Real Property Tax Service Agency and the Department of Law, along with any other necessary County entities, be authorized to perform the above described work or cause this work to be performed; and be it further

**2nd RESOLVED**, that the performance of this work is conditioned upon the payment of the adjacent owner for the appropriate map/survey to be made and for the retention of appraisers to prepare the appraisals for the two additional small parcels; and be it further

**3rd RESOLVED**, that upon this work being completed and paid for by the adjacent owner as noted above, the aforesated confirmation of surplus, the additional declaration of surplus, confirmation of conveyance and the additional conveyance shall all be subject to a further authorizing resolution of this Legislature.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator D’Amaro. The resolution was passed 18-0.**

Intro. Res. No. 1036-2008  
Introduced by Legislator Romaine

Laid on Table 1/2/2008

**RESOLUTION NO. 31 -2008, AUTHORIZING THE RECONVEYANCE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 215, NEW YORK STATE COUNTY LAW TO THE ESTATE OF RONALD DECONZA BY PATRICIA MURPHY AS ADMINISTRATOR**

**WHEREAS**, the County of Suffolk is the fee owner of 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 Holbrook, Town of Brookhaven, County of Suffolk, State of New York, described on the Tax Map of the Suffolk County Real Property Service Agency as District 0200, Section 886.00, Block 04.00, Lot 050.000, and acquired by tax deed on August 4, 2006, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on August 18, 2006, in Liber 12465, at Page 374, and otherwise known and designated as Lot 2 on a certain map entitled, “Map of Senic Estates” filed in the Office of the Clerk of the County of Suffolk on August 4, 1976 as Map No. 6424.

and

**WHEREAS**, Ronald Deconza was the former owner of said real property; and

**WHEREAS**, Ronald Deconza passed away on October 14, 2003; and

**WHEREAS**, the time for redemption of this real property under Local Law No. 16-1976 has expired; and

**WHEREAS**, an investigation by the Office of Legislator Romaine has determined that said non-payment of taxes was not an intentional act but was due to circumstances beyond the Deconza's Family control, more fully described in the documents attached hereto; and

**WHEREAS**, it would be in the best interest of the County of Suffolk to return said parcel to the tax rolls; and

**WHEREAS**, the above described parcel has been appraised by the County Department of Environment and Energy, Division of Real Property Acquisition and Management, at \$250,000.00; and

**WHEREAS**, the Director of the Division of Real Property Acquisition and Management, or his or her deputy, will receive and deposit the sum of \$10,329.36 together with any and all other charges that may be due and owing to the County of Suffolk as of the actual date of closing, as full payment of all amounts due and owing to the County of Suffolk; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized to execute, acknowledge, and deliver a quitclaim deed to:

The Estate of Ronald Deconza  
by Patricia Murphy  
9 Coleridge Road  
Holbrook, NY 11741

upon receipt of the above-described moneys, to convey the interest of the County of Suffolk in the above-described real estate.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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Legislator Stern made motion for the following resolution, seconded by Legislator Viloría-Fisher. The resolution was passed 16-0-0-2-0. Presiding Officer Lindsay and Legislator Barraga were not present.

Intro. Res. No. 1136-2008

Laid on Table 2/5/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 32 -2008, ACCEPTING AND APPROPRIATING 100% REIMBURSABLE STATE GRANT FUNDS FOR A PERFORMANCE BASED GRANT FROM THE NEW YORK STATE OFFICE FOR THE AGING FOR A NEW YORK CONNECTS POINT OF ENTRY FOR LONG TERM CARE PROGRAM**

**WHEREAS**, the New York State Office for Aging has made available to Suffolk County Office for Aging funding for a local New York Connects Point of Entry for long term care program in the amount of \$200,000; and

**WHEREAS**, this grant will be utilized to provide information and assistance to County residents in order to determine how to best meet the long term care needs of family members or themselves, regardless of age or payment source; and

**WHEREAS**, the program year will run from October 1, 2007 through September 30, 2008; and

**WHEREAS**, under this performance based contract with the State, the County will receive payments when certain performance milestones have been attained and the Office for Aging expects to earn the full amount of the grant award by meeting all milestones; and

**WHEREAS**, the 100% State grant funds are not included in the 2008 Adopted Suffolk County Budget; and

**WHEREAS**, \$30,364 in administrative wages and fringe will be charged to this grant and are already included in the 2008 Operating Budget; and

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

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

REVENUES:

001-3610 State Aid: Social Services Administration

\$200,000

ORGANIZATIONS:

County Executive  
Human Services: Office for the Aging

001-EXE-6807

Personal Services

93,047

\$93,047

Equipment

2010-Furniture & Furnishings

12,330

2020-Office Equipment

6,360

5,970

Supplies, Materials & Other Equipment

3010-Supplies

13,610

3020-Postage

1,000

3040-Printing

510

3160-Software

1,800

3330-Food

2,000

3770-Advertising

1,800

	6,500
<u>Travel</u>	
4330-Travel, Mileage	<u>4,810</u>
4340-Travel, Other	4,000
	810
<u>Contracted Expenses</u>	
4980-Contracted Agencies	<u>100</u>
	100
Employee Benefits Retirement 001-EMP-9010	
<u>Employee Benefits</u> 8280-Retirement	<u>9,212</u> 9,212
Employee Benefits Social Security 001-EMP-9030	
<u>Employee Benefits</u> 8330-Social Security	<u>7,118</u> 7,118
Employee Benefits Welfare Fund Contribution 001-EMP-9080	
<u>Employee Benefits</u> 8380-Welfare Fund Contribution	<u>2,762</u> 2,762

Interfund Transfer  
 Transfer to Employee Medical Health Plan  
 001-1FT-E039

<u>Employee Benefits</u>	<u>26,647</u>
9600-Transfer of Funds	26,647
 <u>TOTAL</u>	
	\$169,636
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and be it further

**2<sup>nd</sup> RESOLVED**, that the following interfund revenues for Employee Medical Health Plan be accepted and appropriated as follows:

REVENUES:

039-IFT-R001 Transfer from General Fund	26,647
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ORGANIZATION:

Employee Benefits (EMP)  
 Major Medical Claim  
 039-EMP-9060

<u>Employee Benefits</u>	<u>26,647</u>
8360 Health Insurance	26,647

and be it further

**3<sup>rd</sup> RESOLVED**, that the following positions be created in the Suffolk County Executive's Office for the Aging as follows:

<u>Spec. No.</u>	<u>Title</u>	<u>Grade</u>
3006	<u>J/C</u>	<u>No. Created</u>
	Senior Caseworker	22
	C	1
3706	Neighborhood Adie	13
	NC	1

and be it further

**4<sup>th</sup> RESOLVED**, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue the employment of the individuals filling the position created by this Resolution at the conclusion of the grant funding provided for such position created by said grant.

DATED: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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

Intro. Res. No. 1138-2008

Laid on Table 2/5/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 33 -2008, ACCEPTING AND APPROPRIATING 100% ADDITIONAL STATE GRANT FUNDS FROM THE NEW YORK STATE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES TO SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES FOR ST. CHRISTOPHER-OTILIE (SCO) FAMILY OF SERVICES**

**WHEREAS**, the New York State Office of Alcoholism and Substance Abuse Services State Aid Funding Authorization dated January 4, 2008 includes Federal and State grant funds in the amount of \$954,471 for St. Christopher-Otilie (SCO) Family of Services for the operation of community residences that provide services to women and children; and

**WHEREAS**, there has been a realignment of funding between Morningstar I and Morningstar II programs that has resulted in a reduction of Federal grant funds and an increase in State grant funds for this provider agency; and

**WHEREAS**, these reductions in 100% Federal grant funds and additional 100% State grant funds are not currently included in the 2008 Adopted Operating Budget; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate \$154,716 in additional grant funds and reduce grant funds as follows:

REVENUES:

001-3486 State Aid: Narcotics Addition Control	\$154,716
001-4491 Federal Aid: Alcoholism	(\$32,534)

ORGANIZATIONS:

Department of Health Services  
Division of Community Mental Hygiene Services  
001-HSV-4310-4980

<u>XORG Object Name</u>		2008 <u>Adopted</u>	2008 Modified <u>Adopted</u>	<u>+Change</u>
AKT1 St. Christopher-Ottilie	\$843,627	\$965,809	\$122,182	

and be it further

**2<sup>nd</sup> RESOLVED**, that the County Executive be and hereby is authorized to execute a contract with St. Christopher-Ottilie; and be it further

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

**4<sup>th</sup> 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: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Barraga made motion for the following resolution, seconded by Legislator Eddington. The resolution was passed 16-0-1-1-0. Legislator Alden abstained. Presiding Officer Lindsay was not present.**

Intro. Res. No. 1139-2008

Laid on Table 2/5/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 34 -2008, ACCEPTING AND APPROPRIATING 100% ADDITIONAL STATE GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH TO THE DEPARTMENT OF HEALTH SERVICES, DIVISION OF PREVENTIVE MEDICINE FOR THE PROVISION OF A COST OF LIVING ADJUSTMENT (COLA) FOR THE TOBACCO ENFORCEMENT PROGRAM AND TO APPROVE THE PURCHASE OF ONE (1) REPLACEMENT VEHICLE IN ACCORDANCE WITH SECTION (B)(6) OF THE SUFFOLK COUNTY CODE AND IN ACCORDANCE WITH THE COUNTY VEHICLE STANDARD**

**WHEREAS**, Chapter 57, Laws of 2006 provided for the New York State Commissioner of Health to establish an annual cost of living adjustment (COLA) for state fiscal

year 2007-08 for certain programs, and as such, a COLA has been established at 5.16%, effective April 1, 2007; and

**WHEREAS**, expenditures for the additional 100% State grant funds of \$11,578 must occur between April 1, 2007 and March 31, 2008; and

**WHEREAS**, Resolution No. 321-2003 requires that no vehicle shall be purchased or leased unless "explicit approval for the acquisition of such vehicle, via lease or purchase, has been granted via duly enacted Resolution of the County of Suffolk Legislature"; and

**WHEREAS**, the Tobacco Enforcement Program includes sufficient funds in the 2008 Operating Budget for the purchase of a replacement vehicle; and

**WHEREAS**, this replacement vehicle will be acquired, via purchase, off the State contract or County contract; and

**WHEREAS**, this replacement vehicle will be a Hybrid 4X4 SUV and used by the Tobacco Enforcement Unit to ensure that over 2,200 merchants registered to sell tobacco products in Suffolk County are in compliance with regulations; now therefore be it

**1<sup>st</sup> RESOLVED**, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate this additional 100% State Aid Funding as follows:

REVENUES:

3401 State Aid: Public Health	\$11,578
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ORGANIZATIONS:

Department of Health Services (HSV)  
Division of Preventive Medicine  
Tobacco Enforcement Program  
001-HSV-4502

Equipment

2040-Trucks, Trailers, Jeeps	<u>\$11,578</u>
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and be it further

**2<sup>nd</sup> 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

**3<sup>rd</sup> RESOLVED**, that the Suffolk County Department of Health Services is authorized to initiate the process for the purchase of a replacement for Fleet Number 21445 through the Purchase Requisition process; and be it further

**4<sup>th</sup> RESOLVED**, that the Department of Public Works, Purchasing Division, in adherence with the New York State General Municipal Law, is hereby authorized to conduct a

formal sealed bid process, in which the specifications for these vehicles will comply with the "County Vehicle Standard"; and be it further

**5<sup>th</sup> RESOLVED**, that there will be no increase in the Department's vehicle fleet as a result of this Resolution; and be it further

**6<sup>th</sup> 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: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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

Intro. Res. No. 1141-2008

Laid on Table 2/5/2008

Introduced by Presiding Officer, on request of the County Executive

**RESOLUTION NO. 35 –2008, ACCEPTING AND APPROPRIATING 100% ADDITIONAL STATE GRANT FUNDS FROM THE NEW YORK STATE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES FOR HOPE FOR YOUTH, INC.**

**WHEREAS**, the New York State Office of Alcoholism and Substance Abuse Services State Aid Funding Authorization dated January 4, 2008 includes State grant funds in the amount of \$199,300 for Hope for Youth, Inc. for the continuation of the Adolescent Outpatient Pilot Program; and

**WHEREAS**, the implementation of an Adolescent Outpatient Pilot Program, which began in 2007, is aimed at the development and expansion of evidence-based treatment options for adolescents ages 12 to 18 years who are at risk of placement in the child welfare or juvenile justice system or both; and

**WHEREAS**, these additional 100% State grant funds are not currently included in the 2008 Adopted Operating Budget; now, therefore be it

**1<sup>st</sup> RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate \$199,300 in additional grant funds as follows:

REVENUES:

001-3486 State Aid: Narcotics Addition Control \$199,300

ORGANIZATIONS:

Department of Health Services  
Division of Community Mental Hygiene Services  
001-HSV-4310-4980

<u>XORG Object Name</u>	<u>2008 Adopted</u>	<u>2008 Modified Adopted</u>	<u>+Change</u>
JBA1 Hope for Youth, Inc.	\$0	\$199,300	+\$199,300

and be it further

**2<sup>nd</sup> RESOLVED**, that the County Executive be and hereby is authorized to execute a contract with Hope for Youth, Inc.; and be it further

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

**4<sup>th</sup> 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: February 5, 2008

APPROVED BY:

/s/ Steve Levy  
County Executive of Suffolk County

Date: February 19, 2008

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**Legislator Romaine made motion for the following resolution, seconded by Legislator Schneiderman. The resolution was passed 18-0.**

Laid on Table 2/5/2008  
Introduced by Presiding Officer Lindsay and Legislators Romaine, Schneiderman, Losquadro

**MOTION NO. 1 -2008, PROCEDURAL RESOLUTION  
CHANGING LOCATION OF LEGISLATURE MEETINGS**

**WHEREAS**, pursuant to Resolution No. 8-2008, the Suffolk County Legislature has scheduled all regular legislative meetings in Hauppauge for 2008 due to the construction at the Riverhead County Center and the Maxine S. Postal Legislative Auditorium; and

**WHEREAS**, the media room at Suffolk County Community College's Culinary Arts Center in downtown Riverhead will be made available for the Legislature to hold regular meetings; now, therefore be it

**1st** **RESOLVED**, that the location of the County Legislature's scheduled meetings on June 24, 2008 and August 19, 2008 shall be changed from the Rose Y. Caracappa Auditorium at the William H. Rogers Building, Hauppauge to the Media Room at the Suffolk County Community College's Culinary Arts Center, 20 East Main Street, in downtown Riverhead; and be it further

**2nd** **RESOLVED**, that the June 24, 2008 meeting will begin at the scheduled time of 9:30 A.M.; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the August 19, 2008 meeting will begin at the scheduled time of 4:00 P.M.; and be it further

**4th** **RESOLVED**, that the Clerk of the County Legislature is hereby directed to advertise the changed location of the Legislature's meetings on June 24, 2008 and August 19, 2008 to the Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead.

DATED: Adopted February 5, 2008

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

***ADJOURNED 3:45 PM  
TIM LAUBE, CLERK OF THE LEGISLATURE***