

Intro. Res. No. **1000** -2009
Introduced by Legislator Schneiderman

Laid on Table **1/5/09**

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW
NO. -2009, A CHARTER LAW TO ENHANCE
BUDGETING FLEXIBILITY AND RESPONSIVENESS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on _____, 2009 a proposed local law entitled, "**A CHARTER LAW TO ENHANCE BUDGETING FLEXIBILITY AND RESPONSIVENESS**"; now, therefore, be it

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

LOCAL LAW NO. -2009, SUFFOLK COUNTY, NEW YORK

**A CHARTER LAW TO ENHANCE BUDGETING FLEXIBILITY AND
RESPONSIVENESS**

**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 Legislature is entrusted by the Suffolk County Charter with the County's power of appropriation.

This Legislature further finds that the Legislature is a co-equal branch of government responsible for making policy for the County of Suffolk.

This Legislature also determines that in order to fulfill their policy and budget making role, members of the County Legislature should have the ability to initiate amendments to the County's operating budget throughout the fiscal year.

This Legislature further finds and determines that the Legislature requires more flexibility to amend the County operating budget in order to respond to rapidly changing economic conditions and meet the needs of County residents.

Therefore, the purpose of this law is to enable the members of the County Legislature to introduce budget modification resolutions throughout the entire fiscal year without restriction, subject to the continued requirement that such modifications maintain overall spending in the operating budget at adopted levels.

Section 2. Amendment.

Article IV of the SUFFOLK COUNTY CHARTER is hereby amended as follows:

Article IV, County Budget and Capital Program.

§C4-31. Modifications to budget after adoption.

- G. During a fiscal year and after adoption of the annual expense budget, any budget modification to the annual expense budget may be effectuated by the adoption of an appropriate resolution introduced by any Legislator in accordance with § C2-11 of this Charter and this subsection and approved by at least a majority of the entire membership of the County Legislature, even though the head of the pertinent county department has not submitted a request for such budget modification, as long as the purpose of such budgetary modification is to reduce, lower, terminate or cancel appropriations; to abolish positions of employment; to terminate contract agencies; to terminate or reduce the size of county programs or departments; or to make transfers of appropriations that are offset by reductions in other appropriations. [Resolutions incorporating such budget modifications introduced by any Legislator may only be laid on the table at the first regular legislative meeting in February, May, September or December of any fiscal year.] Any resolutions introduced by any Legislator in accordance with these provisions may then be acted upon by the full County Legislature whenever eligible for consideration pursuant to the Rules of the County Legislature and subject to the laws of Suffolk County.

Section 3. Applicability.

This law shall apply to 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), (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 6. Effective Date.

This law shall take effect immediately upon its filing with the Office of the Secretary of State.

[] Brackets denote deletion of existing language.
___ Underlining denotes addition of new language.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\cl-allow unlimited budget amendments

OFFICE OF THE COUNTY LEGISLATURE
COUNTY OF SUFFOLK

1000



GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
email: george.nolan@suffolkcountyny.gov

WILLIAM H. ROGERS BUILDING
P.O. BOX 6100
HAUPPAUGE, NY 11788-0099
(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

DATE: DECEMBER 24, 2008
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2009

TITLE: A CHARTER LAW TO ENHANCE BUDGETING FLEXIBILITY AND RESPONSIVENESS
SPONSOR: LEGISLATOR SCHNEIDERMAN

DATE OF RECEIPT BY COUNSEL: 12/19/2008 PUBLIC HEARING: 1/2009
DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

This proposed local law would amend the Suffolk County Charter and authorize members of the County Legislature to introduce budget modification resolutions throughout the fiscal year without restriction. Presently, budget amending resolutions initiated by legislators may only be laid on the table at the first regular legislative meeting in February, May, September and December.

This proposed law will take effect immediately upon its filing in the Office of the Secretary of State.

A handwritten signature in black ink, appearing to read "George Nolan".

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-allow-unlimited-budget-amendments

1001

Intro. Res. No. - 2009
Introduced by Legislator Romaine

Laid on Table 1/5/09

RESOLUTION NO. -2009, AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE DRYBROOK HOLDINGS LLC PROPERTY – (TOWN OF BROOKHAVEN - SCTM NO. 0200-587.00-03.00-046.001)

WHEREAS, Local Law No. 24-2007, "A Charter Law Extending and Accelerating the Suffolk County ¼% Drinking Water Protection Program for Environmental Protection," Section C12-2(A)(1) authorized the use of 31.10 percent of sales and compensating tax proceeds generated each year for environmental protection, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 31.10 percent of the sales and compensating tax proceeds, for the acquisition of such land; and

WHEREAS, Resolution No. 42-2007, authorized planning steps for the acquisition of said property; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Property Acquisition and Management to negotiate the acquisition; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said property were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Property Acquisition and Management and approved as to legality by the Office of the County Attorney; now, therefore be it

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, for a total purchase price of One Million Six Hundred Six Thousand Five Hundred Dollars (\$1,606,500.00+), at One Hundred Thirty Five Thousand Dollars (\$135,000.00) per acre for 11.9+ acres, subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District 0200 Section 587.00 Block 03.00 Lot 046.001	11.9±	Drybrook Holdings LLC 47-21 159 th Street Flushing, NY 11358

and be it further

2nd **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby authorized, empowered, and directed, pursuant to Section C42-3(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of One Million Six Hundred Six Thousand Five Hundred Dollars (\$1,606,500.00±), subject to a final survey; and, be it further

3rd **RESOLVED**, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay \$1,606,500.00±, subject to a final survey, from previously appropriated funds in capital project 525-8712.210 for the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

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

5th **RESOLVED**, that pursuant to Section C12-2(A)(2)(c), this property is not to be developed and Zero (0) Workforce Housing Development Rights shall be removed and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Planning, consistent with Resolution No. 412-2005, as amended, and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

6th **RESOLVED**, that the acquisition of such parcel(s) meets the following criteria as required under Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER:

g.) Wetlands, woodlands, pine barrens, and other lands which are suitable only for passive recreational use; and, be it further

7th **RESOLVED**, that the subject parcel(s) shall be transferred to the County Department of Parks, Recreation and Conservation for passive recreational use; and be it further

8th **RESOLVED**, that the above activity is an unlisted action pursuant to the provisions of Title 6 NYCRR, Part 617; and be it further

9th **RESOLVED**, that the project will not have a significant effect on the environment for the following reasons:

- 1.) the proposed action will not exceed any of the criteria of 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 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

10th **RESOLVED**, that in accordance with Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the Suffolk County Council on Environmental Quality is hereby directed to prepare and circulate any appropriate notices or determinations in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1002

Intro. Res. No. -2009
Introduced by Legislator D'Amaro

Laid on Table 1/5/09

**RESOLUTION NO. -2009, TO REAPPOINT
FREDERIC DEFEIS AS A MEMBER OF THE
SUFFOLK COUNTY CITIZENS ADVISORY BOARD
FOR THE ARTS**

WHEREAS, the term of **Frederic DeFeis**, as a member of the Suffolk County Citizens Advisory Board for the Arts, expired as of June 27, 2005, and he is currently a holdover member of said Board; now, therefore, be it

1st RESOLVED, that **Frederic DeFeis**, currently residing in Deer Park, New York, is hereby reappointed as a member of the Suffolk County Citizens Advisory Board for the Arts for a three year term of office to expire on June 27, 2011 pursuant to Section 68-3(C)(1) of the SUFFOLK COUNTY CODE; 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:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

Resume

Frederic DeFeis

Deer Park, New York

Training

B.A. Degree in English and Speech – Brooklyn College – 1947
M.F.A Degree in Theatre Arts – Fordham University – 1951
Doctoral Courses in Administration – N.Y.U and Hofstra – 1963-1966

Certification

Permanent New York City License to teach speech – Secondary
Permanent New York City License to teach English – Secondary
Permanent New York State License as principal– Secondary

Teaching

- Assistant professor of Theatre (adjunct) Hofstra University-**1975-1980**
- Teacher of English in city schools for 5 years at Erasmus H.S, New Utrecht H.S, Washington Irving H.S and Bay Ridge H.S. - **1950-1955**
- Chairman of speech and theatre at Seaford H.S - **1955 – 1980**

Administration

- Professor of speech and theatre at Iona College, New Rochelle
1948 - 1950
- Director and administrator of theatre department at Duquesne University, Pittsburgh, setting up courses, selecting staff, preparing budgets and handling finances.
1950 – 1952
- Dean of Discipline for five years at Bay Ridge High School, dealing with hundreds of students of varied sociological and psychological backgrounds.
1950 -1955
- Assistant Examiner for the New York City Board of Education, working with administrators in the testing and selection of candidates for teaching positions in the New York City Schools.
1952-1957
- Director and administrator of theatre program for Republic Aviation Corporation, setting up a Theatrical program for industrial personnel.
1958 – 1963
- Producer – Director of Arena Players – Long Island Repertory Theatre
1950 - Present

1003

Intro. Res. No. -2009
Introduced by Legislator Alden

Laid on Table 1/9/08

**RESOLUTION NO. -2009, REPEALING HOME ENERGY
NUISANCE TAXES ON SUFFOLK COUNTY RESIDENTS**

WHEREAS, the New York Tax Law authorizes counties to reduce the sales and compensating use tax rate on residential energy sources and services; and

WHEREAS, the County Legislature wishes to lift an unfair nuisance tax from the backs of the residents of Suffolk County by repealing the sales and use taxes on residential energy sources and services, at a time when the cost of fuel oil and gasoline has skyrocketed all across Long Island; and

WHEREAS, such a tax cut will prevent residents of Suffolk County from being thrown out into the freezing cold by ensuring affordable residential energy sources and services and, by not forcing people to choose between buying food or heating their homes; and

WHEREAS, this Legislature wishes to completely eliminate the sales and use taxes on residential energy sources and services; now, therefore be it

1st RESOLVED, that Section 2-A of Resolution No. 745-1968, as amended by Resolution Nos. 813-1980, 1025-2001, and 1034-2005, is hereby repealed; and be it further

2nd RESOLVED, that Section 6 of Resolution No. 745-1968, as amended by Resolution No. 973-1999, is hereby amended by adding a new subdivision (i) to read as follows:

- (i)(1) Receipts from the retail sale or use of fuel oil and coal used for residential purposes, the retail sale or use of wood used for residential heating purposes, and the sale, other than for resale, of propane (except when sold in containers of less than one hundred pounds), natural gas, electricity, steam and gas, electric and steam services used for residential purposes and the use of gas or electricity used for residential purposes shall be exempt from the taxes imposed by this Resolution. The provisions of this paragraph shall not apply to a sale or use of (i) diesel motor fuel which involves a delivery at a filling station or into a repository which is equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and (ii) enhanced diesel motor fuel except in the case of a sale or use of such enhanced diesel motor fuel used exclusively for residential purposes which is delivered into a storage tank which is not equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and such storage tank is attached to the heating unit burning such fuel, provided that each delivery of such fuel of over four thousand five hundred (4,500) gallons shall be evidenced by a certificate signed by the purchaser stating that the product will be used exclusively for residential purposes.
- (2) The exemption set forth in this subdivision shall apply to receipts from all retail sales and uses described in paragraph (1) of this subdivision made, rendered or arising therefrom on or after June 1, 2009, although made on

or rendered under a prior contract, if delivery or transfer of possession of such property or services is made after such date. Where such property or service is sold on a monthly, quarterly, or other term basis, and the bills for such property or service are based on meter readings, the amount received on each bill for such property or service for a month, quarter or other term shall be exempt, but such exemption shall be applicable to all bills based on meters read on or after June 1, 2009, only where more than one-half of the number of days included in the month or other period billed are days subsequent to May 31, 2009.

- (3) Where a residence is part of a multiple dwelling or other premises consisting of residential and nonresidential units, or where a portion of a residence is used for nondwelling purposes, including the conduct of a trade or business, the same rules and regulations shall be applicable that have been established by the Commissioner of Taxation and Finance in order to allocate to such residence the portion of the sale of energy sources or services attributable to the residential portion.
- (4) If the Commissioner of Taxation and Finance has prescribed a certificate to be taken by the vendor of the energy sources or services specified in paragraph (1) of this subdivision from the purchaser of such energy sources or services, such certificate shall be applicable for the purposes of this section. Where a certificate is required, unless such vendor shall have received such certificate in such form as the Commissioner may prescribe, signed by the purchaser and setting forth the purchaser's name and address, together with such other information as the Commissioner August require, stating that the premises, for which such energy sources or services are purchased, are used solely as a residence or identifying the residential portion of premises, for which such energy sources or services are purchased including instances where a multiple dwelling unit or other premises consists of residential and nonresidential units or where a portion of a residence is used for nondwelling purposes, such as the conduct of a trade or business, the provisions of this subdivision shall not apply and the tax shall be imposed at the rate provided for in Sections 2 and 4 of this Resolution. No further certificate need be furnished for any subsequent purchase for such premises if the information set forth in the certificate last furnished the vendor has not materially changed, except that in the case of exempt purchases of enhanced diesel motor fuel in amounts of over forty-five hundred (4,500) gallons, a separate certificate must be furnished for each purchase.

and be it further

3rd **RESOLVED**, that the Clerk of this Legislature is hereby directed to file a certified copy of this Resolution within five (5) days with the Commissioner of Taxation and Finance at the Commissioner's office in Albany (via certified mail return receipt requested), the Suffolk County Clerk, the New York State Secretary of State, and the New York State Comptroller; and be it further

4th **RESOLVED**, this Resolution shall take effect on June 1, 2009, except that all administrative procedures necessary to implement this Resolution may commence immediately.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-refile-repeal-home-energy-tax

1004

Intro. Res. No. -2009
Introduced by Legislator Alden

Laid on Table 1/5/09

**RESOLUTION NO. -2009, ESTABLISHING A PROGRAM
TO REDUCE UNFAIR HOME ENERGY NUISANCE TAXES ON
SUFFOLK COUNTY RESIDENTS**

WHEREAS, Resolution No. 1025-2001, imposed an energy conservation tax of one and one-half per cent (1-1/2%) on residential energy sources and services, in addition to the existing one per cent (1%) and compensating use tax on residential energy sources and services; and

WHEREAS, the New York Tax Law authorizes Counties to reduce the sales and compensating use tax rate on residential energy sources and services; and

WHEREAS, members of the Suffolk County Legislature now wish to reduce these unfair nuisance taxes from residents in the County of Suffolk by reducing a portion of the sales and use taxes on residential energy sources and services; and

WHEREAS, through the reduction of these taxes, members of the Legislature will take a major step in preventing residents of the County of Suffolk from being forced out of their homes, in addition to making certain that residents are not forced to choose between purchasing food or heating their homes; and

WHEREAS, this tax is regressive and places an undue burden on a majority of Suffolk County homeowners, particularly our senior citizen population which includes residents living on fixed incomes; and

WHEREAS, members of this Legislature wish to eliminate the sales and use taxes on residential energy sources and services over a two year period to afford residents the benefit of a much needed tax reduction while maintaining fiscal stability by a gradual reduction in this revenue; now, therefore be it

1st RESOLVED, that Section 2-A of Resolution No. 745-1968, as amended by Resolution Nos. 813-1980, 1025-2001, and 1034-2005, is hereby amended to read as follows:

* * * * *

2-A. TAX RATE ON CERTAIN ENERGY SOURCES AND RELATED SERVICES

- a.) Notwithstanding the rate of tax set forth in Section 2 of this resolution, the taxes imposed on the receipts from the retail sale of fuel oil and coal used for residential purposes; the receipts from the retail sale of wood used for residential heating purposes; and the receipts from every sale, other than for resale, of propane (except when sold in containers of less than one hundred pounds) natural gas, electricity, steam and gas, electric and steam services used for residential purposes (together, hereinafter referred to as "residential energy sources and services") shall be paid at the rate of one and one-half percent (1.5%) for the period beginning June 1, 2009 and ending May 31, 2010; and at the rate of one percent (1.0%) for the period beginning June 1, 2010 and continuing thereafter. The

provisions of this subdivision shall not apply to a sale of (i) diesel motor fuel which involves a delivery at a filling station or into a repository which is equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and (ii) enhanced diesel motor fuel except in the case of a sale of such enhanced diesel motor fuel used exclusively for residential purposes which is delivered into a storage tank which is not equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and such storage tank is attached to the heating unit burning such fuel, provided that each delivery of such fuel of over four thousand five hundred (4,500) gallons shall be evidenced by a certificate signed by the purchaser stating that the product will be used exclusively for residential purposes.

- b.) Notwithstanding the rate of tax set forth in Section 4 of this Resolution, the compensating use tax imposed by such section on the use of residential energy sources and services shall be at the rate of one and one-half percent (1.5%) for the period beginning June 1, 2009 and ending May 31, 2010; and at the rate of one percent (1.0%) for the period beginning June 1, 2010 of the consideration given or contracted to be given for such sources and services or for the use of such sources and services, plus the cost of transportation except where such cost is separately stated in the written contract, if any, and on the bill rendered to the purchaser. The provisions of this subdivision shall not apply to a use of (i) diesel motor fuel which involves a delivery at a filling station or into repository which is equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and (ii) enhanced diesel motor fuel except in the case of a use of such enhanced diesel motor fuel used exclusively for residential purposes which is delivered into a storage tank which is not equipped with a hose or other apparatus by which such fuel can be dispensed into the fuel tank of a motor vehicle and such storage tank is attached to the heating unit burning such fuel.
- c.)
 - (1) The rate set forth in this section for the period beginning June 1, 2009 and ending May 31, 2010, shall apply in accordance with applicable transitional provisions of the New York Tax Law.
 - (2) The rate set forth in this section effective for the period beginning on June 1, 2010 shall apply in accordance with applicable transition provisions of the New York Tax Law.
- d.) Where a residence is part of a multiple dwelling or other premises consisting of residential and nonresidential units, or where a portion of a residence is used for non-dwelling purposes, including the conduct of a trade or business, the same rules and regulations shall be applicable that have been established by the Commissioner of Taxation and Finance in order to allocate to such residence the portion of the sale of energy sources or services attributable to the residential portion.
- e.) If the Commissioner of Taxation and Finance has prescribed a certificate to be taken by the vendor of the energy sources or services specified in

subdivision (a) of this section from the purchaser of such energy sources or services, such certificate shall be applicable for the purposes of this section. Where a certificate is required, unless such vendor shall have received such certificate in such form as the Commissioner may prescribe, signed by the purchaser and setting forth his name and address, together with such other information as the Commissioner may require, stating that the premises, for which such energy sources or services are purchased, are used solely as a residence or identifying the residential portion of premises, for which such energy sources or services are purchased, including instances where a multiple dwelling unit or other premises consist of residential and nonresidential units or where a portion of a residence is used for non-dwelling purposes, such as the conduct of a trade or business, the provisions of this section shall not apply and the tax shall be imposed at the rate provided for in sections 2 and 4 of this Resolution. No further certificate need be furnished for any subsequent purchase for such premises if the information set forth in the certificate last furnished the vendor has not materially changed, except that in the case of exempt purchases of enhanced diesel motor fuel in amounts of over forty-five hundred (4,500) gallons, a separate certificate must be furnished for each purchase;

and be it further

2nd **RESOLVED**, by the County Legislature of the County of Suffolk, that this Resolution shall take effect June 1, 2009; and be it further

3rd **RESOLVED**, that the Clerk of this Legislature is hereby directed to file a certified copy of this Resolution within five (5) days with the Commissioner of Taxation and Finance at the Commissioner's office in Albany (via certified mail RRR), the Suffolk County Clerk, the New York State Secretary of State, and the New York State Comptroller.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\tr-refile-reduce-home-energy-tax

1005

Intro. Res. No. -2009
Introduced by Legislator Browning

Laid on Table 1/5/09

**RESOLUTION NO. -2009, AUTHORIZING USE OF SMITH
POINT COUNTY PARK PROPERTY IN 2009 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 the Smith Point Bridge 5K Run, 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 12, 2009 from 7:00 a.m. to 12:00 noon; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Two Hundred Fifty and 00/100 Dollars (\$250.00), 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 Two Hundred Fifty and 00/100 Dollars (\$250.00) for the purpose of holding the Smith Point Bridge 5K Run on Saturday, September 12, 2009, 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 Smith Point Bridge 5K Run 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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\reslr-smith-point-literacy-5k-run

1006
Intro. Res. No. -2009
Introduced by Legislator Browning

Laid on Table 1/5/09

RESOLUTION NO. -2009, DIRECTING THE COUNTY ATTORNEY TO COMMENCE A SALES TAX ENFORCEMENT ACTION AGAINST SHINNECOCK INDIAN RESERVATION SMOKE SHOPS

WHEREAS, Suffolk County imposes a sales tax on various retail sales, including the retail sale of cigarettes and other tobacco products ("cigarettes"), pursuant to New York State and Suffolk County Laws and resolutions, including Suffolk County Resolution No. 745-1968, as amended by various resolutions, including Resolution No. 1048-2007, and the Suffolk County Charter, Art. XII, the Suffolk County 1/4% Sales Tax Drinking Water Protection Program (the "county sales tax"); and

WHEREAS, several smoke shops located in Southampton, New York on the Shinnecock Indian Reservation (the "Smoke Shops") engage in the retail sale of cigarettes; and

WHEREAS, the sale of cigarettes by the Smoke Shops to Native American resident-members of the Shinnecock Indian Reservation, exclusively for personal consumption, are not subject to the imposition of the county sales tax; and

WHEREAS, all other sales of cigarettes by the Smoke Shops to individuals or entities that are not: (i) Native Americans; (ii) residing on the Shinnecock Indian Reservation; and (iii) members of the Shinnecock tribe, are subject to the imposition of the county sales tax; and

WHEREAS, the United States Supreme Court has upheld the authority to impose a tax on the sale of cigarettes by reservation retailers to the general public, whether or not such sales take place on the reservation; and

WHEREAS, the retail sale of cigarettes to the general public by the Smoke Shops without the imposition of the county sales tax could cost Suffolk County taxpayers hundreds of thousands, if not millions, of dollars in lost revenue each year; and

WHEREAS, the retail sale of cigarettes to the general public by the Smoke Shops without the imposition of the county sales tax give the Smoke Shops an unfair and unlawful competitive advantage over other Suffolk County retailers engaging in the lawful retail sale of cigarettes; now, therefore be it

1st RESOLVED, that the Suffolk County Department of Law is hereby authorized, empowered, and directed to institute, or intervene in, any and all legal actions in any judicial and/or administrative forum to recover sales and compensating use tax revenue from the Smoke Shops engaging in the sale of cigarettes to the general public without the imposition of the county sales tax; and be it further

2nd RESOLVED, that the County Attorney is directed to report to this Legislature on the status of such legal actions within ninety (90) days of the effective date of this resolution; and be it further

3rd **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 N.Y.C.R.R.) 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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-shinnecock cigarette lawsuit

1007

Intro. Res. No. -2009
Introduced by Legislator Kennedy

Laid on Table 1/5/09

**RESOLUTION NO. -2009, REQUIRING LEGISLATIVE
APPROVAL TO CONSIDER THE SALE OF THE JOHN J.
FOLEY SKILLED NURSING FACILITY**

WHEREAS, the sale of the John J. Foley Skilled Nursing Facility has been discussed as a possible way to close the County's budget deficit; and

WHEREAS, the County Legislature recently approved the sale of the Suffolk Health Plan, which was reported to net \$17.9 million. However, proceeds from the sale were included in the 2008 Adopted Operating Budget before the sale was approved and a Request for Proposal (RFP) was issued for the sale of the Suffolk Health Plan without the approval of the County Legislature; and

WHEREAS, §A9-6 of SUFFOLK COUNTY CODE requires that before any proposal or plan to provide services at the John J. Foley Skilled Nursing Facility, or other entities as identified in the above references Section of the Suffolk County Administrative Code, through entities other than Suffolk County Government and/or the County Department of Health Services, using employees other than employees of the County of Suffolk, a written proposal or plan must be submitted to the County Executive and to the County Legislature; and

WHEREAS, said plan or proposal must emanate from a competitive RFP process pursuant to §104-b of the NEW YORK GENERAL MUNICIPAL LAW and Chapter 708 of the SUFFOLK COUNTY CODE to "guard against favoritism, improvidence, extravagance, fraud and corruption"; and

WHEREAS, Two (2) Executive public hearings must be held regarding the plan, one on the west end and one on the east end and Two (2) Legislative public hearings must be held regarding the plan, one on the west end and one on the east end; and

WHEREAS, said plan must be accompanied by a detailed written report evaluating and analyzing the cost of providing the service by the County versus the cost of doing the same via the plan, together with a comparison of the quality of services both ways; written documentation from the pertinent state department or agency approving the plan and outlining projected state aid for the plan; a written report identifying expenditures for services under the plan and the precise level of services to be provided by the plan, as compared to the County; a written certification by the Office of Budget Review that the plan will result in a cost savings to the County, in at least each of the first five (5) years, of at least 10% per year, as measured by net county expenditures; and

WHEREAS, said plan must be approved and ratified by the County Legislature explicitly adopting the specifics of the plan or proposal; and

WHEREAS, said plan or proposal cannot first be made part of any recommended county operating or capital budget nor be approved by adopting it as part of the annual operating or capital budget; now, therefore be it

1st RESOLVED, that, pursuant to §A9-6 of SUFFOLK COUNTY CODE, the Suffolk County Executive, the Suffolk County Department of Health Services, the Suffolk County

Attorney, and all other County departments and/or agencies involved in the process of seeking a purchaser in total, or a purveyor of inherent support services, including but not limited to: Housekeeping; Laundry Services, Central Supply, Pharmacy; Physical Rehabilitation; Occupational, Physical, Speech, Recreation, or other forms of rehabilitative or maintenance therapies; dietary services; maintenance and security, or other component functions inherent in the operation of a Skilled Nursing Facility, Nursing Home, Rehabilitative Center or Adult Day Health Services entity, such as the John J. Foley Skilled Nursing Facility are hereby prohibited from issuing any Request for Proposal (RFP), Request for Qualifications (RFQ), Request for Expressions of Interest (RFEI) or any other document expressing the County's interest or intent to sell or in anyway divest itself from the John J. Foley Skilling Nursing Facility or any of its inherent support services without securing prior approval via duly enacted resolution of the County of Suffolk; and be it further

2nd RESOLVED, that no waiver of formal bid solicitations, RFPs, RFQs, or RFEIs shall be granted by the Suffolk County Executive or any duly authorized representative in connection with the proposed sale or divestiture of the John J. Foley Nursing Facility, or any of its subsidiary components, anything in the provisions of §708-6 of the SUFFOLK COUNTY CODE to the contrary notwithstanding; and be it further

3rd RESOLVED, that the Comptroller of the County of Suffolk shall not approve the disbursement of any funds for the preparation of any studies associated with the sale of, or the change in configuration of the John J. Foley Skilled Nursing Facility beyond that presently expended, nor the privatization or subcontracting of any subsidiary service as previously referred hereinto, prior to the enactment of a duly enacted Resolution of the Suffolk County Legislature; 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:

APPROVED BY:

County Executive of Suffolk County

Date:

1008

Intro. Res. No. -2009
Introduced by Presiding Officer Lindsay

Laid on Table 1/5/09

**RESOLUTION NO. -2009, AMENDING RESOLUTION
NO. 727-2007, AUTHORIZING ADDITIONAL SPACE FOR
THE LONG ISLAND MARITIME MUSEUM**

WHEREAS, Resolution No. 727-2007 authorized the Department of Parks, Recreation and Conservation to make the Carriage House on the grounds of the Suffolk County Park in West Sayville available to the Long Island Maritime Museum to locate administrative staff; and

WHEREAS, the Long Island Maritime Museum is considering an alternative use for the Carriage House, making it available to its next Director; now, therefore be it

1st RESOLVED, that the 2nd RESOLVED Clause of Resolution No. 727-2007 is hereby amended to read as follows:

2nd RESOLVED, that the Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed to make the 1,701 square foot Carriage House available to the Long Island Maritime Museum [for its operations] for use by its administrative staff or as housing for its Director; and be it further

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:

APPROVED BY:

County Executive of Suffolk County

Date:

Intro. Res. No. 1009-09 Laid on Table 11/5/09
Introduced by the Presiding Officer on Request of the County Executive

**RESOLUTION NO. -2009,
APPROVING THE APPOINTMENT
OF JAMIE ATKINSON TO THE
SUFFOLK COUNTY CITIZENS
CORP COUNCIL**

WHEREAS, Resolution 1283-2004 authorized the creation of the Suffolk County Citizens Corp Council to develop and coordinate volunteer programs to assist in emergency response activities; and

WHEREAS, pursuant to Resolution 1283-2004 the Suffolk County Executive has appointed Jamie Atkinson, residing at 42 Lincoln Drive, Oakdale, New York 11769, as a member of the Suffolk County Citizens Corp Council; now, therefore, be it

RESOLVED, that the appointment of Jamie Atkinson as a member of the Suffolk County Citizens Corp Council is hereby approved, said appointment effective the date of enactment of this resolution; and be it further

RESOLVED, that the term of this initial appointment shall be three years, consistent with the provisions of Resolution 1283-2004.

Dated:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

Jamie Ryan Atkinson

Oakdale, NY 11769

WORK EXPERIENCE:

New York State MTA Police Department Manhattan, NY Police Officer 07/2003 – Present

The New York State MTA Police Department are fully empowered Police Officers under the NYS Public Authorities Law, are commissioned in the State of Connecticut, and provide full police services throughout New York State and the State of Connecticut.

- Street patrol functions in and around New York State and Connecticut
- Plainclothes anti-crime/anti-terrorism details and arrests
- Prepared and submitted accurate reports of activities performed and observed.
- Work with limited supervision to handle stressful situations
- Prepared statements from victims and suspects pertaining to crimes
- Property vouchered evidence to maintain a chain of custody
- Assisted in rescue operations dealing with train accidents and emergencies
- Field trained Probationary Police Officers out of the police academy
- First initial investigations of crimes and incidents.

Commendations:

- **NY MTA Police Circular Order # 04-06 03/08/2004**

The enforcement of a simple parking violation and the keen observation skills of the officer named led to the recovery of two fraudulent police parking placards, the recovery of fake identifications, and the subsequent follow-up investigation led to the revelation of serious immigration violations resulting in the mandatory custody of a subject pending deportation by the US Homeland Security.

- **NY MTA Police Job Number 04-8782 “Unit Citation”**

Officer's actions on the scene of a train vs. train accident with 145 injured people. Officer was assigned as liaison with FDNY Fire, EMS and Police to establish a triage/Treatment area inside Penn Station. Officer tracked and documented all aided people and dispositions.

- **MTA Police Job number 05-11535 05/24/2005 – “Excellent Police Duty”**

Officer effected arrest of a subject that resulting in the closing of four additional cases in Nassau County. The defendant did attempt to use three stolen credit cards to make a purchase at a restaurant in Penn Station. Follow-up investigation did reveal; that credit cards were stolen from a parked vehicle in Rockville Centre. Upon inventorying the defendant's property it was discovered that he was in possession of items with police insignias and shield numbers. Officer Atkinson conducted an investigation that determined the property was the proceeds of a Burglary of a Police Officers residence that was committed in Long Beach the prior day.

Community Ambulance Company, Inc.
Sayville, Bayport, Bohemia, Oakdale, West Sayville, NY
Islip Ambulance Chiefs Association - President
1st Assistant Chief 04/01/2007 to Present
2nd Assistant Chief 01/01/2007 - 04/01/2007
Captain 12/12/2005 – 12/29/2006
Lieutenant 01/01/2003-01/01/2005
EMT Member 08/01/1999

Community Ambulance Company, Inc. proudly protects 40,000 people living in an area of 20 square miles. We operate out of one station that protects a primarily residential area. Our department is a public department whose members are on a volunteer status.

Commendations:

- “Crew Citation Award” - For my actions on a scene of an adult male in cardiac arrest. The patient made a full recovery. Award given by Steve Levy, Suffolk County Executive– 2000
- “Crew Citation Award” - For my actions on a scene of a serious Motor Vehicle Accident where I was the first person on scene of a 17 year old Female, unconscious. The patient made a full recovery after being in a coma for several days. – 2001
- “Top Responder Award” - For my dedicated service to the residents of Bayport, Bohemia, Oakdale, Sayville and West Sayville, NY for responding on 462 Calls in 2001. – 2001
- “Chiefs Award”- Awarded for outstanding service to the community and the department. -2002
“Five years of service” award – 2005
- Senator Ceasar Trunzo “Certificate of Appreciation” – 2006
- Town of Islip “Certificate of Recognition” – 2006
- Letter of thanks– For my life saving actions on the scene of an infant with burns. – 2006

South Shore Community Organization
Contracted with the Town Of Islip Youth Bureau
Program Supervisor
08/1996- Present

- Restructured and improved the community though utilizing local youth offenders in the Suffolk County Community Service Program.
- Worked with police department to establish communication between citizens and police officials and to promote understanding of functions, purpose and goals of the police in community.
- Investigated problems of assigned community and of individuals disadvantaged because of income, age and other economic and personal handicaps to determine needs.
- I participated in the Suffolk County Ant-Gang and Anti-Graffiti Task Force.
- I followed up all contacts, preparing and submitting reports of activities
- Supervised after school and youth programs

**New York State MTA Police Department
Manhattan, NY
Police Communications Operator
07/2003 – 07/2004**

Employed as a police emergency dispatcher located inside the New York State MTA Police Communications and Command Center located in Manhattan, New York. Dispatched emergency calls and utilized several computer systems to run warrant and background checks. I am proficient in and operated several radio communications devices and computer software. Organized and directed multiple agency responses to emergency scenes.

**Suffolk County Office of Emergency Management
Department of Fire, Rescue and Emergency Services
Yaphank, NY
Resource Management Officer
March 5, 2007 – May 30, 2008**

Responsibilities:

- Coordinates County's response to disasters and acts of terrorism.
- Coordinates and implements resources during OEM operations.
- Work with local, state and federal officials in shelter management, planning, management, and radiological response coordination.
- Responsible for the planning, coordinating and/or implementing a program of emergency resources management for Suffolk County.
- Maintains data on available resources, which, depending upon assignment, may include such items as fire and rescue equipment, ambulances, food, fuel and facilities.
- Responsibility is included for working with local community officials to promote programs, and to coordinate resource availability.
- Assists in developing resource management plans for such emergency situations as large scale fires, plane crashes, fuel truck explosions, natural disasters and/or enemy attack.
- Meets with local officials and private individuals to gather information on available resources and develop plans for coordinating use in time of need.
- Maintains lists of resources and equipment available for utilization by emergency agencies in time of need.
- Locates, inspects and secures materials requested by County and local agencies for possible use in civil defense emergencies.
- Sets priorities for allocation of supplies to support emergency operations.
- Maintains and updates a directory of emergency services.
- Maintained the CALMS (Citywide Assets Logistics Management System) program for Suffolk County.
- Lead on the Synchronization Matrix Planning Program with the Argonne National Laboratory for Suffolk County. Task Force with Nassau, NYC, Port Authority, MTA and Westchester County. Coordinated with Suffolk County EMS Medical Director on Special Needs sheltering and evacuations. As a team created the Suffolk County Special Needs Plan.
- Created pre-scripted mission requests for NYC OEM
- Lead on Health Department injects for SCRUB drill and June 2008 NYS DOH exercises
- Representative for the Suffolk County regional planning team
- Lead on special needs planning and coordination for SC OEM
- Presented to governments on OEM Emergency Management projects and initiatives.

EDUCATION:

Suffolk County Community College
Selden, NY
Major Criminal Justice
2000-2001 (16.5 Credits)

Fredrick Community College
Fredrick, MD
2001-2002 (34 Credits)
Major: Emergency Management

SUNY Empire State College
Saratoga Springs, New York
Bachelor of Science Program - Public Safety and Emergency Management
(110 Credits)

New York City Police Academy
Police Officer Training Program
07/01/03-01/10/04
(33 Credits)

State of Connecticut Police Academy
Police Officer Standards and Training Council
"Police Officer Certification"
Special Police Powers
01/10/04 – 3/01/04

**United Nations Institute
For Training And Research**
DAG HAMMARSKJÖLD CENTRE
New York, NY 10017-0009
08/01/2005 - Presently Attending
Professional Certificate-of-Training in Peace Support Operations
(10 Credits)

JOB RELATED TRAINING

Federal Emergency Management Agency (DHS)

Emergency Preparedness in the United States
Basic Incident Command Systems
Hazardous Materials - Medical Personnel
Hazardous Materials Orientation
Retrofitting Flood Prone Residential Structures
Emergency Response to Terrorism
Volunteer Agencies in Emergency Management
Radiological Emergency Management
Orientation to Disaster Assistance
Radiological Emergency Response
Animals in Disaster, Awareness and Preparedness
Introduction to Mitigation
Community Disaster Exercises
Mitigation for Homeowners
Professional in Emergency Management
Building for the Earthquakes
Developing and Managing Volunteers
Effective Communication
Decision Making and Problem Solving
Leadership and Influence
Introduction to the Incident Command System
Incident Command System for Law Enforcement
Incident Command System for Federal Disaster Workers
Incident Command System for Public Works Personnel
National Response Plan (NRP), An Introduction
Introduction to the Public Assistance Process
Principles of Emergency Management
Community Hurricane Preparedness
Exercise Design
Emergency Program Manager An Orientation to the Position
Multi-Hazard Emergency Planning for Schools
Introduction to Residential Coastal Construction
Anticipating Hazardous Weather & Community Risk
Intro to Debris Operations in FEMA's Public Assistance Programs
Public Assistance Operation I
Disaster Basics
State Disaster Management
Livestock in Disaster
Emergency Planning
Building for the Earthquakes of Tomorrow

New York State Police Information Network Certification: Manhattan, New York US

NYSPIN Computerized Criminal History originally certified 01/01/2002

NYSPIN Data Entry originally certified 01/01/2002

NYSPIN Basic originally certified 01/01/2002

Tiburon Computer Aided Dispatch certified 01/01/2002

Automated Reporting System originally 01/01/2002

Lifeguard Systems National Certified: Bayport, New York US

“(In-Water) Water / Ice Rescue Technician” 02/15/2004 certificate
(Lifeguard Systems National Certified)

New York State Division of Criminal Justice Services:

New Mexico Tech: Energetic Materials Research And Testing Center:

”Commercial Vehicles Terrorist Interdiction” 05/21/2004

”Incident Response to Terrorist Bombings” 05/22/2004

Niagara County Law Enforcement Academy (N.C.L.E.A.)

Niagara County Sheriff's Office

5526 Niagara Street

Lockport, New York 14095-0496

United State Department of Transportation:

Transportation Safety Institute (Transit and Safety Division)

”Transit Rail Incident Investigation Course” certificate

09/13/2004 – 09/17/2004

Brooklyn, New York

Middle Atlantic-Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN):

”Interview and Interrogation Techniques Course” certificate

01/11/2005 - 01/13/2005

St. Lawrence County Law Enforcement Academy

Canton, New York 13617

Instructor: Gregory Harln- MAGLOCLN Coordinator, New York State Police Senior Investigator

United States Defense Security Service Academy (DSS)

Counterintelligence Program

”Antiterrorism Awareness Training Level 1” - completed 01/14/2005 certificate

”Marking Classified Information” - completed 01/17/2005 certificate

New York City Police Department
“Plainclothes Tactics Course” certificate
02/21/2005 – 02/24/2005
New York City Police Academy
New York, NY 10003

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)
“Global Terrorism Course”
03/07/2005-03/18/2005 (92% Final Grade) 58 Hours
United Nations
One United Nations Plaza
New York, NY 10017-3515

US Secret Service (Electronic Crimes Task Force (ECTF),
“Information Technology Electronic Crimes”
03/23/2005
New York, NY 10001

Federal Bureau of Investigations and LIST Security
“Infrastructure Protection and Electronic Crimes”
03/31/2005
190 EAB Plaza
Uniondale, NY
Instructor: Ed Skoudis
Instructor in SANS Institutes' 504 course, Hacker Techniques, Exploits

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)
“Civilian Police: Restoring Order Following Hostilities”
05/01/05-05/10/05 (92% Final Grade)
United Nations
One United Nations Plaza
New York, NY 10017-3515

New York State Police and
New York High Intensity Financial Crimes Area (HIFCA)
“Money Laundering Basics”
06/30/2005
MasterCard Center
120 Purchase Street, Purchase, NY
Instructors: William F. Mosher, Senior Investigator
New York State Police and

US Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF)
“Firearms Enforcement Training”

August 9, 2005

Manhattan, NY

Instruction by Special Agent’s from the Bureau of
Alcohol, Tobacco, Firearms and Explosives (ATF) and the
Metropolitan Washington D.C. Police

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)

“International Humanitarian Law and the Law of Armed Conflict”

10/21/2005-11/11/2005 (94% Final Grade)

United Nations

One United Nations Plaza

New York, NY 10017-3515

US Drug Enforcement Administration (DEA) - (New York Field Office)

“Financial Crimes Investigative Techniques” certificate

11/28/2005 – 11/30/2005

US Drug Enforcement Administration (DEA)

New York Field Office

99 Tenth Avenue

New York, NY 10011

Multijurisdictional Counterdrug Task Force Training

Saint Petersburg, FL

01/01/2006-01/28/2006

“Risk Management and Violence in Undercover Operations” certificate

“Explosives, Booby Traps and Bomb Threat Management” certificate

“Drugs in America, Lessons for Law Enforcement” certificate

“Analytical Investigative Tool” certificate

US Homeland Security

“Homeland Security Grant Writing Workshop”

02/11/2006

Suffolk County Police Department

Yaphank, New York

United State Department of Transportation:

Transportation Safety Institute (Transit and Safety Division)

“Transit Explosives Incident Management”

02/15/2006 – 02/16/2006

Bayport, New York

Suffolk County Police Department
New Mexico Tech: Energetic Materials Research And Testing Center
"Prevention and Response to Suicide Bombing Incidents"
03/24/2006
Brentwood, New York

United State Department of Transportation (Hazmat Division)
US Pipeline and Safety Administration
"Awareness For Hazardous Materials Emergency Responders" certificate
09/08/2006
Bayport, New York

Federal Law Enforcement Training Center
"Anti-Terrorism Intelligence Training Program (AIATP)"
09/14/2006
New York, New York 10001

Suffolk County
"Grant Writing Workshop"
10/02/2006
Suffolk County
Hauppauge, New York

Suffolk County Fire Academy
"WMD Decontamination and Mark 1 Antidote Class"
01/20/2007, 02/14/2007
Hauppauge, New York

CW Post (Homeland Security Institute)
"Current Issues in Homeland Security"
Instructor: Michael Balboni, (New York State Deputy Secretary for Public Safety Security).
02/13/2007
CW Post LIU Campus
720 Northern Blvd
Brookville, NY

Federal Bureau of Investigation
"Clandestine Weapons Laboratories"
03/15/2007
Yaphank, NY

Suffolk County Fire, Rescue and Emergency Services (FRES)
Suffolk County Office of Emergency Management(OEM)
National Weather Service
"Hurricane Evacuation Program"
04/04/2007
Yaphank, NY

Department Of Defense
Federal Emergency Management Agency (FEMA)
“Ardent Sentry Northern Edge Hurricane Exercise”
04/01/2007-05/02/2007
Suffolk County Logistics Officer for drill

United States Coast Guard
Federal Emergency Management Agency (FEMA)
“Incident Command System ICS-300”
04/11/07-04/13/2007
Sector Field Office Center Moriches, NY

Northport Veterans Administration
“Pandemic Flu Tabletop”
Huntington Hilton
Suffolk County Representative on Resources and Logistics

Suffolk County Fire, Rescue and Emergency Services (FRES)
Suffolk County Office of Emergency Management(OEM)
“E-Team Crisis Management Software Training”
E-Team Factory Training
05/30/2007-05/31/2007
Yaphank, NY

Suffolk County OEM / Health Department
Suffolk County Red Cross
“Hurricane Tabletop and Hands-On Exercise”
Coordinated a “Special Needs” shelter
OEM Representative in the EOC for Table-top portion
06/01/07-06/02/07

Argonne National Laboratory
NYC OEM
“Synchronization Matrix Planning”
06/06/2007-06/07/2007, 08/01/07-08/02/07
NYC OEM HQ, Brooklyn, NY
NYC Office of Emergency Management
“CALMS (Citywide Assets Logistics Management System)”
05/23/2007-05/24/2007, 06/21/2007, 07/06/2007

United State Department of Transportation:
Transportation Safety Institute (Transit and Safety Division)
” Threat Management and Emergency Response to Transit Hijackings”
05/30/2007-05/31/2007
Bayport, New York

Homeland Security (National Communications Systems)
“**Government Emergency Telecommunications Service (GETS) and WPS Training**”
07/02/2007
Yaphank, NY

United State Department of Transportation:
Transportation Safety Institute (Transit and Safety Division)
“**Transit Explosives Incident Management**”
07/11/2007-07/12/2007
Sayville, New York

NY State Emergency Management Office
Nassau County Office of Emergency Management
Federal Emergency Management Agency (FEMA)
“**Debris Workshop Local Government**”
07/25/2007
NC OEM, NY

Brookhaven Memorial Hospital
“**Tabletop Hurricane Drill**”
07/26/2007
Suffolk County Representative for drill
Resources and Logistics
Dr. Goodman – Chairman
Patchogue, NY

United States Department of Energy
Radiation Emergency Assistance Center Training Site (REAC/TS)
“**Radiological Decontamination and Emergency Management of Radiation Victims**”
08/14/2007
Suffolk County Office Conference Room
Hauppauge, NY

NY State Emergency Management Office
Federal Emergency Management Agency (FEMA)
“**Advanced Incident Command System ICS-400**”
08/21/2007-08/23/2007
KeySpan, Melville, NY

KEYSPAN/LIPA
NY State Department of Health
“**Emergency Preparedness Seminar**”
08/22/2007
Suffolk County Representative Panelist
Melville, New York

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)

“Peacekeeping and International Conflict Resolution”

08/01/2007-08/15/2007 - 58 Hours

One United Nations Plaza
New York, NY 10017-3515

Suffolk County Police Academy

“Transit Terrorist Tools and Tactics Course (T4)”

09/18/07-09/20/07

502 Wicks Rd.
Brentwood, NY 11717

Connecticut State Department of Health

“State of Connecticut Emergency Medical Technician Certification”

10/05/2007

EMT # 008905

NYC Office of Emergency Management

“CALMS (Citywide Assets Logistics Management System)”

10/18/2007

NYC OEM
Brooklyn, NY

Suffolk County Police Department

NYS DCJS

“Street Level Interdiction”

10/23/2007

Suffolk County Police Academy

Suffolk County Police Department

NYS DCJS

“Vehicle Searches and Hidden Compartments Course”

10/23/2007

Suffolk County Police Academy

United Nations Institute for Training and Research (UNITAR)

(New York Field Office)

“Security Measures for United Nations Peacekeepers”

10/25/2007-10/29/2007 - 24 Hours

One United Nations Plaza
New York, NY 10017-3515

Connecticut State Department of Health
"State of Pennsylvania Emergency Medical Technician Certification"
11/01/2007
EMT # 108889
Expiring 01/01/20011

Iroquois Natural Gas Company
Natural Gas Pipeline Training
"Emergency Response to Natural Gas Pipeline Emergencies"
Pipeline underneath ground through New York and Connecticut
Islandia, NY
11/06/2007

Federal Bureau of Investigation
Connecticut Field Office
"FBI Post Blast Explosive Investigation School"
11/19/2007-11/23/2007

NY State Emergency Management Office
"Public Assistance Workshop"
12/11/2007
Suffolk County OEM
Yaphank, New York

Texas Engineering Extension Service
Texas A&M
" WMD/Terrorism Incidents Basic Concepts"
02/01/2008

United States Department of Homeland Security (DHS)
Federal Emergency Management Agency (FEMA)
"Certificate of Completion: Professional Development Series"
02/08/2008

Texas Engineering Extension Service
Texas A&M
"Planning and Responding to a Terrorism/WMD Incident"
02/13/2008-02/15/2008
Islip Town Office of Emergency Management
East Islip, NY

Suffolk County Health Department
"Smart Triage Incident Command System"
Suffolk County Police Academy
02/23/2008
Brentwood, New York

Suffolk County VBOARD
"SCRUB Suffolk/Nassau County WMD Explosive Incident" Tabletop
02/18/2008
Yaphank, NY

New York State Office of Emergency Management
Touro College
"NY- Alert Emergency Notification Training"
02/27/2008
Central Islip, NY

Suffolk County Fire Marshals Office
"WMD Tier 1 Equipment and PalmRad 904 Radiological Training"
02/18/2008
Sayville, NY

US Center for Disease Control
"Strategic National Stockpile (SNS)" Training
02/22/2008
Suffolk County Building
Hauppauge, NY

US Center for Disease Control
"Radiological Terrorism: Response to Mass Casualties"
02/23/2008

Eye Care for WMD Emergencies
"Introduction to Basic WMD Module for MTA Police Department"
Online Training
03/04/2008

US National Park Service
"Fire Island Hurricane Evacuation Table Top Drill"
Panelist
Saltair Village
04/5/2008

MTA Police Department
"P.A.T.R.I.O.T. Training"
04/09/2008
Grand Central Station
Manhattan, NY

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)

"Ethics in Peacekeeping"

03/01/08-04/10/08 (92% Final Grade) 50 Hours

One United Nations Plaza
New York, NY 10017-3515

"Operation Knockout"

04/04/2008

Suffolk County OEM Representative

US Homeland Security

"Personal Radiation Detector Course PER-243"

NSLIJ Syosset, New York

New York State Office of Emergency Management

"HURREVAC Course- Hurricane Evacuation Program"

04/18/2008

Suffolk County EOC
Yaphank, New York

Suffolk County Medical Examiner's Office

Suffolk County Department of Health Services

"Suffolk County Mass Burial/ Mass Fatality Training"

05/09/2008

Suffolk County Executive's Office
Hauppauge, New York

United Nations Institute for Training and Research (UNITAR)

(New York Field Office)

"Disarmament, Demobilization and Reintegration (DDR): Principles of Intervention and Management in Peacekeeping Operations"

08/01/2008-???- 50 Hours

One United Nations Plaza
New York, NY 10017-3515

United Nations Institute for Training and Research (UNITAR)

(New York Field Office)

"Principles of Peace Support Operations"

08/01/2008-??? - 50 Hours

One United Nations Plaza
New York, NY 10017-3515

US Drug Enforcement Administration (DEA) - (New York Field Office)

"Interviews and Body Language Techniques"

09/16/2008

US Drug Enforcement Administration (DEA)

New York Field Office

99 Tenth Avenue

New York, NY 10011

US Drug Enforcement Administration
NY/NJ HIDTA
" Use of Confidential Informants"
10/05/2008
Nassau County Police Academy
Massapequa, New York

US Secret Service
NY/NJ HIDTA
" Response to Computer Forensics and Wireless Tracking"
10/06/2008
Nassau County Police Academy
Massapequa, New York

New York State Department of State
"Recognizing Clandestine Drug Lab Operations"
10/12/2008
Suffolk County, New York

New York State Department of State
"Domestic Preparedness Response to Radiation Incidents"
10/13/2008
Suffolk County, New York

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)
"Ethics in Peacekeeping"
08/01/2008-10/20/2008- 50 Hours
One United Nations Plaza
New York, NY 10017-3515

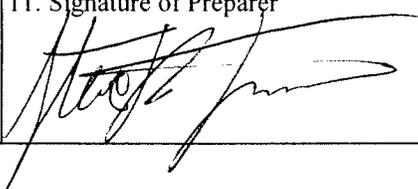
United Nations Institute for Training and Research (UNITAR)
(New York Field Office)
"Logistical Support to United Nations Peacekeeping Operations"
11/20/2008-
One United Nations Plaza
New York, NY 10017-3515

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)
"Operational Logistical Support"
11/20/2008-
One United Nations Plaza
New York, NY 10017-3515

United Nations Institute for Training and Research (UNITAR)
(New York Field Office)
"United Nations Military Observers"
11/20/2008-
One United Nations Plaza
New York, NY 10017-3515

1009

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation APPROVING THE APPOINTMENT OF JAMIE ATKINSON TO THE SUFFOLK COUNTY CITIZENS CORP COUNCIL		
3. Purpose of Resolution: Same as above		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> </u> No <u> X </u>		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	Town	Economic Impact
Village	School District	Other (Specify): Community College
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact NO IMPACT		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. N/A.		
8. Proposed Source of Funding N/A		
9. Timing of Impact UPON APPROVAL		
10. Typed Name & Title of Preparer STEVE R. TRICARICO COUNTY EXECUTIVE ASSISTANT	11. Signature of Preparer 	12. Date December 26, 2008

SIN FORM 175b (10/95)

Intro. Res. No. 1010-09
Introduced by Presiding Officer at the request of the Suffolk County Executive

Laid on Table 1/5/09

**RESOLUTION NO. 2009, 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

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

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

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

Resolved, that this resolution shall only be in effect through December 31st of 2009.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1010

1. Type of Legislation

ResolutionXXX

Local Law

Charter Law

2. Title of Proposed Legislation

To readjust, compromise and grant refunds and charge backs on Correction of Errors/County Treasurer By: County Treasurer

3. Purpose of Proposed Legislation

To cancel or adjust taxes and make refunds and charge backs due to erroneous or improper assessments.

4. Will the Proposed Legislation Have a Fiscal Impact?

YES XXX

NO

5. If the answer to item 4 is "yes," on what will it impact? (Circle appropriate category)

County

Town

Economic Impact

Village

School District

Other (Specify):

Library District

Fire District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact

In the case of refunds, the County will initially refund the amount of the incorrect tax. Approximately 81% of the refunded amount will be charged back to the Town to be added to the subsequent year's tax warrant. The remainder will be a County charge. If the original tax is unpaid, the same procedure would apply, however, no County monies would be refunded and it will be charged back to the Town within twelve to eighteen months.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

Unknown

8. Proposed Source of Funding

To be refunded from the County General Fund

9. Timing of Impact

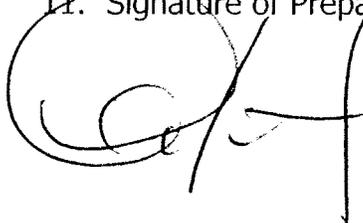
Variable

10. Typed Name & Title of Preparer

Angie M. Carpenter
County Treasurer

William Kousdy
Director of MSF & Assets

11. Signature of Preparer



12. Date

12/24/08



1010

SUFFOLK COUNTY TREASURER

330 CENTER DRIVE RIVERHEAD, N.Y. 11901-3311

Telephone: (631) 852-1500 FAX (631) 852-1507

ANGIE M. CARPENTER
COUNTY TREASURER

DOUGLAS W. SUTHERLAND
CHIEF DEPUTY

DIANE M. STUKE
DEPUTY

MEMORANDUM

TO: Ben Zwirn, County Executive Assistant for Intergovernmental Relations

FROM: Douglas W. Sutherland, Chief Deputy County Treasurer

DATE: October 1, 2008

RE: **PROPOSED RESOLUTION: ERRONEOUS ASSESSMENTS UNDER \$2500.00**

Enclosed, please find a proposed resolution, which this office requests be submitted to the Suffolk County Legislature for approval. Please be sure to submit this at the first legislative session of 2009.

DWS:ts
Enc.

Introductory Resolution No. 1011-09 Laid on Table 1/5/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
**LUANN LEGGON and SUE E. MASON, as Joint Tenants with Rights of
Survivorship**
0600-124.00-01.00-012.003

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 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 124.00, Block 01.00, Lot 012.003, and acquired by tax deed on March 31, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on April 4, 2008, in Liber 12546, at Page 617, and otherwise known as and by Town of Riverhead, County of Suffolk and State of New York, as Lot 23 and part of Lot 24, on a certain map entitled, "Map of Parkway Terrace Sites", as Map No. 342; 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 March 31, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on April 4, 2008 in Liber 12546 at Page 617.

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, LUANN LEGGON and SUE E. MASON, as Joint Tenants with Rights of Survivorship, have made application of said above described parcel and LUANN LEGGON and SUE E. MASON, as Joint Tenants with Rights of Survivorship, have paid the application fee and \$4,428.49, 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, 2008; 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 the Director of the Division of Real Property Acquisition and Management, and/or his designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to LUANN LEGGON and SUE E. MASON, as Joint Tenants with Rights of Survivorship, 1050 West Street, Riverhead, New York 11901, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

50.1

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

December 3, 2008

Tax Map No.: 0600-124.00-01.00-012.003

Name of Last Legal Fee Owner: LUANN LEGGON and SUE E. MASON, as Joint Tenants with
Rights of Survivorship

TREASURER'S COMPUTATION..... \$4,428.49

Taxes.....2008/2009..... OPEN

Recording Fees collected for County Clerk. . N/A

License Fee..... N/A

Repairs..... N/A

Interest..... N/A

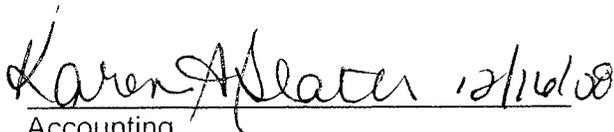
Miscellaneous Expenses..... N/A

TOTAL..... \$4,428.49

Monies Received..... \$4,428.49

RESOLUTION AMOUNT..... \$4,428.49

APPROVED:


Accounting
DB:sc

PREPARED BY:


Diane Bishop
Redemption Unit
(631) 853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0600	124.00	01.00	012.003

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	1430.67
2006/07	1393.91
2007/08	1174.98

TOTAL: 3999.56

B. INTEREST DUE	218.05
C. TOTAL	4217.61
D. 5% LINE C	210.88
E. FEE	
F. MISC	
G. MISC	

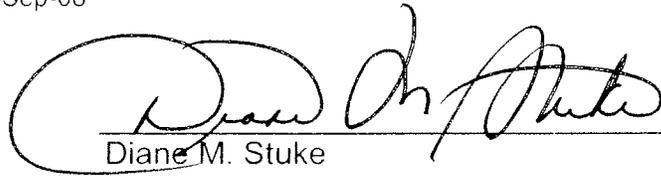
H. TOTAL DUE \$4,428.49

[Signature]
12/16/08

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 29-Sep-08


Diane M. Stuke

Deputy County Treasurer

**Interest and penalty computed to
and including 03/28/09

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution
Tax Map Number 0600-124.00-01.00-012.003

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or his designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes No

5. If the answer to Item 4 is "yes", on what will it impact?
(circle appropriate category)

<input checked="" type="radio"/> County	<input type="radio"/> Town	<input type="radio"/> Economic Impact
<input type="radio"/> Village	<input type="radio"/> School District Other (Specify):	
<input type="radio"/> Library District	<input type="radio"/> Fire District	

6. If the answer to item 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2008

10. Typed Name & Title of Preparer Signature of Preparer Date

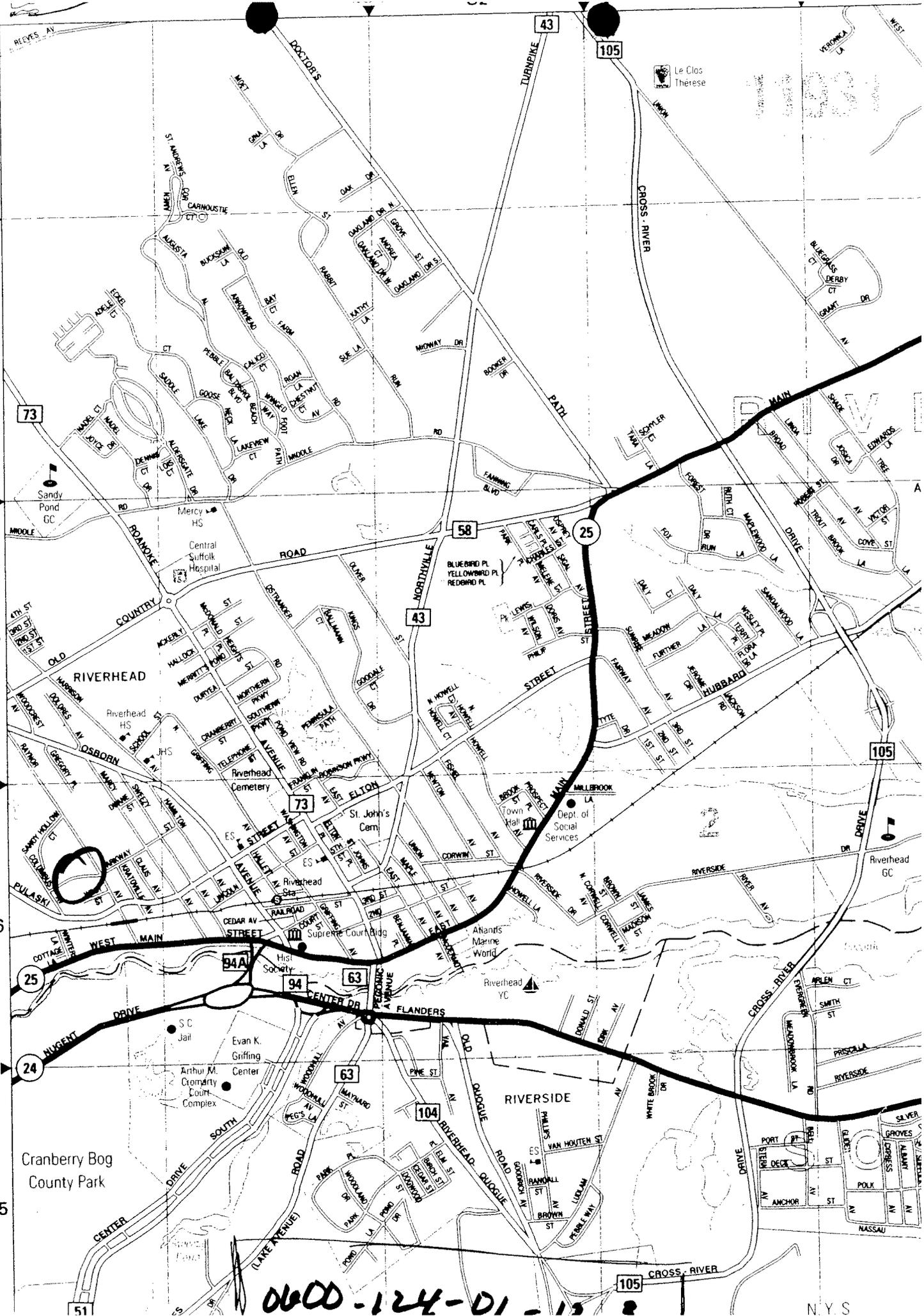
Diane Bishop *Diane Bishop* 12/16/08



Joins Map 36

Joins Map 37

29
28
27
26
25



Cranberry Bog
County Park

0600-124-01-13

N.Y.S.

Revisions
05-00-96
12-11-96
01-22-97
12-11-98
08-03-99
06-19-00
04-10-01
10-26-01
10-17-02
03-06-06
01-19-06
05-01-06
10-20-06

N 256,100 E 2,345,000

0600-124-1-12.3



N 254,200 E 2,344,000

LEGEND	Property or PR Line	-----	Subdivision Lot No.	121	Block Limit	-----	School District Line	----- SCH -----	Hydrant District Line	----- H -----	UNLESS DRAWN OTHERWISE WITHIN THE FC	
	Denotes Common Owner	----- Z -----	Subdivision Block/Block No.	(21)	Block No.	(2)	Fire District Line	----- F -----	Historic District Line	----- H -----	SCHOOL	5
	Subdivision Lot Line	-----	Deed Dimension	42	County Line	-----	Water District Line	----- W -----	Historical District Line	----- HST -----	FIRE	21
	Stream / Shore	-----	Scaled Dimension	124	Town Line	-----	Light District Line	----- L -----	Ambulance District Line	----- A -----	LIGHT	25
	Parcel No.	23	Deed Area	12.1 A(c) or 12.1A	Water Line	-----	Park District Line	----- P -----	Underwater District Line	----- U -----	PARCELS	
			Calculated Area	12.1 A(c)			Sewer District Line	----- S -----			AMBULANCE	

COUNTY OF SUFFOLK

DEC 26 2008



A-3

CHRISTOPHER E. KENT
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 22, 2008

Ben Zwiirn
Deputy County Executive
H. Lee Dennison Bldg. - 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0600-124.00-01.00-012.003
LUANN LEGGON and SUE E. MASON, as Joint Tenants with Rights of Survivorship

Dear Mr. Zwiirn:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law 16-1976, as amended - Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda as soon as possible after your examination.

Very truly yours,

Christopher E. Kent
Director of Division of Real Property
Acquisition and Management

CEK:sc

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:
Ben Zwiirn, Deputy County Executive (original plus 1 hard copy)
Jim Morgo, Chief Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental Relations
Tom Vaughn, Intergovernmental Relations
Steve Forst, Budget Office (hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:
Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Connie Corso, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.

53

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSES (SCTM NO. 0200-055.00-03.00-062.000)

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 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 055.00, Block 03.00, Lot 062.000, 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, CP 674 and otherwise known as and by the Town of Brookhaven, known and designated as Lots 10483 to 10487 Inclusive, on a certain map entitled "Fourth North Shore Beach, Section "A", and filed in the Office of the Clerk of the County of Suffolk on July 3, 1928 as Map No. 1015,

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

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

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

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

WHEREAS, the Suffolk County Department of Economic Development and Workforce Housing has approved the use of this parcel for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcel shall be conveyed to the Town of Brookhaven, Suffolk County, New York for affordable housing use, together with the following restrictive covenants that will run with the land so conveyed and, additionally, if any one or more of the following occurs, the subject premises shall revert to the grantor as herein provided and as provided in any deed evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee is not restricted in its use of the subject premises solely and exclusively for affordable housing purposes; with all right, title, and interest reverting to the grantor, at the sole option of the grantor, in the event that the grantee, at any time uses or attempts to use said subject premises for other than affordable housing purposes, in accordance with the approved plan submitted by the grantee. Such reverter clauses contained herein shall apply to the grantee, or any transferee from the grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on the subject premises;

2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Affordable Housing or any successor thereto. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;

4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;

5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;

6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;

7. If the grantee fails to certify to the Suffolk County Director of Affordable Housing prior to closing of the title with any affordable housing grantee

- a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and
- b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and
- c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and
- d. the affordable housing unit or units meet local building and zoning codes;

8. If the grantee shall fail to provide the Suffolk County Director of Affordable Housing with an annual written report, no later than December 31 of each year commencing December 31, 2009, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or

9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcel for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcel with said parcel being used thereafter for other than affordable housing.

3rd **RESOLVED**, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and /or contamination on said property. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor.

4th **RESOLVED**, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event , and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof.

5th **RESOLVED**, the conveyance of the parcel described to the Town of Brookhaven for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs.

6th **RESOLVED**, that the Director of Real Property Acquisition and Management, or his designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions.

7th **RESOLVED**, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c)(20) and (27)). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a)).

DATED:

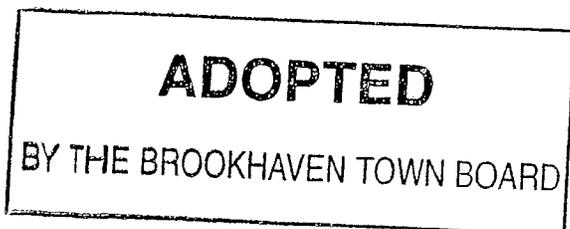
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

Exhibit "A"

1012



RESOLUTION NO. 574-07
MEETING OF: June 5, 2007

AUTHORIZATION TO EXECUTE ALL DEEDS
AND RELATED DOCUMENTS TO TRANSFER
SUFFOLK COUNTY FORECLOSED
PROPERTIES TO TOWN OF BROOKHAVEN
FOR AFFORDABLE HOUSING PURPOSES
IN ROCKY POINT

WHEREAS, the County of Suffolk wishes to transfer undeveloped properties from its foreclosure inventory to the Town of Brookhaven in order for the Town to transfer these properties to not-for-profit corporations for the development of affordable housing; and

WHEREAS, the Community Development Corporation of Long Island has requested that the Town of Brookhaven transfer the Suffolk County parcel as noted in Exhibit "A" attached herein, in order for this organization to undertake an affordable housing project; and

WHEREAS, the Town of Brookhaven is desirous of assisting this not-for-profit corporation to construct housing that is affordable to lower income residents; and

NOW, THEREFORE BE IT RESOLVED by the Town Board of the Town of Brookhaven that the Supervisor or his deputy is hereby authorized to execute any agreements and/or instruments, approved as to form by the Department of Law, providing for the conveyance of the foreclosed property more particularly described in Exhibit "A" hereto, from the County of Suffolk to the Town of Brookhaven and subsequently from the Town of Brookhaven to the CDCLI Housing Development Fund Corporation, for the express purpose of developing affordable housing; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to post and publish the notice of adoption of this resolution, which is subject to permissive referendum.

EXHIBIT A

1012

<u>DSBL</u>	<u>LOCATION</u>	<u>TRANSFER TO</u>
200-55-03-062	Woodlawn Rd., Rocky Point	CDCLI

THIS IS TO CERTIFY THAT THIS IS A TRUE
AND ACCURATE CERTIFIED COPY OF THE
OFFICIAL DOCUMENT ON FILE IN THE
TOWN CLERK'S OFFICE OF THE TOWN OF
BROOKHAVEN, SUFFOLK COUNTY, NY

Pamela J. Bethel

PAMELA J. BETHEL, TOWN CLERK DATED: 7/25/07
DO NOT ACCEPT UNLESS THE RAISED SEAL OF
THE TOWN OF BROOKHAVEN IS AFFIXED HEREON

REFERENDUM CERTIFICATE

1012

CERTIFICATE OF CLERK

I, PAMELA J. BETHEIL, Town Clerk of the Town of Brookhaven, in the County of Suffolk, State of New York, HEREBY CERTIFY, as follows:

That a resolution of the Town Board of the Town of Brookhaven, in the County of Suffolk, State of New York, was adopted on June 5, 2007 regarding authorizing the execution of all deeds and related documents to transfer Suffolk County foreclosed properties to Town of Brookhaven for affordable housing purposes to the following not-for-profit corporation: CDCLI Housing Development Fund Corporation and such resolution was subject to a permissive referendum, and that notice setting forth the date of adoption of the resolution and containing an abstract of said resolution which concisely stated the purpose and effect, thereof, was duly posted and published as required by law.

That no petition signed and acknowledged by the electors of the Town protesting against said resolution, and requesting that it be submitted for the approval or disapproval of the electors of the Town, has been filed with the Town Clerk within thirty (30) days after the date of adoption, thereof, or at any other time since said adoption.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 6th day of July, 2007.

THIS IS TO CERTIFY THAT THIS IS A TRUE AND ACCURATE CERTIFIED COPY OF THE OFFICIAL DOCUMENT ON FILE IN THE TOWN CLERK'S OFFICE OF THE TOWN OF BROOKHAVEN, SUFFOLK COUNTY, NY

Pamela J. Bethel

PAMELA J. BETHEIL, TOWN CLERK DATED: 7/25/07
DO NOT ACCEPT UNLESS THE RAISED SEAL OF THE TOWN OF BROOKHAVEN IS AFFIXED HEREON

Pamela J. Bethel

PAMELA J. BETHEIL, TOWN CLERK
TOWN OF BROOKHAVEN

1012

SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building - 2nd Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, New York 11788

S U M M A R Y S T A T E M E N T

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-055.00-03.00-062.000

Section 72-h, Gen'l Municipal Law

	<u>Amount</u>
County Investment	\$15,864.33
Other Expenses (clean up)	<u>3,693.00</u>
Total	19,557.33

PURPOSE:

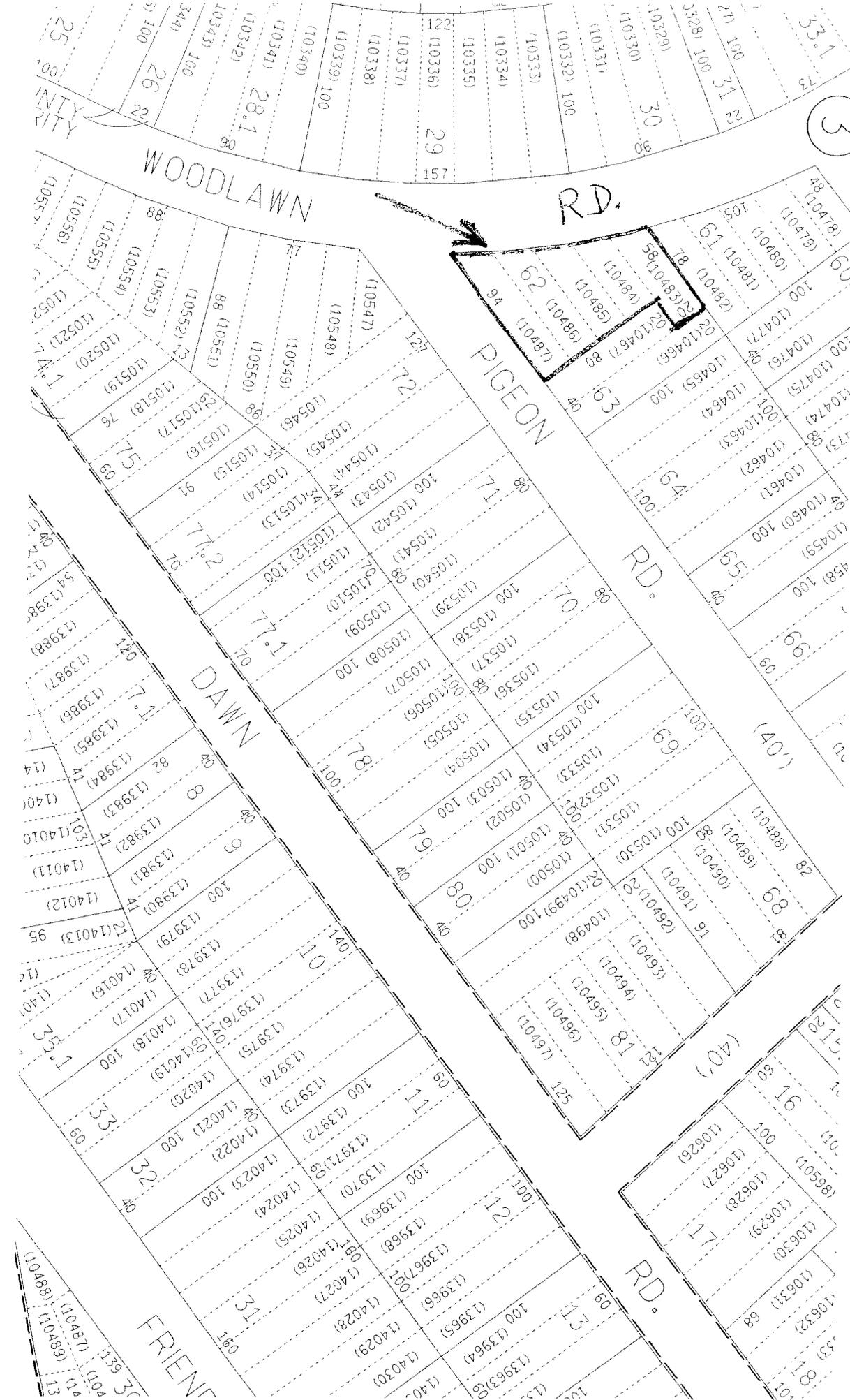
- A. Affordable Housing X
- B. Town Parks
- C. Road/Highway
- D. Drainage/Recharge Basin
- E. Other

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT:slb

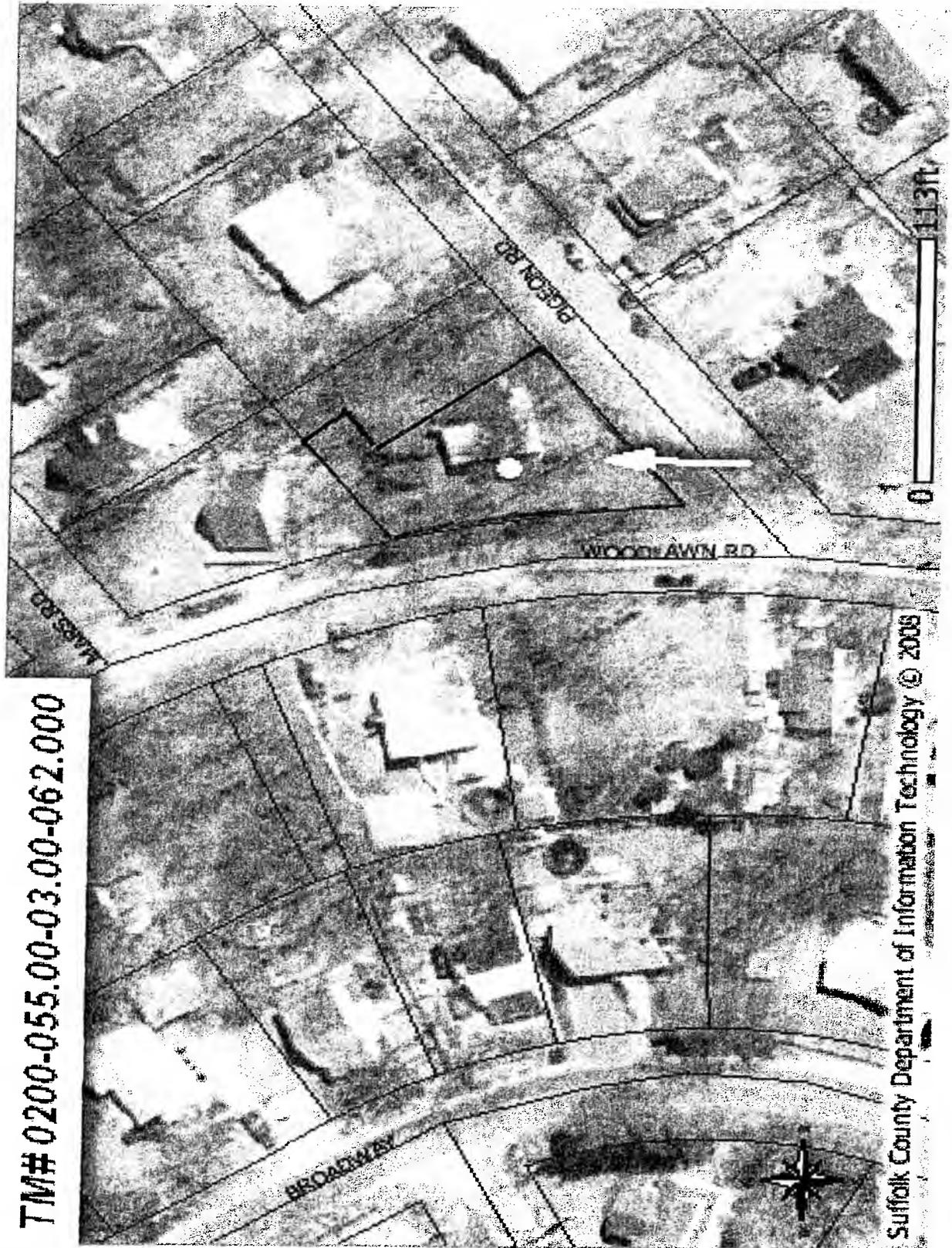
1012

3



TA# 0200-055.00-02.00-067.000

1012



TM# 0200-055.00-03.00-062.000

Suffolk County Department of Information Technology © 2008



1012

SLAND

SOUND

SOUND BEACH

Rocky Point Landing

Hallock Landing

POINT ROAD

NORTH

LANDING

ROCKY POINT

KILHAVEN

11778

Joins Map 31

7117 # 0200-055,00-03,00-062,000

COUNTY OF SUFFOLK

DEC 22 2008

A4



1012

CHRISTOPHER E. KENT
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 15, 2008

Ben Zwirn
Deputy County Executive
Intergovernmental Relations
H. Lee Dennison Building - 11th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0200-055.00-03.00-062.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the
Town of Brookhaven for Affordable Housing Purposes.

Dear Mr. Zwirn:

Enclosed herewith are the original and one copy of the proposed resolution with
documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of
Brookhaven for affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Christopher E. Kent
Director of Division of Real Property Acquisition
and Management

CEK:WRT:slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo
Copy w/ Resolution to:

Brendan Chamberlain, County Executive Assistant (2 hard copies)
Connie Corso, Budget Director
Thomas A. Isles, Director of Planning
Jill Rosen-Nikoloff, Director of Affordable Housing
CE Reso Review, via e-mail

Introductory Resolution No. 1013-09

Laid on Table 1/5/09

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, AUTHORIZING THE SALE OF
COUNTY-OWNED REAL PROPERTY PURSUANT TO
SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO
THE TOWN OF BABYLON FOR AFFORDABLE HOUSING
PURPOSES
(SCTM NO. 0100-058.00-04.00-023.000)**

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 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 058.00, Block 04.00, Lot 023.000, and acquired by tax deed on July 13, 2004, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on July 16, 2004, in Liber 12331, CP 144 and otherwise known as and by the Town of Babylon, known and designated as Lots 68 & 69 in Block 33 on a map entitled "Map of Colonial Springs" and filed in the Office of the Clerk of the County of Suffolk on March 16, 1926 as Map No. 223,

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

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

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

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

WHEREAS, the Suffolk County Department of Economic Development and Workforce Housing has approved the use of this parcel for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcel shall be conveyed to the Town of Babylon, Suffolk County, New York for affordable housing use, together with the following restrictive covenants that will run with the land so conveyed and, additionally, if any one or more of the following occurs, the subject premises shall revert to the grantor as herein provided and as provided in any deed evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee is not restricted in its use of the subject premises solely and exclusively for affordable housing purposes; with all right, title, and interest reverting to the grantor, at the sole option of the grantor, in the event that the grantee, at any time uses or attempts to use said subject premises for other than affordable housing purposes, in accordance with the approved plan submitted by the grantee. Such reverter clauses contained herein shall apply to the grantee, or any transferee from the grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on the subject premises;

2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Affordable Housing or any successor thereto. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;

4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;

5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;

6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;

7. If the grantee fails to certify to the Suffolk County Director of Affordable Housing prior to closing of the title with any affordable housing grantee

- a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and
- b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and
- c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and
- d. the affordable housing unit or units meet local building and zoning codes;

8. If the grantee shall fail to provide the Suffolk County Director of Affordable Housing with an annual written report, no later than December 31 of each year commencing December 31, 2009, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or

9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcel for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcel with said parcel being used thereafter for other than affordable housing.

3rd RESOLVED, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and /or contamination on said property. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor.

4th RESOLVED, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event , and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof.

5th RESOLVED, the conveyance of the parcel described to the Town of Babylon for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs.

6th RESOLVED, that the Director of Real Property Acquisition and Management, or his designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions.

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c)(20) and (27)). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a).

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

Exhibit "A"

1013

**RESOLUTION NO. 619 SEPTEMBER 10, 2008
REQUESTING THE CONVEYANCE OF A PARCEL FROM SUFFOLK COUNTY
TO THE TOWN OF BABYLON (SECTION 72-h, GENERAL MUNICIPAL LAW)**

The following resolution was offered by Councilman Martinez
and seconded by Councilman Henry:

WHEREAS, the County of Suffolk is the owner of a parcel of land identified
as 14 Jackson Street, Wyandanch, SCTM #0100-058.00-04.00-023.000; and

WHEREAS, the County of Suffolk is willing to declare this parcel to be
surplus County property which could be transferred to the Town of Babylon for the purpose
of including the property for the purpose of Downtown Revitalization; and

WHEREAS, the Town of Babylon intends to use the property for Affordable
Housing Development,

NOW THEREFORE, be it

RESOLVED, that the Town of Babylon requests the County of Suffolk to
execute and deliver a quitclaim deed to the Town of Babylon for said property, more
particularly described and designated as 14 Jackson Street, Wyandanch, SCTM #0100-
058.00-04.00-23.000, pursuant to Section 72-H of the New York General Municipal Law, for
the purpose of transferring the interest of Suffolk County in the above described property to
the Town of Babylon for Affordable Housing Development, and be it further

RESOLVED, that said quitclaim deed issued by the Director of the County
Division of Real Estate, or his deputy, pursuant to this resolution, shall contain a reverter
clause to the effect that title to the said above described parcel shall revert to the County of
Suffolk in the event that the property is not used for the above described public governmental
purposes.

VOTES: 5 YEAS: 5 NAYS: 0
The resolution was thereupon declared duly adopted.

Exhibit A

1013

**SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building - 2nd Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, New York 11788**

SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BABYLON

Tax Map No.: 0100-058.00-04.00-023.000

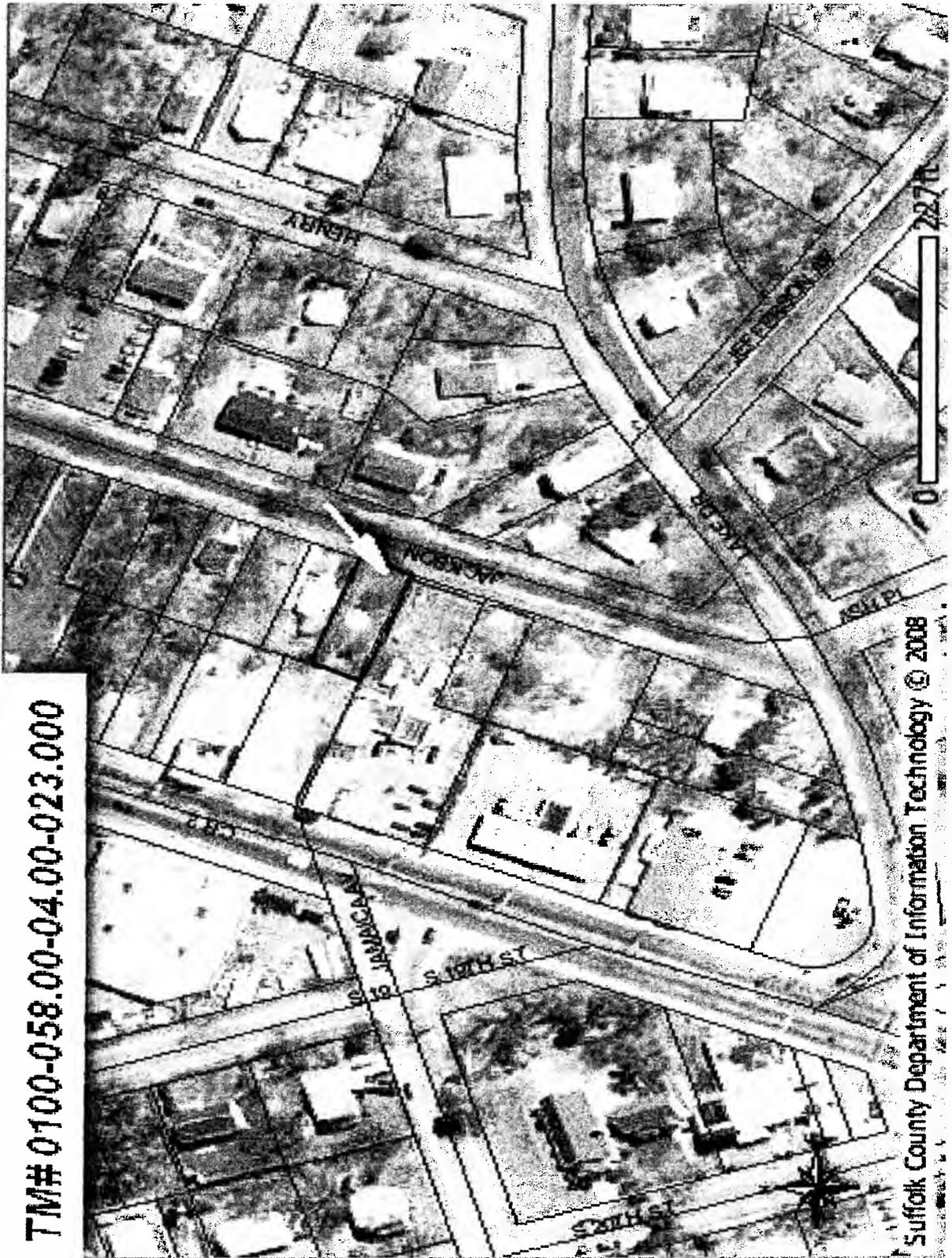
Section 72-h, Gen'l Municipal Law

	<u>Amount</u>
County Investment	\$35,582.60
PURPOSE:	
A. Affordable Housing	<u> X </u>
B. Town Parks	<u> </u>
C. Road/Highway	<u> </u>
D. Drainage/Recharge Basin	<u> </u>
E. Other	<u> </u>

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT:slb

1013

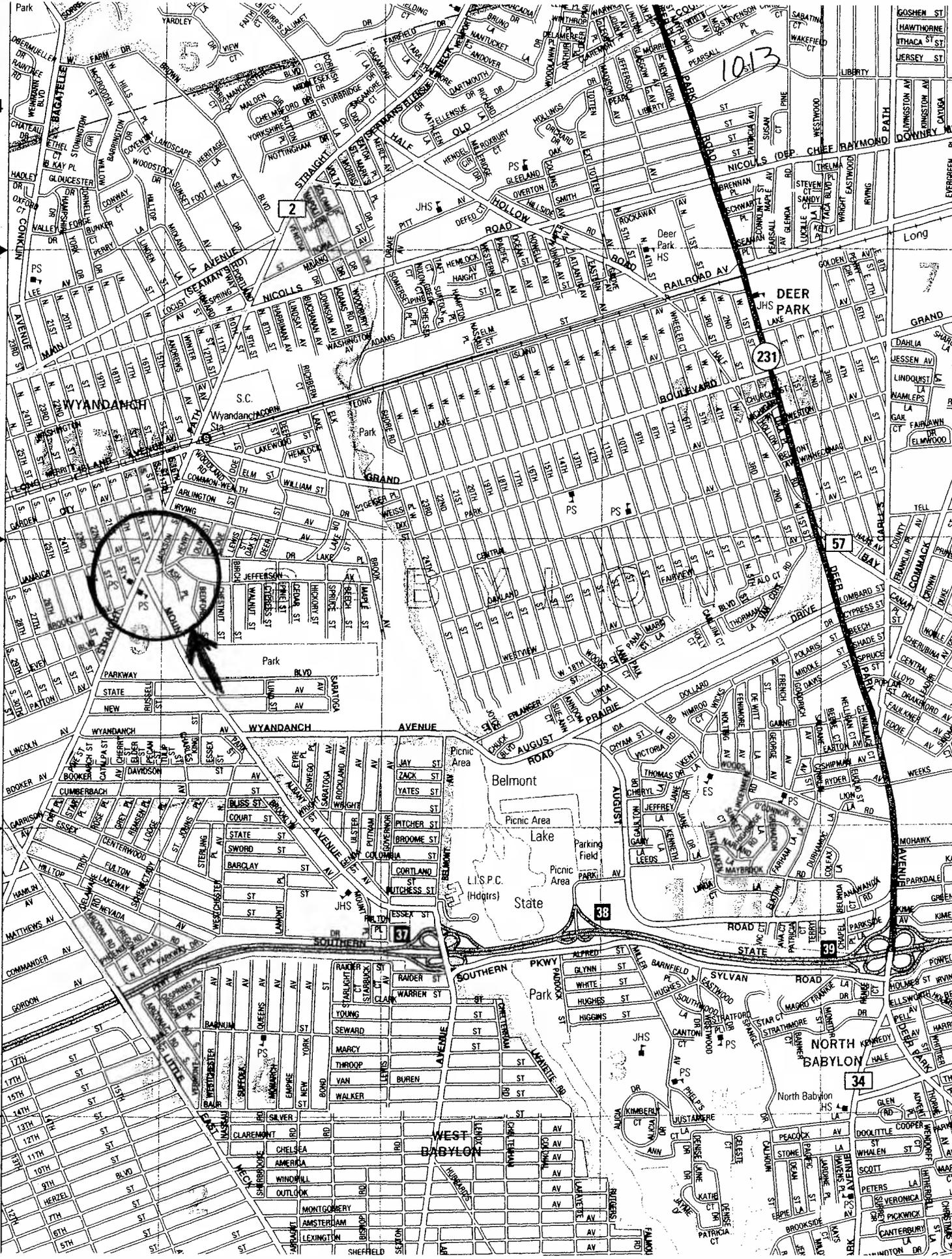


TM# 0100-058.00-04.00-023.000

Suffolk County Department of Information Technology © 2008

14
13
12
11
10

40°45'45"
40°45'00"
40°44'15"
40°43'30"



TIN # 0100 - 058.00 - 04.00 - 023.000

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1013

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Section 72-h, General Municipal Law authorizing the sale of County owned Real Estate to a Municipality

3. Purpose of Proposed Legislation

Convey County owned parcel to the Town of Brookhaven for affordable housing purposes

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is "yes", on what will it impact?
(circle appropriate category)

 X County _____ Town _____ Economic Impact
_____ Village _____ School District _____ Other (Specify):
_____ Library District _____ Fire District

6. If the answer to item 4 is "yes", Provide detailed explanation of Impact

Loss of County investment
Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

Unknown

8. Proposed Source of Funding

Unknown

9. Timing of Impact

2009

10. Name & Title of Preparer

 R. J. Bhatt
LMS III

Signature of Preparer

 RJBhatt

Date

 12/12/08

COUNTY OF SUFFOLK

1013

A5

DEC 22 2008



CHRISTOPHER E. KENT
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 12, 2008

Ben Zwirn
Deputy County Executive
Intergovernmental Relations
H. Lee Dennison Building - 11th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0100-058.00-04.00-023.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the
Town of Babylon for Affordable Housing Purposes.

Dear Mr. Zwirn:

Enclosed herewith are the original and one copy of the proposed resolution with
documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of
Babylon for affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Christopher E. Kent
Director of Division of Real Property Acquisition
and Management

CEK:WRT:slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo
Copy w/ Resolution to:

Brendan Chamberlain, County Executive Assistant (2 hard copies)
Connie Corso, Budget Director
Thomas A. Isles, Director of Planning
Jill Rosen-Nikoloff, Director of Affordable Housing
CE Reso Review, via e-mail

Introductory Resolution No. 1014-09

Laid on Table 1/5/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSES (SCTM NO. 0200-951.00-06.00-031.000)

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 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 951.00, Block 06.00, Lot 031.000, 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, CP 637 and otherwise known as and by the Town of Brookhaven, known and designated as Lots 1726 & 1727 on a certain map entitled "Map of Patchogue Lakes Annex, Section 3", and filed in the Office of the Clerk of the County of Suffolk on January 26, 1920 as Map No. 749,

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

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

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

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

WHEREAS, the Suffolk County Department of Economic Development and Workforce Housing has approved the use of this parcel for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcel shall be conveyed to the Town of Brookhaven, Suffolk County, New York for affordable housing use, together with the following restrictive covenants that will run with the land so conveyed and, additionally, if any one or more of the following occurs, the subject premises shall revert to the grantor as herein provided and as provided in any deed evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee is not restricted in its use of the subject premises solely and exclusively for affordable housing purposes; with all right, title, and interest reverting to the grantor, at the sole option of the grantor, in the event that the grantee, at any time uses or attempts to use said subject premises for other than affordable housing purposes, in accordance with the approved plan submitted by the grantee. Such reverter clauses contained herein shall apply to the grantee, or any transferee from the grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on the subject premises;

2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Affordable Housing or any successor thereto. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;

4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;

5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;

6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;

7. If the grantee fails to certify to the Suffolk County Director of Affordable Housing prior to closing of the title with any affordable housing grantee

- a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and
- b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and
- c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and
- d. the affordable housing unit or units meet local building and zoning codes;

8. If the grantee shall fail to provide the Suffolk County Director of Affordable Housing with an annual written report, no later than December 31 of each year commencing December 31, 2009, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or

9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcel for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcel with said parcel being used thereafter for other than affordable housing.

3rd RESOLVED, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and /or contamination on said property. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor.

4th RESOLVED, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event , and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof.

5th RESOLVED, the conveyance of the parcel described to the Town of Brookhaven for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs.

6th RESOLVED, that the Director of Real Property Acquisition and Management, or his designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions.

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c)(20) and (27)). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a)).

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1014

SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building - 2nd Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, New York 11788

S U M M A R Y S T A T E M E N T

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-951.00-06.00-031.000

Section 72-h, Gen'l Municipal Law

	<u>Amount</u>
County Investment	\$1,323.15

PURPOSE:

- | | |
|----------------------------|-------------------|
| A. Affordable Housing | <u> X </u> |
| B. Town Parks | <u> </u> |
| C. Road/Highway | <u> </u> |
| D. Drainage/Recharge Basin | <u> </u> |
| E. Other | <u> </u> |

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT:slb

1014

**DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
SPONSOR'S MEMO FOR COUNTY LEGISLATION**

Resolution Title:

Tax Map No.: 0200-951.00-06.00-031.000

Purpose/Justification of Request:

Section 72-h Gen'l Municipal Law

Specify Where Applicable:

- 1. Is request due to change in law? Yes___ No X
If yes, please explain:
- 2. Has this resolution been submitted previously? Yes_No X .
If yes, give I.R.#, attach copy and reason for re-submittal:
- 3. Is backup attached? Yes X No
- 4. Is this resolution subject to SEQRA review? Yes___ No X

Fiscal Information:

Anticipated Revenue: \$1.00 (to be waived)

County Investment: \$1,323.15

Contact Person:
Wayne R. Thompson

Telephone Number:
(631) 853-5971

1014

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Section 72-h, General Municipal Law authorizing the sale of County owned Real Estate to a Municipality

3. Purpose of Proposed Legislation

Convey County owned parcel to the Town of Brookhaven for affordable housing purposes

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is "yes", on what will it impact?
(circle appropriate category)

X County _____ Town _____ Economic Impact
_____ Village _____ School District _____ Other (Specify):
_____ Library District _____ Fire District

6. If the answer to item 4 is "yes", Provide detailed explanation of Impact

Loss of County investment
Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

Unknown

8. Proposed Source of Funding

Unknown

9. Timing of Impact

2009

10. Name & Title of Preparer

Signature of Preparer

Date

R. J. Bhatt
LMS IV

Exhibit "A"

1014

RESOLUTION NO. 744-08
MEETING: AUGUST 19, 2008

ADOPTED
BY THE BROOKHAVEN TOWN BOARD

AUTHORIZING THE TRANSFER OF FORECLOSED PROPERTY LOCATED ON ARLINGTON STREET IN PATCHOGUE FROM THE COUNTY OF SUFFOLK TO THE TOWN OF BROOKHAVEN AND FROM THE TOWN OF BROOKHAVEN TO LONG ISLAND HOUSING PARTNERSHIP TO PROMOTE THE AVAILABILITY OF AFFORDABLE HOUSING

WHEREAS, the County of Suffolk wishes to transfer a foreclosed property to the Town of Brookhaven in order for the Town to transfer these parcels to a not-for-profit corporation for the development of affordable housing, which property is located on Arlington Street in Patchogue (SCTM No. 200-951-06-31); and

WHEREAS, Long Island Housing Partnership has expressed a need for foreclosed properties for its ongoing affordable housing projects as part of the Brookhaven Town affordable housing program and has agreed in principle to cooperate with and assist the Town in promoting affordable housing;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Brookhaven that the Supervisor/Deputy Supervisor is hereby authorized to execute any agreements and/or instruments, approved as to form by the Department of Law, providing for the conveyance of the above property from the County of Suffolk to the Town of Brookhaven and subsequently from the Town of Brookhaven to Long Island Housing Partnership for the express purpose of developing affordable housing; and be it further

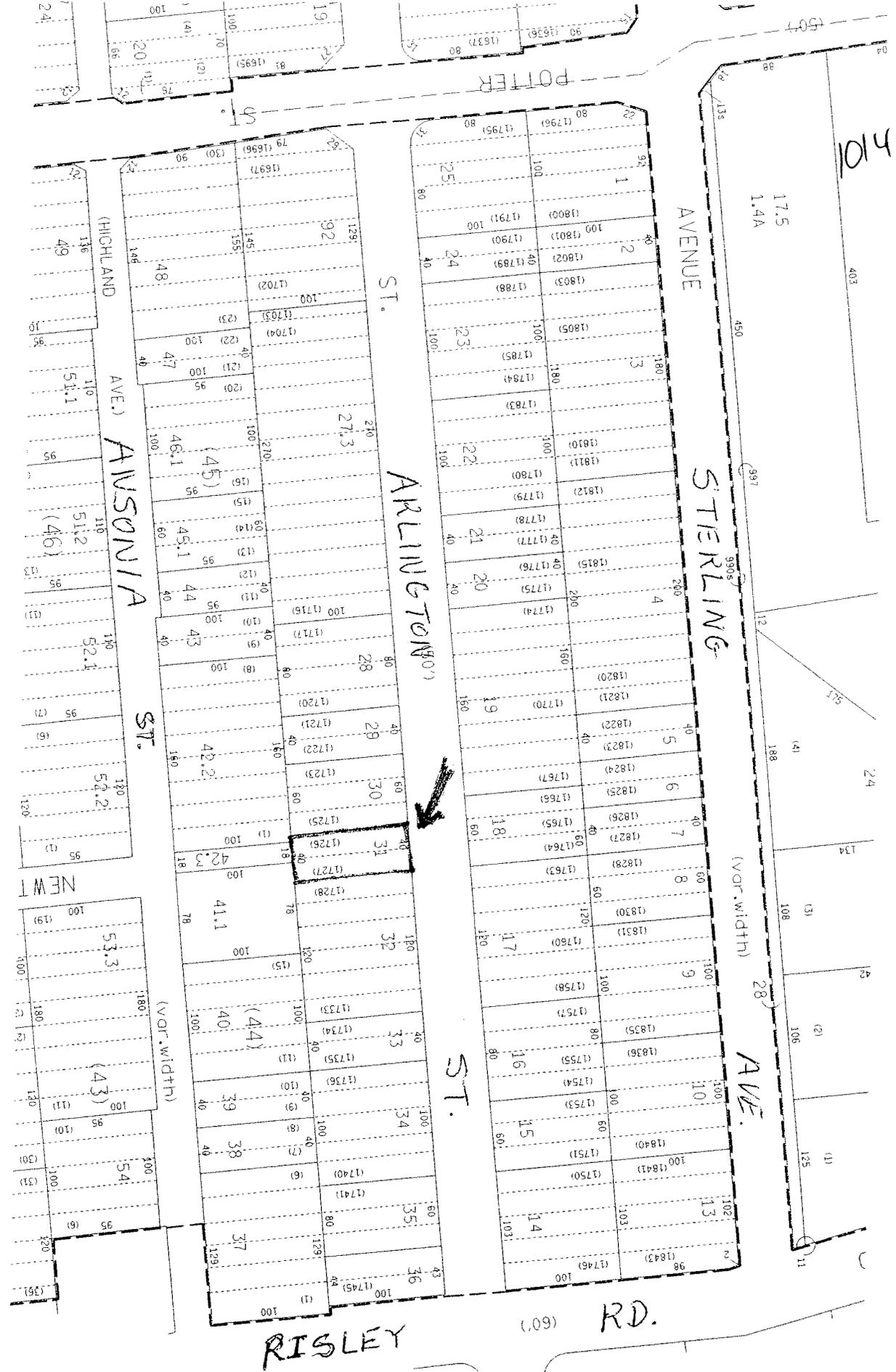
1014

RESOLVED, by the Town Board of the Town of Brookhaven that the Town Clerk is hereby directed to post and publish the notice of adoption of this resolution, which is subject to a permissive referendum.

THIS IS TO CERTIFY THAT THIS IS A TRUE
AND ACCURATE CERTIFIED COPY OF THE
OFFICIAL DOCUMENT ON FILE IN THE
TOWN CLERK'S OFFICE OF THE TOWN OF
BROOKHAVEN, SUFFOLK COUNTY, NY

Pamela J. Bethel

PAMELA J. BETHEL, TOWN CLERK DATED:
DO NOT ACCEPT UNLESS THE RAISED SEAL OF
THE TOWN OF BROOKHAVEN IS AFFIXED HEREON



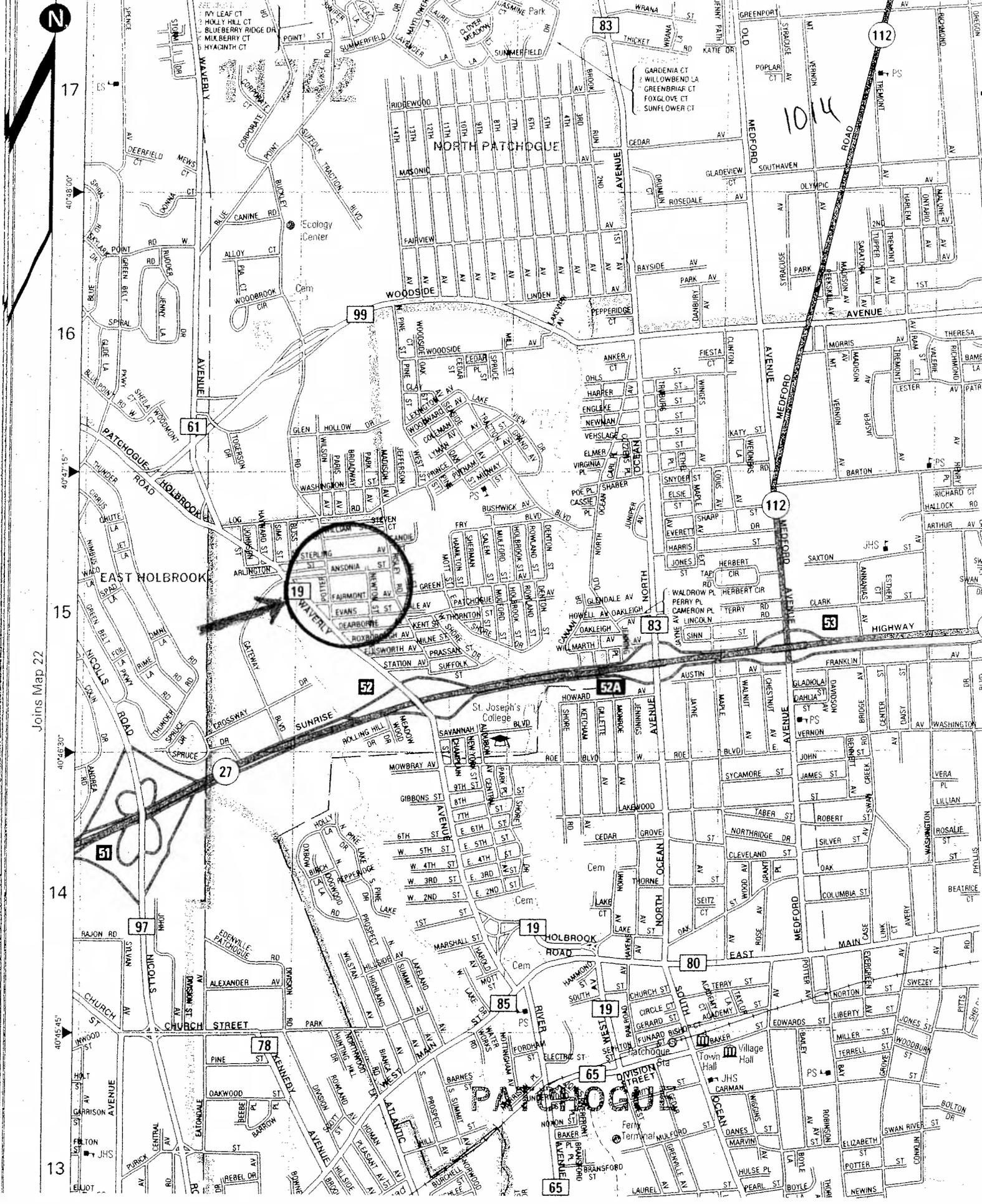
PM # 0200-951.00-06.00-031.000

1014



TM# 0200-951.00-06.00-031.000

Suffolk County Department of Information Technology © 2008



Joins Map 22

1014

PM # 0200-951.00-06.00-031.000

15

COUNTY OF SUFFOLK

DEC 22 2008

1014



CHRISTOPHER E. KENT
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 15, 2008

Ben Zwirn
Deputy County Executive
Intergovernmental Relations
H. Lee Dennison Building - 11th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0200-951.00-06.00-031.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the
Town of Brookhaven for Affordable Housing Purposes.

Dear Mr. Zwirn:

Enclosed herewith are the original and one copy of the proposed resolution with
documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of
Brookhaven for affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Christopher E. Kent
Director of Division of Real Property Acquisition
and Management

CEK:WRT:slb

- Resolution + 1 copy
- Summary Statement
- Tax Map & Aerial Map
- Hagstrom Map
- Sponsor's Memo
- Copy w/ Resolution to:
 - Brendan Chamberlain, County Executive Assistant (2 hard copies)
 - Connie Corso, Budget Director
 - Thomas A. Isles, Director of Planning
 - Jill Rosen-Nikoloff, Director of Affordable Housing
 - CE Reso Review, via e-mail

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BABYLON FOR AFFORDABLE HOUSING PURPOSES

WHEREAS, the County of Suffolk is the fee owner of certain parcels which are particularly described in Exhibit "A" attached hereto:

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

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

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

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

WHEREAS, the Suffolk County Department of Economic Development and Workforce Housing has approved the use of these parcels for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcels shall be conveyed to the Town of Babylon, Suffolk County, New York for affordable housing use, together with the following restrictive covenants that will run with the land so conveyed and, additionally, if any one or more of the following occurs, the subject premises shall revert to the grantor as herein provided and as provided in any deed evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee is not restricted in its use of the subject premises solely and exclusively for affordable housing purposes; with all right, title, and interest reverting to the grantor, at the sole option of the grantor, in the event that the housing purposes, in accordance with the approved plan submitted by the grantee. Such reverter clauses contained herein shall apply to the grantee, or any transferee from the grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on the subject premises;

2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Affordable Housing or any successor thereto. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;
4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;
5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;
6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;
7. If the grantee fails to certify to the Suffolk County Director of Affordable Housing prior to closing of the title with any affordable housing grantee
 - a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and
 - b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and
 - c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and
 - d. the affordable housing unit or units meet local building and zoning codes;
8. If the grantee shall fail to provide the Suffolk County Director of Affordable Housing with an annual written report, no later than December 31 of each year commencing 2009, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or
9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcels and will use said parcels solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcels for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcels with said parcels being used thereafter for other than affordable housing.

3rd RESOLVED, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and /or contamination on said properties. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor.

4th RESOLVED, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event , and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof.

5th RESOLVED, the conveyance of the parcel described to the Town of Babylon for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs.

6th RESOLVED, that the Director of Real Property Acquisition and Management, or his designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described properties upon the above-described terms and conditions.

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c)(20) and (27)). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a)).

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1015

EXHIBIT "A"

Tax Map No.	Location	Acre
0100-080.00-01.00-009.000	N/S/O Parkway Blvd., 150' W/O Russell St., Wyandanch	0.137
0100-118.00-01.00-052.000	N/S/O Lincoln Ave. 289' E/O Bay Shore Ave. Deer Park	0.206
0100-172.00-03.00-024.000	E/S/O Columbia Ave. 50' N/O Glenmalure St., North Amityville	0.114
0100-172.00-03.00-034.000	N/E/C/O Columbia Ave. & The Boulevard North Amityville	0.229

**RESOLUTION NO. 229 APRIL 9, 2008
REQUESTING THE CONVEYANCE OF PARCELS FROM
SUFFOLK COUNTY TO THE TOWN OF BABYLON COMMUNITY
DEVELOPMENT PROGRAM AFFORDABLE HOUSING PROGRAM**

The following resolution was offered by Councilwoman McVeety
and seconded by Councilwoman Quirk:

WHEREAS, the County of Suffolk is the owner of parcels of land identified as
follows:

45 Parkway Blvd., Wyandanch	SCTM# 0100-080.00-1.00-9.000
55 Columbia Ave., Amityville	SCTM# 0100-172.00-3.00-24.000
40 Columbia Ave., Amityville	SCTM# 0100-172.00-3.00-34.000
30 Lincoln Ave., Deer Park	SCTM# 0100-118.00-1.00-52.000

WHEREAS, the County of Suffolk is willing to declare these parcels to be
surplus County property which could be transferred to the Town of Babylon for the purpose
of including the property in the Community Development Affordable Housing Program;

NOW THEREFORE, be it

RESOLVED, that the Town of Babylon requests the County of Suffolk to
execute and deliver quitclaim deeds to the Town of Babylon for said properties, more
particularly described and designated above, pursuant to Section 72-H of the New York
General Municipal Law, for the purpose of transferring the interest of Suffolk County in the
above described properties to the Town of Babylon for conveyance to the Town of Babylon's
Community Development Affordable Housing Program; and be it further

RESOLVED, that said quitclaim deed issued by the Director of the County
Division of Real Estate, or his deputy, pursuant to this resolution, shall contain a reverter
clause to the effect that title to the said above described parcel shall revert to the County of

1015

Suffolk in the event that the property is not used for the above described public governmental purpose.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

State of New York }
Town of Babylon } ss:
County of Suffolk }

I, Ronnise J. Miller, Deputy Town Clerk, DO HEREBY CERTIFY that I have compare the preceding with the original thereof and that the same is a true and correct copy.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Town

this 11th day of April 2008

Ronnise J. Miller
Ronnise J. Miller, Deputy Town Clerk

1015

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Section 72-h , General Municipal Law authorizing the sale of County owned Real Estate to a Municipality

3. Purpose of Proposed Legislation

Convey County owned parcel to the Town of Brookhaven for affordable housing purposes

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is "yes", on what will it impact?
(circle appropriate category)

 X County _____ Town _____ Economic Impact
_____ Village _____ School District _____ Other (Specify):
_____ Library District _____ Fire District

6. If the answer to item 4 is "yes", Provide detailed explanation of Impact

Loss of County investment
Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

Unknown

8. Proposed Source of Funding

Unknown

9. Timing of Impact

2009

10. Name & Title of Preparer

Signature of Preparer

Date

 R. J. Bhatt
LMS III

 R. J. Bhatt

 12/12/08

1015

SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building - 2nd Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, New York 11788

SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: See attached Exhibit "A"

Section 72-h, Gen'l Municipal Law

	<u>Amount</u>
County Investment	\$377,858.74
Clean Up Expense	<u>22,569.60</u>
Total	400,428.34

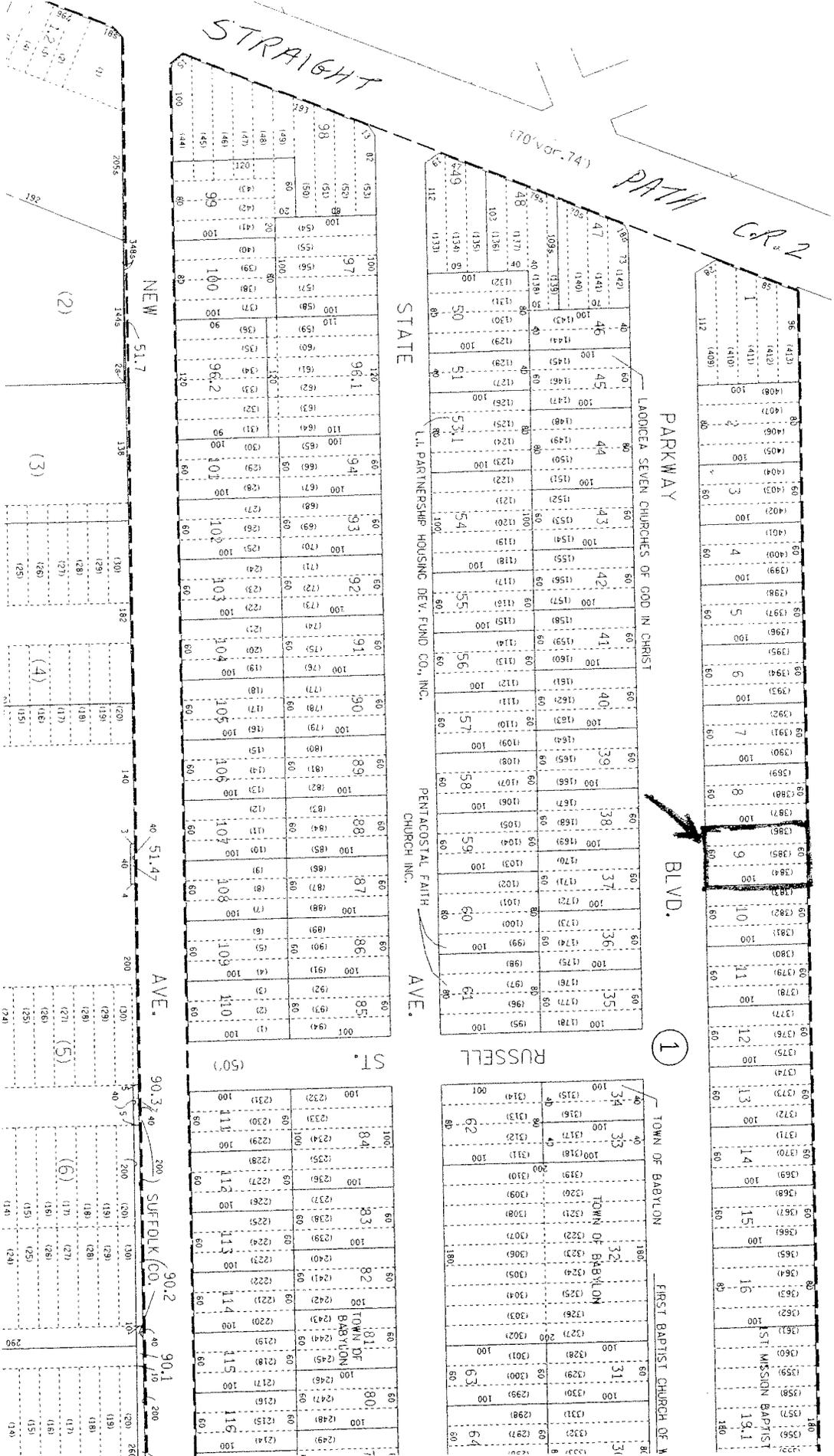
PURPOSE:

- A. Affordable Housing X
- B. Town Parks
- C. Road/Highway
- D. Drainage/Recharge Basin
- E. Other

Wayne R. Thompson
Property Manager
(631) 853-5971

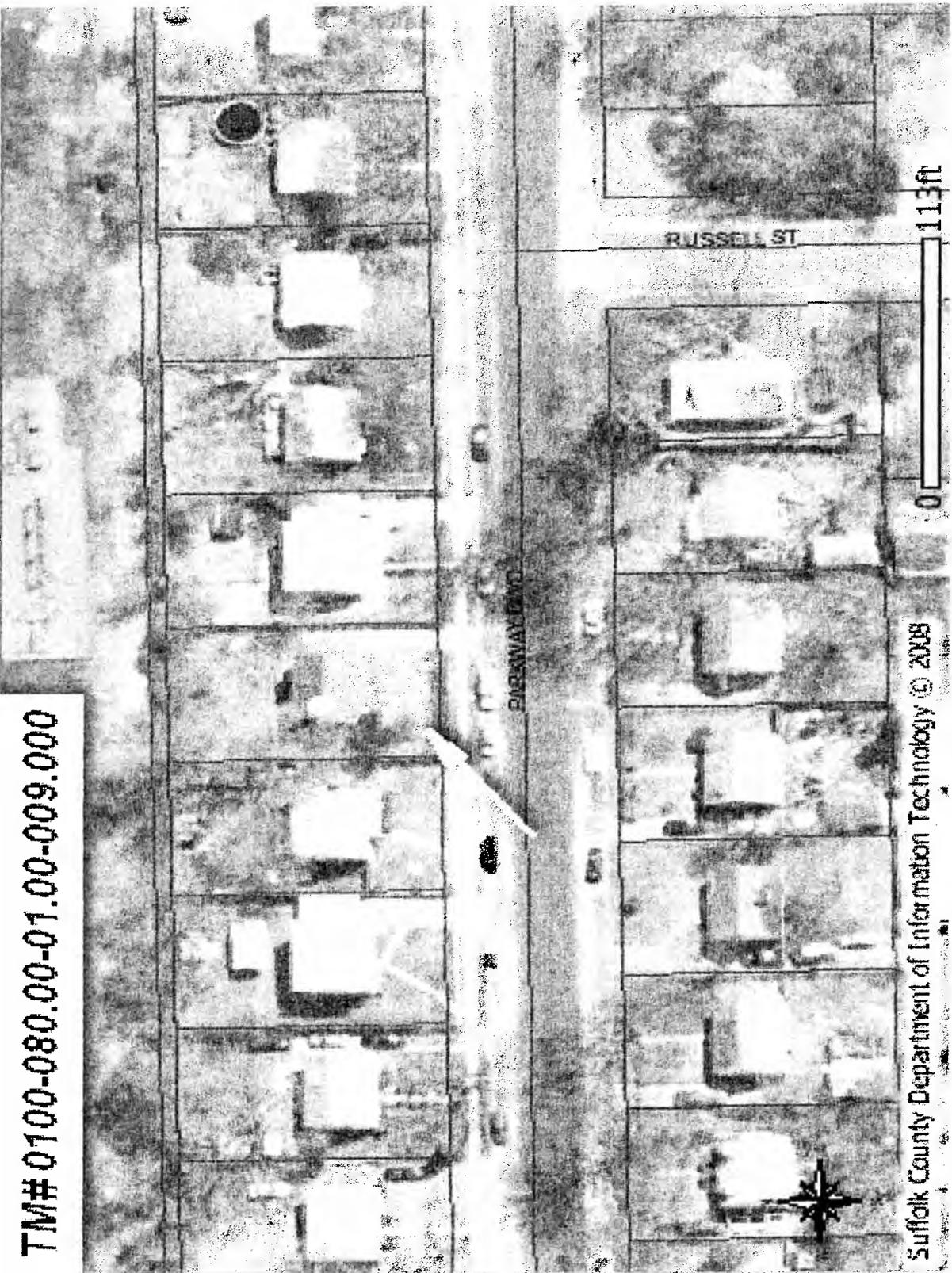
WRT:slb

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Tract # 0100-080-00-01-00-009-000

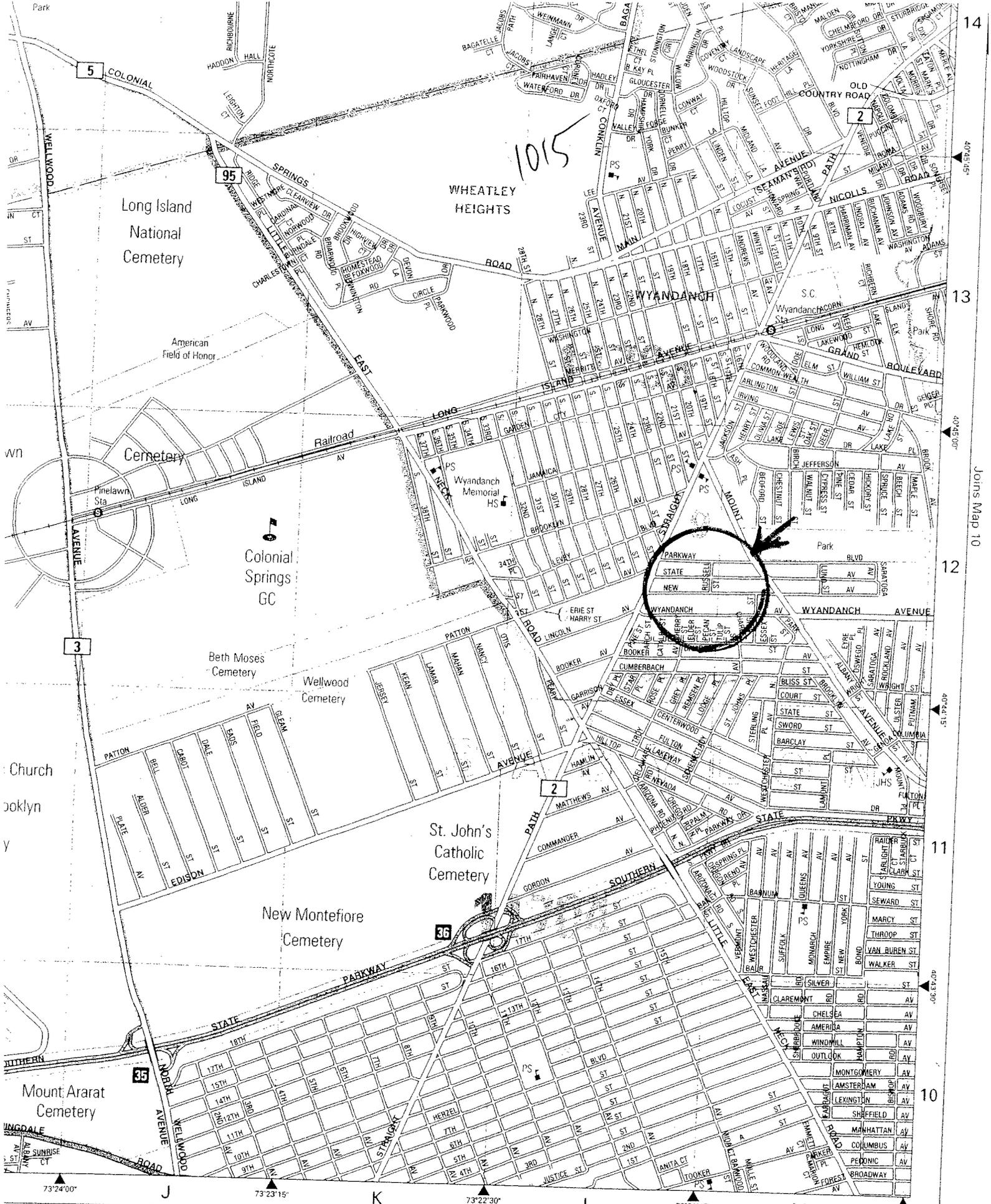
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TM# 0100-080.00-01.00-009.000

Suffolk County Department of Information Technology © 2008

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TM# 0100-080-00-01-00-009-000

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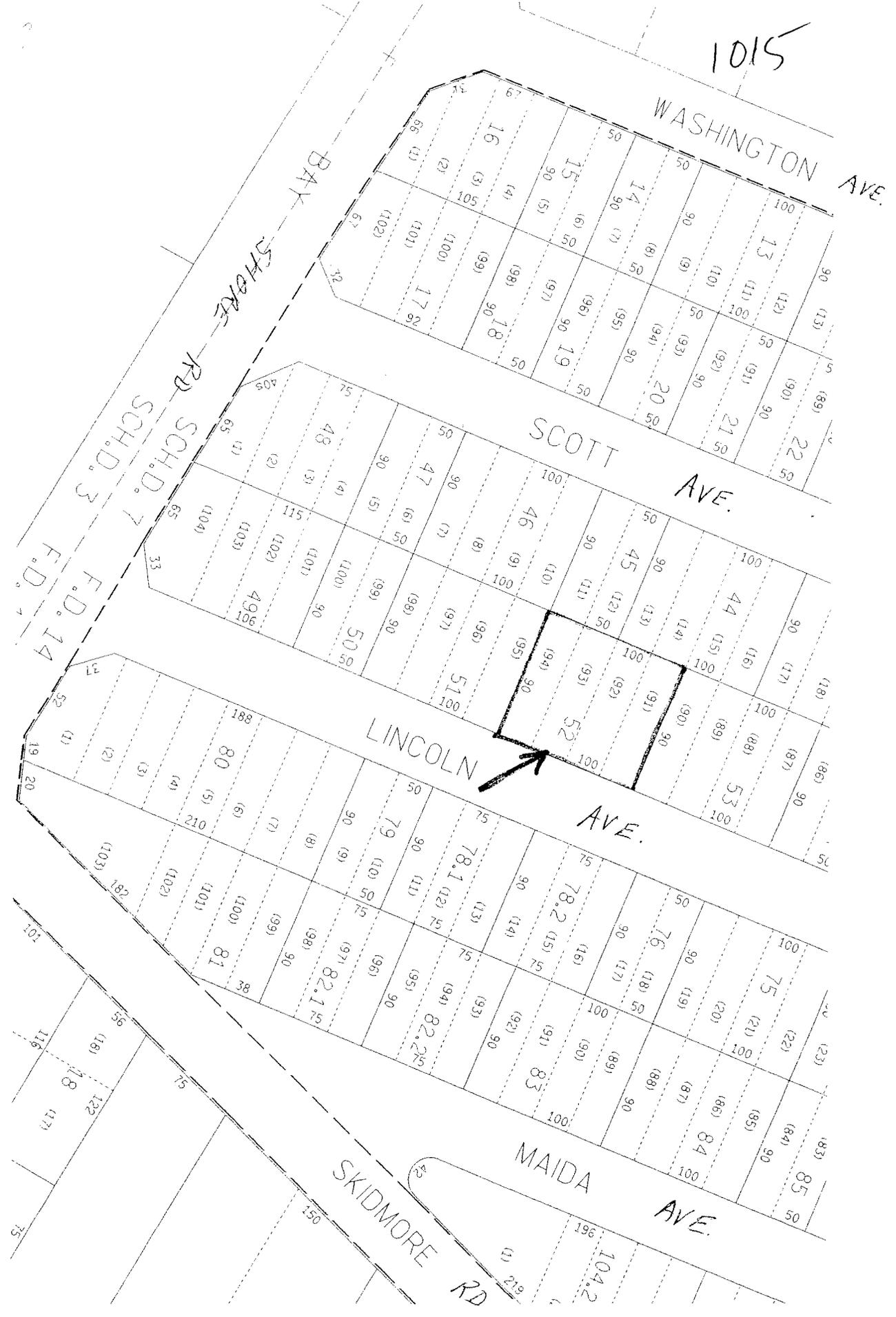
5
95
3
36

73°24'00" J 73°23'15" K 73°22'30" L 73°21'45" M 73°21'00"

Joins Map 5

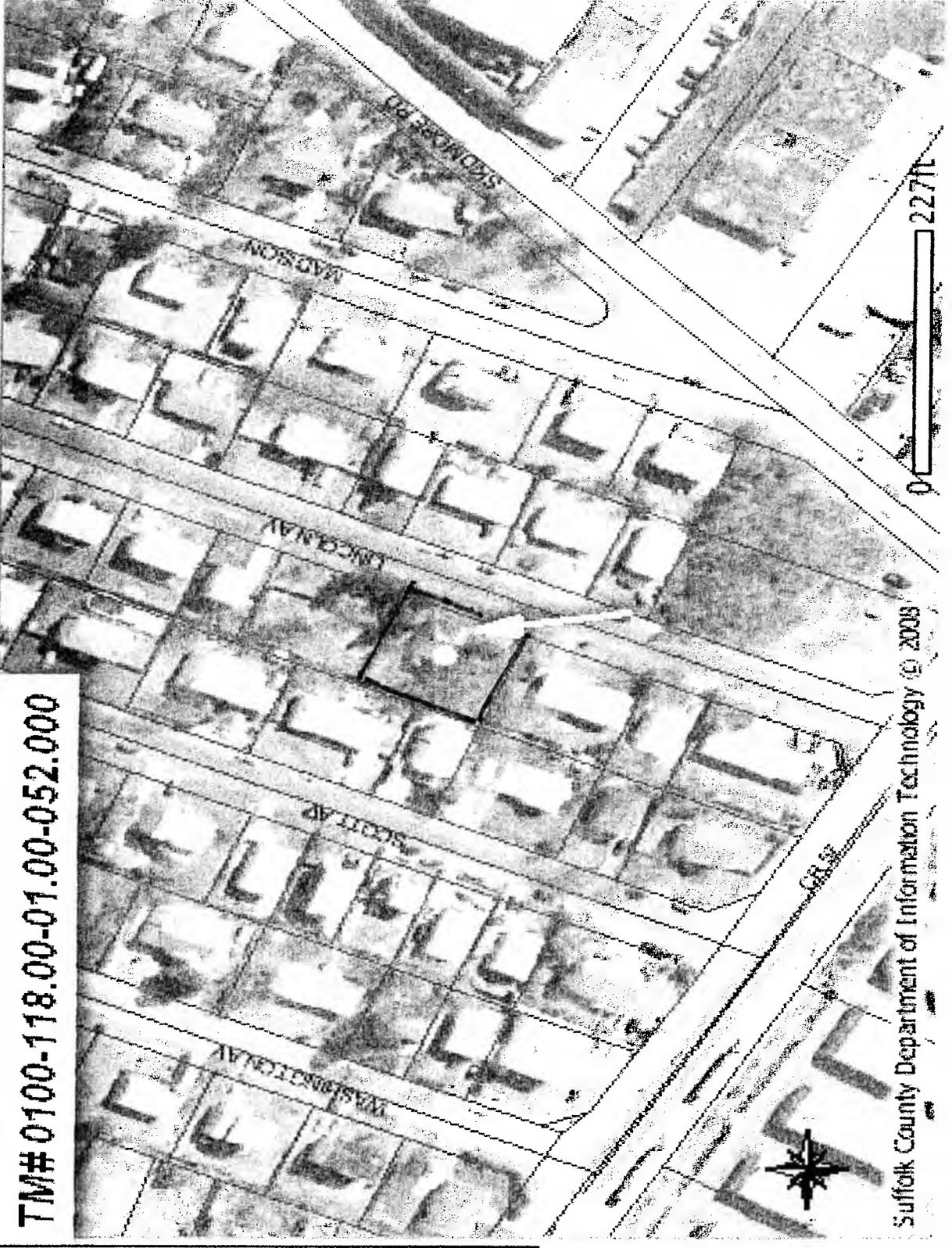
Joins Map 10

1015



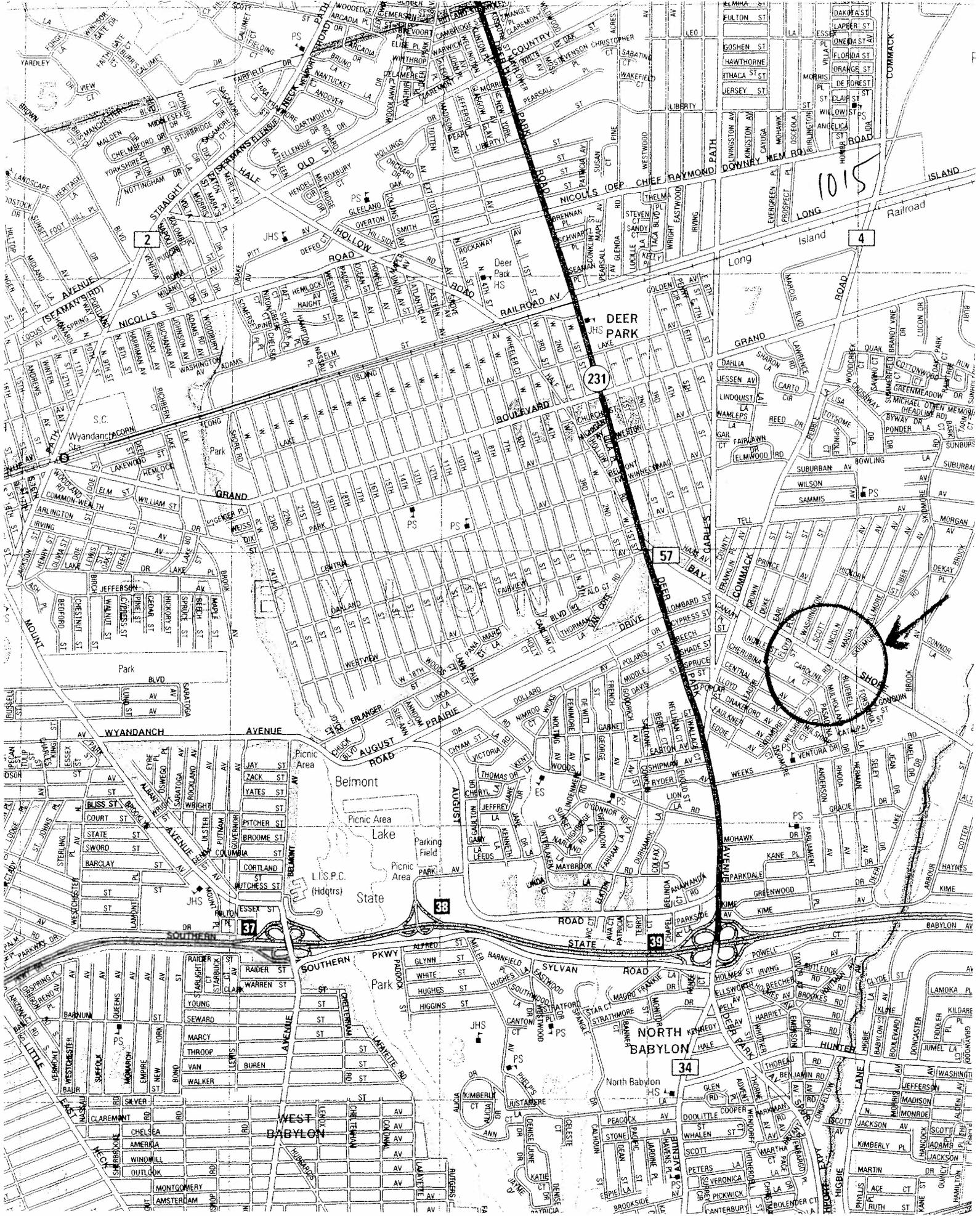
TNT# 0100-118.00-01.00-052.000

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TM# 0100-118.00-01.00-052.000

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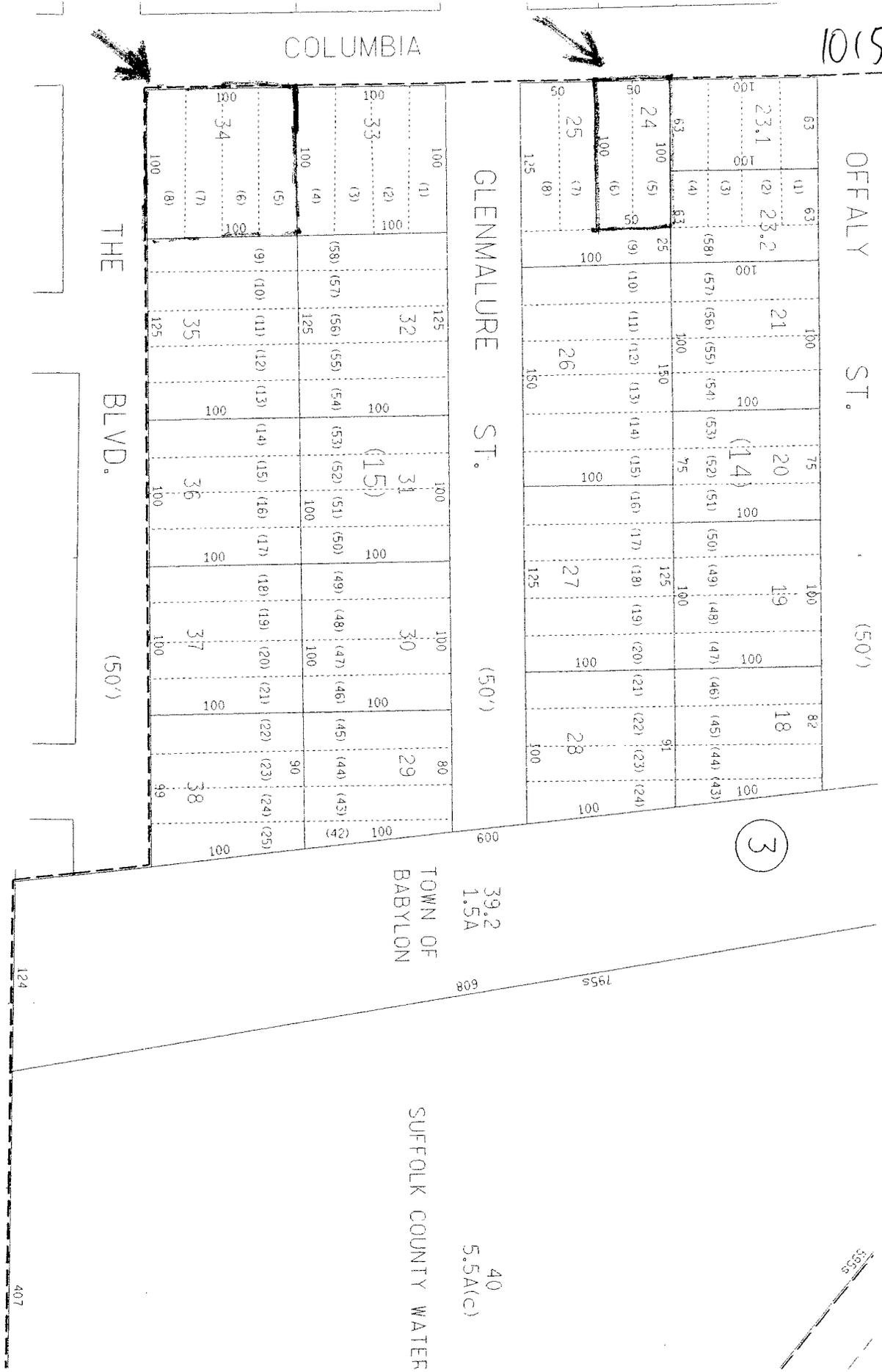
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Tr # 0100-118.00-01.00-052.000

1015



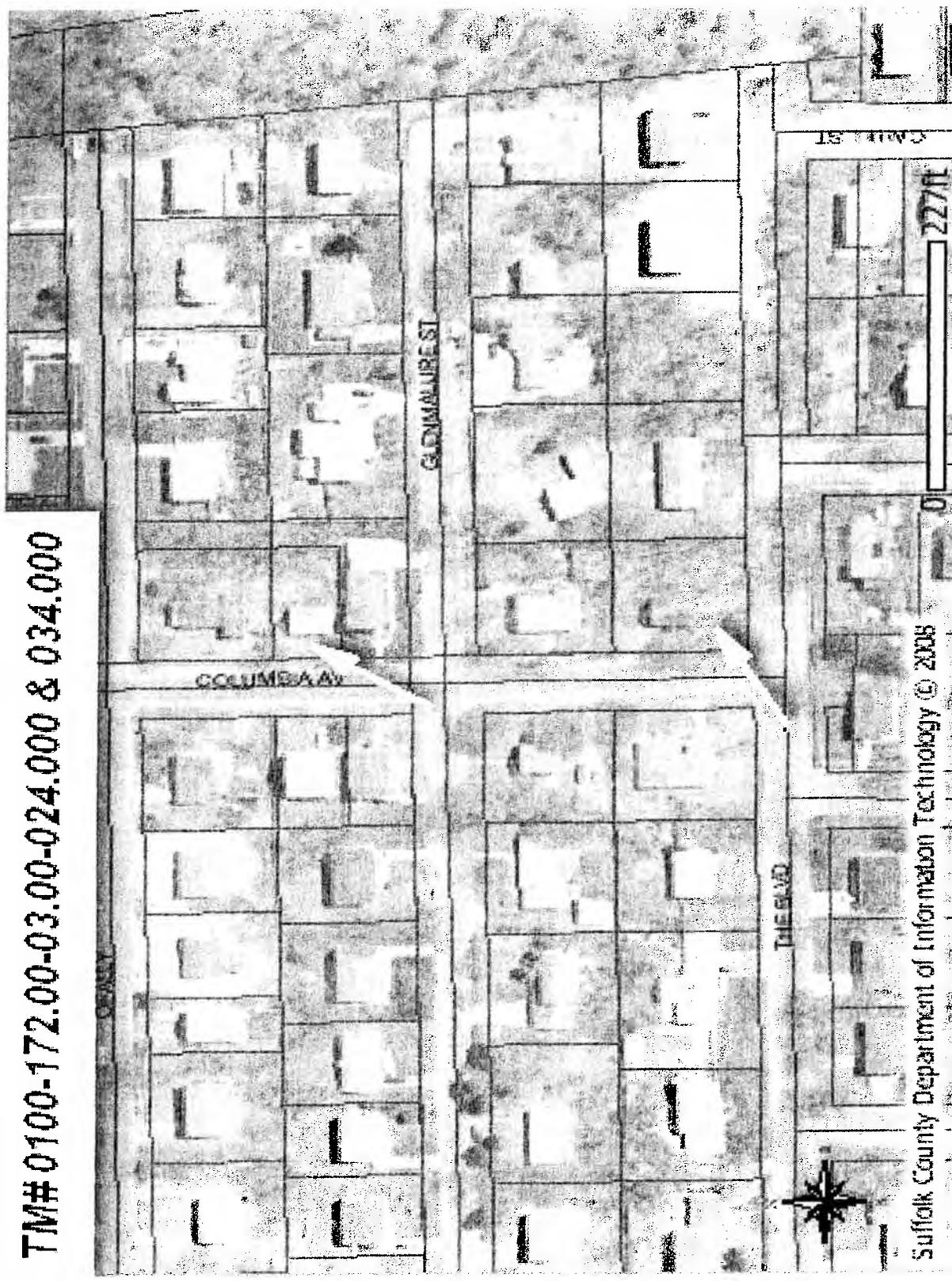
TOWN OF BABYLON
39.2
1.5A

SUFFOLK COUNTY WATER
40
5.5A(C)

Map # 0100-17200-0300-024000 & 034000

1015

TM# 0100-172.00-03.00-024.000 & 034.000



Suffolk County Department of Information Technology © 2008



1015



**MASSAPEQUA
PARK**

PM # 0160-172.00-03.00-024.000 & 034.000

COUNTY OF SUFFOLK

17



1015 DEC 22 2008

CHRISTOPHER E. KENT
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 15, 2008

Ben Zwirn
Deputy County Executive
Intergovernmental Relations
H. Lee Dennison Building - 11th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: see attached Exhibit "A"
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the
Town of Babylon for Affordable Housing Purposes.

Dear Mr. Zwirn:

Enclosed herewith is the original and one copy of the proposed resolution with
documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of
Babylon for affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Christopher E. Kent
Director of Division of Real Property Acquisition
and Management

CEK:WRT:slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo
Copy w/ Resolution to:

Brendan Chamberlain, County Executive Assistant (2 hard copies)
Connie Corso, Budget Director
Thomas A. Isles, Director of Planning
Jill Rosen-Nikoloff, Director of Affordable Housing
CE Reso Review, via e-mail

Introductory Resolution No. 1016-09 Laid on Table 1/5/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
JEFFERY W. CLEVINGER
0200-299.00-01.00-017.002

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 299.00, Block 01.00, Lot 017.002, and acquired by tax deed on June 2, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2008, in Liber 12553, at Page 960, and otherwise known as and by Town of Brookhaven, known as Suffolk County Tax Map Number: District 0200, Section 299.00, Block 01.00, Lot 017.002; 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 June 2, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2008 in Liber 12553 at Page 960.

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, JEFFERY W. CLEVINGER has made application of said above described parcel and JEFFERY W. CLEVINGER has paid the application fee and \$34,642.32, 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, 2008; 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 the Director of the Division of Real Property Acquisition and Management, and/or his designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to JEFFERY W. CLEVINGER, 1333A North Avenue, New Rochelle, New York 10804, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

50.1

1016

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

December 8, 2008

Tax Map No.: 0200-299.00-01.00-017.002

Name of Last Legal Fee Owner: JEFFERY W. CLEVINGER

TREASURER'S COMPUTATION..... \$33,842.32

Taxes.....2008/2009..... OPEN

Recording Fees collected for County Clerk. . N/A

License Fee..... \$ 800.00

Repairs..... N/A

Interest..... N/A

Miscellaneous Expenses..... N/A

TOTAL..... \$34,642.32

Monies Received..... \$34,642.32

RESOLUTION AMOUNT..... \$34,642.32

APPROVED:

Karen A. Slater 12/16/08
Accounting
DB:sc

PREPARED BY:

Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-5932

1016

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-299.00-01.00-017.002

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or his designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to Item 4 is "yes", on what will it impact?
(circle appropriate category)

<u>County</u>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	

6. If the answer to item 4 is "yes", provide detailed explanation of Impact

The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2008

10. Typed Name & Title of Preparer Signature of Preparer Date

<u>Diane Bishop</u>	<u>Diane Bishop</u>	<u>12/9/08</u>
---------------------	---------------------	----------------

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<i>1016</i>	<u>LOT</u>
0200	299.00	01.00		017.002

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2003/04	3479.06
2005/06	10199.15
2006/07	9630.20
2007/08	7682.32

2004/05 PROPERTY TAXES PAID BY CORPORATION

TOTAL: 30990.73

B. INTEREST DUE	1240.05
C. TOTAL	32230.78
D. 5% LINE C	1611.54
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE -----
\$33,842.32

*MS
9/2/08*

CERTIFICATION BY COUNTY TREASURER

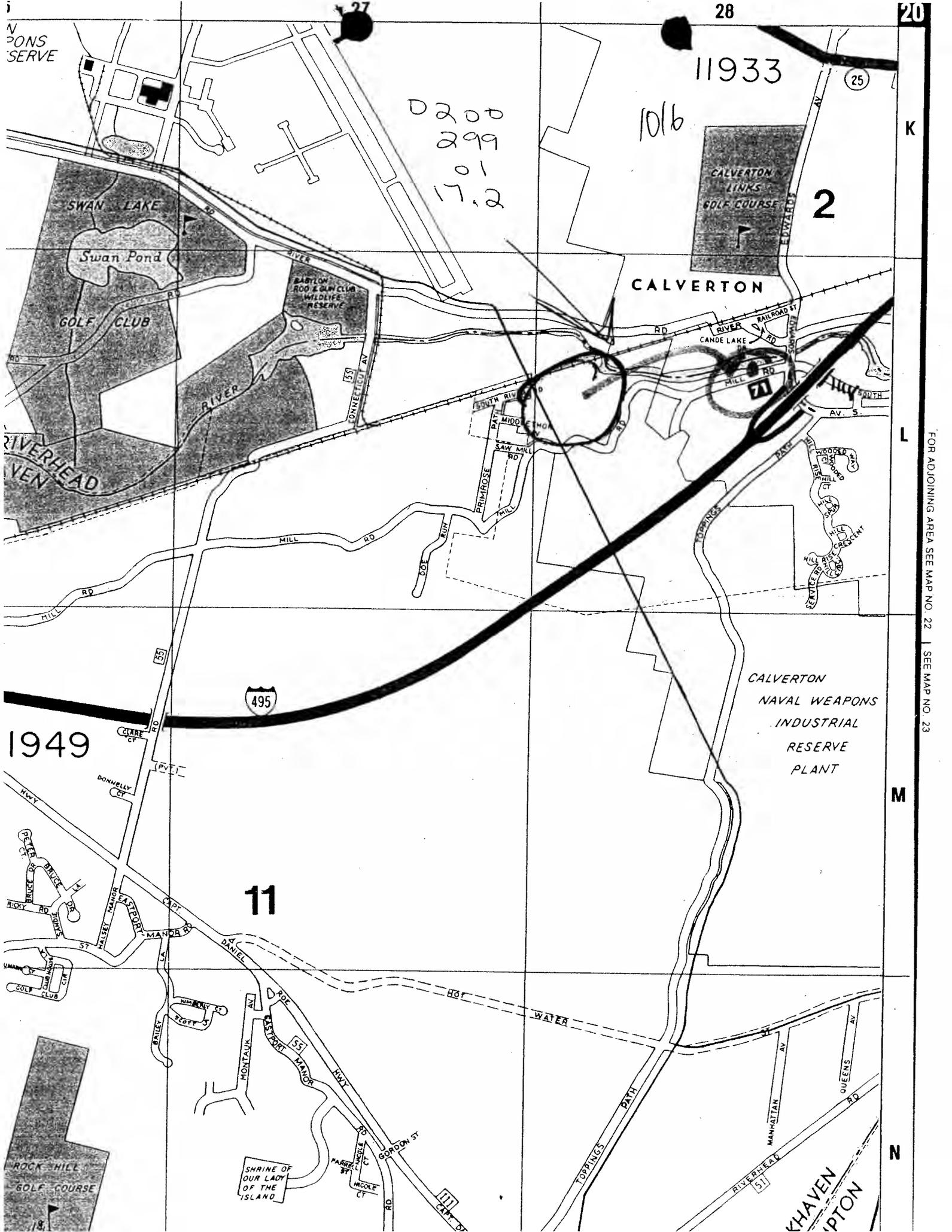
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 03-Sep-08



 Diane M. Stuke
 Deputy County Treasurer

**Interest and penalty computed to and including 03/02/09



ONS
SERVE

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20

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D200
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17.2

10/6

2

CALVERTON

CALVERTON
NAVAL WEAPONS
INDUSTRIAL
RESERVE
PLANT

495

1949

11

ROCK HILL
GOLF COURSE

SHRINE OF
OUR LADY
OF THE
ISLAND

FOR ADJOINING AREA SEE MAP NO. 22 | SEE MAP NO. 23

K

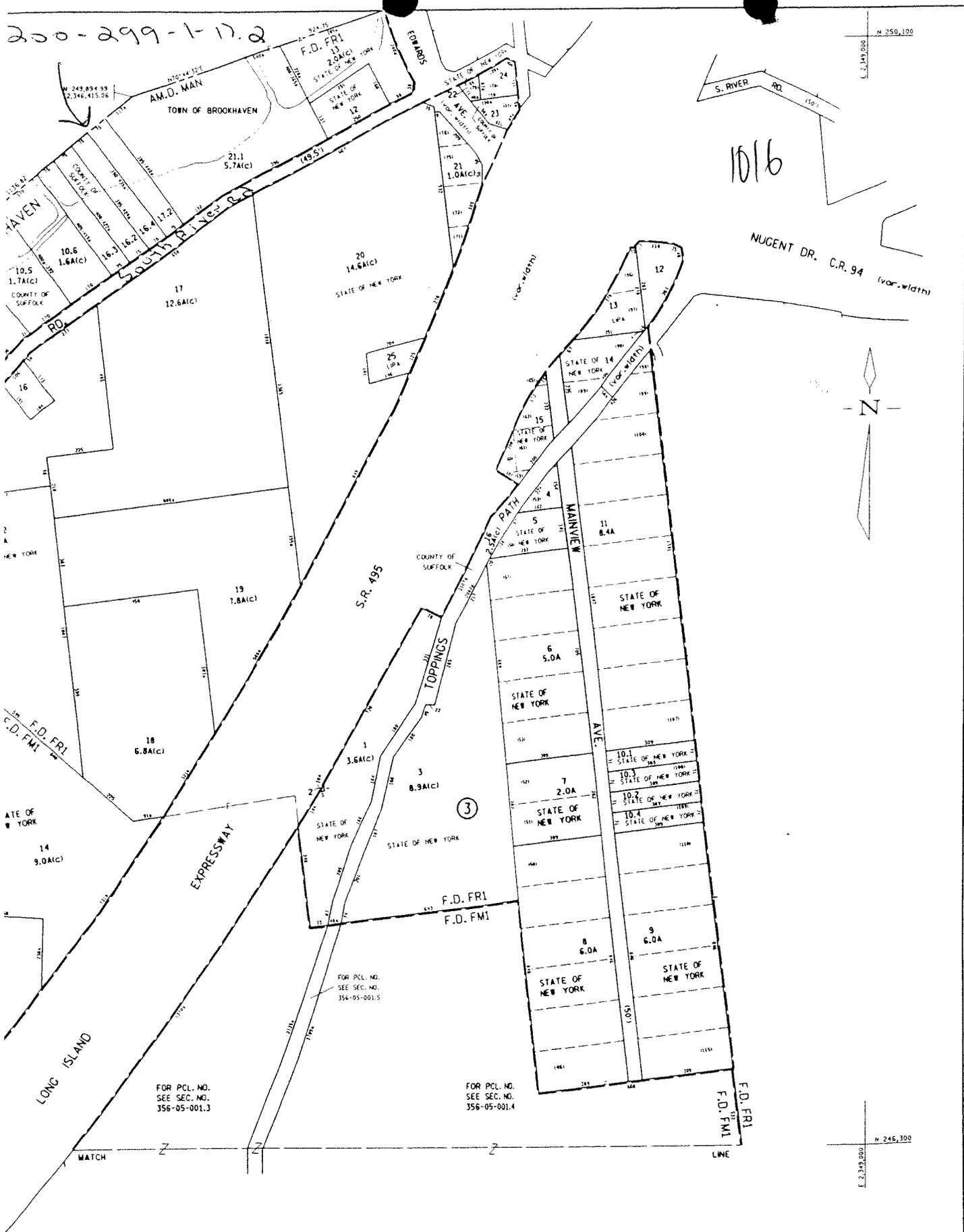
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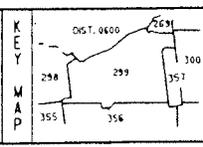
200-299-1-17.2



NOTICE
 MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE SUFFOLK COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE REAL PROPERTY TAX SERVICE AGENCY.



COUNTY OF SUFFOLK
 Real Property Tax Service Agency
 County Center Riverhead, N.Y. 11901
 SCALE IN FEET: 1" = 200'



TOWN OF **BROOKHAVEN**
 VILLAGE OF
 DISTRICT NO **0200**

SECTION NO
299
 PROPERTY MAP

COUNTY OF SUFFOLK

AS



DEC 26 2008

1016

CHRISTOPHER E. KENT
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

DEPARTMENT OF ENVIRONMENT AND ENERGY
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT

December 22, 2008

Ben Zwirn
Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-299.00-01.00-017.002
JEFFERY W. CLEVINGER

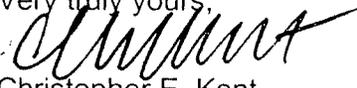
Dear Mr. Zwirn:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

Local Law 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda as soon as possible after your examination.

Very truly yours,


Christopher E. Kent
Director of Division of Real Property
Acquisition and Management

CEK:sc

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer's Computation

Copy of Resolution to:
Ben Zwirn, Deputy County Executive (original plus 1 hard copy)
Jim Morgo, Chief Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental Relations
Tom Vaughn, Intergovernmental Relations
Steve Forst, Budget Office (hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:
Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Connie Corso, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.

53

1017
Intro. Res. No. -2009
Introduced by Legislator Stern

Laid on Table 1/5/09

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW
NO. -2009, A LOCAL LAW ESTABLISHING THE
TOXIN FREE TODDLERS AND BABIES ACT**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2009, a proposed local law entitled, " **A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLERS AND BABIES ACT** " now, therefore, be it

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

LOCAL LAW NO. -2009, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLER AND
BABIES ACT**

**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 Bisphenol A ("BPA") is a chemical commonly contained in polycarbonate plastics, including baby bottles and cups designed for use by young children and epoxy resins used to line the interior of commonly used food and beverage cans.

This Legislature also finds that studies have shown that BPA is a synthetic estrogen which disrupts healthy human development and can lead to such complications as an altered immune system, hyperactivity, reproductive health problems, increased risk of breast and prostate cancer, obesity, and diabetes.

This Legislature further finds and determines that BPA is released into food and beverages in food and drink containers manufactured with the chemical when those containers are warmed.

This Legislature also finds that BPA has been shown to pose a significant health risk to infants and young children as this age group has been found to have the highest levels of BPA exposure.

This Legislature further finds and determines that several states and the federal government have started considering a ban on BPA in food and beverage containers and other products that are intended for use by children.

This Legislature finds that Suffolk County is committed to protecting the public health and welfare of our County's infants and young children, whose growing bodies are vulnerable to the health hazards caused by BPA.

Therefore, the purpose of this local law is to protect infants and young children from the harmful health effects of BPA.

Section 2. Definitions.

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

- A) "CHILDREN'S BEVERAGE CONTAINER" shall mean any bottle, cup, cup lid, straw or other container used to hold liquids for consumption by infants and children under the age of three (3) years old.
- B) "BPA" shall mean Bisphenol A.
- C) "PERSON" shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity of business of any kind.

Section 3. Prohibitions.

No person shall sell or offer for sale children's beverage containers that contain BPA within the County of Suffolk.

Section 4. Enforcement.

This law shall be enforced by the Suffolk County Department of Health Services in accordance with the provisions of Article II, §§ 760-202 through 760-220, of the Suffolk County Sanitary Code.

Section 5. Authority to Promulgate Rules and Regulations.

The Commissioner of the Suffolk County Department of Health Services is hereby authorized and empowered to promulgate such rules and regulations as he or she deems necessary to implement this law.

Section 6. Penalties.

Any person who knowingly violates the provisions of this law shall be subject to a civil penalty of five hundred dollars (\$500) for an initial violation of the law and a penalty of one thousand dollars (\$1,000) for each subsequent violation.

Section 7. Applicability.

This law shall apply to any and all actions occurring on or after the effective date of this law.

Section 8. 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 9. 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 10. 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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\l- bpa baby bottles

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK



GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
email: george.nolan@suffolkcountyny.gov

WILLIAM H. ROGERS BUILDING
P.O. BOX 6100
HAUPPAUGE, NY 11788-0099
(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

DATE: DECEMBER 29, 2008
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2009

TITLE: I.R. NO. -2009; A LOCAL LAW ESTABLISHING THE TOXIN FREE TODDLER AND BABIES ACT

SPONSOR: LEGISLATOR STERN

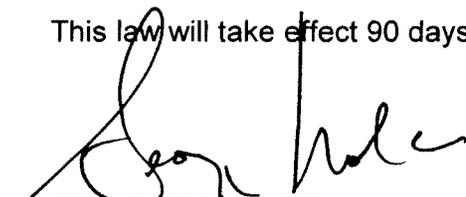
DATE OF RECEIPT BY COUNSEL: 12/15/2008 PUBLIC HEARING: /2009

DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

This proposed local law would prohibit the sale of children's beverage containers that contain Bisphenol A ("BPA") within the County of Suffolk.

The Department of Health Services will enforce this law. Persons violating this law shall be subject to a civil penalty of \$500 for an initial violation and \$1,000 for subsequent violations.

This law will take effect 90 days after its filing in the Office of the Secretary of State.


GEORGE NOLAN
Counsel to the Legislature

GN:tm

s:\rule28\28-toxin free babies act

HAUPPAUGE
SUFFOLK COUNTY, N.Y.
COUNTY LEGISLATURE

2008 DEC 29 P 12: 55

RECEIVED

1018

Intro. Res. No. -2009
Introduced by Legislator Kennedy

Laid on Table 1/5/09

**RESOLUTION NO. -2009, ESTABLISHING LEGISLATIVE
OVERSIGHT OF COUNTY FUNDS EXPENDED FOR
ADVERTISING AND MARKETING**

WHEREAS, it is now clear that our national economy is in the midst of a serious recession; and

WHEREAS, this recession will likely have a substantial impact on our local economy with lower home prices and job losses; and

WHEREAS, Suffolk County government may also be affected by reduced tax revenues and increased program costs; and

WHEREAS, as an elected body, the Suffolk County Legislature bears the responsibility to ensure that no imprudent or unwarranted expenditures are incurred at any time, and especially during an economic downturn; now, therefore be it

1st RESOLVED, that, immediately upon the effective date of this resolution, any advertising or marketing expense, including expenses for electronic media, (i.e., television, radio, online/internet advertising and marketing) by any County department, office, or agency, in excess of \$10,000 shall first require legislative approval; and be it further

2nd RESOLVED, that any contract, order, or other commitment to expend funds for the purpose of advertising or marketing shall be rejected and deemed a nullity by the Suffolk County Comptroller until such resolution approving the expenditure has been adopted by a majority of the Suffolk County Legislature; and be it further

3rd RESOLVED, that this requirement shall not apply to expenses incurred for the publication of legal notices; and

4th RESOLVED, 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:

APPROVED BY:

County Executive of Suffolk County

Date:

1019

Intro. Res. No. -2009
Introduced by Legislator Kennedy

Laid on Table 1/5/09

**RESOLUTION NO. -2009, TO IMPLEMENT EVENING
HOURS AT DSS CENTERS**

WHEREAS, Resolution No. 929-2008, directed the Commissioner of the Department of Social Services ("DSS") to present a written plan to offer evening hours at DSS centers on a rotating basis; and

WHEREAS, under the terms Resolution No. 929-2008, this written plan was to be submitted to the County Executive and the County Legislature by December 1, 2008 "for this Legislature to review and take any action necessary to implement this plan"; and

WHEREAS, no plan was submitted to the County Legislature, but rather, the department issued a directive (attached hereto as Exhibit "A") to all client benefit centers' staff stating that beginning on February 4, 2009, each DSS center will have a delayed opening on one Wednesday each month, and that work schedules will be adjusted from 12:00 noon to 8:00 p.m. on those days; and

WHEREAS, public transportation in certain areas end at 6:00 p.m., therefore the Department of Social Services will incur increased costs through the use of cabs and medical transportation; and

WHEREAS, the Legislature's intent in enacting Resolution No. 929-2008 was to develop a plan to offer evening hours to clients who have difficulty visiting a center during daytime hours; however, the Legislature in no way intended to harm other clients by reducing normal daytime operating hours at DSS centers; and

WHEREAS, Resolution No. 929-2008 expressly required DSS to submit their plan to implement evening hours to the Legislature for review and, therefore, the Department's unilateral action is in violation of Resolution No. 929-2008; now, therefore be it

1st RESOLVED, that the Commissioner of the Department of Social Services is hereby directed to rescind the Department's plans as set forth in the attached Exhibit "A", which would implement evening hours at DSS centers and at the same time close centers in the morning hours; and be it further

2nd RESOLVED, that the Commissioner of the Department of Social Services is hereby directed to submit a new written plan to implement evening hours at DSS centers on a rotating basis, said plan to maintain normal daytime operating hours at service centers; and be it further

3rd RESOLVED, that this new written plan shall be submitted to the County Legislature by April 1, 2009 for this Legislature to review; and be it further

4th RESOLVED, that DSS shall not implement a plan for evening hours until said plan is approved by this Legislature via a duly enacted resolution; 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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\evening hours at DSS

1019


STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

JANET DEMARZO
Commissioner

MEMORANDUM

**TO: ALL CLIENT BENEFITS CENTER STAFF
ALL SECURITY STAFF**

**FROM: ROBERT M. CHIEFFO, ADMINISTRATOR
CLIENT BENEFITS DIVISION**

DATE: DECEMBER 19, 2008

SUBJECT: CENTER EVENING HOURS

The Suffolk County Legislature and County Executive Steve Levy have approved Resolution 929-2008 directing the Department of Social Services to maintain business hours into the evening for those unable to access our services during current business hours.

In order to abide by this resolution and accommodate the individuals we service, each DSS center will experience a delayed opening on one Wednesday each month, beginning Wednesday February 4, 2009. South West Center will be open on the first Wednesday of each month, Coram Center will be open on the second Wednesday of each month, Southtown Center will be open on the third Wednesday of each month and Riverhead Center will be open on the fourth Wednesday of each month.

Work schedules will be adjusted to 12:00 p.m. to 8:00 p.m. on Wednesdays in order to accommodate the evening hours. A lunch/dinner break will be scheduled between 3:00 p.m. and 5:00 p.m. Lobby access for the Public will be from 12 p.m. to 7 p.m.

Evening hours will provide universal access to customers who have difficulty accessing our Centers during regular business hours. This will be especially helpful to those whose current employment situation prohibits them from seeking emergency assistance or complying with Department requirements during daytime hours. I thank you for your dedication to the individuals you serve as well as your cooperation with this new policy.

Box 18160

Hempstead, N.Y. 11768-8900

(516) 854-9938

EXHIBIT "A"

1020

Intro. Res. No. -2009
Introduced by Legislator Browning

Laid on Table 1/5/09

**RESOLUTION NO. -2009, AUTHORIZING PLANNING
STEPS FOR THE ACQUISITION OF LAND UNDER THE
SUFFOLK COUNTY DRINKING WATER PROTECTION
PROGRAM, AS AMENDED BY LOCAL LAW 24-2007
(KRAMER PROPERTY – TOWN OF BROOKHAVEN)**

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of freshwater/tidal wetlands and buffer lands for same in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit "A" of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1)(a) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of such land as freshwater/tidal wetlands and buffer lands for same; now, therefore, be it

1st RESOLVED, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately .46 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

2nd RESOLVED, that the parcel(s) listed in Exhibit "A" meet the criteria required by the Suffolk County Drinking Water Protection Program; and be it further

3rd RESOLVED, that the Commissioner of the County Department of Public Works is hereby authorized, empowered, and directed, pursuant to Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcel(s); and be it further

4th RESOLVED, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and be it further

5th RESOLVED, that the cost of such surveys, title searches, audits, maps and/or appraisals, if any, shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

6th RESOLVED, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the

SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

7th RESOLVED, that the County of Suffolk may reimburse any municipality, whose appraisal is utilized for the above-described purpose, for the cost of obtaining such appraisal in the event that the County elects to utilize such appraisals for the subject parcel(s); and be it further

8th 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:

APPROVED BY:

County Executive of Suffolk County

Date:

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER AND ADDRESS</u>
1	District: 0200 Section 984.60 Block 03.00 Lot 037.000	.46	Joseph Kramer 192 Oakland Avenue Miller Place, NY 11764

EXHIBIT "A"

1021

Intro. Res. No - 2009
Introduced by Legislator Romaine

Laid on Table 1/5/09

RESOLUTION NO. -2009, AUTHORIZING THE GRANTING OF A PERMANENT EASEMENT TO THE SUFFOLK COUNTY WATER AUTHORITY FOR PRODUCTION, DISTRIBUTION AND TRANSMISSION OF DRINKING WATER ON DRINKING WATER PROTECTION LANDS OF THE COUNTY OF SUFFOLK (SCTM NO. 0200-300.00-01.00-005.001 p/o)

WHEREAS, the County of Suffolk is the owner of lands in the Town of Brookhaven, situated on the south side of Nugent Drive (CR 94), west of Elm Street, acquired in 1995 pursuant to the Suffolk County Drinking Water Protection Program Article XII of the SUFFOLK COUNTY CHARTER; and

WHEREAS, the deed and associated covenants and restrictions for the property (attached as Exhibit "A") permit the parcel to be used for production, transmission and distribution of drinking water subject to review and approval of the Suffolk County Legislature; and

WHEREAS, the Suffolk County Water Authority has developed a plan for the use of approximately two acres of the subject parcel (attached as Exhibit "B") for the abovementioned purposes, which shall be reviewed and approved by the Department of Parks, Recreation and Conservation, the County Park Trustees and the Council on Environmental Quality; and be it further

RESOLVED, that a perpetual easement, (attached as Exhibit "C") be granted, pending an agreed upon appraised value by both parties, pursuant to Article XII of the SUFFOLK COUNTY CHARTER to the Suffolk County Water Authority for production, transmission and distribution of drinking water so as to effectuate the development plan attached as Exhibit "B".

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1021

EXHIBIT "A"

1021

BR33

Exhibit A

11754 PC040

14995

RECORDED

Number of pages 7

TORRENS

Serial # _____

Certificate # _____

Prior Cf. # _____

RECEIVED
REAL ESTATE
DEC 18 1995
TRANSFER TAX
SUFFOLK COUNTY
14995

95 DEC 12 PM 4:07
EDWARD J. ROMANE
CLERK OF
SUFFOLK COUNTY

Deed / Mortgage Instrument Deed / Mortgage Tax Stamp Recording / Filing Stamp

FEES

Page / Filing Fee _____	Mortgage Amt. _____
Handling _____	1. Basic Tax _____
TP-584 _____	2. Additional Tax _____
Notation _____	Sub Total _____
EA-5217 (County) _____	Spec./Asmt. _____
EA-5217 (State) _____	or _____
R.P.T.S.A. <u>37.00</u>	Spec./Add. _____
Comm. of Ed. <u>2.00</u>	TOT. MTD. TAX _____
Affidavit _____	Dual Town _____ Dual County _____
Certified Copy <u>0.00</u>	Field for Apportionment _____
Reg. Copy _____	Transfer Tax <u>0.00</u>
Other _____	Mansion Tax _____
Sub Total <u>0.00</u>	The property covered by this mortgage is or will be improved by a one or two family dwelling only.
GRAND TOTAL <u>0.00</u>	YES _____ or NO _____
	If NO, see appropriate tax clause on page # _____ of this instrument.



Real Property Tax Service Agency Verification

Stamp	Dist.	Section	Block	Lot
12-12-95	0200	300.00	01.00	005.001
Initials <u>KV</u>	0200	359.99	01.00	002.000

Title Company Information

First Atlantic
Company Name

FAA-95-1196 S
Title Number

David P. Fishbein, Director
S.C. Div. of Real Estate
158 North County Complex
Hauppauge, N.Y. 11788

8 FEE PAID BY:
Cash _____ Check _____ Charge _____
Payer same as R & R _____
(or if different)

NAME: _____
ADDRESS: _____

7 RECORD & RETURN TO (ADDRESS)

Suffolk County Recording & Endorsement Page

This page forms part of the attached Deed made by:
Omnia Properties, Inc. Six Parcels (SPECIFY TYPE OF INSTRUMENT)
Corp., Albee-Lamont Corp., Peconic Woods Inc., Estate of Eugen Grabscheid, Grata Smiley, John Manley and Andrea Helene Wolf TO
County of Suffolk In the Township of Brookhaven
In the VILLAGE or HAMLET of Calverton

BOXES 5 THRU 9 MUST BE TYPED OR PRINTED IN BLACK INK ONLY PRIOR TO RECORDING OR FILING.

1021

A

DISTRICT
0200

SECTION
300.00

BLOCK
01.00

LOTS
005.1
and
005.2 p/o

and

DISTRICT
0200

SECTION
359.00

BLOCK
01.00

LOT
002.000

SUFFOLK COUNTY
BARGAIN AND SALE DEED
WITH COVENANTS

THIS INDENTURE, made the 11 day of DECEMBER, 1995

BETWEEN SIX PARCELS CORP., PECONIC WOODS, INC., OMNIA PROPERTIES, INC., JOHN MANLEY, ANDREE HELENE WOLF, LOUIS AINSBERG, EXECUTOR OF THE ESTATE OF EUGEN GRABSCHNEID, GRETA SMILEY, and ALBEE-LAMONT CORP., c/o Robert Orens, Esq., with offices at 282 Greenway Road, Lido Beach N.Y. 11561, party of the first part,

AND the COUNTY OF SUFFOLK, a municipal corporation of the State of New York, having its principal office at the Suffolk County Center, Center Drive, Riverhead, New York 11901, party of the second part,

WITNESSETH, that the party of the first part, in consideration of TWO MILLION SEVEN HUNDRED EIGHTY-THREE THOUSAND FOUR HUNDRED EIGHTY-TWO and 63/100 (\$2,783,482.63) DOLLARS and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL, that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Calverton, Town of Brookhaven, County of Suffolk, and State of New York, bounded and described as follows:

BEGINNING at a point on the southerly side of Nugent Drive (C.R. 94) where said southerly side of Nugent Drive (C.R. 94) is intersected by the easterly boundary line of land now or formerly Inge J. Schmelzer, said point being marked by a monument set;

RUNNING thence from said point of beginning along the southerly side of Nugent Drive (C.R. 94) the following nine (9) courses and distances:

1. South 85 degrees 59 minutes 06 seconds East 27.94 feet,
2. North 03 degrees 00 minutes 54 seconds East 105.00 feet,
3. South 84 degrees 36 minutes 25 seconds East 280.32 feet,
4. South 89 degrees 16 minutes 32 seconds East 280.20 feet,
5. South 06 degrees 26 minutes 50 seconds East 304.14 feet,
6. South 86 degrees 59 minutes 06 seconds East 300.00 feet,
7. North 06 degrees 26 minutes 50 seconds East 304.14 feet to a monument found,
8. South 81 degrees 16 minutes 28 seconds East 301.50 feet,
9. North 85 degrees 25 minutes 14 seconds East 100.96 feet to a stake found and land known and designated as "Subdivision Peconic River Park, Inc., Section 1", Suffolk County File No. 1437.

RUNNING thence South 06 degrees 39 minutes 10 seconds West along land known and designated as "Subdivision - Peconic River Park, Inc., Section 1", Suffolk County File No. 1437, land known and designated as "Subdivision - Peconic River Park, Inc., Section 3", Suffolk County File No. 1552, and land known and designated as "Subdivision - Peconic River Park, Inc., Section 5", Suffolk County File No. 1774, 4569.79 feet to a monument found at the southwesterly corner of land known and designated as "Subdivision - Peconic River Park, Inc., Section 5".

RUNNING thence South 84 degrees 12 minutes 50 seconds East along land known and designated as "Subdivision - Peconic River Park, Inc., Section 5" 834.10 feet to a monument found and land now or formerly County of Suffolk;

RUNNING thence South 84 degrees 12 minutes 50 seconds East along land now or formerly County of Suffolk 446.24 feet to a monument found and land known and designated as "Subdivision - Map of Mary J. Fanning, known as West Riverhead" Suffolk County File No. 495;

RUNNING thence South 83 degrees 52 minutes 00 seconds East

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along land known and designated as "Subdivision - Map of Mary J. Fanning, Known as West Riverhead" and along land now or formerly Six Parcels Corp., Omnia Properties, Inc., and Albee-Lamont Corp. 1748.39 feet, to a monument set on the Town Line between Town of Southampton and Town of Brookhaven and land now or formerly County of Suffolk;

RUNNING thence along said Town Line and land now or formerly County of Suffolk the following two (2) courses and distances:

1. South 25 degrees 55 minutes 20 seconds West 1704.70 feet;
2. South 25 degrees 41 minutes 00 seconds West 408.79 feet to a monument found and land now or formerly County of Suffolk;

RUNNING thence North 84 degrees 11 minutes 50 seconds West along land now or formerly County of Suffolk 2493.34 feet to a monument found and land now or formerly United States of America;

RUNNING thence along land now or formerly United States of America the following two (2) courses and distances:

1. North 84 degrees 11 minutes 50 seconds West 1490.53 feet to a monument found.
2. North 06 degrees 41 minutes 02 seconds East 2438.06 feet to a monument found and land now or formerly Inge J. Schmelzer;

RUNNING thence along land now or formerly Inge J. Schmelzer the following two (2) courses and distances:

1. South 83 degrees 18 minutes 58 seconds East 399.45 feet to a monument found,
2. North 06 degrees 39 minutes 10 seconds East 180.00 feet to a point;

RUNNING thence through the land of the party of the first part the following three (3) courses and distances:

1. South 83 degrees 20 minutes 50 seconds East 420.00 feet,
2. North 06 degrees 39 minutes 10 seconds East 1300.00 feet,
3. North 83 degrees 20 minutes 50 seconds West 420.00 feet to land now or formerly Inge J. Schmelzer;

RUNNING thence North 06 degrees 39 minutes 10 seconds East along land now or formerly Inge J. Schmelzer 2372.54 feet passing through a monument found to a monument set and the point or place of BEGINNING.

BEING AND INTENDED to be that the grantors herein are the same parties and the premises herein is part of the same premises as described in deeds, dated 1/25/65 and recorded 2/4/65 in Liber 8696 page 500; dated 6/30/80 and recorded 4/27/81 in Liber 8994 page 01; dated 8/26/86 and recorded 11/5/86 in Liber 10161 page 453; dated 7/24/90 and recorded 12/13/90 in Liber 11188 page 157; dated 11/18/91 and recorded 1/7/92 in Liber 11397 page 183.

THIS CONVEYANCE is made pursuant to Suffolk County Charter Article XII, Section 3 (entitled "Suffolk County Drinking Water Protection Program") as amended by Local Law No. 35 of 1988 which authorizes those portions of the premises which may later be determined by Resolution of the Suffolk County Legislature as being necessary for use for water supply production and distribution, including ancillary facilities required specifically for such production and distribution and all rights-of-way for ingress and egress to the water supply production and distribution facilities not to be dedicated to nature preserve purposes as set forth in Article I, Section 7 of the Suffolk County Charter. Once specified areas of the land for the purposes hereinbefore set forth have been determined by Resolution of the Suffolk County Legislature, those areas of the land may be used for all purposes not inconsistent with Article XII of the Suffolk County Charter as it now exists, or as it may be amended in the future. This conveyance is further made pursuant to Resolution No. 372-91 and Resolution No. 920-93 of the Suffolk County Legislature.

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STATE OF NEW YORK)

COUNTY OF SUFFOLK)

On this 1 day of December, 1995, before me personally came William Dan Falco to me known, who being by me duly sworn did depose and say that he resides at Montclair Rd. Montclair, NY, that he is the Secretary of SIX PARCELS CORP., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

ANDREW ELMONI
Notary Public, State of New York
No. 0121880006
Qualified in New York County
Commission Expires Oct. 2, 1997

Andrew Elmoni
Notary Public, State of New York

STATE OF NEW YORK)

COUNTY OF SUFFOLK)

On this 11 day of DEC., 1995, before me personally came Robert Nassi to me known, who being by me duly sworn did depose and say that he resides at 112 Greenway Rd. Litchfield, NY, that he is the President of ECONIC WOODS, INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

David Greene
Notary Public, State of New York

STATE OF NEW YORK)

COUNTY OF SUFFOLK)

On this 1 day of December, 1994, before me personally came Robert J. Flaxer to me known, who being by me duly sworn did depose and say that he resides at 723 E. 7th St. N.Y. NY, that he is the Vice President of OMNIA PROPERTIES, INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

ANDREW ELMONI
Notary Public, State of New York
No. 0121880006
Qualified in New York County
Commission Expires Oct. 2, 1997

Andrew Elmoni
Notary Public, State of New York

STATE OF NEW YORK)

COUNTY OF SUFFOLK)

On this 11 day of DEC., 1995, before me personally came JOHN MANLEY to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that HE executed the same.

David Greene
Notary Public, State of New York

DAVID GREENE
Notary Public, State of New York
01GR4961882
Qualified in Suffolk County
Commission Expires June 8, 1997

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TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof;

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

This conveyance is made with the unanimous consent of the stockholders duly called.

THE WORD "PARTY" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

In Presence Of:

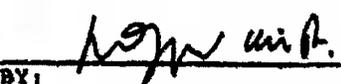
SIX PARCELS CORP.

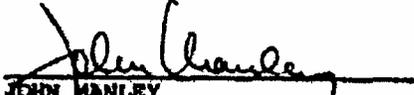
PECONIC WOODS, INC.


BY: J. Williams
TITLE: Secretary


BY: President
TITLE: President

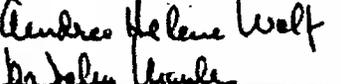
OMNIA PROPERTIES, INC.


BY: John Manley
TITLE: _____


JOHN MANLEY

ANDREE HELENE WOLF

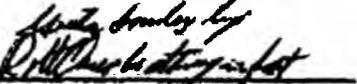
ESTATE OF EUGEN GRABSCHIED


BY: JOHN MANLEY
ATTORNEY-IN-FACT
Attorney in fact


BY: LOUIS AINSBERG
EXECUTOR

GRETA SHILEY

ALBEE-LAMONT CORP.


BY: ROBERT ORENS
ATTORNEY-IN-FACT


BY: President
TITLE: President

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STATE OF NEW YORK)
) S:
COUNTY OF SUFFOLK)

On this 11 day of DEC 1995, before me personally came JOHN MANLEY to me known to be the attorney in fact of ANDREE HELENE WOLF, the individual described in and who by his said attorney in fact executed the foregoing instrument, and duly acknowledged before me that he executed the same as the act and deed of Greta Smiley therein described, and for the purpose therein mentioned, by virtue of a power of attorney duly executed by the said Andree Helene Wolf, dated Oct. 17, 1995 and recorded simultaneously herewith.

ald
Notary Public, State of New York

DAVID GREENE
Notary Public, State of New York
01044861882
Qualified in Suffolk County
Commission Expires June 8, 1997

STATE OF NEW YORK)
) S:
COUNTY OF SUFFOLK) QUEENS

On this 15 day of Dec 1995, before me personally came Louis Ainsbary the Executor under the Last Will and testament of Eugen Grabscheid, deceased, to me known to be the individual described in and who executed the foregoing instrument, on behalf of said Estate, and he acknowledged that he executed the same.

FRANK J. CROGAN
Notary Public, State of New York
No. 11-27500
Qualified in Queens County
Commission Expires Dec. 22, 1995

Frank J. Crogan
Notary Public, State of New York

STATE OF NEW YORK)
) S:
COUNTY OF SUFFOLK)

On this 11 day of DEC 1995, before me personally came ROBERT ORENS to me known to be the attorney in fact of Greta Smiley, the individual described in and who by his said attorney in fact executed the foregoing instrument, and duly acknowledged before me that he executed the same as the act and deed of Greta Smiley therein described, and for the purpose therein mentioned, by virtue of a power of attorney duly executed by the said Greta Smiley, dated 11-17-95 and recorded simultaneously herewith.

ald
Notary Public, State of New York

DAVID GREENE
Notary Public, State of New York
01044861882
Qualified in Suffolk County
Commission Expires June 8, 1997

STATE OF NEW YORK)
) S:
COUNTY OF SUFFOLK)

On this 11 day of DEC, 1995, before me personally came Robert Orens to me known, who being by me duly sworn did depose and say that he resides at 114 East 44th St. New York, NY, that he is the President of ALBEE-LAMONT CORP., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by the order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

ald
Notary Public, State of New York

DAVID GREENE
Notary Public, State of New York
01044861882
Qualified in Suffolk County
Commission Expires June 8, 1997

11754 #040

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BARGAIN AND SALE DEED
WITH COVENANT AGAINST
GRANTOR'S ACT
TITLE NO. FAA 95-1396 B

DISTRICT 0200
SECTION 300.00
BLOCK 01.00
LOTS 005.1
and 005.2 p/o

and

DISTRICT 0200
SECTION 359.00
BLOCK 01.00
LOT 002.000

COUNTY OF SUFFOLK

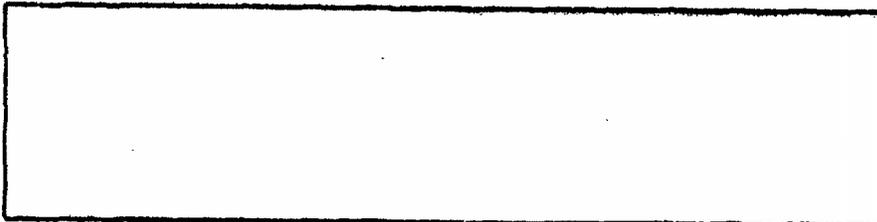
SIX PARCELS CORP., PECONIC WOODS, INC.
OMNIA PROPERTIES, INC., JOHN MANLEY,
ANDREE HELENE WOLF, LOUIS AINSBERG,
EXECUTOR OF THE ESTATE OF EUGEN
GRABSCHIED, GRETA SMILEY and
ALBEE-LAMONT CORP.,

TO

COUNTY OF SUFFOLK

RECORD & RETURN TO:

DAVID P. FISHBEIN, DIRECTOR
DIVISION OF REAL ESTATE
DEPARTMENT OF LAW
158 NORTH COUNTY COMPLEX
VETERANS MEMORIAL HIGHWAY
HAUPPAUGE, N.Y. 11788



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All that certain plot, piece or parcel of land situated, lying and being in Calverton, Town of Brookhaven, County of Suffolk and State of New York, bounded and described as follows:

STARTING at a point on the southerly side of Nugent Drive (C.R. 94) where said southerly side of Nugent Drive (C.R. 94) is intersected by the easterly boundary line of land now or formerly Inge J. Schmelzer, said point being marked by a monument set;

RUNNING thence from said point along the southerly side of Nugent Drive (C.R. 94) the following seven (7) courses and distances

1. South 86 degrees 59 minutes 06 seconds East 27.94 feet,
2. North 03 degrees 00 minutes 54 seconds East 105.00 feet,
3. South 84 degrees 56 minutes 26 seconds East 6 280.32 feet,
4. South 89 degrees 16 minutes 32 seconds East 250.20 feet,
5. South 06 degrees 26 minutes 50 seconds East 304.14 feet,
6. South 86 degrees 59 minutes 06 seconds East 300.00 feet,
7. North 06 degrees 26 minutes 50 seconds West 127.06 feet.

to the place or POINT OF BEGINNING.

Running thence from POINT OF BEGINNING North 06 degrees 26 minutes 50 seconds West 177.08 Feet to the southerly side of Nugent Drive (C.R. 94)

THENCE along the southerly side of Nugent Drive South 81 degrees 16 minutes 28 seconds East 301.50 feet,

THENCE North 85 degrees 25 minutes 14 seconds East 100.96 Feet to a stake found and land known and designated as "Subdivision Peconic River Park, Inc. Section 1" Suffolk County File No. 1437.

THENCE South 6 degrees 39 minutes 10 seconds West along land known and designated as "Subdivision - Peconic River Park Inc. Section 1" Suffolk County File No. 1437, 278.63 Feet,

THENCE North 83 degrees 20 minutes 50 seconds West 237.53 Feet,

THENCE North 44 degrees 53 minutes 50 seconds West 156.63 Feet to the Place or POINT OF BEGINNING.

107C

EXHIBIT "B"

~ On file in the Office of the Clerk of the Legislature~
(SCWA Site Plan)

EXHIBIT "C"

1021

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EASEMENT AGREEMENT

THIS INDENTURE made this _____ day of _____, 2008, between the County of Suffolk, a municipal corporation of the State of New York with offices at Suffolk County Center, Center Drive, Riverhead, New York 11901, (hereinafter "Grantor") and the Suffolk County Water Authority, a public benefit corporation having its principal place of business at 4060 Sunrise Highway, Oakdale, New York 11969, (hereinafter "SCWA" or "Grantee").

WITNESSETH:

WHEREAS, the Grantor is seized of certain Premises described in Schedule A, attached hereto and made part hereof, and has good right to convey the same (hereinafter the "Premises"); and

WHEREAS, the Grantor covenants that the said Premises are free and clear of encumbrances other than those of record; and

WHEREAS, the Grantee owns and operates a public water supply system in the vicinity of the Premises; and

WHEREAS, Grantor wants to convey an easement in perpetuity on, over and across the Premises described in Schedule A to the Grantee, its successors and assigns, for the water supply purposes as set forth below;

NOW THEREFORE, the Grantor, in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration paid by the Grantee, does hereby grant and convey unto the Grantee, its successors and assigns forever an easement in perpetuity over the Premises consisting of:

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The right to install, operate, maintain and repair any structures and/or appurtenances and ancillary facilities, without limitation, on up to five (5) acres of said Premises, for the purpose of taking and using water for water supply purposes,

TOGETHER with the right to install, operate, maintain and repair said structures and/or appurtenances to the extent the same may be required within the Premises,

TOGETHER with the right of vehicular and pedestrian ingress and egress over the Premises necessary to install, operate, maintain and repair such structures and/or appurtenances and ancillary facilities,

TO HAVE AND TO HOLD, the rights and easements granted herein unto the Grantee, its successors and assigns, forever and which shall run with the Premises for so long as Premises are used for water supply purposes.

AND said Grantor and Grantee mutually agree and covenant as follows:

1. All structures and/or appurtenances installed or to be installed by the Grantee, its successors and assigns, shall be and remain property of the Grantee, its successors and assigns, forever;
2. That the Grantee shall quietly enjoy the said rights and easements;
3. Grantee agrees, to the extent possible, to restore any areas disturbed by Grantee to a condition similar to that which existed prior to the disturbance by Grantee.
4. Grantor agrees that the terms, conditions, restrictions and purposes of this easement shall continue as a servitude running in perpetuity with the Premises and will be incorporated by reference in any subsequent deed or other legal instrument by which the Grantor divests himself

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of either the fee simple title to or its possessory interest in the Premises or any portion thereof specifically setting forth the date, and the liber and page of the Suffolk County Clerk's records of the recording hereof, if and when the same is available.

5. Except as to paragraph 6 of the easement agreement, any rule of strict construction designed to limit the breadth of the restrictions on the use of the Premises shall not apply in the construction or interpretation of this easement, and this easement shall be interpreted broadly to effect the purposes of this easement as intended by Grantor.

6. Grantee acknowledges, agrees and accepts that this grant of easement shall be deemed to have been made pursuant to and in accordance with Article XII of the Suffolk County Charter, as amended, and effective as of November 30, 2000, including but not limited to §C12-3(A), and Grantee shall, be and remain in compliance therewith, in perpetuity.

7. The Grantee shall maintain its facilities and ingress and egress areas in good repair at its own cost and expense.

8. Grantee shall, at its sole cost and expense, defend and indemnify the Grantor, and its successors and assigns, for any liability whatsoever (including reasonable attorneys' fees), related to the grant and/or Grantee's use of this easement, which shall be deemed to include the right to develop public water supply facilities and/or appurtenances including ancillary facilities pertaining thereto.

IN WITNESS WHEREOF, the Grantor has executed and delivered and Grantee has accepted this easement and Grantor and Grantee have hereunto set their respective hands and seals, caused their corporate seals to be hereunto affixed and caused these presents to be signed

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seals, caused their corporate seals to be hereunto affixed and caused these presents to be signed by their duly authorized Officers, the day and year first above written.

WITNESS:

COUNTY OF SUFFOLK

SUFFOLK COUNTY WATER AUTHORITY

By: _____

By: _____

Stephen M. Jones

Title: _____

Title: Chief Executive Officer

STATE OF NEW YORK }

ss.:

COUNTY OF SUFFOLK }

On the ____ day of _____ in the year ____ before me, the undersigned, a Notary Public in and for said State, personally appeared _____, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

STATE OF NEW YORK }

ss.:

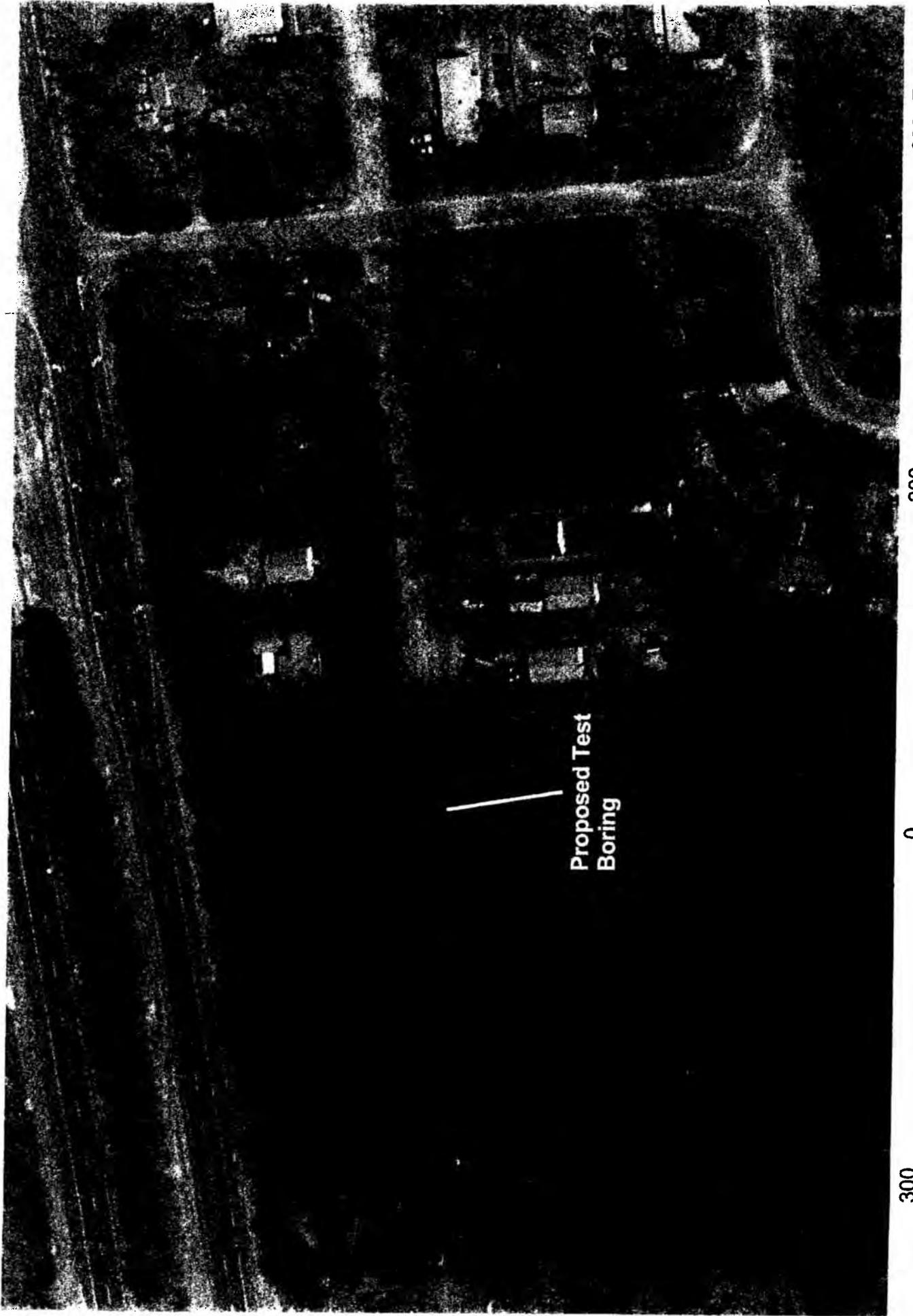
COUNTY OF SUFFOLK }

On the ____ day of _____ in the year ____ before me, the undersigned, a Notary Public in and for said State, personally appeared Stephen M. Jones, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument.

Notary Public

Peconic Lakes Calverton

1201



Proposed Test
Boring



Intro Res. No. 1022-09
Introduced by the Presiding Officer on the request of County Executive

Laid on Table 1/5/09

**RESOLUTION NO. 2008, ACCEPTING AND
APPROPRIATING GRANT FUNDS RECEIVED FROM
THE STATE OF NEW YORK GOVERNOR'S TRAFFIC
SAFETY COMMITTEE, HIGHWAY SAFETY PROGRAM**

WHEREAS, the State of New York Governor's Traffic Safety Committee, Department of Motor Vehicles has awarded a grant in the amount of \$44,000.00 to the Office of the Suffolk County District Attorney. The objective of this grant is to reduce the number of crashes, injuries, and deaths on New York's roads: and

WHEREAS, said grant is to run for the period 10/1/08 through 9/30/09; and

WHEREAS, no funding has been included in the District Attorney's 2008/2009 Suffolk County Adopted Operating Budget for the purposes of this program; now, therefore, be it

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

<u>REVENUES:</u>	<u>AMOUNT</u>
001-4309-Highway Safety Program	\$ 44,000

ORGANIZATIONS:

District Attorney (DIS)
Highway Safety Program
001-1151

<u>PERSONAL SERVICES</u>	<u>\$ 10,000</u>
1070—Special Pay	10,000

<u>FEES FOR SERVICES</u>	<u>\$34,000</u>
4560—Fees For Services, Non Employee	34,000

and be it further

RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes Type II action; and be it further

RESOLVED, that the County Executive be authorized to execute the grant related agreement between Suffolk County and the New York State Division of Criminal Justice Services.

DATED:

APPROVED BY:

County Executive of Suffolk County
Date of Approval

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1022

1. Type of Legislation Resolution <u>X</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation District Attorney Highway Safety Program		
3. Purpose of Proposed Legislation Accept grant funding from the State of New York Governor's Traffic Safety Committee.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>X</u> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
County	<u>X</u>	Town
Village		School District
Library District		Fire District
		Economic Impact
		Other (Specify):
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact This program will add \$44,000.00 to the District Attorney's adopted budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political Subdivision. The funding period for this program is 10/1/08 through 9/30/09		
8. Proposed Source of Funding The New York State Governors Traffic Safety Committee.		
9. Timing of Impact Immediate		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Lon H. Kochany Executive Assistant for Finance and Administration		12/17/2008

SCINFORM 175b (10/95)

James P. Burt 12/26/08

JAMES P. BURT
ASSISTANT BUDGET DIRECTOR

COUNTY OF SUFFOLK
OFFICE OF DISTRICT ATTORNEY



1022

THOMAS J. SPOTA
DISTRICT ATTORNEY

December 17, 2008

Ben Zwirn, Assistant Deputy County Executive
Office of the Suffolk County Executive
H. Lee Dennison Building
100 Veterans Highway
Hauppauge, New York 11788-0099

Dear Mr. Zwirn,

At the direction of the District Attorney and in accordance with the County Executive All Department Heads Memorandum 05-05, I have attached a request for a Suffolk County Resolution.

The purpose of the resolution will be to accept a grant from the New York State Governor's Traffic Safety Committee. This grant will provide funding for the District Attorney's Highway Safety Program.

An e-mail version of this resolution has been sent to CE RESO REVIEW and saved under the file name "DA Highway Safety Program".

If you have any questions or need additional information concerning this matter, please contact me at your earliest opportunity.

Thank you for your attention to this matter.

Sincerely,

Lon H. Kochany
Executive Assistant for Finance & Administration

CC-Jim Burt, Suffolk County Budget Office
Evelyn Creen, Federal and State Aid Claims Unit

ADMINISTRATION OFFICE

CRIMINAL COURTS BUILDING • 200 CENTER DRIVE • RIVERHEAD, N.Y. 11901-3388 • TELEPHONE (631) 852-2500
FAX TRANSMITTAL (631) 852-1769

1023

REVISED COPY AS OF 12/29/2008

Intro. Res. No. -2009
Introduced by Legislator Viloría-Fisher

Laid on Table 1/5/2009

**RESOLUTION NO. -2008, TO AMEND THE
USER FEE SCHEDULE FOR SUFFOLK COUNTY PARKS**

1st **RESOLVED**, that Section 688-3 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

**Chapter 688
PARKS AND RECREATION FEES**

§ 688-3. Fees.

The fee schedule shall be as follows and where indicated weekday is Monday through Friday and weekend is Saturday, Sunday and holidays:

Type	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	Fee <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
Green key			
Resident (3-year pass)	\$20.00	<u>\$24.00</u>	<u>\$20.00</u>
<u>Discount rate for:</u>			
<u>Senior citizen (60 and over)</u>			
[or veteran whose adjusted gross			
[income for federal income tax purposes]			
[is \$50,000 or more, as verified by a]			
[signed copy of a federal income tax]			
[return actually filed for the prior			
[tax years,]			
<u>Veteran</u>			
<u>CERT volunteer[, and]</u>			
<u>Handicapped</u>			
<u>Junior (under 18)</u>			
<u>Volunteer fire fighter and ambulance workers</u>			
<u>Auxiliary Police</u>	\$9.00	<u>\$11.00</u>	<u>\$9.00</u>
<u>Discount rate for:</u>			
<u>Disabled veteran</u>			
<u>Members and spouses and children of</u>			
<u>members of Armed Forces on active duty</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
[Senior citizen or veteran whose adjusted gross]			
[income for federal income tax purposes]			

Type	Fee		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
[is less than \$50,000, as verified] [by a signed copy of a federal income]			
[tax return actually filed for the] [prior tax year or CERT volunteer] [Junior (3-year pass)]	[Waived] [\$9.00]		
Replacement (lost, stolen or misplaced) [Replacement (lost, stolen or misplaced) for:] [Seniors citizen or veterans whose adjusted gross] [income for federal income tax] [purposes is less than \$50,000, as verified] [by a signed copy of a federal income tax] [return actually filed for the prior tax year or] [CERT volunteers]	\$5.00	<u>\$5.00</u>	<u>\$5.00</u>
Discount rate for: <u>Disabled veteran</u> <u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	[Waived]		
	<u>Free</u>	<u>Free</u>	<u>Free</u>
[Tourist (2-year pass)]	[Discontinued]		
[Tourist access key (1-year pass)]	[\$8.00]		
<u>Non resident</u> [Tourist] reservation key (1-year pass)	\$35.00	<u>\$40.00</u>	<u>\$35.00</u>
[Tourism package (1-year pass)]	[\$125.00]		
Golf			
Residents:			
Weekday, <u>excluding holidays</u>	\$25.00	<u>\$28.00</u>	<u>\$25.00</u>
Weekend & <u>holidays</u>	\$27.00	<u>\$30.00</u>	<u>\$27.00</u>
<u>Discount rate weekday, excluding holidays</u> <u>(no discount rate on weekends) for:</u>			
<u>Senior citizen</u>			
<u>Handicapped</u> [discount rates:]	\$14.00	<u>\$17.00</u>	<u>\$14.00</u>
[Monday through Thursday (except holidays)]			
[Peak]	[n/a]		
[Off-peak]	[n/a]		
[Monday through Friday (except holidays)]	[n/a]		
[Peak (1 rate for weekday in 1999)]	[\$14.00]		
[Off peak (1 rate for weekday in 1999)]	[\$11.00]		
Junior[s] (<u>under 18</u>) discount rate[s]			

Type	[(16 years and under): [Monday through Friday (except holidays)]	\$10.00	<u>\$10.00</u>	<u>\$10.00</u>
			Fee	
		<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
	[Tourist as a guest of a resident] <u>Non resident:</u>			
	<u>Weekday (excluding holidays)</u>			
	[Monday through Thursday (except holidays)]	\$35.00	<u>\$38.00</u>	<u>\$35.00</u>
	<u>Weekend [Friday through Sunday] and holidays</u>	\$40.00	<u>\$45.00</u>	<u>\$40.00</u>
	[Tourist not as a resident's guest:]			
	[Monday through Thursday (except holidays)]	[\$32.00]		
	[Friday through Sunday and holidays]	[\$40.00]		
	Twilight discount rates <u>7 days per week:</u>			
	Residents	\$15.00	<u>\$18.00</u>	<u>\$15.00</u>
	[Tourists] <u>Non resident</u>	\$28.00	<u>\$30.00</u>	<u>\$28.00</u>
	<u>Twilight discount rates weekday, excluding holidays</u>			
	Senior citizen[s] /handicapped]	\$9.00	<u>\$11.00</u>	<u>\$9.00</u>
	<u>Handicapped</u>	\$9.00	<u>\$11.00</u>	<u>\$9.00</u>
	<u>Junior[s] (under 18)</u>	\$8.00	<u>\$9.00</u>	<u>\$8.00</u>
	[Timber Point, :] 9 holes <u>weekday, excluding holidays</u>			
	Residents	\$14.00	<u>\$14.00</u>	<u>\$14.00</u>
	<u>Non resident [Tourists]</u>	\$22.00	<u>\$22.00</u>	<u>\$22.00</u>
	Senior citizen[s]/handicapped]	\$7.00	<u>\$9.00</u>	<u>\$7.00</u>
	Handicapped	\$7.00	<u>\$9.00</u>	<u>\$7.00</u>
	Junior[s]	\$6.00	<u>\$8.00</u>	<u>\$6.00</u>
	[All courses,] 9 holes, <u>weekend & holidays:</u>			
	Residents	\$15.00	<u>\$18.00</u>	<u>\$15.00</u>
	<u>Non resident [Tourists]</u>	\$29.00	<u>\$30.00</u>	<u>\$29.00</u>
	Senior citizen[s]/handicapped]	\$15.00	<u>\$18.00</u>	<u>\$15.00</u>
	<u>Handicapped</u>	\$15.00	<u>\$18.00</u>	<u>\$15.00</u>
	Junior[s]	\$15.00	<u>\$18.00</u>	<u>\$15.00</u>
	Tournament application fee	\$25.00	<u>\$31.00</u>	<u>\$25.00</u>
	Tournament greens fee (all players)	\$30.00	<u>\$33.00</u>	<u>\$30.00</u>
	<u>Same day replay fee</u>		<u>\$12.00</u>	<u>\$12.00</u>
	Reservation fee (per player/round):	\$3.00	<u>\$3.00</u>	<u>\$3.00</u>
	Reservation no-show fee (per player):	\$5.00	<u>\$5.00</u>	<u>\$5.00</u>
	[Cancellation fee]	[\$1.00]		

Vehicle Use Fees [Beach]

Daily Parking (7 days/week)

Type	<u>Parks with Lifeguards:</u>		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>Fee</u> <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
(<u>Smith Point, Cupsogue, Meschutt, Sears Bellows</u>): [General parking (7 days/week)] <u>Resident with green key</u>		\$5.00	\$5.00
<u>Discounted rate</u> <u>(weekday, excluding holidays) for:</u> <u>Senior citizen</u> <u>Veteran</u> <u>CERT volunteer</u> <u>Handicapped</u> <u>Volunteer fire fighter and ambulance workers</u> <u>Auxiliary Police</u>	Free	Free	Free
[Seniors/handicapped, veterans or] [CERT volunteers (weekdays except holidays)]	[Free]		
<u>Discounted rate for (7 days/week)</u> <u>Disabled veteran</u> <u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	Free	Free	Free
<u>Non resident [Tourist/non-green key]</u>	\$10.00	\$10.00	\$10.00
<u>Parks without Lifeguards:</u>			
(<u>Southaven, Indian Island, Blydenburgh,</u> <u>West Hills, Lake Ronkonkoma, Cathedral Pines</u>): <u>Resident with green key</u>		\$3.00	\$3.00
<u>Discounted rate (weekday, excluding holidays) for:</u> <u>Senior citizen</u> <u>Veteran</u> <u>CERT volunteer</u> <u>Handicapped</u> <u>Volunteer fire fighter and ambulance workers</u> <u>Auxiliary Police</u>	Free	Free	Free
<u>Discounted rate for (7 days/week)</u> <u>Disabled veteran</u> <u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	Free	Free	Free
<u>Non resident [Tourist/non-green key]</u>	\$8.00	\$8.00	\$8.00
[Meschutt/Sears Bellows/Shinnecock West]			

Type	[(7 days/week)] [General parking (7 days/week)]	[\$3.00]	Fee		
			<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
	[Seniors/handicapped, veterans or] [CERT volunteers] [(weekdays except holidays)] [Tourist/non-green key]	[Free] [\$8.00]			
	[Smith Point:] [General parking (7 days/week)] [Seniors/handicapped, veterans or] [CERT volunteers] [(weekdays except holidays)] [Tourist/non-green key]	[\$5.00] [Free] [\$10.00]			
	[Major Special Event Parking]				[Field & Outer Beach after 4 p.m. or without permit]
	[Ronkonkoma Beach (7 days/week):] [Resident] [Seniors/handicapped, veterans or] [CERT volunteers (weekdays except holidays)] [Tourist/Non-Green Key]	[\$2.00] [Free] [\$8.00]			
	Seasonal parking (NOTE: green-key holders only): Limited access parking pass Unlimited access, resident	\$25.00 \$50.00	\$30.00 \$55.00	\$25.00 \$50.00	
	Bus parking: Daily, nonprofit organization Daily, general bus parking [Annual, commercial]	\$15.00 \$30.00 [n/a]	\$19.00 \$35.00	\$15.00 \$30.00	
	Outer beach recreational vehicle use permit Annual permit: Resident [green - key -] holder [Senior/handicapped, veteran or] [CERT volunteer green key holder]	\$75.00	\$90.00	\$75.00	
	<u>Discounted rate for:</u> <u>Senior citizen</u> <u>Veteran</u> <u>CERT volunteer green key holder</u> <u>Handicapped</u> <u>Volunteer fire fighter and ambulance workers</u> <u>Auxiliary Police</u>	\$37.50	\$47.00	\$37.50	

Type	<u>Disabled veteran</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
		<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>Fee</u> <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
	<u>Non resident [Tourist]</u>	\$200.00	<u>\$250.00</u>	<u>\$200.00</u>
	Resident (fourth quarter only)	\$37.50	<u>\$47.00</u>	<u>\$37.50</u>
	<u>Non resident [Tourist] (fourth quarter only)</u>	\$75.00	<u>\$90.00</u>	<u>\$75.00</u>
	<u>Annual permit replacement fee</u>		<u>\$20.00</u>	<u>\$20.00</u>
	<u>Discounted rate for Disabled veteran:</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
Vehicle day use fee:				
	[Smith Point:]			
	[Resident green-key holder]	[\$0.00]		
	[Senior/handicapped, veteran or]			
	[CERT volunteer green-key holder]	[\$0.00]		
	[Outer beach discount book (10 tickets)]	[\$0.00]		
	[Resident/senior/handicapped, veteran or]			
	[CERT volunteer without permit]			
	Resident green [-] key holder	\$25.00	<u>\$30.00</u>	<u>\$25.00</u>
	<u>Non resident [Tourist without permit]</u>	\$35.00	<u>\$40.00</u>	<u>\$35.00</u>
	[Shinnecock East and Montauk (in-season):]			
	[Resident green-key holder]	[\$0.00]		
	[Senior/handicapped, veteran or]			
	[CERT volunteer green-key holder]	[\$0.00]		
	[Resident/senior/handicapped, veteran or]			
	[CERT volunteer without permit]	[\$25.00]		
	[Tourist permit holder]	[\$0.00]		
	[Tourist without permit]	[\$35.00]		
	[Overnight outer beach camping:]			
	[Resident green-key holder]	[\$12.00]		
	[Senior/handicapped, veteran or]			
	[CERT volunteer green-key holder]	[\$6.00]		
	[Tourist with permit green-key-holder]	[\$20.00]		
Special group events				
<u>(picnics, fundraisers and horse/dog shows):</u>				
<u>Plus Vehicle Use Fee</u>				
	<u>10-50 people</u>		<u>\$50.00</u>	<u>\$50.00</u>
	<u>51-100 people</u>		<u>\$100.00</u>	<u>\$100.00</u>
	<u>101-200 people</u>		<u>\$150.00</u>	<u>\$150.00</u>
	<u>201-500 people</u>		<u>\$225.00</u>	<u>\$225.00</u>
	<u>501-1000 people</u>		<u>\$400.00</u>	<u>\$400.00</u>
	<u>Over 1,000 people</u>		<u>\$600.00</u>	<u>\$600.00</u>

Type	Parking fee per person		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	Fee <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
<u>(for facilities without a vehicle day use fee</u>		\$2.00	\$2.00
<u>Pavilion fee</u>		\$100.00	\$100.00
<u>Alcohol permit</u>		\$30.00	\$30.00
[100 or fewer people]	[\$125.00]		
[100 to 250 people]	[\$250.00]		
[251 to 399 people]	[\$350.00]		
[400 people and over]	[\$500.00]		
[Horse/dog shows (fee plus \$1.00 per entry)]			
[Entry fee]	[\$2.00]		
[100 or fewer people]	[\$125.00]		
[100 to 250 people]	[\$250.00]		
[More than 250 people]	[\$350.00]		
[Horseback riding] <u>Recreational permits</u> <u>(horseback riding, dogs, metal detectors, model</u> <u>planes, and others):</u>			
Family rate (annual)	\$50.00	\$50.00	\$50.00
Resident individual (annual)	\$25.00	\$25.00	\$25.00
Resident individual (daily)	\$5.00	\$5.00	\$5.00
<u>Non resident [Tourist] family (annual)</u>	\$75.00	\$75.00	\$75.00
<u>Non resident [Tourist] individual (annual)</u>	\$40.00	\$40.00	\$40.00
<u>Non resident [Tourist] individual (daily)</u>	\$10.00	\$10.00	\$10.00
Group riding permit per use (minimum 10 horses, all riders must have permit)	[n/a]	\$50.00	\$50.00
Camping			
In Season:			
Residents	\$14.00	\$15.00	\$14.00
Residents-electric	\$16.00	\$20.00	\$16.00
Residents-premium	\$21.00	\$25.00	\$21.00
<u>Non resident [Tourist]</u>	\$24.00	\$30.00	\$24.00
<u>Non resident [Tourist] -electric</u>	\$27.00	\$34.00	\$27.00
<u>Non resident [Tourist] -premium</u>	\$32.00	\$40.00	\$32.00
[Senior/handicapped, veteran or] [CERT volunteer]	[\$7.50]		
[Senior/handicapped veteran or] CERT volunteer-electric]	[\$9.50]		
[Senior/handicapped veteran or] [CERT Volunteer-premium]	[\$14.50]		
[Premium Utility Hook-up per night]	[\$3.00]		
<u>Discounted rate for:</u>			

Type	Fee		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
<u>Senior citizen</u> <u>Veteran</u>			
<u>CERT volunteer</u> <u>Handicapped</u> <u>Volunteer fire fighter and ambulance workers</u> <u>Auxiliary Police</u>			
Electric	\$7.50	\$9.00	\$7.50
Premium	\$9.50	\$12.00	\$9.50
	\$14.50	\$18.00	\$14.50
<u>Discounted rate for</u> <u>(7 days/week excluding reservation penalty and</u> <u>reservation fees)</u>			
<u>Disabled veteran</u> <u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
Off Season:			
Residents	\$8.00	\$8.00	\$8.00
Residents-electric	\$10.00	\$10.00	\$10.00
Residents-premium	\$18.00	\$18.00	\$18.00
<u>Non resident [Tourists]</u>	\$16.00	\$16.00	\$16.00
<u>Non resident [Tourist] -electric</u>	\$19.00	\$19.00	\$19.00
<u>Non resident [Tourist] -premium</u> <u>[Senior/handicapped, veteran or]</u> <u>[CERT Volunteer]</u>	\$29.00	\$29.00	\$29.00
<u>[Senior/handicapped, veteran or]</u> <u>[CERT volunteer-electric]</u>	[\$5.00]		
<u>[Senior/handicapped, veteran or]</u> <u>[CERT volunteer-premium]</u>	[\$7.00]		
<u>[CERT volunteer-premium]</u>	[\$13.00]		
<u>Discounted rate for:</u>			
<u>Senior citizen</u> <u>Veteran</u> <u>CERT volunteer</u> <u>Handicapped</u> <u>Volunteer fire fighter and ambulance workers</u> <u>Auxiliary Police</u>			
Electric	\$5.00	\$5.00	\$5.00
Premium	\$7.00	\$7.00	\$7.00
	\$13.00	\$13.00	\$13.00
<u>Discounted rate for</u> <u>(7 days/week excluding reservation penalty and</u> <u>reservation fees)</u>			
<u>Disabled veteran</u> <u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>

Type	Premium Utility Hook-up per night		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>Fee</u> <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
(In & Off Season)	\$3.00	<u>\$3.00</u>	<u>\$3.00</u>
Reservation Fees per site:		<u>\$12.00</u>	<u>\$12.00</u>
[Per night/per site]	[\$3.00]		
[Weekly (7 nights)]	[\$12.00]		
No-show fee	\$25.00	<u>\$31.00</u>	<u>\$25.00</u>
Cancellation fee		<u>\$35.00</u>	<u>\$35.00</u>
Late checkout fee		<u>\$25.00</u>	<u>\$25.00</u>
Camping Clubs:			
Reservation fee (refundable)	\$35.00	<u>\$44.00</u>	<u>\$35.00</u>
Residents	\$15.00	<u>\$16.00</u>	<u>\$15.00</u>
Residents premium site		<u>\$18.00</u>	<u>\$18.00</u>
[Tourists (group camping only)]	[\$25.00]		
<u>Non resident Suffolk County based camping club</u>		<u>\$16.00</u>	<u>\$16.00</u>
<u>Non resident Suffolk County based camping club premium site</u>		<u>\$18.00</u>	<u>\$18.00</u>
<u>Non resident Non Suffolk County based camping club</u>		<u>\$28.00</u>	<u>\$28.00</u>
<u>Non resident Non Suffolk County based camping club premium site</u>		<u>\$30.00</u>	<u>\$30.00</u>
[Senior/handicapped, veteran or] [CERT volunteer]	[\$6.50]		
Discounted rate for:			
Senior citizen			
Veteran			
CERT volunteer			
Handicapped			
Volunteer fire fighter and ambulance workers			
Auxiliary Police	\$6.50	<u>\$8.00</u>	<u>\$6.50</u>
Disabled veteran			
Members and spouses and children of members of Armed Forces on active duty	Free	Free	Free
Youth group, per person per night	\$1.50	<u>\$2.00</u>	<u>\$1.50</u>

Type	Special large group (Cathedral Pines) (one payment from group)		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>Fee</u> <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
<u>– no discounts – per camper, per night):</u>		<u>\$8.00</u>	<u>\$8.00</u>
[Residents]	[\$10.00]		
[Tourists]	[\$14.00]		
[Senior/handicapped, veteran or [CERT volunteer]	[\$7.00]		
<u>Discounted rate for:</u>			
<u>Disabled veteran</u>	Free	Free	Free
<u>Members and spouses and children of members of Armed Forces on active duty</u>	Free	Free	Free
<u>Dump station campground user</u>	Free	Free	Free
<u>Dump station: non campground user</u>			
[non-commercial]	\$7.00	<u>\$8.00</u>	<u>\$7.00</u>
Dump station: commercial	\$25.00	<u>\$31.00</u>	<u>\$25.00</u>
<u>Montauk trailer storage</u>	<u>\$550.00</u>	<u>\$600.00</u>	<u>\$550.00</u>
<u>Field shelter (West Hills) per night</u>	\$50.00	<u>\$50.00</u>	<u>\$50.00</u>
[Each additional night]	[\$25.00]		
[Picnics:]			
[Per Person (pre-season)]	[\$1.50]		
[Reservation fee (per site, parking fee charged) [weekends and holidays in season):]			
[1 to 50 persons]	[\$30.00]		
[51 to 100 persons]	[\$50.00]		
[101 to 150 persons]	[\$75.00]		
[151 to 250 persons]	[\$150.00]		
[251 to 500 persons]	[\$200.00]		
[501-1,000 persons]	[\$300.00]		
[Vehicle day use fee]			
[Blydenburgh/Cathedral Pines/West [Hills/Indian Island/Southaven:]			
[(Weekends/holidays only)]	[\$2.00]		
[Senior/handicapped veteran or [CERT volunteer (weekdays only)]	[\$1.00]		
[Tourist/non green key]	[\$5.00]		
Rowboats			
First hour	\$6.00	<u>\$7.00</u>	<u>\$6.00</u>
Each additional hour	\$4.00	<u>\$5.00</u>	<u>\$4.00</u>

Type	[Senior/handicapped, veteran or] [CERT volunteer (weekdays only)]	[\$3.00]	Fee	
		<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
	<u>Discounted rate for (weekdays, excluding holidays):</u>			
	<u>Senior citizen</u>			
	<u>Veteran</u>			
	<u>CERT volunteer</u>			
	<u>Handicapped</u>			
	<u>Volunteer fire fighter and ambulance workers</u>			
	<u>Auxiliary Police</u>	\$3.00	\$4.00	\$3.00
	<u>Discount rate for:</u>			
	<u>Disabled veteran</u>			
	<u>Members and spouses and children of members of Armed Forces on active duty</u>	Free	Free	Free
	Daily rate	\$30.00	\$35.00	\$30.00
	Deposit	\$10.00	\$10.00	\$10.00
Canoeing				
	Daily	\$2.00	\$3.00	\$2.00
	[With park transport]	[\$5.00]		
	<u>Discount rate for:</u>			
	<u>Disabled veteran</u>			
	<u>Members and spouses and children of members of Armed Forces on active duty</u>	Free	Free	Free
Fishing				
	<u>Freshwater d[D]aily [(Southaven/Blydenburgh)]</u>	\$2.00	\$3.00	\$2.00
	<u>Freshwater seasonal permit</u>		\$35.00	\$35.00
	<u>Saltwater n[N]ight with outer beach permit</u>	\$0.00	Free	Free
	<u>Saltwater n[N]ight, no outer beach permit</u>	\$10.00	\$13.00	\$10.00
	<u>Saltwater n[N]ight non resident [tourist, no permit]</u>	\$30.00	\$35.00	\$30.00
	<u>[Seasonal (Southaven/Blydenburgh)]</u>	[\$30.00]		
	<u>Walleye fish permit (Lake Ronkonkoma only)</u>		\$13.00	\$13.00
	<u>Cordwood Landing fishing permit (residents only)</u>		\$13.00	\$13.00
	<u>Discount rate for:</u>			
	<u>Disabled veteran (all fees)</u>			
	<u>Members and spouses and children of members of Armed Forces on active duty (daily fees)</u>	Free	Free	Free

<u>Duck/Scoter hunting season [shooting], daily</u>			
Type	\$10.00	<u>\$12.00</u>	<u>\$10.00</u>
		Fee	
	<u>A</u>	<u>B</u>	<u>C</u>
	<u>Current</u>	<u>1/1/09</u>	<u>1/1/10</u>
	<u>Thru</u>	<u>Thru</u>	
	<u>12/31/08</u>	<u>12/31/09</u>	
Resident	\$10.00	<u>\$12.00</u>	<u>\$10.00</u>
[Senior/handicapped, veteran or [CERT volunteer (weekdays only)]	[\$5.00]		
<u>Discounted rate for (weekdays, excluding holidays):</u>			
<u>Senior citizen</u>			
<u>Veteran</u>			
<u>CERT volunteer</u>			
<u>Handicapped</u>			
<u>Junior (under 18)</u>			
<u>Auxiliary Police</u>	\$5.00	<u>\$6.00</u>	<u>\$5.00</u>
<u>Discount rate for:</u>			
<u>Disabled veteran</u>			
<u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	Free	Free	Free
<u>Non resident [Tourist]</u>	\$20.00	<u>\$25.00</u>	<u>\$20.00</u>
<u>Deer hunting (shotgun season), daily</u>			
Resident	\$15.00	<u>\$17.00</u>	<u>\$15.00</u>
[Senior/handicapped, veteran or [CERT volunteer]	[\$7.50]		
<u>Discounted rate for:</u>			
<u>Senior citizen</u>			
<u>Veteran</u>			
<u>CERT volunteer</u>			
<u>Handicapped</u>			
<u>Junior (under 18)</u>			
<u>Auxiliary Police</u>	\$7.50	<u>\$9.00</u>	<u>\$7.50</u>
<u>Discount rate for:</u>			
<u>Disabled veteran</u>			
<u>Members and spouses and children of</u> <u>members of Armed Forces on active duty</u>	Free	Free	Free
<u>Non resident [Tourist]</u>	\$30.00	<u>\$35.00</u>	<u>\$30.00</u>
<u>Deer hunting (bow season) [, seasonal]</u>			
Resident <u>seasonal permit</u>	\$30.00	<u>\$35.00</u>	<u>\$30.00</u>
[senior/handicapped, veteran or [CERT volunteer]			

Type	Discount rate for:		
	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>Fee</u> <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
<u>Disabled veteran</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
<u>Falconry season</u>			
<u>Resident seasonal permit</u>		<u>\$35.00</u>	<u>\$35.00</u>
Discount rate for:			
<u>Disabled veteran</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
[Duck hunting, daily]			
[Resident]	[\$10.00]		
[Senior/handicapped, veteran or [CERT volunteer (weekdays only)]]	[\$5.00]		
[Tourist]	[\$20.00]		
Marina [dock] fees per foot seasonal contract			
<u>Timber Point West, [per foot, seasonal contract]</u>	<u>\$39.00</u>	<u>\$45.00</u>	<u>\$39.00</u>
<u>Timber Point East [per foot, seasonal contract]</u> <u>and Shinnecock</u>	<u>\$43.00</u>	<u>\$50.00</u>	<u>\$43.00</u>
<u>Winter storage</u>	<u>\$16.50</u>	<u>\$20.00</u>	<u>\$16.50</u>
<u>Waiting list fee per year</u> <u>[application fee, Seasonal Contract,]</u> <u>[Winter storage, per foot]</u>	<u>\$15.00</u> <u>[\$16.50]</u>	<u>\$19.00</u>	<u>\$15.00</u>
[Shinnecock:]			
[Per foot, seasonal contract]	[\$43.00]		
[Waiting list application fee, Seasonal Contract]	[\$15.00]		
[Winter storage, per foot]	[\$16.50]		
Marina Transient [dock] fees per day, [weekdays]			
<u>In Season:</u>			
<u>Resident – weekday, excluding holidays</u>	<u>\$35.00</u>	<u>\$40.00</u>	<u>\$35.00</u>
<u>Resident – weekend & holidays</u>	<u>\$40.00</u>	<u>\$45.00</u>	<u>\$40.00</u>
<u>Non resident [Tourist] - weekday,</u> <u>excluding holidays</u>	<u>\$55.00</u>	<u>\$60.00</u>	<u>\$55.00</u>
<u>Non resident [Tourist] – weekend & holidays</u>	<u>\$65.00</u>	<u>\$70.00</u>	<u>\$65.00</u>
<u>[Resident, off-season]</u>	<u>[\$25.00]</u>		
<u>[Tourist, off season]</u>	<u>[\$45.00]</u>		
<u>Off season:</u>			
<u>Resident – weekday, excluding holidays</u>	<u>\$25.00</u>	<u>\$30.00</u>	<u>\$25.00</u>
<u>Resident – weekend & holidays</u>	<u>\$30.00</u>	<u>\$35.00</u>	<u>\$30.00</u>
<u>Non resident - weekday, excluding holidays</u>	<u>\$45.00</u>	<u>\$50.00</u>	<u>\$45.00</u>

Type	<u>A</u> <u>Current</u> <u>Thru</u> <u>12/31/08</u>	<u>Fee</u> <u>B</u> <u>1/1/09</u> <u>Thru</u> <u>12/31/09</u>	<u>C</u> <u>1/1/10</u>
<u>Non resident – weekend & holidays</u>	\$55.00	<u>\$60.00</u>	<u>\$55.00</u>
[Transient dock, weekends and holidays]			
[Resident]	[\$40.00]		
[Tourist]	[\$65.00]		
[Resident, off-season]	[\$30.00]		
[Tourist, off-season]	[\$55.00]		
Marina <u>transient</u> slip reservation fee			
Per slip, per day (nonrefundable)	\$5.00	<u>\$5.00</u>	<u>\$5.00</u>
[Smith Point] Boat <u>Launching</u> [Ramp]			
Resident, annual	\$25.00	<u>\$30.00</u>	<u>\$25.00</u>
<u>Non resident</u> annual		<u>\$75.00</u>	<u>\$75.00</u>
[Senior citizens/handicapped, veteran or [CERT volunteer, annual]	[\$15.00]		
<u>Discounted annual rate for:</u>			
<u>Senior citizen</u>			
<u>Veteran</u>			
<u>CERT volunteer</u>			
<u>Handicapped</u>			
<u>Auxiliary Police</u>	\$15.00	<u>\$19.00</u>	<u>\$15.00</u>
<u>Discounted annual rate for:</u>			
<u>Disabled veteran</u>	<u>Free</u>	<u>Free</u>	<u>Free</u>
Commercial, annual	\$50.00	<u>\$63.00</u>	<u>\$50.00</u>
Resident-daily	\$5.00	<u>\$6.00</u>	<u>\$5.00</u>
<u>Non resident [Tourist] -daily</u>	\$10.00	<u>\$13.00</u>	<u>\$10.00</u>
Special facilities			
Classrooms	\$35.00	<u>\$35.00</u>	<u>\$35.00</u>
Conference rooms	\$100.00	<u>\$100.00</u>	<u>\$100.00</u>
Auditorium/ <u>activity building</u>	\$250.00	<u>\$250.00</u>	<u>\$250.00</u>
[Kitchen use]	[\$300.00]		
Daily cabin and room rentals (groups only)	\$35.00	<u>\$35.00</u>	<u>\$35.00</u>
[Meeting room (less than 3 hours)]	[\$50.00]		
Commercial <u>photography</u> use	\$1,000.00	<u>\$1,000.00</u>	<u>\$1,000.00</u>
<u>Commercial photography h[H]alf day</u>	\$500.00	<u>\$500.00</u>	<u>\$500.00</u>
[Montauk trailer/storage]	[\$550.00]		
Wood removal permit (- <u>per cord</u>)	\$25.00	<u>\$25.00</u>	<u>\$25.00</u>
Special equipment			

Showmobile:			
Up to 4 hours	\$450.00	<u>\$500.00</u>	<u>\$450.00</u>
Additional hours	\$100.00	<u>\$125.00</u>	<u>\$100.00</u>
<u>Extended stage per day</u>		<u>\$225.00</u>	<u>\$225.00</u>
Generator <u>per day</u> [lights]:		<u>\$125.00</u>	<u>\$125.00</u>
[Up to 4 hours]	[\$225.00]		
[Additional hours]	[\$60.00]		

and be it further

2nd **RESOLVED**, that the amendment to said fee schedules shall apply beginning January 1, 2009 to all park activities occurring on or after January 1, 2009 through December 31, 2009 as detailed in column B of the 1st Resolved Clause; and be it further

3rd **RESOLVED**, that the amendment to said fee schedules shall apply beginning January 1, 2010 to all park activities occurring on or after January 1, 2010 as detailed in column C of the 1st Resolved Clause unless otherwise amended by a duly enacted subsequent resolution of the Suffolk County Legislature; 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) 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.

[] Brackets denote deletion of existing language.
 ___ Underlining denotes addition of new language.

DATED:

APPROVED BY:

 County Executive of Suffolk County

Date:

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PROCEDURAL MOTION NO. 1-2009, DESIGNATING VETERANS ORGANIZATIONS TO RECEIVE FUNDING FOR MEMORIAL DAY OBSERVANCES FOR 2009

WHEREAS, each year Veterans Organizations throughout Suffolk County remember and recognize the sacrifice of courageous veterans who have died; and

WHEREAS, one of the many ways these organizations honor these fallen heroes is to place a flag at gravesites at the two National Cemeteries and at other cemeteries in Suffolk County; and

WHEREAS, this Legislature wishes to assist these organizations in the purchase of flags for the Memorial Day observances; and

WHEREAS, §A2-15(A) of the Suffolk County Administrative Code authorizes the appropriation of up to \$7,500.00 per year to Veterans Organizations designated by the Veterans and Seniors Committee of the Suffolk County Legislature; now, therefore be it

1st RESOLVED, that the Long Island National Cemetery Memorial Committee shall be comprised of the following organizations, pursuant to §A2-15(A) of the Suffolk County Administrative Code, to receive funding in 2009 for the purpose of defraying the expenses of the proper observance of Memorial Day observances at the Long Island National Cemetery, Pinelawn; Calverton National Cemetery, Calverton; and at grave sites of veterans buried in other cemeteries within the County of Suffolk:

- 1.) Vietnam Veterans of America;
- 2.) Korean War Veterans;
- 3.) AMVETS;
- 4.) American Legion;
- 5.) American Ex-Prisoners of War;
- 6.) USCG-CPOA LI Chapter;
- 7.) Veterans of Foreign Wars;
- 8.) Masonic War Veterans;
- 9.) Disabled American Veterans;
- 10.) Fleet Reserve Association;
- 11.) Catholic War Veterans;
- 12.) Jewish War Veterans of the USA;
- 13.) Huntington Coordinator of Veterans Affairs;
- 14.) Marine Corps League;
- 15.) Merchant Marine Veterans;
- 16.) Navy Seabees;

and be it further

2nd RESOLVED, that funding for this purpose shall be expended from Fund 001-LEG-1025-1025-4560; and be it further

3rd **RESOLVED**, that the Legislature's Office of Budget Review shall receive and process all vouchers, receipts, and related documents submitted by the designated organizations for disbursement of these funds pursuant to the criteria set forth in §A2-15(A) of the Suffolk County Administrative Code; 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) 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:

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

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