

L A I D O N T H E T A B L E J U N E 2 3 , 2 0 0 9

LADS REPORT PREPARED BY:

Michele Gerardi

1560. Bond Resolution No. -2009, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$66,000,000 bonds to finance a part of the cost of the acquisition of a partial interest in the John P. Cohalan Court Complex, constituting the portion of the building not currently owned by the County. (Co. Exec.) BUDGET & FINANCE
1561. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Clifford Furman and Eileen Furman, his wife (SCTM No. 0200-981.90-01.00-021.000). (Co. Exec.) WAYS & MEANS
1562. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Matthew Dill and Gary Rosen, as tenants in common (SCTM No. 0200-769.00-01.00-009.000). (Co. Exec.) WAYS & MEANS
1563. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Scott Eckert and Christine Eckert, husband and wife (SCTM No. 0200-633.00-03.00-011.002). (Co. Exec.) WAYS & MEANS
1564. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Maria Mata (SCTM No. 0200-315.00-02.00-006.000). (Co. Exec.) WAYS & MEANS
1565. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Jon Jovel (SCTM No. 0200-091.00-02.00-014.005). (Co. Exec.) WAYS & MEANS
1566. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Jemima Gomez (SCTM Nos. 0100-081.00-01.00-006.002 f/k/a P/O 006.001 f/k/a 005.000). (Co. Exec.) WAYS & MEANS
1567. To readjust, compromise, and grant refunds and chargebacks on correction or errors/County Treasurer by: County Legislature No. 321-2009. (Co. Exec.) BUDGET & FINANCE
1568. Adopting Local Law No. -2009, A Local Law to strengthen the County's Land Transfer Program for Affordable Housing. (Cooper) LABOR, WORKFORCE AND AFFORDABLE HOUSING
1569. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Meng Ung and Yim Tam (SCTM No. 0100-135.00-02.00-045.002). (Co. Exec.) WAYS & MEANS

1570. Accepting and appropriating \$115,326 in 100% grant funding from the New York State Office of Temporary and Disability Assistance, which represents a supplemental allocation for the Intensive Case Services component of the Sanction Intervention Program in the Department of Social Services. (Co. Exec.) HEALTH & HUMAN SERVICES
1571. Accepting and appropriating a 100% reimbursed Community Development Recovery Grant from the U.S. Department of Housing and Urban Development and authorizing the County Executive to execute agreements. (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY
1572. Amending the 2009 Capital Budget and Program and appropriating funds in connection with the County share for participation in the reconstruction/widening of bridge on North Ocean Avenue, CR 83, Town of Brookhaven (CP 5849). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION
1573. Authorizing the planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 (Dreeben property – Town of Southampton). (Schneiderman) ENVIRONMENT, PLANNING & AGRICULTURE
1574. Directing Town Tax Receivers to include a statement on interest and penalty calculations on tax bills. (Alden) WAYS & MEANS
1575. Establishing a “Shop Suffolk” promotional campaign. (Cooper) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY
1576. Appropriating funds through the issuance of Sewer District Serial Bonds for the improvements to Suffolk County Sewer District No. 3 – Southwest (Sludge – Cogeneration) (CP 8180). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION
1577. Calling for a public hearing for the purpose of considering proposed increases and improvements of facilities for Sewer District No. 9 – College Park (CP 8163). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION
1578. Authorizing planning steps for implementation of Suffolk County Workforce Housing Program. (Co. Exec.) LABOR, WORKFORCE AND AFFORDABLE HOUSING
1579. Accepting and appropriating federal funding in the amount of \$15,000 from the United States Department of Agriculture, Office of Inspector General, for the Suffolk County Police Department’s participation in the U.S. Department of Agriculture’s Supplemental Nutrition Assistance Program (SNAP) and Welfare Fraud Investigation with 85.14% support. (Co. Exec.) PUBLIC SAFETY
1580. Accepting and appropriating federal funding in the amount of \$16,329 from the United States Department of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department’s participation in the FBI Joint Terrorism Task Force with 85.14% support. (Co. Exec.) PUBLIC SAFETY

1581. Accepting and appropriating federal funding in the amount of \$30,000 from the Department of Homeland Security, United States Immigration and Customs Enforcement, for the Suffolk County Police Department's participation in the ICE El Dorado Task Force with 85.14% support. (Co. Exec.) PUBLIC SAFETY
1582. Accepting and appropriating federal funding in the amount of \$80,000 from the United States Department of the Treasury, Internal Revenue Service, for the Suffolk County Police Department's participation in Operation STEPP (Suffolk-Treasury Enhanced Prosecution Program) with 86.75% support. (Co. Exec.) PUBLIC SAFETY
1583. Accepting and appropriating federal funding in the amount of \$13,000 from the United States Department of Justice, U.S. Marshals Service, for the Suffolk County Police Department's participation in the Regional Fugitive Task Force with 85.14% support. (Co. Exec.) PUBLIC SAFETY
1584. Accepting and appropriating federal funding in the amount of \$79,272 from the United States Department of Justice, Drug Enforcement Administration, for the Suffolk County Police Department's participation in the DEA Long Island Task Force with 85.14% support. (Co. Exec.) PUBLIC SAFETY
1585. Accepting and appropriating federal funding in the amount of \$16,000 from the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives, for the Suffolk County Police Department's participation in the ATF Task Force with 85.14% support. (Co. Exec.) PUBLIC SAFETY
1586. Directing the Suffolk County Sewer Agency to prepare maps, plans, reports and make recommendations in accordance with Article 5-A to form a sewer district at Spring Meadow and Towne House Village in the Town of Islip. (Co. Exec.) PUBLIC WORKS & TRANSPORTATION
1587. Approving planning steps for the acquisition of Farmland Development Rights – May 2009. (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE
1588. Authorizing, empowering and directing the Suffolk County Planning Department to file a grant application pursuant to the New York State County Agricultural and Farmland Protection Planning Grant Program for matching state funds to develop an update to the Suffolk County Agricultural and Farmland Protection Plan. (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE
1589. Adopting Local Law No. -2009, A Local Law to ensure the timely filling of vacancies on the Human Right Commission. (Montano) PUBLIC SAFETY
1590. Preventing registered sex offenders from maintaining accounts on social networking websites. (Montano) PUBLIC SAFETY
1591. Authorizing the County Comptroller and County Treasurer to close certain Capital Projects and transfer funds. (Co. Exec.) BUDGET & FINANCE

1592. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) for the VW Enterprises LLC property – Mitchells Lane Farm – Town of Southampton – (SCTM No. 0900-050.00-01.00-005.000). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE
1593. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) for the Andrews property – Town of Riverhead – (SCTM No. 0600-058.00-02.00-012.002 p/o). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE
1594. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) for the H. Wojewocki, D. Wojewocki and P. Wojewocki property – Wojewocki Family Farm – Town of Riverhead – (SCTM No. 0600-020.00-03.00-008.000 p/o). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE
1595. Amending the 2009 Capital Budget and Program and appropriating funds in connection with Riverhead County Center Power Plant upgrade (CP 1715). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION
1596. Approving a license agreement for Eleanor Tramaloni to reside at Robert Cushman Murphy County Park, Manorville. (Co. Exec.) PARKS & RECREATION
1597. To maintain the integrity, continuity and independence of Suffolk County's Community Oriented Police Enforcement (COPE) Units of the Suffolk County Police Department. (Kennedy) PUBLIC SAFETY
1598. Establishing a Native American Affairs Advisory Board. (Browning) WAYS & MEANS

PROCEDURAL MOTION

- PM.14 Procedural Resolution amending Resolution No. 370-2009, designating depositories pursuant to Section 212 of the County Law. (Pres. Off.)

BOND RESOLUTION NO. -2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$66,000,000 BONDS TO FINANCE A PART OF THE COST OF THE ACQUISITION OF A PARTIAL INTEREST IN THE JOHN P. COHALAN COURT COMPLEX, CONSTITUTING THE PORTION OF THE BUILDING NOT CURRENTLY OWNED BY THE COUNTY

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

Section 1. The County of Suffolk, New York (herein called the "County"), is hereby authorized to issue bonds in the principal amount of \$66,000,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (referred to herein as the "Law"), the Suffolk County Charter and other applicable laws, to finance a part of the cost of the acquisition of a partial interest in the John P. Cohalan Court Complex, constituting the portion of the building not currently owned by the County. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$78,000,000. The plan of financing includes (i) the expenditure of up to \$12,000,000 available in the Debt Service Reserve Fund currently held by the Suffolk County Judicial Facility Agency and expected to be available for such purpose, (ii) the issuance of up to \$66,000,000 bonds or bond anticipation notes authorized pursuant to this resolution and (iii) the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds or notes and the interest thereon as the same shall become due and payable.

Section 2. The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 21 of the Law, is thirty (30) years.

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

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes

issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

Introductory Resolution No.

1561-09

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
CLIFFORD FURMAN and EILEEN FURMAN, his wife
0200-981.90-01.00-021.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 981.90, Block 01.00, Lot 021.000, and acquired by tax deed on July 17, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 25, 2007, in Liber 12515, at Page 222, and otherwise known as and by Town of Brookhaven, known and designated as Lot No. 353 as shown on the map entitled: "Map of Shirley Long Island Unit F" and filed in the Suffolk County Clerk's Office March 27, 1951, as File No. 1826; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on July 17, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 25, 2007 in Liber 12515 at Page 222.

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

WHEREAS, CLIFFORD FURMAN and EILEEN FURMAN, his wife, have made application of said above described parcel and CLIFFORD FURMAN and EILEEN FURMAN, his wife, have paid the application fee and will be paying \$43,725.85 as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law by applicant through the date of deed transfer by redemption process, in addition to any and all other charges due the County of Suffolk to the date of the closing; and

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

2nd - RESOLVED, that the Assistant Director of the Division of Real Property Acquisition and Management and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to CLIFFORD FURMAN and EILEEN FURMAN, his wife, 74 Pinewood Drive, Shirley, New York 11967, 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

1561

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 22, 2009

Tax Map No.: 0200-981.90-01.00-021.000

Name of Last Legal Fee Owner: CLIFFORD FURMAN and EILEEN FURMAN, his wife

TREASURER'S COMPUTATION..... \$38,896.40

Taxes.....2008/2009.....\$ 4,829.45

Recording Fees collected for County Clerk.. N/A

License Fee OPEN

Repairs..... N/A

Interest..... N/A

Miscellaneous Expenses..... N/A

TOTAL..... \$43,725.85

Monies to be Received.....\$43,725.85

RESOLUTION AMOUNT.....\$43,725.85

APPROVED:

PREPARED BY:

Diane Bishop

Diane Bishop
Redemption Unit
(631) 853-5932

Karen Aslater 5/27/09

Accounting
DB:sc

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0200	981.90	01.00	021.000

1561

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2002/03	6508.97
2003/04	6928.50
2004/05	5237.63
2005/06	5215.17
2006/07	4348.54
2007/08	4671.05

2008/09 PROPERTY TAXES \$4,829.45 NOT INCLUDED IN COMPUTATION

TOTAL: 32909.86

B. INTEREST DUE	4134.33
C. TOTAL	37044.19
D. 5% LINE C	1852.21
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE \$38,896.40

10/27/09

CERTIFICATION BY COUNTY TREASURER

I, Douglas W. Sutherland, Chief Deputy County Treasurer of the County of Suffolk, 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.

24-Apr-09



 Douglas W. Sutherland
 Chief Deputy County Treasurer

**Interest and penalty computed to and including 10/21/09

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1561

1. Type of Legislation

Resolution

Tax Map Number 0200-981.90-01.00-021.000

2. Title of Proposed Legislation

Authorizing the Assistant Director of the Division of Real Property Acquisition and Management and/or her 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

2009

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

Diane Bishop

Diane Bishop 5/27/09

0200-98190-01.00-021.000

Revisions
10-22-96
05-22-97
04-13-99
11-10-99
12-13-99
03-21-00
00-06-00
06-09-00
01-20-01
06-05-01
11-09-01
02-11-02
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02-13-03
03-27-03
05-02-03
02-06-05
02-14-05

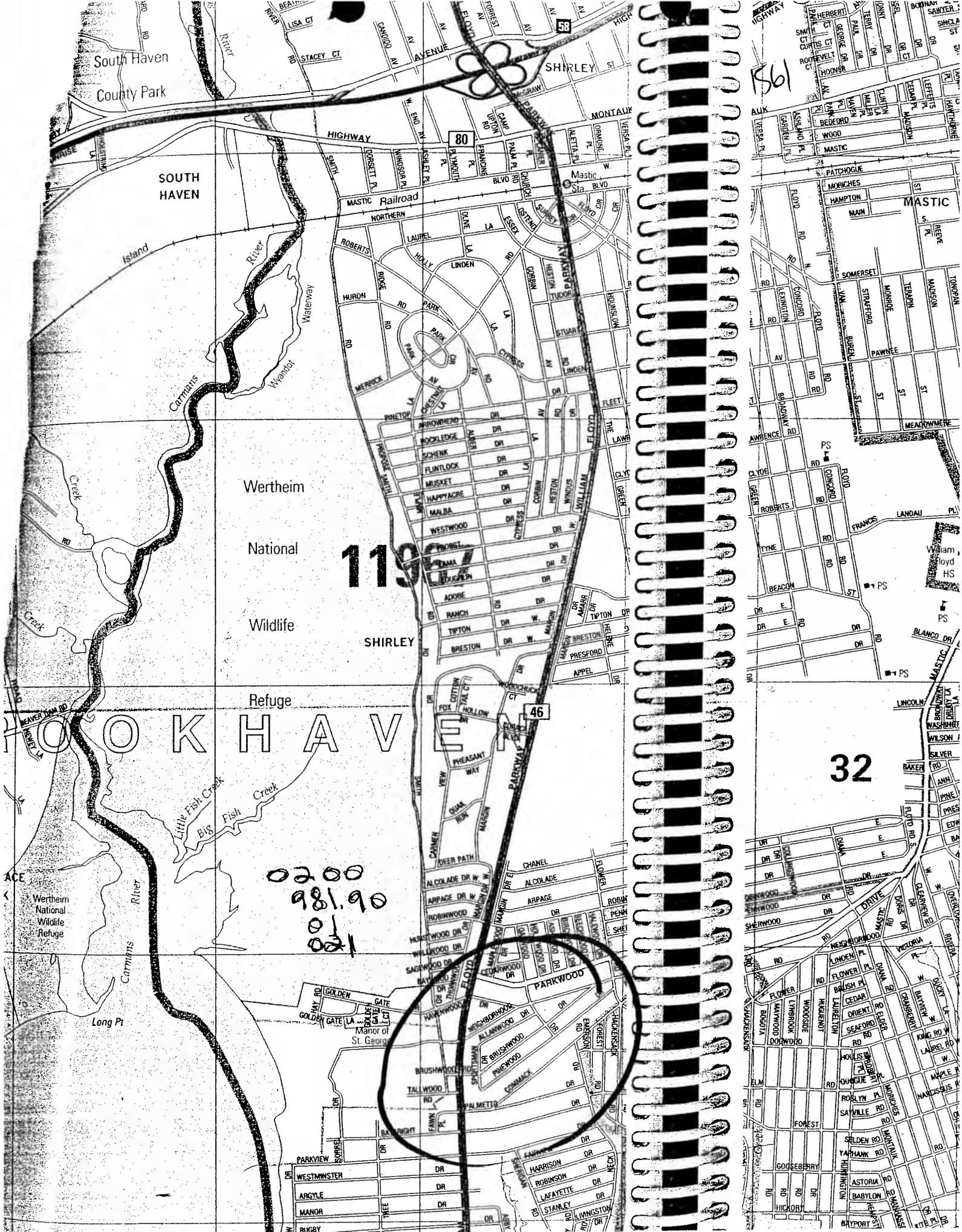
N 196,000
E 2,313,000

200-98190-1-21

156/



Property or PL Line	Subdivision Lot No.	Block	Block Limit	School District Line	Hydrant District Line	UNLESS ARE SCHOOL FIRE LIGHT PARK AMBULANCE	OTHERWISE THE FOLL SEW HYD WATER REPL BAS
Partial Easement Owner	Subdivision Block/Map No.	(21)	County No.	Fire District Line	Police District Line		
Street Line	Block Dimension		County Line	Town District Line	Historical District Line		
	Section Dimension		Town Line	Light District Line	Amusement District Line		
	Block Area: 12.1 A(1) or 12.1A (2.1 A(1))		Water Line	Park District Line	Restaurant District Line		



South Haven
County Park

SOUTH HAVEN

Werthem
National
Wildlife
Refuge

HOOKHAV

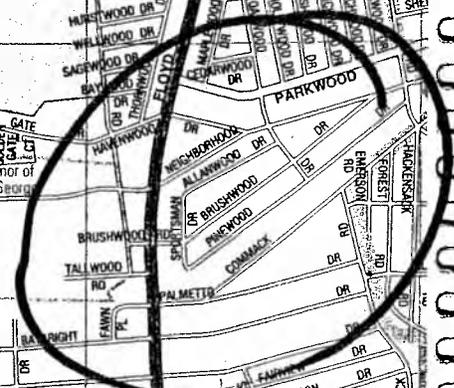
119

0200
981.90
01
021

SHIRLEY

32

1561



COUNTY OF SUFFOLK

Gen A1



1561

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

JUN 04 2009

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

June 2, 2009

Re: Tax Map No. 0200-981.90-01.00-021.000
CLIFFORD FURMAN and EILEEN FURMAN, his wife

Dear Mr. Zwirn:

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

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Pamela J. Greene
Assistant Director of Division of Real Property
Acquisition and Management

PJG: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)
- Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
- Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
- Steve Forst, Budget Office (1 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.

Introductory Resolution No. 1562-09 Laid on Table 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
MATTHEW DILL and GARY ROSEN, as Tenants in Common
0200-769.00-01.00-009.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 769.00, Block 01.00, Lot 009.000, and acquired by tax deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008, in Liber 12569, at Page 171, and otherwise known as and by Town of Brookhaven, known and designated as Lot Nos. 10-12 inclusive on a certain map entitled "Map of Nature's Gardens, Oakcrest Park Section", filed in the Office of the Clerk of the County of Suffolk on August 13, 1937 as Map No. 1241; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008 in Liber 12569 at Page 171.

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

WHEREAS, U.S. BANK NATIONAL ASSOCIATION, as Trustee for Wells Fargo Bank N.A. by Alexandria Carroll, Mortgagee, has made application of said above described parcel and U.S. BANK NATIONAL ASSOCIATION, as Trustee for Wells Fargo Bank N.A. by Alexandria Carroll, Mortgagee, has paid the application fee and \$4,044.08, 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, 2009; 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 Assistant Director of the Division of Real Property Acquisition and Management, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to MATTHEW DILL and GARY ROSEN, as Tenants in Common, 20 Boxwood Lane, Holtsville, New York 11742, 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

1562

May 20, 2009

Tax Map No.: 0200-769.00-01.00-009.000

Name of Last Legal Fee Owner: MATTHEW DILL and GARY ROSEN, as Tenants in Common

TREASURER'S COMPUTATION..... \$3,110.51

Taxes.....2008/2009..... \$ 933.57

Recording Fees collected for County Clerk. . N/A

License Fee..... N/A

Repairs..... N/A

Interest..... N/A

Miscellaneous Expenses..... N/A

TOTAL..... \$4,044.08

Monies Received..... \$4,044.08

RESOLUTION AMOUNT..... \$4,044.08

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>
0200	769.00	01.00	009.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

1562

2005/06	
2006/07	\$609.83
2007/08	\$1,242.53
	\$939.49

2008/09 TAXES IN THE AMOUNT OF \$933.57 NOT INCLUDED IN COMPUTATION

TOTAL: \$2,791.85

B. INTEREST DUE	
C. TOTAL	\$170.54
D. 5% LINE C	\$2,962.39
E. FEE	\$148.12
F. MISC	
G. MISC	

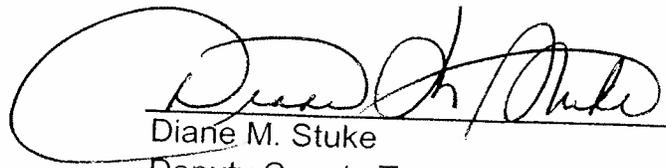
H. TOTAL DUE \$3,110.51

4/27/09

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. 30-Apr-09



 Diane M. Stuke
 Deputy County Treasurer

*Interest and penalty computed to and including 10/27/09

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1562

1. Type of Legislation

Resolution X
Tax Map Number 0200-769.00-01.00-009.000

2. Title of Proposed Legislation

Authorizing the Assistant Director of the Division of Real Property Acquisition and Management and/or her 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

2009

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

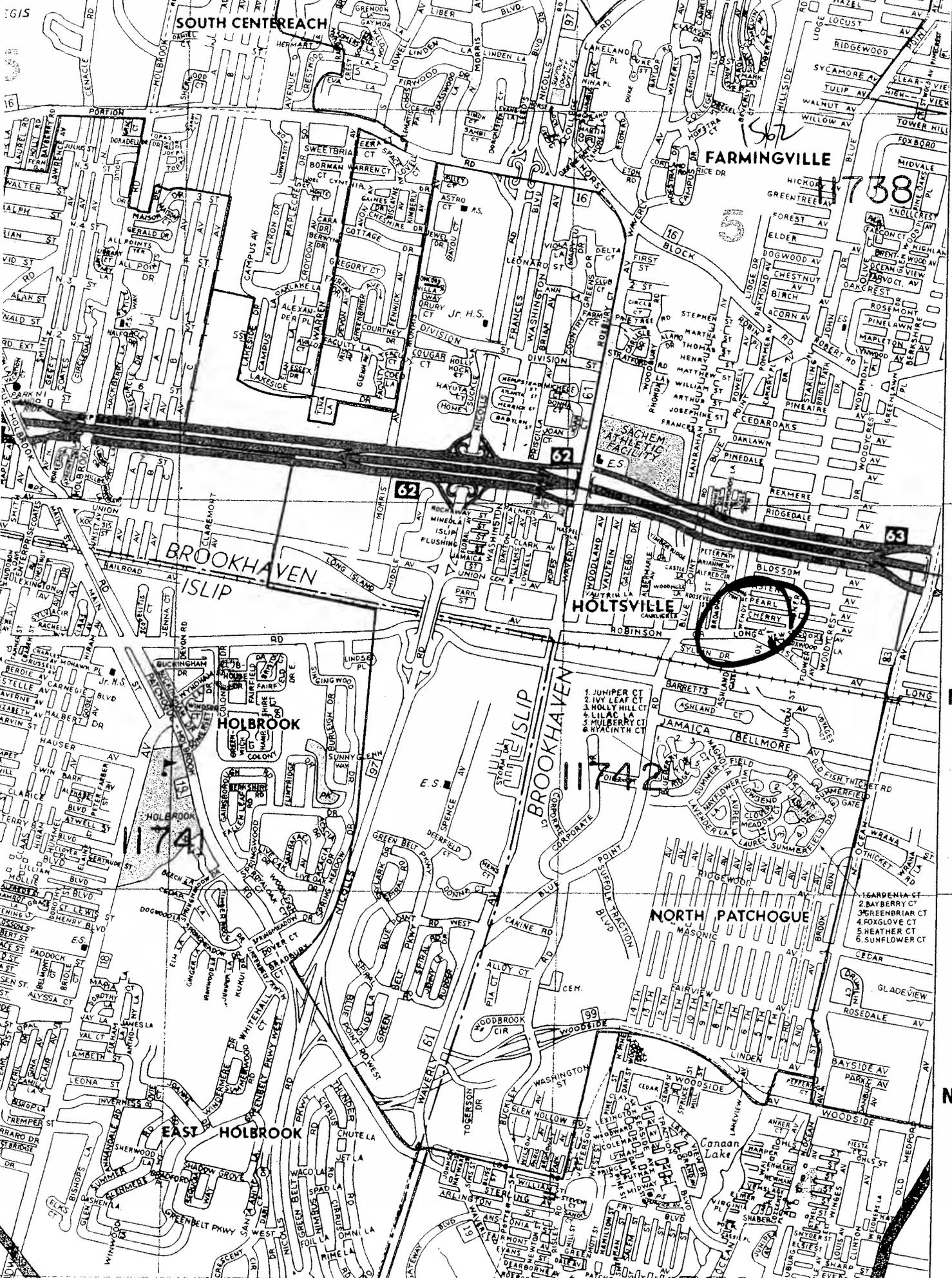
Diane Bishop Diane Bishop 5/29/09

0200-769.00 - 01.00 - 009.000

05-01-01
05-25-01
06-08-00
07-28-00
08-01-01
09-17-01
02-07-03
05-19-05
02-20-07



LEGEND	Priority or RR line	Subdivision Lot No.	Block	School District Line	Hydrant District Line	UNLESS DRAWN OTHERWISE, ALL ARE WITHIN THE FOLLOWING SCHEDULE: FIRE - PES, F22 SCOFFER WATER - HYDRANT WATER - REFUSE AMBULANCE - WASTEWATER
	Denotes Common Owner	Subdivision Block/Block No.	Block No.	Fire District Line	Refuse District Line	
	Subdivider Lot line	Deed Description	County Line	Water District Line	Historical District Line	
	Stream / Shore	Scaled Description	Town Line	Light District Line	Police District Line	
Parcel No.	Deed Area	Calculated Area	Yards Line	Park District Line	Wastewater District Line	
	23	12.1 A(d) or 12.1A		Sewer District Line		
		12.1 A(c)				



FOR ADJOINING AREA SEE MAP NO. 18 | SEE MAP NO. 17

0200-767-00-0100-004000

- 1 JUNIPER CT
- 2 IVY LEAF CT
- 3 HOLLY HILL CT
- 4 MULBERRY CT
- 5 HYACINTH CT
- 6 HYACINTH CT

FARMINGVILLE

SOUTH CENTEREACH

BROOKHAVEN

HOLTSVILLE

HOLBROOK

NORTH PATCHOGUE

EAST HOLBROOK

1507

11738

11742

62

63

99

M

N

Introductory Resolution No. 1563-09

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
SCOTT ECKERT and CHRISTINE ECKERT, husband and wife
0200-633.00-03.00-011.002

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 633.00, Block 03.00, Lot 011.002, 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 and designated as part of Plot No. 2 in Block No. 3 on a certain map entitled "Map No. 41 of Map of Property of the O.L. Schwencke Land Investment Company" and filed in the Suffolk County Clerk's Office August 6, 1901; 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 No. 16- 1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, SCOTT ECKERT and CHRISTINE ECKERT, husband and wife, have made application of said above described parcel and SCOTT ECKERT and CHRISTINE ECKERT, husband and wife, have paid the application fee and will be paying \$59,311.24 as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law by applicant through the date of deed transfer by redemption process, in addition to any and all other charges due the County of Suffolk to the date of the closing; and

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

2nd - RESOLVED, that the Assistant Director of the Division of Real Property Acquisition and Management and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to SCOTT ECKERT and CHRISTINE ECKERT, husband and wife, 33 Locust Avenue, Medford, New York 11763, 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: _____

1563

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 14, 2009

Tax Map No.: 0200-633.00-03.00-011.002

Name of Last Legal Fee Owner: SCOTT ECKERT and CHRISTINE ECKERT, husband and wife

TREASURER'S COMPUTATION..... \$51,378.64

Taxes.....2008/2009.....\$ 7,932.60

Recording Fees collected for County Clerk.. N/A

License Fee OPEN

Repairs..... N/A

Interest..... N/A

Miscellaneous Expenses..... N/A

TOTAL..... \$59,311.24

Monies to be Received.....\$59,311.24

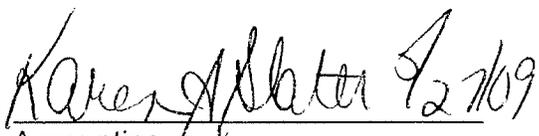
RESOLUTION AMOUNT.....\$59,311.24

APPROVED:

PREPARED BY:



Diane Bishop
Redemption Unit
(631) 853-5932



Accounting
DB:sc

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>	<u>LOT</u>
0200	633.00	03.00	011.002

1563

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2003/04	9326.13
2004/05	10017.88
2005/06	9536.95
2006/07	9345.55
2007/08	7512.89

2008/09 PROPERTY TAXES \$7932.60 NOT INCLUDED IN COMPUTATION

TOTAL: 45739.40

B. INTEREST DUE	3192.64
C. TOTAL	48932.04
D. 5% LINE C	2446.60
E. FEE	
F. MISC	
G. MISC	

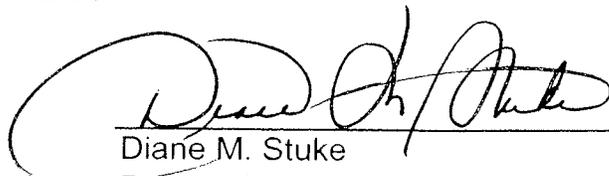
H. TOTAL DUE \$51,378.64

*RP
5/27/09*

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. 25-Feb-09



Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to
and including 08/24/09

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1563

1. Type of Legislation

Resolution X
Tax Map Number 0200-633.00-03.00-011.002

2. Title of Proposed Legislation

Authorizing the Assistant Director of the Division of Real Property Acquisition and Management and/or her 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

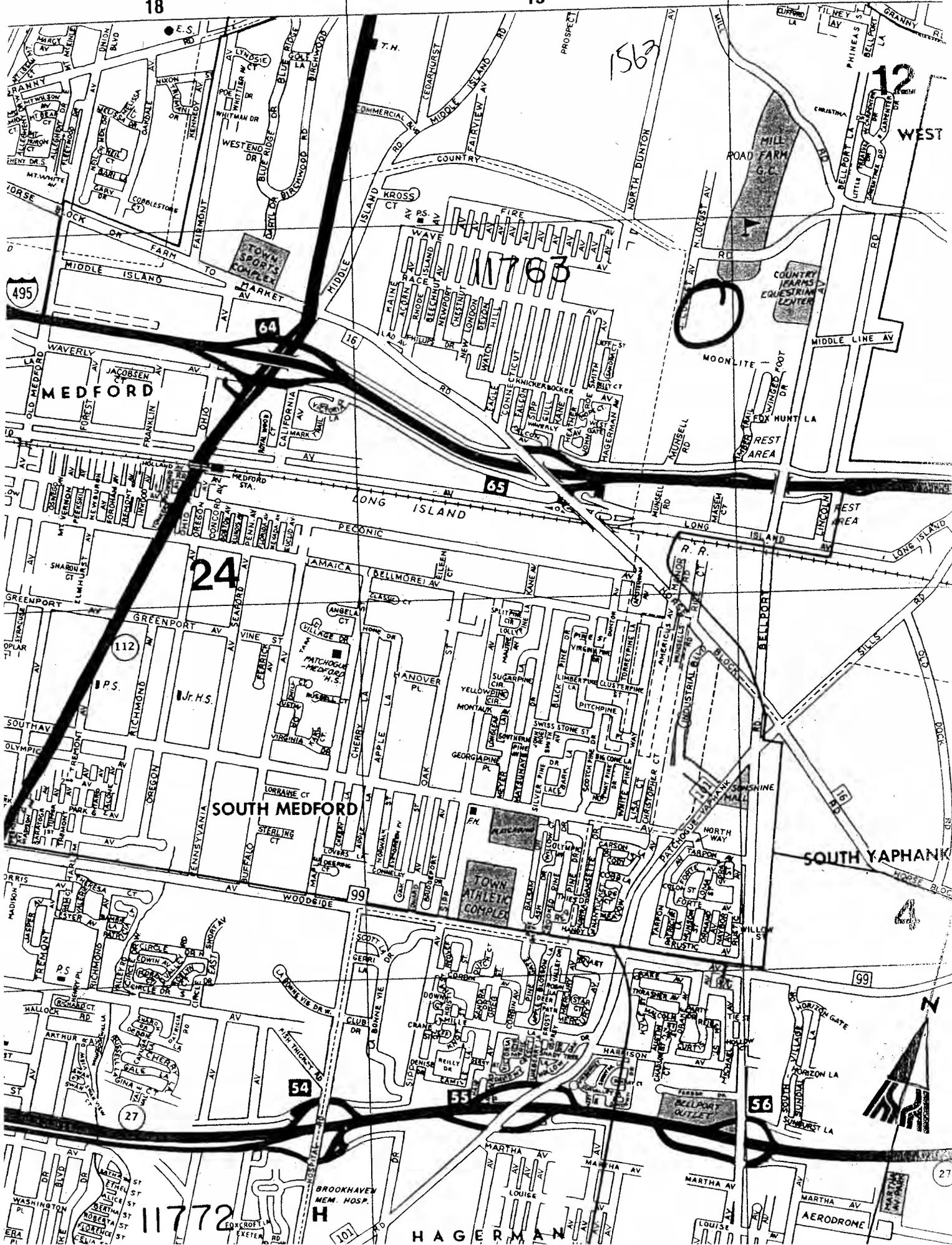
N/A

9. Timing of Impact

2009

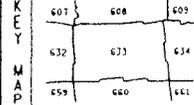
10. Typed Name & Title of Preparer Signature of Preparer Date

 Diane Bishop *Diane Bishop* 5/29/09



0200-633.00-03.00-011.002



PROPERTIES DISTRICTS: _____ _____ _____ _____	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: 	KEY 	TOWN OF BROOKHAVEN	SECTION NO 633
				VILLAGE OF _____	PROPERTY MAP
				DISTRICT NO 0200	

Gen 113

COUNTY OF SUFFOLK



1563

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

June 2, 2009

JUN 04 2009

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

Re: Tax Map No. 0200-633.00-03.00-011.002
SCOTT ECKERT and CHRISTINE ECKERT, husband and wife

Dear Mr. Zwirn:

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

Local Law No. 16-1976, as amended - Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Pamela J. Greene
Assistant Director of Division of Real Property
Acquisition and Management

PJG: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)
- Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
- Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
- Steve Forst, Budget Office (1 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.

Introductory Resolution No. 1564-09 Laid on Table 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
MARIA MATA
0200-315.00-02.00-006.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 315.00, Block 02.00, Lot 006.000, and acquired by tax deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008, in Liber 12569, at Page 171, and otherwise known as and by Town of Brookhaven, known and designated as Suffolk County Tax Map Number: District 0200, Section 315.00, Block 02.00, Lot 006.000; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008 in Liber 12569 at Page 171.

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

WHEREAS, MARIA MATA has made application of said above described parcel and MARIA MATA, by UBS AG Tampa, Mortgagee, c/o Richard Harris, Esq., Westerman Ball Ederer Miller & Sharfstein, LLP has paid the application fee and \$10,573.80, 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, 2009; 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 Assistant Director of the Division of Real Property Acquisition and Management, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to MARIA MATA, 15 Sun Valley Drive, Coram, New York 11727, 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

1564

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 12, 2009

Tax Map No.: 0200-315.00-02.00-006.000
Name of Last Legal Fee Owner: MARIA MATA

TREASURER'S COMPUTATION..... \$ 437.95

Taxes.....2008/2009..... \$8,447.85

Recording Fees collected for County Clerk. . N/A

License Fee..... \$1,688.00

Repairs..... N/A

Interest..... N/A

Miscellaneous Expenses..... N/A

TOTAL..... \$10,573.80

Monies Received..... \$10,573.80

RESOLUTION AMOUNT..... \$10,573.80

APPROVED:

Maria Mata
Accounting

DB:sc

PREPARED BY:

Diane Bishop

Diane Bishop
Redemption Unit
(631) 853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>		<u>LOT</u>
0200	315.00	02.00	1564	006.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	\$143.25
2006/07	\$249.67
2007/08	\$0.10

2008/09 TAXES IN THE AMOUNT OF \$8,447.85 NOT INCLUDED IN COMPUTATION

TOTAL: \$393.02

B. INTEREST DUE	\$24.08
C. TOTAL	\$417.10
D. 5% LINE C	\$20.85
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE \$437.95

10/27/09

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. 30-Apr-09



Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to
and including 10/27/09

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1564

1. Type of Legislation

Resolution X
Tax Map Number 0200-315.00-02.00-006.000

2. Title of Proposed Legislation

Authorizing the Assistant Director of the Division of Real Property Acquisition and Management and/or her 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)

- 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

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

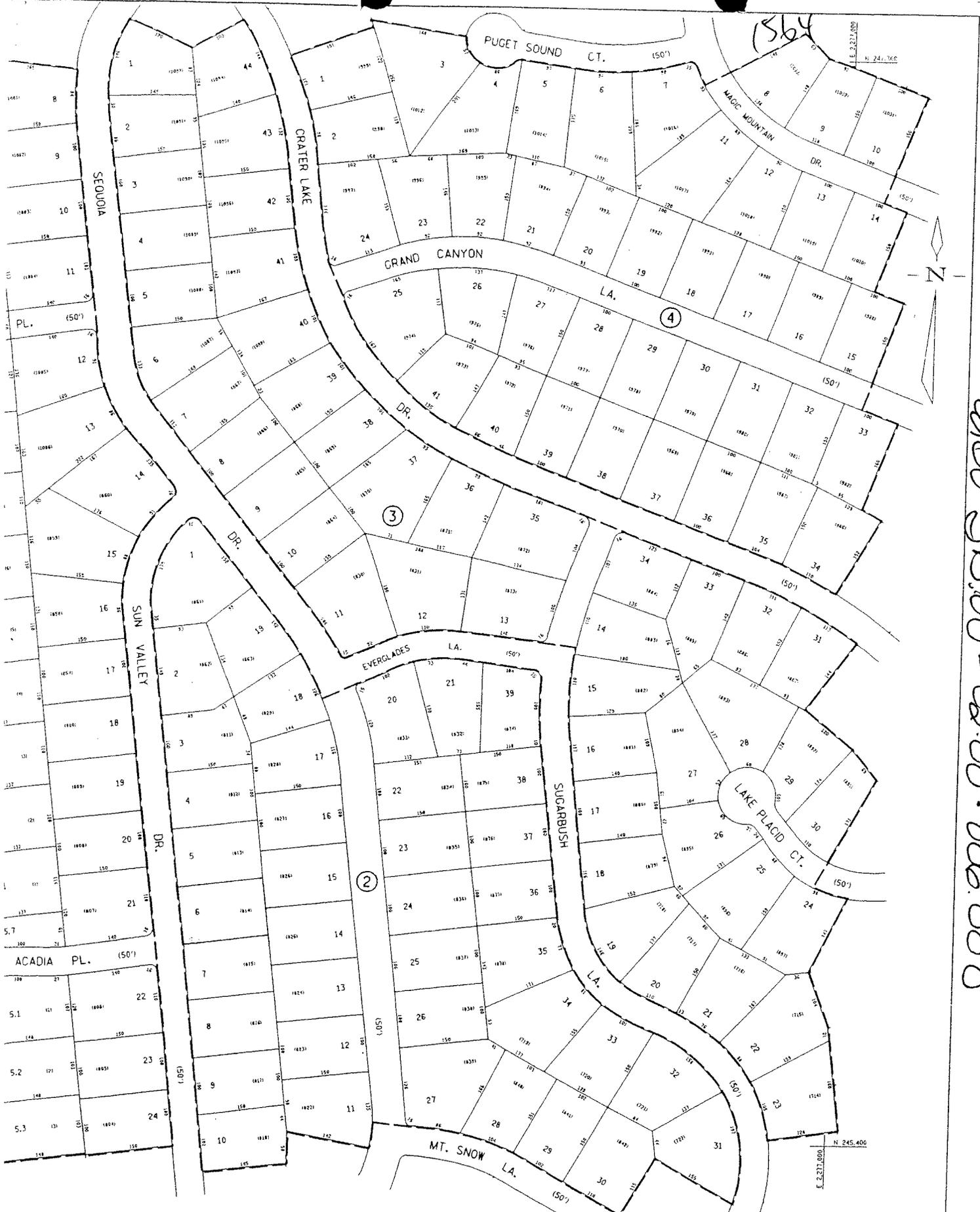
N/A

9. Timing of Impact

2009

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

Diane Bishop Diane Bishop 5/29/09



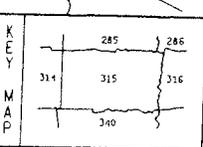
800-315.00 - 02.00 - 006.000

15
10.5

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:
 0 50 100 200



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

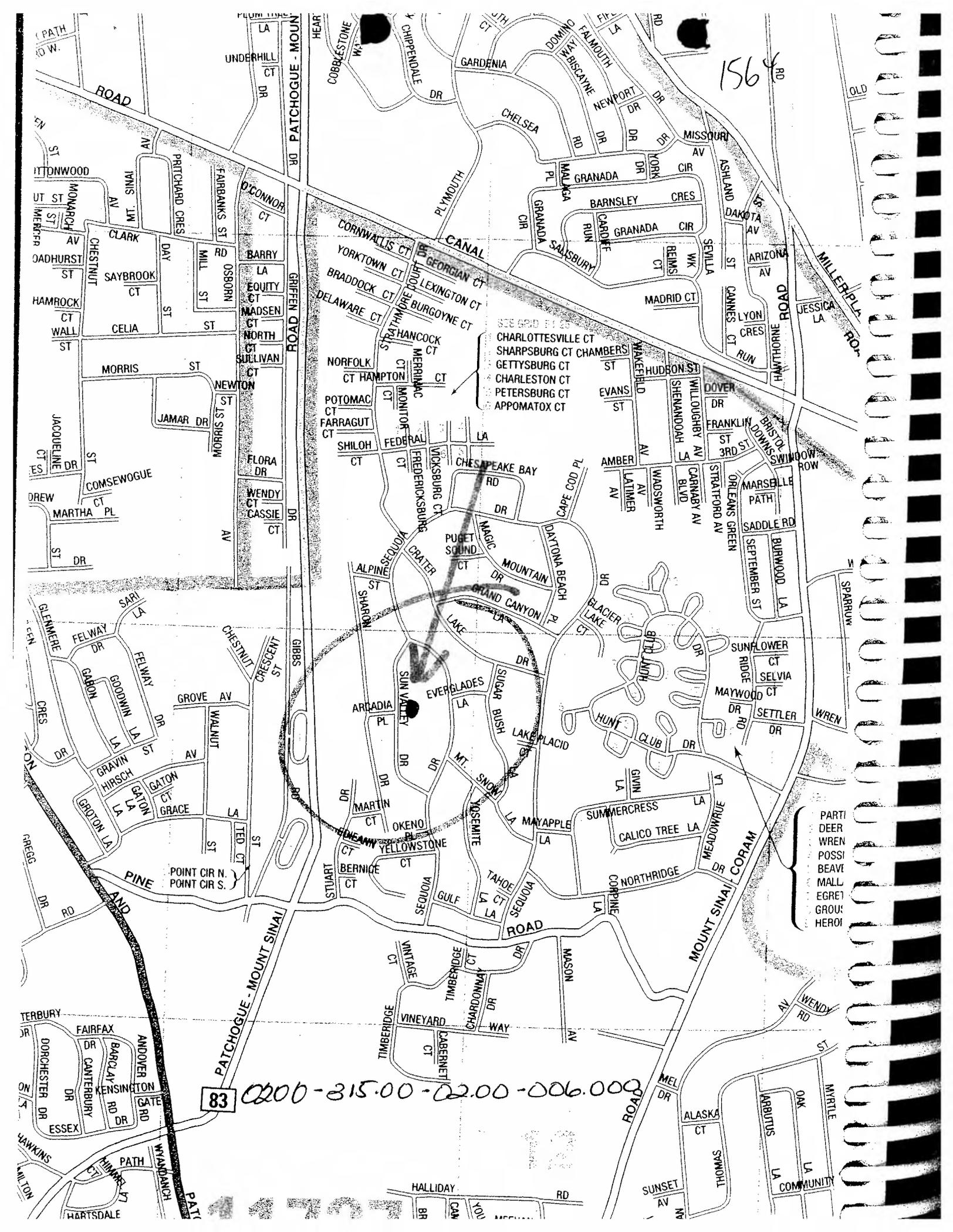
SECTION NO
315
 PROPERTY MAP

156⁸

SEE GRID #12
CHARLOTTESVILLE CT
SHARPSBURG CT CHAMBERS ST
GETTYSBURG CT
CHARLESTON CT
PETERSBURG CT
APPOMATOX CT

PARTI
DEER
WREN
POSSI
BEAVE
MALL
EGRET
GROU
HEROI

83 0200-315.00-02.00-006.000



Introductory Resolution No. 1565-09 Laid on Table 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
JON JOVEL
0200-091.00-02.00-014.005

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 091.00, Block 02.00, Lot 014.005, and acquired by tax deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008, in Liber 12569, at Page 171, and otherwise known as and by Town of Brookhaven, known and designated as Suffolk County Tax Map Number: District 0200, Section 091.00, Block 02.00, Lot 014.005; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 15, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2008 in Liber 12569 at Page 171.

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

WHEREAS, JON JOVEL has made application of said above described parcel and JON JOVEL, by Alpha Abstract, has paid the application fee and \$206.05, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2009; 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 Assistant Director of the Division of Real Property Acquisition and Management, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to JON JOVEL, 8 Red Barn Lane, Port Jefferson, New York 11777, 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

1565

May 12, 2009

Tax Map No.: 0200-091.00-02.00-014.005
Name of Last Legal Fee Owner: JON JOVEL

TREASURER'S COMPUTATION..... \$177.82
Taxes.....2008/2009..... \$ 28.23
Recording Fees collected for County Clerk. . N/A
License Fee..... N/A
Repairs..... N/A
Interest..... N/A
Miscellaneous Expenses..... N/A

TOTAL..... \$206.05

Monies Received..... \$206.05

RESOLUTION AMOUNT..... \$206.05

APPROVED:

Karen A. Slater 7/27/09
Accounting
DB:sc

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

<u>DISTRICT</u>	<u>SECTION</u>	<u>BLOCK</u>		<u>LOT</u>
0200	091.00	02.00	1565	014.005

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	\$64.82
2006/07	\$67.77
2007/08	\$26.98

2008/09 TAXES IN THE AMOUNT OF \$28.23 NOT INCLUDED IN COMPUTATION

TOTAL: \$159.57

B. INTEREST DUE	\$9.78
C. TOTAL	\$169.35
D. 5% LINE C	\$8.47
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE \$177.82

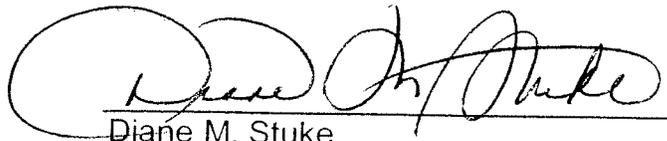
10/27/09

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.

30-Apr-09



Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/27/09

1565

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-091.00-02.00-014.005

2. Title of Proposed Legislation

Authorizing the Assistant Director of the Division of Real Property Acquisition and Management and/or her 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)

- 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

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

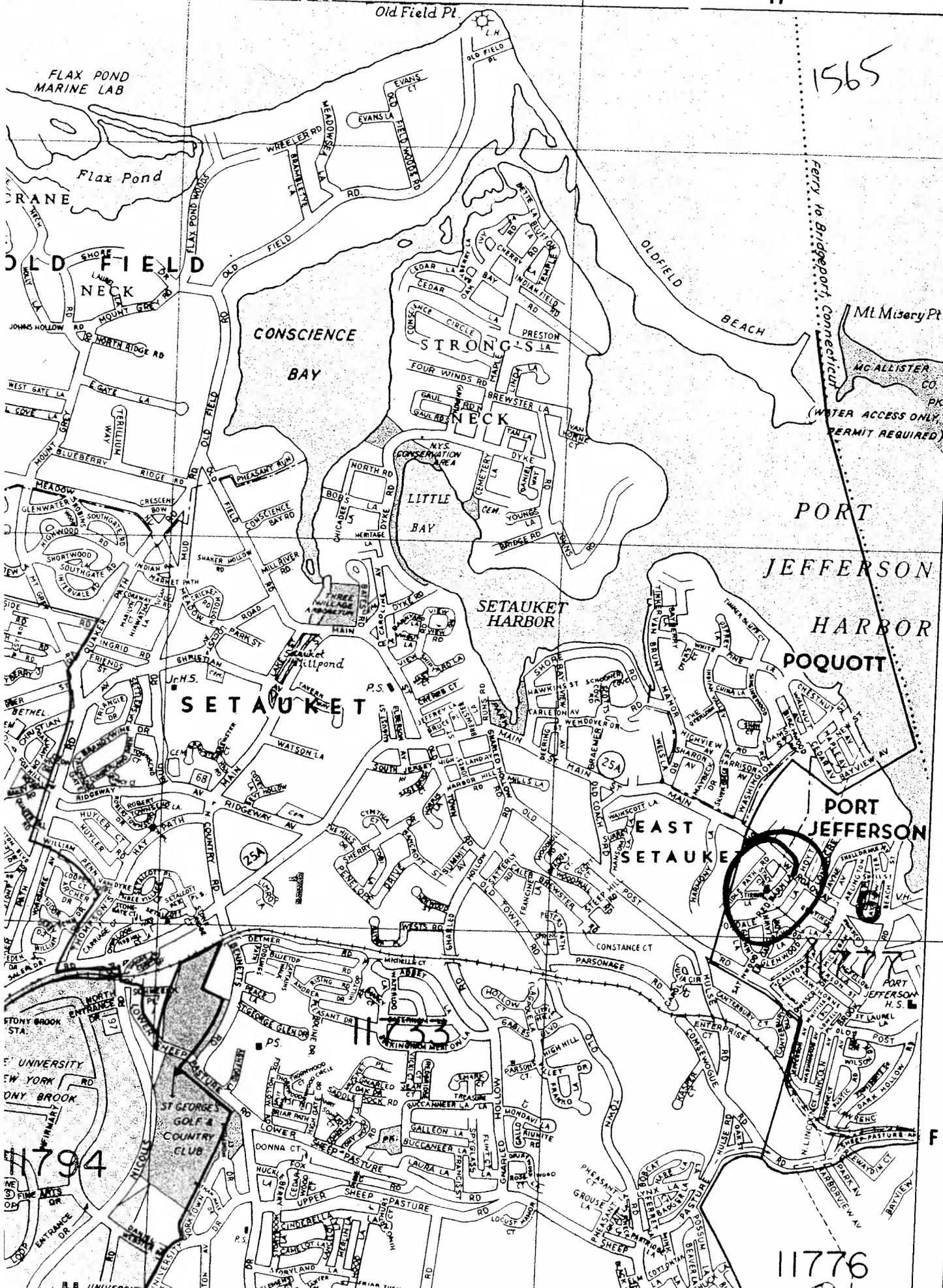
N/A

9. Timing of Impact

2009

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

Diane Bishop *Diane Bishop* 5/29/09



1565

11776

Ferry to Bridgeport, Connecticut

Mt. Misery Pt
MC ALLISTER CO PK
(WATER ACCESS ONLY)
PERMIT REQUIRED

D

E

F

FOR ADJOINING AREA SEE MAP NO. 15

0200-091.00-02.00-014.005

#794

#733

Introductory Resolution No. 1566-09 Laid on Table 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
JEMIMA GOMEZ
0100-081.00-01.00-006.002 f/k/a P/O 006.001 f/k/a 005.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 081.00, Block 01.00, Lot 006.002 f/k/a P/O 006.001 f/k/a 005.000, and acquired by tax deed on July 9, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 14, 2008, in Liber 12557, at Page 861, and otherwise known as and by Town of Babylon, Filed Map No. 1012 filed in the Office of the Clerk of Suffolk County on September 9, 1926 known as Sec. 4 Lot 2629; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on July 9, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 14, 2008 in Liber 12557 at Page 861.

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

WHEREAS, INDYMAC FEDERAL BANK as Mortgagee, by Darryl K. Williams as Vice President, has made application of said above described parcel and INDYMAC FEDERAL BANK as Mortgagee, by Darryl K. Williams as Vice President, has paid the application fee and \$335.58, 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 Assistant Director of the Division of Real Property Acquisition and Management, and/or her designee, be and he hereby is authorized to execute and acknowledge a Quitclaim Deed to JEMIMA GOMEZ, 33 Lombardi Place, Amityville, New York 11701, 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

1566

May 28, 2009

Tax Map No.: 0100-081.00-01.00-006.002 f/k/a P/O 006.001 f/k/a 005.000
Name of Last Legal Fee Owner: JEMIMA GOMEZ

TREASURER'S COMPUTATION..... \$335.58

Taxes.....2008/2009..... N/A

Recording Fees collected for County Clerk. . N/A

License Fee..... N/A

Repairs..... N/A

Interest..... N/A

Miscellaneous Expenses..... N/A

TOTAL..... \$335.58

Monies Received..... \$335.58

RESOLUTION AMOUNT..... \$335.58

APPROVED:

Karen M. Water 5/28/09
Accounting
CO:sc

PREPARED BY:

Cathy O'Neal
Cathy O'Neal
Redemption Unit
(631) 853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

1566

DISTRICT

SECTION

BLOCK

LOT

0100	081.00	01.00	005.000 N/K/A 6.2
------	--------	-------	----------------------

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

05/06			296.25
-------	--	--	--------

06/07 & 07/08 TAXES PAID BY INDIVIDUAL

08/09 TAXES, ASSESSED UNDER 6.1, IN THE AMOUNT OF \$9239.78 NOT INCLUDED IN COMP.

TOTAL:	296.25
--------	--------

B. INTEREST DUE	23.35
C. TOTAL	319.60
D. 5% LINE C	15.98
E. FEE	
F. MISC	
G. MISC	

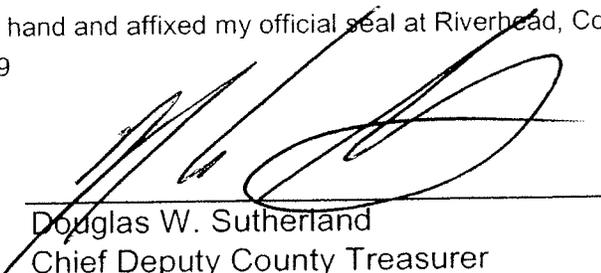
H. TOTAL DUE	\$335.58
--------------	----------

108
5/28/09

CERTIFICATION BY COUNTY TREASURER

I, Douglas W. Sutherland, Chief 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. 07-May-09



 Douglas W. Sutherland
 Chief Deputy County Treasurer

**Interest and penalty computed to and including 11/01/09

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1566

1. Type of Legislation

Resolution

Tax Map Number 0100-081.00-01.00-006.002 f/k/a P/O 006.001 f/k/a 005.000

2. Title of Proposed Legislation

Authorizing the Assistant Director of the Division of Real Property Acquisition and Management and/or her 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)

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

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

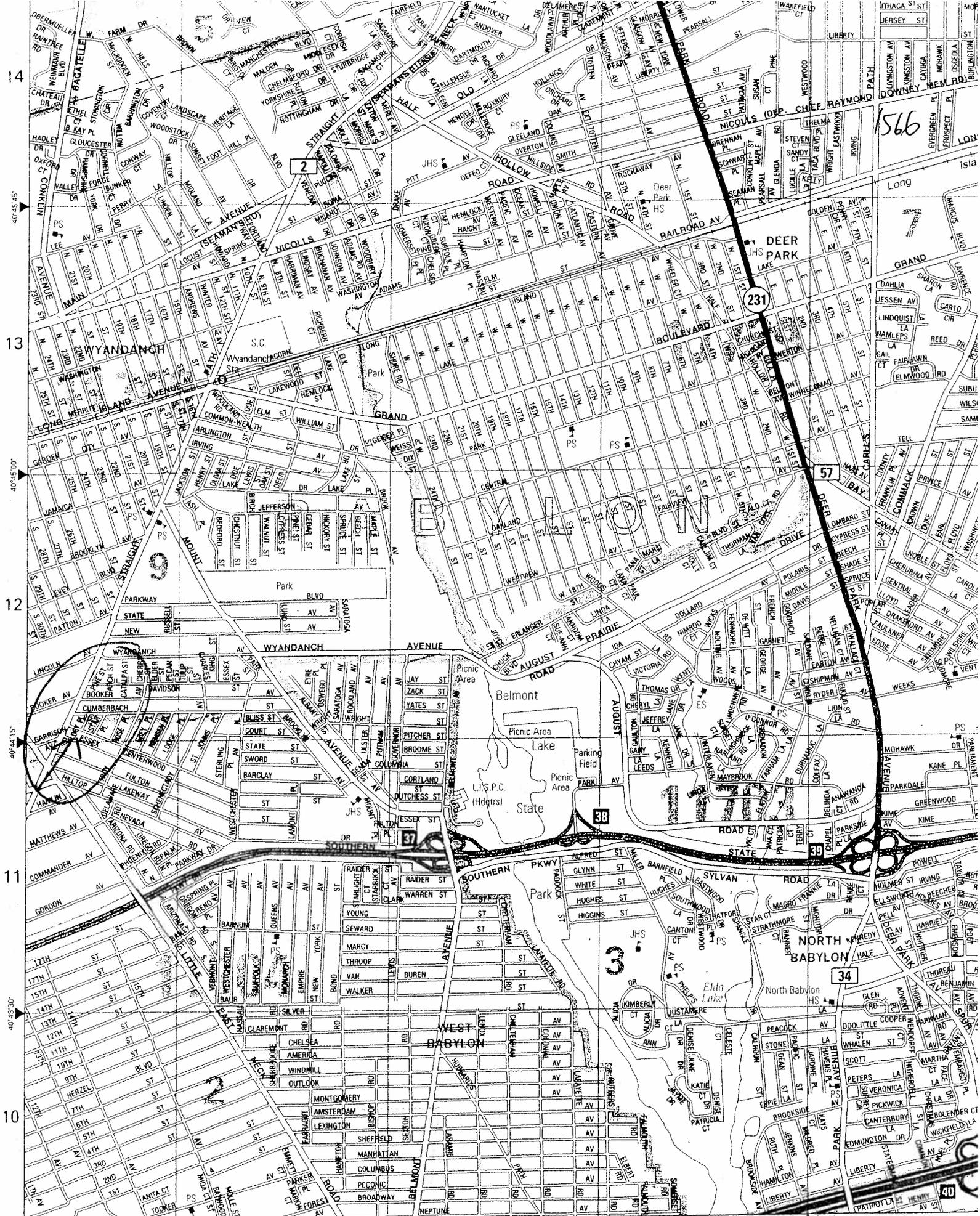
9. Timing of Impact

2009

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

Cathy O'Neal

Cathy O'Neal 5/28/09



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

L 73°21'45" M 73°21'00" N 73°20'15" O 73°19'30" P

01000 OF 1 OF 62 Joins Map 11

1566

231

57

38

39

3

34

40

2

05-05-00
05-05-00
10-10-02
10-10-04
03-01-05
07-05-06
04-23-07

1566

N 187,708 E 2,114,508



0100 081 01006.002

N 185,800 E 2,174,500

LEGEND	Property or PL Line	Subdivision Lot No.	Block List	School District Line	Hydrant District Line	UNLESS DRAWN OTHERWISE, ALL ARE WITHIN THE FOLLOWING
	Denotes Common Owner	Subdivision Block/Block No.	Block No.	Fire District Line	Refuse District Line	
	Stream / Shore	Dead Dimension	County Line	Water District Line	Historic District Line	FIRE: 13,15
	Parcel No.	Scaled Dimension	Town Line	Light District Line	Sanitation District Line	LIGHT: 55
		Dead Area 12.1 A(d) or 12.1A	Village Line	Park District Line	Wastewater District Line	PARK: 55
		Calculated Area 12.1 A(c)		Sewer District Line		SEWER: 55
						WATER: 55
						REFUSE: 55
						WASTEWATER: 55

Intro Res. No. 1567-09

Laid on Table 6/23/09

Introduced by Presiding Officer on the Request of the County Executive

RESOLUTION NO. TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #321-2009

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

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

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

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

<u>Description</u>	<u>Year</u>	<u>Original Tax</u>	<u>Corrected Tax</u>	<u>Chargeback or Refund, if paid</u>
0300-250.00-01.00-001.000	2008/09	\$540.02	0	\$540.02
0300-250.00-01.00-001.000	2007/08	\$572.00	0	\$572.00
0300-250.00-01.00-001.000	2006/07	\$531.44	0	\$531.44
0300-250.00-01.00-001.000	2005/06	\$504.83	0	\$504.83

Dated:

Approved By:

Suffolk County Executive

Date of Approval:

1567

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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 5 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 5 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 11. Signature of Preparer 12. Date

Angie M. Carpenter
County Treasurer

Angie M. Carpenter 5/29/09

**Additional back-up material regarding IR 1567 is on file in
the Legislative Clerk's Office, Hauppauge.**

1568

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

Laid on Table 6/23/09

**RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO.
-2009, A LOCAL LAW TO STRENGTHEN THE COUNTY'S
LAND TRANSFER PROGRAM FOR AFFORDABLE HOUSING**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on _____, 2009, a proposed local law entitled, "**TO STRENGTHEN THE COUNTY'S LAND TRANSFER PROGRAM FOR AFFORDABLE HOUSING**" 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 TO STRENGTHEN THE COUNTY'S LAND
TRANSFER PROGRAM FOR AFFORDABLE HOUSING**

**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 availability of affordable housing is critical to the retention of young workers on Long Island and the continued viability of our local economy.

This Legislature also finds that the County of Suffolk has made the creation of affordable housing for first time homebuyers a top priority.

This Legislature further finds and determines that one of the key components of the County's Affordable/Workforce Housing Program is the transfer of vacant County-owned parcels to towns and villages for the express purpose of constructing housing that meets affordable housing guidelines.

This Legislature finds that when the County transfers land to other municipalities pursuant to Section 72-h of NEW YORK GENERAL MUNICIPAL LAW, it foregoes potential revenues that could be generated from an auction sale of the properties. The County also does not require municipalities to pay back taxes as a condition for § 72-h transfers.

This Legislature determines that the public policy benefits of creating affordable housing outweighs the loss of revenues associated with § 72-h transfers.

This Legislature also finds that the rationale underlying the County's § 72-h transfer program is undermined when receiving municipalities do not actually create housing on the conveyed parcels.

This Legislature further finds that that at least one municipality that has received land from the County pursuant to § 72-h of NEW YORK GENERAL MUNICIPAL LAW has not constructed affordable housing on transferred parcels; rather, this municipality has removed the

development rights from transferred parcels for the ostensible purpose of utilizing the development rights to create housing at another location within their jurisdiction.

This Legislature also determines that the practice described in the preceding paragraph is not consistent with the intent underlying the County's § 72-h transfer program, and, in fact, this practice has the potential to undermine public and legislative support for the County's Affordable Housing Program.

Therefore, the purpose of this local law is to require the construction of affordable housing on parcels that are the subject of a § 72-h conveyance and to bar the transfer of development rights from said parcels unless the transfer is explicitly authorized by legislative resolution.

Section 2. Amendments.

ARTICLE 36 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended as follows:

ARTICLE XXXVI AFFORDABLE HOUSING

* * * *

§ A36-2. Suffolk County housing opportunities programs.

B. New York State General Municipal Law § 72-h transfer program.

* * * *

(5) Conditions of County transfer:

* * * *

(c). When a vacant parcel is transferred by the County under § 72-h of New York General Municipal Law, the cooperating municipality shall, as a condition precedent to the receipt of a deed of conveyance of such parcel, agree in writing that affordable housing shall be constructed on the conveyed parcel. The cooperating municipality shall not be permitted to transfer the development rights from the conveyed parcel for the purpose of facilitating the construction of affordable housing at another location within the municipality unless explicitly authorized to do so by a duly enacted resolution of the County of Suffolk.

* * * *

Section 3. Applicability.

This law shall apply to parcels conveyed pursuant to Section 72-h of NEW YORK GENERAL MUNICIPAL LAW 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 in 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:

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK



1568

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: JUNE 8, 2009
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 TO STRENGTHEN THE COUNTY'S LAND TRANSFER PROGRAM FOR AFFORDABLE HOUSING

SPONSOR: LEGISLATOR COOPER

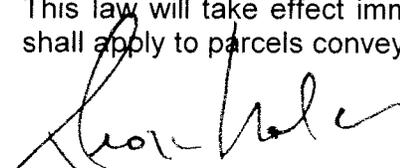
DATE OF RECEIPT BY COUNSEL: 6/5/2009 PUBLIC HEARING: 8/4/2009

DATE ADOPTED/NOT ADOPTED: CERTIFIED COPY RECEIVED:

This proposed local law seeks to amend the County's § 72-h land transfer/affordable housing program.¹

Specifically, this law would require municipalities, as a condition precedent to receiving a vacant parcel from the County pursuant to § 72-h of NEW YORK GENERAL MUNICIPAL LAW, to agree in writing that affordable housing will be constructed on the parcel. Furthermore, this law would bar a cooperating municipality from transferring the development rights from a conveyed parcel for the purpose of facilitating the construction of affordable housing at another location within the municipality's jurisdiction, unless explicitly authorized to do so by a duly enacted resolution of the County of Suffolk.

This law will take effect immediately upon its filing in the Office of the Secretary of State and shall apply to parcels conveyed to municipalities on or after the effective of the law.


GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-amend-72h

¹ Pursuant to § 72-h of NEW YORK GENERAL MUNICIPAL LAW, the County transfers land to towns and villages for nominal consideration for the purpose of constructing and/or reconstructing affordable housing. SUFFOLK COUNTY ADMINISTRATIVE CODE § A36-2(B).

Introductory Resolution No.

1569-09

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
MENG UNG & YIM TAM
(SCTM NO. 0100-135.00-02.00-045.002)**

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the 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 135.00 Block 02.00 Lot 045.002 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 at Page 144 and described as follows, Town of Babylon, known and designated as the South p/o Lot 260 on a certain map entitled "Map of Frederick Farms", and filed in the Office of the Clerk of the County of Suffolk on September 4, 1934 as map No. 1172; and

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, MENG UNG & YIM TAM, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of \$5,501.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described has been appraised at \$5,500.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, and/or his designee, has received and deposited the sum of \$5,501.00, pursuant to said purchase offer; and

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

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

2nd **RESOLVED**, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them.

3rd **RESOLVED**, that the Assistant Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Bargain and Sale Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said MENG UNG & YIM TAM, 1404 Herzel Blvd, West Babylon, New York 11704.

DATED:

APPROVED BY

County Executive of Suffolk County

Date of Approval:

1569

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

SUMMARY STATEMENT

DIRECT SALE:

Suffolk County Local Law No. 13-1976
Tax Map No. 0100-135.00-02.00-045.002

ADJOINING OWNER	BID	BID	BID
Meng Ung & Yim Tam 1404 Herzel Blvd. West Babylon, New York 11704 0100-135.00-02.00-068.000	\$5,501.00		
Francis J. & Jessie Casta III 1401 9 th Street West Babylon, New York 11704 0100-135.00-02.000046.000	\$0		
Daisy Bonilla 178 14 th Avenue West Babylon, New York 11704 0100-135.00-02.00-045.001	\$0		

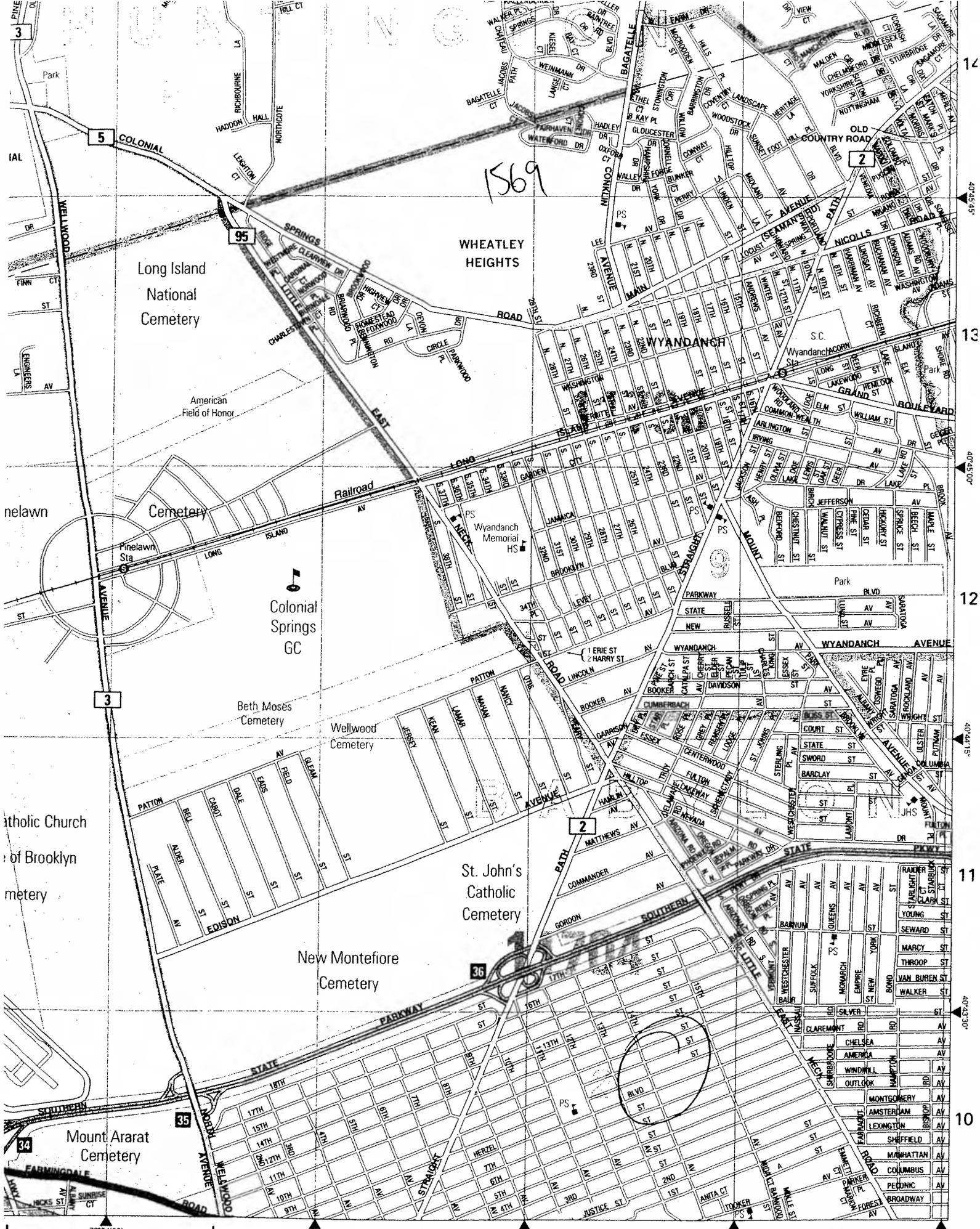
SIZE OF PARCEL: 25' x 100'
APPRAISED VALUE: \$5,500.00
COMMENT: Direct Sale to Adjacent Owner

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

1569

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

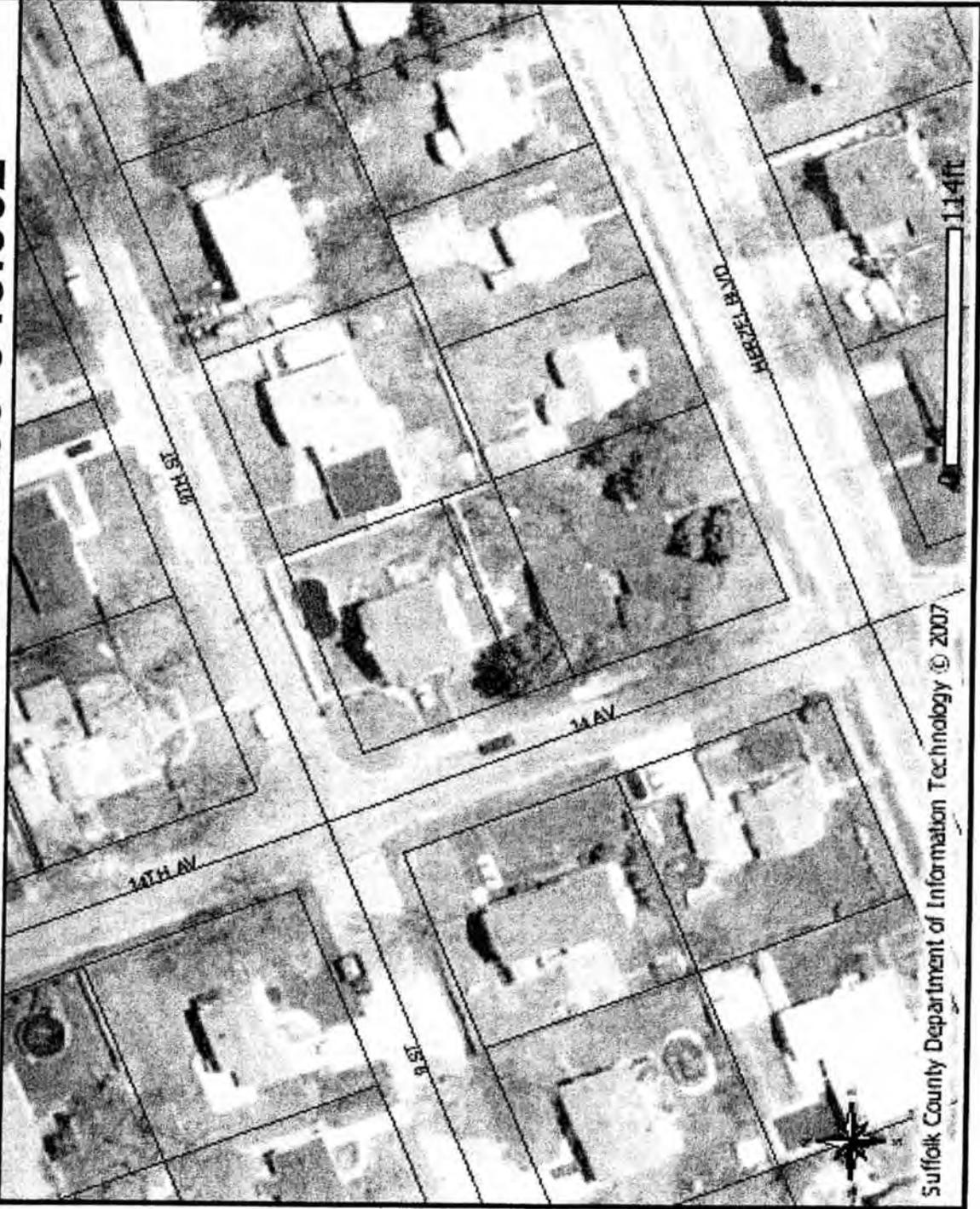
1. Type of Legislation
Resolution X Local Law X Charter Law _____
2. Title of Proposed Legislation
Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate
3. Purpose of Proposed Legislation
Convey County owned parcel to adjacent owner
4. Will the Proposed Legislation have a fiscal impact? Yes X No _____
5. If the answer to Item 4 is "yes", on what will it impact?
 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
Income from sale
7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
Unknown
8. Proposed Source of Funding
None
9. Timing of Impact
2009
10. Name & Title of Preparer Signature of Preparer Date
Lori Sklar- LMS III Lori Sklar 6/2/09



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

1569

TM# 0100-135.00-02.00-045.002



Suffolk County Department of Information Technology © 2007

COUNTY OF SUFFOLK

Gen. Cl

JUN 05 2009



1569

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

June 2, 2009

Ben Zwirn
Deputy County Executive
Intergovernmental Relations
H. Lee Dennison Bldg. 11th Flr.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0100-135.00-02.00-045.002

Dear Mr. Zwirn:

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

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Pamela J. Greene
Assistant Director of the Division of Real Property
Acquisition and Management

PJG:WRT:slb
Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy to: Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Thomas A. Isles, Director of Planning
CE Reso Review, via e-mail

Intro. Res. No. 1570-09

LOT 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, ACCEPTING AND APPROPRIATING \$115,326 IN 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE, WHICH REPRESENTS A SUPPLEMENTAL ALLOCATION FOR THE INTENSIVE CASE SERVICES COMPONENT OF THE SANCTION INTERVENTION PROGRAM IN THE DEPARTMENT OF SOCIAL SERVICES

WHEREAS, the New York State Office of Temporary and Disability Assistance has designated Suffolk County as the recipient of 100% Federal funding in the amount of \$115,326; and

WHEREAS, the intensive case services component of the Sanction Intervention Program is currently contracted to Education and Assistance Corporation Inc. (EAC) and the funding award is a supplemental allocation to enhance the program; and

WHEREAS, the purpose of the grant is to provide funds to perform intensive case services for non-compliant families to overcome barriers to employment and assist in the improvement of the economic well being of families as well as support the district's efforts to increase work participation; and

WHEREAS, the Sanction Intervention Program specifically targets non-compliant individuals to encourage and facilitate work rule compliance; and

WHEREAS, non-compliant individuals will continue to be referred to this program by the staff of Department of Social Services for the comprehensive review of individual and family barriers and the development of a service plan; and

WHEREAS, this program is 100% funded; and

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

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

<u>REVENUES:</u>		<u>\$115,326</u>
001-4610	FEDERAL AID: Administration	\$115,326

and, be it further

2nd RESOLVED, that total funds in the amount of \$115,326 be and they are hereby appropriated as follows:

ORGANIZATIONS:

\$115,326

Department of Social Services
Housing, Adult and Employment Services
001-DSS-6008

4000 – Contractual Expenses

\$115,326

4980 – GYD1 – Education and Assistance Corporation, Inc

\$115,326

and, be it further

3rd **RESOLVED**, that the deadline for expending funds is December 31, 2009 in conformance with the terms of the grant award; and be it further

4th **RESOLVED**, that the County Executive and the Commissioner of Social Services be and they hereby are authorized to execute a contract with the Education and Assistance Corporation, Inc. for the Sanction Intervention Program.

DATED: _____

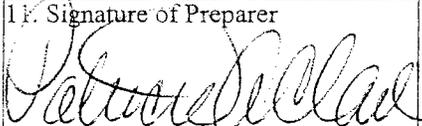
APPROVED BY: _____

County Executive of Suffolk County

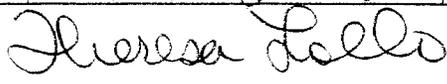
Date of Approval _____

1570

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 ACCEPTING AND APPROPRIATING \$115,326 IN 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE, WHICH REPRESENTS A SUPPLEMENTAL ALLOCATION FOR THE INTENSIVE CASE SERVICES COMPONENT OF THE SANCTION INTERVENTION PROGRAM IN THE DEPARTMENT OF SOCIAL SERVICES		
3. Purpose of Proposed Legislation The purpose of this Resolution is to use these supplementary Federal Funds to continue the Intensive Case Services component of the Sanction Intervention Program with the Education & Assistance Corporation, Inc. The additional funding will be used to provide intensive case services to assist TANF eligible recipients who are non-compliant with federal work requirements become fully engaged in work activities.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes 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):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or other Subdivision. 100% funded.		
8. Proposed Source of Funding. Federal Aid		
9. Timing of Impact. Immediate		
10. Typed Name & Title of Preparer Patricia A. Clark Director of Management and Research	11. Signature of Preparer 	12. Date 6/2/09

SCIN FORM 175b (10/95)
Theresa Lollo
Principal Financial Analyst

 6/10/09



1570

David A. Paterson
Governor

NEW YORK STATE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE
40 NORTH PEARL STREET
ALBANY, NEW YORK 12243-0001
(518) 474-4152
(518) 486-6255 - Fax

David A. Hansell
Commissioner

May 11, 2009

Ms. Janet DeMarzo
Commissioner
Suffolk County Department of Social Services
3085 Veterans Memorial Highway
Ronkonkoma, NY 11779

RECEIVED
MAY 18 2009
CLIENT BENEFITS ADMINISTRATION
SUFFOLK COUNTY SOCIAL SERVICES

Dear Commissioner DeMarzo:

I am pleased to inform you that your district is eligible to receive a supplemental Intensive Case Services for Noncompliant Families (ICS3) allocation of \$115,326. These funds are available to support your efforts to increase work participation by TANF-eligible recipients who are subject to or have been sanctioned for noncompliance with work activities and are intended to supplement existing funds to continue ICS services consistent with the program and fiscal requirements outlined in 08-LCM-13 and your district's ICS3 plan approved by this Office through December 31, 2009.

The enclosed form to identify the estimated number of participants to be served during the program period, revised budget form(s) and budget narrative(s) reflecting the total combined ICS3 allocation of \$220,273, which includes the base allocation provided by 08-LCM-13 and the supplemental allocation identified above must be submitted and approved by this Office before your district will have access to the supplemental allocation. The revised budget forms and budget narratives should be submitted to Libby McGinn via e-mail at Elizabeth.McGinn@otda.state.ny.us by Friday, June 5, 2009. If your district's approved plan includes ICS services to TANF-eligible recipients who are not fully engaged and your district is approved to receive the supplemental ICS3 allocation, please note that no more than 20% of the district's total combined ICS3 allocation may be used to provide services to such recipients. A new program narrative will not be required unless your district intends to use these funds to support services not included in your approved ICS3 plan. Districts that intend to use these funds to modify existing ICS services will need to contact Libby McGinn at the number provided below for additional information.

"providing temporary assistance for permanent change"

Financial claims for the period January 1, 2009 through December 31, 2009 should be submitted to the Bureau of Financial Services as described in the claiming instructions included in 08-LCM-13 Funding for Intensive Case Services for Noncompliant Families (ICS3). Final claims must be submitted by February 15, 2010. Please note that claiming instructions in the LCM do not include the new requirements for the breakout of work subsidies. Any costs associated with the payment of work subsidies to participants should be reported under Non-Administration Costs, line 12 – Assistance Direct to Clients. Consistent with the definition at 45 CFR 260.31(b)(2) and at 45 CFR 286.10(b)(2), work subsidies means payments to employers or third parties to help cover the costs of employee wages, benefits, supervision, and training; include all expenditures related to operating a subsidized employment program, including the cost of overseeing the program, developing work sites, and providing training to participants. This includes any costs submitted to districts as contractual costs; the amount of work subsidies must be entered on line 12, with the balance of the contracted services entered on line 4 – Contractual Costs.

Program outcome measures are reported quarterly to OTDA through the TANF Reporting and Control System 2 (TRACS 2). Detailed reporting instructions will be provided separately.

Thank you for your continued efforts to engage all families receiving temporary assistance in work preparation activities so they may successfully enter the workforce. If you have any questions regarding this program, please contact Libby McGinn at (518) 486-6106 or your Employment Technical Advisor.

Sincerely,



David A. Hansell
Commissioner

Enclosures

cc: Kimberly Staab
Thomas Grecco
John Healey
Libby McGinn



1570

JUN 05 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

Janet DeMarzo
Commissioner

Memorandum

To: Ben Zwirn, Assistant Deputy County Executive
Brendan Chamberlain, County Executive Assistant

From: Janet DeMarzo, Commissioner, Department of Social Services

Date: June 2, 2009

Subject: **REQUEST FOR LEGISLATIVE RESOLUTION:**
Sanction Intervention Program

I am requesting that the attached legislative resolution be submitted to the Suffolk County Legislature:

“ACCEPTING AND APPROPRIATING \$115,326 IN 100% GRANT FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE, WHICH REPRESENTS A SUPPLEMENTAL ALLOCATION FOR THE INTENSIVE CASE SERVICES COMPONENT OF THE SANCTION INTERVENTION PROGRAM IN THE DEPARTMENT OF SOCIAL SERVICES”

The purpose of this resolution is to accept \$115,326 of additional federal funding to continue the intensive case services component of the Sanction Intervention Program, which is currently under contract to the Education & Assistance Corporation, Inc (EAC). The funding must be used to provide intensive case services to assist TANF eligible recipients who are non-compliant with Federal work requirements become fully engaged in appropriate work or work preparation activities. Non-compliant individuals will be referred to EAC by DSS staff. EAC will address individual and family barriers by providing coordinated community based services that will support compliance in work or work preparation activities.

Continuation of this grant and the intensive care provided under the Sanction Intervention Program is important to meet the TANF participation rate.

Attached please find the above referenced resolution, the introduction form (SCIN Form 175a), the fiscal impact statement (SCIN Form 175b), and the allocation letter from the state. If you have any questions, please contact Patricia Clark at 854-9939.

Thank you.

Enc.

c: Don Fahey

ec: CE Reso. Review Distribution List

1571
Intro Res. No. -2009
Introduced by Presiding Officer Lindsay on request of County Executive Steve Levy

Laid on Table 6/23/09

**RESOLUTION NO. - 2009 ACCEPTING AND
APPROPRIATING A 100% REIMBURSED COMMUNITY DEVELOPMENT
RECOVERY GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT AND AUTHORIZING THE COUNTY EXECUTIVE TO
EXECUTE AGREEMENTS**

WHEREAS, the County Legislature by Resolution No. 598-1999 authorized the County Executive to enter into cooperation agreements with towns and villages to apply for Federal Aid for Community Development; and

WHEREAS, the Department of Economic Development/Community Development Division has submitted an application for a Community Development Recovery Block Grant under the American Recovery and Reinvestment Act of 2009 (P.L. 111-005); and

WHEREAS, the County Consortium has been awarded a Community Development Recovery Block Grant in the amount of \$988,581; and

WHEREAS, \$46,581 of said funds are to be used for operational costs; and

WHEREAS, these funds have already been included in the 2009 Adopted Operating Budget to offset operational costs; and

WHEREAS, the programs developed under the grant have been approved by the Consortium municipalities and coordination of these programs is essential to the success and continuation of the program; now, therefore, be it

1st RESOLVED, that the Suffolk County Legislature hereby authorizes the County Executive to accept the Community Development Recovery Block Grant and to contract with HUD and the cooperating municipalities for the expenditure of these funds; and be it further

2nd RESOLVED, that \$46,581 of these funds be used to reimburse budgeted county expenses and that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate the following funds.

REVENUES:

352-4913 Federal Aid:	Community Development Recovery Program	<u>\$988,581</u>
-----------------------	----------------------------------------	------------------

ORGANIZATIONS:

ECONOMIC DEVELOPMENT
GRANTS TO COOPERATING MUNICIPALITIES
352-CDV-8035

4980-Contracted Services
\$942,000

Intro. Res. No. - 2009

4980-Contracted Agencies TOWN OF BROOKHAVEN 352-8012	\$609,000
4980-Contracted Agencies TOWN OF EAST HAMPTON 352-8013	32,400
4980-Contracted Agencies TOWN OF RIVERHEAD 352-8014	46,800
4980-Contracted Agencies TOWN OF SMITHTOWN 352-8015	87,600
4980-Contracted Agencies TOWN OF SOUTHAMPTON 352-8016	61,200
4980-Contracted Agencies TOWN OF SOUTHOLD 352-8017	39,000
4980-Contracted Agencies VILLAGE OF PATCHOGUE 352-8018	66,000

INTERFUND TRANSFER
TRANSFER TO FUND 351
IFT-9600

352-IFT-E351Transfer to Fund 351 Comm Dev Admin
\$46,581

and be it further

3rd RESOLVED, that the reporting category for the County Integrated Financial Management System (IFMS) is CD11; and be it further

4th RESOLVED, that this Legislature being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes Type II action, pursuant to 6 NYCRR.

DATED:

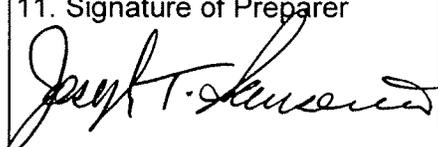
APPROVED BY:

County Executive of Suffolk County

Date:

1571

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation Resolution Accepting and Appropriating a grant from the Department of Housing and Urban Development for a Community Development Block Grant.		
3. Purpose of Proposed Legislation Resolution will allow the Suffolk County Consortium to receive \$998,581 in federal community development block grant recovery funds for housing and neighborhood revitalization.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </u>		
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 <input type="checkbox"/>	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact: Resolution will provide federal funds to county, towns, and villages to continue to fund Neighborhood revitalization, home improvements and public improvement activities.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. N/A		
8. Proposed Source of Funding 100% Federal Community Development Block Grant		
9. Timing of Impact July, 2009		
10. Typed Name & Title of Preparer Joseph T. Sanseverino Community Development Director	11. Signature of Preparer 	12. Date 5/14/09

1571

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5309-N-01]

**Notice of Program Requirements for
Community Development Block Grant Program
Funding Under the American Recovery and Reinvestment Act of 2009**

AGENCY: Office of the Assistant Secretary for Community Planning and Development, HUD.

ACTION: Notice.

SUMMARY: This notice advises the public of the statutory and regulatory waivers granted to grantees under the American Recovery and Reinvestment Act of 2009 (Recovery Act).

The Recovery Act appropriated \$1 billion in Community Development Block Grant (CDBG) funds to states and local governments to carry out, on an expedited basis, eligible activities under the CDBG program. HUD is authorized by statute to specify alternative requirements and make regulatory waivers for this purpose. This notice also explains statutory issues affecting program design and implementation. The Department is also using this notice to provide grantees information about other ways in which the requirements for this grant vary from regular CDBG program rules. Except as described in this Notice, the statutory and regulatory provisions governing the CDBG program apply to this program.

DATES: Entitlement grantees, Insular Areas, and non-entitlement counties in Hawaii are to submit the substantial amendments to their program year (PY) 2008 action plans to their HUD field office by June 5, 2009. States are to submit the substantial amendments to their PY2008 action plans to their HUD field office by June 29, 2009. The deadline for the Homelessness Prevention and Rapid Re-housing Program (HPRP) funding pursuant to HUD's March 19, 2009, Federal Register notice is May 18. Grantees that wish to submit a single substantial amendment for both programs must do so by May 18, 2009.

American Recovery and Reinvestment Act of 2009:
CDBG Formula Allocations

1571

<i>State</i>	<i>Grantee Name</i>	<i>Allocation Amounts</i>
NY	SARATOGA SPRINGS	\$99,239
NY	SCHENECTADY	\$685,701
* NY	SUFFOLK COUNTY	\$988,581 *
NY	SYRACUSE	\$1,650,797
NY	TONAWANDA TOWN	\$505,121
NY	TROY	\$552,590

COUNTY OF SUFFOLK



1571
MAY 18 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

JOSEPH T. SANSEVERINO
COMMUNITY DEVELOPMENT DIRECTOR

OFFICE OF COMMUNITY DEVELOPMENT

TO: Ben Zwirn
Deputy County Executive

FROM: Joseph T. Sanseverino
Community Development Director *JTS*

DATE: May 14, 2009

RE: Community Development Recovery Act Resolution

Attached please find a Resolution for the Community Development Recovery Block Grant. Please lay the Resolution on the table at the June 9, 2009 Legislative meeting. An electronic version of the Resolution and backup was sent to "CE RESO Review" under the following titles:

Reso-CD-Community Development Block Grant Recovery Acceptance
Backup-CD-Community Development Block Grant Recovery Acceptance
SCIN 175a, 175b

Should you have any questions regarding the resolution, please do not hesitate to contact me. Thank you for your assistance.

JTS:rf
Attachment

cc: Christopher E. Kent
Chief Deputy County Executive

Patrick Heaney
Economic Development and Workforce Housing

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE RECONSTRUCTION/WIDENING OF BRIDGE ON NORTH OCEAN AVENUE, CR 83, TOWN OF BROOKHAVEN (CAPITAL PROGRAM NUMBER 5849)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Reconstruction/Widening of Bridge on North Ocean Avenue, CR 83, Town of Brookhaven; and

WHEREAS, Resolution No.'s 1158-2005, 492-1999, 516-2001, 796-2003, 901-2004 and 1401-2004, were previously authorized to fund this project; and

WHEREAS, the NYSDOT has now approved this request for Administrative Modification; and

WHEREAS, there are Federal funds available from the Federal Highway Administration for this project, identified as PIN 075681, under the Federal Highway Administration (FHWA) funding, with a share allocation of eighty (80%) percent (\$300,000) Federal funds and twenty (20%) percent (\$75,000) County funds; and

WHEREAS, funds are not included in the 2009 Capital Budget and Program to cover the cost of said request under Capital Project 5849 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$375,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that the 2009 Capital Budget and Program be and they are hereby amended as follows:

Project No.: Reconstruction/Widening of Bridge on North Ocean Avenue, CR 83
 Project Title: 5849

	Total Est'd <u>Cost</u>	Current 2009 Capital Budget & <u>Program</u>	Revised 2009 Capital Budget & <u>Program</u>
1. Planning, Design & Supervision	\$ 785,000	\$ 0	\$ 0
3. Construction	\$ <u>9,775,000</u>	\$ <u>0B</u>	\$ 75,000B
			<u>\$300,000F</u>
TOTAL	\$10,560,000	\$ 0	\$375,000

2nd RESOLVED, that the proceeds of \$75,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-5849.310	50	Reconstruction/Widening of Bridge on North Ocean Avenue, CR 83	\$75,000

and be it further

3rd RESOLVED, that Federal Aid in the amount of \$300,000 be and it hereby is appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
Ref-525-5849.310	50	Reconstruction/Widening of Bridge on North Ocean Avenue, CR 83	\$300,000

and be it further

4th RESOLVED, that the County Comptroller is directed to limit the serial bond borrowing to the County share of \$75,000; and be it further

5th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of \$300,000; and be it further

6th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of \$300,000; and be it further

7th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality's participation in the above referenced project.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1572

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
<p>RESOLUTION NO. - 2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE RECONSTRUCTION/WIDENING OF BRIDGE ON NORTH OCEAN AVENUE, CR 83, TOWN OF BROOKHAVEN (CP 5849)</p>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <input checked="" type="checkbox"/> No _____		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<div style="border: 1px solid black; border-radius: 50%; width: 40px; height: 20px; margin: 0 auto; display: flex; align-items: center; justify-content: center;"> County </div>	Town	Economic Impact
Village	School District	Other (Specify):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
<p>Resolution will authorize additional compensation after completion of work for the vendor. Vendor claimed overage in the asphalt and steel adjustment clauses in the contract. NYSDOT approved the modification. Funds are available from Federal Highway Administration (PIN # 075681). Federal funds are 80% (\$300,000), County funds 20% (\$75,000). County Comptroller is authorized to issue BAN's for Federal share.</p>		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
Federal Highway Administration PIN 075681—80% allocation (\$300,000)		
20% allocation for County Serial Bonds (\$75,000)		
9. Timing of Impact		
2009		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		June 3rd, 2009

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1572

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$17,085	\$0.03		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$17,085	\$0.03		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Suffolk County
Project Name
 General Obligation Serial Bonds
 Level Debt

1572

Term of Bonds: **5**
 Amount to Bond: **\$75,000**

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2009					
11/1/2009					
5/1/2010	4.500%	\$13,709.37	\$3,375.00	\$17,084.37	\$17,084.37
			\$1,379.04	\$1,379.04	
5/1/2011	4.500%	\$14,326.29	\$1,379.04	\$15,705.33	\$17,084.37
			\$1,056.70	\$1,056.70	
5/1/2012	4.500%	\$14,970.98	\$1,056.70	\$16,027.68	\$17,084.37
			\$719.85	\$719.85	
5/1/2013	4.500%	\$15,644.67	\$719.85	\$16,364.52	\$17,084.37
			\$367.85	\$367.85	
5/1/2014	4.500%	\$16,348.68	\$367.85	\$16,716.53	\$17,084.37
		\$75,000.00	\$10,421.86	\$85,421.86	\$85,421.86

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

1572

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive

FROM: Thomas LaGuardia, P.E., Chief Deputy Commissioner

DATE: May 19, 2009

RE: **AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE COUNTY SHARE FOR PARTICIPATION IN THE RECONSTRUCTION/WIDENING OF BRIDGE ON NORTH OCEAN AVENUE, CR 83, TOWN OF BROOKHAVEN (CAPITAL PROGRAM NUMBER 5849)**

Attached are a draft resolution and duplicate copy to appropriate the sum of \$375,000 for construction in connection with the above referenced project.

There are no funds included in the 2009 Capital budget and program for this project. However, pursuant to the Suffolk County charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifth percent (50%) by Federal or State aid.

Resolution No.'s 1158-2005, 492-1999, 516-2001, 796-2003, 901-2004 and 1401-2004, were previously issued to fund and complete this project.

We had requested additional compensation for the subject job. The reason for the overage is related to contract asphalt and steel adjustment clauses and a contractor claim for Time Related Compensation. NYSDOT reviewed and approved the contract revisions we requested.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "RESO-DPW-CP 5849.doc".

TL:WH:sk
attach.

cc Chris Kent, Chief Deputy County Executive
 Brendan Chamberlain, County Executive Assistant
 Carmine Chiusano, Principal Financial Analyst
 William Hillman, P.E., Chief Engineer

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1572

NEW
YORK
METROPOLITAN
TRANSPORTATION
COUNCIL

NASSAU/SUFFOLK TRANSPORTATION
COORDINATING COMMITTEE

State Office Building
250 Veterans Memorial Highway
Hauppauge, NY 11788-5518
Tel: (631)952-6112
Fax: (631)952-6420

To: Robert W. Shinnick, Director of Transportation Operations, Suffolk County
Patricia Bourne, Director, Nassau County Planning Commission
Sarah B. Rios, Director of Grants Management, MTA
Subimal Chakraborti, Director, NYSDOT, Region 10

From: Nancy O'Connell, N/S TCC Staff Director *N O'Connell*

Subject: ADMINISTRATIVE MODIFICATION NS #08-Y TO TIP2008-2012

Date: May 18, 2009

At the request of New York State Department of Transportation, Administrative Modification #08-Y to the Transportation Improvement Program (TIP) FFY 2008-2012 has been prepared. This TIP action becomes effective with its transmittal to the voting members and Technical Committee.

Suffolk County requests:

PIN 075681- CR83: North Ocean Avenue over the Long Island Expressway at Exit 63 –Bridge widening and associated improvements. Additional \$ 0.375 M funding requested to complete the project (\$0.300 M CMAQ/ 0.075 M local) . Fiscal offsets are provided from OT2268.

1573

Intro. Res. No. -2009
Introduced by Legislators Schneiderman and Romaine

Laid on Table 6/23/09

**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
(DREEBEN PROPERTY – TOWN OF SOUTHAMPTON)**

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 land for use as hamlet greens, hamlet parks, pocket parks, active parkland, active recreation, historic and/or cultural park 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)(i) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of such land as an active recreation; now, therefore, be it

1st RESOLVED, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately .799 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 for use as a hamlet green, hamlet park, pocket parks, active parkland, active recreation, historic and/or cultural park; 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:

s:\res\r-dreeben-hamlet-parks-drinking-water-plan-steps

<u>PARCEL</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER</u>	<u>ACRES</u>	<u>REPUTED OWNER AND ADDRESS</u>
1	District: 0900 Section 118.00 Block 02.00 Lot 002.000	.799	Jim Dreeben 89 Peconic Avenue Riverhead, NY 11901

EXHIBIT "A"

1574

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

Laid on Table 6/23/09

**RESOLUTION NO. -2009, DIRECTING TOWN TAX
RECEIVERS TO INCLUDE A STATEMENT ON INTEREST AND
PENALTY CALCULATIONS ON TAX BILLS**

WHEREAS, Suffolk County has a history of requiring specific information to be displayed on real property tax bills in order to provide County residents with a clear, accurate assessment and distribution of their property taxes; and

WHEREAS, all ten (10) towns in Suffolk County have availed themselves of a provision in Section 13(c) of the SUFFOLK COUNTY TAX Act which allows towns to establish a system whereby residents are allowed to pay their tax bill in two payments, with the first payment due in January and the second payment due in May; and

WHEREAS, many County residents are unaware that, if they take advantage of the two payment system and the second payment on their tax bill is late, they will be charged interest and penalties on the unpaid portion of their taxes dating back to February of that year; and

WHEREAS, it is essential that this information be communicated with County residents so that they are aware of the serious financial consequences of failing to remit their second half of their property taxes on time; and

WHEREAS, Suffolk County seeks to ensure that its real property tax laws and procedures are fully disclosed to County residents in the interest of transparency; now, therefore be it

1st RESOLVED, that, commencing with the tax bill for the tax year 2009-2010, and then in all tax years thereafter, the Receiver of Taxes of the ten (10) towns of Suffolk County are hereby authorized, empowered and directed to include with each real property tax bill the following language: "Please be advised that any unpaid tax payment due on May 10th shall be assessed interest and penalties calculated with a starting date of February 1st."; 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:

1575

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

Laid on Table 6/23/09

RESOLUTION NO. -2009, ESTABLISHING A "SHOP SUFFOLK" PROMOTIONAL CAMPAIGN

WHEREAS, shopping local businesses provides a wealth of advantages to communities and the environment; and

WHEREAS, it has been established that money spent in local businesses remains local, providing greater benefit to the community and non-profit organizations that receive charitable donations from business owners; and

WHEREAS, shopping locally builds a community's economic strength, encourages the establishment of new businesses in the area, and produces increased income, jobs and tax receipts within the community; and

WHEREAS, local businesses are also more likely to purchase advertisements in local publications, use local banks and get services they need to run their businesses from within the surrounding community; and

WHEREAS, small businesses are the backbone of Suffolk County's economy and patronizing their services helps to keep critical jobs and companies on Long Island; and

WHEREAS, local businesses in Suffolk County are owned by people who live here, work here, and are invested in the future of our County; and

WHEREAS, purchasing goods in Suffolk County is environmentally friendly and reduces our dependence on foreign oil, as it reduces the amount of oil consumed to transport shoppers out of the County or ship goods from across the state, country and world into the County; and

WHEREAS, Suffolk County must encourage its residents to patronize local businesses as a means to keep companies in our community, maintain the County's unique character and strengthen the local economy; now, therefore be it

1st RESOLVED, that the Suffolk County Department of Economic Development is hereby authorized, empowered and directed to establish a "Shop Suffolk" promotional campaign to encourage Suffolk County residents to shop locally instead of in other counties or online; and be it further

2nd RESOLVED, that as part of this program, the Department of Economic Development shall formulate a plan to educate Suffolk County residents about the benefits and importance of shopping in Suffolk County; and be it further

3rd RESOLVED, that the Department of Economic Development will notify this Legislature in writing within ninety (90) days of the effective date of this resolution if additional funding is necessary to implement the "Shop Suffolk" program; and be it further

4th **RESOLVED**, that the Department of Economic Development shall work with local chambers of commerce and business improvement districts to establish and implement the “Shop Suffolk” campaign; 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\r-Shop Suffolk

1576

Intro. Res. No. -2009

Laid on Table

6/23/09

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

RESOLUTION NO. -2009, APPROPRIATING FUNDS THROUGH THE ISSUANCE OF SEWER DISTRICT SERIAL BONDS FOR THE IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST (SLUDGE - COGENERATION) (CP 8180)

WHEREAS, the Bergen Point Wastewater Treatment Facility requires a substantial electric and thermal load; and

WHEREAS, the County and district have a desire to evaluate the use of a gas fired cogeneration facility located at the Bergen Point Wastewater Treatment Plant; and

WHEREAS, an RFQ/RFP is being prepared and can be issued during 2009; and

WHEREAS, the 2009 Adopted Capital Program & Budget includes sufficient funds for assistance in reviewing RFQ/RFPs submitted; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2009 Capital Budget, as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$200,000 in Sewer District Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of seventy two (72), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, that the proceeds of \$200,000 in Sewer District Serial Bonds be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>AMOUNT</u>
528-CAP-8180.114	Sewer District No. 3 - Southwest Sludge	\$200,000
Fund 203 Debt Service	Treatment and Disposal Project	

and be it further

3rd **RESOLVED**, that the Administrative Head of the Sewer District be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the planning, design and supervision to SD 3 – Southwest (Sludge – Cogeneration)

DATED:

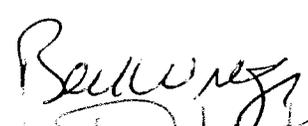
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1576

1. Type of Legislation Resolution <u> X </u> Local Law <u> </u> Charter Law <u> </u>		
2. Title of Proposed Legislation Appropriating Funds Through the Issuance of Sewer District Serial Bonds for the Improvements to Suffolk County Sewer District No. 3 – Southwest (Sludge Project - Cogeneration) (CP 8180)		
3. Purpose of Proposed Legislation See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u> X </u> No <u> </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):
Library District	Fire District	Sewer District
6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact This resolution appropriates funds included in the Adopted Capital Program. The financial impact has been determined to be less than \$0.20/typical property/year.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. The project is \$200,000 in Sewer District Serial Bonds		
8. Proposed Source of Funding Serial Bonds		
9. Timing of Impact 2010		
10. Typed Name & Title of Preparer Ben Wright, P.E. Chief Engineer Sanitation	11. Signature of Preparer 	12. Date 6/21/09

Suffolk County
 General Obligation Serial Bonds
 Level Debt

1576

Term of Bonds: 5
 Amount to Bond: \$200,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
11/1/2009					
5/1/2010					
11/1/2010	4.500%	\$36,558.33	\$9,000.00	\$45,558.33	\$45,558.33
			\$3,677.44	\$3,677.44	
11/1/2011	4.500%	\$38,203.45	\$3,677.44	\$41,880.89	\$45,558.33
			\$2,817.86	\$2,817.86	
11/1/2012	4.500%	\$39,922.61	\$2,817.86	\$42,740.47	\$45,558.33
			\$1,919.60	\$1,919.60	
11/1/2013	4.500%	\$41,719.13	\$1,919.60	\$43,638.73	\$45,558.33
			\$980.92	\$980.92	
11/1/2014	4.500%	\$43,596.49	\$980.92	\$44,577.41	\$45,558.33
		\$200,000.00	\$27,791.64	\$227,791.64	\$227,791.64

COUNTY OF SUFFOLK



JUN 08 2009

1576

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive

FROM: Tom LaGuardia, P.E., Chief Deputy Commissioner

SUBJECT: **Appropriating Funds Through the Issuance of Sewer District Serial Bonds for the Improvements to Suffolk County Sewer District No. 3 – Southwest (Sludge Project - Cogeneration) (CP 8180)**

DATE: June 2, 2009

Attached is a draft resolution filed as tl-bw6-2-09 Reso-DPW sd3 Southwest improvements (Sludge Project - Cogeneration) CP 8180 and appropriate forms with backup (filed as tl-bw6-2-09 Backup- DPW 175A sd3 Southwest improvements (Sludge Project - Cogeneration) CP 8180 and tl-bw6-2-09 Backup-DPW 175B sd3 Southwest improvements (Sludge Project – Cogeneration) CP 8180). The project involves engineering assistance in the planning phase of a Cogeneration RFQ/RFP estimated to require \$200,000. The project is at the Bergen Point Wastewater Treatment Plant. Financing needs are contained in the 2009 Adopted Capital Program and Budget and use Sewer District Serial Bonds.

We appreciate the resolution being laid on the table.

TL:BW:ni
Attachment

cc: Chris Kent, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, County Executive Assistant
Laura Conway, CPA, Chief Accountant
Linda Spahr, Esq., Assistant County Attorney
Ben Wright, P.E., Chief Engineer, Sanitation
Carmine Chiusano, Assistant Budget Director
CE Reso Review
tl-bw6-2-09 Back-up DPW sd3 Southwest Cogeneration serial bonds CP 8180 memo to BZwirn

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

Intro. Res. No. 1577 2009

Laid on Table 6/23/09

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

RESOLUTION NO. _____, 2009 CALLING FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING PROPOSED INCREASES AND IMPROVEMENTS OF FACILITIES FOR SEWER DISTRICT NO. 9 – COLLEGE PARK (CP 8163)

WHEREAS, by proceedings heretofore duly had and taken pursuant to Article 5-A of the County Law, the County Legislature of the County of Suffolk, New York has established a County sewer district designated and known as Suffolk County Sewer District No. 9 – College Park; and

WHEREAS, the Suffolk County Sewer Agency is recommending an increase and improvement to Suffolk County Sewer District No. 9 – College Park, namely, process improvements; and

WHEREAS, pursuant to New York County Law Section 268, the Suffolk County Sewer Agency has prepared maps and plans pertaining to these proposed increases and improvements to the facilities of Suffolk County Sewer District No. 9 – College Park and has also prepared an estimate of the costs of such increases and improvements and has filed these documents, along with its recommendations and reports of its proceedings, with the County Legislature of the County of Suffolk; and

WHEREAS, it would appear that these increases and improvements are in the best interests of the people of Suffolk County; and

WHEREAS, it is the function of County Legislature of the County of Suffolk to call for a public hearing upon such proposed increases and improvements to facilities at Suffolk County Sewer District No. 9 – College Park; now, therefore, be it

1st RESOLVED, this County Legislature of the County of Suffolk, being the lead agency under the State Environmental Quality Review Act ("SEQRA") Environmental Conservation Law Article 8, and pursuant to Resolution No. 370-2006 hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of the New York State Code of Rules and Regulations; and be it further resolved that

2nd RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows

Section 1. A meeting of the County Legislature of the County of Suffolk New York shall be held at the Riverhead Culinary Arts Center in Riverhead, New York, in said County, on the 18th day of August 2009, at 2:30 p.m., Prevailing Time, for the purpose of conducting a public hearing on the aforesaid matter and for such other action on the part of said County Legislature as may be required by law or proper in premises.

Section 2. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of said public hearing to be published once in each of the official newspapers of said County, and such other newspaper as the Legislature may designate, if any, said publication to be made in each of such newspapers not less than ten, nor more than twenty days before the day set herein for said public hearing. Such notice shall be in the following form, to wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the County Legislature of the County of Suffolk New York will meet at the Riverhead Culinary Arts Center in Riverhead, New York, in said County, on August 18, 2009 at 2:30 p.m., Prevaling Time, for the purpose of conducting a public hearing upon a proposal for increases and improvements to the facilities of Suffolk County Sewer District No. 9 – College Park, in and about the Town of Brookhaven, substantially in accordance with the maps, plans, report and recommendations prepared by and filed with the Suffolk County Legislature by the Suffolk County Sewer Agency with the assistance of the County Department of Public Works, at which time and place said County Legislature will consider such proposal and hear all parties interested therein concerning the same.

Notice of Cost

The total cost for the increases and improvements to Suffolk County Sewer District No. 9 – College Park is \$750,000 using sewer district serial bonds. The cost is to be allocated to the entire area of said sewer district. It is proposed that the project will be implemented during 2009 and that \$750,000 in sewer district serial bonds will be appropriated in 2010 with the first interest payment in 2010 and the maximum payment year being 2011. It is indicated in the map, plan and report that the project will require sewer district serial bonds and the financial impact of the project will be \$13.31 per year per typical property.

Project Description

The increase and improvement to Suffolk County Sewer District No. 9 – College Park of the process improvement project includes construction of effluent filtration system in a building, installation of aeration blowers, and installation of equipment and systems. The project is more fully described and defined in the aforementioned maps, plans, report and recommendations. The estimate of the cost associated with the increase and improvement project is \$750,000.

A copy of the map, plan, and estimate of costs relating to said proposed increase and improvement of facilities is on file in the Office of the Clerk of said County Legislature where the same may be examined during regular business hours.

Section 3. This resolution shall take effect immediately.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1577

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 CALLING FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING PROPOSED INCREASES AND IMPROVEMENTS OF FACILITIES FOR SEWER DISTRICT NO. 9 – COLLEGE PARK (CP8163)		
3. Purpose of Proposed Legislation SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ 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):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact THERE IS NO COST ASSOCIATED WITH PUBLIC HEARINGS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. N/A		
8. Proposed Source of Funding THERE IS NO COST ASSOCIATED WITH PUBLIC HEARINGS AND, THEREFORE, NO ASSOCIATED FUNDING SOURCE.		
9. Timing of Impact UPON ADOPTION		
10. Typed Name & Title of Preparer DEBRA KOLYER PRINCIPAL FINANCIAL ANALYST	11. Signature of Preparer 	12. Date June 15, 2009

SCIN FORM 175b (10/95)

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1577

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COUNTY OF SUFFOLK



JUN 08 2009
1577

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
FROM: Tom LaGuardia, P.E., Chief Deputy Commissioner
SUBJECT: **Calling for a Public Hearing for the Purpose of Considering the Increase and Improvement of Facilities for Sewer District No. 9 - College Park CP 8163**
DATE: June 1, 2009

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8163 – SD 9 – College Park Hearing 6-1-09 and backup filed as Backup DPW CP 8163 – SD 9 – College Park Hearing 6-1-09. The resolution calls for a public hearing to provide funds for the improvements of the wastewater treatment facility. Funds requested total \$750,000. During 2007, serial bonds in the amount of \$550,000 were appropriated based on a 2006 public hearing. The public hearing was not advertised properly and must be redone. We have assumed that the normal processing of this resolution will lead to a hearing on August 18th thus in the Riverhead Culinary Arts Center. This may require adjustment. Additional funds are needed and serial bonds will not pierce the State Comptroller's cap of \$17 per typical property, thus an application is not needed. We appreciate the draft resolution being laid on the table as soon as possible.

TL:BW:ni
Attachment

cc: Chris Kent, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, County Executive Assistant
Laura Conway, CPA, Chief Accountant
Linda Spahr, Esq., Assistant County Attorney
Carmine Chiusano, Assistant Budget Director
Ben Wright, P.E., Chief Engineer, Sanitation
CE Reso Review

tl-bw6-1-09 Backup DPW sd9 College Park Improvement Hearing CP8163 memo to BZwirn
SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

**RESOLUTION NO. -2009, AUTHORIZING PLANNING
STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY
WORKFORCE HOUSING PROGRAM**

WHEREAS, Article XXXVI of the SUFFOLK COUNTY ADMINISTRATIVE CODE establishes the County's Workforce Housing Program; and

WHEREAS, Section 36-2(C) of said Article authorizes land to be acquired by the County through the use of Capital Bond proceeds (CP 8704); and

WHEREAS, the County Department of Economic Development and Workforce Housing and the Town of Southampton have identified a site in the County of Suffolk, to be known as "Sandy Hollow Cove," which would be appropriate for development as workforce housing and which is identified by the Suffolk County Tax Map Number as follows: 0900-111.00-03.00-024.000; and

WHEREAS, pursuant to Section 36-2 (C) of Article XXXVI of the Suffolk County Administrative Code, it is proposed that the County acquire the parcel identified by Suffolk County Tax Map Number 0900-111.00-03.00-024.000; and

WHEREAS, the Town of Southampton has expressed an interest in partnering with the County of Suffolk to provide workforce housing at this location; now, therefore be it

1st RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this constitutes a Type II action pursuant to Section 617.5(c) (18), (20), (21) and (27) of the NEW YORK CODE OF RULES AND REGULATIONS (NYCRR) in that the resolution authorizes information collection and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action and because the resolution constitutes routine or continuing agency administration; since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that this Legislature hereby finds that the parcel in the Town of Southampton, as identified by the Suffolk County Tax Map Number 0900-111.00-03.00-024.000, meets the acquisition and infrastructure funding requirements of the County Workforce Housing Program and the need to fill the critical shortage of workforce housing in Suffolk County; and be it further

3rd RESOLVED, that the Director of Affordable Housing within the Suffolk County Department of Economic Development and Workforce Housing, is hereby authorized, empowered and directed, pursuant to Section 14-10(B) of the SUFFOLK COUNTY CHARTER, to plan for the acquisition of and/or infrastructure improvements in the Town of Southampton for the parcel listed below:

<u>PARCEL:</u> <u>OWNER:</u>	<u>SUFFOLK COUNTY</u> <u>TAX MAP NUMBER:</u>	<u>ACREAGE:</u>	<u>REPUTED</u>
No. 1 Development LLC	District 0900 Section 111.00 Block 03.00 Lot 024.000	2.562	Glesir
	Sandy Hollow Road Tuckahoe		

;and be it further

4th RESOLVED, that the County Department of Economic Development and Workforce Housing, the Division of Real Property Acquisition and Management, and the County Department of Law are hereby authorized, empowered and directed to take such other actions as may be necessary and appropriate to accomplish such planning purposes, including, but not limited to, securing appraisals, surveys, engineering reports, environmental audits, title search and to utilize such valid appraisals for the subject parcels 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

5th RESOLVED, that the Director of Affordable Housing within the Suffolk County Department of Economic Development and Workforce Housing is hereby authorized, empowered and directed to take such other actions as may be necessary and appropriate to process such application; and be it further

6th 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; and be it further

7th RESOLVED, that any unencumbered, unallocated funds available upon the execution of a binding Development Agreement between the County of Suffolk and the Town of Southampton shall be appropriated to future and subsequent Workforce Housing Program projects.

Date:

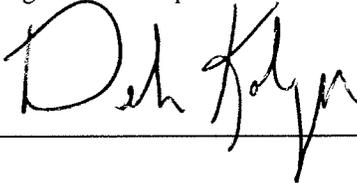
APPROVED BY:

County Executive of Suffolk County

Date:

1578

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		
AUTHORIZING PLANNING STEPS FOR IMPLEMENTATION OF SUFFOLK COUNTY WORKFORCE HOUSING PROGRAM		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE.		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes _____ 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):
Library District	Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
THIS RESOLUTION AUTHORIZES THE PLANNING STEPS FOR THE ACQUISITION OF A PARCEL OF LAND IN THE TOWN OF SOUTHAMPTON, AS IDENTIFIED BY THE SUFFOLK COUNTY TAX MAP NUMBER 0900-111.00-03.00-024.00 FOR THE WORKFORCE HOUSING PROGRAM.		
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 ADOPTION		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Debra Kolyer Principal Financial Analyst		June 15, 2009

SCIN FORM 175b (10/95)

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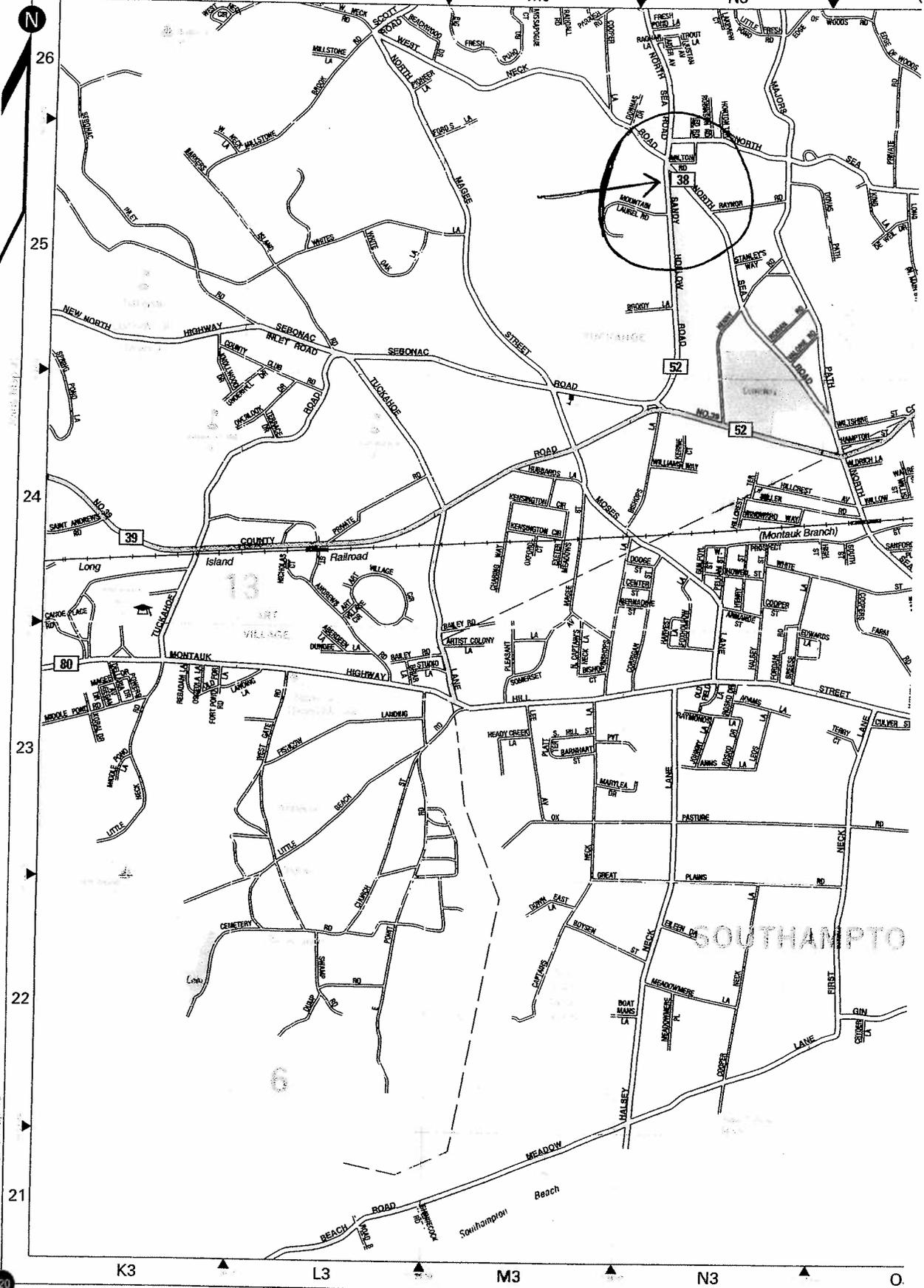
CL. NO.
SEC. NO.
2-020.1

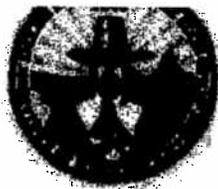
NOTE:
AN APPARENT OVERLAP CONDITION EXISTS BETWEEN
PARCELS 0900-111-02-080, 066.3 AND 066.5.
PARCELS 0900-111-02-066.3 AND 066.5
APPEAR ON OVERLAY SECTION 111.

TERTS TRACTS: 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.	NOTICE 	COUNTY OF SUFFOLK © Real Property Tax Service Agency County Center Riverhead, N Y 11901 SCALE IN FEET.		KEY 	TOWN OF SOUTHAMPTON	SECTION NO 111
		VILLAGE OF	DISTRICT NO 0900		PROPERTY MAP	

Suffolk Co.

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LINDA A. KABOT
SUPERVISOR

Town of Southampton
116 HAMPTON ROAD
SOUTHAMPTON, NEW YORK 11968

Phone: 631-283-6055
Fax: 631-287-5708

www.southamptontownny.gov

October 23, 2008

Ms. Jill Rosen-Nikoloff
Director of Affordable Housing
Suffolk County Department of Economic
Development & Workforce Housing
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Re: Sandy Hollow Cove Workforce Housing

Dear Ms. Rosen-Nikoloff:

The Town of Southampton has been presented with an application that purposes a sixteen unit 100% workforce housing development. The project developer has partnered with the Community Development Corporation of Long Island (CDCLI) a well-established not-for-profit organization that has developed over 800 units of affordable housing throughout Long Island.

The site for Sandy Hollow Cove is located at 161 Sandy Hollow Road, approximately half a mile from the Tuckahoe Hamlet Center. The residences have been designed to resemble traditional farmhouses to reflect the rural character of the town. Each "farmhouse" will contain four dwelling units of approximately 1,150 square feet with 2 bedrooms and 2 bathrooms each. This design will present the appearance of four single-family homes, as opposed to a large development. Most importantly, 50% of the units will be restricted to those making no more than 80% of the Median income of Suffolk County and the remaining 50% will be reserved for individuals and families making up to 120% of the Median income of Suffolk County.

As you know, the Town of Southampton is committed to providing opportunities to retain our workforce in the Town. In our efforts to support and facilitate affordable housing opportunities throughout the Town we understand the importance of county funding in making these developments ultimately affordable. The Sandy Hollow Cove application is being scheduled for expedited review through the town government approvals in accordance with Chapter 216 of the Town Code. The application has been positively received by numerous community organizations, including local fire and EMS volunteers.

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We appreciate your consideration of this proposal and would welcome the opportunity to work with the county on this and other affordable housing projects in the future.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Linda A. Kabot". The signature is fluid and cursive, with a large initial "L".

Linda A. Kabot
Supervisor
Town of Southampton

Cc: County Executive Steve Levy
Jefferson Murphree, Department of Land Management Administrator
Town Board

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Resolution 2009-211

Category: SEQRA
Sponsors: Supervisor Linda Kabot
Department: Planning

Resolution Adopting Negative Declaration for Purposes of SEQRA in Connection with the Sandy Hollow Cove Residential Planned Development District (SHCRPDD) Zone Change Petition, Tuckahoe

WHEREAS, on January 26, 2007, the Town Board of the Town of Southampton received a Petition for a Change of Zone to a Residential Planned Development District (RPDD) for the Sandy Hollow development proposal, with additional required information received on April 24, 2008; and

WHEREAS, the petition requests rezoning from the existing Residential 80,000 square feet (R-80) classification to a Residential Planned Development District (RPDD) for the purpose of constructing a condominium residential development for workforce housing, consisting of sixteen (16) two-bedroom units housed within four buildings, wherein each unit would have approximately 1,150 square feet. The total proposed building area is 113,824 square feet square feet; and

WHEREAS, the subject parcel encompasses 2.61 acres of land and is located at 161 Sandy Hollow Road in the Hamlet of Tuckahoe, Town of Southampton, Suffolk County Tax Map Parcel 900-111-03-24; and

WHEREAS, the proposed Change of Zone is a Type I Action pursuant to SEQRA and Section 330-244 G of the Town Code; and

WHEREAS, the Applicant has submitted an Environmental Assessment Form (EAF) Part 1, and supplementary analysis including a Traffic Study; and

WHEREAS, the Department of Land Management prepared an Environmental Assessment Form Part II and the Town's consultant submitted an Environmental Assessment Form Part III which identified and evaluated the potential impacts of the proposed action, and the Town Board has reviewed said documentation and considered the magnitude and importance of each impact; and

WHEREAS, the expanded Environmental Assessment report did not reveal significant environmental impacts associated with the adoption of the proposed zoning code amendment or development consistent with the conceptual plan; and

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Southampton hereby adopts a negative declaration in accordance with Article 8 of the Environmental Conservation Law (ECL) for the action to amend Chapter 330, Article XXVI of the Zoning Law of the Town of Southampton by adding a Section 330-248 (T) entitled "SHCRPDD" establishing a change of zone from Residential 80,000 square feet (R-80) to Residential Planned Development District (RPDD); and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to maintain a copy of the determination of significance (negative declaration) dated February 10, 2009, which shall be made available to the public upon request, and forward same to all involved agencies, the

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project sponsor, and any person who requested a copy; and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause said determination of significance to be filed in the Environmental Notice Bulletin (ENB) pursuant to SEQRA (6 NYCRR) Section 617.12.

Fiscal Impact:
None

Vote Record - Resolution 2009-212					
		Yes/Aye	No/Nay	Abstain	Absent
<input type="checkbox"/> Adopted	Linda Kabot	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Adopted as Amended	Chris Nuzzi	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Defeated	Anna Throne-Holst	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Tabled	Nancy Graboski	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Withdrawn	Sally Pope	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Resolution 2009-212

Category: Local Laws
Sponsors: Supervisor Linda Kabot
Department: Planning

Resolution of Adoption of a Local Law to Enact a Zoning Change for a 2.61 Acre Parcel of Property Located at 161 Sandy Hollow Road, Tuckahoe from Residential 80,000 Square Feet (R-80) to Residential Planned Development District (RPDD) to Provide Affordable Housing in the Hamlet of Tuckahoe

WHEREAS, on January 26, 2007, the Town Board of the Town of Southampton received a Petition for a Change of Zone to a Residential Planned Development District (RPDD) for the Sandy Hollow Cove development proposal, with additional required information received on April 24, 2008; and

WHEREAS, the petition requests rezoning from the existing Residential 80,000 square feet (R-80) classification to a Residential Planned Development District (RPDD) for the purpose of constructing a cooperative or condominium residential development for workforce housing, consisting of sixteen (16) two-bedroom units housed within four buildings, wherein each unit would have approximately 1,150 square feet. The total proposed building area is 12,916 square feet square feet; and

WHEREAS, the subject parcel encompasses 2.61 acres of land and is located at 161 Sandy Hollow Road in the Hamlet of Tuckahoe, Town of Southampton, Suffolk County Tax Map Parcel 900-111-03-24; and

WHEREAS, the proposed Change of Zone is a Type I Action pursuant to SEQRA and Section 330-244 G of the Town Code; and

WHEREAS, after coordination with all involved agencies, by Resolution No. 2008-8280 on June 24, 2008, the Town Board of the Town of Southampton assumed lead agency; and

WHEREAS, the Town Board held Public Hearings on the proposed Change of Zone

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modify the standards required herein, provided that: no significant adverse environmental impact to the property or its surroundings will occur and the modification would better achieve the goals and objectives described within the legislative intent and this section.

- (a) Lot area, minimum: 2.61 acres.
 - (b) Maximum lot coverage by main and accessory buildings: 20%.
 - (c) Maximum Building size: not to exceed recommendations as shown on the plan entitled "Sandy Hollow Cove -Proposed Site Development" prepared by Stephen Ray Fellman, issued to the Town for Review on 12/14/06.
 - (d) Minimum lot area per dwelling unit: as shown on the plan entitled "Sandy Hollow Cove -Proposed Site Development" prepared by Stephen Ray Fellman, issued to the Town for Review on 12/14/06.
 - (e) Maximum total impervious surface area: not to exceed recommendations as shown on the plan entitled "Sandy Hollow Cove -Proposed Site Development" prepared by Stephen Ray Fellman, issued to the Town for Review on 12/14/06.
 - (f) Height, maximum:
 - [1] Stories: two.
 - [2] Feet: thirty-two (32).
 - (g) Yards, principal buildings, minimum:
 - [1] Front: 50 feet.
 - [2] Side, minimum for one: 40 feet.
 - [3] Side, total for both or interior lot: 80 feet.
 - [4] Rear: 30 feet.
 - (h) Yards, accessory buildings and structures, (except sewage treatment facilities that have special regulations), fences and retaining walls:
 - [1] Distance from street: 50 feet.
 - [2] Distance from side and rear lot lines: 30 feet.
 - (i) Buffer yard:
 - A street buffer yard of 30 feet formed by a combination of natural vegetation and augmented with revegetated native landscaping shall be established and maintained along the property line fronting the subject property with exception of the required site access location or locations.
- (6) Yield and unit size. The number of dwelling units shall be no more than sixteen (16) units. The size of the housing units shall be limited to a maximum total gross floor area up to 1,300 square feet and a minimum of 900 square feet and contain two bedrooms, exclusive of basements, garages, and attics, if any.
- (7) General development standards. To ensure consistency with the findings, purpose, goals and general development standards established for planned development districts, all development shall conform with sections 330-240 and 330-245 of the Town

Code of the Town of Southampton.

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(8) Specific development standards.

(a) A revised site plan must be submitted to the Town of Southampton Planning Board for review and approval pursuant to section 330-243B and sections 330-181 to 330-184.1 of the Town Code of the Town of Southampton and be consistent with the suggested revision to the site plan entitled "Sandy Hollow Cove -Proposed Site Development" prepared by Stephen Ray Fellman, issued to the Town for Review on 12/14/06.

(b) The Town Planning Board, in reviewing and approving a final site plan, shall ensure that the plan conforms to the requirements of the SHRPDD.

(c) All construction shall be subject to the review of the Board of Architectural Review.

(d) Site Plan Elements, Architecture and design.

[1] Dwelling units shall be coherently designed to include shared functional open space, off-street parking, and consistent landscaping. The layout and design submitted for site plan review shall be based on revisions to the plan entitled "Sandy Hollow Cove-Proposed Site Development" prepared by Stephen Fellman, Architect, and issued to the Town on 12/14/06.

[2] Building construction and design shall reflect the traditional hamlet architecture with consideration to the special character of Southampton as a rural and resort community. In choice of exterior finish, care shall be taken to avoid the appearance of a development in which all units appear exactly the same. Exterior facades of dwelling units shall be designed to avoid blank walls through the use of building modulation, changes in materials, windows, and/or other design features. Air conditioning units shall be covered and disguised. Architectural design shall be based on revision to the plans entitled "Sandy Hollow Cove-Proposed Site Development," prepared by Stephen Fellman, Architect, and issue to the Town on 12/14/06.

[3] Requirements. Buildings shall have a common design theme that provides variety and character within a project. Walls and roofs shall include separations, changes in plane and height, and architectural elements such as balconies, porches, dormers, and cross-gables. Techniques for complying with this requirement include, but are not limited to:

[a] Facade modulation:

[b] Articulating each interval with architectural elements like a porch, balcony, bay window, and or covered entry;

[c] Articulating the roof line by stepping the roof and by

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emphasizing dormers, chimneys, or gables; and

[d] Providing a ground or wall-mounted fixture, a trellis, a tree, or other site feature within each interval.

[4] The primary material of the exterior of dwelling units shall be constructed with cedar Impression shake and shingle siding. In addition, the project will use:

[a] Materials with textures or patterns; and

[b] Exterior colors that are subdued.

[5] Orientation. Buildings shall be oriented for privacy, to the extent practicable, both within the project and in relation to the surrounding properties. Each house shall be oriented toward the internal driveway, with primary entrances, porches facing the internal driveway. The applicant will screen all units facing parking areas to block all light from headlamps of vehicles from entering units.

[6] The development shall conform to the provisions of the Americans with Disabilities Act (ADA) and the Fair Housing Act (FHA) and chapter 123 of the Southampton Town Code. The Planning Board shall ensure that construction of each dwelling unit will be minimized with regard to meeting requirements for accessibility under ADA for future renovations. The intent is to create an inclusive housing environment consistent with, but not limited to ADA and FHA standards aimed at enabling access by all occupants and future occupants regardless of age, size or abilities. The Planning Board shall assure that each dwelling unit will be designed with sensitivity to a convenient, safe, and secure environment for both active and physically challenged persons.

[7] Universal Design. Residential units, to the extent practicable, shall incorporate visitable design concepts by conforming to the supplemental design requirements listed in Chapter 123, Article IV, Universal Design for multi-family housing.

[8] Life Safety requirements shall be determined by the Planning Board, in coordination with the Fire Marshall and Fire District, at the time of site plan review.

[9] Energy. To the maximum extent practicable, the Planning Board shall assess and require energy conservation measures that may be appropriate for incorporation into building and site designs (e.g. Energy Star, solar, water conservation/ low-flow irrigation, etc.) The applicant will investigate the use of solar energy to provide electricity for the sewage treatment plant.

[10] Noise. During site plan review, the Planning Board shall assess

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and determine the need for noise attenuating structures and/or building materials. The Planning Board may require a notification covenant for residents of this development to be advised of potential noise from pre-existing uses surrounding the site.

[11] No entry signs will be permitted.

[12] The applicant will provide a children's playground for onsite residents.

(9) Open space. Common Open Space areas shall be designed, improved and maintained for the use of residents and shall be subject to the Planning Board approval as to location, design, adequacy, taking into account the size of the development and anticipated occupancy of the units. A minimum of 40% of the site shall remain as permanent open space. Structures, parking lot areas, or spaces of 10 feet or less between buildings shall not be included in the calculation of the common open space area. To encourage the use of alleys, up to 30% of the total area used for alleys can count towards a maximum of 5% of the open space requirements. The open space plan shall be subject to Planning Board approval as to location, design, and adequacy. Rights-of-way within public alleys may count towards the open space requirements for the neighborhood. Other options for open space that can be considered are:

(a) Meadow; grasslands; fields planted with herbaceous vegetation, such as wildflowers, that only require mowing once a year to maintain.

(b) Conservation greenway; wildlife corridor; a naturally landscaped buffer or corridor that shields, separates or borders different uses; could also include the protection of existing hedgerows and linear habitat for wildlife native to the area.

(c) Multifunctional/storm water management facilities; a naturally vegetated area, typically linear to correspond with the site's drainage patterns, whose main purpose is to absorb and infiltrate storm water runoff. A secondary purpose and benefit may be the provision of wildlife habitat.

(d) Arboreta; space designed for the preservation and display of plant materials.

(10) Each individual multifamily dwelling unit shall, if practicable, be provided with a private outdoor space in the form of a patio, terrace, garden, courtyard, deck or balcony, which space shall be immediately adjoining and directly accessible to the dwelling unit which it serves.

(11) A sewage treatment plant shall be provided on site to be administered and maintained by the homeowners'/condominium/cooperative association. The Suffolk County Water Authority (SCWA) is requesting that monitoring wells with frequent sampling be incorporated into the design and maintenance of this facility because the proposed project is located between several SCWA well fields and the contributing areas for all of these wells are also in the vicinity of the project. Frequency shall be determined by the SCWA during site plan review.

(12) Landscaping. A formal landscape improvement plan for the entire site shall

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be submitted in conjunction with the final site plan. The landscape plan shall incorporate appropriate screening of building elevations, sewage treatment facility, maintenance buildings, off-street parking and interior delivery, service and trash facilities. The landscape plan may employ one or more of the following treatments: preserve and protect natural vegetation; introduce native vegetation; installation of screen fencing and walls. No more than 15% of the SHRPDD shall be comprised of fertilizer-dependent vegetation.

(13) Lighting. A comprehensive lighting plan shall be submitted in conjunction with the site plan for review and approval by the Town Planning Board. A lighting plan shall include the type, height, location, and illumination coverage of all proposed exterior lighting.

(14) Drainage. All stormwater runoff originating from the property shall be retained onsite. Adequate measures shall be taken to control soil erosion and stormwater runoff during construction and shall be subject to the approval of the Town Engineer.

(15) Community Benefit Units.

(a) All units on the premises shall be maintained as community benefit units. The Town, its agents or Boards shall determine, from the list of applicants who have received Certificates of Eligibility in accordance with Chapter 216 of the Town Code, to the extent permitted by Federal and State funding programs, the priority of households which will be as follows:

[1] Income-eligible households residing year-round in the Town of Southampton in which at least one adult member is a qualified active member of fire/EMS volunteer community services in the Town, as defined in section 216-2. Higher priority will be given to households residing in the Tuckahoe/Southampton school districts, zip code 11968.

[2] Income-eligible households residing year-round in the Town of Southampton. Higher priority will be given to such households residing in the Tuckahoe/Southampton school districts, zip code 11968.

[3] All other income-eligible households.

(b) Buyer benefit. At the time of initial purchase, the Town shall obtain, at its own cost, an appraisal of each community benefit unit to determine its fair market value. The difference between such appraised value and the purchase price shall be referred to as the "buyer benefit."

(c) Resale. The resale of each community benefit unit shall be subject to the conditions, procedures and guidelines of Chapter 216 of the Town Code.

(d) Sustainable affordability. Unless prohibited by law, all Community Benefit Units shall be encumbered with an affordability restrictive

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covenant. In the event a court of competent jurisdiction invalidates such covenant for reason of its duration, then the unit so reserved as a Community Benefit Unit shall be deemed to be restricted no less than 99 years and renewable upon transfer. However, where a Community Benefit Unit is restricted pursuant to a grant or subsidy from the federal government, State of New York or other municipal agency to provide low- or moderate-income housing consistent with the intent of Chapter 216, the Town may accept such restrictions in lieu of the restrictions set forth in this session.

(16) Number of bedrooms. The maximum number of bedrooms per housing unit shall be two. The maximum number of bedrooms in the SHRPDD shall be thirty-two.

(17) Conditions/Owner occupancy of units.

- (a) All units shall be owner occupied. This provision shall not apply to any such units acquired by the Town.
- (b) The owner of a Community Benefit Unit shall not lease any portion of such unit as an absentee landlord. Said restriction shall be incorporated into covenants and restrictions to be filed with the Suffolk County Clerk prior to the issuance of a building permit. This provision shall not apply to any such unit acquired by the Town of Southampton.
- (c) No dwelling unit shall be eligible for a summer rental permit as defined in Southampton Town Code 330-71.
- (d) No dwelling unit shall be eligible for an accessory apartment permit.
- (e) Individual residents shall not alter or change facades, construct additions or any other type of appurtenance other than those approved by the Planning Board through the site plan process.
- (f) Failure to file these covenants and/or comply with the conditions of this approval prior to receiving a building permit in accordance herewith, shall be deemed a violation of the conditions of this zoning approval and may be grounds for the Town to initiate proceedings to revert the zoning of the subject parcel back to their prior zoning classification after a public hearing.
- (g) All covenants and restrictions required by the Town Board as conditions of approval shall only be modified, waived, amended, repealed or terminated by the Town Board, after a public hearing and a Town Board approval by a majority plus one.
- (h) All Certificates of Occupancy issued for the dwelling units of the SHRPDD shall be designated as Community Benefit Units, and shall be endorsed with a notation that occupancy of such units is conditioned upon continued compliance with the provisions of this Section, Chapter 330, Chapter 216 and any other applicable laws, rules and regulations.
- (i) Covenants and restrictions in connection with the dwellings of the

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SHRPDD shall be filed in the Suffolk County Clerk's office after approval of form and substance by the Town Attorney's Office and prior to the issuance of a building permit. Further, an Advisory Covenant shall be placed on any deed in connection with any transfer of title of any unit advising of the income restriction under Chapter 216, Community Benefit Units.

(18) Basements. All basements shall be used solely for storage and utility purposes and not for living space or accessory apartments.

(19) Parking and vehicular circulation. Off-street parking and truck loading improvements incorporated as part of the final site plan shall be in accordance with sections 330-92 through 330-101 of the Town Code. The total number of parking spaces shall be calculated on 2.0 off-street parking spaces per dwelling unit. Each dwelling unit shall have at least one assigned parking space adjacent to the unit, which shall not be sold as an "add-on" amenity on the unit's initial sale price by the applicant/developer. The applicant will provide one additional parking space. Parking shall be prohibited on Sandy Hollow Road from the project driveway north to the intersection of West Neck Road to avoid obstructing site distances.

(20) The impact of driveways and parking lots on pedestrians and neighboring properties shall be minimized by designing, locating, and screening the parking areas in a way that creates few interruptions on the street, sidewalk, or building facade.

- (a) Minimizing the number and width of driveways and curb cuts;
- (b) Locating parking in areas that are less visible from the street;
- (c) Locating driveways so they are less visually dominant. Berms and landscaping may be used to screen them when they are visible from the street;
- (d) Landscaping shall be designed to provide natural screening for the following: to buffer parking, to buffer any developed adjacent areas, and to buffer the adjacent Sandy Hollow Road.

(21) Access. Due to the close proximity to the core area of CR 38 and CR 52, proposed access shall be restricted to right turns in/right turns out.

(22) Preservation of natural vegetation. The site design shall be configured in such a way as to prioritize the preservation of remaining natural vegetation.

(23) Slopes. The site development application shall include a slope analysis depicting areas of slopes in ranges 0% to 10%, 11% to 15%, and 15% and greater. Construction in areas where slopes exceed 10% may be approved if the design incorporates adequate soil stabilization and erosion control measures so as to mitigate negative environmental impacts. Erosion and sediment control plans, details of retaining walls, and erosion control structures shall be required for construction in areas where slopes exceed 15% and for roads and driveways traversing slopes of 10%.

(24) Water conservation. The use of water-saving or low-flow plumbing fixtures shall be required for all buildings within the SHRPDD. All irrigations systems shall be

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equipped with moisture sensors capable of detecting 1/8 inch of rainfall and automatically interrupting and preventing the irrigation from operating.

(25) Pedestrian circulation. Pathways shall be utilized to connect all housing units to the community open space areas and active and passive recreation areas. Pathway shall be sufficiently wide to accommodate walkers, joggers, and bicyclists and should be easily accessed from all housing units.

(26) Public water approval. The site shall be served by a public water main extended from North Sea Road to the subject property, and an easement on the project site shall be afforded to the adjoining properties to allow connection into the water main, if desired.

(27) Fire safety requirements. If an interior alarm is installed, a central fire alarm monitoring box shall be installed at a location with easy access for fire personnel. Also, firewalls/stops are to be constructed from ground level up to and including attic areas consistent with state and local codes. All units shall be fully sprinklered. Finally, the open area between buildings should conform with NFPA codes.

SECTION 4. Authority.

The Town Board is authorized to amend its zoning map and make local laws for Planned Development Districts pursuant to Article 16 of the State of New York Town Law.

SECTION 5. Effective Date.

This local law shall take effect upon the filing of this Local Law with the Secretary of State pursuant to the Municipal Home Rule Law.

SECTION 6. Severability.

If any section or subsection, paragraph, clause, phrase of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not effect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

AND BE IT FURTHER RESOLVED, Town Board of the Town of Southampton hereby directs the Town Clerk to publish the following Notice of Adoption:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that, after public hearings were held by the Town Board of the Town of Southampton on December 19, 2008, January 13, 2009, and January 27, 2009, the Town Board at their meeting of February 10, 2009 adopted LOCAL LAW No. 4 of 2009 as follows: "A LOCAL LAW amending Chapter 330, Article XXVI (Planned Development District), of the Code of the Town of Southampton by adding a new Section 330-248 (T) entitled 'Sandy Hollow Cove' (SHCRPDD)."

Copies of the proposed local law are on file in the Town' Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Kabot, Supervisor
SECONDER:	Nancy Graboski, Councilwoman
AYES:	Kabot, Nuzzi, Throne-Holst, Graboski, Pope

51. Resolution 2009-210

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Resolution of Adoption Enacting a Local Law Amending Chapter 19 of the Code of the Town of Southampton Entitled "Department of Police" to Establish the Public Safety Commission

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Kabot, Supervisor
SECONDER:	Nancy Graboski, Councilwoman
AYES:	Kabot, Nuzzi, Throne-Holst, Graboski, Pope

52. Resolution 2009-211

Resolution Adopting Negative Declaration for Purposes of SEQRA In Connection with the Sandy Hollow Cove Residential Planned Development District (SHCRPDD) Zone Change Petition, Tuckahoe

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Kabot, Supervisor
SECONDER:	Anna Throne-Holst, Councilwoman
AYES:	Kabot, Nuzzi, Throne-Holst, Graboski, Pope

53. Resolution 2009-212

Resolution of Adoption of a Local Law to Enact a Zoning Change for a 2.61 Acre Parcel of Property Located at 161 Sandy Hollow Road, Tuckahoe from Residential 80,000 Square Feet (R-80) to Residential Planned Development District (RPDD) to Provide Affordable Housing in the Hamlet of Tuckahoe

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Kabot, Supervisor
SECONDER:	Anna Throne-Holst, Councilwoman
AYES:	Kabot, Nuzzi, Throne-Holst, Graboski, Pope

54. Resolution 2009-213

Approval for Official Undertakings

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Kabot, Supervisor
SECONDER:	Anna Throne-Holst, Councilwoman
AYES:	Kabot, Nuzzi, Throne-Holst, Graboski, Pope

55. Resolution 2009-214

Authorize Transfer of Sanitary Flow Credit in Order to Construct Affordable Housing Units Located at TPED Co., LLC in the HO Zoning District on the North Side of Noyac Road, Approximately 275 Feet West of Pine Neck Avenue, Noyac (SCTM No. 900-4-3-35.3)

JUN 08 2009

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC
DEVELOPMENT & WORKFORCE
HOUSING

JILL ROSEN-NIKOLOFF
DIRECTOR OF AFFORDABLE
HOUSING

June 4, 2009

Ben Zwirn, Deputy County Executive
Office of the County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Resolution Authorizing Planning Steps for the Acquisition
of SCTM# 0900-111.00-03.00-024.000 for Workforce Housing

Dear Mr. Zwirn:

The Department of Economic Development and Workforce Housing requests the submittal of the attached resolution (Reso-Dept. of Econ. Dev. – "Sandy Hollow Cove," Town of Southampton Workforce Housing), authorizing planning steps for the acquisition of the above referenced site for workforce housing in the Town of Southampton.

Attached please find the draft resolution, the required maps indicating the site location, Town Letter of Support, Town of Southampton Board Resolutions and SCIN Forms 175A and 175B. Electronic copies are being transmitted concurrently herewith.

Thank you.

Sincerely,


Jill Rosen-Nikoloff
Director of Affordable Housing

Enc.

Cc: Christopher Kent, Chief Deputy County Executive
Patrick Heaney, Commissioner, Dept. of Economic Development & Workforce Housing
Carrie Meek-Gallagher, Commissioner, Dept. of Environment and Energy
✓Brendan Chamberlain, County Executive Assistant
CE RESO REVIEW, via email

JRN/mkc

Intro. Reso. No. 1579-09
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 6/23/09

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$15,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, OFFICE OF INSPECTOR GENERAL, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE U.S. DEPARTMENT OF AGRICULTURE'S SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) AND WELFARE FRAUD INVESTIGATION WITH 85.14% SUPPORT.

WHEREAS, the United States Department of Agriculture, Office of Inspector General, has made \$15,000 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the U.S. Department of Agriculture's Supplemental Nutrition Assistance Program (SNAP) and welfare fraud investigation; and

WHEREAS, said project involves participation with the Department of Agriculture in an operation involving the enforcement and investigation of Supplemental Nutrition Assistance Program (SNAP) and Welfare Fraud; and

WHEREAS, the operational period of the project is from October 1, 2008 through September 8, 2009; and

WHEREAS, said reimbursement funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said reimbursement funding as follows:

REVENUE:	<u>Amount</u>
001-4380-Federal Aid: SNAP Fraud FY09	\$15,000

ORGANIZATIONS:

**Police Department (POL)
SNAP Fraud FY09
001-POL-3613**

<u>1000-Personal Services</u>	<u>\$15,000</u>
1120-Overtime Salaries	15,000

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$2,618 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Agriculture, Office of Inspector General.

DATED:

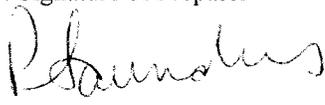
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1579

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$15,000 FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE, OFFICE OF INSPECTOR GENERAL, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE U.S. DEPARTMENT OF AGRICULTURE'S SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) AND WELFARE FRAUD INVESTIGATION WITH 85.14% SUPPORT.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> 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 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$15,000 for SNAP and welfare fraud investigation. This grant requires a match totaling \$2,618 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between October 1, 2008 and September 8, 2009.		
8. Proposed Source of Funding		
United States Dept. of Agriculture, Office of Inspector General		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1579

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$15,000.00 from the United States Department of Agriculture, Office of Inspector General, for the Suffolk County Police Department's participation in the U.S. Department of Agriculture's Supplemental Nutrition Assistance Program (SNAP) and welfare fraud investigation with 85.14% support.

3. Purpose of Proposed Legislation

To accept \$15,000.00 from the United States Department of Agriculture, Office of Inspector General, as reimbursement for the SCPD's participation in the U.S. Department of Agriculture's investigation of Supplemental Nutrition Assistance Program (SNAP) and welfare fraud.

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$2,618 in fringe benefits costs on overtime as these costs are not allowed under this funding program, but in exchange the County will receive \$15,000 which will allow the Suffolk County Police Department to work with the U.S. Department of Agriculture in the investigation of Supplemental Nutrition Assistance Program (SNAP) and welfare fraud.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:
None

8. Proposed Source of Funding

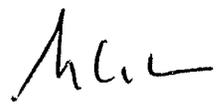
The United States Department of Agriculture, Office of Inspector General

9. Timing of Impact

Immediate

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date

Susan C. Krause
Grants Technician



6/10/09

**UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF INSPECTOR GENERAL**

1579

COST REIMBURSEMENT AGREEMENT

This Agreement is made between the United States Department of Agriculture, Office of Inspector General (OIG) and the Suffolk County Police Department, (tax identification no.: 11-6000464).

WHEREAS, OIG and the Suffolk County Police Department are conducting an investigation into Supplemental Nutrition Assistance Program (SNAP) fraud that began in 2008 and the investigation is continuing and ongoing. The parties agree to the following:

1. To conduct and participate in joint law enforcement operations and to:
 - a. Cooperate in a comprehensive law enforcement effort to identify and locate individuals and businesses involved in SNAP fraud and related violations of law throughout the State of New York and other States in violation of State and Federal laws including, but not limited to:

7 U.S.C. § 2024 (SNAP Fraud);
and
New York State Penal Law § 158 (Welfare Fraud).
 - b. Conduct appropriate law enforcement operations and engage in traditional methods of investigation to effectuate prosecutions before the courts of the United States, the State of New York, and/or other States.
 - c. Gather intelligence relating to SNAP fraud, dealing in proceeds of unlawful activity, and related violations of law.
2. To accomplish the objectives of the joint law enforcement operations outlined above, the Suffolk County Police Department agrees to assign experienced officers to the joint activities, as requested by the OIG, Northeast Region, Special Agent-in-Charge (SAC).
3. To accomplish the objectives of the joint law enforcement operations outlined above, OIG agrees to participate with the Suffolk County Police Department to coordinate resources as needed to assist in meeting the goals of the joint task force effort. Permissible expenses reimbursable under this Agreement may include overtime relating to Suffolk County Police Department officers, investigative equipment, travel, training, intelligence data gathering expenditures, and other joint operation support costs, relating to State or local law enforcement officers. With respect to approved funding for this joint law enforcement operation, OIG will obligate in its financial management system an amount equal to the total authorized funding under this Agreement for the joint operation, as specified below in paragraphs four through eight.

1579

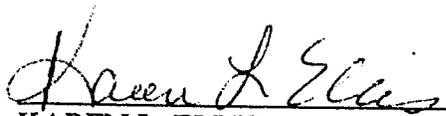
4. Subject to the availability of funds from the Department of Justice Assets Forfeiture Fund, OIG will administer the funds to Suffolk County Police Department for reimbursement of overtime relating to Suffolk County Police Department officers, investigative equipment, travel, training, intelligence data gathering expenditures, and other joint operation support costs incurred while engaged in the joint law enforcement operations under this Agreement.
5. The Suffolk County Police Department will submit a request to the Northeast Region OIG office for reimbursement of costs incurred for overtime relating to Suffolk County Police Department officers, investigative equipment, travel, training, intelligence data gathering expenditures, and other joint operation support costs. Upon receipt, the Northeast Region SAC will review the reimbursement request to ensure that the request contains only costs that may be lawfully reimbursed based upon the standards and criteria enunciated in 28 U.S.C. § 524(c)(1)(I). After the SAC has reviewed the reimbursement request and concluded that the costs submitted are in accordance with 28 U.S.C. § 524(c)(1)(I), the SAC will send the request to OIG's Investigations Business Operations Division (IBOD). IBOD will perform an initial review of the reimbursement request and then forward the request to OIG's Business Management and Procurement Division (BMPD). BMPD will complete a final review of the reimbursement request and process the request for payment as appropriate. The maximum total amount for authorized reimbursement pursuant to this Agreement is fifteen thousand dollars (\$15,000).
6. During the period of the joint law enforcement operations outlined above, the Suffolk County Police Department will remain responsible for the payment of costs incurred by Suffolk County Police Department personnel.
7. More than one law enforcement agency may be involved in the joint law enforcement operation as outlined above. OIG will reimburse funds for expenses incurred in the conduct of the joint law enforcement operation as outlined above only to the entity identified in this Agreement. If more than one State or local law enforcement agency is participating in the joint law enforcement operation, separate reimbursable agreements must be entered into with each law enforcement agency in order to reimburse costs as approved by the Department of Justice Assets Forfeiture Fund. ↔
8. In no event will the Suffolk County Police Department charge any indirect costs to OIG for the administration or implementation of this Agreement.
9. The Suffolk County Police Department shall maintain, on a current basis, complete and accurate records and accounts of all obligations and expenditures of funds under this Agreement, in accordance with generally accepted accounting principles and instructions provided by OIG to facilitate onsite auditing and inspection of such records and accounts.
10. The Suffolk County Police Department shall permit and have readily available for examination and auditing by OIG, the United States Department of Justice, the Comptroller General of the United States, and any of their duly authorized agents and representatives, any and all records, documents, accounts, invoices, receipts, and expenditures relating to this

Agreement. The Suffolk County Police Department shall maintain all such reports and records until all audits and examinations are completed and resolved, or for a period of three (3) years after termination of this Agreement, whichever is later.

- 11. The Suffolk County Police Department shall comply with Title VI of the Civil Rights Act of 1964, 42 U.S.C. §§ 2000d et seq., and all requirements imposed by applicable regulations.
- 12. All overtime payments from all federally-provided sources for each individual State or local officer participating in the joint law enforcement operation with the Federal Government shall not exceed 25 percent yearly base pay of a GS-12, Step 1, taken from the general pay scale at the beginning of each Federal Government fiscal year, without any locality pay or other adjustments during the fiscal year.
- 13. This Agreement may be terminated by either party with thirty (30) days advance written notice. All costs must be incurred by September 8, 2009. All requests for payment and supporting documentation must be submitted to OIG no later than September 15, 2009. Billings for all outstanding expenditures must be received by OIG within sixty (60) days of the termination date for the joint law enforcement operation, but no later than October 15, 2009. OIG will only be responsible for the disbursement of funds for authorized overtime relating to Suffolk County Police Department officers, investigative equipment, travel, training, intelligence data gathering expenditures, and other joint operation support costs, as specified by and during the term of this Agreement.

OFFICE OF INSPECTOR GENERAL

SUFFOLK COUNTY POLICE DEPARTMENT



 KAREN L. ELLIS
 Assistant Inspector General
 for Investigations



 RICHARD DORMER
 Suffolk County Police Commissioner

12-9-08

 Date

12/23/08

 Date

**Additional back-up material regarding IR 1579 is on file in
the Legislative Clerk's Office, Hauppauge.**

Intro. Reso. No. 1580-09

Laid on Table 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$16,329 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE FBI JOINT TERRORISM TASK FORCE WITH 85.14% SUPPORT.

WHEREAS, the United States Department of Justice, Federal Bureau of Investigation, has made \$16,329 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the FBI Joint Terrorism Task Force; and

WHEREAS, the operational period of the project is from October 1, 2008 through September 30, 2009; and

WHEREAS, said reimbursement funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said reimbursement funding as follows:

REVENUE:	<u>Amount</u>
001-4381-Federal Aid: FBI Joint Terrorism Task Force FY09	\$16,329
 ORGANIZATIONS:	
Police Department (POL) FBI Joint Terrorism Task Force FY09 001-POL-3614	
<u>1000-Personal Services</u>	<u>\$16,329</u>
1120-Overtime Salaries	16,329

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$2,849 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, Federal Bureau of Investigation.

DATED:

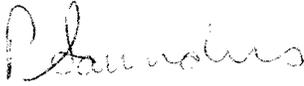
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1580

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$16,329 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE FBI JOINT TERRORISM TASK FORCE WITH 85.14% SUPPORT		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> 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	<input type="radio"/> Other (Specify):
<input type="radio"/> Library District	<input type="radio"/> Fire District	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$16,329 for participation in the FBI Joint Terrorism Task Force. This grant requires a match totaling \$2,849 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between October 1, 2008 and September 30, 2009.		
8. Proposed Source of Funding		
United States Dept. of Justice, Federal Bureau of Investigation		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1580

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL		\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL		\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk		DATE 6/10/09
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank, NY 11980 1580	
Contact Person In Department/Agency Sarah Furey Senior Grants Analyst	Telephone Number 852-6042	Grant Application Due Date N/A

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert an asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION
1. Grant Title: FBI JTTF (Joint Terrorism Task Force) FY09
2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) P.L. 111-8, Omnibus Appropriations Act, 2009, U. S. Department of Justice, Administered by the Federal Bureau of Investigation
3. Grant/Contract Status (Check One Box) A. <input type="checkbox"/> New Program Application B. <input checked="" type="checkbox"/> Renewal Application C. <input type="checkbox"/> Supplemental (Specify) _____ D. <input type="checkbox"/> Extension of Funding Period E. <input type="checkbox"/> Contract
4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.) This funding will provide reimbursement for the Suffolk County Police Department's participation in the FBI Joint Terrorism Task Force.
5. County Departments/Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)

II. BUDGET INFORMATION						
1. Term of Contract	From: 10/1/08		To: 09/30/09			
2. Financial Assistance Requested						
SOURCE	FIRST FUNDING CYCLE		SECOND FUNDING CYCLE		THIRD FUNDING CYCLE	
	Amount	Percent	Amount	Percent	Amount	Percent
Federal	\$16,329	85.14%	\$		\$	
State	\$		\$		\$	
Private	\$		\$		\$	
County	\$2,849	14.86%	\$		\$	
Total	\$19,178	100%	\$		\$	

1580

3. Explanation of Requested County Financial Assistance			
<i>Category</i>	<i>Total Requested</i>	<i>Personnel Costs Requested</i>	<i>Non-Personnel Costs Requested</i>
TOTAL COUNTY SHARE:	\$2,849	\$	\$2,849
A. Cash Contribution	\$2,849	\$	\$2,849
B. In-Kind Contribution	\$	\$	\$
4. Total Number of New Positions Requested 0		5. Can This Program Be Refunded by the Proposed Non-County Sources?	
		X YES NO	
6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)			
Some additional indirect costs resulting from administrative oversight may be incurred.			
7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?			
In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.			
8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 1/2" X 11" sheet).			
N/A			
III. COUNTY EXECUTIVE'S OFFICE REVIEW			
1. Intergovernmental Relations Division Review:	Approved _____	2. Signature of Coordinator	3. Date
	Disapproved _____		
4. Comments			
5. Budget Office Review:	Approved _____	6. Signature of Budget Director	7. Date
	Disapproved _____		
8. Comments			

1580

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$16,329.00 from the United States Department of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department's participation in the FBI Joint Terrorism Task Force with 85.14% support.

3. Purpose of Proposed Legislation

To accept \$16,329.00 from the United States Department of Justice, Federal Bureau of Investigation, to allow the continued participation of the Suffolk County Police Department in the FBI Joint Terrorism Task Force.

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$2,849 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will receive \$16,329 which will allow the Suffolk County Police Department to participate in the FBI Joint Terrorism Task Force.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:

None

8. Proposed Source of Funding

The United States Department of Justice, Federal Bureau of Investigation

9. Timing of Impact

Immediate

10. Typed Name & Title of Preparer

Susan C. Krause
Grants Technician

11. Signature of Preparer



12. Date

6/10/09



U.S. Department of Justice

Federal Bureau of Investigation

1580

In Reply, Please Refer to
File No.

May 27, 2009

Federal & State Claims Unit
Riverhead County Center, RM N216
300 Center Drive, Riverhead, NY
11901
Att: Ms. Zhayde Sinnott

Ms. Sinnott:

The monthly overtime reimbursement for each Suffolk County Police Officer assigned to the FBI's Joint Terrorist Task Force is \$ 1,360.72 for the fiscal year 2009. If you have any questions or problems, please do not hesitate to call me. Thank you very much.

Sincerely,

Michael P. Hayes
Administrative Specialist
(PH) 646-696-3065
(Fax) 646-696-2645

1580

**REIMBURSEMENT AGREEMENT
BETWEEN THE FEDERAL BUREAU OF INVESTIGATION
AND
SUFFOLK COUNTY POLICE DEPARTMENT**

Pursuant to Fiscal Year 2004 appropriations as authorized by Congress, overtime to police officers assigned to this task force, for expenses necessary for detection, investigation, and prosecution of crimes against the United States, is authorized subject to the limits set forth in the budget for this task force as approved by the Counterterrorism Division, FBI and subject to specific provisions and conditions as set forth in this Reimbursement Agreement. Therefore, it is hereby agreed between the Federal Bureau of Investigation (FBI) and the Suffolk County Police Department, hereinafter referred to as "agency" that:

1. The FBI will reimburse the agency for overtime payments made to officers assigned full-time to the Joint Terrorism Task Force (JTTF). Currently, the agency has one full-time officers assigned to the JTTF and the number of agency officers entitled to reimbursement in Fiscal Year 2004 shall not exceed one.

2. Requests for reimbursement shall be made on a monthly basis and should be forwarded to FBI Headquarters as soon as practicable after the first of the month which follows the month for which reimbursement is requested. Such requests should be forwarded by the appropriate agency supervisor(s) to the FBI Task Force Squad Supervisor and ADIC/SAC for their review, approval, and submission.

3. Overtime payments shall be made directly to the agency by the FBI. Payments will be made by way of electronic funds transfers. Agencies will be required to submit pertinent data mandated by Treasury Department regulations to effect electronic funds transfers.

4. Overtime reimbursement will be calculated at the usual rate for which the individual officer's time would be compensated in the absence of this agreement. The FBI will reimburse the agency for overtime paid to the officer who works full-time in support of the JTTF in Fiscal Year 2004 (October 1, 2003 to September 30, 2004) up to a total amount of \$ 10,719.48 per officer per year. Additionally, reimbursement for any one month period shall not exceed \$ 893.29 per officer.

5. Each request for consideration shall include the name, rank, ID number, overtime compensation rate, number of reimbursable hours claimed and the dates of those hours for each officer whom reimbursement is sought. Each reimbursement request must be accompanied by a certification signed by an appropriate supervisor of the submitting department that the request has been personally reviewed, that the information described in this paragraph is accurate, and the personnel for whom reimbursement

1580

is claimed were assigned full-time to JTTF cases.

6. This agreement may be modified at any time by written consent of the parties. This agreement may be terminated at any time by either party and shall not extend beyond September 30, 2004.

BY: [Signature] Date: 10/21/03
Office of the Chief
Contracting Officer, FBIHQ

BY: Joseph Billy Jr. / CD Date: 10-23-03
Special Agent in Charge
Federal Bureau of Investigation

BY: [Signature] Date: 05/27/04
Commissioner
Suffolk County Police Department

Approved as to Legality:

Christine Malafi
Suffolk County Attorney

BY: [Signature] Date: 6/15/04
Samantha N. McEachin
Assistant County Attorney

County of Suffolk

BY: Paul Sabatino Date: 6/20/2004
Paul Sabatino, II
Chief Deputy County Executive

COUNTY OF SUFFOLK

JUN 12 2009



1580

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Chief of Support Services
Suffolk County Police Department *EW*

DATE: June 10, 2009

SUBJECT: Resolution Packets & SCIN Forms for
The FBI Joint Terrorism Task Force Program (JTTF) FY09

Attached please find two copies of the following for the FBI Joint Terrorism Task Force FY09 Program:

1. Draft Resolution.
2. SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the Cost Reimbursement Agreement and the Notice of Reimbursement Limit for fiscal year 2009.

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan C. Krause, Grants Technician, at 852-6601.

Thank you as always for your assistance with this project.

EW/sck

Att.

cc: Don Fahey, Federal & State Aid Claims Coordinator
Christopher Kent, Chief Deputy County Executive



ACCREDITED LAW ENFORCEMENT AGENCY

www.joinscpd.com

30 YAPHANK AVENUE, YAPHANK, NEW YORK 11980 – (631) 852-6000



**Additional back-up material regarding IR 1580 is on file in
the Legislative Clerk's Office, Hauppauge.**

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$30,000 FROM THE DEPARTMENT OF HOMELAND SECURITY, UNITED STATES IMMIGRATION & CUSTOMS ENFORCEMENT, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE ICE EL DORADO TASK FORCE WITH 85.14% SUPPORT.

WHEREAS, the Department of Homeland Security, United States Immigration & Customs Enforcement, has made available an initial amount of \$30,000 in Federal funding to Suffolk County for participation of the Suffolk County Police Department in the ICE El Dorado Task Force; and

WHEREAS, the Federal agency may award additional funding during the Federal fiscal Year, the Suffolk County Police Department is accepting funds in an amount equal to the total claims for the prior year; and

WHEREAS, the project period is October 1, 2008 through September 30, 2009; and

WHEREAS, said funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore be it

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

REVENUE:

	<u>Amount</u>
001-4323 - Federal Aid: ICE El Dorado Task Force FY09	\$30,000

ORGANIZATIONS:

**Police Department (POL)
ICE El Dorado Task Force FY09
001-POL-3130**

1000-Personal Services
1120-Overtime Salaries

\$30,000
30,000

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$5,235 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and U.S. Immigration & Customs Enforcement, Office of the Special Agent in Charge, New York.

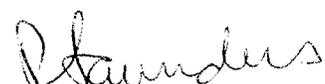
DATED:

APPROVED BY:

County Executive of Suffolk County
Date of Approval:

1581

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$30,000 FROM THE DEPARTMENT OF HOMELAND SECURITY, UNITED STATES IMMIGRATION & CUSTOMS ENFORCEMENT, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE ICE EL DORADO TASK FORCE WITH 85.14% SUPPORT.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> 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 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$30,000 for participation in the ICE El Dorado Task Force. This grant requires a match totaling \$5,235 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between October 1, 2008 and September 30, 2009.		
8. Proposed Source of Funding		
Department of Homeland Security, United States Immigration & Customs Enforcement		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1581

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk		DATE 6/10/09 (58)
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank, NY 11980	
Contact Person In Department/Agency Sarah Furey Senior Grants Analyst	Telephone Number 852-6042	Grant Application Due Date N/A

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert an asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION	
1. Grant Title: ICE El Dorado Task Force FY2009	
2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) P.L. 111-8, Omnibus Appropriations Act, 2009, U. S. Department of Homeland Security, Administered by the U.S. Immigration & Customs Enforcement, Office of the Special Agent in Charge, New York	
3. Grant/Contract Status (Check One Box) A. <input type="checkbox"/> New Program Application B. <input checked="" type="checkbox"/> Renewal Application C. <input type="checkbox"/> Supplemental (Specify) _____ D. <input type="checkbox"/> Extension of Funding Period E. <input type="checkbox"/> Contract	
4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.) This funding will provide reimbursement for the Suffolk County Police Department's participation in the ICE (Immigration and Customs Enforcement) El Dorado Task Force, a task force formed to conduct official Homeland Security Investigations.	
5. County Departments/Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)	

II. BUDGET INFORMATION						
1. Term of Contract		From: 10/01/08		To: 09/30/09		
2. Financial Assistance Requested						
SOURCE	FIRST FUNDING CYCLE		SECOND FUNDING CYCLE		THIRD FUNDING CYCLE	
	Amount	Percent	Amount	Percent	Amount	Percent
Federal	\$30,000	85.14%	\$		\$	
State	\$		\$		\$	
Private	\$		\$		\$	
County	\$5,235	14.86%	\$		\$	
Total	\$35,235	100%	\$		\$	

158A

3. Explanation of Requested County Financial Assistance			
Category	Total Requested	Personnel Costs Requested	Non-Personnel Costs Requested
TOTAL COUNTY SHARE:	\$5,235	\$	\$5,235
A. Cash Contribution	\$5,235	\$	\$5,235
B. In-Kind Contribution	\$	\$	\$
4. Total Number of New Positions Requested 0		5. Can This Program Be Refunded by the Proposed Non-County Sources?	
		X YES	NO
6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)			
Some additional indirect costs resulting from administrative oversight may be incurred.			
7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?			
In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.			
8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 ½" X 11" sheet).			
N/A			
III. COUNTY EXECUTIVE'S OFFICE REVIEW			
1. Intergovernmental Relations Division Review:	Approved _____	2. Signature of Coordinator	3. Date
	Disapproved _____		
4. Comments			
5. Budget Office Review:	Approved _____	6. Signature of Budget Director	7. Date
	Disapproved _____		
8. Comments			

1581

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$30,000 from the Department of Homeland Security, United States Immigration & Customs Enforcement, for the Suffolk County Police Department's participation in the ICE El Dorado Task Force with 85.14% support.

3. Purpose of Proposed Legislation

To accept \$30,000 from the Department of Homeland Security, United States Immigration & Customs Enforcement, for the continued participation of the Suffolk County Police Department in the ICE El Dorado Task Force.

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$5,235 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will receive up to \$30,000 for the Suffolk County Police Department's participation ICE El Dorado Task Force.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:
None

8. Proposed Source of Funding

Department of Homeland Security, United States Immigration & Customs Enforcement

9. Timing of Impact
Immediate

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date

Susan C. Krause
Grants Technician

6/10/09

COUNTY OF SUFFOLK



STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

JUN 12 2009

1581

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Chief of Support Services
Suffolk County Police Department *EW*

DATE: June 10, 2009

SUBJECT: Resolution Packets & SCIN Forms for the United States Immigration & Customs Enforcement (ICE) sponsored El Dorado Task Force FY 09

Attached please find two copies of the following for the ICE El Dorado Task Force FY09

1. Draft Resolution.
2. SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the Agreement between the Suffolk County Police Department and the U.S. Immigration & Customs Enforcement, Office of the Special Agent in Charge, New York

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan C. Krause, Grants Technician, at 852-6601.

Thank you as always for your assistance with this project.

EW/sck
Att.
cc: Don Fahey, Federal & State Aid Claims Coordinator
Christopher Kent, Chief Deputy County Executive



ACCREDITED LAW ENFORCEMENT AGENCY

www.joinscpd.com

30 YAPHANK AVENUE, YAPHANK, NEW YORK 11980 – (631) 852-6000



**Additional back-up material regarding IR 1581 is on file in
the Legislative Clerk's Office, Hauppauge.**

Intro. Reso. No. 1582-09
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 6/23/09

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$80,000.00 FROM THE UNITED STATES DEPARTMENT OF THE TREASURY, INTERNAL REVENUE SERVICE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN OPERATION STEPP (SUFFOLK-TREASURY ENHANCED PROSECUTION PROGRAM) WITH 86.75% SUPPORT.

WHEREAS, the United States Department of the Treasury, Internal Revenue Service, has made \$80,000 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in Operation STEPP (Suffolk-Treasury Enhanced Prosecution Program); and

WHEREAS, the operational period of the project is from October 1, 2008 through September 30, 2009; and

WHEREAS, said reimbursement funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore be it

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

REVENUE:	<u>Amount</u>
001-4376-Federal Aid: Operation STEPP FY09	\$80,000.00

ORGANIZATIONS:

**Police Department (POL)
Operation STEPP FY09
001-POL-3617**

<u>1000-Personal Services</u>	<u>\$70,000.00</u>
1120-Overtime Salaries	70,000.00
<u>4300-Travel</u>	<u>\$10,000.00</u>
4310-Employee Misc. Expenses	10,000.00

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$12,215 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of the Treasury, Internal Revenue Service.

DATED:

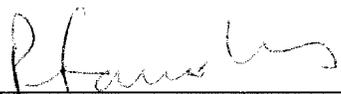
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1582

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$80,000 FROM THE UNITED STATES DEPARTMENT OF THE TREASURY, INTERNAL REVENUE SERVICE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN OPERATION STEPP (SUFFOLK-TREASURY ENHANCED PROSECUTION PROGRAM) WITH 86.75% SUPPORT.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> 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 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$80,000 for participation in Operation STEPP. This grant requires a match totaling \$12,215 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between October 1, 2008 and September 30, 2009.		
8. Proposed Source of Funding		
United States Department of the Treasury, Internal Revenue Service		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1582

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1582

3. Explanation of Requested County Financial Assistance			
<i>Category</i>	<i>Total Requested</i>	<i>Personnel Costs Requested</i>	<i>Non-Personnel Costs Requested</i>
TOTAL COUNTY SHARE:	\$12,215	\$	\$12,215
A. Cash Contribution	\$12,215	\$	\$12,215
B. In-Kind Contribution	\$	\$	\$
4. Total Number of New Positions Requested 0		5. Can This Program Be Refunded by the Proposed Non-County Sources?	
		X YES	NO
6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)			
Some additional indirect costs resulting from administrative oversight may be incurred.			
7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?			
In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.			
8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 1/2" X 11" sheet).			
N/A			
III. COUNTY EXECUTIVE'S OFFICE REVIEW			
1. Intergovernmental Relations Division Review:	Approved _____	2. Signature of Coordinator	3. Date
	Disapproved _____		
4. Comments			
5. Budget Office Review:	Approved _____	6. Signature of Budget Director	7. Date
	Disapproved _____		
8. Comments			

1582

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$80,000.00 from the United States Department of the Treasury, Internal Revenue Service, for the Suffolk County Police Department's participation in Operation STEPP (Suffolk-Treasury Enhanced Prosecution Program) with 86.75% support.

3. Purpose of Proposed Legislation

To accept \$80,000 in federal funds from the United States Department of the Treasury, Internal Revenue Service to fund the Suffolk County Police Department's participation in Operation STEPP (Suffolk-Treasury Enhanced Prosecution Program).

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$12,215 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will receive \$80,000 for the Suffolk County Police Department's participation in Operation STEPP (Suffolk-Treasury Enhanced Prosecution Program).

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:

None

8. Proposed Source of Funding

United States Department of the Treasury, Internal Revenue Service

9. Timing of Impact

Immediate

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date

Susan C. Krause
Grants Technician



6/10/09



DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
WASHINGTON, D.C. 20224

1582

CRIMINAL INVESTIGATION

MEMORANDUM FOR PATTY HAYNES
SPECIAL AGENT IN CHARGE
NEW YORK FIELD OFFICE
CRIMINAL INVESTIGATION

FROM: Bernie Reghi  FOR
Acting Director, Warrants & Forfeiture
Criminal Investigation SE:CI:OPS:WF

SUBJECT: FY 2009 State and Local Overtime Agreements

Attached are the approved Form 9975, Agreement, Form 9973, Reimbursement Request, and Form 9974, Request to Establish Reimbursement between the IRS - Criminal Investigation (CI) and the Suffolk County Police Department. Please ensure the state or local agency receives the enclosed copy of this memorandum and the attached documents. The Treasury Forfeiture Fund (TFF) tracking number for this agreement is REIM# 2-09-13-2051. Please include this tracking number on all reimbursement, increase/decrease, and de-obligation requests and forward the signed and dated requests to your regional OCDETF Coordinator.

The initial agreement pertaining to the FY 2009 TFF budget has been authorized in the amount of \$80,000.00. The overtime allocation is \$70,000.00. The travel allocation is \$10,000.00. Subsequent increases may be granted upon receipt of written requests from the Special Agent in Charge. This agreement covers the period October 1, 2008 through September 30, 2009.

If you have any questions related to this procedure or to any of the information provided, please contact Senior Analyst Strown Martin at 202-622-6476 or Legal Analyst Chris Rosado at 202-622-4155.

Attachments

cc: Joan Totani, New York OCDETF Coordinator

COUNTY OF SUFFOLK

AL-19 GEN E
1582
JUN 12 2009



STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Chief of Support Services
Suffolk County Police Department

DATE: June 10, 2009

SUBJECT: Resolution Packets & SCIN Forms for the Internal Revenue Service
Sponsored Operation STEPP FY09 (Suffolk-Treasury Enhanced Prosecution
Program)
IRS Tracking Number: 2-09-13-2051

Attached please find two copies of the following for the Operation STEPP FY09 Reimbursement Program

1. Draft Resolution.
2. SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the Agreement between the Internal Revenue Service and the Suffolk County Police Department.

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan C. Krause, Grants Technician, at 852-6601.

Thank you as always for your assistance with this project.

EW/sck

Att.

cc: Don Fahey, Federal & State Aid Claims Coordinator
Christopher Kent, Chief Deputy County Executive



ACCREDITED LAW ENFORCEMENT AGENCY

www.joinscpd.com

30 YAPHANK AVENUE, YAPHANK, NEW YORK 11980 – (631) 852-6000



**Additional back-up material regarding IR 1582 is on file in
the Legislative Clerk's Office, Hauppauge.**

Intro. Reso. No. 1583-09

Laid on Table 6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$13,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, U.S. MARSHALS SERVICE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE REGIONAL FUGITIVE TASK FORCE WITH 85.14% SUPPORT.

WHEREAS, the United States Department of Justice, U.S. Marshals Service, has made \$13,000 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the Regional Fugitive Task Force; and

WHEREAS, said the operational period of the program is from October 1, 2008 through September 30, 2009; and

WHEREAS, said reimbursement funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore, be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said reimbursement funding as follows:

REVENUE:	<u>Amount</u>
001-4382-Federal Aid: U.S. Marshals Service Regional Fugitive Task Force FY09	\$13,000

ORGANIZATIONS:

**Police Department (POL)
U.S. Marshals Service Regional Fugitive Task Force FY09
001-POL-3615**

<u>1000-Personal Services</u>	<u>\$13,000</u>
1120-Overtime Salaries	13,000

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$2,269 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, U.S. Marshals Service.

DATED:

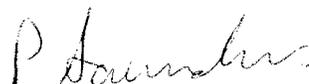
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1583

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$13,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, U.S. MARSHALS SERVICE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE REGIONAL FUGITIVE TASK FORCE WITH 85.14% SUPPORT.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes XX No		
5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)		
<div style="border: 1px solid black; border-radius: 50%; width: 30px; height: 30px; display: flex; align-items: center; justify-content: center; margin: 5px;"> County </div> <p style="margin-top: 10px;">Village</p> <p style="margin-top: 10px;">Library District</p>	<p style="margin-top: 10px;">Town</p> <p style="margin-top: 10px;">School District</p> <p style="margin-top: 10px;">Fire District</p>	<p style="margin-top: 10px;">Economic Impact</p> <p style="margin-top: 10px;">Other (Specify):</p>
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$13,000 for participation in the Regional Fugitive Task Force. This grant requires a match totaling \$2,269 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between October 1, 2008 and September 30, 2009.		
8. Proposed Source of Funding		
United States Department of the Justice, U.S. Marshals Service		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1583

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk		DATE 6/10/2009
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank, NY 11980 1583	
Contact Person In Department/Agency Sarah Furey Senior Grants Analyst	Telephone Number 852-6042	Grant Application Due Date N/A

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert an asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION	
1. Grant Title: United States Marshals Regional Fugitive Task Force FY09	
2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) P.L. 111-8, Omnibus Appropriations Act, 2009, U. S. Department of Justice, Administered by the U.S. Marshals Service	
3. Grant/Contract Status (Check One Box) A. <input type="checkbox"/> New Program Application B. <input checked="" type="checkbox"/> Renewal Application C. <input type="checkbox"/> Supplemental (Specify) _____ D. <input type="checkbox"/> Extension of Funding Period E. <input type="checkbox"/> Contract	
4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.) This funding will provide reimbursement for the Suffolk County Police Department's participation in the U.S. Marshals Regional Task Force.	
5. County Departments/Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)	

II. BUDGET INFORMATION						
1. Term of Contract		From: 10/1/08		To: 09/30/09		
2. Financial Assistance Requested						
SOURCE	FIRST FUNDING CYCLE		SECOND FUNDING CYCLE		THIRD FUNDING CYCLE	
	Amount	Percent	Amount	Percent	Amount	Percent
Federal	\$13,000.00	85.14%	\$		\$	
State	\$		\$		\$	
Private	\$		\$		\$	
County	\$2,269.00	14.86%	\$		\$	
Total	\$15,269.00	100%	\$		\$	

1583

3. Explanation of Requested County Financial Assistance			
<i>Category</i>	<i>Total Requested</i>	<i>Personnel Costs Requested</i>	<i>Non-Personnel Costs Requested</i>
TOTAL COUNTY SHARE:	\$2,269.00	\$	\$2,269.00
A. Cash Contribution	\$2,269.00	\$	\$2,269.00
B. In-Kind Contribution	\$	\$	\$
4. Total Number of New Positions Requested 0		5. Can This Program Be Refunded by the Proposed Non-County Sources?	
		X YES NO	
6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)			
Some additional indirect costs resulting from administrative oversight may be incurred.			
7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?			
In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.			
8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 1/2" X 11" sheet).			
N/A			
III. COUNTY EXECUTIVE'S OFFICE REVIEW			
1. Intergovernmental Relations Division Review:	Approved _____	2. Signature of Coordinator	3. Date
	Disapproved _____		
4. Comments			
5. Budget Office Review:	Approved _____	6. Signature of Budget Director	7. Date
	Disapproved _____		
8. Comments			

1583

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$13,000 from the United States Department of Justice, U.S. Marshals Service, for the Suffolk County Police Department's participation in the Regional Fugitive Task Force with 85.14% support.

3. Purpose of Proposed Legislation

To accept \$13,000 from the United States Department of Justice, U.S. Marshals Service, for the Suffolk County Police Department's participation in the Regional Fugitive Task Force.

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$2,269 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will be receiving \$13,000 in reimbursement for the Suffolk County Police Department's participation in the U.S. Marshals Regional Fugitive Task Force.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:

None

8. Proposed Source of Funding

The United States Department of Justice, U.S. Marshals Service

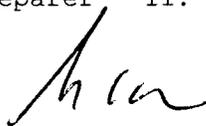
9. Timing of Impact

Immediate

10. Typed Name & Title of Preparer

Susan C. Krause
Grants Technician

11. Signature of Preparer



12. Date

6/10/09



1583

MOU Number: FATF-09-0035

FISCAL YEAR 2009
MEMORANDUM OF UNDERSTANDING
REGIONAL FUGITIVE TASK FORCE

Memorandum of Understanding (MOU) between:

Suffolk County Police Department
And
United States Marshals Service

The purpose of this MOU notice is to extend the Memorandum of Understanding (MOU) between the Marshals Service and Suffolk County Police Dept. through Fiscal Year 2009, and to provide annual funding under which the Regional Fugitive Task Force will operate.

Period of Performance: October 1, 2008 to September 30, 2009

2009 Appropriation Data: FY 2009 0324A A3403 FWF2002F OC 2599 \$13,000*

* Subject to Availability of Funds. Funds will be reviewed quarterly by the Task Force Commander and adjustments will be made accordingly.

Overtime Compensation, Pay, and Benefits

Reimbursement of overtime work shall be contingent upon the submission of a proper invoice which shall be submitted on a quarterly fiscal year basis, and which provides the names of the investigators who incurred overtime for the Regional Fugitive Task Force during the quarter; the number of overtime hours incurred; the hourly regular and overtime rates in effect for each investigator, and the total quarterly cost. The invoice should be submitted to the Regional Fugitive Task Force Commander, who will review the invoice, stamp and sign indicating that services were received and that the invoice is approved for payment; and forward to USMS Headquarters for processing. Documentation supporting the summary level quarterly invoice will be maintained by the Regional Fugitive Task Force Commander, and only the summary level quarterly invoice will be forwarded to USMS Headquarters.

Certification of Funds Available: Catherine Stephens October 1, 2008
Catherine Stephens Date

MOU Renewal Authorization: William J. ... October 1, 2008
Chief, Investigative Operations Date

[Signature] 10/29/08
Department Representative Date

COUNTY OF SUFFOLK

ML 150

Gen 0



JUN 12 2009

1583

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Chief of Support Services
Suffolk County Police Department *EW*

DATE: June 10, 2009

SUBJECT: Resolution Packets & SCIN Forms for
U.S. Marshals Service sponsored Regional Fugitive Task Force FY09
Memorandum of Understanding #FATF-09-0035

Attached please find two copies of the following for the U.S. Marshals Regional Task Force FY 09:

1. Draft Resolution.
2. SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the Memorandum of Understanding between the Suffolk County Police Department and the United States Marshals Service.

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan C. Krause, Grants Technician, at 852-6601.

Thank you as always for your assistance with this project.

EW/sck
Att.

cc: Don Fahey, Federal & State Aid Claims Coordinator
Christopher Kent, Chief Deputy County Executive



ACCREDITED LAW ENFORCEMENT AGENCY

www.joinscpd.com

30 YAPHANK AVENUE, YAPHANK, NEW YORK 11980 – (631) 852-6000



**Additional back-up material regarding IR 1583 is on file in
the Legislative Clerk's Office, Hauppauge.**

Intro. Reso. No. 1584-09
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 6/23/09

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$79,272.00 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE DEA LONG ISLAND TASK FORCE WITH 85.14% SUPPORT.

WHEREAS, the United States Department of Justice, Drug Enforcement Administration, has made \$79,272 in funding available to Suffolk County for participation of the Suffolk County Police Department in the DEA Long Island Task Force; and

WHEREAS, said project is a multi-agency task force designed to combat illegal drug activity through a program of enforcement and investigation; and

WHEREAS, the operational period of the Program is from September 30, 2008 through September 29, 2009; and

WHEREAS, said reimbursement funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore, be it

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

REVENUE:	<u>Amount</u>
001- 4379-Federal Aid: DEA Long Island Task Force FY09	\$79,272
ORGANIZATIONS:	
Police Department (POL)	
DEA Long Island Task Force FY09	
001-POL-3612	
<u>1000-Personal Services</u>	<u>\$79,272</u>
1120-Overtime Salaries	79,272

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$13,833 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, Drug Enforcement Administration.

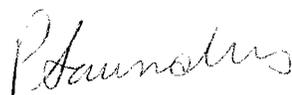
DATED:

APPROVED BY:

County Executive of Suffolk County
Date of Approval:

1584

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$79,272 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE DEA LONG ISLAND TASK FORCE WITH 85.14% SUPPORT.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> 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 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$79,272 for participation in the DEA Long Island Task Force. This grant requires a match totaling \$13,833 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between September 30, 2008 and September 29, 2009.		
8. Proposed Source of Funding		
United States Department of Justice, Drug Enforcement Administration		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1584

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk		DATE 5/28/09 KSO4
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank, NY 11980	
Contact Person In Department/Agency Sarah Furey Senior Grants Analyst	Telephone Number 852-6042	Grant Application Due Date N/A

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert an asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title: DEA Long Island Task Force FY09

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) P.L. 111-8, Omnibus Appropriations Act, 2009, U. S. Department of Justice, Administered by the Drug Enforcement Administration

3. Grant/Contract Status (Check One Box)
 A. New Program Application
 B. Renewal Application
 C. Supplemental (Specify) _____
 D. Extension of Funding Period
 E. Contract

4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.)
 This funding will provide reimbursement for the Suffolk County Police Department's participation in the Long Island Task Force a program designed to provide assistance to the DEA regarding the investigation and apprehension of individuals committing drug related crimes.

5. County Departments/Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)

II. BUDGET INFORMATION

1. Term of Contract From: 9/30/08 To: 09/29/09

2. Financial Assistance Requested

SOURCE	FIRST FUNDING CYCLE		SECOND FUNDING CYCLE		THIRD FUNDING CYCLE	
	Amount	Percent	Amount	Percent	Amount	Percent
Federal	\$79,272	85.14%	\$		\$	
State	\$		\$		\$	
Private	\$		\$		\$	
County	\$13,833	14.86%	\$		\$	
Total	\$93,105	100%	\$		\$	

1584

3. Explanation of Requested County Financial Assistance			
Category	Total Requested	Personnel Costs Requested	Non-Personnel Costs Requested
TOTAL COUNTY SHARE:	\$13,833	\$	\$13,833
A. Cash Contribution	\$13,833	\$	\$13,833
B. In-Kind Contribution	\$	\$	\$
4. Total Number of New Positions Requested 0		5. Can This Program Be Refunded by the Proposed Non-County Sources?	
		X YES	NO
6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)			
Some additional indirect costs resulting from administrative oversight may be incurred.			
7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?			
In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.			
8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 1/2" X 11" sheet).			
N/A			
III. COUNTY EXECUTIVE'S OFFICE REVIEW			
1. Intergovernmental Relations Division Review:	Approved _____	2. Signature of Coordinator	3. Date
	Disapproved _____		
4. Comments			
5. Budget Office Review:	Approved _____	6. Signature of Budget Director	7. Date
	Disapproved _____		
8. Comments			

1584

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$79,272 from the United States Department of Justice, Drug Enforcement Administration, for the Suffolk County Police Department's participation in the DEA Long Island Task Force with 85.14% support.

3. Purpose of Proposed Legislation

To accept \$79,272 from the United States Department of Justice, Drug Enforcement Administration, to allow the Suffolk County Police Department's continued participation in the DEA's Long Island Task Force.

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$13,833 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will receive \$79,272 which will allow the Suffolk County Police Department to continue to participate in the DEA's Long Island Task Force.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:

None

8. Proposed Source of Funding

The United States Department of Justice, Drug Enforcement Administration.

9. Timing of Impact

Immediate

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date

Susan C. Krause
Grants Technician



6/10/09

COUNTY OF SUFFOLK

1584



JUN 12 2009

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: Ben Zwiirn, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Chief of Support Services
Suffolk County Police Department 

DATE: June 10, 2009

SUBJECT: Resolution Packets & SCIN Forms for
The Drug Enforcement Administration sponsored
DEA Long Island Task Force FY09

Attached please find two copies of the following for the DEA Long Island Task Force FY 09 Program:

1. Draft Resolution.
2. SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the Agreement between the United States Department of Justice, Drug Enforcement Administration and the Suffolk County Police Department

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan C. Krause, Grants Technician, at 852-6601.

Thank you as always for your assistance with this project.

EW/sck
Att.

cc: Don Fahey, Federal & State Aid Claims Coordinator
Christopher Kent, Chief Deputy County Executive



ACCREDITED LAW ENFORCEMENT AGENCY

www.joinscpd.com

30 YAPHANK AVENUE, YAPHANK, NEW YORK 11980 – (631) 852-6000



**Additional back-up material regarding IR 1584 is on file in
the Legislative Clerk's Office, Hauppauge.**

Intro. Reso. No. 1585-09
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 6/23/09

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$16,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE ATF TASK FORCE WITH 85.14% SUPPORT.

WHEREAS, the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives, has made \$16,000 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the ATF Task Force; and

WHEREAS, said project is part of a multi-agency task force designed to assist ATF in investigations and enforcement of Federal, State, and Local Laws; and

WHEREAS, the operational period of the Program is from October 1, 2008 through September 30, 2009; and

WHEREAS, said reimbursement funds have not been included in the 2009 Suffolk County Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said reimbursement funding as follows:

REVENUE:	<u>Amount</u>
001-4363-Federal Aid: ATF Task Force FY09	\$16,000
ORGANIZATIONS:	
	Police Department (POL)
	ATF Task Force FY09
	001-POL-3611
<u>1000-Personal Services</u>	<u>\$16,000</u>
1120-Overtime Salaries	16,000

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately \$2,792 associated with the overtime salaries for this program are included in the 2009 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives.

DATED:

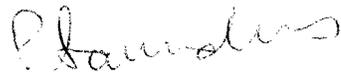
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

1585

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation		
Resolution <u>XX</u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF \$16,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF ALCOLHOL, TOBACCO, FIREARMS AND EXPLOSIVES, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE ATF TASK FORCE WITH 85.14% SUPPORT.		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes <u>XX</u> 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 5 is "yes", Provide Detailed Explanation of Impact		
The resolution provides \$16,000 for participation in the ATF Task Force. This grant requires a match totaling \$2,792 which is already included in the 2009 budget.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
The funds provided in this grant must be expended between October 1, 2008 and September 30, 2009.		
8. Proposed Source of Funding		
United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives		
9. Timing of Impact		
Effective upon adoption.		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Assistant Executive Analyst		6-16-09

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1585

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk		DATE 6/10/2009
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank, NY 11980 1585	
Contact Person In Department/Agency Sarah Furey Senior Grants Analyst	Telephone Number 852-6042	Grant Application Due Date N/A

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert an asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title: ATF Task Force Operation FY09

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) P.L. 111-8, Omnibus Appropriations Act, 2009, U. S. Department of Justice, Administered by the Bureau of Alcohol, Tobacco, Firearms and Explosives

3. Grant/Contract Status (Check One Box)
 A. New Program Application
 B. Renewal Application
 C. Supplemental (Specify) _____
 D. Extension of Funding Period
 E. Contract

4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.)
 This funding will provide reimbursement for the Suffolk County Police Department's participation in the AFT Task Force Operation FY09.

5. County Departments/Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)

II. BUDGET INFORMATION

1. Term of Contract From: 10/1/08 To: 09/30/09

2. Financial Assistance Requested

SOURCE	FIRST FUNDING CYCLE		SECOND FUNDING CYCLE		THIRD FUNDING CYCLE	
	Amount	Percent	Amount	Percent	Amount	Percent
Federal	\$16,000	85.14%	\$		\$	
State	\$		\$		\$	
Private	\$		\$		\$	
County	\$2,792	14.86%	\$		\$	
Total	\$18,792	100%	\$		\$	

1585

3. Explanation of Requested County Financial Assistance			
<i>Category</i>	<i>Total Requested</i>	<i>Personnel Costs Requested</i>	<i>Non-Personnel Costs Requested</i>
TOTAL COUNTY SHARE:	\$2,792	\$	\$2,792
A. Cash Contribution	\$2,792	\$	\$2,792
B. In-Kind Contribution	\$	\$	\$
4. Total Number of New Positions Requested 0		5. Can This Program Be Refunded by the Proposed Non-County Sources?	
		X YES NO	
6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)			
Some additional indirect costs resulting from administrative oversight may be incurred.			
7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?			
In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.			
8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 1/2" X 11" sheet).			
N/A			
III. COUNTY EXECUTIVE'S OFFICE REVIEW			
1. Intergovernmental Relations Division Review:	Approved	2. Signature of Coordinator	3. Date
	Disapproved		
4. Comments			
5. Budget Office Review:	Approved	6. Signature of Budget Director	7. Date
	Disapproved		
8. Comments			

1585

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Resolution

Accepting & appropriating Federal funding in the amount of \$16,000.00 from the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives, for the Suffolk County Police Department's participation in the ATF Task Force with 85.14% support.

3. Purpose of Proposed Legislation

To accept \$16,000 from the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives for the Suffolk County Police Department's participation in the ATF Task Force.

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

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 answer to Item 5 is "Yes," provide detailed explanation of impact:

The County will incur approximately \$2,792 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will be receiving \$16,000 to be used to participate in joint operations designed to enforce and investigate ATF violations.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:

None

8. Proposed Source of Funding

The United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives.

9. Timing of Impact

Immediate

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date

Susan C. Krause
Grants Technician



6/10/2009



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

1585

Washington, DC 20226

www.atf.gov

404062:1957: AYD

October 1, 2008

Commissioner Richard Dormer
Suffolk County Police Department
30 Yaphank Avenue
Yaphank, New York 11980

Subject: ATF State and Local Overtime Initial Allocation

Dear Commissioner Dormer:

As outlined in the Memorandum of Agreement (MOA) with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) agrees to reimburse Suffolk County Police Department overtime salary costs incurred while assisting ATF.

The reimbursements to your agency will not exceed \$16,000. This may be modified in writing by ATF. No task force officer may be paid in excess of \$16,330 through September 30, 2009. All funds will expire on September 30, 2009. This authority is pursuant to the provisions of the MOA, which provides for the reimbursement of overtime salary costs of state or local law enforcement agencies incurred while assisting ATF in joint law enforcement operations.

The following is the ATF fund citation:

BFY	FUND	BOC	DIR	BUDORG	PROJ	AMOUNT	MOA #
2009	700R	2546	OM	765015	EJE	\$16,000	09-NY-334-AFF

Questions regarding the agreements and/or reimbursements should be directed to the Operations Section, Asset Forfeiture and Seized Property Branch, at (202) 648-7890.

Sincerely yours,

Geneva Miller Dunaway
Special Agent in Charge

COUNTY OF SUFFOLK



1585

JUN 12 2009

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
Suffolk County Executive's Office

FROM: Edward Webber, Chief of Support Services
Suffolk County Police Department

DATE: June 10, 2009

SUBJECT: Resolution Packets & SCIN Forms for
The Bureau of Alcohol, Tobacco, Firearms and Explosives'
ATF Task Force FY09 Reimbursement Program

Attached please find two copies of the following for the ATF Task Force FY09 program:

1. Draft Resolution.
2. SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the Memorandum of Agreement between the Bureau of Alcohol, Tobacco, Firearms and Explosives and the Suffolk County Police Department and the funding document.

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan C. Krause, Grants Technician, at 852-6601.

Thank you as always for your assistance with this project.

EW/sck
Att.

cc: Don Fahey, Federal & State Aid Claims Coordinator
Christopher Kent, Chief Deputy County Executive



ACCREDITED LAW ENFORCEMENT AGENCY

www.joinscpd.com

30 YAPHANK AVENUE, YAPHANK, NEW YORK 11980 – (631) 852-6000



**Additional back-up material regarding IR 1585 is on file in
the Legislative Clerk's Office, Hauppauge.**

1586

Intro. Res. No. 2009

Laid on Table

6/23/09

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

RESOLUTION NO. -2009, DIRECTING THE SUFFOLK COUNTY SEWER AGENCY TO PREPARE MAPS, PLANS, REPORTS AND MAKE RECOMMENDATIONS IN ACCORDANCE WITH ARTICLE 5-A TO FORM A SEWER DISTRICT AT SPRING MEADOW AND TOWNE HOUSE VILLAGE IN THE TOWN OF ISLIP

WHEREAS, the Suffolk County Sewer Agency has entered heretofore and will hereafter enter into agreements with various subdividers, developers, and sponsors to make provisions for sewage collection and disposal facilities in and about subdivisions, condominiums, commercial, industrial and other areas, as well as the formation of districts to implement such intentions; and

WHEREAS, it has previously been determined to be in the best interest of all residents of the County of Suffolk for small sewage treatment facilities to be incorporated into the oversight of the Suffolk County Department of Public Works to ensure the quality of groundwater and the health and comfort of surrounding residents; and

WHEREAS, two developments adjacent to Suffolk County Sewer District No. 13 – Windwatch have inadequate and failing wastewater treatment facilities that are under an Order on Consent with Suffolk County Department of Health Services; and

WHEREAS, the Homeowners Association at Spring Meadow and Towne House Village have reported to the Suffolk County Sewer Agency that creation of a County Sewer District would be beneficial to their development; and

WHEREAS, as a Suffolk County Sewer District the developments may be eligible for New York State Environmental Facilities Corporation subsidy or grant to lower the cost of infrastructure construction needed in order to connect to Sewer District No. 13 – Windwatch thus reducing the cost per typical property; now therefore, be it

1st RESOLVED, that the Suffolk County Sewer Agency, with the assistance of the Suffolk County Department of Public Works, be, and they are hereby authorized, empowered, and directed within the limitations of their budgets, to undertake the preparation of appropriate maps, plans, reports and recommendations all in accordance with Article 5-A of the New York County Law and necessary to initiate the formation of such County Sewer District in and about the Spring Meadow and Towne House Village developments in the Town of Islip, consisting of a total of 291 dwelling units; 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:

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1586

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1586
COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive
FROM: Tom LaGuardia, P.E., Chief Deputy Commissioner
SUBJECT: **DIRECTING THE SUFFOLK COUNTY SEWER AGENCY TO PREPARE MAPS, PLANS, REPORTS, AND MAKE RECOMMENDATIONS IN ACCORDANCE WITH ARTICLE 5-A TO FORM A SEWER DISTRICT AT SPRING MEADOW AND TOWNE HOUSE VILLAGE IN THE TOWN OF ISLIP**
DATE: May 19, 2009

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced proposal to prepare documents related to creation of a sewer district filed as Reso DPW-bw Spring Meadow & Towne House Village 5-19-09 and backup filed as Backup DPW-bw Spring Meadow & Towne House Village 5-19-09. The resolution will result in DPW preparing the necessary documents for the Sewer Agency in order to make recommendations with respect to creation of a sewer district around two communities, that is Spring Meadow and Towne House Village. The purpose of the sewer district creation is to assist the communities, which have failing facilities, in making an application to New York State Environmental Facilities Corporation in order to be eligible for a financial subsidy or partial grant for the construction of the infrastructure connecting to SD #13 – Windwatch. The communities have met with the elected officials and the Sewer Agency to represent their desire for this process to take place. We appreciate the resolution being laid on the table as soon as possible.

TL:BW:ni

Attachment

cc: Chris Kent, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, County Executive Assistant
Linda Spahr, Esq., Assistant County Attorney
Carmine Chiusano, Assistant Budget Director
Laura Conway, CPA, Chief Accountant
Ben Wright, P.E., Chief Engineer, Sanitation
CE Reso Review

tl-bw5-19-09 Back-up DPW sd13 Spring Meadow & Towne House Village memo to BZwirn

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

RESOLUTION SUBMITTAL SHEET

1586

Capital Project		Legislative Districts	<u>12</u>
Operating Fund		Federal Aid %	
Other		State Aid %	

Give a complete description of why we are asking for reso; if aided, state status of aid

To prepare documents related to creation of a County sewer district for Spring Meadow & Towne House Village.

Previous resolution (list previous reso for the same work)

Resolution		
<u>Number</u>	<u>Purpose</u>	<u>Amount</u>

<u>Amounts being requested</u>		<u>Current Funding</u>	
Planning	<u>0</u>	Planning	<u>0</u>
Site	<u>0</u>	Site	<u>0</u>
Construction	<u>0</u>	Construction	<u>0</u>
Land	<u>0</u>	Land	<u>0</u>
F&E	<u>0</u>	F&E	<u>0</u>

Project Status (Phase I)

Est. planning completion	<u>11/30/09</u>	Design consultant	<u>Chiarelli Engineering</u>
Est. construction start	<u>01/01/10</u>	Contractor	
Est. construction completion	<u>12/31/10</u>		

State required offsets, their Legislative Districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue)

<u>Offset</u>	<u>Leg. District</u>	<u>Comments</u>
----------------------	-----------------------------	------------------------

Intro. Res. No. 1587-09
Introduced by the Presiding Officer on request of the County Executive

Laid on Table 6/23/09

**RESOLUTION NO. 2009, APPROVING
PLANNING STEPS FOR THE ACQUISITION
OF FARMLAND DEVELOPMENT RIGHTS –
MAY 2009**

WHEREAS, the Environmental Legacy Program was approved under the adopted 2007-2009 Capital Program allocating fifty million dollars (\$50,000,000) for the acquisition of environmentally sensitive lands, active recreation sites, historic properties, and farmland development rights where there is a partner who will provide a fifty percent (50%) matching contribution; and

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

WHEREAS, Local Law 24-2007, "A Charter Law Extending and Accelerating the Suffolk County 1/4% Drinking Water Protection Program for Environmental Protection," authorizes the use of thirty-one point one percent (31.10 %) of sales and compensating use tax proceeds generated each year for Specific Environmental Protection including acquisition of open space; environmentally sensitive lands; farmland development rights; hamlet parks; active recreational parks; or historic/cultural parks, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, the County's nationally acclaimed land preservation programs have received a jump start with the approval in 2004, 2005, and 2006 master lists of important and significant environmentally sensitive lands, farmland, and recreationally important lands identified in Resolution No. 621-2004, Resolution No. 877-2005, and Resolution No. 47-2006, respectively, that it is now necessary to add additional parcels to the master list for acquisition of farmland development rights; now, therefore, be it

1st **RESOLVED**, that this list of farmlands identified by Exhibit "A " for the acquisition of farmland development rights in Suffolk County, is hereby approved and/or confirmed, as a supplement to parcels previously approved for consideration for acquisition via duly enacted resolutions of the County of Suffolk; and, be it further

2nd **RESOLVED**, that such acquisition(s) is(are) to be made in accordance with the procedures set forth in Chapter 8 of the SUFFOLK COUNTY CODE which provided that they be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation(s) of the Suffolk County Farmland Committee; and, be it further

I.) ENVIRONMENTAL LEGACY PROGRAM

3rd **RESOLVED**, that the following parcel(s) listed below, in addition to parcels previously approved for consideration for acquisition of farmland development rights via duly enacted resolutions of the County of Suffolk, is(are) hereby approved for preliminary planning steps (i.e., survey, appraisal, title search, and environmental audit) and ultimate inclusion in the Suffolk County Environmental Legacy Program, approved under the ADOPTED 2007-2009 CAPITAL PROGRAM:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No.	District Section Block Lot		SET FORTH IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

; and, be it further

4th **RESOLVED**, that the Commissioner of the County Department of Public Works and/or the Director of the Division of Real Property Acquisition and Management, Department of Environment and Energy, and/or his designee, 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) in accordance with Resolution No. 423-1988; and, be it further

5th **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 C42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and, be it further

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby further authorized, empowered, and directed, pursuant to Section C42-2(C), of the SUFFOLK COUNTY CHARTER, to initiate written contact with the owner(s) of the property, prior to ordering an appraisal, for the purpose of commencing negotiations to acquire the farmland development rights of the subject parcel(s), the actual acquisition of which shall be subject to approval via duly enacted resolution of the County of Suffolk; and, be it further

7th **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 the Suffolk County Environmental Legacy Program, 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

8th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby further authorized, empowered, and directed, pursuant to Section C42-2(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

II.) MULTIFACETED LAND PRESERVATION PROGRAM – FARMLAND DEVELOPMENT RIGHTS

9th **RESOLVED**, that the following parcel(s) listed below, in addition to parcels previously approved for consideration for acquisition of farmland development rights via duly enacted resolutions of the County of Suffolk, is(are) hereby approved for preliminary planning steps (i.e., survey, appraisal, title search, and environmental audit) and ultimate inclusion in the Suffolk County Multifaceted Land Preservation Program, according to the provisions of the 5th RESOLVED clause of Resolution No. 459-2001, and pursuant to Chapter 8 of the SUFFOLK COUNTY CODE:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No.	District Section Block Lot	SET FORTH IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF	

; and, be it further

10th **RESOLVED**, that the Commissioner of the County Department of Public Works and/or the Director of the Division of Real Property Acquisition and Management and/or his designee, 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) in accordance with Resolution No. 423-1988; and, be it further

11th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, Department of Environment and Energy, and/or his designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and, be it further

12th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, Department of Environment and Energy, and/or his designee, is hereby further authorized, empowered, and directed, pursuant to Section C42-2(C) of the SUFFOLK COUNTY CHARTER, to initiate written contact with the owner(s) of the property, prior to ordering an appraisal, for the purpose of commencing negotiations to acquire the farmland development rights of the subject parcel(s), the actual acquisition of which shall be subject to approval via duly enacted resolution of the County of Suffolk; and, be it further

13th **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 the provisions of the 5th RESOLVED clause of Resolution No. 459-2001, 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

14th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby further authorized, empowered, and directed, pursuant to Section C42-2(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

III.) NEW DRINKING WATER PROTECTION PROGRAM (AS AMENDED BY LOCAL LAW NO. 24-2007, EFFECTIVE DECEMBER 1, 2007) – FARMLAND DEVELOPMENT RIGHTS

15th **RESOLVED**, that the following parcel(s) listed below, in addition to parcels previously approved for consideration for acquisition of farmland development rights via duly enacted resolutions of the County of Suffolk, is(are) hereby approved for preliminary planning steps (i.e., survey, appraisal, title search, and environmental audit) and ultimate inclusion in the Suffolk County New Drinking Water Protection Program, Farmland component, Section C12-(A) (1)(f) of the SUFFOLK COUNTY CHARTER:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No.	District Section Block Lot		SET FORTH IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

;and, be it further

16th **RESOLVED**, that the Commissioner of the County Department of Public Works and/or the Director of the Division of Real Property Acquisition and Management and/or his designee, 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) in accordance with Resolution No. 423-1988; and, be it further

17th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and, be it further

18th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby further authorized, empowered, and directed, pursuant to Section C42-2(C) of the SUFFOLK COUNTY CHARTER, to initiate written contact with the owner(s) of the property, prior to ordering an appraisal, for the purpose of commencing negotiations to acquire the farmland development rights of the subject parcel(s), the actual acquisition of which shall be subject to approval via duly enacted resolution of the County of Suffolk; and, be it further

19th **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 Section C12-(A) (1)(f) 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

20th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby further authorized, empowered, and directed, pursuant to Section C42-2(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

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

EXHIBIT A

<u>PARCEL:</u>	<u>SUFFOLK COUNTY</u> <u>TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER</u> <u>AND ADDRESS:</u>
No. 1	District 0400 Section 107.00 Block 03.00 Lot 006.001	9.7	Tilden Realty, LLC 48 Wyckoff Street Greenlawn, NY 11740
No. 2	District 0400 Section 107.00 Block 03.00 Lot 006.010	1.3	Tilden Realty, LLC 48 Wyckoff Street Greenlawn, NY 11740
No. 3	District 00400 Section 107.00 Block 03.00 Lot 008.000	1.0	Tilden Realty, LLC 48 Wyckoff Street Greenlawn, NY 11740
No. 4	District 0400 Section 107.00 Block 04.00 Lot 002.000	2.1	Tilden Realty 48 Wyckoff Street Greenlawn, NY 11740
No. 5	District 0600 Section 061 Block 02.00 Lot 008.001	11.3	Jeffrey Rottkamp 2331 Sound Avenue Calverton, NY 11933
No. 6	District 0700 Section 008.00 Block 01.00 Lot 005.002 p/o	83.5	Andrew Fiske c/o Eben F. Ostby 8433 Bell View Court El Cerrito, CA 94530
No. 7	District 0900 Section 038.00 Block 01.00 Lot 007.012	2.0	ZIP Millstone One, LLC 717 Fifth Avenue, 19 th Floor New York, NY 10022
No. 8	District 0900 Section 038.00 Block 01.00 Lot 007.013	2.9	ZIP Millstone Two, LLC 717 Fifth Avenue, 19 th Floor New York, NY 10022

No. 9	District Section Block Lot	0900 038.00 01.00 007.014	2.5	ZIP Millstone One, LLC 717 Fifth Avenue, 19 th Floor New York, NY 10022
No. 10	District Section Block Lot	0900 038.00 01.00 007.015	2.5	ZIP Millstone Two, LLC 717 Fifth Avenue, 19 th Floor New York, NY 10022
No. 11	District Section Block Lot	0900 038.00 01.00 007.016	4.0	ZIP Millstone One, LLC 717 Fifth Avenue, 19 th Floor New York, NY 10022
No. 12	District Section Block Lot	0900 038.00 01.00 007.017	5.0	ZIP Millstone One, LLC and ZIP Millstone Two, LLC 717 Fifth Avenue, 19 th Floor New York, NY 10022
No. 13	District Section Block Lot	0908 001.00 01.00 017.000 p/o	13.1	Dogwood Associates 801 Remsens Lane Oyster Bay, NY 11771
No. 14	District Section Block Lot	0908 001.00 01.00 018.000	5.9	Linda Held 801 Remsens Lane Oyster Bay, NY 11771

TOTAL ACRES

146.8

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1587

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
RESOLUTION NO. – 2009, APPROVING PLANNING STEPS FOR THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS – MAY 2009		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
4. Will the Proposed Legislation Have a Fiscal Impact? Yes ___ No <input checked="" type="checkbox"/>		
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 5 is "yes", Provide Detailed Explanation of Impact		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
8. Proposed Source of Funding		
9. Timing of Impact		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Gina H. Kommer Assistant Executive Analyst		June 16, 2009

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1587

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation		
Resolution <input checked="" type="checkbox"/> Local Law _____ Charter Law _____ 1587		
2. Title of Proposed Legislation		
APPROVING PLANNING STEPS FOR THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS – MAY 2009.		
3. Purpose of Proposed Legislation		
See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ 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):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:		
N/A		
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		
N/A		
10. <i>Typed Name & Title of Preparer</i> Jessica L. Kalmbacher Planner	11. <i>Signature of Preparer</i> 	12. <i>Date</i> May 29, 2009

COUNTY OF SUFFOLK



1587

JUN 01 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

THOMAS A. ISLES, AICP
DIRECTOR OF PLANNING

May 29, 2009

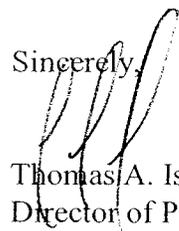
Mr. Ben Zwirn, Deputy County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

Attached for your review and consideration is a proposed Introductory Resolution that would authorize planning steps for the purchase of farmland development rights within the towns of Huntington, Riverhead, Shelter Island, Southampton, and the village of Sagaponack totaling 146.8 acres. These have all been approved by the Farmland Committee.

Please contact me if you require any additional information.

Sincerely,


Thomas A. Isles
Director of Planning

cc: Christopher E. Kent, Chief Deputy County Executive
Carrie Meek Gallagher, Commissioner, Department of Environment & Energy
Lauretta R. Fischer, Principal Environmental Analyst, Department of Planning
Jessica L. Kalmbacher, Planner, Department of Planning
Michael A. Amoroso, Bureau Chief, Department of Law
Pamela J. Greene, Assistant Director, Div. of Real Property Acquisition & Management
Janet Longo, Acquisition Supervisor, Div. of Real Property Acquisition & Management
Brendan Chamberlain, County Executive Assistant ✓
CE Reso Review (e-mail copy only)



**SUFFOLK COUNTY FARMLAND RATING SYSTEM
FOR THE PURCHASE OF DEVELOPMENT RIGHTS (PDR)**

1587

This rating system was developed for the evaluation of farmland for the potential purchase of its development rights (PDR) and inclusion in the County's Purchase of Development Rights Program under Chapter 8 of the Suffolk County Code. The system considers four major factors: contiguity, vistas, soils, and value. The first two factors seek to preserve large blocks of farmland, thus protecting the land from nonagricultural intrusions and preserving the scenic vistas. Soils which are better for farming, such as Bridgehampton and Haven associations, are assigned higher point values. Slope also plays a part in the soil type and its desirability for use as farmland. The estimated price of the farmland is also considered in the evaluation. Bonuses are given for farms within Agricultural Districts or within high population density areas. Negative points may be given for negative impacts such as excavations.

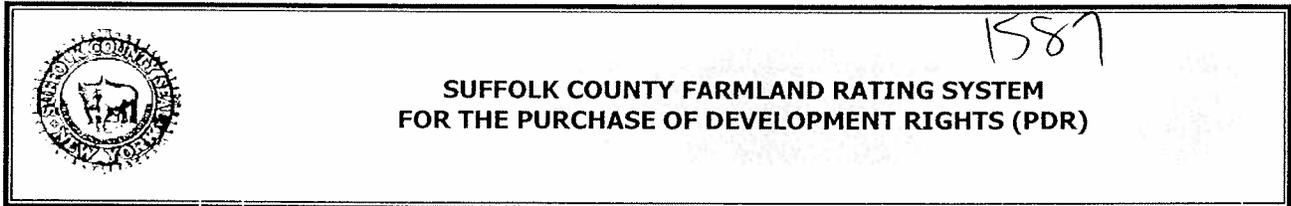
FARMLAND PRESERVATION FACTORS		Score	Subtotal
A. CONTIGUITY: PROXIMITY TO PRESERVED FARM PROPERTIES			
1. PDR properties on three sides. (5 pts.)			
2. PDR properties on two sides. (4 pts.)			
3. PDR properties on one side. (3 pts.)			
4. Large amount of protected farmland nearby. (2 pts.)			
5. Some protected farmland nearby. (1 pt.)			
6. No protected farmland nearby. (0 pt.)	0		0
B. VISTAS			
1. Long road frontage and part of a large block of farmland (100+ acres). (5 pts.)			
2. Small road frontage and part of a large block of farmland. (4 pts.)			
3. Long road frontage and part of a small block of farmland. (3 pts.)	3		
4. Small road frontage and part of a small block of farmland. (2 pts.)			
5. Less than 100' of road frontage and part of a large block of farmland. (1 pt.)			
6. Less than 100' of road frontage and part of a small block of farmland. (0 pt.)			3
C. SOILS			
	Slope	Capability	
1. Capability Unit I-1: Bridgehampton, Haven, Montauk. (5 pts.)	0-3%	BgA, HaA, MkA	
2. Nearly flat Class II: Riverhead, Scio, Plymouth, Haven, Montauk. (4 pts.)	0-3%	RdA, SdA, PsA, He, MfA	
3. Best soils but with some slope: Bridgehampton, Haven, Montauk. (3 pts.)	2-8%	BgB, BhB, HaB, MkB	0.75
4. Other Class II soils with some slope: Montauk, Riverhead, Scio, Sudbury. (2 pts.)	2-8%	MB, RdB, ScB, Su	0.75
5. Non-prime soil that is farmed: Plymouth. (1 pt.)		PmB3	0.25
6. Poor soil. (0 pt.)		Gp	1.75
D. APPROXIMATE DEVELOPMENT RIGHTS VALUE PER ACRE (Subject to appraisal and SC ETRB approval)			
1. \$50,000. or less. (5 pts.)			
2. \$50,001.-\$65,000. (4 pts.)			
3. \$65,001.-\$80,000. (3 pts.)			
4. \$80,001.-\$95,000. (2 pts.)			
5. \$95,001.-\$105,000. (1 pt.)			
6. \$105,001.-\$250,000. (0 pt.)			
7. \$250,001.-\$500,000. (-1 pt.)			-1
8. \$500,001. or more. (-2 pts.)			-1
E. ADJUSTMENTS			
1. Located within a Census Designated Place with a population density of $\geq 1,000$ persons per square mile. (3 pts.)		3	
2. Other positive factors. (Within Agricultural District #3; Partnership with the Town) (1 or 2 pts.)		2	
3. Other negative factors. (-1 or -2 pts.)			5
TOTAL SCORE (maximum = 25 points)			8.75



**SUFFOLK COUNTY FARMLAND RATING SYSTEM
FOR THE PURCHASE OF DEVELOPMENT RIGHTS (PDR)**

This rating system was developed for the evaluation of farmland for the potential purchase of its development rights (PDR) and inclusion in the County's Purchase of Development Rights Program under Chapter 8 of the Suffolk County Code. The system considers four major factors: contiguity, vistas, soils, and value. The first two factors seek to preserve large blocks of farmland, thus protecting the land from nonagricultural intrusions and preserving the scenic vistas. Soils which are better for farming, such as Bridgehampton and Haven associations, are assigned higher point values. Slope also plays a part in the soil type and its desirability for use as farmland. The estimated price of the farmland is also considered in the evaluation. Bonuses are given for farms within Agricultural Districts or within high population density areas. Negative points may be given for negative impacts such as excavations.

		Score	Subtotal
FARMLAND PRESERVATION FACTORS			
A. CONTIGUITY: PROXIMITY TO PRESERVED FARM PROPERTIES			
1.	PDR properties on three sides. (5 pts.)		
2.	PDR properties on two sides. (4 pts.)		
3.	PDR properties on one side. (3 pts.)		
4.	Large amount of protected farmland nearby. (2 pts.)		
5.	Some protected farmland nearby. (1 pt.)	1	
6.	No protected farmland nearby. (0 pt.)		1
B. VISTAS			
1.	Long road frontage and part of a large block of farmland (100+ acres). (5 pts.)	5	
2.	Small road frontage and part of a large block of farmland. (4 pts.)		
3.	Long road frontage and part of a small block of farmland. (3 pts.)		
4.	Small road frontage and part of a small block of farmland. (2 pts.)		
5.	Less than 100' of road frontage and part of a large block of farmland. (1 pt.)		
6.	Less than 100' of road frontage and part of a small block of farmland. (0 pt.)		5
C. SOILS			
		Slope	Capability
1.	Capability Unit I-1: Bridgehampton, Haven, Montauk. (5 pts.)	0-3%	BgA, HaA, MKA
2.	Nearly flat Class II: Riverhead, Scio, Plymouth, Haven, Montauk. (4 pts.)	0-3%	RdA, SdA, PsA, He, MFA
3.	Best soils but with some slope: Bridgehampton, Haven, Montauk. (3 pts.)	2-8%	BgB, BhB, HaB, MkB
4.	Other Class II soils with some slope: Montauk, Riverhead, Scio, Sudbury. (2 pts.)	2-8%	MB, RdB, ScB, Su
5.	Non-prime soil that is farmed: Plymouth. (1 pt.)		PmB3
6.	Poor soil. (0 pt.)		Gp
			2.25
D. APPROXIMATE DEVELOPMENT RIGHTS VALUE PER ACRE (Subject to appraisal and SC ETRB approval)			
1.	\$50,000. or less. (5 pts.)		
2.	\$50,001.-\$65,000. (4 pts.)		4
3.	\$65,001.-\$80,000. (3 pts.)		
4.	\$80,001.-\$95,000. (2 pts.)		
5.	\$95,001.-\$105,000. (1 pt.)		
6.	\$105,001.-\$250,000. (0 pt.)		
7.	\$250,001.-\$500,000. (-1 pt.)		
8.	\$500,001. or more. (-2 pts.)		4
E. ADJUSTMENTS			
1.	Located within a Census Designated Place with a population density of \geq 1,000 persons per square mile. (3 pts.)		
2.	Other positive factors (i.e., within an Agricultural District, historical significance, community benefit, etc.). (1 or 2 pts.)	2	
3.	Other negative factors. (-1 or -2 pts.)		2
TOTAL SCORE (maximum = 25 points)			14.25



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Score Subtotal

FARMLAND PRESERVATION FACTORS			
A. CONTIGUITY: PROXIMITY TO PRESERVED FARM PROPERTIES			
1. PDR properties on three sides. (5 pts.)			
2. PDR properties on two sides. (4 pts.)			
3. PDR properties on one side. (3 pts.)			
4. Large amount of protected farmland nearby. (2 pts.)			
5. Some protected farmland nearby. (1 pt.)			1
6. No protected farmland nearby. (0 pt.)			
			1
B. VISTAS			
1. Long road frontage and part of a large block of farmland (100+ acres). (5 pts.)			5
2. Small road frontage and part of a large block of farmland. (4 pts.)			
3. Long road frontage and part of a small block of farmland. (3 pts.)			
4. Small road frontage and part of a small block of farmland. (2 pts.)			
5. Less than 100' of road frontage and part of a large block of farmland. (1 pt.)			
6. Less than 100' of road frontage and part of a small block of farmland. (0 pt.)			
			5
C. SOILS			
	Slope	Capability	
1. Capability Unit I-1: Bridgehampton, Haven, Montauk. (5 pts.)	0-3%	BgA, HaA, MKA	0.75
2. Nearly flat Class II: Riverhead, Scio, Plymouth, Haven, Montauk. (4 pts.)	0-3%	RdA, SdA, PsA, He, MFA	1.25
3. Best soils but with some slope: Bridgehampton, Haven, Montauk. (3 pts.)	2-8%	BgB, BhB, HaB, MkB	1.25
4. Other Class II soils with some slope: Montauk, Riverhead, Scio, Sudbury. (2 pts.)	2-8%	MB, RdB, ScB, Su	0.25
5. Non-prime soil that is farmed: Plymouth. (1 pt.)		PmB3	
6. Poor soil. (0 pt.)		Gp	
			3.5
D. APPROXIMATE DEVELOPMENT RIGHTS VALUE PER ACRE (Subject to appraisal and SC ETRB approval)			
1. \$50,000. or less. (5 pts.)			
2. \$50,001.-\$65,000. (4 pts.)			
3. \$65,001.-\$80,000. (3 pts.)			
4. \$80,001.-\$95,000. (2 pts.)			
5. \$95,001.-\$105,000. (1 pt.)			1
6. \$105,001.-\$250,000. (0 pt.)			
7. \$250,001.-\$500,000. (-1 pt.)			
8. \$500,001. or more. (-2 pts.)			
			1
E. ADJUSTMENTS			
1. Located within a Census Designated Place with a population density of $\geq 1,000$ persons per square mile. (3 pts.)			
2. Other positive factors (i.e., within an Agricultural District, historical significance, community benefit, etc.). (1 or 2 pts.)			1
3. Other negative factors. (-1 or -2 pts.)			
			1
TOTAL SCORE (maximum = 25 points)			11.5



**SUFFOLK COUNTY FARMLAND RATING SYSTEM
FOR THE PURCHASE OF DEVELOPMENT RIGHTS (PDR)**

1587

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A. CONTIGUITY: PROXIMITY TO PRESERVED FARM PROPERTIES			
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6.	No protected farmland nearby. (0 pt.)		2
B. VISTAS			
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C. SOILS			
		Slope	Capability
1.	Capability Unit I-1: Bridgehampton, Haven, Montauk. (5 pts.)	0-3%	BgA, HaA, MKA 3,25
2.	Nearly flat Class II: Riverhead, Scio, Plymouth, Haven, Montauk. (4 pts.)	0-3%	RdA, SdA, PsA, He, MfA
3.	Best soils but with some slope: Bridgehampton, Haven, Montauk. (3 pts.)	2-8%	BgB, BhB, HaB, MkB 1
4.	Other Class II soils with some slope: Montauk, Riverhead, Scio, Sudbury. (2 pts.)	2-8%	MB, RdB, ScB, Su
5.	Non-prime soil that is farmed: Plymouth. (1 pt.)		PmB3
6.	Poor soil. (0 pt)		Gp 4,25
D. APPROXIMATE DEVELOPMENT RIGHTS VALUE PER ACRE (Subject to appraisal and SC ETRB approval)			
1.	\$50,000. or less. (5 pts.)		
2.	\$50,001.-\$65,000. (4 pts.)		
3.	\$65,001.-\$80,000. (3 pts.)		
4.	\$80,001.-\$95,000. (2 pts.)		
5.	\$95,001.-\$105,000. (1 pt.)		
6.	\$105,001.-\$250,000. (0 pt.)		
7.	\$250,001.-\$500,000. (-1 pt.)		-1
8.	\$500,001. or more. (-2 pts.)		-1
E. ADJUSTMENTS			
1.	Located within a Census Designated Place with a population density of \geq 1,000 persons per square mile. (3 pts.)		
2.	Other positive factors (i.e., within an Agricultural District, historical significance, community benefit, etc.). (1 or 2 pts.)	1	
3.	Other negative factors. (-1 or -2 pts.)		1
TOTAL SCORE (maximum = 25 points)			11.25



**SUFFOLK COUNTY FARMLAND RATING SYSTEM
FOR THE PURCHASE OF DEVELOPMENT RIGHTS (PDR)**

1587

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FARMLAND PRESERVATION FACTORS				
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5.	Some protected farmland nearby. (1 pt.)	1		
6.	No protected farmland nearby. (0 pt.)		1	
B. VISTAS				
1.	Long road frontage and part of a large block of farmland (100+ acres). (5 pts.)			
2.	Small road frontage and part of a large block of farmland. (4 pts.)			
3.	Long road frontage and part of a small block of farmland. (3 pts.)	3		
4.	Small road frontage and part of a small block of farmland. (2 pts.)			
5.	Less than 100' of road frontage and part of a large block of farmland. (1 pt.)			
6.	Less than 100' of road frontage and part of a small block of farmland. (0 pt.)		3	
C. SOILS				
		Slope	Capability	
1.	Capability Unit I-1: Bridgehampton, Haven, Montauk. (5 pts.)	0-3%	BgA, HaA, MkA	
2.	Nearly flat Class II: Riverhead, Scio, Plymouth, Haven, Montauk. (4 pts.)	0-3%	RdA, SdA, PsA, He, MfA	2.75
3.	Best soils but with some slope: Bridgehampton, Haven, Montauk. (3 pts.)	2-8%	BgB, BhB, HaB, MkB	1
4.	Other Class II soils with some slope: Montauk, Riverhead, Scio, Sudbury. (2 pts.)	2-8%	MB, RdB, ScB, Su	
5.	Non-prime soil that is farmed: Plymouth. (1 pt.)		PmB3	
6.	Poor soil. (0 pt.)		Gp	3.75
D. APPROXIMATE DEVELOPMENT RIGHTS VALUE PER ACRE (Subject to appraisal and SC ETRB approval)				
1.	\$50,000. or less. (5 pts.)			
2.	\$50,001.-\$65,000. (4 pts.)			
3.	\$65,001.-\$80,000. (3 pts.)			
4.	\$80,001.-\$95,000. (2 pts.)			
5.	\$95,001.-\$105,000. (1 pt.)			
6.	\$105,001.-\$250,000. (0 pt.)			
7.	\$250,001.-\$500,000. (-1 pt.)			
8.	\$500,001. or more. (-2 pts.)		-2	-2
E. ADJUSTMENTS				
1.	Located within a Census Designated Place with a population density of $\geq 1,000$ persons per square mile. (3 pts.)			
2.	Other positive factors (i.e., within an Agricultural District, historical significance, community benefit, etc.). (1 or 2 pts.)	2		
3.	Other negative factors. (-1 or -2 pts.)		2	
TOTAL SCORE (maximum = 25 points)			7.75	

**Additional back-up material regarding IR 1587 is on file in
the Legislative Clerk's Office, Hauppauge.**

Intro. Res. No. 1588-09
Introduced by the Presiding Officer, on request of the County Executive

Laid on Table 6/23/09

RESOLUTION NO. 2009, AUTHORIZING, EMPOWERING, AND DIRECTING THE SUFFOLK COUNTY PLANNING DEPARTMENT TO FILE A GRANT APPLICATION PURSUANT TO THE NEW YORK STATE COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLANNING GRANT PROGRAM FOR MATCHING STATE FUNDS TO DEVELOP AN UPDATE TO THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN

WHEREAS, Article 25-AAA of the New York State Agricultural and Markets Law directs the New York State Department of Agriculture and Markets Commissioner to initiate and maintain a State Agricultural and Farmland Protection Program to provide financial and technical assistance to municipalities; and

WHEREAS, Article 25-AAA of the New York State Agricultural and Markets Law authorizes the development of county agricultural and farmland protection plans which must include at least 1) the location of any lands or areas that are proposed to be protected; 2) an analysis of the value of such lands to the agricultural economy of the county, their open space value, the level of conversion pressure being experienced, and the consequences of possible conversion; and 3) a description of the activities, programs, and strategies intended to be used by the county to promote the maintenance of these lands in active agricultural uses; and

WHEREAS, this Legislature authorized, empowered, and directed the Suffolk County Planning Department to prepare an agricultural and farmland protection plan by Resolution No. 468-1994; and

WHEREAS, this Legislature adopted the Suffolk County Agricultural and Farmland Protection Plan by Resolution No. 861-1996; and

WHEREAS, the New York State Department of Agriculture and Markets has available matching funds to assist counties in the development of agricultural and farmland protection plans; now, therefore be it

1st **RESOLVED**, that the Suffolk County Planning Department is hereby authorized, empowered, and directed, pursuant to Section 14-8(a)(9) of the Suffolk County Charter, to apply to the New York State Department of Agriculture and Markets for matching State funds to assist in the development of an update to the Suffolk County Agricultural and Farmland Protection Plan; and, be it further

2nd **RESOLVED**, that the Suffolk County Planning Department is hereby authorized, empowered, and directed pursuant to Section 14-8(a)(9) of the Suffolk County Charter, to develop an update to Suffolk County Agricultural and Farmland Protection Plan, said plan to be reduced to writing for submission to the County Executive and County Legislature no later than eighteen (18) months subsequent to the effective date of an award letter from the New York State Department of Agriculture and Markets Commissioner; and, be it further

3rd **RESOLVED**, that the County of Suffolk hereby pledges and commits to match any State grant funds obtained pursuant to this program, in an amount not to exceed fifty thousand dollars (\$50,000), on a dollar-for-dollar basis with at least 20% of the match to be made in cash and with in-kind matches for personnel services, consultant services, travel, expendable supplies, printing, or communication; and the County may use as a match any private or other public (not State) funds obtained to develop the plan; 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/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) AND WITHIN THE MEANING OF Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management, and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1588

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COUNTY OF SUFFOLK



1588
JUN 05 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

THOMAS A. ISLES, AICP
DIRECTOR OF PLANNING

June 3, 2009

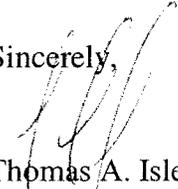
Mr. Ben Zwirn, Deputy County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

Attached for your review and consideration is a proposed Introductory Resolution that would authorize, empower, and direct the Suffolk County Planning Department to file a grant application pursuant to the New York State Grant Program for County Agricultural and Farmland Protection Planning for the preparation of an update to the Suffolk County Agricultural and Farmland Protection Plan.

Please contact me if you require any additional information.

Sincerely,


Thomas A. Isles
Director of Planning

cc: Christopher E. Kent, Chief Deputy County Executive
Carrie Meek Gallagher, Commissioner, Department of Environment and Energy
Jessica L. Kalmbacher, Planner, Department of Planning
Brendan Chamberlain, County Executive Assistant
CE Reso Review (e-mail copy only)

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1588

<p>1. Type of Legislation</p> <p>Resolution <u> X </u> Local Law _____ Charter Law _____</p>		
<p>2. Title of Proposed Legislation</p> <p>Authorizing, empowering, and directing the Suffolk County Planning Department to file a grant application pursuant to the New York State County Agricultural and Farmland Protection Planning Grant Program for the development of an update to the Suffolk County Agricultural and Farmland Protection Plan</p>		
<p>3. Purpose of Proposed Legislation</p> <p>See No. 2 above</p>		
<p>4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ NO <u> X </u></p>		
<p>5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)</p> <p>County Town Economic Impact</p> <p>Village School District Other (Specify):</p> <p>Library District Fire District</p>		
<p>6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:</p> <p>N/A</p>		
<p>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.</p> <p>N/A</p>		
<p>8. Proposed Source of Funding</p> <p>N/A</p>		
<p>9. Timing of Impact</p> <p>N/A</p>		
<p>10. <i>Typed Name & Title of Preparer</i></p> <p>Jessica L. Kalmbacher Planner</p>	<p>11. <i>Signature of Preparer</i></p> <p><i>Jessica L. Kalmbacher</i></p>	<p>12. <i>Date</i></p> <p>June 3, 2009</p>

1589
Intro. Res. No. -2009
Introduced by Legislator Montano

Laid on Table 6/23/09

RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. -2009, A LOCAL LAW TO ENSURE THE TIMELY FILLING OF VACANCIES ON THE HUMAN RIGHTS COMMISSION

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 TO ENSURE THE TIMELY FILLING OF VACANCIES ON THE HUMAN RIGHTS COMMISSION**" 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 TO ENSURE THE TIMELY FILLING OF VACANCIES ON THE HUMAN RIGHTS COMMISSION

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 Human Rights Commission was created to foster respect and understanding among the many diverse communities found in Suffolk County; to inquire into incidents of tension and conflict arising from issues of race, creed, color, national origin, sex, age, disability, marital status or sexual orientation; and to investigate complaints of unlawful discrimination.

This Legislature also finds and determines that in order to be effective, the Human Rights Commission needs to act as an independent entity, and its members must be insulated from political influence or pressure.

This Legislature further finds that the fifteen (15) members of the Human Rights Commission are appointed by the County Executive to fixed three (3) year terms, subject to legislative approval.

This Legislature determines that historically, County Executives have been slow to fill vacancies on the Human Rights Commission and that some members have been allowed to remain in a holdover capacity for years after their terms expired. This longstanding practice has the potential to reduce the independence of the Commission because a holdover member, who can be replaced immediately at anytime, and for any reason, may feel restrained from speaking or acting on certain issues due to the lack of a fixed term.

This Legislature further determines that it is vitally important that vacancies on the Human Rights Commission be filled in a timely manner to ensure that the Commission fulfills its important responsibilities in an efficient manner.

This Legislature also determines that vacancies on the Human Rights Commission should be filled in the order that they occur.

Therefore, the purpose of this law is to create a mechanism that will allow vacancies on the Human Rights Commission to be filled quickly, thereby ensuring the efficiency and independence of the Human Rights Commission.

Section 2. Amendments.

Chapter 89 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**Chapter 89,
HUMAN RIGHTS COMMISSION**

ARTICLE I, Creation and Organization.

* * * *

§ 89-4. Membership; terms; organization; compensation; rules of proceedings.

* * * *

D. Vacancies in the membership of the Commission shall be filled in the order that they occur. Within one hundred and twenty (120) days of the expiration of the term of a Commission member, the County Executive shall introduce a resolution, in accordance with the provisions of Section C2-11 of the SUFFOLK COUNTY CHARTER, to reappoint the member or appoint a successor. If the County Executive fails to file the necessary resolution within the aforementioned one hundred and twenty (120) days, any County Legislator may introduce, for consideration by the full Legislature, a resolution that fills the vacancy.

* * * *

Section 3. Applicability.

This law shall apply to all vacancies on the Human Rights Commission 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 in 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:

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: JUNE 18, 2009
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. 1589-2009; A LOCAL LAW TO ENSURE THE TIMELY FILLING OF VACANCIES ON THE HUMAN RIGHTS COMMISSION

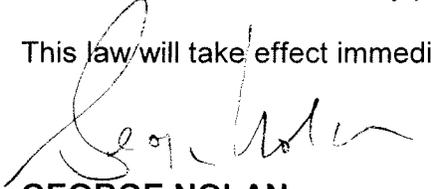
SPONSOR: LEGISLATOR MONTANO

DATE OF RECEIPT BY COUNSEL: 6/17/2009 PUBLIC HEARING: 8/4/2009
DATE ADOPTED/NOT ADOPTED: _____ CERTIFIED COPY RECEIVED: _____

This proposed local law would amend Chapter 89 of the SUFFOLK COUNTY CODE, to require that vacancies in the membership of the Human Rights Commission be filled in the order in which they occur.

Further, this law would require the County Executive to file a resolution to fill a Commission vacancy within 120 days of the vacancy occurring. If the County Executive fails to file a resolution within this 120 day period, any Legislator may file a resolution to fill the vacancy.

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


GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-filling-human-rights-commission

Intro. Res. No. 1590-2009

Laid on Table 6/23/2009

Introduced by Legislators Montano, Schneiderman, Browning, Gregory, Barraga, Kennedy, Horsley

**RESOLUTION NO. -2009, PREVENTING REGISTERED
SEX OFFENDERS FROM MAINTAINING ACCOUNTS ON
SOCIAL NETWORKING WEBSITES**

WHEREAS, individuals convicted of sexual crimes (“sex offenders”) are at an increased risk of recidivism; and

WHEREAS, due to the increased risk of recidivism and in the interest of protecting society’s most vulnerable populations, many sex offenders are required to register under the New York State Sex Offender Registration Act (“SORA”); and

WHEREAS, social networking and internet dating websites such as Facebook, MySpace, eHarmony and Match.com are increasing in popularity across the United States and in Suffolk County; and

WHEREAS, these websites allow each user to create individualized profiles which are shared with other site users; and

WHEREAS, some of these websites allow high school aged children to establish accounts; and

WHEREAS, these websites rely on individuals providing truthful information about themselves, with little oversight to ensure the veracity of the information provided; and

WHEREAS, due to the quasi-anonymous nature of these websites, children who use them may be in danger of being exploited or harmed by sex offenders that use these websites to find potential victims; and

WHEREAS, Suffolk County seeks to protect its most vulnerable residents from exploitation or victimization; now, therefore be it

1st RESOLVED, that the Probation Department, in conjunction with the Office of the District Attorney, is hereby authorized, empowered and directed to recommend to sentencing judges that any person convicted of an offense which requires SORA registration, or any offense of endangering the welfare of a child where any part of the commission of such crime was facilitated by the use of a computer shall, as a condition of probation: 1) register with the Probation Department each computer that he or she uses for personal use, 2) consent to the installation of monitoring software on any such computer to track the online activity of such person, and 3) agree not to access social networking and internet dating websites; 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:

1591
Intro. Res. No. -2009
Introduced by the Presiding Officer on Request of County Executive

Laid on the Table 6/23/09

**RESOLUTION NO. -2009, AUTHORIZING THE
COUNTY COMPTROLLER AND COUNTY TREASURER
TO CLOSE CERTAIN CAPITAL PROJECTS AND
TRANSFER FUNDS**

WHEREAS, the County departments have reviewed there capital projects and have determined that certain capital projects have been completed and/or should be closed; and

WHEREAS, the attached "Addendum 1" hereby made part of this resolution specifies the capital projects and associated point numbers to be closed; and

WHEREAS, the closing of these projects will reduce the County's outstanding bond authorization, reduce the number of projects required to be monitored and tracked for financial purposes, and generate revenue to offset debt service costs; and

WHEREAS, it is in the best interest of the County of Suffolk to close these selected capital projects listed on "Addendum 1"; and

WHEREAS, the available uncommitted balances have been verified; now, therefore, be it

RESOLVED, that the County Comptroller and County Treasurer be and hereby are authorized to close the Capital Projects listed on "Addendum 1" and credit the appropriate revenue accounts no later than December 31, 2009; and be it further

RESOLVED, that if any additional aid is received the Treasurer may accept the aid and close to the appropriate fund and revenue account; and be it further

RESOLVED, that any unissued serial bond or capital note authorization remaining after the project is closed can be liquidated by the County Comptroller and the County Treasurer; and be it further

RESOLVED, that the County Comptroller and County Treasurer are authorized to transfer positive and negative cash balances to close these capital projects; and be it further

RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to net the positive and negative cash as a result of the projects being closed and accept the remaining funds into the appropriate Operating Fund under revenue code 2954 Unused Capital Fund Authorization.

DATE:

APPROVED BY:

1591

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		
AUTHORIZING THE COUNTY COMPTROLLER AND COUNTY TREASURER TO CLOSE CERTAIN CAPITAL PROJECTS AND TRANSFER FUNDS		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE.		
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 _____	Economic Impact _____
Village _____	School District _____	Other (Specify): _____
Library District _____	Fire District _____	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact:		
THE CLOSING OF CAPITAL PROJECTS THAT HAVE BEEN COMPLETED HAS A POSITIVE IMPACT TO THE COUNTY OF SUFFOLK. IT REDUCES BOND AUTHORIZATIONS AND REMAINING CASH BALANCES WILL OFFSET DEBT EXPENSES.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
THIS WILL BE DETERMINED ONCE THE FINAL CASH BALANCE HAS BEEN VERIFIED BY THE TREASURER'S OFFICE. THE FINAL CASH BALANCE SHOULD PROVIDE A SIGNIFICANT AMOUNT OF REVENUE TO THE COUNTY TO OFFSET DEBT SERVICE COSTS AND SHOULD EXCEED THE AMOUNT INCLUDED IN THE ADOPTED 2009 OPERATING BUDGET GENERAL FUND FOR THIS PURPOSE.		
8. Proposed Source of Funding		
PROPOSED CASH PROCEEDS FROM UNUSED CAPITAL FUND AUTHORIZATIONS		
9. Timing of Impact		
2009		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
CARMINE A. CHIUSANO ASSISTANT BUDGET DIRECTOR		June 16th, 2009

**FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER**

1591

GENERAL FUND

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2009 PROPERTY TAX LEVY	2009 COST TO AVG TAXPAYER	2009 AV TAX RATE PER \$100	2009 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2007.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2007-2008.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2007 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

1592
Intro. Res. No. - 2009

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) FOR THE VW ENTERPRISES LLC PROPERTY - MITCHELLS LANE FARM (TOWN OF SOUTHAMPTON - SCTM#0900-050.00-01.00-005.000)

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. 442-2008, authorized planning steps for the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; 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 of farmland development rights; and

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

WHEREAS, contracts to acquire said rights 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 farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, for a total purchase price of Nine Million Nine Hundred Ninety Six Thousand Dollars (\$9,996,000.00+), at Four Hundred Twenty Thousand Dollars (\$420,000.00) per acre for

23.80+ 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 for inclusion in the Suffolk County Farmland Development Rights Program:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District 0900 Section 050.00 Block 01.00 Lot 005.000	23.80+	VW Enterprises LLC 30 West End Avenue – Apt. 11C New York, NY 10033

; and, be it further

2nd RESOLVED, that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(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 as of December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Nine Million Nine Hundred Ninety Six Thousand Dollars (\$9,996,000.00+), at Four Hundred Twenty Thousand Dollars (\$420,000.00) per acre for 23.80+ acres, 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 \$9,996,000.00+, 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 December 1, 2007, Farmland component, Section C12-2(A)(1)(f) 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 her 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 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 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Farmland Preservation Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

GEN P2

COUNTY OF SUFFOLK

JUN 05 2009



1592

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

June 3, 2009

Mr. Ben Zwirn, Asst. Deputy County Executive
H. Lee Dennison Building -11th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the farmland development rights of the VW Enterprises LLC property (Mitchells Lane Farm), in the Town of Southampton, under the New Suffolk County Drinking Water Protection Program-Farmland. The purchase price is \$9,996,000.00± for 23.80± acres, at \$420,000.00 per acre.

Please contact me if you require any additional information.

Sincerely,

Pamela J. Greene
Assistant Director

PJG:pd
Att.

cc: Christopher E. Kent, Chief Deputy County Executive
Jeff Szabo, Deputy County Executive
Carrie Meek Gallagher, Commissioner, Dept. of Environment & Energy
Thomas A. Isles, Director, Planning Department
Janet M. Longo, Acquisition Supervisor
Michael Amoroso, Bureau Chief, Law Dept., Real Estate-Condernation
Lauretta Fischer, Principal Environmental Analyst, Planning Dept.
Tom Vaughn, County Executive Assistant
Brendan Chamberlain, County Executive Assistant
Bob Zaher, Acquisition Agent
CE Reso Review (e-mail copy only)

1592

LOCATION

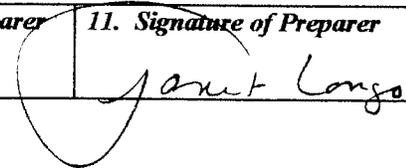
(631) 853-5900 H. LEE DENNISON BLDG. - 2nd Floor
Fax (631) 853-5906 100 VETERANS MEMORIAL HIGHWAY
Fax (631) 853-5905

MAILING ADDRESS

P. O. BOX 5100
HAUPPAUGE, NY 11788-0099

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1592

1. Type of Legislation		
Resolution	<input checked="" type="checkbox"/>	Local Law
		<input type="checkbox"/> Charter Law
2. Title of Proposed Legislation		
Authorizing the acquisition of the farmland development rights under the New Suffolk County Drinking Water Protection Program-Farmland, of the VW Enterprises LLC property (Mitchells Lane Farm), SCTM#0900-050.00-01.00-005.000, (Town of Southampton).		
3. Purpose of Proposed Legislation		
See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ 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):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:		
N/A		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
New Suffolk County Drinking Water Protection Program-Farmland		
9. Timing of Impact		
N/A		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Janet M. Longo Acquisition Supervisor		June 3, 2009

1593
Intro. Res. No. - 2009

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) FOR THE ANDREWS PROPERTY (TOWN OF RIVERHEAD -SCTM#0600-058.00-02.00-012.002 p/o)

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. 369-2007, authorized planning steps for the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; 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 of farmland development rights; and

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

WHEREAS, contracts to acquire said rights 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 farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, for a total purchase price of One Million Three Hundred Fifty Three Thousand Six Hundred Dollars (\$1,353,600.00+), at Seventy Two Thousand Dollars (\$72,000.00) per acre for 18.8+

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 for inclusion in the Suffolk County Farmland Development Rights Program:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>	<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District 0600	18.8±	Marie L. Andrews
	Section 058.00		1038 Sound Avenue
	Block 02.00		Calverton, NY 11933
	Lot 012.002 p/o		

; and, be it further

2nd RESOLVED, that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(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 as of December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of One Million Three Hundred Fifty Three Thousand Six Hundred Dollars (\$1,353,600.00±), at Seventy Two Thousand Dollars (\$72,000.00) per acre for 18.8± acres, 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 \$1,353,600.00±, 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 December 1, 2007, Farmland component, Section C12-2(A)(1)(f) 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 her 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 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 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Farmland Preservation Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

JUN 6 5 2009

1593

CARRIE MEEK GALLAGHER
COMMISSIONER

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

June 3, 2009

Mr. Ben Zwirn, Asst. Deputy County Executive
H. Lee Dennison Building -11th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the farmland development rights of the Andrews property, in the Town of Riverhead, under the New Suffolk County Drinking Water Protection Program-Farmland. The purchase price is \$1,353,600.00± for 18.8± acres at \$72,000.00 per acre.

Please contact me if you require any additional information.

Sincerely,

Pamela J. Greere
Assistant Director

PJG:pd
Att.

LOCATION
LEE DENNISON BLDG. - 2nd Floor
VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-5900 H.
Fax (631) 853-5906 100
Fax (631) 853-5905

cc: Christopher E. Kent, Chief Deputy County Executive
Jeff Szabo, Deputy County Executive
Carrie Meek Gallagher, Commissioner, Dept. of Environment & Energy
Thomas A. Isles, Director, Planning Department
Janet M. Longo, Acquisition Supervisor
Michael Amoroso, Bureau Chief, Law Dept., Real Estate-Condemnation
Lauretta Fischer, Principal Environmental Analyst, Planning Dept.
Tom Vaughn, County Executive Assistant
Brendan Chamberlain, County Executive Assistant
Bob Zaher, Acquisition Agent
CE Reso Review (e-mail copy only)

1593

LOCATION

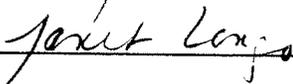
(631) 853-5900 H. LEE DENNISON BLDG. - 2nd Floor ♦
Fax (631) 853-5906 100 VETERANS MEMORIAL HIGHWAY
Fax (631) 853-5905

MAILING ADDRESS

P. O. BOX 6100 ♦
HAUPPAUGE, NY 11788-0099

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1593

1. Type of Legislation		
Resolution	<input checked="" type="checkbox"/>	Local Law
Charter Law		
2. Title of Proposed Legislation		
Authorizing the acquisition of the farmland development rights under the New Suffolk County Drinking Water Protection Program-Farmland, of the Andrews property, SCTM#0600-058.00-02.00-012.002 p/o, (Town of Riverhead).		
3. Purpose of Proposed Legislation		
See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ 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):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:		
N/A		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
New Suffolk County Drinking Water Protection Program-Farmland		
9. Timing of Impact		
N/A		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Janet M. Longo Acquisition Supervisor		June 3, 2009

1594
Intro. Res. No. - 2009

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) FOR THE H. WOJEWOCKI, D. WOJEWOCKI AND P. WOJEWOCKI PROPERTY - WOJEWOCKI FAMILY FARM (TOWN OF RIVERHEAD - SCTM#0600-020.00-03.00-008.000 p/o)

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. 165-2002, authorized planning steps for the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; 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 of farmland development rights; and

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

WHEREAS, contracts to acquire said rights 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 farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, for a total purchase price of Two Million Fifty Nine Thousand Dollars (\$2,059,000.00+), at Fifty

Eight Thousand Dollars (\$58,000.00) per acre for 35.5± 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 for inclusion in the Suffolk County Farmland Development Rights Program:

<u>PARCEL:</u>	<u>SUFFOLK COUNTY TAX MAP NUMBER:</u>		<u>ACRES:</u>	<u>REPUTED OWNER AND ADDRESS:</u>
No. 1	District	0600	35.5±	Henry Wojewocki
	Section	020.00		Diane M. Wojewocki
	Block	03.00		Patricia A. Wojewocki
	Lot	008.000 p/o		c/o William F. Bates, Esq.
				120 Court Street
				Riverhead, NY 11901-2003

; and, be it further

2nd RESOLVED, that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(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 as of December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Two Million Fifty Nine Thousand Dollars (\$2,059,000.00±), at Fifty Eight Thousand Dollars (\$58,000.00) per acre for 35.5± acres, 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 \$2,059,000.00±, 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 December 1, 2007, Farmland component, Section C12-2(A)(1)(f) 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 her 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 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 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Farmland Preservation Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.

DATED:

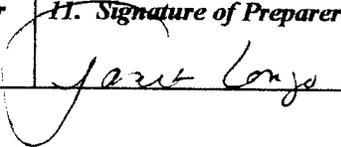
APPROVED BY:

County Executive of Suffolk County

Date of Approval:

**STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1594

1. Type of Legislation		
Resolution	<input checked="" type="checkbox"/>	Local Law
		Charter Law
2. Title of Proposed Legislation		
Authorizing the acquisition of the farmland development rights under the New Suffolk County Drinking Water Protection Program-Farmland, of the Wojewocki Farm property, SCTM#0600-020.00-03.00-008.000 p/o, (Town of Riverhead).		
3. Purpose of Proposed Legislation		
See No. 2 above		
4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ 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):
Library District	Fire District	
6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:		
N/A		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
N/A		
8. Proposed Source of Funding		
New Suffolk County Drinking Water Protection Program-Farmland		
9. Timing of Impact		
N/A		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Janet M. Longo Acquisition Supervisor		June 3, 2009

C-2009

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

JUN 05 2009

1594

CARRIE MEEK GALLAGHER
COMMISSIONER
PAMELA J. GREENE
DIVISION DIRECTOR

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

June 3, 2009

Mr. Ben Zwirn, Asst. Deputy County Executive
H. Lee Dennison Building -11th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the farmland development rights for the Wojewocki Farm property, in the Town of Riverhead, under the New Suffolk County Drinking Water Protection Program-Farmland. The purchase price is \$2,059,000.00± for 35.5± acres, at \$58,000.00 per acre

Please contact me if you require any additional information.

Sincerely,

Janet M. Longo
Janet M. Longo
Acquisition Supervisor

PJG:pd
Att.

cc: Christopher E. Kent, Chief Deputy County Executive

LOCATION
H. LEE DENNISON BLDG. - 2nd Floor
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-5900
Fax (631) 853-5906
Fax (631) 853-5905

Jeff Szabo, Deputy County Executive
Carrie Meek Gallagher, Commissioner, Dept. of Environment & Energy
Thomas A. Isles, Director, Planning Department
Janet M. Longo, Acquisition Supervisor
Michael Amoroso, Bureau Chief, Law Dept., Real Estate-Condernnation
Lauretta Fischer, Principal Environmental Analyst, Planning Dept.
Tom Vaughn, County Executive Assistant
Brendan Chamberlain, County Executive Assistant
Bob Zaher, Acquisition Agent
CE Reso Review (e-mail copy only)

1594

LOCATION

(631) 853-5900 H. LEE DENNISON BLDG. - 2nd Floor

11788-0099

MAILING ADDRESS

Fax (631) 853-5906 100 VETERANS MEMORIAL HIGHWAY

Fax (631) 853-5905

P. O. BOX 6100

HAUPPAUGE, NY

**RESOLUTION NO. - 2009, AMENDING THE 2009
CAPITAL BUDGET AND PROGRAM AND APPROPRIATING
FUNDS IN CONNECTION WITH RIVERHEAD COUNTY
CENTER POWER PLANT UPGRADE (CP 1715)**

WHEREAS, the Commissioner of Public Works has requested funds in connection with upgrades to the Riverhead Center Power Plant; and

WHEREAS, there are sufficient funds within the 2009 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of \$550,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 258-2005 classified the action contemplated by this as a Type II Action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c), (2), (11) and (21) as this action concerns the planning, replacement and rehabilitation of a facility involving no substantial changes to an existing structure and upgrading and repair of existing facilities as well as extension of an existing utility distribution facility; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-eight (68) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

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

4TH RESOLVED, that the 2009 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 1715

Project Title: Riverhead County Center Power Plant Upgrade

	Total Est'd Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
1. Planning, Design, and Supervision	\$430,000	\$50,000 B	\$25,000 B
3. Construction	<u>\$4,890,000</u>	<u>\$500,000 B</u>	<u>\$525,000 B</u>
TOTAL	\$5,320,000	\$550,000	\$550,000

5th RESOLVED, that the proceeds of \$550,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-1715.114 (Fund 001 Debt Service)	20	Planning for Riverhead County Center Power Plant Upgrade	\$25,000
525-CAP-1715.314 (Fund 001 Debt Service)	20	Construction for Riverhead County Center Power Plant Upgrade	\$525,000

Date:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1595

1. Type of Legislation		
Resolution <u> X </u> Local Law _____ Charter Law _____		
2. Title of Proposed Legislation		
<p>RESOLUTION NO. - 2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH RIVERHEAD COUNTY CENTER POWER PLANT UPGRADE (CP 1715)</p>		
3. Purpose of Proposed Legislation		
SEE NO. 2 ABOVE		
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)		
<div style="border: 1px solid black; border-radius: 50%; width: 40px; height: 20px; display: inline-block; margin-bottom: 5px;"></div> <p>County</p>	<p>Town</p>	<p>Economic Impact</p>
<p>Village</p>	<p>School District</p>	<p>Other (Specify):</p>
<p>Library District</p>	<p>Fire District</p>	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact		
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.		
SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding		
SERIAL BONDS		
9. Timing of Impact		
2010		
10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		June 11th, 2009

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1595

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$52,156	\$0.10		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$52,156	\$0.10		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

COUNTY OF SUFFOLK

1595



JUN 04 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ben Zwirn, Deputy County Executive (2 copies)

FROM: *Thomas LaGuardia*
Thomas LaGuardia, P.E., Chief Deputy Commissioner

DATE: May 26, 2009

RE: **CP 1715 – Riverhead County Center Power Plant Upgrade
Revised**

Attached for your review is a draft resolution amending the 2009 Capital Budget and appropriating the sum of \$550,000 to continue with our program to upgrade the Riverhead County Center Power Plant. Funding for this year will be used to address leakage, exhaust fan failure, structural repair issues, and site restoration.

This work is considered a Type II Action under SEQRA in accordance with Resolution No. 258-2005.

An e-mail copy of the resolution has been sent to CE RESO Review sent under the title Reso-DPW-CP 1715 Resolution Riv PP Upgrade.doc.

TL/TG/dk
attachments

cc: Christopher Kent, Chief Deputy County Executive
 Gilbert Anderson, P.E., Commissioner
 Louis Calderone, Deputy Commissioner
 Tedd Godek, R.A., County Architect, Buildings Design & Construction
 Michael J. Monaghan, P.E., Acting Chief Engineer
 Laura Conway, CPA, Chief Accountant
 Kathy LaGuardia, Chief Auditor
 CE RESO Review (e-mail)

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

1596

Intro. Res. No. -2009

Laid on Table

6/23/09

Introduced by the Presiding Officer on request of the County Executive

**RESOLUTION NO. -2009, APPROVING A LICENSE
AGREEMENT FOR ELEANOR TRAMALONI TO RESIDE
AT ROBERT CUSHMAN
MURPHY COUNTY PARK, MANORVILLE**

WHEREAS, Suffolk County Resolution No. 1250-2002, "Establishing Taxpayer Protection Policy for Use of County Residences," repealed the former statutory policy of charging below-market rent for facilities under the jurisdiction of the County Department of Parks, Recreation, and Conservation for use by County employees; and

WHEREAS, Suffolk County Resolution No. 1368-2004, "Revising Taxpayer Protection Policy for Use of County Residences," amended the statute in order to assist the Commissioner of Parks, Recreation, and Conservation in implementing the statute; and

WHEREAS, in accordance with Resolution No. 1250-2002, fair market appraisals of the residences and facilities suitable for use as a residence under the jurisdiction of the Department of Parks, Recreation, and Conservation have been completed; and

WHEREAS, in accordance with the policies set forth by the aforementioned resolutions, the Commissioner of the Department of Parks, Recreation, and Conservation has recommended that Eleanor Tramaloni, Registered Nurse Supervisor for the Health Services Department, be approved to enter into a license agreement to reside at _____ at Robert Cushman Murphy County Park; now, therefore, be it

1st RESOLVED, that the Suffolk County Department of Parks, Recreation, Conservation is authorized, empowered, and directed, pursuant to Section 28-4(D) of the SUFFOLK COUNTY CHARTER, to enter into a License Agreement with Eleanor Tramaloni to reside at _____ at Robert Cushman Murphy County Park, in Manorville, in accordance with the provisions set forth in Section 723-1 of the SUFFOLK COUNTY CODE; and be it further

2nd RESOLVED, that at _____ at Robert Cushman Murphy County Park and grounds on said premises shall be returned to the County of Suffolk at the conclusion of the License Agreement authorized pursuant to the 1st RESOLVED clause of this resolution in a physical condition that is substantially the same condition as on the effective date of any such agreement, or better, subject to reasonable use, wear, tear, and natural deterioration, between the date thereof and the conclusion of any such use agreements; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing

agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1596

GENERAL FUND

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

POLICE DISTRICT AND DISTRICT COURT

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

COMBINED

	2010 PROPERTY TAX LEVY	2010 COST TO AVG TAXPAYER	2010 AV TAX RATE PER \$100	2010 FEV TAX RATE PER \$1000
TOTAL	\$0	\$0.00		\$0.000

NOTES:

- 1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2008.
- 2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2008-2009.
- 3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2008 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

6-3-09 F6
1596

COUNTY OF SUFFOLK



STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

JOHN W. PAVACIC
COMMISSIONER

TRACEY BELLONE
DEPUTY COMMISSIONER

TO: BEN ZWIRN, Deputy County Executive

FROM: JOHN W. PAVACIC, Commissioner

CC: CHRISTOPHER KENT, Chief Deputy County Executive

DATE: June 3, 2009

**RE: INTRODUCTORY RESOLUTION APPROVING A LICENSE
AGREEMENT FOR ELEANOR TRAMALONI TO RESIDE AT
AT ROBERT CUSHMAN MURPHY COUNTY
PARK, MANORVILLE**

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "Reso-PKS-Approving License for Unit 114B at Robert Cushman Murphy County Park.doc".

In accordance with the procedures set forth by Resolution Nos. 1250-2002 and 1368-2004, I recommend that the County enter into a license agreement with Eleanor Tramaloni, who works as a Registered Nurse Supervisor in the Health Services Department, to reside at _____ at Robert Cushman Murphy County Park.

Should you require anything further, please contact my office at 4-4984.

Enclosures

1597

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

Laid on Table 6/23/09

**RESOLUTION NO. -2009, TO MAINTAIN THE INTEGRITY,
CONTINUITY AND INDEPENDENCE OF SUFFOLK COUNTY'S
COMMUNITY ORIENTED POLICE ENFORCEMENT (COPE)
UNITS OF THE SUFFOLK COUNTY POLICE DEPARTMENT**

WHEREAS, the Suffolk County Police Department has Community Oriented Police Enforcement ("COPE") units which assigns police officers in each precinct to work with communities to combat crime; and

WHEREAS, COPE officers specifically address quality of life issues ranging from congregating teenagers and commercial vehicles in residential areas to drug dealers and gang members committing crimes in our communities; and

WHEREAS, COPE officers build relationships with residents, civic associations, and other non-profit organizations to respond to the specific needs within their precinct; and

WHEREAS, COPE officers address the needs of the communities they serve with an interest in developing long-term, community-based solutions to problems, which helps to prevent crimes from occurring; and

WHEREAS, COPE officers have proven over the years to be an indispensable part of the Suffolk County Police Department and an asset to the communities they serve; and

WHEREAS, Suffolk County cannot afford to reassign COPE officers when the communities they serve need them most; now, therefore be it

1st RESOLVED, that all COPE commands as constituted as of May 15, 2009 shall be maintained at the number of officers on the roster on that date; and be it further

2nd RESOLVED, that the Commissioner of the Suffolk County Police Department is hereby authorized, empowered and directed to maintain the assignment of all police officers assigned to COPE units within their precincts and shall not reassign COPE officers to other duties unless authorized to do so by a duly enacted 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 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:

1598

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

Laid on Table

6/23/09

**RESOLUTION NO. -2009, ESTABLISHING A NATIVE
AMERICAN AFFAIRS ADVISORY BOARD**

WHEREAS, Native Americans were the first residents of Suffolk County; and

WHEREAS, hundreds of years later, Suffolk County remains home to many Native Americans; and

WHEREAS, Native Americans played an important role in shaping the development and character of Suffolk County and continue to do so today; and

WHEREAS, Suffolk County wants to increase education on Long Island about our original settlers, their history, traditions and culture; and

WHEREAS, the Poospatuck and Shinnecock tribes have reservations in Suffolk County; and

WHEREAS, since these tribes are separate nations with independent tribal governments, it would be prudent to improve communication and foster good relations between their governments and the government of Suffolk County; and

WHEREAS, many Native Americans in Suffolk County do not reside on reservations, which may prevent them from receiving information about certain benefits for which they may be eligible; and

WHEREAS, Suffolk County wants to aid all Native American residents so that they receive important benefits information; and

WHEREAS, Suffolk County wants to improve the public's knowledge and understanding of Native Americans and establish a more open relationship with their governments in an effort to improve the County's responsiveness to the needs of its residents; and

WHEREAS, Suffolk County has created advisory boards to advocate on behalf of other communities; and

WHEREAS, it is prudent to establish a Native American Affairs Advisory Board which shall have a primary goal of seeking the establishment of an Office of Native American Affairs; now therefore be it

1st RESOLVED, that the Suffolk County Native American Affairs Advisory Board is hereby created for the following purposes:

- A. To promote educational outreach on Native American history and culture on Long Island, particularly in Suffolk County;
- B. To improve cultural understanding between the Native American community, Suffolk County government and on Suffolk County Reservations;

- C. To provide resources and referrals for Native Americans seeking benefits offered to members of tribes in Suffolk County, including educational and health care resources;
- D. To create a database containing the historical genealogy of Native Americans on Long Island;
- E. To advocate on behalf of the Native American community in Suffolk County;
- F. To create a voice for Native Americans in Suffolk County where constructive dialogue can take place and transparency can be established between tribal governments and the Suffolk County government;
- G. To put in place the foundation for the creation of a Suffolk County Office of Native American Affairs;
- H. To pursue and obtain funding for the Office of Native American Affairs; and
- I. To continue to advise Suffolk County and the Office of Native American Affairs once it has been established;

and be it further

2nd **RESOLVED**, that the Suffolk County Native American Affairs Advisory Board shall consist of the following thirteen (13) members:

- 1) A representative from the County Legislature, to be appointed by the Presiding Officer;
- 2) A representative from the County Executive's office, to be selected by the County Executive;
- 3) A representative from the Office of Minority Affairs;
- 4) A representative from the Shinnecock reservation;
- 5) A representative from the Poospatuck reservation;
- 6) A representative from the Montaukets tribe;
- 7) The Suffolk County Historian;
- 8) A representative from the school districts, to be selected by the County Legislature;
- 9) The Commissioner of the Department of Health Services, or his or her designee;
- 10) One male elder from a Suffolk County Native American tribe, to be selected by the County Legislature;

11) One female elder from a Suffolk County Native American tribe, to be selected by the County Legislature;

12) One advocate for Native Americans living off reservations, to be selected by the County Legislature; and

13) One Native American youth, to be selected by the County Legislature;

and be it further

3rd **RESOLVED**, that the members of said Board shall serve without compensation and shall serve at the pleasure of their respective appointing authorities; and be it further

4th **RESOLVED**, that the Board shall hold regular monthly meetings, keeping a record of all proceedings and determine the rules of its own proceedings with special meetings to be called by the chairperson upon his or her own initiative or upon receipt of a written request therefore signed by at least seven (7) members of the Board. Written notice of the time and place of such special meetings shall be given by the secretary to each member at least four (4) days before the date fixed by the notice for such special meeting; and be it further

5th **RESOLVED**, that seven (7) members of the Board shall constitute a quorum to transact the business of the Board at both regular and special meetings; and be it further

6th **RESOLVED**, that the Board may submit requests to the County Executive and the County Legislature for approval for the provision of secretarial services, travel expenses or the retention of consultants to assist the Board with such endeavors, said total expenditures not to exceed five thousand dollars (\$5,000.00) per fiscal year, which services shall be subject to Legislative approval; and be it further

7th **RESOLVED**, that clerical services involving the month-to-month operation of this Board, as well as supplies and postage as necessary, will be provided by the staff of the County Office of Minority Affairs; and be it further

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

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

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

11th **RESOLVED**, that the Board is hereby authorized, empowered and directed to create a County Legislative Liaison Subcommittee to deal with issues related to the Suffolk County Legislature and shall conduct such public hearings throughout the County of Suffolk as may be determined to be necessary to ascertain the views, wishes and opinions of the residents of the Native American Community in Suffolk County; and be it further

12th **RESOLVED**, that the Board shall submit a written report on its findings and recommendations on the creation of an Office of Native American Affairs to each member of the Suffolk County Legislature and the County Executive no later than one hundred eighty (180) days from the formation of the Board

13th **RESOLVED**, that the Board shall submit a written annual report of its findings and determinations together with its recommendations for action, if any, to each member of the County Legislature and County Executive no later than January 31 of each year, for the prior calendar year activities, for consideration, review and appropriate action, if necessary, by the entire County Legislature; and be it further

14th **RESOLVED**, that none of the work contemplated by this Resolution shall be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature; and be it further

15th **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\r-native american affairs board

**MOTION NO. 14 –2009, PROCEDURAL
RESOLUTION AMENDING RESOLUTION NO.
370-2009, DESIGNATING DEPOSITORIES
PURSUANT TO SECTION 212 OF THE COUNTY
LAW**

WHEREAS, Resolution No. 370-2009 designated the official depositories to be used by the County of Suffolk; and

WHEREAS, that, certain changes have occurred in the banking industry; now, therefore, be it

1st RESOLVED, that the 1st RESOLVED clause of Resolution No. 370-2009 is hereby amended as follows:

RESOLVED, that each of the following banks having and maintaining a principal or branch office or offices in the County of Suffolk, namely, [Bank of New York, 1401 Franklin Avenue, Garden City, New York;] JP Morgan Chase Bank, 395 North Service Road, Melville, New York; Citibank, 730 Veterans Memorial Highway, Hauppauge, New York; [Commerce Bank] TD Bank, 45 Melville Park Road, Melville, New York; Bank of America, 300 Broad Hollow Road, Melville, New York; Capital One Bank, 275 Broad Hollow Road, Melville, New York; State Bank of Long Island, 740 Veterans Memorial Highway, Hauppauge, New York; Suffolk County National Bank, 6 West Second Street, Riverhead, New York; New York Commercial Bank, 1601 Veterans Memorial Highway, Suite 120, Islandia, New York; HSBC Bank, 534 Broad Hollow Road, Melville, New York, Hamptons State Bank, North Sea Road and Windmill Lane, Box 5037, Southampton, New York, Wachovia Bank, 58 South Service Road, Melville, New York, Bridgehampton National Bank, 2200 Montauk Highway, Bridgehampton, New York, Bank of Smithtown, 1 East Main Street, Smithtown, NY 11787, Madison National Bank, 888 Veterans Memorial Highway, Suite 400, Hauppauge, NY, 11787, Empire National Bank, 1707 Veterans Memorial Highway, Islandia, NY 11749, Gold Coast Bank, 2929 Expressway Drive North, Suite 101, Islandia, NY 11749, and Signature Bank, 58 South Service Road, Melville, NY 11747, or any successor entity thereto, be and the same are hereby designated and appointed a depository for the deposit of moneys received or under the control of the County Treasurer, pursuant to Section 212 of the NEW YORK COUNTY LAW, provided, however, that the maximum amount to be kept on deposit in any such bank or branches shall not exceed \$750,000,000.00 including interest bearing deposits in any one of said bank or branches, except that such limitation shall not apply to those depositories in which regular county working accounts (checking accounts) are maintained in whatever amounts are required for the regular and necessary conduct of the County's business; and be it further

2nd RESOLVED, that this change shall be effective immediately.

DATED:

Effective pursuant to Section 212 of the NEW YORK COUNTY LAW.