LAID ON THE TABLE SEPTEMBER 17, 2009

LADS REPORT PREPARED BY:
Michele Gerardi

1783. Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Brookhaven for Affordable Housing purposes. (Co. Exec.) LABOR, WORKFORCE AND AFFORDABLE HOUSING

1784. Amending Resolution No. 65-2009, sale of County owned real estate pursuant to Section 72-h of the General Municipal Law – Town of Brookhaven (SCTM No. 0200-929.00-02.00-009.001). (Co. Exec.) WAYS & MEANS

1785. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Martin McGoldrick (SCTM No. 0900-010.00-02.00-015.000, 0900-061.00-01.00-019.003 and 0900-061.00-01.00-019.006). (Co. Exec.) WAYS & MEANS

1786. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act John J. Lynch and Elizabeth R. Lynch, his wife (SCTM No. 0101-011.00-13.00-054.000). (Co. Exec.) WAYS & MEANS

1787. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Jean Marie Joseph Bayonne and Marie Michele Bayonne (SCTM No. 0100-173.00-01.00-107.000). (Co. Exec.) WAYS & MEANS

1788. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Marinko M. Marcic (SCTM No. 0200-984.50-01.00-019.000). (Co. Exec.) WAYS & MEANS

1789. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Jarett S. Saul and Michelle M. Roa (SCTM No. 0500-376.00-03.00-030.000). (Co. Exec.) WAYS & MEANS

1790. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Palmerino Angelo Lupinacci a/k/a Palmerino A. Lupinacci (SCTM No. 0400-214.00-02.00-119.002). (Co. Exec.) WAYS & MEANS

1791. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Philip Letts and Kara Letts, his wife (SCTM No. 0700-006.00-02.00-022.000). (Co. Exec.) WAYS & MEANS

1792. Amending the 2009 Operating Budget and transferring funds to Lucia's Angels. (Schneiderman) BUDGET & FINANCE

1793. Adopting Local Law No. -2009, A Charter Law to strengthen the independence of the Ethics Commission. (Montano) WAYS & MEANS

1794. Declaring the first week in November as "Family Caregiver Appreciation Week" in Suffolk County. (D'Amaro) HEALTH & HUMAN SERVICES

1795. Amending the 2009 Operating Budget and transferring funds to Babylon Central Fire & Rescue Alarm. (D'Amaro) BUDGET & FINANCE

1796. Amending the 2009 Capital Budget and Program and appropriating funds in connection with preparing a Sewering Feasibility Study for the downtown Mattituck area in the Town of Southold (CP 8190). (Romaine) PUBLIC WORKS & TRANSPORTATION

1797. Adopting Local Law No. -2009, A Local Law to enforce the New York State Returnable Deposit Container Law. (Kennedy) CONSUMER PROTECTION

1798. Amending the 2009 Operating Budget and transferring funds to North Amityville Community Economic Council. (Gregory) BUDGET & FINANCE

1799. Amending the 2009 Operating Budget to provide funding support for the Downtown Beautification Organization of Center Moriches. (Romaine) BUDGET & FINANCE

1800. Adopting Local Law No. -2009, A Local Law to regulate privatization of County owned marinas. (Alden) PARKS & RECREATION

1801. Adopting Local Law No. -2009, A Local Law to prohibit false advertising by unlicensed electricians and plumbers. (Lindsay) CONSUMER PROTECTION

1802. Amending the 2009 Operating Budget to provide funds for the Diabetes Education Program in Health Services. (Browning) BUDGET & FINANCE

1803. Amending the 2009 Operating Budget to provide funding support for improvements at Woodedge Park, Town of Brookhaven. (Eddington) BUDGET & FINANCE

1804. Authorizing use of Smith Point Park property by Anti-Hamptons, Between the Ports and Event Power, Long Island, for a triathlon. (Browning) PARKS & RECREATION

1805. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Charles A. Gardner (SCTM No. 0102-004.00-01.00-087.000). (Co. Exec.) WAYS & MEANS

1806. Sale of County-owned real estate pursuant to Local Law No. 13-1976 William and Jenipher Quintanilla (SCTM No. 0100-112.00-01.00-036.001 & 036.002). (Co. Exec.) WAYS & MEANS

1807. Approving the reappointment of Arlene Stevens as a member of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1808. Approving the reappointment of Carolyn Gallogly as a member and chairperson of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1809. Approving the reappointment of Elizabeth Eggleton as a member of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1810. Approving the reappointment of Christine Castiglia-Rubinstein as a member of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1811. Approving the reappointment of Gene Pritz as a member of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1812. Approving the reappointment of Christine Shiebler as a member of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1813. Approving the reappointment of Chestene Coverdale as a member of the Senior Citizens Advisory Board. (Co. Exec.) VETERANS & SENIORS

1814. Accepting and appropriating a grant in the amount of $85,600 from the New York State Division of Criminal Justice Services, to provide enhanced defense representation for cases referred to the Legal Aid Society of Suffolk County by the Sex Offender Court with 100% support. (Co. Exec.) PUBLIC SAFETY

1815. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Des Management, Inc., a New York Corporation (SCTM No. 0600-027.00-03.00-006.000). (Co. Exec.) WAYS & MEANS

1816. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Muneer Ahmed Sayar (SCTM No. 0100-060.00-03.00-085.000). (Co. Exec.) WAYS & MEANS

1817. Sale of County-owned real estate pursuant to Section 72-h of the General Municipal Law - Town of Brookhaven - (SCTM No. 0200-182.00-04.00-036.000). (Co. Exec.) WAYS & MEANS

1818. Sale of County-owned real estate pursuant to Local Law No. 13-1976 George Ladani and Catherine Ladani (SCTM No. 0200-230.00-05.00-040.000). (Co. Exec.) WAYS & MEANS

1819. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act estate of Marion L. Riley, by Charles Riley as administrator (SCTM No. 0200-365.00-04.00-053.000). (Co. Exec.) WAYS & MEANS

1820. Sale of County owned real estate pursuant to Local Law No. 13-1976 Robert Martin and Christine Martin (SCTM No. 0200-420.00-02.00-003.000). (Co. Exec.) WAYS & MEANS

1821. Authorizing acquisition of land under the Old Suffolk County Drinking Water Protection Program [C12-5(E)(1)(b)] - for the Blachly property - Pine Barrens Core - Town of Southampton (SCTM No. 0900-274.00-01.00-007.000). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

1822. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Ernest Pereira (SCTM No. 0200-658.00-02.00-002.000). (Co. Exec.) WAYS & MEANS

1823. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act estate of Dorothy Roberts, by administrators Elizabeth Novarro, Paul Roberts and Barbara Schilley (SCTM No. 0200-026.00-05.00-004.000). (Co. Exec.) WAYS & MEANS

1824. Declaring October 13th as "Metastatic Breast Cancer Awareness Day" in Suffolk County. (Alden) HEALTH & HUMAN SERVICES

1825. Making a SEQRA determination in connection with the proposed acquisition of land for open space preservation purposes known as the Chandler Estate addition – Clarke property, Town of Brookhaven. (Pres. Off.) ENVIRONMENT, PLANNING & AGRICULTURE

1826. Making a SEQRA determination in connection with the proposed highway and drainage improvements to CR 11, Pulaski Road from the vicinity of Woodbury Road to the vicinity of Depot Road, Town of Huntington. (Pres. Off.) ENVIRONMENT, PLANNING & AGRICULTURE

1827. Making a SEQRA determination in connection with the proposed rehabilitation of movable bridges (CP 5806) and (CP 5838). (Pres. Off.) ENVIRONMENT, PLANNING & AGRICULTURE

1828. Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - open space component - for the Mederos property - Patchogue River wetlands addition - Town of Brookhaven (SCTM Nos. 0200-893.00-01.00-023.001 & 0200-893.00-01.00-038.001. (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

1829. Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - open space component - for the Jennings property - Saw Mill Creek addition - Town of Riverhead (SCTM No. 0600-109.00-01.00-012.000). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

1830. Accepting and appropriating a grant amendment to the National Science Foundation Science, Technology, Engineering and Mathematics Scholarships Program (S-STEM) 100% reimbursed by Federal funds at Suffolk County Community College. (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1831. Accepting and appropriating a grant in the amount of $195,000 in Federal pass-through funding from the New York State Office of Homeland Security for the Interoperable Emergency Communications Grant Program with 75% support. (Co. Exec.) PUBLIC SAFETY

1832. Extending existing one percent sales and compensating use tax for the period beginning December 1, 2009 and ending November 30, 2011, pursuant to authority of Section 1210 of Article 29 of the Tax Law of the State of New York. (Co. Exec.) BUDGET & FINANCE

1833. Accepting and appropriating $35,640.00 in sub-granted Federal pass-through funding made available pursuant to the FY09 Recovery Act Internet Crimes Against Children Task Force Program from the New York State Police Department for the Suffolk County Police Department's participation in ICAC (Internet Crimes Against Children) Investigations and Community Outreach Programs with 100% support. (Co. Exec.) PUBLIC SAFETY

1834. Authorizing a Custodial License Agreement with the North Fork Audubon Society for Inlet Pond County Park, Greenport. (Co. Exec.) PARKS & RECREATION

1835. Authorizing a Custodial License Agreement with the Great South Bay Audubon Society for Brookside County Park, Sayville. (Co. Exec.) PARKS & RECREATION

1836. Amending the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health to Federation of Organizations. (Co. Exec.) HEALTH & HUMAN SERVICES

1837. Amending the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health to Family Service League for the Assertive Community Treatment (ACT) Program. (Co. Exec.) HEALTH & HUMAN SERVICES

1838. A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 9 – College Park (CP 8163). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1839. Authorizing use of Indian Island County Park by Peconic Community Council, Inc. for its Walkathon Fundraiser. (Co. Exec.) PARKS & RECREATION

1840. Authorizing the placement of an Emergency Communications Facility at the GATR site in Theodore Roosevelt County Park, Montauk for Public Safety purposes. (Co. Exec.) WAYS & MEANS

1841. Appointing a member of the Suffolk County Board of Trustees of Parks, Recreation and Conservation (Dawn Hopkins). (Kennedy) PARKS & RECREATION

1842. Appoint member to Hate Crimes Task Force (Isabel Sepulveda de Scanlon). (Gregory) PUBLIC SAFETY

1843. Providing for marriage equality in the Administration of Benefits to Suffolk County Employees. (Cooper) LABOR, WORKFORCE AND AFFORDABLE HOUSING

1844. Requiring disclosure of specific information regarding closed capital projects. (Romaine) BUDGET & FINANCE

1845. Amending the 2009 Capital Budget and Program and appropriating funds in connection with intersection improvements on CR 19, Patchogue-Holbrook Road at Furrows Road (CP 5128). (Lindsay) PUBLIC WORKS & TRANSPORTATION

1846. Amending the 2009 Capital Budget and Program and appropriating funds for a traffic study at the intersection of Nicolls Road (CR 97) and Pond Path, Brookhaven (CP 3301). (Kennedy) PUBLIC WORKS & TRANSPORTATION

1847. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Keith B. Green (SCTM No. 0100-171.00-01.00-006.009). (Co. Exec.) WAYS & MEANS

1848. Authorizing certain technical correction to adopted Resolution No. 526-2009. (Co. Exec.) WAYS & MEANS

1849. Authorizing funding, acquisition, conveyance, development, infrastructure improvements and oversight of real property under Suffolk County Affordable Housing Opportunities Program (Columbia Street Development – Huntington Station). (Co. Exec.) LABOR, WORKFORCE AND AFFORDABLE HOUSING

1850. Authorizing certain technical correction to adopted Resolution No. 877-2005. (Co. Exec.) WAYS & MEANS

1851. Establishing a Teen Pregnancy Task Force. (Viloria-Fisher) HEALTH & HUMAN SERVICES

PROCEDURAL MOTION

PM.23 Procedural resolution amending Resolution No. 370-2009, designating depositories pursuant to Section 212 of the County Law. (Pres. Off.)

Introductory Resolution No. 1783-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

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

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

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

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

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

WHEREAS, the transfer of these parcels are pursuant to and in accordance with Local Law No. 13-2000, 2-2002 and 17-2004 which established and modified the Affordable Housing Opportunities Program; and

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

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

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

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

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

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

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

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

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

a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and

b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and

c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and

d. the affordable housing unit or units meet local building and zoning codes;

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

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

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

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

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

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

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

EXHIBIT "A"

Tax Map No.	Location	Acres
0200-821.00-04.00-002.001	1098 William Floyd Parkway Shirley	0.37
0200-821.00-04.00-002.002	97 Forest Avenue, Shirley	0.37
0200-821.00-04.00-003.002	1094 William Floyd Parkway Shirley	0.185

Exhibit "B"

RESOLUTION NO. 563-A1-08
MEETING OF: AUGUST 19, 2008

ADOPTED

BY THE BROOKHAVEN TOWN BOARD

AMENDMENT TO RESOLUTION NO. 563-08 FROM THE JUNE 17, 2008, TOWN BOARD MEETING ENTITLED, "AUTHORIZING THE TRANSFER OF FORECLOSED PROPERTIES AS REFLECTED IN SCHEDULE "A" ATTACHED HERETO FROM THE COUNTY OF SUFFOLK TO THE TOWN OF BROOKHAVEN AND FROM THE TOWN TO VARIOUS NOT-FOR-PROFIT HOUSING AGENCIES TO PROMOTE THE AVAILABILITY OF AFFORDABLE HOUSING"

WHEREAS, this Resolution shall amend Resolution No. 563-08 from the June 17, 2008, Town Board meeting entitled, "Authorizing the Transfer of Foreclosed Properties As Reflected in Schedule "A" Attached Hereto From the County of Suffolk to the Town of Brookhaven and From the Town to Various Not-For-Profit Housing Agencies to Promote the Availability of Affordable Housing," (copy attached), wherein the Town Board authorized the County of Suffolk to transfer to the Town from its foreclosure inventory various parcels of property for the sole and express purpose to develop affordable housing and to provide eligible residents within the Town with viable home ownership; and

WHEREAS, upon review the following three parcels of property contained incorrect tax map numbers, to wit:

SCHEDULE A CORRECTIONS FOR TRI-HAMLET PROPERTIES

No. 16	1098 William Floyd Parkway, Shirley, NY 11967		Long Island Housing Partnership
	Prior SCTM#	0200-821.00-04.00-02.0010	
	Corrected SCTM#	0200-821.00-04.00-002.001	
No. 17	1094 William Floyd Parkway, Shirley, NY 11967		Long Island Housing Partnership
	Prior SCTM#	0200-821.00-04.00-03.0020	
	Corrected SCTM#	0200-821.00-04.00-003.002	
No. 18	97 Forrest Avenue, Shirley, NY 11967		Economic Opportunity Council of Suffolk (EOC)
	Prior SCTM#	0200-821.00-04.00-02.0020	
	Corrected SCTM#	0200-821.00-04.00-002.002	

WHEREAS, the premises known as Rowlinson Drive, Shirley, New York (SCTM#0200-616.00-02.00-26.002) was inadvertently assigned to the Economic Opportunity Council of Suffolk, however, this parcel of property was to be dedicated to the Long Island Housing Partnership;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Brookhaven that Resolution No. 563-08 of the June 17, 2008, Town Board meeting is hereby amended to reflect the correct tax map numbers of the above mentioned properties; and be it further

RESOLVED, that the premises known as Rowlinson Drive, Shirley, New York (SCTM#0200-616.00-02.00-26.002), be dedicated to the Long Island Housing Partnership; and be it further

RESOLVED, that the remainder of Resolution No. 563-08 of the June 17, 2008 Town Board meeting shall remain in full force and effect.

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

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

Schedule A Corrections
for
Tri-Hamlet Properties

	SCTM#	ADDRESS	TOWN	NFP
1	0200-616.00-02.00-~~28.002~~ 026.002	Rowlinson Drive	Shirley	Long Island Housing Partnership CLOSE
16	0200-821.00-04.00-002.001	1096 William Floyd Parkway	Shirley	Long Island Housing Partnership
17	0200-821.00-04.00-003.002	1094 William Floyd Parkway	Shirley	Long Island Housing Partnership
18	0200-821.00-04.00-002.002	97 Forrest Ave	Shirley	EOC of Suffolk

1783

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

SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: See attached Exhibit "A"

Section 72-h, Gen'l Municipal Law

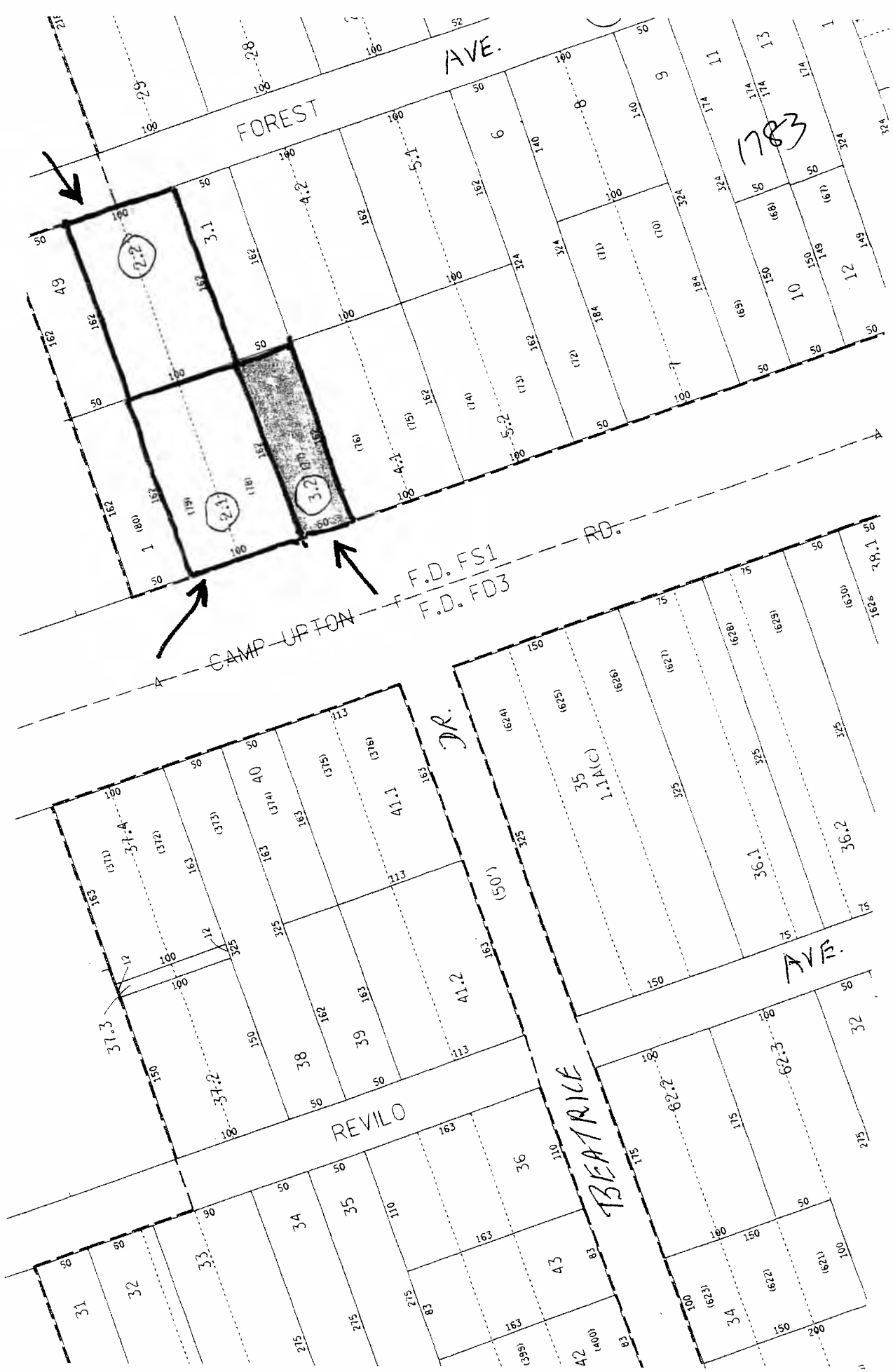
	Amount
County Investment	$357,249.11
Cleanup Cost	$ 35,325.84
Total	$392,574.95

PURPOSE:

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

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

WRT:slb



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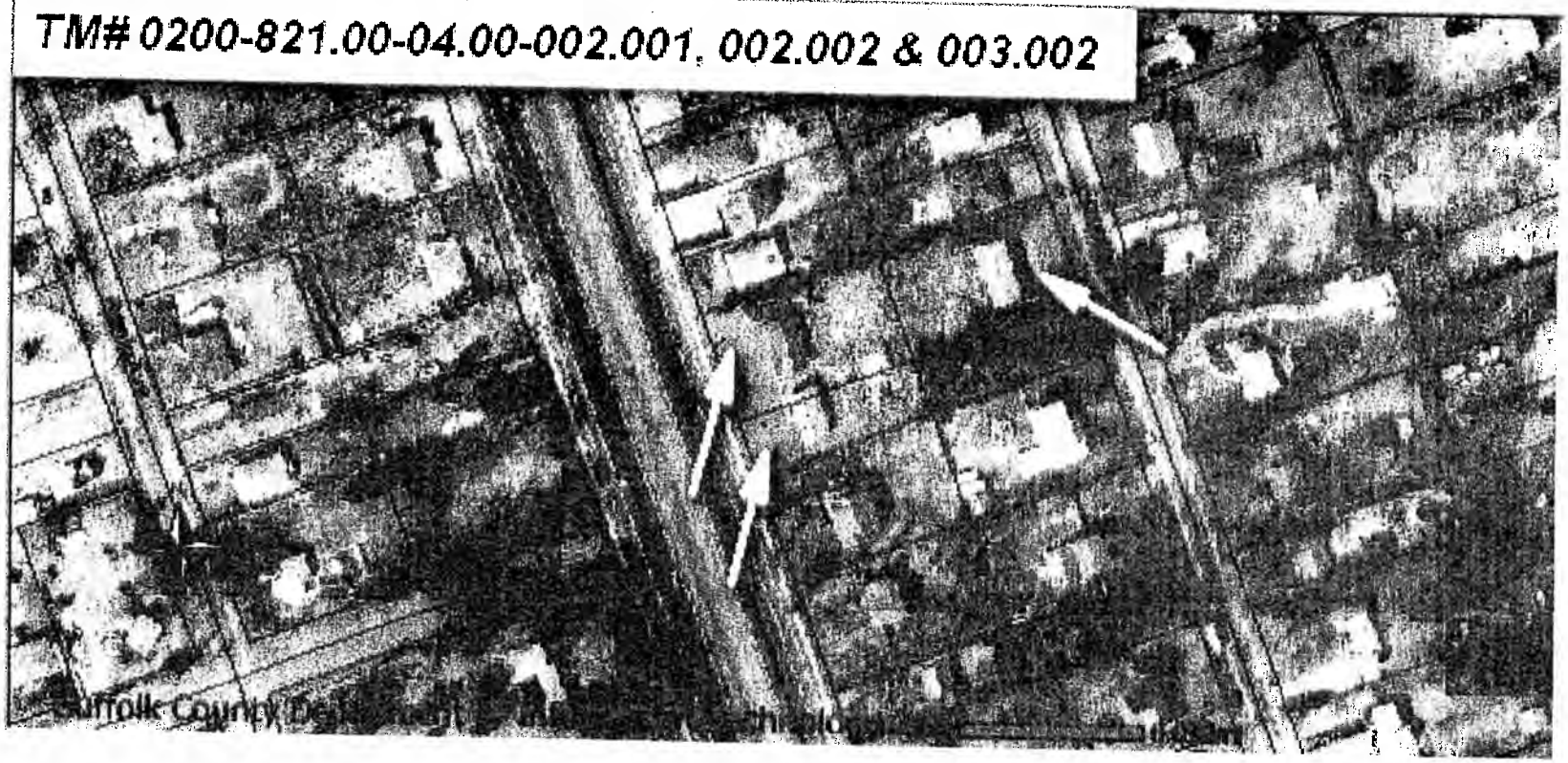
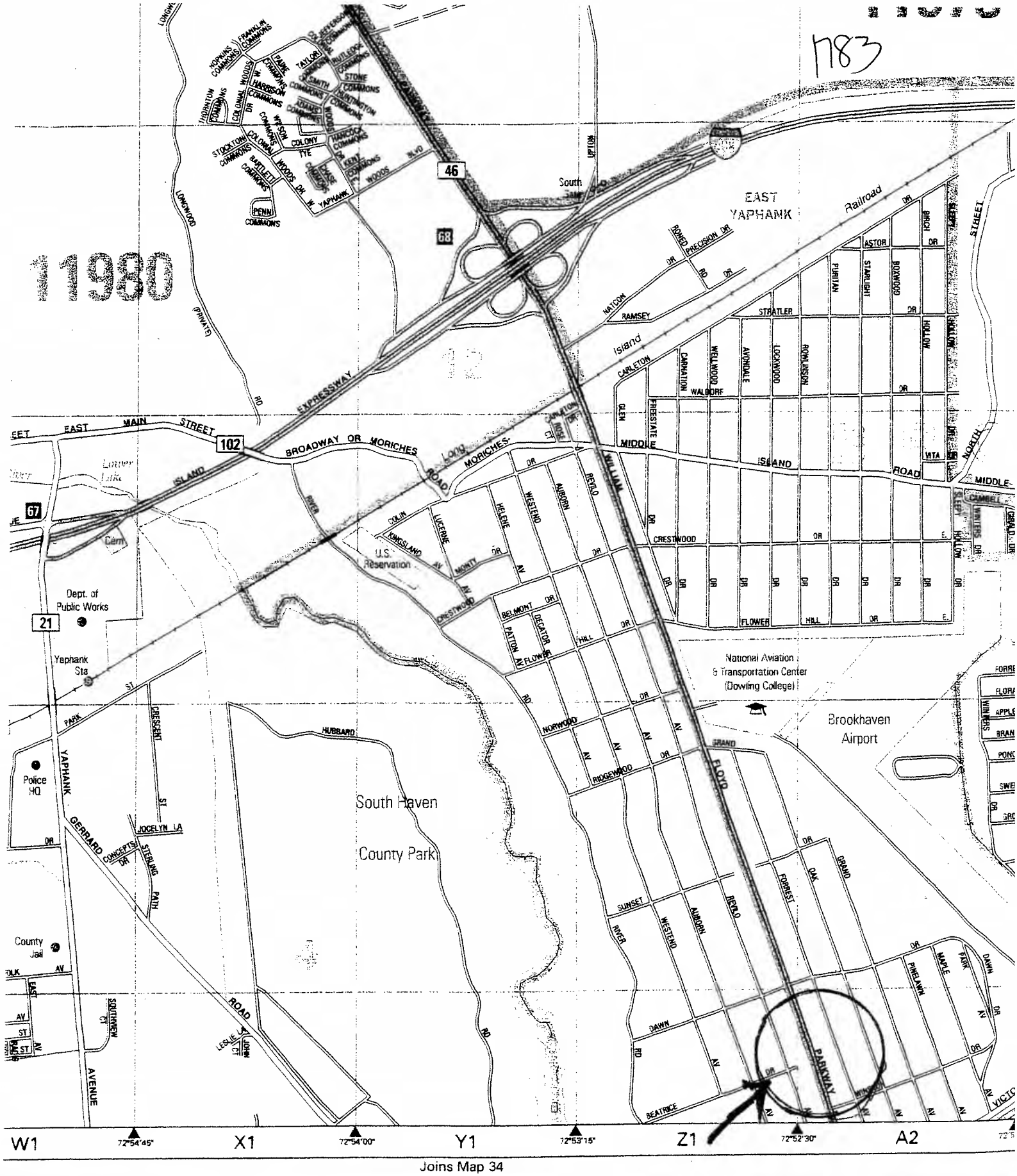




TM# 0200-821.00-04.00- 002.001, 002.002 & 003.002

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1783

1. Type of Legislation

   Resolution __X__ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

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

3. Purpose of Proposed Legislation

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

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

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

   __X__ County _____ Town _____ Economic Impact

   _____ Village _____ School District _____ Other (Specify):

   _____ Library District _____ Fire District

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

   Loss of County investment
   Loss of sale at public auction

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

   Unknown

8. Proposed Source of Funding

   Unknown

9. Timing of Impact

   2009

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

    R. J. Bhatt- LMS IV | R J Bhatt | 5/1/09

COUNTY OF SUFFOLK

Gen A.

1783

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

May 1, 2009

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

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

Dear Mr. Zwirn:

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

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

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Pamela J. Greene
Assistant Director of 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 w/ Resolution to:
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Connie Corso, Budget Director
Thomas A. Isles, Director of Planning
Jill Rosen-Nikoloff, Director of Affordable Housing
CE Reso Review, via e-mail

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631)-853-5900
TELECOPIER (631) 853-5905
TELECOPIER (631) 853-5906

Intro. Res. No. 1784-09 Laid on Table 9/17/09
Introduced by the Presiding Officer, on request of the County Executive

RESOLUTION NO. -2009, AMENDING RESOLUTION NO. 65-2009, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW – TOWN OF BROOKHAVEN (SCTM NO. 0200-929.00-02.00-009.001)

WHEREAS, Resolution No. 65-2009 authorized the sale of County owned property pursuant to Section 72-h of the General Municipal Law to the Town of Brookhaven for governmental highway purposes; and

WHEREAS, Resolution No. 65-2009 inadvertently contained verbiage pertaining to a transfer of development rights and a sterilization of the subject property notwithstanding that a transfer of development rights is not implicated in this Section 72-h transfer to the Town of Brookhaven; now therefore be it

1st **RESOLVED**, that the 4th **WHEREAS** clause of Resolution No. 65-2009 is hereby stricken; and be it further

2nd **RESOLVED**, that the 2nd and 3rd **RESOLVED** clauses of Resolution No. 65-2009 are hereby stricken; and be it further

3rd **RESOLVED,** that the 4th **RESOLVED** clause of Resolution No. 65-2009 is hereby amended to read as follows:

> 2nd **RESOLVED**, that the Town of Brookhaven will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for highway purposes; with all right, title and interest reverting to the County of Suffolk in the event that the Town of Brookhaven, at any time, uses or attempts to use said subject parcel for other highway purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used there after for highway purposes; and be it further

and be it further

4th **RESOLVED,** that the 5th and 6th **RESOLVED** clauses of Resolution No. 65-2009 are hereby renumbered as the 3rd and 4th **RESOLVED** clauses, respectively; and be it further

5th **RESOLVED**, that all other provisions of Resolution No. 65-2009 shall remain in full force and effect; and be it further

DATED: , 2009

APPROVED BY:

_____

County Executive of Suffolk County

Date:

1784

Intro. Res. No. 1832-2008
Introduced by Presiding Officer, on request of the County Executive

Laid on Table 9/16/2008

RESOLUTION NO. 65 -2009, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW – TOWN OF BROOKHAVEN (SCTM NO. 0200-929.00-02.00-009.001)

WHEREAS, the COUNTY OF SUFFOLK is the fee owner of the following described parcel that is surplus to the needs of the County of Suffolk; and

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 929.00, Block 02.00, Lot 009.001 and acquired by Tax Deed on March 19, 1987 from General L. Rains, the Deputy County Treasurer of Suffolk County, New York, and recorded on March 19, 1987 in Liber 10274 at Page 389 and described as follows, Town of Brookhaven, being and intended to be that parcel of land carried on the tax rolls of the Town of Brookhaven under Suffolk County Tax Map No. District 0200, Section 929.00, Block 02.00, Lot 009.001; and

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

WHEREAS, the Town of Brookhaven has requested that the County of Suffolk convey to the town the parcel described in Exhibit "A" annexed hereto; and

WHEREAS, as provided in Resolution No. 840-2004 and Resolution No. 412-2005, this Legislature has determined that retention of development rights for transfer and use to promote the development of workforce housing is a vital need of Suffolk County residents and an important public purpose of County government; and

WHEREAS, the Suffolk County Department of Planning has approved the proposed transfer and use of said parcel; now, therefore be it

1st **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, or his designee is hereby authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions provided herein to said Town of Brookhaven for the sum of $6,214.74 plus the pro rata share of the current tax adjustment due at closing; and be it further

2nd **RESOLVED**, that pursuant to Section C12-2(A)(2)(c), this property is to be permanently sterilized by a deed restriction and must remain undeveloped and Workforce Housing Development Rights shall be severed and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program Registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Planning, consistent with Resolution No. 412-2005, as amended and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

1784

3rd **RESOLVED**, that said quitclaim deed tendered by the Director of the Division of Real Property Acquisition and Management, pursuant to this resolution, shall contain appropriate language that shall permanently sterilize the above-described parcel and sever the development rights for workforce housing purposes in accordance with the County's Workforce Housing Development Rights Program; and be it further

4th **RESOLVED**, that the Town of Brookhaven will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for municipal purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Brookhaven, at any time, uses or attempts to use said subject parcel for other than municipal purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for municipal purposes; and be it further

5th **RESOLVED**, that said quitclaim deed tendered by the Director of the Division of Real Property Acquisition and Management, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above-described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

6th **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).

DATED: February 3, 2009

APPROVED BY:

County Executive of Suffolk County

Date: 2-18-09

COUNTY OF SUFFOLK

Gen A2

1784

AUG 1 4 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

PAMELA J. GREENE
DIVISION DIRECTOR

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

CARRIE MEEK GALLAGHER
COMMISSIONER

August 7, 2009

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

Re: Tax Map No.: 0200-929.00-02.00-009.001
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the Town of Brookhaven for General Municipal Purposes.

Dear Mr. Zwirn:

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

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

I would appreciate your placing this on the legislative agenda.

Yours truly,

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

PJG:WRT: slb

Amending Resolution + 1 copy

Copy w/ Resolution to:
Brendan Chamberlain, County Executive Assistant (2 hard copies)
Connie Corso, Budget Director
Thomas A. Isles, Director of Planning
CE Reso Review via e-mail

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631)-853-5900
TELECOPIER (631) 853-5905
TELECOPIER (631) 853-5906

Introductory Resolution No. 1785-09 Laid on Table 9/17/09

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
MARTIN MCGOLDRICK
0900-010.00-02.00-015.000
0900-061.00-01.00-019.003
0900-061.00-01.00-019.006

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 Southampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0900, Section 010.00, Block 02.00, Lot 015.000 **and** District 0900, Section 061.00, Block 01.00, Lot 019.003 **and** District 0900, Section 061.00, Block 01.00, Lot 019.003, and acquired by tax deed on July 18, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 22, 2008, in Liber 12558, at Page 853, and otherwise known as and by Town of Southampton,

PARCEL I - 0900-010.00-02.00-015.000
Know and designated as Lot No. 84 on a certain map entitled "Map of Northside Hills, Section 3" and filed in the office of the Clerk of the County of Suffolk on May 17, 1985 as Map No. 7891; and

PARCEL II – 0900-061.00-01.00-019.003
Known and designated as Lot No. 3 on a certain map entitled "Proposed Map of James McGoldrick Property" and filed in the office of the Clerk of the County of Suffolk on August 17, 1989 as Map No. 8800; and

PARCEL III – 0900-061.00-01.00-019.006
Known and designated as Lot No. 6 on a certain map entitled "Proposed Map of James McGoldrick Property" and filed in the office of the Clerk of the County of Suffolk on August 17; 1989 as Map No. 8800; 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 18, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 22, 2008 in Liber 12558 at Page 853.

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, MARTIN MCGOLDRICK has made application of said above described parcel and MARTIN MCGOLDRICK has paid the application fee and $44,598.42, 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 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 Quitclaim Deed to MARTIN MCGOLDRICK, 11 Greenway Circle, Syosset, New York 11791, 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.I

1785

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 6, 2009

Tax Map No.: 0900-010.00-02.00-015.000

Name of Last Legal Fee Owner: MARTIN MCGOLDRICK

TREASURER'S COMPUTATION.....$21,536.07

Taxes.....2008/2009.....$5,976.62

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$27,512.69

Monies Received.....$27,512.69

RESOLUTION AMOUNT.....$27,512.69

APPROVED:

Karen A Slater 8/10/09
Accounting

PREPARED BY:
Diane Bishop
Redemption Unit
(631) 853-593 2

DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

1785

DISTRICT	SECTION	BLOCK	LOT
0900	010.00	02.00	015.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	5012.76
2006/07	7883.57
2007/08	6067.66

2008/09 PROPERTY TAXES $5976.62 NOT INCLUDED IN COMPUTATION

	TOTAL:	18963.99
B. INTEREST DUE		1546.55
C. TOTAL		20510.54
D. 5% LINE C		1025.53
E. FEE		
F. MISC		
G. MISC		
H. TOTAL DUE		$21,536.07

8/10

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. 04-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/01/09

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1785

August 6, 2009

Tax Map No.: 0900-061.00-01.00-019.003

Name of Last Legal Fee Owner: MARTIN MCGOLDRICK

TREASURER'S COMPUTATION	$6,893.60
Taxes.....2008/2009	$2,039.14
Recording Fees collected for County Clerk	N/A
License Fee	N/A
Repairs	N/A
Interest	N/A
Miscellaneous Expenses	N/A
TOTAL	$8,932.74
Monies Received	$8,932.74
RESOLUTION AMOUNT	$8,932.74

APPROVED:

Karen A Slater 8/10/09
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-593 2

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	061.00	01.00	019.003

1785

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	1551.48
2006/07	2549.75
2007/08	1969.10

2008/09 PROPERTY TAXES $2039.14 NOT INCLUDED IN COMPUTATION

	TOTAL:	6070.33
B. INTEREST DUE		495.00
C. TOTAL		6565.33
D. 5% LINE C		328.27
E. FEE		
F. MISC		
G. MISC		
H. TOTAL DUE		$6,893.60

8/10/09

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. 04-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/01/09

dz

1785

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 6, 2009

Tax Map No.: 0900-061.00-01.00-019.006

Name of Last Legal Fee Owner: MARTIN MCGOLDRICK

TREASURER'S COMPUTATION.....$6,308.75

Taxes.....2008/2009.....$1,844.24

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$8,152.99

Monies Received.....$8,152.99

RESOLUTION AMOUNT.....$8,152.99

APPROVED:

Karen A Slater 8/10/09
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-593 2

COMPUTATION BY SUFFOLK COUNTY TREASURER

1785

DISTRICT	SECTION	BLOCK	LOT
0900	061.00	01.00	019.006

A: PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	1465.12
2006/07	2309.31
2007/08	1780.86

2008/09 PROPERTY TAXES $1844.24 NOT INCLUDED IN COMPUTATION

	TOTAL:	5555.29
B. INTEREST DUE		453.04
C. TOTAL		6008.33
D. 5% LINE C		300.42
E. FEE		
F. MISC		
G. MISC		
H. TOTAL DUE		$6,308.75

6/10/09

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. 04-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/01/09

dz

1785

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number: 0900-010.00-02.00-015.000
0900-061.00-01.00-019.003
0900-061.00-01.00-019.006

2. Title of Proposed Legislation

Authorizing the 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

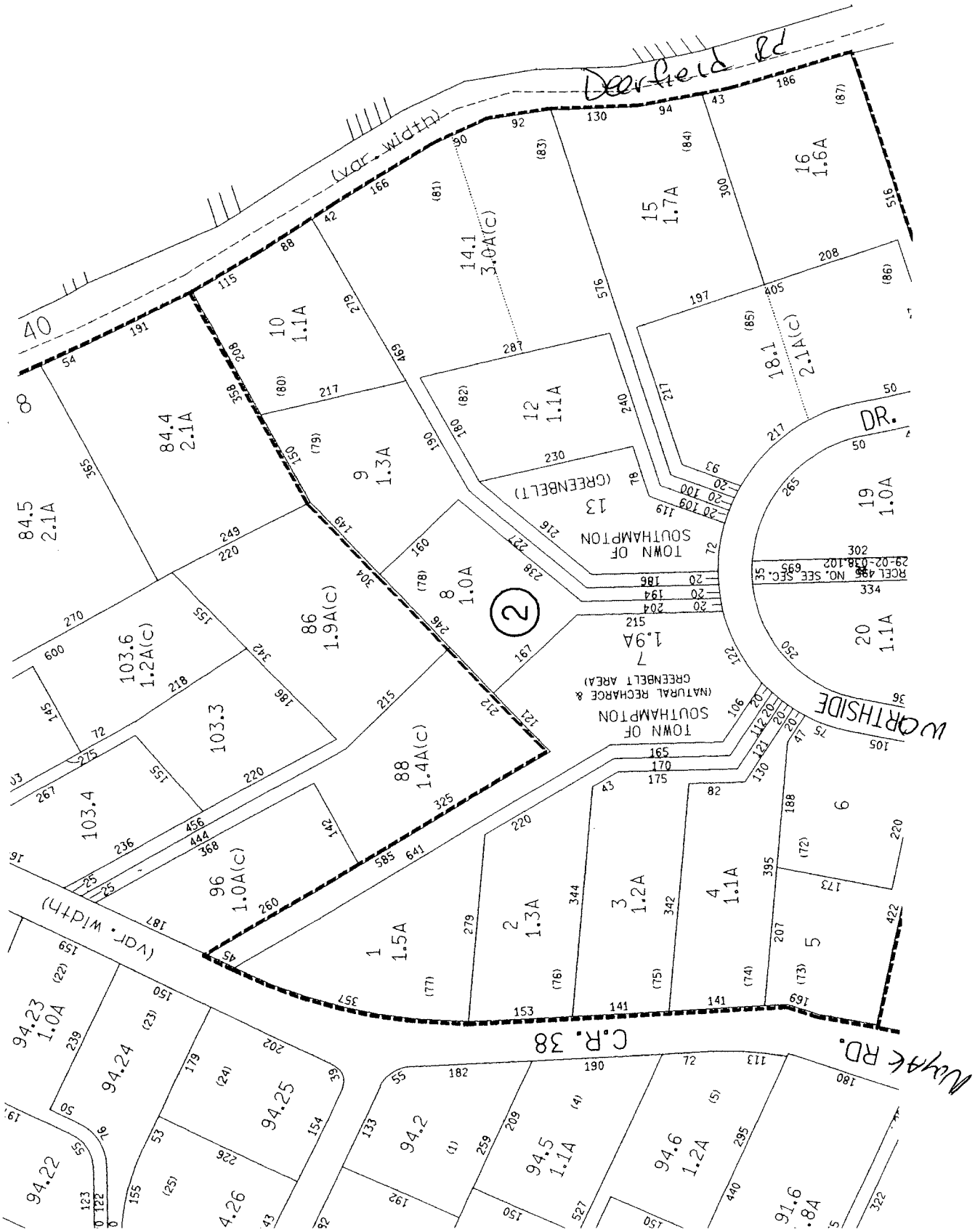
2009

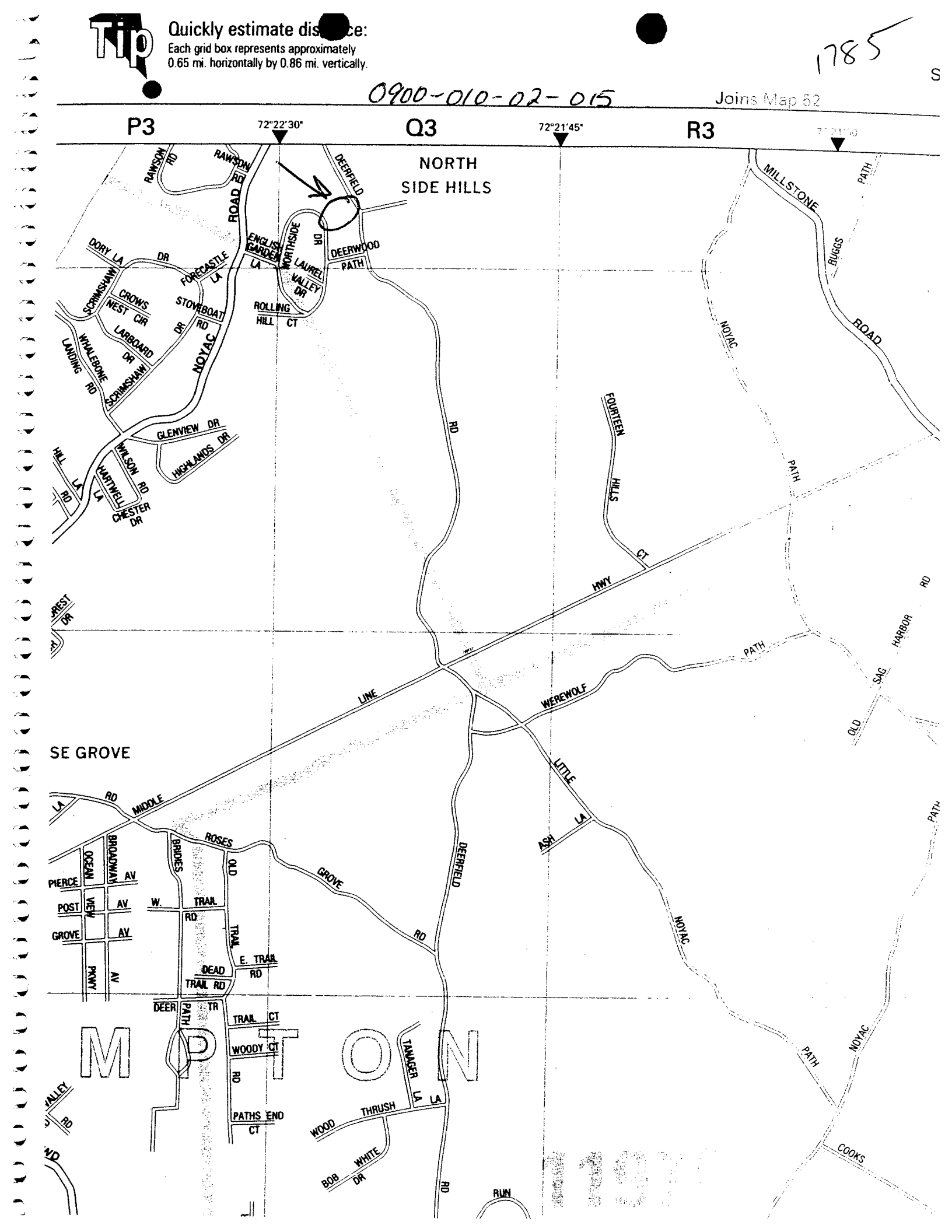
10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop Diane Bishop 8/10/09

0900-010.00-02.00-015.000

1785




Tip
Quickly estimate distance:
Each grid box represents approximately
0.65 mi. horizontally by 0.86 mi. vertically.
1785
0900-010-02-015
Joins Map 52
P3
72°22'30"
Q3
72°21'45"
R3
NORTH
SIDE HILLS
SE GROVE
MAPTON
RAWSON RD
ROAD
DEERFIELD
ENGLISH GARDEN LA
NORTHSIDE DR
LAUREL VALLEY DR
DEERWOOD PATH
DORY LA
DR
FORECASTLE LA
SCRIMSHAW
CROWS NEST CIR
STOVEBOAT RD
LARBOARD DR
ROLLING HILL CT
NOYAC
WHALEBONE LANDING RD
GLENVIEW DR
HIGHLANDS DR
WILSON RD
HARTWELL LA
CHESTER DR
MILLSTONE
BUGGS
PATH
ROAD
FOURTEEN HILLS CT
HWY
LINE
WEREWOLF
OLD SAG HARBOR RD
MIDDLE RD
ROSES GROVE
OCEAN AV
BROADWAY AV
PIERCE
POST VIEW AV
GROVE AV
PKWY AV
BRIDES
OLD
W. TRAIL RD
E. TRAIL RD
DEAD TRAIL RD
DEER PATH TR
TRAIL CT
WOODY CT
PATHS END CT
TANAGER LA
WOOD THRUSH LA
BOB WHITE DR
LITTLE ASH LA
COOKS
RUN

0900-061.00-01.00-019.005

0900-061.00-01.00-019.006

1785

OK

NOTICE

MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE SUFFOLK COUNTY TAX MAP IS PROHIBITED

COUNTY OF SUFFOLK ©
Real Property Tax Service Agency
County Center Riverhead, N Y 11901
SCALE IN FEET

KEY MAP

TOWN OF SOUTHAMPTON

VILLAGE OF

DISTRICT NO 0900

SECTION NO 061

PROPERTY MAP

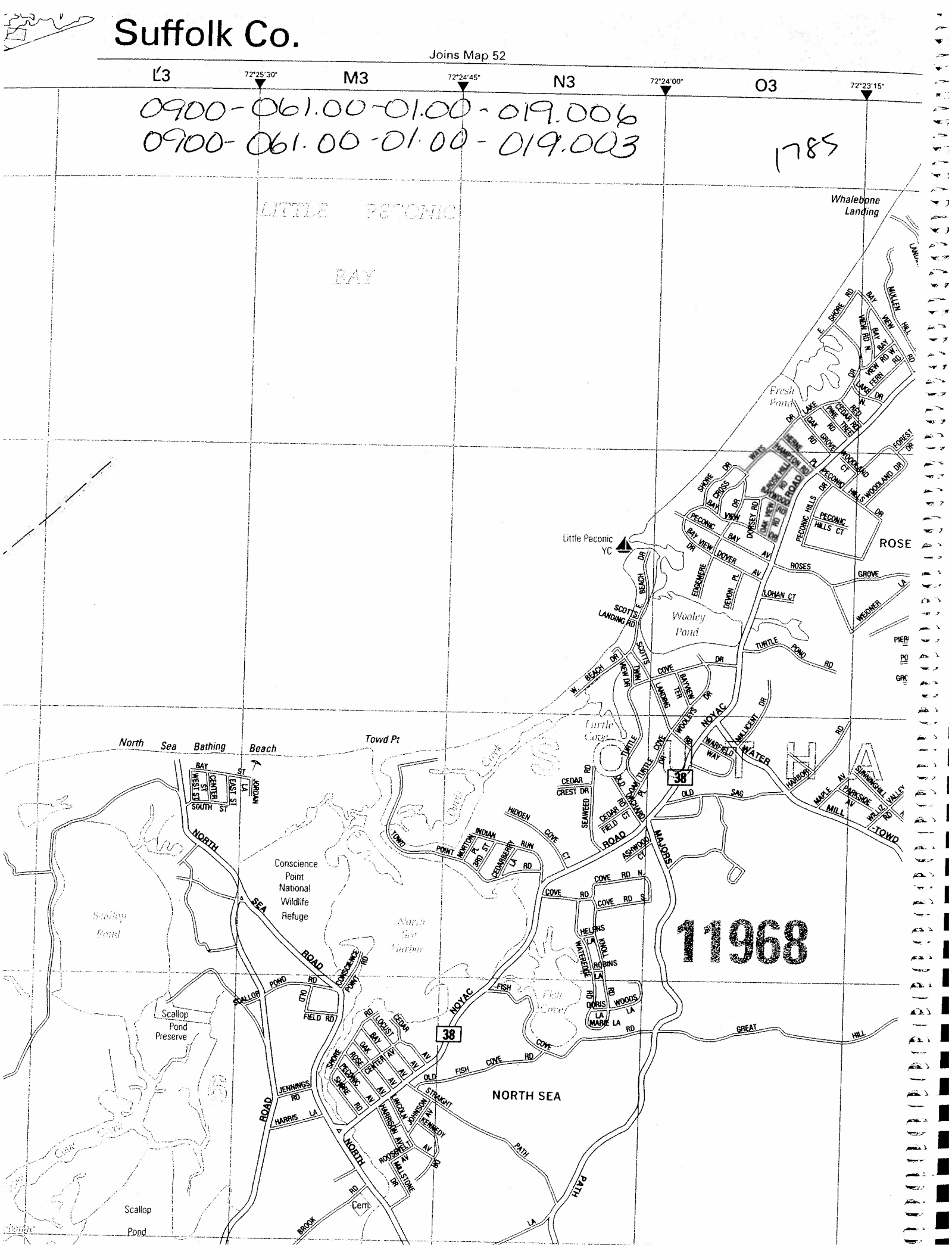
Suffolk Co.

Joins Map 52

L3 72°25'30" M3 72°24'45" N3 72°24'00" O3 72°23'15"

0900-061.00-01.00-019.006
0900-061.00-01.00-019.003

1785



Introductory Resolution No. 1786-09 Laid on Table 9/17/09

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
JOHN J. LYNCH and ELIZABETH R. LYNCH, his wife
0101-011.00-13.00-054.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Amityville, 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 0101, Section 011.00, Block 13.00, Lot 054.000, and acquired by tax deed on June 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009, in Liber 12590, at Page 413, and otherwise known as and by Incorporated Village of Amityville, Town of Babylon, known as Filed Map 283 Block 2 Lots 50-53 Inc.; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on June 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009 in Liber 12590 at Page 413.

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

WHEREAS, JOHN J. LYNCH and ELIZABETH R. LYNCH, his wife have made application of said above described parcel and JOHN J. LYNCH and ELIZABETH R. LYNCH, his wife have paid the application fee and will be paying $33,614.24 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 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 Quitclaim Deed to JOHN J. LYNCH and ELIZABETH R. LYNCH, his wife, 62 Central Avenue, 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.I

1786

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 13, 2009

Tax Map No.: 0101-011.00-13.00-054.000
Name of Last Legal Fee Owner: JOHN J. LYNCH and ELIZABETH R. LYNCH, his wife

TREASURER'S COMPUTATION.....$32,189.91

Taxes.....2008/2009.....$1,424.33

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$33,614.24

Monies to be Received.....$ 33,614.24

RESOLUTION AMOUNT.....$ 33,614.24

APPROVED:

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

Accounting
CO:lag

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1786

1. Type of Legislation

Resolution X
Tax Map Number 0101-011.00-13.00-054.000

2. Title of Proposed Legislation

Authorizing the 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

Cathy O'Neal Cathy O'Neal 8/13/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0101	011.00	13.00	1786	054.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

Year	Village	Town	Combined
2004/05	0.00	500.00	500.00
2005/06	0.00	8595.87	8595.87
2006/07	0.00	7740.00	7740.00
2007/08	0.00	6992.03	6992.03
2008/09	0.00	5748.16	5748.16

09 VILLAGE TAXES IN THE AMOUNT OF $1,424.33 NOT INCLUDED IN COMPUTATI(

	TOTAL:	29576.06
B. INTEREST DUE		1081.00
C. TOTAL		30657.06
D. 5% LINE C		1532.85
E. FEE		
F. MISC		
G. MISC		
H. TOTAL DUE		$32,189.91

CERTIFICATION BY COUNTY TREASURER

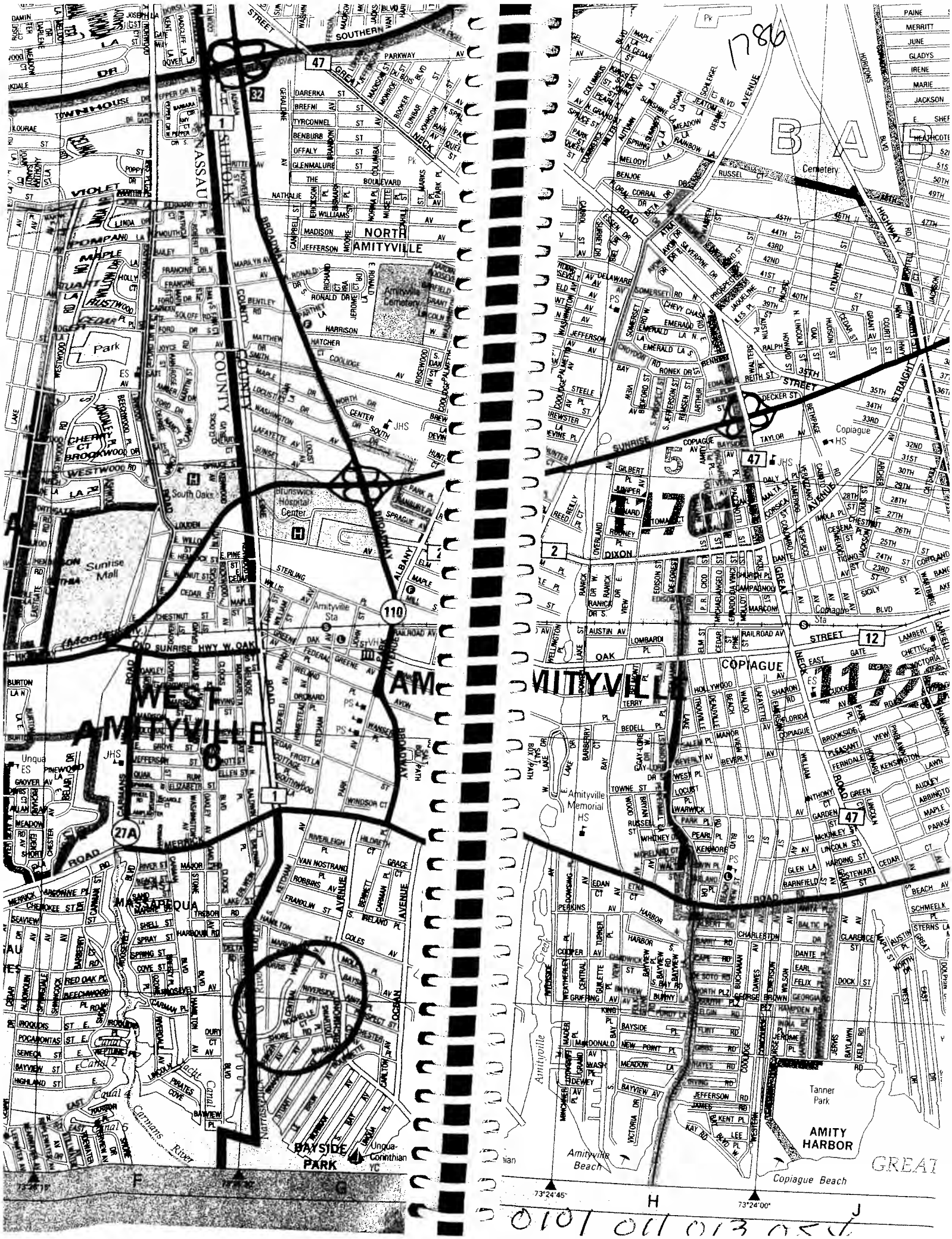
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 31-Jul-09

Diane M. Stuke
Deputy County Treasurer

** Interest and penalty computed to and including 01/27/10

TS


1786
WEST AMITYVILLE
AMITYVILLE
NORTH AMITYVILLE
COPIAGUE
BAYSIDE PARK
AMITY HARBOR
Amityville Memorial HS
Copiague Beach
Amityville Beach
Tanner Park
Brunswick Hospital Center
Sunrise Mall
South Oaks
Amityville Sta
Copiague Sta
Amityville Cemetery
Unqua-Corinthian YC
73°24'45"
73°24'00"
0101 011 013 054

Revisions
03-27-98
06-25-98
12-23-98
10-13-00
01-16-01
08-06-01
03-06-03
06-05-03
02-15-07
11-09-07
12-19-07
1786
HAMILTON ST.
MARION RD.
MORRIS ST.
RIVERSIDE ST.
SHORE RD.
SOUTH KETCHAM AVE.
VIRGINIA CT.
LE-REE CANAL
CENTRAL AVE.
ROCHELLE CT.
SWARTHOUT
VILLAGE OF AMITYVILLE
SUFFOLK CO.
NASSAU CO.
NARRASKATUCK RIVER
NEW YORK
SCHD. 6
L.D. 55
S.D. 3
ELLIOTT CT.
(UNDERWATER LAND)
N 161,000
E 2,160,000
N 159,000
E 2,159,500
0100 011 013 054
LEGEND
Property or RR Line
Denotes Common Owner
Subdivision Lot Line
Subdivision Lot No.
Subdivision Block/Bldg. No. (21)
Block Limit
Block No. 2
County Line
School District Line
Fire District Line
Water District Line
Light District Line
Park District Line
Hydrant District Line
Refuse District Line
Historical District Line
Ambulance District Line
UNLESS OTHERWISE ARE WITHIN THE FOLLOWING
SCHOOL
FIRE
LIGHT
PARK
AMBULANCE

Introductory Resolution No. 1787-09 Laid on Table 9/17/09

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
JEAN MARIE JOSEPH BAYONNE and MARIE MICHELE BAYONNE
0100-173.00-01.00-107.000

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 173.00, Block 01.00, Lot 107.000, and acquired by tax deed on June 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009, in Liber 12590, at Page 413, and otherwise known as and by Town of Babylon, known and designated as Filed Map 4851, Lot 22; 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 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009 in Liber 12590 at Page 413.

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, JEAN MARIE BAYONNE and MARIE M. BAYONNE have made application of said above described parcel and JEAN MARIE BAYONNE and MARIE M. BAYONNE have paid the application fee and $885.60, 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 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 Quitclaim Deed to JEAN MARIE JOSEPH BAYONNE and MARIE MICHELE BAYONNE, 26 Sunshine Lane, 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: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1787

July 30, 2009

Tax Map No.: 0100-173.00-01.00-107.000
Name of Last Legal Fee Owner: JEAN MARIE JOSEPH BAYONNE and
MARIE MICHELE BAYONNE

TREASURER'S COMPUTATION.....$885.60

Taxes.....2008/2009.....PAID TO TOWN

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$885.60

Monies Received.....$885.60

RESOLUTION AMOUNT.....$885.60

APPROVED:

Karen A Slater 8/5/09
Accounting
LB:lag

PREPARED BY:

Lori Bertone
Redemption Unit
(631) 853-5932

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1787

1. Type of Legislation

Resolution X
Tax Map Number 0100-173.00-01.00-107.000

2. Title of Proposed Legislation

Authorizing the 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

Lori Bertone L. Bertone 8/3/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

1787

DISTRICT	SECTION	BLOCK	LOT
0100	173.00	01.00	107.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05 $816.62

2008/09 TAXES IN THE AMOUNT OF $9,016.43 NOT INCLUDED IN COMPUTATION
2005/06 THROUGH 2007/08 PAID IN FULL

TOTAL: $816.62

B. INTEREST DUE	$26.81
C. TOTAL	$843.43
D. 5% LINE C	$42.17
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $885.60

6/25/09

CERTIFICATION BY COUNTY TREASURER

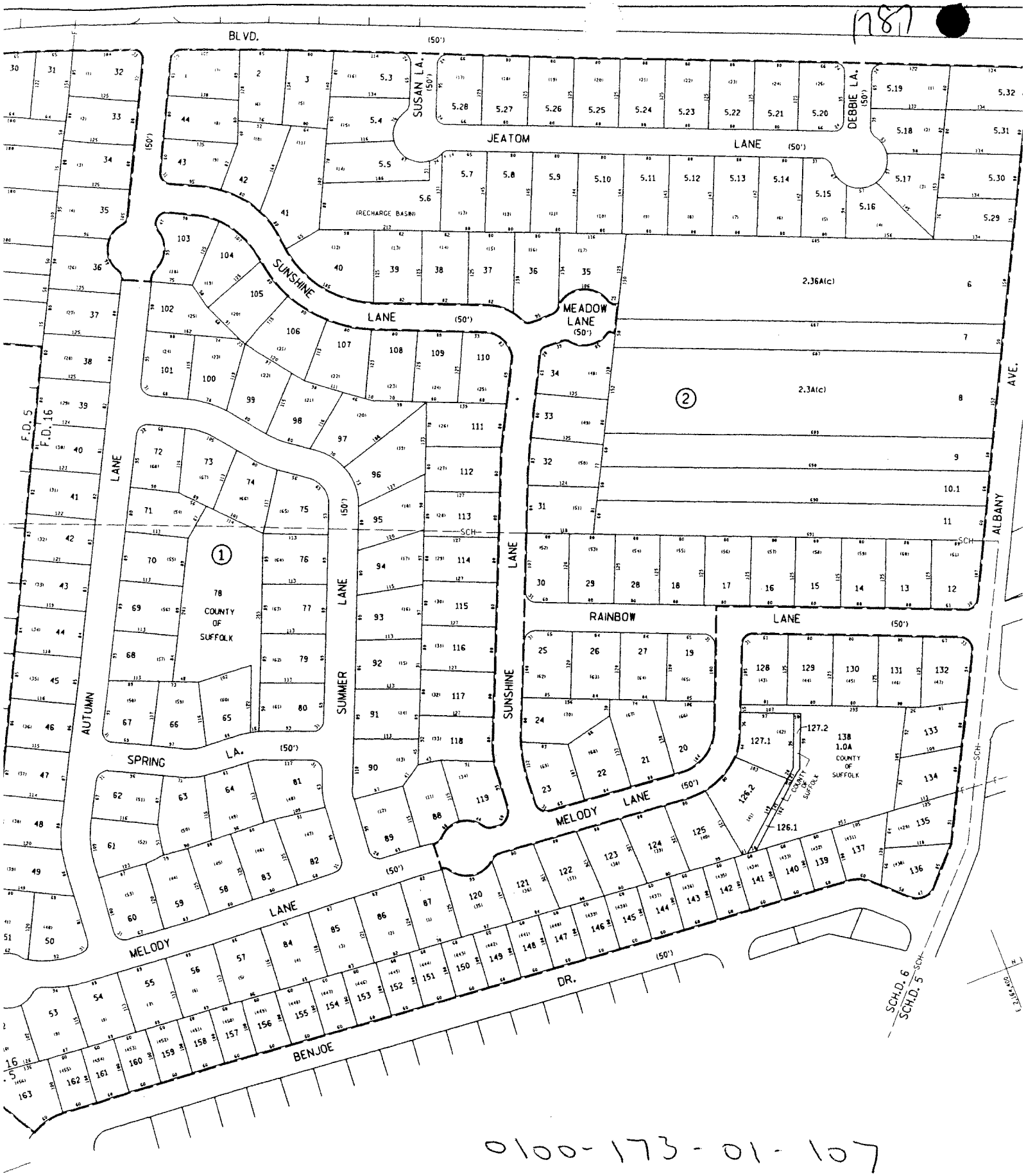
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

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-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/22/09

TS



0100-173-01-107

UNLESS ARE	DRAWN WITHIN	OTHERWISE, ALL THE FOLLOWING	PROPERTIES DISTRICTS:
SCHOOL	5,6	SEWER	3
FIRE	5,16	HYDRANT	
LIGHT	55	WATER	
PARK		REFUSE	
AMBULANCE		WASTEWATER	

NOTICE

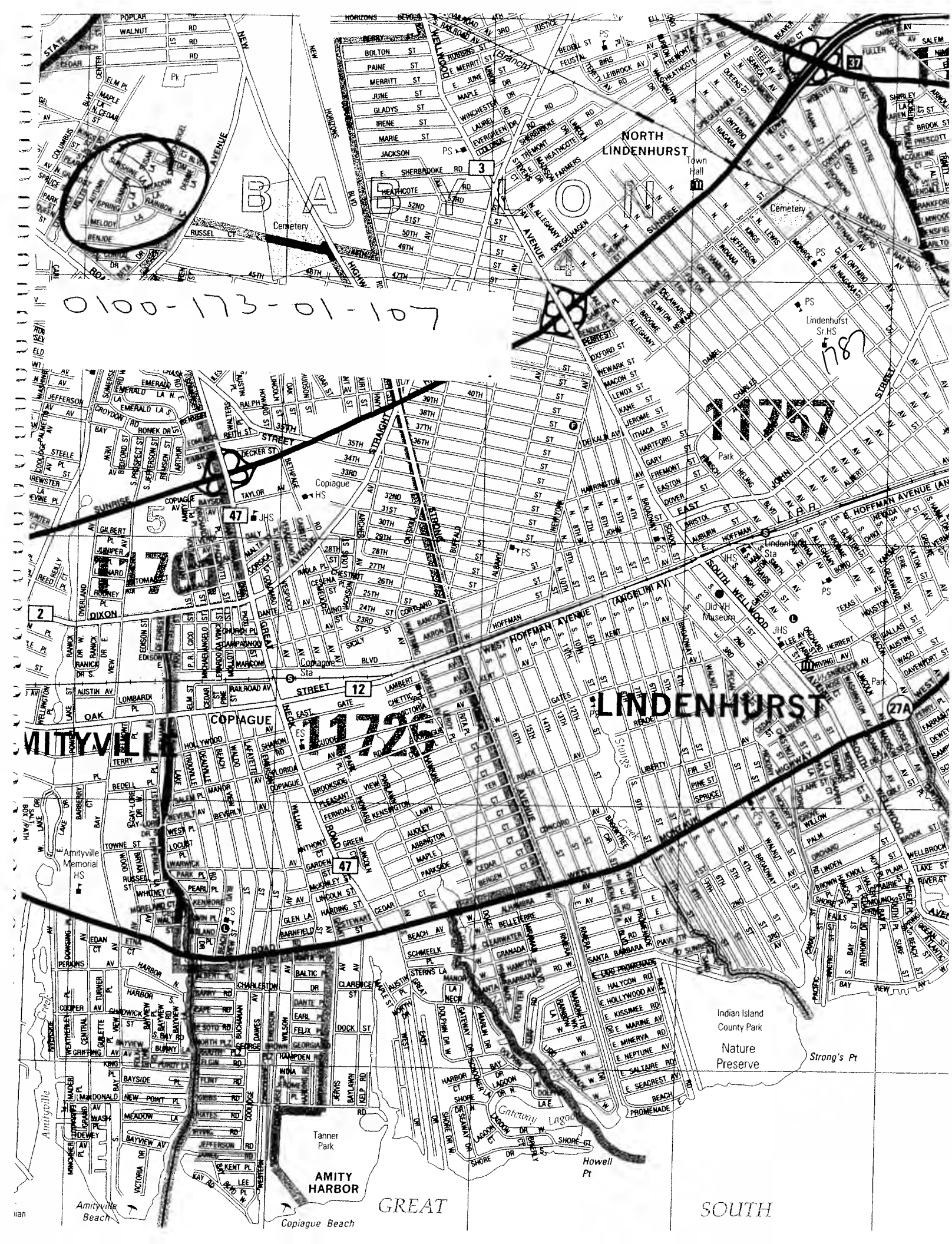
MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE SUFFOLK COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE REAL PROPERTY TAX SERVICE AGENCY.

COUNTY OF SUFFOLK (C)
Real Property Tax Service Agency
County Center Riverhead, N Y 11901
SCALE IN FEET: 0 100 200

KEY MAP

122 123 203 173 172 202 171

TOWN OF BA
VILLAGE OF
DISTRICT NO (


0100-173-01-107
1787
11757
11725
BABYLON
NORTH LINDENHURST
Town Hall
Cemetery
Lindenhurst Sr.HS
Copiague HS
Copiague Sta
Lindenhurst Sta
Old VH Museum
LINDENHURST
COPIAGUE
AMITYVILLE
Amityville Memorial HS
Indian Island County Park
Nature Preserve
Strong's Pt
Howell Pt
Tanner Park
AMITY HARBOR
Amityville Beach
Copiague Beach
GREAT
SOUTH
Gateway Lagoon
Amityville
WEST HOFFMAN AVENUE
SOUTH WELLWOOD
EAST JOHN STREET
SUNRISE
STRAIGHT
DIXON
OAK
STREET
ROAD
AVENUE
HIGHWAY
Stongs Creek
Park
Lindenhurst Sr.HS
Copiague HS
Amityville Memorial HS
Park
Park

Introductory Resolution No. 1788-09 Laid on Table 9/17/09

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
MARINKO M. MARCIC
0200-984.50-01.00-019.000

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 984.50, Block 01.00, Lot 019.000, 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 No. 47 "Map of Shirley, Long Island, Unit B" dated November 1, 1950 and filed in the Office of the Clerk of the County of Suffolk on December 4, 1950, as Map No. 1806; 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, MARINKO M. MARCIC has made application of said above described parcel and MARINKO M. MARCIC has paid the application fee and $4,152.08, 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 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 Quitclaim Deed to MARINKO M. MARCIC, 151-60 11th Avenue, Whitestone, New York 11357, 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: _____

1788

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 12, 2009

Tax Map No.: 0200-984.50-01.00-019.000
Name of Last Legal Fee Owner: MARINKO M. MARCIC

TREASURER'S COMPUTATION.....$3,271.00

Taxes.....2008/2009.....$881.08

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$4,152.08

Monies Received.....$ 4,152.08

RESOLUTION AMOUNT.....$ 4,152.08

APPROVED:

Accounting
CO:lag

PREPARED BY:
Cathy O'Neal

Cathy O'Neal
Redemption Unit
(631) 853-593 7

1788

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-984.50-01.00-019.000

2. Title of Proposed Legislation

Authorizing the 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

Cathy O'Neal Cathy O'Neal 8/12/2009

COMPUTATION BY SUFFOLK COUNTY TREASURER

1788

DISTRICT	SECTION	BLOCK	LOT
0200	984.50	01.00	019.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	$988.07
2006/07	$1,065.27
2007/08	$842.13

2008/09 TAXES IN THE AMOUNT OF $881.08 NOT INCLUDED IN COMPUTATION

TOTAL:	$2,895.47
B. INTEREST DUE	$219.76
C. TOTAL	$3,115.23
D. 5% LINE C	$155.76
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$3,271.00

CERTIFICATION BY COUNTY TREASURER

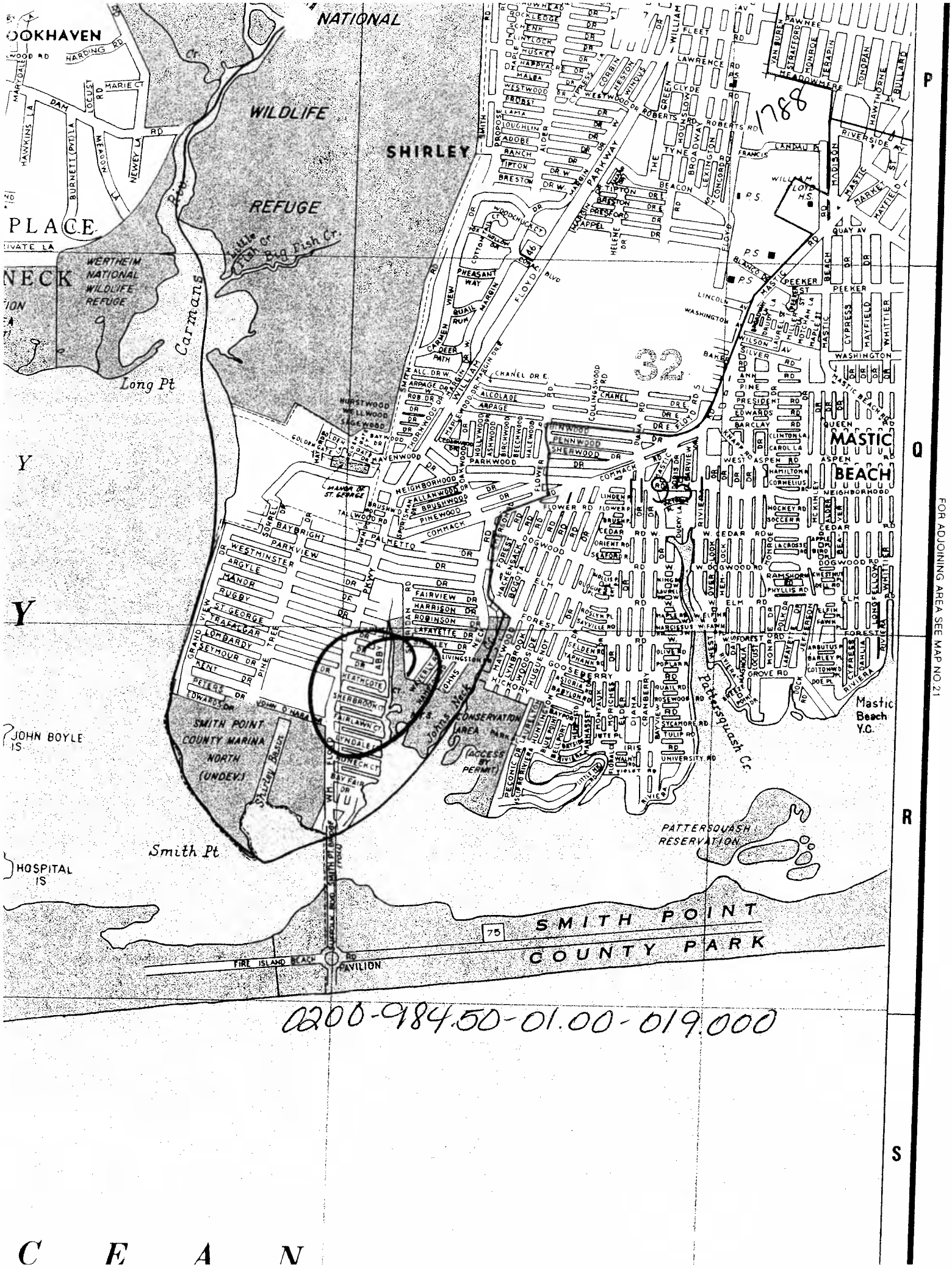
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 29-Jul-09

Diane M. Stuke
Deputy County Treasurer

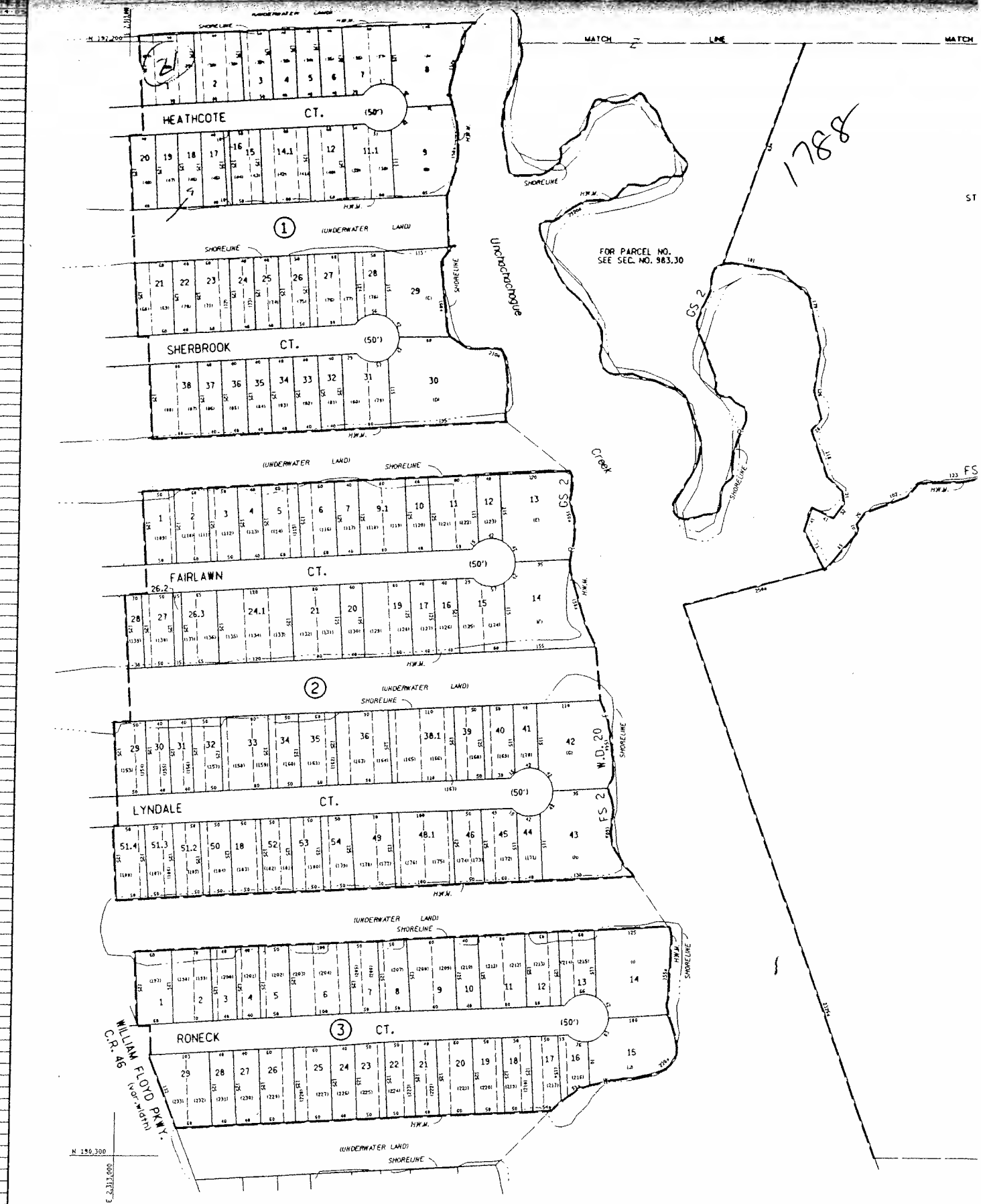
**Interest and penalty computed to and including 01/25/10

TS



NATIONAL
WILDLIFE
REFUGE
SHIRLEY
WERTHEIM NATIONAL WILDLIFE REFUGE
Carmans Riv.
Little Fish Cr.
Big Fish Cr.
Long Pt
MASTIC BEACH
SMITH POINT COUNTY MARINA NORTH (UNDEV.)
Shirley Basin
Johns Neck
CONSERVATION AREA (ACCESS BY PERMIT)
Pattersquash Cr.
Mastic Beach Y.C.
PATTERSQUASH RESERVATION
JOHN BOYLE IS
HOSPITAL IS
Smith Pt
SMITH POINT COUNTY PARK
FIRE ISLAND BEACH RD
PAVILION
75
32
1788
FOR ADJOINING AREA SEE MAP NO. 21
0200-984.50-01.00-019.000
C E A N

0200-984.50-01.00-019.000



LEGEND

Property or Rt Line		Subdivision Lot No.	(12)	Block Limit		School District Line — SCH —	Hydrant District Line — H —
Denotes Common Owner	Z	Subdivision Block/Bldg. No.	(21)	Block No.	(2)	Fire District Line — F —	Refuse District Line — R —
Subdivision Lot Line		Deed Dimension	62	County Line		Water District Line — W —	Historical District Line — HST —
Stream / Shore		Scaled Dimension	62a	Town Line		Light District Line — L —	Ambulance District Line — A —
Parcel No.	23	Deed Area	12.1 A(d) or 12.1A	Village Line		Park District Line — P —	Wastewater District Line — WW —
		Calculated Area	12.1 A(c)			Sewer District Line — S —	

UNLESS OTHERWISE, ALL ARE WITHIN THE FOLLOWING

SCHOOL	32	SEWER	
FIRE	FS2	HYDRANT	
LIGHT	LX1	WATER	
PARK		REFUSE	
AMBULANCE		WASTEWATER	

Introductory Resolution No. 1789-09 Laid on Table 9/17/09

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
JARETT S. SAUL and MICHELLE M. ROA
0500-376.00-03.00-030.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500, Section 376.00, Block 03.00, Lot 030.000, and acquired by tax deed on June 29, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on July 15, 2005, in Liber 12397, at Page 973, and otherwise known as and by Town of Islip, known as Suffolk County Tax Map Number District 0500, Section 376.00, Block 03.00, Lot 030.000; 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 June 29, 2005, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on July 15, 2005 in Liber 12397 at Page 973.

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, JARETT S. SAUL and MICHELLE M. ROA have made application of said above described parcel and JARETT S. SAUL and MICHELLE M. ROA have paid the application fee and $2,557.07, 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 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 Quitclaim Deed to JARETT S. SAUL and MICHELLE M. ROA, 25 Jade Street, Oakdale, New York 11769, 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: _____

1789

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 6, 2009

Tax Map No.: 0500-376.00-03.00-030.000

Name of Last Legal Fee Owner: JARETT S. SAUL and MICHELLE M. ROA

TREASURER'S COMPUTATION.....$2,302.73

Taxes.....2008/2009.....$254.34

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$2,557.07

Monies Received.....$2,557.07

RESOLUTION AMOUNT.....$2,557.07

APPROVED:

Karen A Slater 9/10/09
Accounting
LB:lag

PREPARED BY:

Lori Bertone
Redemption Unit
(631) 853-5938

1789

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0500-376.00-03.00-030.000

2. Title of Proposed Legislation

Authorizing the 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

Lori Bertone | [signature] | 8/6/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0500	376.00	03.00	030.000

1789

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2002/03	$361.10
2003/04	$380.92
2004/05	$283.06
2005/06	$300.36
2006/07	$233.99
2007/08	$245.15

2008/09 TAXES IN THE AMOUNT OF $254.34 NOT INCLUDED IN COMPUTATION

TOTAL: $1,804.58

B. INTEREST DUE	$388.50
C. TOTAL	$2,193.08
D. 5% LINE C	$109.65
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $2,302.73

6/10/09

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.

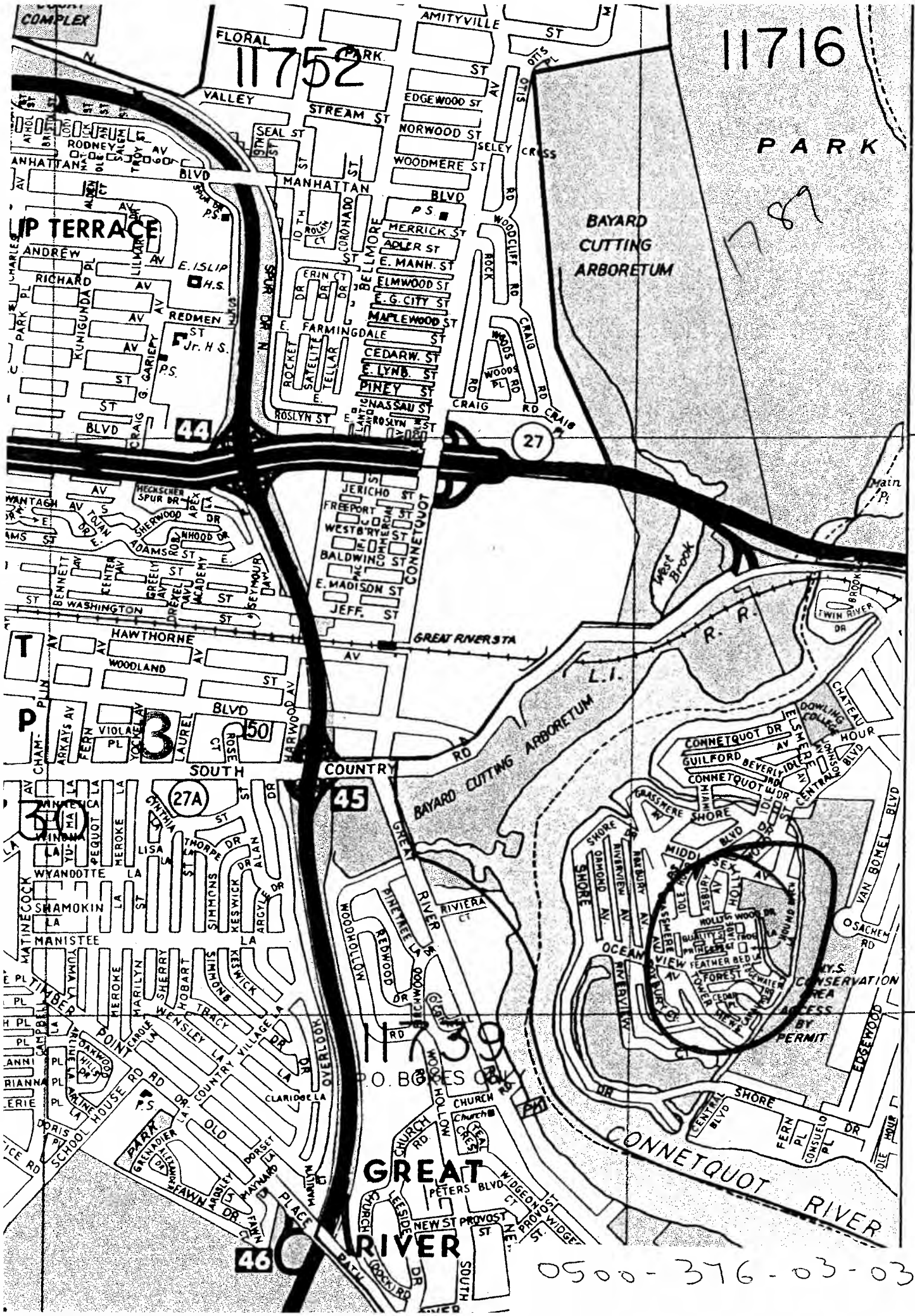
IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 25-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/22/09

TS

HOLLYWOOD DR.
STATE OF NEW YORK
R.D. 64
R.D. 65
FOR PARCEL
SEC. NO. 351-
THE
GRAND
CANAL
22
14.2A(c)
STATE OF NEW YORK
0500-376-03-030
Hollywood Dr.
JADE
GOLDEN HORN
QUALITY ST.
FROG LA.
HOUNDS DITCH
GATE
FEATHERBED LA.
EDGEWATER RD.
PRINCESS BASIN
FOREST AVE.
TOWER
MARLBORO
CANAL


11752
11716
11739
PARK
BAYARD CUTTING ARBORETUM
BAYARD CUTTING ARBORETUM
FLORAL PARK
VALLEY STREAM
ISLIP TERRACE
E. ISLIP H.S.
Jr. H.S.
P.S.
MANHATTAN BLVD
AMITYVILLE
EDGEWOOD ST
NORWOOD ST
WOODMERE ST
SELEY CRESS
MERRICK ST
ADLER ST
E. MANH. ST
ELMWOOD ST
E.G. CITY ST
MAPLEWOOD ST
FARMINGDALE ST
CEDARW. ST
E. LYND. ST
PINEY ST
NASSAU ST
ROSLYN ST
CRAIG RD
WOODCLIFF RD
ROCK
BELLMORE
CORONADO
ROCKET
SATELITE
TELLAR
ERIN CT
JERICHO ST
FREEPORT ST
WESTBURY ST
BALDWIN CO ST
E. MADISON ST
JEFF. ST
CONNETQUOT
HAWTHORNE
GREAT RIVER STA
WOODLAND ST
WASHINGTON ST
BLVD
SOUTH COUNTRY RD
27
27A
44
45
46
50
West Brook
L.I. R.R.
TWIN RIVER DR
CONNETQUOT DR
GUILFORD
BEVERLY
IDLE HOUR BLVD
CHATEAU
DOWLING COLLEGE
CENTRAL AV
GRASSMERE
SHORE
MIDDLE
OCEAN
RIVERVIEW
FEATHER BED LA
FOREST
VAN BOMEL BLVD
OSACHEM RD
N.Y.S. CONSERVATION AREA ACCESS BY PERMIT
EDGEWOOD
CONNETQUOT RIVER
GREAT RIVER
PINEMEE LA
REDWOOD DR
RIVIERA CT
WOODHOLLOW
CHURCH RD
CHURCH
PETERS BLVD
WIDGEON CT
PROVOST ST
NEW ST
SOUTH
P.O. BOXES ONLY
OLD
PARK
GRENADIER
DORSET
MAYNARD
FAWN
ARDSLEY
PLACE
SCHOOL HOUSE RD
OVERLOOK
CLARIDGE LA
COUNTRY VILLAGE LA
WENSLEY LA
TRACY
HOBART
SHERRY
MARILYN
MEROKE
KESWICK
SIMMONS
ALAN
ARGYLE DR
LISA
THORPE DR
CYNTHIA
PEQUOT LA
WINDHAM
MANISTEE LA
SHAMOKIN LA
WYANDOTTE LA
MATINECOCK
TIMBER POINT
OAKWOOD HILLS
CAMPBELL
CANOE LA
ARLINGTON
DORIS PL
ICE RD
FERN PL
CONSUELO DR
IDLE HOUR
0500-376-03-030
FOR ADJOINING AREA SEE MAP NO.13 | SEE MAP NO.14

Introductory Resolution No. 1790-09 Laid on Table 9/17/09

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
PALMERINO ANGELO LUPINACCI a/k/a PALMERINO A. LUPINACCI
0400-214.00-02.00-119.002

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 Huntington, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0400, Section 214.00, Block 02.00, Lot 119.002, and acquired by tax deed on May 4, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 9, 2007, in Liber 12504, at Page 473, and otherwise known as and by Town of Huntington, known as Suffolk County Tax Map Number District 0400, Section 214.00, Block 02.00, Lot 119.002; and;

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on May 4, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 9, 2007 in Liber 12504 at Page 473.

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, PALMERINO A. LUPINACCI a/k/a PALMERINO ANGELO LUPINACCI has made application of said above described parcel and PALMERINO A. LUPINACCI a/k/a PALMERINO ANGELO LUPINACCI has paid the application fee and $13,777.62, 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 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 Quitclaim Deed to PALMERINO ANGELO LUPINACCI a/k/a PALMERINO A. LUPINACCI, 34 Bay Crest, Huntington, New York 11743, 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.I

1790

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 6, 2009

Tax Map No.: 0400-214.00-02.00-119.002
Name of Last Legal Fee Owner: PALMERINO ANGELO LUPINACCI a/k/a PALMERINO A. LUPINACCI

TREASURER'S COMPUTATION.....$11,388.97

Taxes.....2008/2009.....$2,388.65

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$13,777.62

Monies Received.....$13,777.62

RESOLUTION AMOUNT.....$13,777.62

APPROVED:

Karen A. Slater 8/10/09
Accounting
LB:lag

PREPARED BY:

Lori Bertone
Redemption Unit
(631) 853-5938

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1790

1. Type of Legislation

Resolution X
Tax Map Number 0400-214.00-02.00-119.002

2. Title of Proposed Legislation

Authorizing the 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

Lori Bertone | L. Bertone | 8/6/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0400	214.00	02.00	119.002

1790

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	1775.00
2005/06	3417.77
2006/07	2208.90
2007/08	2227.03

2008/09 PROPERTY TAXES $2388.65 NOT INCLUDED IN COMPUTATION

TOTAL:	9628.70
B. INTEREST DUE	1217.93
C. TOTAL	10846.63
D. 5% LINE C	542.33
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$11,388.97

10/10

CERTIFICATION BY COUNTY TREASURER

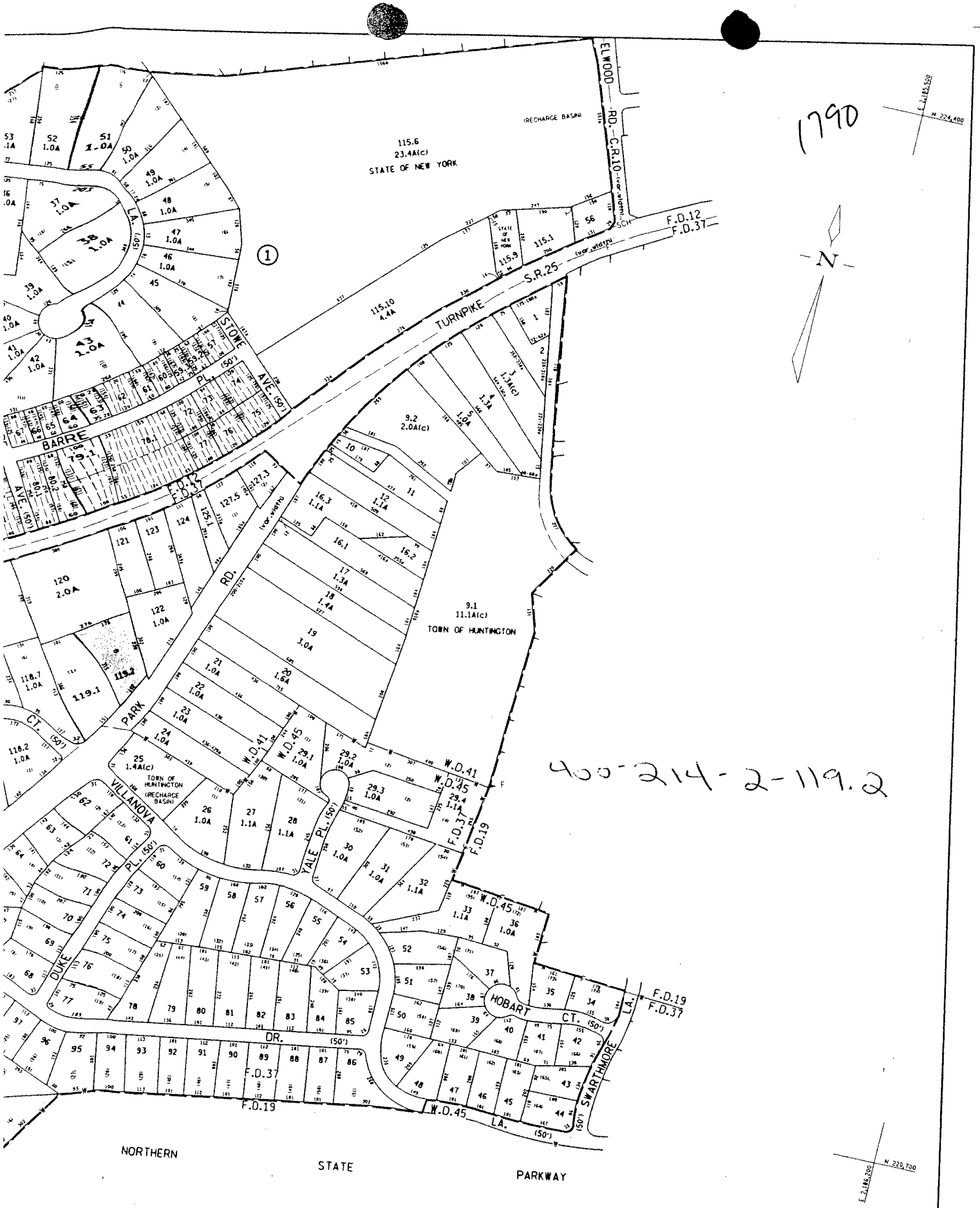
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 13-Apr-09

Diane M. Stuke
Deputy County Treasurer

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

dz



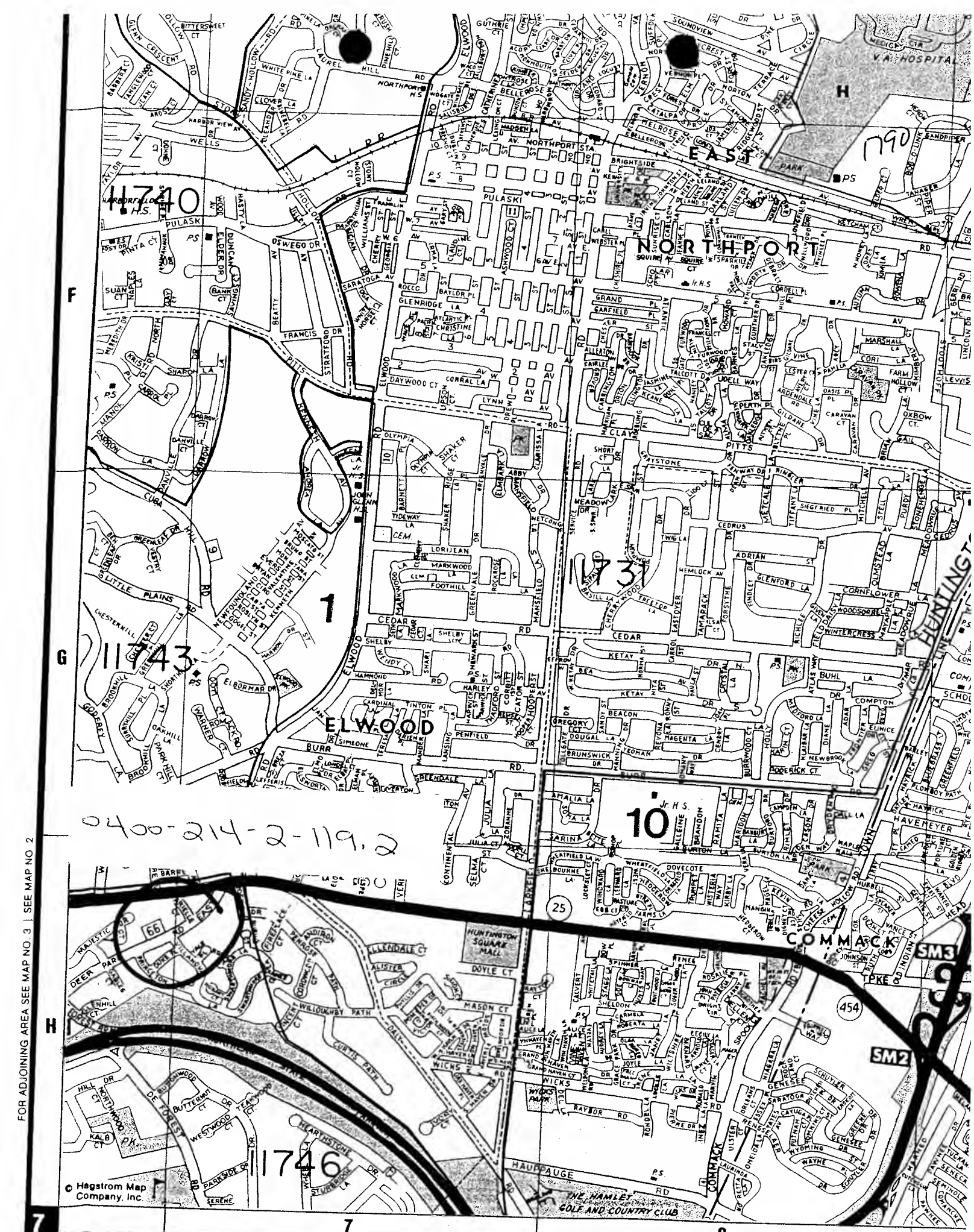
NOTICE

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 MAP

TOWN OF	HUNTINGTON
VILLAGE OF	
DISTRICT NO	0400
SECTION NO	214
	PROPERTY MAP



0400-214-2-119.2

FOR ADJOINING AREA SEE MAP NO. 3 | SEE MAP NO. 2

FOR ADJOINING AREA SEE MAP NO. 8

Introductory Resolution No. 1791-09 Laid on Table 9/17/09

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
PHILIP LETTS and KARA LETTS, his wife
0700-006.00-02.00-022.000

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 Shelter Island, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0700, Section 006.00, Block 02.00, Lot 022.000, and acquired by tax deed on June 4, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 4, 2009, in Liber 12590, at Page 171, and otherwise known as and by Town of Shelter Island, known as Suffolk County Tax Map Number District 0700, Section 006.00, Block 02.00, Lot 022.000; 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 June 4, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 4, 2009 in Liber 12590 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, J.P. Morgan Chase Bank, N.A., as Mortgagee, by Melissa R. Tankersley, Assistant Vice President has made application of said above described parcel and J.P. Morgan Chase Bank, N.A., as Mortgagee, by Melissa R. Tankersley, Assistant Vice President has paid the application fee and $3,455.07, 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 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 Quitclaim Deed to PHILIP LETTS and KARA LETTS, his wife, The Old Chapel/Tunley Cirencester, Glos UK GL7 6LW 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.I

1791

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 4, 2009

Tax Map No.: 0700-006.00-02.00-022.000
Name of Last Legal Fee Owner: PHILIP LETTS and KARA LETTS, his wife

TREASURER'S COMPUTATION.....$3,455.07

Taxes.....2008/2009.....PAID TO TOWN

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$3,455.07

Monies Received.....$ 3,455.07

RESOLUTION AMOUNT.....$ 3,455.07

APPROVED:

Karen A Slater 8/6/09
Accounting

PREPARED BY:

Lori Bertone
Redemption Unit
(631) 853-5938

LB:lag:13

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1791

1. Type of Legislation

Resolution X
Tax Map Number 0700-006.00-02.00-022.000

2. Title of Proposed Legislation

Authorizing the 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

Lori Bertone L. Bertone 8/4/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

1791

DISTRICT	SECTION	BLOCK	LOT
0700	006.00	02.00	022.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	960.60
2007/08	2212.54

2008/09 PROPERTY TAXES PAID BY CHASE HOME FINANCE

TOTAL:	3173.14
B. INTEREST DUE	117.41
C. TOTAL	3290.55
D. 5% LINE C	164.53
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$3,455.07

01 short due to rounding 8/8/09

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. 20-Jul-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/16/10

dz

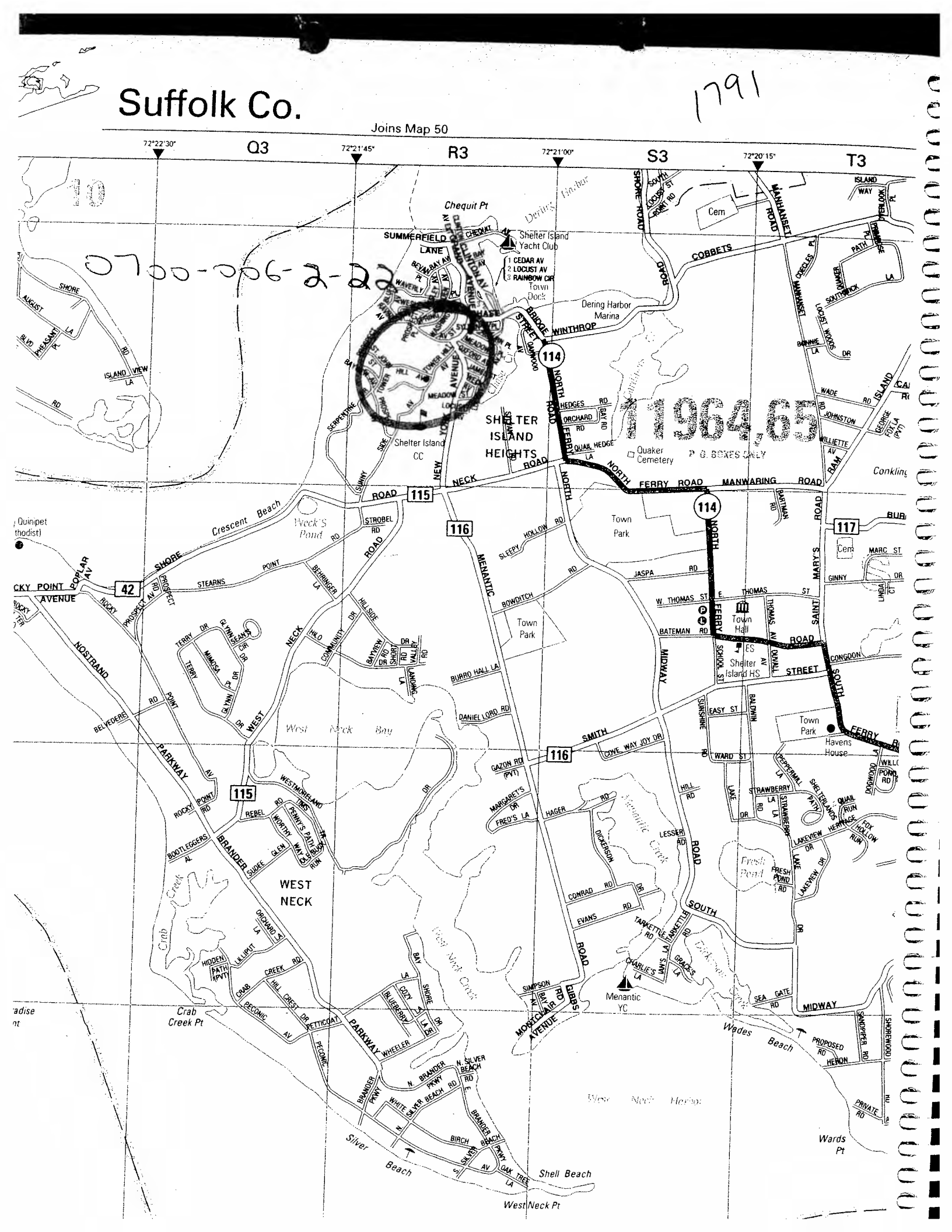
Fire District Line — SCH —	Hydrant District Line — H —	UNLESS DRAWN OTHERWISE, ALL PROPERTIES ARE WITHIN THE FOLLOWING DISTRICTS:		
School District Line — F —	Refuse District Line — R —	SCHOOL 3	SEWER	
Water District Line — W —	Historic District Line — HST —	FIRE 2	HYDRANT	
Sewer District Line — S —	Ambulance District Line — A —	LIGHT	WATER	
Light District Line — L —	Wastewater District Line — WW —	PARK	REFUSE	
Park District Line — P —		AMBULANCE	WASTEWATER	
Refuse District Line — R —				

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: 0 100 200

KEY MAP


Suffolk Co.
1791
Joins Map 50
72°22'30"
Q3
72°21'45"
R3
72°21'00"
S3
72°20'15"
T3
0700-006-2-22
T1966.65
Chequit Pt
Derrick's Harbor
SUMMERFIELD LANE
CHEQUIT AV
Shelter Island Yacht Club
1 CEDAR AV
2 LOCUST AV
3 RAINBOW DR
Town Dock
Dering Harbor Marina
SHORE ROAD
SOUTH LOCUST POINT RD
MANHANSET ROAD
Cem
ISLAND WAY
COBBETS ROAD
BRIDGE STREET
WINTHROP
SHELTER ISLAND HEIGHTS
Shelter Island CC
Quaker Cemetery
P. O. BOXES ONLY
NORTH FERRY ROAD
MANWARING ROAD
NECK ROAD
SUNNY SIDE
HEDGES RD
ORCHARD RD
QUAIL HEDGE LA
JOHNSTON RD
WADE RD
ISLAND
WILLIETTE AV
GEORGE FOX LA (PVT)
RAM
Conkling
Crescent Beach
Weeks Pond
STROBEL RD
SHORE ROAD
Town Park
SLEEPY HOLLOW RD
MENANTIC ROAD
BARTMAN RD
MARY'S ROAD
MARC ST
GINNY LA
JASPA RD
W. THOMAS ST
E. THOMAS ST
Town Hall
SAINT
BATEMAN RD
Shelter Island HS
SCHOOL ST
CONGDON STREET
SOUTH FERRY RD
Town Park
Havens House
POPLAR AV
ROCKY POINT AVENUE
PROSPECT AV
STEARNS POINT RD
BEHRINGER LA
HILLSIDE
HILO COMMUNITY DR
BAYVIEW DR
SHORT RD
VALLEY RD
LANDING LA
TERRY DR
GLYNN SEANS CIR
MIMOSA DR
GLYNN DR
WEST NECK RD
NOSTRAND POINT
BELVEDERE RD
PARKWAY AV
ROCKY POINT RD
WESTMORELAND TRL
REBEL RD
PENNY'S PATH
WORTHY WAY
GLEN RUN
BOOTLEGGERS ALLEY
BRANDER SUDEE GLEN
WEST NECK
West Neck Bay
BURRO HALL LA
DANIEL LORD RD
SMITH COVE
WAY JOY DR
GAZON RD (PVT)
MARGARET'S DR
FRED'S LA
HAGER RD
Menantic Creek
DICKERSON LA
LESSER ROAD
CONRAD RD
EVANS RD
SOUTH ROAD
TARKETTLE RD
CHARLIE'S LA
JAN'S LA
GRACE'S LA
Fresh Pond
FRESH POND RD
LAKEVIEW DR
STRAWBERRY LA
PEPPERMILL LA
SHELTERLANDS PATH
QUAIL RUN
FOX HOLLOW RUN
HERMITAGE
DOGWOOD POND RD
SUNSHINE RD
EASY ST
BALDWIN
WARD ST
HILL RD
LAKE DR
Menantic YC
Crab Creek
Crab Creek Pt
ORCHARD LA
LILLIPUT PATH (PVT)
HIDDEN
CRAB CREEK RD
HILL CREST DR
PECONIC AV
PETTICOAT
BAY SHORE
COZY LA
BLUEBERRY LA
WHEELER DR
PARKWAY
PECONIC
N. BRANDER PKWY
N. SILVER BEACH RD
WHITE SILVER BEACH RD
BRANDER BEACH PKWY
BIRCH
SILVER BEACH AV
OAK TREE LA
Silver Beach
Shell Beach
West Neck Pt
West Neck Harbor
Wades Beach
SEA GATE RD
MIDWAY
SANDPIPER RD
SHOREWOOD
PROPOSED HERON RD
PRIVATE RD
Wards Pt
42
114
115
116
117

Intro. Res. No. 1792 -2009
Introduced by Legislator Schneiderman

Laid on Table 9/17/2009

RESOLUTION NO. -2009, AMENDING THE 2009 OPERATING BUDGET AND TRANSFERRING FUNDS TO LUCIA'S ANGELS

WHEREAS, the 2009 Operating Budget does not include funding for Lucia's Angels; and

WHEREAS, Lucia's Angels is a not-for-profit agency providing family support, companion services, and other personal and supportive services to women with late stage cancers; and

WHEREAS, it is the desire of the Suffolk County Legislature to amend the 2009 Operating Budget and transfer $5,000 to the agency Lucia's Angels; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st **RESOLVED**, that the 2009 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations:

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	PKS	7110	HOD1	4980	Montauk Observatory	-$5,000

TO:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	HSV	4100	XXXX	4980	Lucia's Angels	+$5,000

and be it further

2nd **RESOLVED**, that the County Executive's Budget Office is authorized to assign an activity (pseudo) code for Lucia's Angels.

3rd **RESOLVED**, that the monies appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding Lucia's Angels.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\Lucia's Angels.doc

UPDATED COPY AS OF 8/28/2009

Intro Res. No. 1793-2009 Laid on Table 9/17/2009
Introduced by Legislator Montano

RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. -2009, A CHARTER LAW TO STRENGTHEN THE INDEPENDENCE OF THE ETHICS COMMISSION

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2009, a proposed local law entitled, "**A CHARTER LAW TO STRENGTHEN THE INDEPENDENCE OF THE ETHICS COMMISSION**"; and said local law in final form is the same as when presented and introduced; now, therefore be it

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

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

A CHARTER LAW TO STRENGTHEN THE INDEPENDENCE OF THE ETHICS 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 Ethics Commission can only be effective if it is independent and insulated from political pressure and influence.

This Legislature further finds that the authority and credibility of the Ethics Commission is undermined when there is even an appearance that the Commission is subject to external forces that affect its independent judgment.

This Legislature finds that historically the Ethics Commission has relied on the Suffolk County Department of Law for legal assistance and advice in conducting its business and making its determinations.

This Legislature determines that the Ethics Commission would be better served by counsel that it appoints directly and which is answerable solely to the Commission.

This Legislature further determines that severing the ties between the Ethics Commission and the Suffolk County Department of Law would strengthen the Commission and enhance its independence and credibility.

Therefore, the purpose of this law is to authorize the Suffolk County Ethics Commission to hire independent counsel to assist the Commission in carrying out its mission.

Section 2. Amendment.

Article 30 of the Suffolk County Charter is hereby amended as follows:

Article XXX, Ethics Commission.

* * * *

§30-3. General administrative powers.

A.) The Commission shall:

1.) Appoint an executive director and independent counsel who shall carry out and implement the policies of the Commission. The Commission may delegate authority to the executive director and independent counsel to act in the name of the Commission between meetings of the Commission, provided that such delegation is in writing and the specific powers to be delegated are enumerated. The power to appoint and or retain such executive director and independent counsel shall be subject only to available appropriations provided therefore in the County Operating Budget and the actual appointment and filling of such positions shall not be subject to approval by the County Executive nor the budget office. The Commission shall be deemed the appointing authority for all such personnel.

2.) Appoint such other staff as may be necessary to carry out its duties under this Article, within appropriations provided therefor by the County of Suffolk. The power to appoint and or retain such other support staff shall be subject only to available appropriations provided therefore in the County Operating Budget and the actual appointment and filling of such positions shall not be subject to approval by the County Executive nor the budget office. The Commission shall be deemed the appointing authority for all such staff and personnel. The executive director, independent counsel, and support staff shall not be part of the Suffolk County Department of Law nor supervised by the Suffolk County Department of Law. The Commission, its staff, and its funding shall be treated as a separate agency for purposes of presentation and adoption in the annual County Operating Budget.

3.) Adopt, amend and rescind rules and regulations to govern procedures of the Commission which shall include, but not be limited to, the procedure whereby a person who is required to file an annual financial disclosure statement with the Commission may request an additional period of time within which to file such statement, due to justifiable cause or undue hardship. Such rules or regulations shall provide for a date beyond which, in all cases of justifiable

cause or undue hardship, no further extension of time may be granted.

4.) Review completed conflict and financial disclosure statements as directed by law; provided, however, that the Commission may delegate all or part of this review function to the executive director and independent counsel who shall be responsible for completing staff review of such statements in a manner consistent with the terms of the Commission's delegation.

5.) Receive complaints alleging any violation of pertinent laws.

6.) Advise and assist any municipal subdivision in establishing rules and regulations relating to possible conflicts between private interests and official duties of present or former local elected officials, local political party officials and local officers and employees.

7.) Prepare an annual written report to be submitted to the County Executive and the County Legislature summarizing the activities of the Commission and recommending changes in the laws governing the conduct of local elected officials, local political party officials and local officers and employees.

* * * *

§30-4. Review of conflicts and financial disclosure statements.

A.) The Commission or the Executive Director, independent counsel and staff of the Commission, if responsibility therefor has been delegated, shall inspect all financial disclosure statements filed pursuant to Chapter 61 of the Suffolk County Code, or filed pursuant to the requirements of § A30-10 of the Suffolk County Administrative Code to ascertain whether any person subject to such reporting requirements has violated any local law governing conflicts of interest or prohibited activities. Any person, political party officer, County Legislator, countywide elected official, county officer or employee or member or employee of the County Legislature required to file any other financial disclosure form or statement under any other law or statute shall file such form or statement with the Suffolk County Ethics Commission on or before the 15th day of May with respect to the preceding year subject to any exception contained in § A30-10A of the Suffolk County Administrative Code as would be applicable to the particular circumstances.

* * * *

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(21) 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 on January 1, 2010.

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

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

1794

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by Legislator D'Amaro

RESOLUTION NO. –2009, DECLARING THE FIRST WEEK IN NOVEMBER AS "FAMILY CAREGIVER APPRECIATION WEEK" IN SUFFOLK COUNTY

WHEREAS, millions of Americans provide care for elderly, disabled or chronically ill family members or friends; and

WHEREAS, a caregivers task of providing ongoing love, support and medical care for a loved one in need without receiving any recognition or compensation is difficult, overwhelming and exhausting; and

WHEREAS, family caregivers often feel depleted of physical energy and emotional strength; and

WHEREAS, just like the loved one they are caring for, caregivers need support but often do not have the time or take the time to care for themselves; and

WHEREAS, Suffolk County wishes to raise awareness of family caregivers, the unsung heroes, who unselfishly provide care to family members or friends in need; now, therefore be it

1st **RESOLVED**, that the first week of November, 2009 and in every year thereafter is hereby designated as **"Family Caregiver Appreciation Week"** within the County of Suffolk for the purpose of raising awareness of family caregivers who unselfishly provide for their loved ones in need of constant care; 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:

s:\res\r-caregiver-appreciation-week

1795

Intro. Res. No. -2009 Laid on Table 9/17/2009
Introduced by Legislator D'Amaro

RESOLUTION NO. -2009, AMENDING THE 2009 OPERATING BUDGET AND TRANSFERRING FUNDS TO BABYLON CENTRAL FIRE & RESCUE ALARM.

WHEREAS, the 2009 Operating Budget does not include sufficient funds for the Babylon Central Fire & Rescue Alarm; and

WHEREAS, the Babylon Central Fire & Rescue Alarm is not-for-profit agency that provides valuable emergency dispatch services for Suffolk County residents; and

WHEREAS, it is the desire of the Suffolk County Legislature to amend the 2009 Operating Budget and transfer $5,000 to the contracted agency Babylon Central Fire & Rescue Alarm for communication equipment enhancements to include a UHF Repeater and Combiner Unit; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2009 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	OBJECT NAME	AMOUNT
001	EXE	7320	JFH1	4980	Huntington Station Kids Kafe	-$5,000

TO:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	FRE	3400	XXXX	4980	Babylon Central Fire & Rescue Alarm	+$5,000

and be it further

2nd RESOLVED, The County Executive's Budget Office is authorized to assign an activity (pseudo) code for the Babylon Central Fire & Rescue Alarm; and be it further

3rd RESOLVED, that the monies appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding the Babylon Central Fire & Rescue Alarm.

DATED:

1796

Revised Copy 9/8/2009

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

Laid on Table 9/17/2009

RESOLUTION NO. -2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH PREPARING A SEWERING FEASIBILITY STUDY FOR THE DOWNTOWN MATTITUCK AREA IN THE TOWN OF SOUTHOLD (CP 8190)

WHEREAS, the area of downtown Mattituck in the Town of Southold would benefit from the availability of sanitary sewer service; and

WHEREAS, the Town of Southold has requested a feasibility study for a community waste water treatment facility in 2008 for the downtown Mattituck area; and

WHEREAS, the availability of sanitary sewer service in this area has the potential to increase existing business investment opportunities, and provide greater environmental protection in this community; and

WHEREAS, sufficient funds are not included in the 2009 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and 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, that this Legislature, by resolution of even date herewith, has authorized the issuance of $50,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-six (56) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd **RESOLVED**, that the 2009 Capital Budget and Program be and they are hereby amended as follows:

Project Number: 1755
Project Title: Infrastructure Improvements for Traffic and Public Safety and Public Health

Cost Elements	Total Est'd Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
3. Construction	$1,070,000	$1,120,000B	$1,070,000B
TOTAL	$1,070,000	$1,120,000	$1,070,000

Project Number: 8190
Project Title: Sewering Feasibility Study for the Downtown Mattituck Area, Town of Southold

Cost Elements	Total Est'd Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
1. Planning, Design, Supervision	$50,000	$0	$50,000B
TOTAL	$50,000	$0	$50,000

and be it further

3rd **RESOLVED**, that the proceeds of $50,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

Project Number	JC	Project Title	Amount
525-CAP-8190.110	80	Sewering Feasibility Study for the Downtown Mattituck Area, Town of Southold	$50,000

and be it further

4th **RESOLVED**, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

5th **RESOLVED**, that the Administrative Head of the Sewer Districts be and hereby is authorized, directed and empowered to issue an RFP and enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to consultant assistance for the planning of this project; and be it further

6th **RESOLVED**, that in accordance with applicable provisions of law the expenditures which are attributable to the establishment of a district, shall be apportioned against the users of such district and reimbursed to the County for the costs herein; and be it further

7th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (18), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\Romaine sewer study REVISED 9-1-09.doc

1797

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by Legislator Kennedy

RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. -2009, A LOCAL LAW TO ENFORCE THE NEW YORK STATE RETURNABLE DEPOSIT CONTAINER LAW

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 ENFORCE THE NEW YORK STATE RETURNABLE DEPOSIT CONTAINER LAW**" 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 ENFORCE THE NEW YORK STATE RETURNABLE DEPOSIT CONTAINER LAW

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 Suffolk County has consistently been a state and national leader in developing innovative and important legislation, particularly in the field of environmental protection.

This Legislature also finds and determines that in 1981, Suffolk County was the first county in New York State to establish a refundable bottle deposit program, encouraging the recycling of used beverage containers, with New York State establishing a State-wide returnable container deposit program the following year.

This Legislature further finds that, earlier in 2009, New York State enacted new legislation that expands upon the original returnable container deposit program.

This Legislature finds that this new state legislation requires businesses selling beverages in returnable containers to accept the return of containers for the products it sells, regardless of where the container was originally purchased, and establishes a "New York Bottle Bill of Rights".

This Legislature determines that the new State law authorizes counties, cities, towns and villages to pass local laws to establish a local enforcement policy for the State returnable container deposit law.

This Legislature also determines that, since Suffolk County has been a leader in the movement to establish container deposit programs in New York State, the County should also become a leader in enforcing the new State returnable container deposit law.

Therefore, the purpose of this law is to establish a local enforcement mechanism in Suffolk County for the State returnable container deposit law.

Section 2. Definitions.

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

"BEVERAGE" shall mean carbonated soft drinks, water (including any flavored water or nutritionally enhanced water, but shall not include any beverage identified as a type of water to which a sugar has been added), beer, other malt beverages (any beverage obtained by the alcoholic fermentation or infusion or decoction of barley, malt, hops or other wholesome grain or cereal and water including, but not limited to ale, stout or malt liquor) and a wine product as defined in subdivision 36(a) of §3 of the NEW YORK STATE ALCOHOLIC BEVERAGE CONTROL LAW.

"BEVERAGE CONTAINER" shall mean the individual, separate, sealed glass, metal, aluminum, steel or plastic bottle, can or jar used for containing less than one gallon or 3.78 liters at the time of sale or offer for sale of a beverage intended for use or consumption in the state. Beverages sold or offered for sale or distributed aboard aircraft or ships are considered intended for use or consumption outside this state.

"COMMISSIONER" shall mean the Commissioner of the Department of Consumer Affairs.

"DEALER" shall mean any person, firm or corporation who engages in the sale of beverages in beverage containers to a consumer for off-premises consumption in Suffolk County.

"DEPOSIT INITIATOR" for each beverage container for which a refund value is established in Section 3 of this law shall mean:

a. the bottler of the beverage in such container;
b. the distributor of such container if such distributor's purchase of such container was not, directly or indirectly, from a registered deposit initiator;
c. a dealer of such container who sells or offers for sale such container in this state, whose purchase of such container was not, directly or indirectly, from a registered deposit initiator; or
d. an agent acting on behalf of a registered deposit initiator.

"DISTRIBUTOR" shall mean any person, firm, or corporation which engages in the sale or offer for sale of beverages in beverage containers to a dealer.

"PERSON" shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity or business organization of any kind.

"REDEMPTION CENTER" shall mean any person offering to pay the refund value of an empty beverage container to a redeemer, or any person who contracts with one or more dealers or distributors to collect, sort and obtain the refund value and handling fee of empty beverage containers for, or on behalf of, such dealer or distributor.

"REDEEMER" shall mean any person who demands the refund value provided for herein in exchange for the empty beverage container, but shall not include a dealer as defined in this section.

Section 3. Refund Value.

No person shall sell or offer for sale a beverage container in Suffolk County unless the deposit on such beverage container is or has been collected by a registered deposit initiator and unless such container has a refund value of not less than five cents which is clearly indicated thereon pursuant to §27-1011 of the NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW.

Section 4. Requirements.

A. A dealer shall accept at his or her place of business from a redeemer any empty beverage containers of the design, shape, size, color, composition and brand sold or offered for sale by the dealer, and shall pay to the redeemer the refund value of each such beverage container as established in Section 3 of this local law. Redemptions of refund value must be in legal tender, or a scrip or receipt from a reverse vending machine, provided that the scrip or receipt can be exchanged for legal tender for a period of not less than sixty (60) days without requiring the purchase of other goods. The use or presence of a reverse vending machine shall not relieve a dealer of any obligations imposed pursuant to this section. If a dealer utilizes a reverse vending machine to redeem containers, the dealer shall provide redemption of beverage containers when the reverse vending machine is full, broken, under repair or does not accept a type of beverage container sold or offered for sale by such dealer and may not limit the hours or days of redemption except as provided by subdivision three (3) of this section.

B. Beginning March 1st, 2010, a dealer whose place of business is part of a chain engaged in the same general field of business which operates ten (10) or more units in this state under common ownership and whose business exceeds: (i) forty thousand square feet but is less than sixty thousand square feet shall install and maintain at least three (3) reverse vending machines at the dealer's place of business; (ii) sixty thousand square feet but is less than eighty-five thousand square feet shall install and maintain at least four reverse vending machines at the dealer's place of business; or (iii) eighty-five thousand square feet shall install and maintain at least eight reverse vending machines at the dealer's place of business; provided, however, that the requirements of this paragraph to install and maintain reverse vending machines shall not apply to a dealer that sells only refrigerated beverage containers of twenty ounces or less where each beverage container is sold as an individual container that is not connected to or packaged with any other beverage container.

C. A dealer to which paragraph (b) of this subdivision does not apply and whose place of business is at least forty thousand square feet which does not utilize reverse vending machines to process empty beverage containers for redemption shall: (i) establish and maintain a dedicated area within such business to accept beverage containers for redemption; (ii) adequately staff such area to facilitate efficient acceptance and processing of such containers during business hours; and (iii) post one or more conspicuous signs conforming to the size and color requirements described in subdivision 2 of this section at each public entrance to the business which describes where in the business the redemption area is located. The commissioner may establish in rules and regulations additional standards for the efficient processing of beverage containers by such dealers.

D. For the purposes of this subdivision on any day that a dealer is open for less than twenty-four (24) hours, the dealer may restrict or refuse the payment of refund values during the first and last hour the dealer is open for business.

E. A dealer shall post a conspicuous sign at the point of sale that states:

NEW YORK BOTTLE BILL OF RIGHTS

STATE LAW REQUIRES US TO REDEEM EMPTY RETURNABLE BEVERAGE CONTAINERS OF THE SAME TYPE AND BRAND THAT WE SELL OR OFFER FOR SALE

YOU HAVE CERTAIN RIGHTS UNDER THE NEW YORK STATE RETURNABLE CONTAINER ACT:

THE RIGHT to return your empties for refund to any dealer who sells the same brand, type and size, whether you bought the beverage from the dealer or not. It is illegal to return containers for refund that you did not pay a deposit on in New York state.

THE RIGHT to get your deposit refund in cash, without proof of purchase.

THE RIGHT to return your empties any day, any hour, except for the first and last hour of the dealer's business day (empty containers may be redeemed at any time in 24-hour stores).

THE RIGHT to return your containers if they are empty and intact. Washing containers is not required by law, but is strongly recommended to maintain sanitary conditions.

The New York State returnable container act can be enforced by the New York State Department of Environmental Conservation, the New York State Department of Agriculture and Markets, the New York State Department of Taxation and Finance, the New York State Attorney General and/or by your local government.

Such sign must be no less than eight inches by ten inches in size and have lettering a minimum of one quarter inch high, and of a color which contrasts with the background. The department shall maintain a toll free telephone number for a "bottle bill complaint line" that shall be available from 9:00 a.m. to 5:00 p.m. each business day to receive reports of violations of this title. The telephone number shall be listed on any sign required by this section.

F. A dealer may limit the number of empty beverage containers to be accepted for redemption at the dealer's place of business to no less than seventy-two (72) containers per visit, per redeemer per day, provided that:

1. The dealer has a written agreement with a redemption center, be it either at a fixed physical location within the same county and within one-half mile of the dealer's place of business, or a mobile redemption center, operated by a redemption center, that is located within one-quarter mile of the dealer's place of business. The redemption center must have a written agreement with the dealer to accept containers on behalf of the dealer; and the redemption center's hours of operation must cover at least 9:00 a.m. through 7:00 p.m. daily or in the case of a mobile redemption center, the hours of operation must cover at least four

consecutive hours between 8:00 a.m. and 8:00 p.m. daily. The dealer must post a conspicuous, permanent sign, meeting the size and color specifications set forth in subdivision two of this section, open to public view, identifying the location and hours of operation of the affiliated redemption center or mobile redemption center; and

2. The dealer provides, at a minimum, a consecutive two hour period between 7:00 a.m. and 7:00 p.m. daily whereby the dealer will accept up to two hundred forty (240) containers, per redeemer, per day, and posts a conspicuous permanent sign meeting the size and color specifications set forth in subdivision 2 of this section, open to public view, identifying those hours. The dealer may not change the hours of redemption without first posting a thirty (30) day notice; and

3. The dealer's primary business is the sale of food or beverages for consumption off-premises, and the dealer's place of business is less than ten thousand square feet in size.

G. A deposit initiator shall accept from a dealer or operator of a redemption center any empty beverage container of the design, shape, size, color, composition and brand sold or offered for sale by the deposit initiator, and shall pay the dealer or operator of a redemption center the refund value of each such beverage container as established by Section 3 of this local law. A deposit initiator shall accept and redeem all such empty beverage containers from a dealer or redemption center without limitation on quantity.

H. A deposit initiator's or distributor's failure to pick up empty beverage containers, including containers processed in a reverse vending machine, from a redemption center, dealer or the operator of a reverse vending machine, shall be a violation of this title.

I. A redeemer, dealer, distributor or redemption center shall not knowingly redeem an empty beverage container on which a deposit was never paid in New York state.

J. Notwithstanding the provisions of subdivision 2 of section 27-2009 of the NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW, a deposit initiator or distributor shall accept and redeem beverage containers as provided in this title, if the dealer or operator of a redemption center shall have accepted and paid the refund value of such beverage containers.

Section 5. Penalties.

Any person who violates any provision of this law shall be liable for a civil penalty of five hundred dollars ($500), with an additional penalty of five hundred dollars ($500) for each day during which the violation continues. Any alleged violations of this law shall be subject to an administrative hearing.

Section 6. Rules and Regulations.

The Commissioner is hereby authorized and empowered to promulgate such rules and regulations as he or she deems necessary to implement this law.

Section 7. Administrative Hearing

A. No fine shall be imposed until after a hearing has been held before the Commissioner, or his or her designee, upon at least ten (10) business days notice to the person charged with the violation.

B. Notice of the hearing shall be served upon the person charged with the violation, either personally or by certified mail, and shall contain a concise statement of the facts constituting the alleged violation or violations, as well as setting forth the date, time and place the hearing will be held.

C. The person against whom the charges are pending has the right to be heard in his or her defense and to be represented by counsel or have counsel appear on his or her behalf, and such person or the attorney for such person shall have the right to call witnesses and produce evidence on behalf of such person.

D. For the purpose of this chapter, the Commissioner, or his or her designee, may administer oaths, take testimony, subpoena witnesses and compel the production of books, papers, records and documents pertinent to the subject of the investigation.

E. A record of the hearing shall be taken and preserved and the Commissioner or his or her designee shall make a written determination of his or her findings.

Section 8 Applicability.

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

Section 9. 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 10. 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 11. Effective Date.

This law shall take effect on the ninetieth (90th) day immediately subsequent to filing in the Office of the Secretary of State.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\laws\l-enforce bottle law

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

1797

GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
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P.O. BOX 6100
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(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

DATE: September 1, 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 ENFORCE THE NEW YORK STATE RETURNABLE DEPOSIT CONTAINER LAW

SPONSOR: LEGISLATOR KENNEDY

DATE OF RECEIPT BY COUNSEL: 8/31/09 PUBLIC HEARING: 10/13/09

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

This proposed local law would authorize the Department of Consumer Affairs to enforce portions of the recently enacted expansion of the New York State Returnable Deposit Container Law (NYS ECL §§ 27-1001 through 27-1019). New York State ECL § 27-1015 allows municipalities to enforce ECL § 27-1005 and portions of ECL §27-1007.

Pursuant to the State law, this local law will require dealers of bottled beverages to accept bottle returns for the products they sell. Businesses which are not part of a chain must establish an area within their store that is dedicated to the redemption of bottles. Dealers whose primary revenue is based on the sale of food or beverages for off-premises consumption may limit the number of containers it will accept daily from each individual redeemer if they meet certain qualifications. Beginning March 1, 2010, chain businesses must provide a minimum number of reverse vending machines, based on the square footage of each location.

Additionally, this local law will require all dealers of bottled beverages to post a sign stating New York State's Bottle Bill of Rights.

This local law also requires that bottlers and distributors accept, redeem and pick up their empty beverage containers from redemption centers and dealers.

Violations of this local law shall be subject to a civil penalty of five hundred dollars ($500), with an additional penalty of five hundred dollars ($500) per day during which the violation continues. Any alleged violation of this law shall be subject to an administrative hearing prior to the imposition of fines.

This law will take effect on the ninetieth (90th) day immediately subsequent to its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-bigger better bottle law

1798

Intro. Res. No. -2009 Laid on Table 9/17/2009
Introduced by Legislator Gregory

RESOLUTION NO. –2009, AMENDING THE 2009 OPERATING BUDGET AND TRANSFERRING FUNDS TO NORTH AMITYVILLE COMMUNITY ECONOMIC COUNCIL

WHEREAS, the 2009 Operating Budget includes funds for North Amityville Community Economic Council in the Department of Economic Development and Workforce Housing; and

WHEREAS, North Amityville Community Economic Council is a not-for-profit agency that provides Suffolk County youths with a valuable service; and

WHEREAS, it is the desire of the Suffolk County Legislature to amend the 2009 Operating Budget and transfer the contracted agency North Amityville Community Economic Council and associated funding from the Department of Economic Development and Workforce Housing to the Youth Bureau; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2009 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations;

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	ECD	6410	JGA1	4980	NACEC	-$16,000

TO:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	EXE	7320	AMJ1	4980	North Amityville Comm Econ Cnl	+$16,000

and be it further

2nd RESOLVED, that the monies appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding North Amityville Community Economic Council.

DATED:

APPROVED BY:

1799

Intro. Res. No. -2009 Laid on Table 9/17/2009
Introduced by Legislator Romaine

RESOLUTION NO. –2009, AMENDING THE 2009 OPERATING BUDGET TO PROVIDE FUNDING SUPPORT FOR THE DOWNTOWN BEAUTIFICATION ORGANIZATION OF CENTER MORICHES

WHEREAS, the Downtown Beautification Organization of Center Moriches is a not-for-profit group that works closely with local commerce and the public to improve the charm and character of Center Moriches; and

WHEREAS, the Downtown Beautification Organization of Center Moriches has worked with Suffolk County on downtown beautification and renewal efforts that include improved drainage and parking, lighting upgrades and repair of sidewalks; and

WHEREAS, it is the desire of this Legislature to provide funding support for the Downtown Beautification Organization of Center Moriches; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2009 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	UNIT/ACTIVITY & OBJECT NAME	AMOUNT
001	ECD	6410	JES1	4980	Center Moriches Chamber of Commerce	-$5,000

TO:

FD	AGY	UNIT	ACT	OBJ	UNIT/ACTIVITY & OBJECT NAME	AMOUNT
001	ECD	6410	XXXX	4980	Downtown Beautification Organization of Center Moriches, Inc.	$5,000

and be it further

2nd RESOLVED, that the County Executive's Budget Office is authorized to assign an activity (pseudo) code for the Downtown Beautification Organization of Center Moriches; and be it further

3rd RESOLVED, that the moneys appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding the Downtown Beautification Organization of Center Moriches.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\IR 2009 OB Amendment Downtown Beautification Organization of Center Moriches.doc

1800

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by Legislators Alden and Schneiderman

RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. -2009, A LOCAL LAW TO REGULATE PRIVATIZATION OF COUNTY OWNED MARINAS

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 REGULATE PRIVATIZATION OF COUNTY OWNED MARINAS**" 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 REGULATE PRIVATIZATION OF COUNTY OWNED MARINAS

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 County of Suffolk operates marinas within its current inventory of park properties.

This Legislature also finds and determines that the Suffolk County Department of Parks, Recreation and Conservation oversees the operation of these marinas.

This Legislature further finds and determines that the County's marinas offer seasonal slips, launching ramps, amenities and services which can be accessed by Suffolk County boaters at a reasonable cost.

This Legislature finds that a Request for Expressions of Interest has been drafted and issued by the Department of Parks, Recreation and Conservation seeking proposals from private vendors "for the design, construction, operation and maintenance of marine facilities at Shinnecock Canal County Marina, Smith Point County Marina, Timber Point Creek County Marina and Tuthill Point County Marina."

This Legislature further finds that while privatization of public facilities is appropriate in certain instances, allowing boaters easy and affordable access to Suffolk County waters is a fundamental policy goal of this Legislature.

This Legislature further finds that a policy shift that will privatize marina facilities should not occur without adequate public input. Additionally, such privatization should only go forward after being approved by this Legislature, the policy making arm of County government.

Therefore, the purpose of this law is to require public hearings and legislative approval for any proposed privatization of County marina facilities.

Section 2. Requirements.

A) No County department, office or agency shall enter into a lease, license or other contractual agreement with any person, corporation, firm, partnership, joint venture or other entity or business organization of any kind for the private construction, operation and/or maintenance of County-owned marina facilities without the prior approval of the County Legislature pursuant to a duly enacted resolution.

B) The County Legislature shall not act on any resolution proposing the private operation of a County marina unless and until the Legislature has conducted two public hearings on the resolution and the Office of Budget Review has issued a report analyzing the subject proposal.

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (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.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\laws\l-marina privatization requirements

OFFICE OF THE COUNTY LEGISLATURE

1800

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: September 2, 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 REGULATE PRIVATIZATION OF COUNTY OWNED MARINAS

SPONSOR: LEGISLATOR ALDEN

DATE OF RECEIPT BY COUNSEL:	9/2/09	PUBLIC HEARING:	10/13/09
DATE ADOPTED/NOT ADOPTED:		CERTIFIED COPY RECEIVED:	

This proposed local law would prevent any County department from entering into an agreement with a private person or business for the private construction, operation and/or maintenance of County-owned marina facilities without prior approval from the County Legislature.

This law would also mandate two (2) public hearings and a Budget Review Office analysis of any privatization proposal prior to legislative action.

This law will be effective immediately upon its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-privatize marina requirements

1801

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

Laid on Table 9/17/09

RESOLUTION NO. -2009, ADOPTING LOCAL LAW NO. -2009, A LOCAL LAW TO PROHIBIT FALSE ADVERTISING BY UNLICENSED ELECTRICIANS AND PLUMBERS

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 PROHIBIT FALSE ADVERTISING BY UNLICENSED ELECTRICIANS AND PLUMBERS** " 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 PROHIBIT FALSE ADVERTISING BY UNLICENSED ELECTRICIANS AND PLUMBERS

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 Suffolk County has established licensing requirements for a variety of occupations.

This Legislature also finds and determines that many of these occupations, such as electricians and plumbers, provide important services to Suffolk County residents.

This Legislature finds that Suffolk County residents are often unaware of whether a selected business is licensed to perform repairs and improvements to their home.

This Legislature determines that unlicensed electricians and plumbers operating in Suffolk County are a danger to County residents who may use their services and receive substandard results.

This Legislature further finds that any unlicensed person or entity engaged in electrical or plumbing work should be subject to penalty if they falsely advertise that they are, in fact, licensed.

Therefore, the purpose of this law is to amend Chapter 275 of the SUFFOLK COUNTY CODE and clarify that false advertising by unlicensed electricians and plumbers shall be subject to penalty under the law.

Section 2. Amendments.

Chapter 275 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 275
ELECTRICIANS AND PLUMBERS

* * * *

§ 275-9. Restrictions on use of license, prohibition against false advertising.

* * * *

No holder of a license issued under this chapter shall authorize, consent to or permit the use of his license by or on behalf of any other person; and subject to the provisions of § 275-1 of this chapter, no person who has not qualified and obtained a license under this chapter shall hold himself or herself out to the public as licensed or as the holder of a license issued hereunder, either directly or indirectly, by means of signs, sign cards, metal plates, [or] stationery or in any other manner of advertising whatsoever. Nothing herein contained, however, shall be construed to prohibit the use of a license by the holder thereof for or on behalf of a partnership or corporation, provided that at least one member of the partnership or of the officers of the corporation are licensed for the same business or occupation and that all work performed by such corporation or partnership is performed by or under the direct and continuing supervision of such license holder or holders.

* * * *

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

Section 6. Effective Date.

This law shall take effect on the thirtieth (30th) day immediately subsequent to 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:

s:\laws\l-electricians-plumbers-advertising-requirements

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

1801

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: SEPTEMBER 4, 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 PROHIBIT FALSE ADVERTISING BY UNLICENSED ELECTRICIANS AND PLUMBERS

SPONSOR: PRESIDING OFFICER LINDSAY

DATE OF RECEIPT BY COUNSEL: 9/3/2009 PUBLIC HEARING: 10/13/2009

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

This proposed local law would amend Chapter 275 of the SUFFOLK COUNTY CODE to expressly state that it is unlawful for any unlicensed plumber or electrician to falsely advertise that they hold a license from Suffolk County.

Persons violating this law would be subject to existing civil and criminal penalties set forth in Chapter 275.

This law will take effect 30 days after its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-electricians-plumbers-advertising-requirements

1802

Intro. Res. No. -2009 Laid on Table 9/17/2009
Introduced by Legislator Browning

RESOLUTION NO. –2009, AMENDING THE 2009 OPERATING BUDGET TO PROVIDE FUNDS FOR THE DIABETES EDUCATION PROGRAM IN HEALTH SERVICES

WHEREAS, the 2009 Operating Budget does not include sufficient funds for the Diabetes Education Program provided by Cornell Cooperative Education (CCE); and

WHEREAS, the Diabetes Education Program is a critical program which provides direct diabetes management services, including nutritional assessment, counseling, and follow-up monitoring to the indigent population served by the County's Health Center system; and

WHEREAS, a viable diabetes education program is a required deliverable for the Prenatal Care Assistance Program (PCAP), the AIDS Drug Assistance Program (ADAP), and the Ryan White HIV grants, without which state and federal funding of over $3.6 million could be jeopardized; and

WHEREAS, it is the desire of the Suffolk County Legislature to transfer $142,487 in excess appropriations within the Department of Health Services to the Diabetes Education Program provided by Cornell Cooperative Education (CCE); and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2009 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	HSV	4100	AJK1	4980	Islip Health Center	($116,279)
001	HSV	4100	APR1	4980	SE & SW Brookhaven Clinics	($26,208)

TO:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	HSV	4100	GGW1	4980	CCE – Diabetes Prevention Program	+$142,487

and be it further

2nd RESOLVED, that the moneys appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding the Cornell Cooperative Extension Diabetes Education Program.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\CCE Diabetes.doc

1803

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

Laid on Table 9/17/2009

RESOLUTION NO. –2009, AMENDING THE 2009 OPERATING BUDGET TO PROVIDE FUNDING SUPPORT FOR IMPROVEMENTS AT WOODEDGE PARK, TOWN OF BROOKHAVEN

WHEREAS, the Town of Brookhaven is renovating Woodedge Park in Holtsville; and

WHEREAS, the renovations at Woodedge Park will include playground equipment, benches and other park enhancements; and

WHEREAS, it is the desire of this Legislature to provide funding support for renovating Woodedge Park; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2009 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	UNIT/ACTIVITY & OBJECT NAME	AMOUNT
001	ECD	6410	JEW1	4980	HOLTSVILLE CIVIC ASSOCIATION	-$10,000

TO:

FD	AGY	UNIT	ACT	OBJ	UNIT/ACTIVITY & OBJECT NAME	AMOUNT
001	ECD	6410	XXXX	4980	TOWN OF BROOKHAVEN - WOODEDGE PARK	+$10,000

and be it further

2nd RESOLVED, that the County Executive's Budget Office is authorized to assign an activity (pseudo) code for the Town of Brookhaven / Woodedge Park project; and be it further

3rd RESOLVED, that the moneys appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of renovating Woodedge Park in the Town of Brookhaven.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\IR 2009 OB Amendment Town of Brookhaven - Woodedge Park.doc

1804

Intro. Res. No. - 2009 Laid on Table 9/17/09
Introduced by Legislator Browning

RESOLUTION NO. -2009, AUTHORIZING USE OF SMITH POINT PARK PROPERTY BY ANTI-HAMPTONS, BETWEEN THE PORTS AND EVENT POWER, LONG ISLAND FOR A TRIATHLON

WHEREAS, the Anti-Hamptons, Between the Ports and Event Power (Organizations) would like to use Smith Point Park for the purpose of a Triathlon to benefit various charitable organizations in Suffolk County; and

WHEREAS, the Triathlon would be held on Sunday, August 8, 2010 between the hours of 6:00 a.m. and 1:00 p.m.; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Four Hundred Dollars ($400.00), payment of which shall be guaranteed by the Organizations; and

WHEREAS, a Certificate of Insurance and accompanying declaration page naming Suffolk County as an additional insured will be provided by Event Power; now, therefore be it

1st **RESOLVED**, that the use of County-owned property, Smith Point Park in Shirley, by Anti-Hamptons, Between the Ports and Event Power, in consideration of the payment of Four Hundred Dollars ($400.00), for the purpose of holding a Triathlon on August 8, 2010, between the hours of 6:00 a.m. and 1:00 p.m. is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance and accompanying declaration page naming Suffolk County as an additional insured by the County of Suffolk from Event Power and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Human Resources, Personnel, and Civil Service; and be it further

2nd **RESOLVED**, that before this event shall be permitted to occur, the Organizations must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(B) of the Suffolk County Code; and be it further

3rd **RESOLVED**, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, and the County Department of Public Works is hereby authorized, empowered and directed, under Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to take such measures, either alone or in conjunction with each other, as shall be necessary and appropriate to facilitate the hosting of the fund drive for the benefit various charitable purposes; and be it further

4th **RESOLVED**, that the Organizations shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s/res/2009/triathlon 2010 smith point park

Introductory Resolution No. 1805-09 Laid on Table 9/17/09

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
CHARLES A. GARDNER
0102-004.00-01.00-087.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Babylon, 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 0102, Section 004.00, Block 01.00, Lot 087.000, and acquired by tax deed on June 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009, in Liber 12590, at Page 413, and otherwise known as and by Incorporated Village of Babylon, Town of Babylon, Filed Map No. 758 Blk 1 Lots Pt 11A and All 12C and 12D; 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 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009 in Liber 12590 at Page 413.

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, CHARLES A. GARDNER has made application of said above described parcel and CHARLES A. GARDNER has paid the application fee and $40,430.28, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2008; and

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

2nd - **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to CHARLES A. GARDNER, 117 Cockonoe Avenue, Babylon, New York 11702, 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.I

COMPUTATION [redacted] SUFFOLK COUNTY TREA[redacted]ER

1805

DISTRICT	SECTION	BLOCK	LOT
0102	004.00	01.00	087.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	$9,134.69
2005/06	$9,775.19
2006/07	$9,389.19
2007/08	$8,974.59

2008/09 TAXES IN THE AMOUNT OF $7114.98 NOT INCLUDED IN COMPUTATION

TOTAL: $37,273.66

B. INTEREST DUE	$1,231.37
C. TOTAL	$38,505.03
D. 5% LINE C	$1,925.25
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $40,430.28

7/1/09

CERTIFICATION BY COUNTY TREASURER

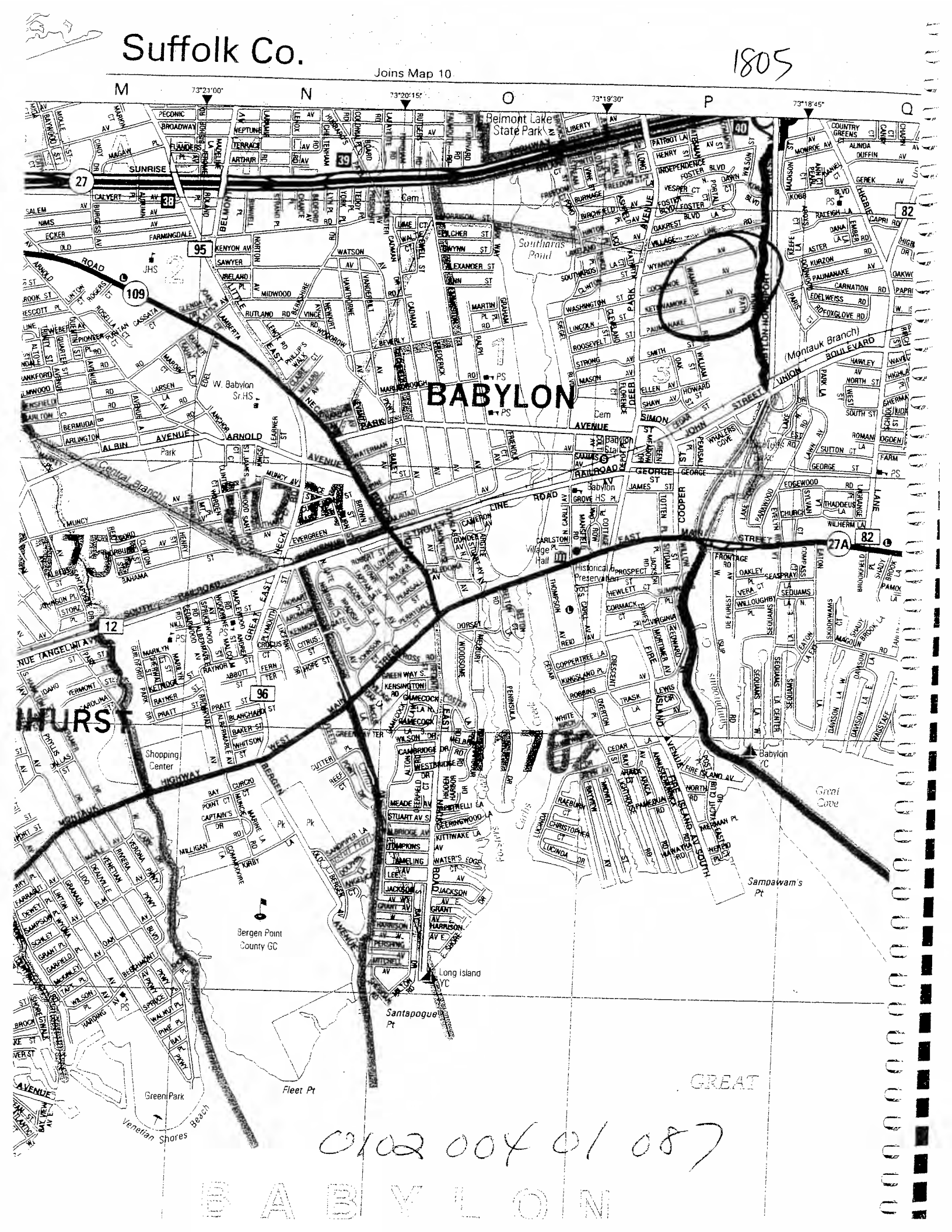
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

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-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/27/09

TS



0102 004 01 087

SUFFOLK COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE REAL PROPERTY TAX SERVICE AGENCY.

SCALE IN FEET: 100 0 100 200

MAP 0005

DISTRICT NO 0102

PROPERTY MAP

CONVERSION DATE: Feb. 06, 1997

			NORTH	EAST
1.	S04°03'54"W	137.50'	177,755.00	2,189,891.00
2.	S05°26'25"E	54.38'	177,671.00	2,189,899.00
3.	S32°54'15"W	30.25'	177,654.00	2,189,888.00
4.	DUE SOUTH	13.00'	177,635.00	2,189,888.00
5.	S39°10'44"W	48.70'	177,589.00	2,189,872.00
6.	S07°40'01"E	52.47'	177,537.00	2,189,879.00
7.	S24°34'02"E	76.97'	177,467.00	2,189,911.00
8.	S17°06'10"W	37.20'	177,441.00	2,189,900.00
9.	S15°45'04"W	40.52'	177,402.00	2,189,892.00
10.	S03°10'47"E	38.03'	177,364.00	2,189,893.00
11.	S04°51'52"E	47.17'	177,317.00	2,189,897.00
12.	S11°18'36"W	20.40'	177,317.00	2,189,893.00
13.	S06°30'20"W	114.74'	177,203.00	2,189,880.00
14.	S22°06'24"E	74.54'	177,171.00	2,189,893.00
15.	S07°46'55"W	102.36'	177,069.00	2,189,879.00
16.	S01°35'28"E	72.03'	176,997.00	2,189,881.00
17.	S36°52'12"W	45.00'	176,961.00	2,189,854.00
18.	S12°05'41"W	128.86'	176,835.00	2,189,827.00
19.	S12°43'06"E	295.24'	176,547.00	2,189,892.00
20.	S17°21'14"W	150.87'	176,403.00	2,189,847.00
21.	S23°39'47"W	97.17'	176,314.00	2,189,808.00

0102 004 01 087

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: 100 0 100 200

KEY MAP

0100 -162 | 003 | 004 | DIST. 0500

TOWN OF BABYLON

VILLAGE OF BABYLON

SECTION NO 004

Introductory Resolution No. 1806-09 Laid on Table 9/17/09

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 WILLIAM and JENIPHER QUINTANILLA (SCTM NO. 0100-112.00-01.00-036.001 & 036.002)

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 112.00 Block 01.00 Lot 036.001 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 designate as Lots E 10' Lot 3173, W 5' 3177 All 3174, 3175, 3176 on a certain map entitled "Map of Belmont Parkway Est.", and filed in the Office of the Clerk of the County of Suffolk on April 15, 1927 as Map No. 700 Sec. 5; and

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 112.00 Block 01.00 Lot 036.002 and acquired by Tax Deed on June 22, 2006 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 28, 2006 in Liber 12457 at Page 34 and described as follows, Town of Babylon, known and designate as p/o Lots 3173-3177 on a certain map entitled "Map of Belmont Parkway Est.", and filed in the Office of the Clerk of the County of Suffolk on April 15, 1927 as Map No. 700, Sec 5; 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, William Quintanilla and Jenipher Quintanilla, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $4500.00. 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 $4500.00, 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 $4500.00, 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 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 William Quintanilla and Jenipher Quintanilla, 19 Prairie Drive, North Babylon, New York 11703.

DATED:

APPROVED BY

_____

County Executive of Suffolk County

Date of Approval:

1806

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. 0100-112.00-01.00-036.001 & 036.002

ADJOINING OWNER	BID	BID	BID
William & Jenipher Quintanilla 19 Prairie Drive North Babylon, New York 11703 0100-112.00-01.00-034.000	$4500.00		
Deerland Realty LLC 15A Prairie Drive North Babylon, New York 11703 0100-112.00-01.00-037.000	$0		
Giuseppe Pizzuto 23 Prairie Drive North Babylon, New York 11703 0100-112.00-01.00-033.001	$0		
SCS Properties LLC 1476 Deer Park Avenue North Babylon, New York 11703 0100-089.00-03.00-045.002	$0		

SIZE OF PARCEL: 75' x 82'
APPRAISED VALUE: $4500.00
COMMENT: Direct Sale to Adjacent Owner

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

1806

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

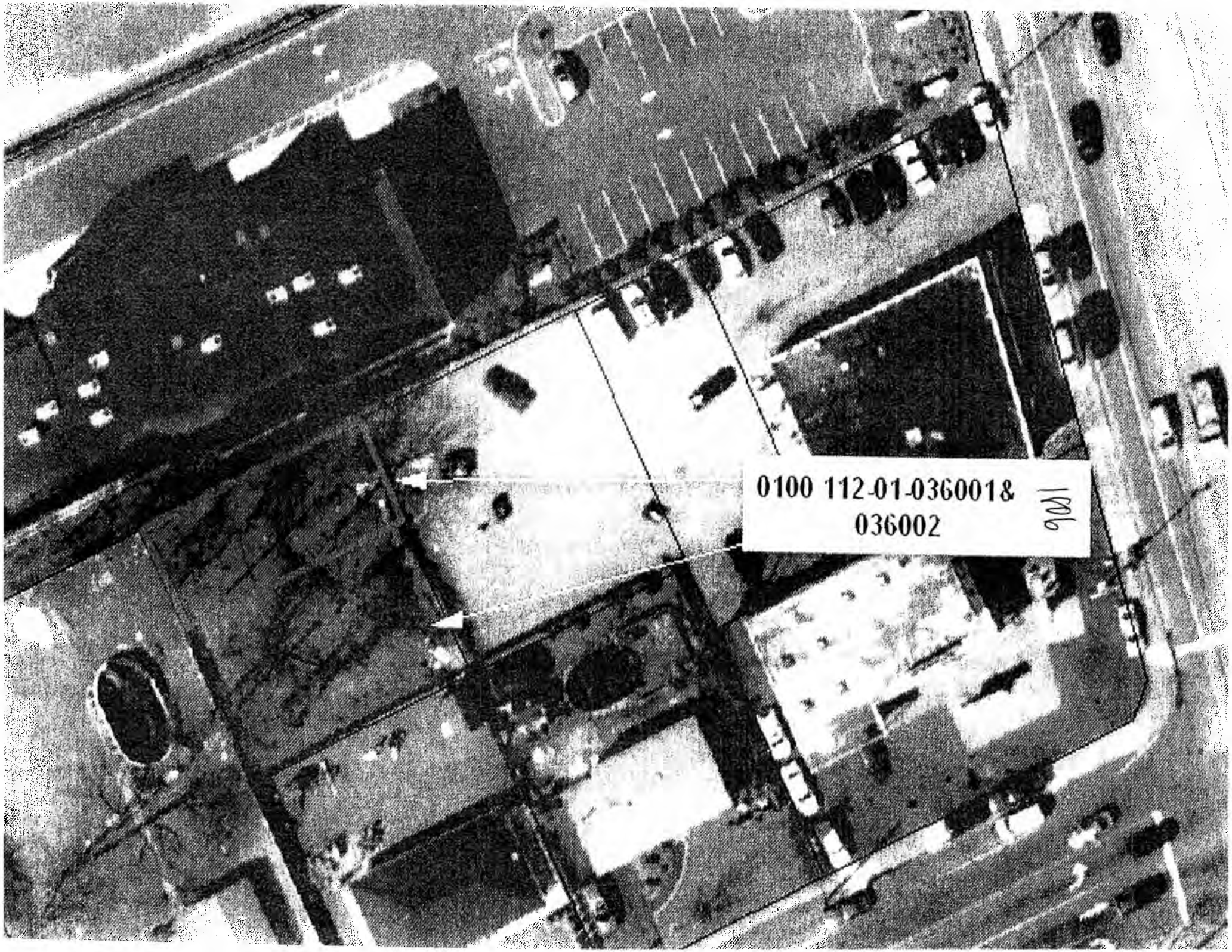
   None

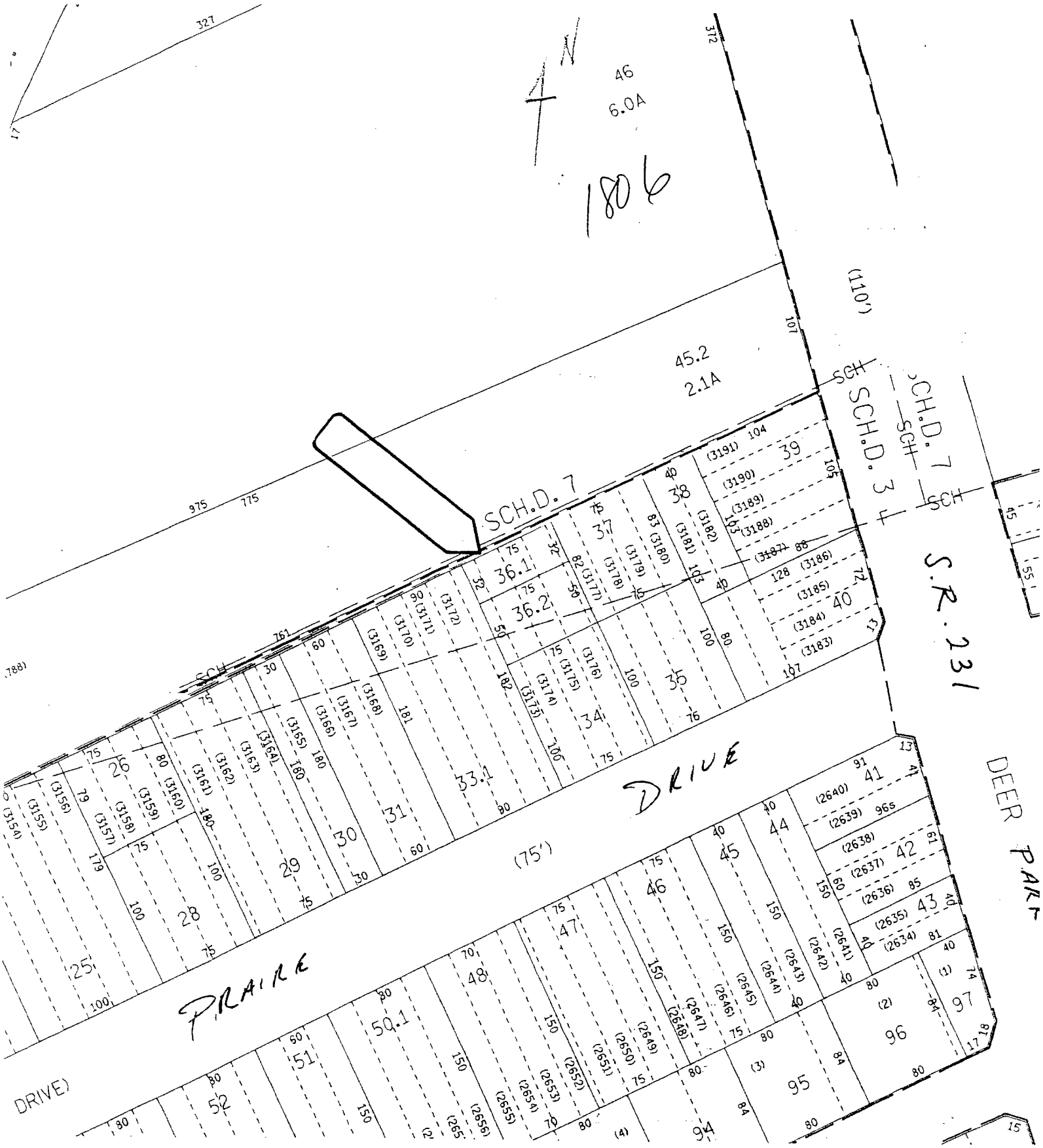
9. Timing of Impact

   2009

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

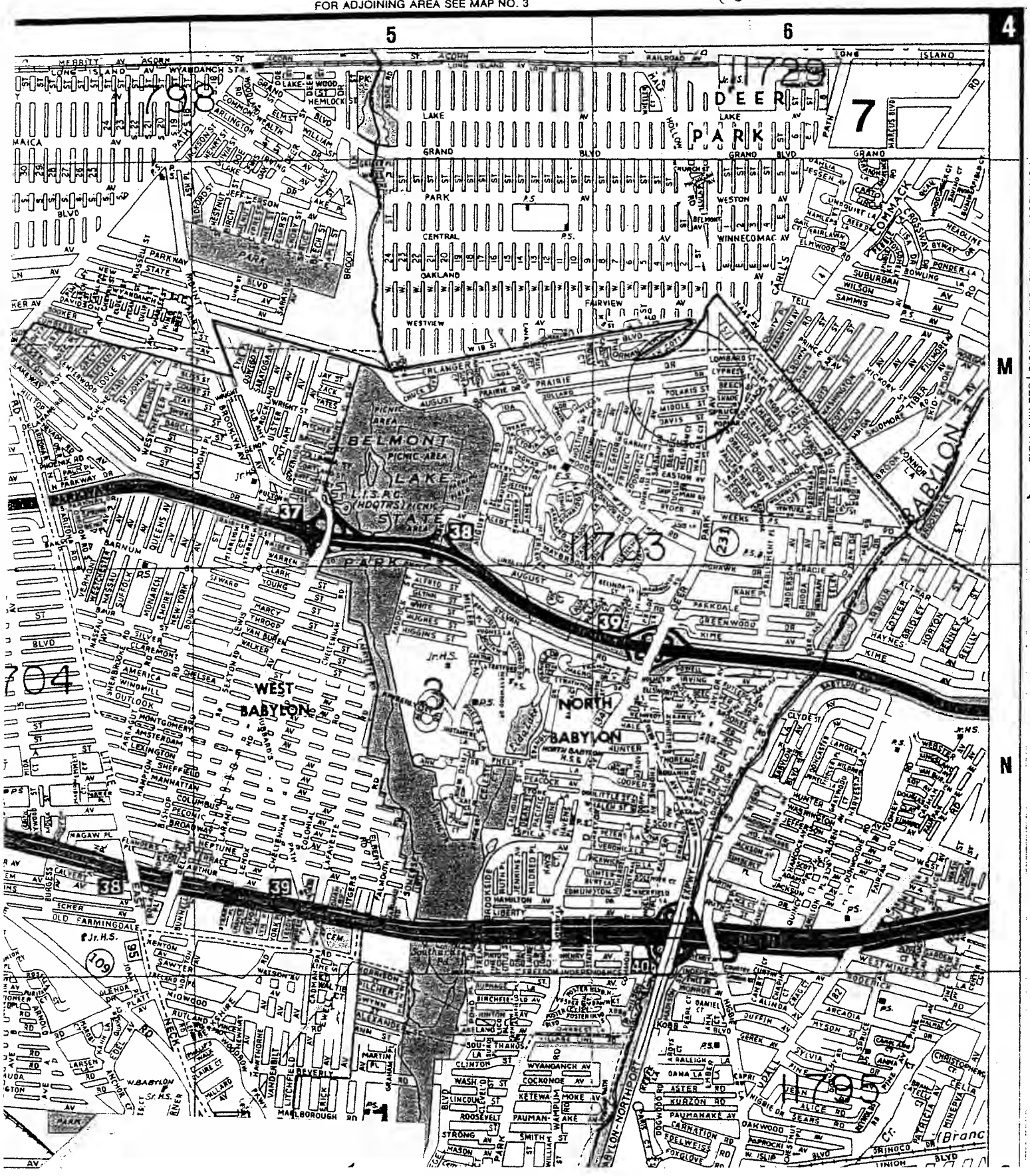
    Lori Sklar- LMS III | Lori Sklar | 7/10/09


0100 112-01-036001&
036002



100 — 112 — 01 — 036.001

1806



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COUNTY OF SUFFOLK

1806

OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

PAMELA J. GREENE
DIVISION DIRECTOR

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

CARRIE MEEK GALLAGHER
COMMISSIONER

July 10, 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: 0100-112.00-01.00-036.001 & 036.002

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
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 1807-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF ARLENE STEVENS AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Arlene Stevens expired July 26, 2005; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Arlene Stevens as a member of the Senior Citizens Advisory Board for a term of office expiring July 26, 2011, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

ARLENE D. STEVENS

BACKGROUND: I am listing below some of my community involvement:

I have worked for several non-profit organizations assisting with feeding and clothing young, elderly and homeless people in need. I have also been involved with fundraising for various organizations.

I am currently a board member of the Suffolk County Senior Citizens Advisory Board, Town of Brookhaven Senior Citizens Advisory Commission and the Selden/Centereach Youth Association on which I serve on the Finance, Audit, Rules and Scholarship Committees. I have served on the Bretton Woods Homeowner's Association as Secretary, member of the Finance, and Insurance Committees as well as a board member and Secretary of Mooney Pond Area Utilities, Inc. a public service utility.

I directed a not-for-profit Coffee House in Port Jefferson Station. I have coordinated several special events in the Long Island Community. In the past I have done research for grants and in-kind donations for non-profit organizations.

I will bring to this position knowledge in both the financial and business sector. I am a Certified Paralegal and my husband and I owned and operated an Investment Banking Firm for over 30 years, plus having a Consulting firm that serviced Pension, Profit Sharing and Deferred Compensation Plans.

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **XX** Local Law _____ Charter Law

2. Title of Proposed Legislation

APPROVING THE REAPPOINTMENT OF ARLENE STEVENS AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes** **No XX**

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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

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

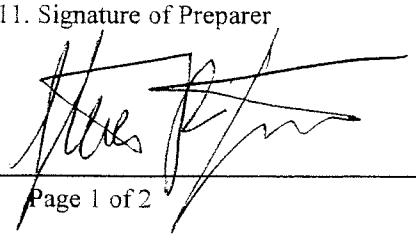
THERE IS NO FISCAL IMPACT, THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

8. Proposed Source of Funding

THERE IS NO PROPOSED FUNDING SOURCE

9. Timing of Impact

THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Res. No 1808-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF CAROLYN GALLOGLY AS A MEMBER AND CHAIRPERSON OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Carolyn Gallogly expired July 26, 2007; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Carolyn Gallogly, residing in Bayport, NY 11705, as a member and Chairperson of the Senior Citizens Advisory Board for a term of office expiring July 26, 2010, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

Carolyn Gallogly Ph.D.

Bayport, N.Y., 11705

Education

Ph.D, School of Social Welfare, Stony Brook University, 2008.
M.A. The University of Michigan, 1977. Educational Gerontology.
Specialist in Aging Certificate, Institute of Gerontology, University of Michigan, 1977.
B.A. St. Mary-of-the-Woods College, Indiana, 1970. Major in English. Certification for Secondary Education.

Professional Experience

2009-Present: Suffolk Campus Director of M.S. in Human Services Management and Leadership
2005-Present: Department Chairperson, Community Health and Human Services

1. Coordinate Academic Review of Department.
2. Schedule courses for Department.
3. Advise continuing students.
4. Work in partnership with Associate Chairperson at Brooklyn Campus.
5. Coordinate placement of students in internships, and facilitate Independent Studies.
6. Represent Department at Academic Development meetings, Department Chairperson's meetings, Diversity Committee meetings, Intra College Council meetings, and Advisory Council meetings.
7. Maintain network of affiliations and relationships with health and human service agencies on Long Island.
8. Elected to membership of St. Joseph's College Curriculum Committee. Serve on College Internal Diversity Committee, External Diversity Committee, and Assessment Committee.

2005-Present: Assistant Professor, Department of Community Health and Human Services

Teach various courses in the Department including: Gerontology, Psychology of Aging, Programs and Resources in Aging, Human Sexuality, Community Health and Human Services, Human Service Delivery System, International Health Systems, Community Health, Human Services and the Liberal Arts. Courses from other areas include: Adults in Transition, Critical Thinking for Professionals, Administration and the Liberal Arts, and Rainbow of Voices (Multicultural Literature.)

1994-Present: Director of Accelerated Weekend College, School of Professional and Graduate Studies *(formerly Adult and Professional Education)*

1. Wrote original proposal for New York State Department of Education.
2. Coordinate scheduling for this trimester program.
3. Hire and evaluate faculty.

1994-2004: Associate Dean, School of Adult and Professional Education, St. Joseph's College*
1988 -1994: Assistant Dean, Division of General Studies, St. Joseph's College*
1986 - 1988: Assistant to the Dean* *(The asterisk applies to all of the following responsibilities.)*

1. Coordinated Admissions and Recruitment, School of Adult and Professional Education, Patchogue.
2. Trained academic advisors.
3. Assisted Advancement Office with creation of promotional materials and advertising.
4. Coordinated distribution of promotional materials including purchasing mailing lists, ordering from printers, contracting with mailing houses. (Usual bulk mailing was 80,000+.)
5. Worked with Student Services office in providing adult-specific services and programs.

1979 - 2005: Preceptor in Community Health, St. Joseph's College.

1. Taught part time for Adult and Professional Education.
2. Wrote proposals for N.Y. state approved certificate programs in Gerontology, Health Counseling, Health Instruction, Staff Development, Data and Information Processing, Leadership and Human Resources Development.

Professional Gerontological Activities

1990 - Present: Founding member of Gerontology Professionals of Long Island and Editor of Prime Lines, the newsletter of the organization. Designed and launched website for organization in 2007.

1987 - Present: Board Member, Suffolk County Senior Citizens Advisory Board. (Appointed by County Executive and approved by Suffolk County Legislature.) Currently serving as Chairperson.

2007-Present: Committee Member, Accessible Long Island Project

2004-2006: Committee member, Taskforce for Creative Retirement.

1985 – 1992: Vice President for the Board of the Golden Showcase for Elder Craftsmen, a not-for-profit.

Prior Professional Experience

1978 – 1983: Adjunct Instructor, Suffolk County Community College. (Gerontology)

1979 – 1980: Coordinator, Long Island Creative Learning Program, an educational program administered by LIRACHE for older adults.

1978 – 1979: Coordinator, Title IVA, Older Americans Act grant. (Wrote proposal and coordinated three training programs for agency staff and older adults in Suffolk County.)

1977: Research Assistant, International Task Force on Lifelong Learning, University of Michigan. Gerontology Intern, Schoolcraft College, Livonia, Michigan.

1974 – 1976: Teacher, Researcher, Author. Ford Foundation grant. St. Mary Center for Learning, Chicago, Illinois.

1970 – 1974: Teacher, Publications Advisor. Nazareth Academy, LaGrange Park, Illinois.

Professional Activities and Publications

2008: Presented research in a symposium at Gerontological Society Meeting, National Harbor, MD. "Finding a Metaphor for Spousal Dementia Caregiving."

2008: Presented research at State Society on Aging for New York, 36th Annual Conference at Saratoga Springs, NY. "The Tipping Point in Spousal Dementia Caregiving."

2007: Presented poster at Gerontological Society Meeting, San Francisco. "Medical Interactions as a Source of Stress for Dementia Caregivers."

2005: Book Review published in Affilia: Journal of Women and Social Work, Vol. 20, Number 10.

1990-Present: Editor of Prime Lines, the official publication of the Gerontology Professionals of Long Island. As editor, I also wrote most of the content for the issues during this time period.

1978: "Lifelong Learning Within the Nursing Home," Lifelong Learning: The Adult Years, (Adult Education Association), December, 1978.

1976: Co-author of Me and My TV, Journalism Education Association, 1976.

Professional Memberships

Gerontological Society of America

American Society of Aging

Community Service

2007-Present: Active advisory person and supporter of BULA, *Better Understanding of Life in Africa*

1997-2003: Board Member, Grant Writer, and Editor of Newsletter, Society for Encouraging the Arts in Bayport-Blue Point Schools.

1994-1996: President, PTSA, Bayport-Blue Point High School.

1987-1993: Teacher, Our Lady of the Snow Religious Education Program.

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **XX** Local Law _____ Charter Law

2. Title of Proposed Legislation

APPROVING THE REAPPOINTMENT OF CAROLYN GALLOGLY AS A MEMBER AND CHAIRPERSON OF THE SENIOR CITIZENS ADVISORY BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes** ___ **No XX**

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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

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

THERE IS NO FISCAL IMPACT, THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

8. Proposed Source of Funding

THERE IS NO PROPOSED FUNDING SOURCE

9. Timing of Impact

THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Res. No 1809-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF ELIZABETH EGGLETON AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Elizabeth Eggleton expired July 26, 2009; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Elizabeth Eggleton as a member of the Senior Citizens Advisory Board for a term of office expiring July 26, 2012, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1809

1. **PROFESSIONAL PROFILE**

Elizabeth Eggleton, Ph.D.
SURROGATE FOR FAMILY

Smithtown, NY 11787-4250

2. **ADMINISTRATIVE AND FACULTY EXPERIENCE**

A. Position and Title:

Managing Director, Surrogate For Family Provision of services to frail senior citizens living alone, includes activities of daily living assessments, daily money management, medical claims/paperwork, referrals and placement of support services, home inspection for safety and mobility management, with optional monitoring of in-home service providers. 1988 - present

Associate Director, Center On Aging, L.I.U./C.W. Post 1996 - present

Adjunct Professor - LIU/C.W. Post Dept. of Health Care & Public Admin. 1991 - present

Court Evaluator/Guardian Appointments, S.C. Supreme Court Part VI 1997 - present

Project Director - Babylon Home Sharers Senior Housing Program 1988 - 1998

B. Selected Academic Experience:

Teaching - L.I.U./C.W. Post - HC & Public Administration Dept. 1991-present

Teaching - Gerontology Certificate Program Suffolk Community College, NY 1991

Lectures, Gerontology/Senior Housing: St. Joseph's College and Nassau County Dept. of Senior Citizens Affairs

3. **ACADEMIC DEGREES**

Ph.D., Health Administration, Kennedy-Western University, Thousand Oaks, Ca. 2000

MPA, with honors, Gerontology Administration Award, L.I.U./C.W. Post 1990

CASG, (Certificate of Advanced Studies in Gerontology) L.I.U./C.W. Post 1988

B.S. Health Administration, (with honors) St. Joseph's College, Patchogue NY 1985

Associate Degree in Science, University of the State of New York, (Health) 1979

4. **AREAS OF EXPERTISE AND SPECIALIZATION**

Gerontology and Community Care Planning, Functional Assessments & Policy Development for Frail Older Adults

Health Care Administration - Community Services Planning - Health Promotion and Home Safety Analysis

Article 31 of the NY State Mental Hygiene Law as Court Evaluator & Guardian

5. **PROFESSIONAL AND ACADEMIC ASSOCIATIONS**

Suffolk County Senior Citizens Advisory Board - Membership

County Executive and Legislative Appointment with Re-appointments 1997 - present

American Association of Daily Money Managers AADMM 1998 - present

Smithtown Tenant Selection Committee Member 1996 - present

5. **PROFESSIONAL AND ACADEMIC ASSOCIATIONS, CONTINUED**
Gerontology Professionals of Long Island, (GPLI) Founding President, Continuing Membership 1990 - present

6. **RESEARCH FOCUS AND PROJECTS**
Community Surveys of senior groups re: Affect of Personal Control Behaviors on Independence and Successful Aging
Doctoral Dissertation - **Late Life Survivorship - The Impact of Personal Control Behaviors on Independence and Successful Aging among AIPs in Guardianships**
Public Policy & Aging Issues, Health Promotion - Community Care Continuum and Housing for Senior Citizens

7. **SELECTED PUBLICATIONS**
"Practical Considerations for Maintaining Independence among Individuals with Functional Impairment" Giffords, E.D.,DSW, Eggleton, E., PhD. (In Print: The Gerontological Journal of Social Work) 2005
Personal Anxiety and Social Angst: On Managing the Dual Distresses of Old Age Giffords, E.D., Nathanson, I., Eggleton, E. NASW Newsletter 2005
"A Gerontological View of Capacity" Guardianship Practice in New York State, Volume Two. NYS Bar Association 2004, Update July 2009

8. **PROGRAM AND WORKSHOP PRESENTATIONS**
National Association of Social Workers, NYS Chapter Mental Health Grant Training Institute, Brookville, NY Paper presented at all day conference: Personal Anxiety and Social Angst: On Managing the Dual Distresses of Old Age. April 2005
Brookdale and C.W. Post Center On Aging: **Half Day Medicaid Trainings** 2000 - 2005
Center On Aging **HEAL** project **(Health Ethics Action Leadership)** with Law Office of Beth Poiner Abrahams Esq. **"Legal Issues in the Continuum of Care"** Nov. 16,1996
Huntington Senior Club (Melville Unit) "The New Aging" presentation 2005

9. **CONSULTING ACTIVITIES**
NYS Supreme Court, S.C. Part VI, **Court Evaluator & Guardianship Appointments** Central Islip, NY. 1997 - present
Registered with OCA (Office of Court Administration) (every 2 years) 1997 - 2011
Center On Aging, L.I.U./C.W. Post **Associate Director** 1996 - present
Town of Babylon, NY Babylon Home Sharers Program, Project Director 1988 - 1998 **(Township Consulting Contract)**

10. **CONTINUING EDUCATION**
Continuing Legal Education Article 81 of the New York State Mental Hygiene Law, Guardianship/Court Evaluator S.C. Bar Association CLE's (every 2 years) 1995 - 2009
Office of Court Administration (OCA) Continuing Education Requirement
New York State Life & Health Insurance License (LTC Insurance) 2004 - present

1809

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution XX Local Law ____ Charter Law

2. Title of Proposed Legislation

APPROVING THE REAPPOINTMENT OF ELIZABETH EGGLETON AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes ___ No XX**

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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

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

THERE IS NO FISCAL IMPACT, THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

8. Proposed Source of Funding

THERE IS NO PROPOSED FUNDING SOURCE

9. Timing of Impact

THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Res. No 1810-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF CHRISTINE CASTIGLIA-RUBINSTEIN AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Christine Castiglia-Rubinstein expired July 26, 2009; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Christine Castiglia-Rubinstein as a member of the Senior Citizens Advisory Board for a term of office expiring July 26, 2012, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1810

Christine T. Castiglia-Rubinstein

Castiglia-Rubinstein & Associates

Melville, NY 11747

Summary:

Experienced Senior Advocate in private practice since 2005. Areas of practice include Estate Planning, Elder Law, and Personal Injury. Established broad-based initiative for identifying seniors in need and connecting them with care and nursing services. Presently Special Legal Counsel to HPC US FUND, an International Commercial Real Estate Fund.

Objective:

To further my service to the geriatric populations of Long Island through appointment to the Suffolk County Senior Citizen's Advisory Board.

Professional Experience:

2005 – present	Castiglia-Rubinstein & Associates – Private Practice	*Melville, NY*
2002 – 2005	Rahmanan, Ascher, & Castiglia-Rubinstein – Partner	*New York, NY*

Professional Accreditations:

2002 – present	Member, American Trial Lawyers Association (ATLA)
2002 – present	Member, American Bar Association
2002 – present	Member, Suffolk County Bar Association
2005 – present	Member, National Network of Estate Planning Attorneys (NNEPA)
2006 – present	President, Kids for a Better Community
2006 – present	Member, Suffolk County Elder Law Committee

Education:

1999 – 2002	Graduate, Touro Law School	*Huntington, NY*
1992 – 1996	Graduate, Stony Brook University	*Stony Brook, NY*
1987 – 1992	Undergraduate, Stony Brook University	*Stony Brook, NY*
1986 – 1987	Undergraduate, Dowling College	*Oakdale, NY*

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1810

1. Type of Legislation Resolution **XX** Local Law _____ Charter Law
2. Title of Proposed Legislation APPROVING THE REAPPOINTMENT OF CHRISTINE CASTIGLIA-RUBINSTEIN AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD
3. Purpose of Proposed Legislation SEE NO. 2 ABOVE
4. Will the Proposed Legislation Have a Fiscal Impact? **Yes** ___ **No XX**
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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. THERE IS NO FISCAL IMPACT, THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD
8. Proposed Source of Funding THERE IS NO PROPOSED FUNDING SOURCE
9. Timing of Impact THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Res. No 181-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF GENE PRITZ AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Gene Pritz expired July 26, 2007; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Gene Pritz as a member of the Senior Citizens Advisory Board for a term of office expiring July 26, 2010, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1811

GENE PRITZ
Senior Affairs Consultant
St. James. NY 11780 Email: epritz@aol.com

Gene is a veteran of the corporate world; his business background ranges from Publishing, Research, Supermarkets, Retailing, Management and Executive Placement. He conducts Programs, Seminars and Special Projects for a variety of Companies and Organizations. He was Vice President, Trade Relations for a Division of Time Inc., a member of the Marketing Task Force responsible for the concept and introduction of People Magazine, as well as a member of the original Universal Product Code Task Force.

He had been Host of News 12 Long Island's "The Best Years" for over 12 years. Gene originally brought the concept of this program for seniors to News 12. The program was dedicated to educating the over 50 public through his involvement with the AARP, The Offices of Aging, and as Director of Community Relations for the publication "50 plus ***Lifestyles***". He serves as Senior Affairs Consultant to Cablevision New York, as well as consultant to other media organizations.

He has been an active member of the AARP since 1985 years. During that time, Gene has been Assistant State Coordinator for the following AARP programs: Retirement Planning, Employment Planning, Work Force, and State Training Program, as well as a member of the State Leadership Council. He served for over 2 years as State Communications Coordinator. At present he is a volunteer with the Driver Safety program. Project Specialist-Consumer Affairs and works with the staff of AARP Bulletin and other local publications.

Gene has been a member of the Senior Advisory Board of the American Express Company, and presently serves on several Advisory Boards; including Suffolk County Legislatures Office for the Aging, Suffolk County Legislatures Senior Task Force and Public Broadcasting's WNET 13, WLIW 21, and the National Board (APTS). He is a graduate of the Suffolk County Citizens Police Academy and works with many other organizations, including the Suffolk County Legal Aid Society.

He has a BBA from CCNY's, Bernard Baruch School of Business Administration. He has taken graduate courses at several Universities as well as lecturing and conducting programs at Colleges and Universities. He helped develop and then taught a seminar for business executives at the University of Southern California's Graduate School of Business Administration.

He and his wife Anne, are both active in Community Affairs, as well as doing volunteer work with many Organizations. Gene balances a busy schedule as TV Host, TV Guest Consultant, AARP volunteer and guest speaker on important issues that effect our aging population. They relax by reading, attending the theatre, and spending as much time as possible with their grand daughter.

Free Lance Reporter - Media Consultant - Suffolk County Citizens Police Academy
Suffolk County Legislature –Special Task Force - Suffolk County Office for the Aging – Advisory Board
50 plusLifestyles– Director of Community Relations - AARP – Project Specialist – Advocacy - Speakers Bureau
Member Association of Public Television Stations: WLIW21 - WNET13– Community Advisory Board
Fairfield at St. James –V.P. Board of Directors

181

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **XX** Local Law _____ Charter Law

2. Title of Proposed Legislation

APPROVING THE REAPPOINTMENT OF GENE PRITZ AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes** ___ **No XX**

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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

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

THERE IS NO FISCAL IMPACT, THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

8. Proposed Source of Funding

THERE IS NO PROPOSED FUNDING SOURCE

9. Timing of Impact

THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Res. No 1812-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF CHRISTINE SHIEBLER AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Christine Shiebler expired July 26, 2005; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Christine Shiebler as a member of the Senior Citizens Advisory Board for a term of office expiring July 26, 2011, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

CHRISTINE R. SHIEBLER, ESQ.
Sarisohn Law Partners, LLP

Commack, NY 11725

Education:

Boston University School of Law, Boston, MA
J.D., May 1993
Activities: Appellate Moot Court Competition, B.U. Negotiations Competition, Women's Law Association
Clinic: Legislative Services - drafted child support enforcement legislation for Massachusetts State Senator

Colgate University, Hamilton, NY
B.A., May 1990 Major: History Minor: Asian Studies
Honors: Dean's List; John D. Labelle Scholarship
International Program: Colgate China Study Group, Spring 1989

Professional Associations:
New York State Bar Association - Member of the Elder Law and Trusts & Estates Sections
Suffolk County Bar Association - Member of the Elder Law Committee and Surrogate's Court

Experience:

Sarisohn Law Partners, LLP - Commack, NY
Partner
Partner in charge of five attorney elder laws and Trusts and Estates practice. Engaged in elder law, estate and retirement planning and litigation. Associate attorney 1995-1997. Partner 1998 - Present.

Joseph Imbasciani, Esq. - Melville, NY
Associate Attorney
Prepared and executed documents for estate plans including inter vivos trusts, irrevocable trusts, wills, power of attorney, living wills, and health care proxies. Probate and administration proceedings in Surrogate's Courts of Nassau, Suffolk and Queens counties. Prepared for house closings. Extensive preparation of deeds and ancillary forms for property transfers. Initiated contested divorce actions. September 1994 - December 1995.

Legal Concepts Company - Melville, NY
Lecturer
Taught seminars for management. Topics covered were the Americans With Disabilities Act and Sexual Harassment. Attendees were from Long Island hospitals, universities and industry. September 1994 - May 1995.

1812

Nassau/Suffolk Law Services Committee: Pro Bono Project - Islandia, NY
Attorney Volunteer
See work below as Legal Intern. April 1994 - September 1994.

Office of the Attorney General: Criminal Bureau - Boston, MA
Legal Intern
Conducted research and drafted memos for a wide variety of criminal law issues for both prosecutorial proceedings and inter-office use. Prepared cases for trial and developed trial strategy. Collected and prepared evidence for trial. Developed training material for in-office training sessions. January 1993 - April 1993.

Nassau/Suffolk Law Services Committee - Islandia, NY
Legal Intern
Worked in both the Civil Project and Domestic Violence projects. Created the necessary documents for contested and uncontested divorce actions. Prepared for and attended court conducted matrimonial inquests. Drafted and reviewed separations agreements. Aides clients with Family Court hearings. Drafted legal memoranda for pro se landlord/tenant clients. Summer 1992. August 1993 - February 1994.

Boston Public Facilities Department - Boston, MA
Legal Intern
Prepared legal memos regarding architectural access and municipal liability. Prepared loan documents for low-income housing development. Began preparations for litigation. October 1991 - April 1992.

National Trust for Historic Preservation/Northeast Regional Office - Boston, MA
Legal/Administrative Intern
Edited and updated Federal public planning and responsibility handbook designed for use by rural communities and organizations. Summer and Fall 1991.

1812

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **XX** Local Law _____ Charter Law

2. Title of Proposed Legislation

APPROVING THE REAPPOINTMENT OF CHRISTINE SHIEBLER AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes ___ No XX**

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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

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

THERE IS NO FISCAL IMPACT, THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

8. Proposed Source of Funding

THERE IS NO PROPOSED FUNDING SOURCE

9. Timing of Impact

THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Res. No 1813-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, APPROVING THE REAPPOINTMENT OF CHESTENE COVERDALE AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

WHEREAS, Chapter 158-2(B) of the SUFFOLK COUNTY CODE provides for the appointment of no less than ten (10) members to the Suffolk County Senior Citizens Advisory Board consisting of representatives of agencies operating senior citizens' programs and of the general public; and

WHEREAS, the term of office of Chestene Coverdale expired July 26, 2005; now, therefore be it

RESOLVED, that the County Executive of Suffolk County has reappointed Chestene Coverdale as a member of the Senior Citizens Advisory Board for a term of office expiring July 26, 2011, be and the same hereby is approved.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1813

CHESTENE COVERDALE

Bayport, New York 11705

EDUCATION

- Delaware State University, Delaware
  B.A. in Health, Physical Education, and Recreation
  Minor in Elementary Education
- Columbia University, New York – Graduate Courses
- C.W. Post, New York – Graduate Courses
- Dowling College, New York – Graduate Courses
- Columbia University, New York – M.A. in Elementary Education

CERTIFICATION

- Permanent Teaching Certificate in Elementary Education (Nursery School–Grade 6. #214345562)
- Permanent Teaching Certificate in Physical Education & Health (Nursery School–Grade 12. #214345562)

PROFESSIONAL ORGANIZATIONS

- New York State Middle School Associations
- New York State United Teachers Association (NYSUT)
- Long Island Minority Education Association

PROFESSIONAL EXPERIENCE

- Supervisor of Student Teachers, Present
  Dowling College
- 6th Grade Teacher, September 1976–1991
  Mount Sinai School District
- K–6th Grade Physical Education and Physical Hygiene Teacher, September 1964–1976
  Center Moriches School District
- 7th–12th Grade Physical Education and Physical Hygiene Teacher, September 1959–June 1964
  Centereach-Selden School District

JOB RELATED PROFESSIONAL EXPERIENCE

- Facilitator and Consultant for NYSUT's Children at Risk program, School-Community Relations program and Conflict Resolution
- Chairperson of District-wide Human Relations Committee, Mount Sinai School District
- Member of District-wide Middle School Organization, Mount Sinai School District
- Member of New York State Teachers Tenure Hearing Panel (3040A hearing)

COMMUNITY SERVICE

- Executive Director of The Greater Sayville Food Pantry, 1991–Present
- Mercy Center Ministries Board of Directors, 1991–Present
- Sayville Rotary Club, 1996–Present
- Literacy Volunteers of America, 1991–Present
- Grant Writing – Chase Manhattan Bank Community Advocate Grant
- Splashes of Hope Board of Directors, 1996–Present

BUSINESS EXPERIENCE

President of C&F Educational Consultants Co. Business Certificate #222-18-6684

HONORS

- Women of the Year for Community Services, Sayville High School Key Club, 1999
- Certificate of Volunteer Services, Bellport Hagerman East Patchogue Alliance, Inc.
- Distinguished Service, Town of Islip Black History Month, 2002
- Bayport-Blue Point Foundation Honoree Community Service, 2003
- Community Activist and Friend of Education Award, Bayport-Blue Point Teachers Assoc./NYSUT, 2003

PERSONAL

- Two Children – John Coverdale and Terri Coverdale-Kurtz
- Husband – Fred Coverdale
- Four grandchildren – Eric, Kaili, Clarissa, and Brittany

REFERENCES FURNISHED UPON REQUEST

1813

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **XX** Local Law _____ Charter Law

2. Title of Proposed Legislation

APPROVING THE REAPPOINTMENT OF CHESTENE COVERDALE AS A MEMBER OF THE SENIOR CITIZENS ADVISORY BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes** ___ **No XX**

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 SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

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

THERE IS NO FISCAL IMPACT. THE SENIOR CITIZENS ADVISORY BOARD IS A NON-PAYING BOARD

8. Proposed Source of Funding

THERE IS NO PROPOSED FUNDING SOURCE

9. Timing of Impact

THERE IS NO TIMING OF IMPACT; HOWEVER THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Steve R. Tricarico County Executive Assistant		9/1/2009

Intro. Reso. No. 1814-09 Laid on Table 9/17/09
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $85,600 FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES, TO PROVIDE ENHANCED DEFENSE REPRESENTATION FOR CASES REFERRED TO THE LEGAL AID SOCIETY OF SUFFOLK COUNTY BY THE SEX OFFENDER COURT WITH 100% SUPPORT

WHEREAS, the State of New York Division of Criminal Justice Services has made $85,600 in Federal pass-through monies from the 2009 Byrne Justice Assistance Grant Program to Suffolk County for the enhancement of defense representation for cases assigned to the Legal Aid Society of Suffolk County by the Sex Offender Court, and

WHEREAS, the operational period of the Program will be from August 1, 2009, through July 31, 2010; and

WHEREAS, said grant funds totaling $85,600 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 in the sum of $ 85,600 as follows;

REVENUES:	**AMOUNT**
001-4317 Federal Aid: DCJS Sex Offender Program	$ 85,600

ORGANIZATIONS:

Legal Aid Society (LAS)
DCJS Sex Offender Program
001-LAS-1177

4000 - Contractual Expenses	**$ $ 85,600**
4770 - Special Services	$ 85,600

and be it further

2nd **RESOLVED,** that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the State of New York.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1814

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $85,600 FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES, TO PROVIDE ENHANCED DEFENSE REPRESENTATION FOR CASES REFERRED TO THE LEGAL AID SOCIETY OF SUFFOLK COUNTY BY THE SEX OFFENDER COURT WITH 100% SUPPORT

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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): DAV**

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.

GRANT FUNDING IS FOR THE PERIOD 8/01/2009 THROUGH 7/31/2010.

8. Proposed Source of Funding

FEDERAL PASS-THROUGH 2009 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM 100% SUPPORT

9. Timing of Impact

UPON ADOPTION OF RESOLUTION

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
JAMES P. BURT ASSISTANT BUDGET DIRECTOR	James P Burt	August 26, 2009

SCIN FORM 175b (10/95)

1814

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

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 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.

To be completed by the Executive Budget Office

184

STATE AGENCY New York State Division of Criminal Justice Services 4 Tower Place Albany, NY 12203	NYS COMPTROLLER'S NUMBER: C632105 (Contract Number) ORGINATING AGENCY CODE: 01490
GRANTEE/CONTRACTOR: (Name & Address) Suffolk County H Lee Dennison Building 100 Veterans Memorial Highway Hauppauge, NY 11788	TYPE OF PROGRAMS: Byrne JAG DCJS NUMBERS: BJ09632105
FEDERAL TAX IDENTIFICATION NO: 11-6000464 MUNICIPALITY NO: (if applicable) 470100000 000	INITIAL CONTRACT PERIOD: FROM 08/01/2009 TO 07/31/2010 FUNDING AMOUNT FROM INITIAL PERIOD: $85,600.00
STATUS: Contractor is not a sectarian entry. Contractor is not a not-for-profit organization.	MULTI-YEAR TERM: (if applicable): 0 1-year renewal options.
CHARITIES REGISTRATION NUMBER: N/A (Enter number of Exempt) if "Exempt" is entered above, reason for exemption. _____ Contractor has ____ has not ____ timely filed with the Attorney General's Charities Bureau all required periodic or annual written reports.	APPENDIX ATTACHED AND PART OF THIS AGREEMENT _X_ APPENDIX A Standard Clauses required by the Attorney General for all State contacts _X_ APPENDIX A1 Agency-specific Clauses _X_ APPENDIX B Budget _X_ APPENDIX C Payment and Reporting Schedule _X_ APPENDIX D Program Workplan __ APPENDIX F Guidlines for the Control and Use of Confidential Funds __ APPENDIX G Procedural Guidelines for the Control of Surveillance Equipment __ APPENDIX X Modification Agreement Form (to accompany modified appendices for changes in terms or considerations on an existing period or for renewal periods) __ DCJS-55 Budget Amendment/Grant Extension Request _X_ Other (Identify) _____

IN WITNESS THEREOF, the parties hereto have electronically executed or approved this AGREEMENT on the dates their signatures.

NYS DIVISION OF CRIMINAL JUSTICE SERVICES

BY: , Date:
Office of Program Development and Funding

State Agency Certification: "In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract".

GRANTEE:

BY: Mr. Benjamin Zwirn , Deputy County Executive Date:

ATTORNEY GENERAL'S SIGNATURE _____ Title: _____ Date: _____	APPROVED, Thomas P. DiNapoli, State Comptroller _____ Title: _____ Date: _____

Additional back-up material regarding IR 1814 is on file in the Legislative Clerk's Office, Hauppauge.

Introductory Resolution No. 1815-09 Laid on Table 9/17/09

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
DES MANAGEMENT, INC., a New York Corporation
0600-027.00-03.00-006.000

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 Riverhead, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0600, Section 027.00, Block 03.00, Lot 006.000, and acquired by tax deed on July 15, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 16, 2009, in Liber 12593, at Page 699, and otherwise known as and by Town of Riverhead, being known as and designated as Lot Numbers 18, 19, 20 and 21 on Map of Wildwood Hills filed in the office of the Clerk of the County of Suffolk on July 29, 1936 as Map Number 1210; 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 15, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 16, 2009 in Liber 12593 at Page 699.

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, DES MANAGEMENT, INC., a New York Corporation by Josephine Theisen, as President has made application of said above described parcel and DES MANAGEMENT, INC., a New York Corporation by Josephine Theisen, as President has paid the application fee and $65,525.34, 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 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 Quitclaim Deed to DES MANAGEMENT, INC., a New York Corporation, 6901-10 Avenue, Brooklyn, New York 11228, 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: _____

1895

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 1, 2009

Tax Map No.: 0600-027.00-03.00-006.000
Name of Last Legal Fee Owner: DES MANAGEMENT, INC., a New York Corporation

TREASURER'S COMPUTATION.....$65,525.34

Taxes.....2008/2009.....included

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$65,525.34

Monies Received.....$65,525.34

RESOLUTION AMOUNT.....$65,525.34

APPROVED:

Karen A Slater 9/2/09
Accounting
CO:lag

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

1815

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **X**
Tax Map Number 0600-027.00-03.00-006.000

2. Title of Proposed Legislation

Authorizing the 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

Cathy O'Neal Cathy O'Neal 9/2/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0600	027.00	03.00 185	006.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	5314.68
2005/06	15424.66
2006/07	14493.54
2007/08	14053.56
2008/09	10967.63

TOTAL: 60254.07

B. INTEREST DUE	2151.02
C. TOTAL	62405.09
D. 5% LINE C	3120.25
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $65,525.34

9/2/09

CERTIFICATION BY COUNTY TREASURER

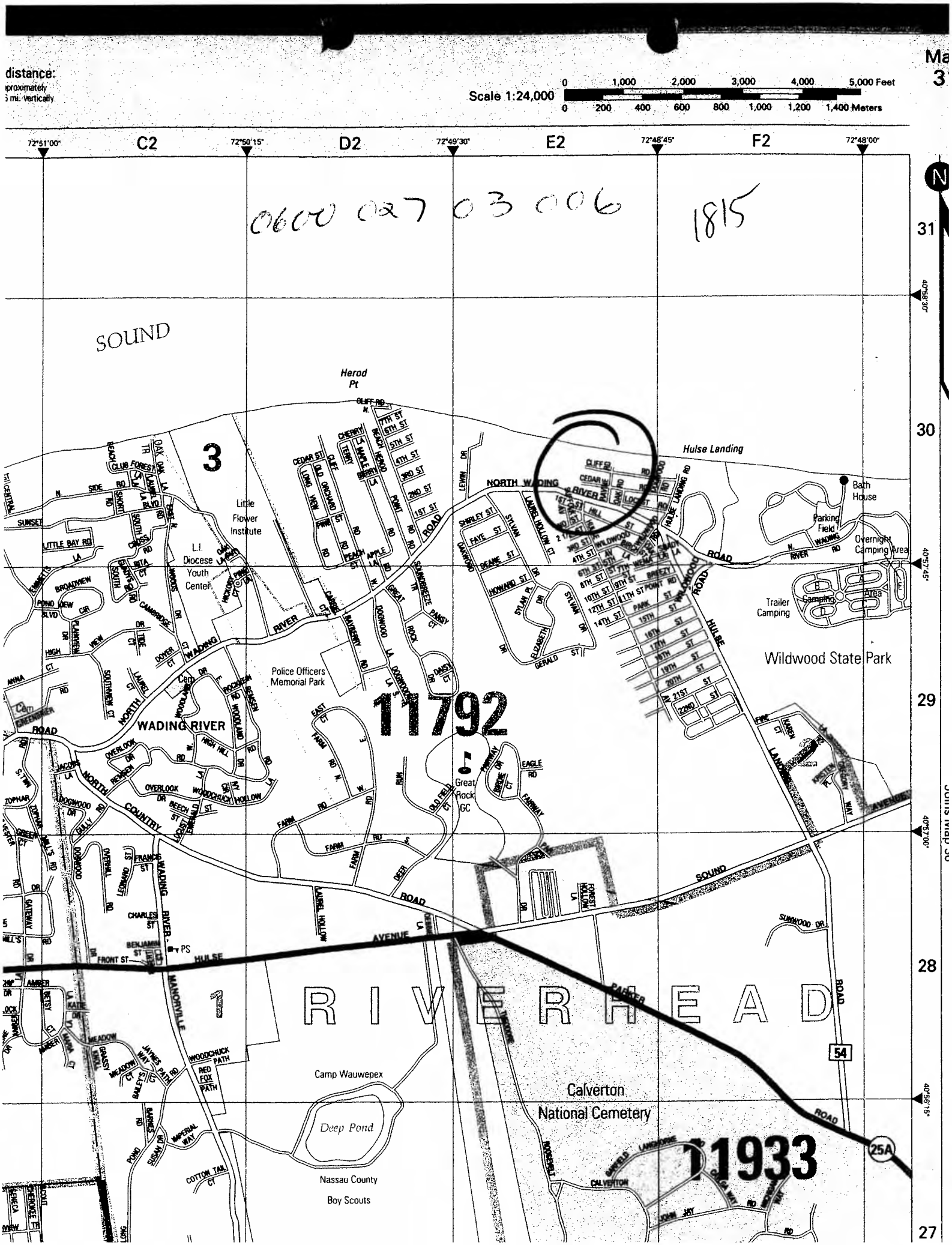
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

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-Aug-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 02/21/10

dz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proximately
mi. vertically
Scale 1:24,000
0 1,000 2,000 3,000 4,000 5,000 Feet
0 200 400 600 800 1,000 1,200 1,400 Meters
C2
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72°51'00"
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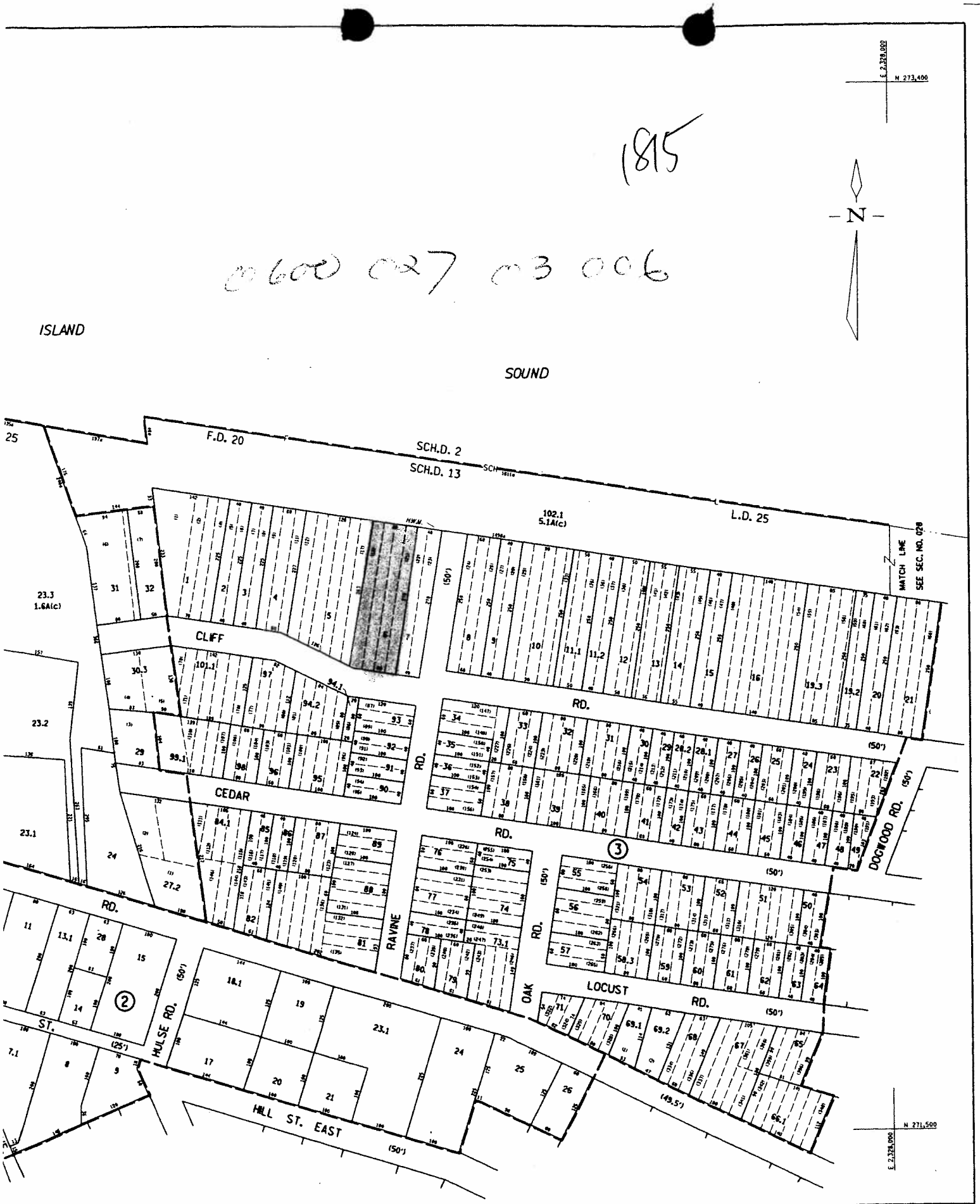
72°49'30"
72°48'45"
72°48'00"
0600 027 03 006
1815
SOUND
Herod Pt
Hulse Landing
Bath House
Parking Field
Overnight Camping Area
Trailer Camping
Wildwood State Park
Little Flower Institute
L.I. Diocese Youth Center
Police Officers Memorial Park
WADING RIVER
Great Rock GC
11792
RIVERHEAD
Camp Wauwepex
Deep Pond
Nassau County Boy Scouts
Calverton National Cemetery
11933
NORTH WADING RIVER ROAD
HULSE LANDING ROAD
SOUND AVENUE
NORTH COUNTRY ROAD
WADING RIVER - MANORVILLE
PARKER ROAD
54
25A
31
30
29
28
27
40°58'30"
40°57'45"
40°57'00"
40°56'15"



ALL PROPERTIES NG 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: 100 0 100 200	KEY MAP	TOWN OF RIVERHEAD; VILLAGE OF; DISTRICT NO 0600	SECTION NO 027 PROPERTY MAP

CONVERSION DATE: APR. 16, 1988

Introductory Resolution No. 1816-09 Laid on Table 9/17/09

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
MUNEER AHMED SAYAR
0100-060.00-03.00-085.000

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 060.00, Block 03.00, Lot 085.000, and acquired by tax deed on June 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009, in Liber 12590, at Page 413, and otherwise known as and by Town of Babylon, known as filed Map 118 Block 111 Lots 2 – 4 inc., pt 1; 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 5, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2009 in Liber 12590 at Page 413.

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, MUNEER AHMED SAYAR has made application of said above described parcel and MUNEER AHMED SAYAR has paid the application fee and Countrywide Home Loans, Inc. for MUNEER AHMED SAYAR has paid $150.04, 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 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 Quitclaim Deed to MUNEER AHMED SAYAR, 1 West 16th Street, Deer Park, New York 11729, 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: _____

186

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 1, 2009

Tax Map No.: 0100-060.00-03.00-085.000
Name of Last Legal Fee Owner: MUNEER AHMED SAYAR

TREASURER'S COMPUTATION.....$150.04

Taxes.....2008/2009.....included

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$150.04

Monies Received.....$150.04

RESOLUTION AMOUNT.....$150.04

APPROVED:

Karen A Blatter 9/2/09
Accounting
CO:lag

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

1816

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0100-060.00-03.00-085.000

2. Title of Proposed Legislation

Authorizing the 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

Cathy O'Neal Cathy O'Neal 9/2/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0100	060.00	03.00	085.000

1816

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05 137.73

2005/06 AND 2008/09 TAXES PAID BY OWNER

TOTAL: 137.73

B. INTEREST DUE	5.16
C. TOTAL	142.89
D. 5% LINE C	7.14
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $150.04

01 Due 10 8/12/09

CERTIFICATION BY COUNTY TREASURER

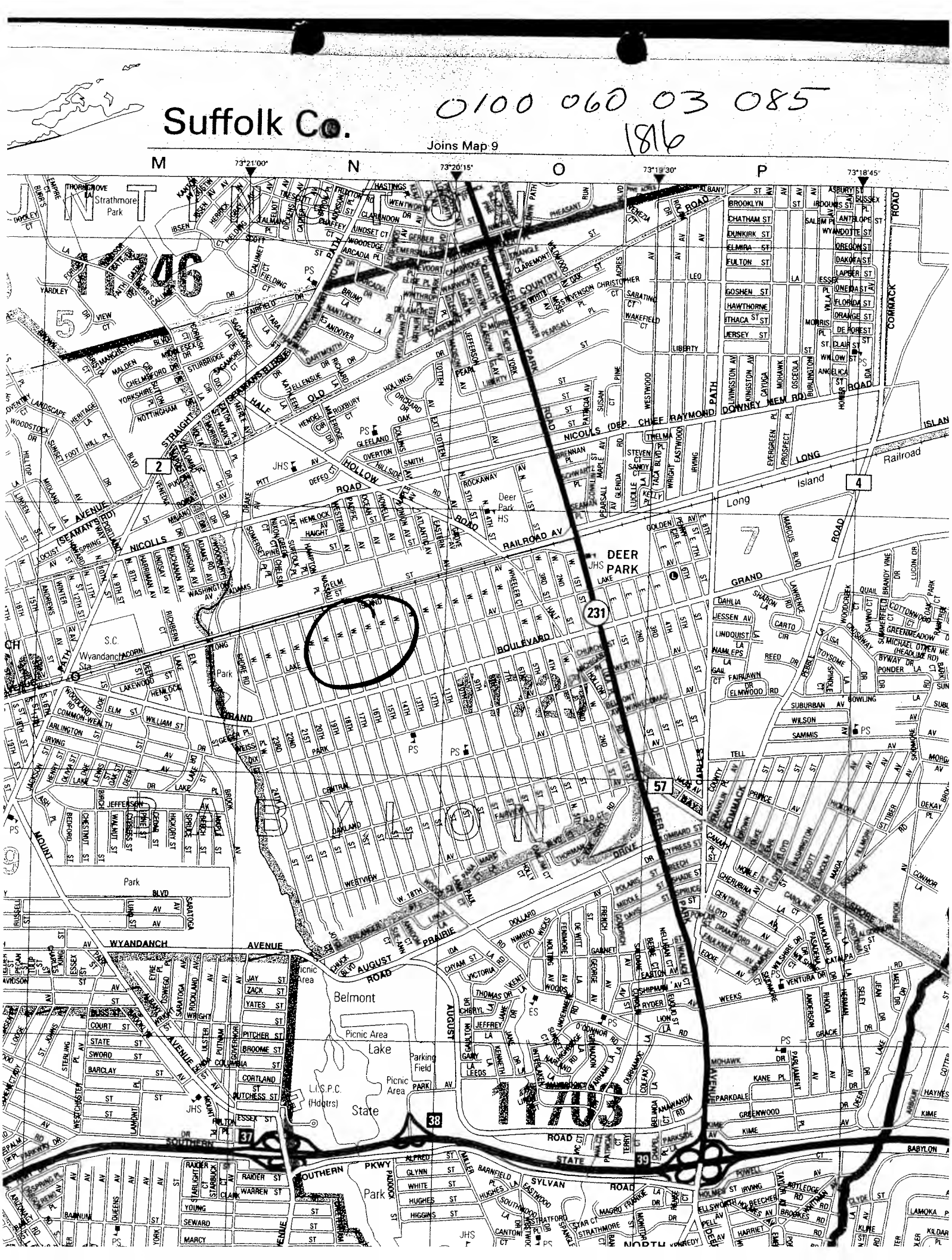
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 24-Jul-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/20/10

dz


Suffolk Co.
0100 060 03 085
1816
Joins Map 9
M
N
O
P
73°21'00"
73°20'15"
73°19'30"
73°18'45"
Strathmore Park
Deer Park
DEER PARK
Wyandanch
Belmont
Picnic Area
Lake
Parking Field
L.I.S.P.C. (Hdqtrs)
State Park
Long Island Railroad
Railroad Av
Nicolls Road
Wyandanch Avenue
Southern State Parkway
Commack Road
Grand Boulevard
Deer Park Avenue
August Road
Prairie Avenue
Downey Mem Rd
Nicolls (Dep. Chief Raymond) Path
Seaman's Path
Straight Path
Half Hollow Road
Mount Ash
Jefferson
Lake Shore Brook
Long Island
1746
1783
231
57
38
39
37
2
4
7

0100 060 03 085

PROPERTIES DISTRICTS:	NOTICE	COUNTY OF SUFFOLK ©	KEY MAP	TOWN OF BABYLON	SECTION NO
	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.	Real Property Tax Service Agency County Center Riverhead, N Y 11901 SCALE IN FEET: 100 0 100 200		VILLAGE OF	060
				DISTRICT NO 0100	PROPERTY MAP

Introductory Resolution No. 1817-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO.
SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF BROOKHAVEN)
(0200-182.00-04.00-036.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 182.00, Block 04.00, Lot 036.000 and being declared surplus property, and designated as Parcel No. 1220, described as follows:

Beginning at a point on the southerly highway boundary of the Hauppauge-Port Jefferson, S.H. 9376, at its intersection with the easterly highway boundary of the Port Jefferson-Coram, S.H. 912, said point being also the northwesterly corner of Lot No. 8 in Block No. 12 of a certain map entitled "Map of Port Jefferson Villas" and filed in the Office of the Clerk of Suffolk County on January 7, 1928, as Map No. 49, and being located 266± feet distant southeasterly measured at right angles from Station 355+86± of the centerline established for the Hauppauge-Port Jefferson, S.H. 9376; thence through the property of the People of the State of New York, 108± feet to a point on the existing boundary of the Hauppauge-Port Jefferson, S.H. 9376, said point being also the southwest corner of Lot No. 23 of Block 12 of the aforementioned map; thence easterly along said highway boundary 48± feet to an angle point; thence southeasterly 113± feet to the point of beginning, being 2460± Square Feet or 0.056 Acre more or less.

Being a portion of the land acquired in fee by virtue of map No. 106-1, acquired for the Nesconset-Port Jefferson, Station Road, County Road 80, by virtue of a resolution and order adopted by the Board of Supervisors in accordance with Chapter 587 of Laws of 1929, and transferred to the State of New York, Department of Public Works, now Transportation, on October 6, 1966, pursuant to Section 341 of the Highway Law, as amended by Chapter 514, Laws of 1966, by virtue of Official Order No. 1210.

The above mentioned centerline is as established for the construction of the Hauppauge-Port Jefferson, S.H. 9376, and a portion is described as follows:

Beginning at Station 355+35.07; thence N. 51°-03'-05" E. a distance of 1888.66 feet to Station 374+23.73.

All bearings are referred to True North.,

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

WHEREAS, the Town of Brookhaven has requested that the County of Suffolk convey to the town the parcel described in Exhibit A annexed hereto ; and

WHEREAS, this parcel is contiguous to state land that houses the Port Jefferson Station-Terryville Chamber of Commerce Railroad Car Tourist Information Center and would complement the Railroad Site; and

WHEREAS, this parcel, originally acquired by the County of Suffolk in 1950 for road construction (.10 acre), was transferred to the former County Department of Real Estate in 1986; and

WHEREAS, the Suffolk County Department of Planning has approved the proposed transfer and use of said parcel, now therefore be it; and

1st **RESOLVED,** that the Director of the Division of Real Property Acquisition and Management, or designee is hereby authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions provided herein to said Town of Brookhaven for the sum of $9,192.13 plus the pro rata share of the current tax adjustment due at closing; and be it further

2nd **RESOLVED,** that the Town of Brookhaven will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for Active Park Purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Brookhaven, at any time, uses or attempts to use said subject parcel for other than Active Park Purposes, or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for Active Park Purposes; and be it further

3rd **RESOLVED,** that said quitclaim deed tendered by the Director of the Division of Real Property Acquisition and Management, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above-described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

4th **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)

DATED: _____

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

Exhibit "A"

187

ADOPTED

BY THE BROOKHAVEN TOWN BOARD

RESOLUTION NO. 217-09
MEETING: February 26, 2009

ACQUISITION OF LAND FROM THE COUNTY OF SUFFOLK PURSUANT TO GENERAL MUNICIPAL LAW §72-H (SCTM No. 0200-182.00-04.00-036.000) SOUTHEAST CORNER ROUTES 112 AND 347 IN PORT JEFFERSON STATION

WHEREAS, the Town Board of the Town of Brookhaven seeks to acquire a parcel of property at the southeast corner of Routes 112 and 347 from the County of Suffolk pursuant to §72-h of the General Municipal Law of New York; and

WHEREAS, said property is to be acquired from the County of Suffolk to be used in the future for park space for the residents of Port Jefferson Station-Terryville; and

WHEREAS, the cost for such acquisition shall be $9,192.13 and the payment of back taxes;

NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Brookhaven that the acquisition of certain property located at the southeast corner of Routes 112 and 347 in Port Jefferson Station (SCTM No. 0200-182.00-04.00-036.000) is hereby authorized in accordance with the provisions of §72-h of the General Municipal Law, said property to be used only for park space for the residents of Port Jefferson Station-Terryville thereafter; and be it further

RESOLVED that by this resolution the Town Board hereby requests of the County of Suffolk that said aforementioned parcel be transferred to the Town of Brookhaven in accordance with the provisions of §72-h of the General Municipal Law; and be it further

RESOLVED that the Commissioner of Finance is hereby authorized to issue a check from Account No. H 1420-3080 2007 in the sum of $9,192.13 payable to the Suffolk County Department of Real Estate, to effectuate the transfer.

1817

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

SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-182.00-04.00-036.000

Section 72-h, Gen'l Municipal Law

	Amount
County Investment	$ 9,192.13

PURPOSE:

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

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

WRT: slb

8/19/2009 -- 10:34:29 AM -- \\RIVORACLEFORMS\Forms_share\viewer\0200\prod\2018200x.dgn DSBL: 0200 18200 0400 036000

TM# 0200-182.00-04.00-036.000

PARCEL NO. 1220

HAUPPAUGE-PORT JEFFERSON S.H. 9376

SUFFOLK COUNTY SHEET 1 OF 1 SHEETS

Survey notes on file at New York State Department of Transportation Regional Office No. 10 located at Hauppauge, New York.
TRN -
CC - L - P -
Tax Map 0200-182-04-None

0 50 100 Feet 150
0 1 2 3
Scale Bar

80

℄ for Hauppauge-Port Jefferson S.H. 9376

356 357 358

N 51°03'05" E

P.O.L. 374+23.73

P.C. 340+29.61
E=3819.72

P.T. 355+35.07

Hauppauge - Port Jefferson
S.H. 9376

True North

355+86±
266'±

1220 Area 2460 ± Sq. Ft. or 0.056 ± Acre.

Map 106-1

℄ Existing Highway Bndry

Highway Boundary

Canal Road

℄ Proposed Highway Bndry
108'±

48'±

Point of Beg

113'±

Exist. Hwy Bndry

23 24 25 26 27

8 7 6 5

(5)

17 16

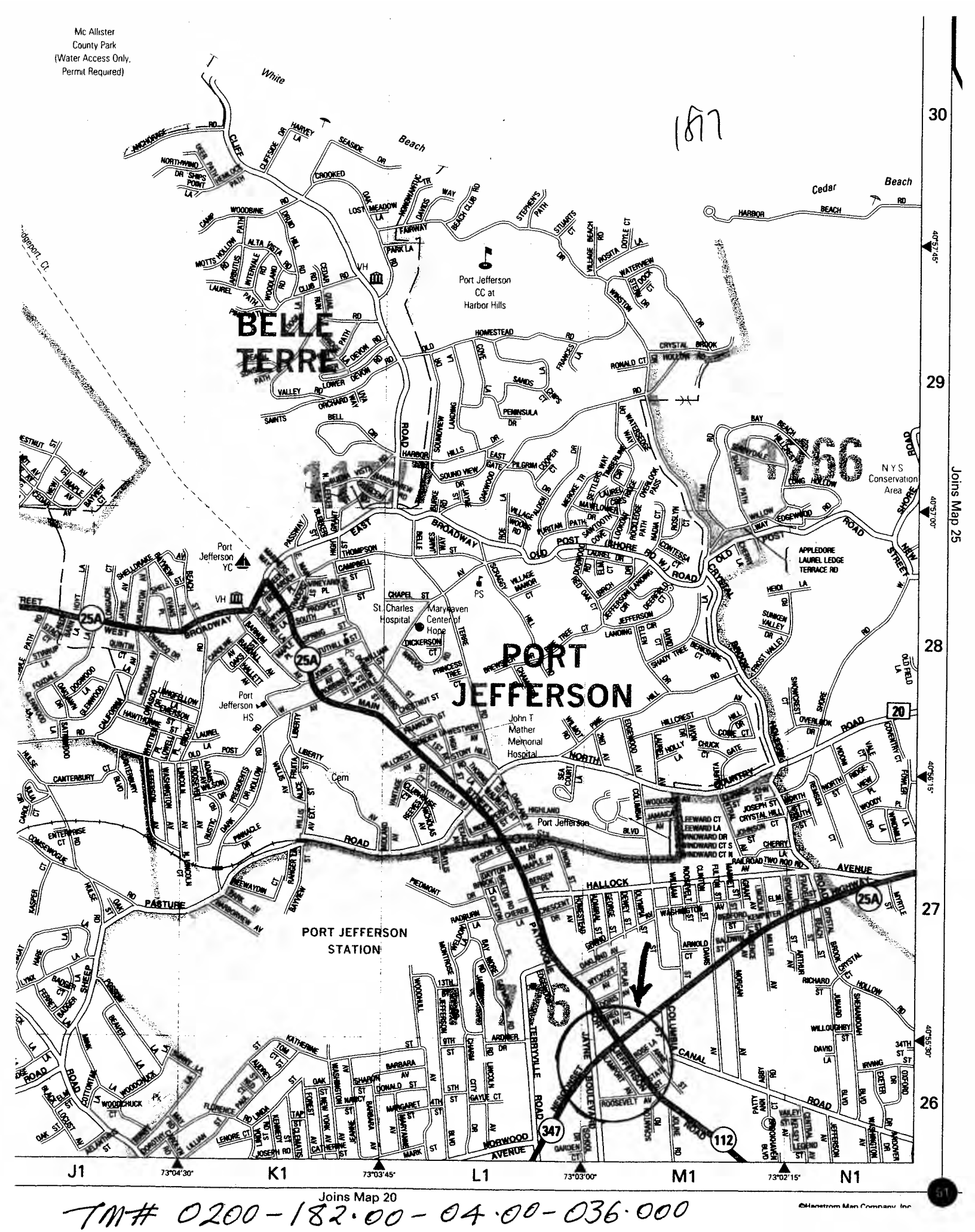
Port Jefferson - Coram
S.H. 912

Harry Forkos, Inc.
(rep. owner)

(12)

Map of Port Jefferson Villas
filed January 17, 1928 file no. 49

TM# 0200-182.00-04.00-036.000
Nesconset Hwy
Ramp
Route 112
Ramp
Lamport Ave
Nesconset Hwy
Rose Ave
Canal Rd
0
24


Mc Allister
County Park
(Water Access Only,
Permit Required)
White
Beach
Cedar
Beach
Port Jefferson
CC at
Harbor Hills
BELLE
TERRE
PORT
JEFFERSON
PORT JEFFERSON
STATION
Port
Jefferson
YC
Port
Jefferson
HS
St. Charles
Hospital
Mary Haven
Center of
Hope
John T
Mather
Memorial
Hospital
Port Jefferson
Cem
NYS
Conservation
Area
APPLEDORE
LAUREL LEDGE
TERRACE RD
Joins Map 25
Joins Map 20
J1
K1
L1
M1
N1
73°04'30"
73°03'45"
73°03'00"
73°02'15"
40°57'45"
40°57'00"
40°56'15"
40°55'30"
30
29
28
27
26
25A
347
112
25
20
1877
TM# 0200-182.00-04.00-036.000

187

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

   Resolution __X__ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

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

3. Purpose of Proposed Legislation

   Convey County owned parcel to the Town of Brookhaven for Active Park purposes

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

5. If the answer to Item 4 is "yes", on what will it impact?

   __X__County ____Town ____Economic Impact

   ____Village ____School District ____Other (Specify):

   ____Library District ____Fire District

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

   Loss of sale at public auction

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

   Unknown

8. Proposed Source of Funding

   Unknown

9. Timing of Impact

   Current year 2009

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

    R.J. Bhatt
    LMS-IV

    8/25/09

COUNTY OF SUFFOLK

SEP 0 4 2009

AUG 2 8 2009

1817

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

PAMELA J. GREENE
DIRECTOR

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

CARRIE MEEK GALLAGHER
COMMISSIONER

August 25, 2009

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

Re: Tax Map No.: 0200-182.00-04.00-036.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the Town of Brookhaven for General Municipal Purposes.

Dear Mr. Zwirn:

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

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

I would appreciate your placing this on the legislative agenda.

Yours truly,

Pamela J. Greene
Director of 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 w/ Resolution to:
Brendan Chamberlain, County Executive Assistant (2 hard copies)
Connie Corso, Budget Director
Thomas A. Isles, Director of Planning
CE Reso Review via e-mail

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631)-853-5900
TELECOPIER (631) 853-5905
TELECOPIER (631) 853-5906

Introductory Resolution No. 1818-09 Laid on Table 9/17/09

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 GEORGE LADANI AND CATHERINE LADANI (SCTM NO. 0200-230.00-05.00-040.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200 Section 230.00 Block 05.00 Lot 040.000 and acquired by Tax Deed on May 24, 1992 from General L. Rains, the Deputy County Treasurer of Suffolk County, New York, and recorded on June 15, 1992 in Liber 11483 at Page 90 and described as follows, Town of Brookhaven, known and designated as p/o Lot 18 on a certain map entitled "Map of Oakdale Farms" and filed in the Office of the Clerk of the County of Suffolk on September 14, 1928 as Map No. 484; 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, George Ladani and Catherine Ladani, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $800.00. 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 $800.00, 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 $800.00, 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 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 Quitclaim Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said George Ladani and Catherine Ladani, 18 Pine Street, Port Jefferson Station, New York 11776.

DATED:

APPROVED BY

_____

County Executive of Suffolk County

Date of Approval:

1818

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. 0200-230.00-05.00-040.000

ADJOINING OWNER	BID	BID	BID
George & Catherine Ladani 18 Pine Street Port Jefferson Station, NY 11776 0200-230.00-05.00-002.005	$800.00		
Basharat & Mumtaz Khan 4 Oakwood Avenue Port Jefferson Station, NY 11776 0200-208.00-07.00-015.000	$0		
Kenneth & Glynis Ritter 14 Pine Street Port Jefferson Station, NY 11776 0200-208.00-07.00-016.000	$0		
Raymond Hancock 143 Eatons Neck Road Northport, NY 11768 0200-230.00-05.00-001.000	$0		

SIZE OF PARCEL: 25' x 50'
APPRAISED VALUE: $800.00
COMMENT: Direct Sale to Adjacent Owner

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

1818

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

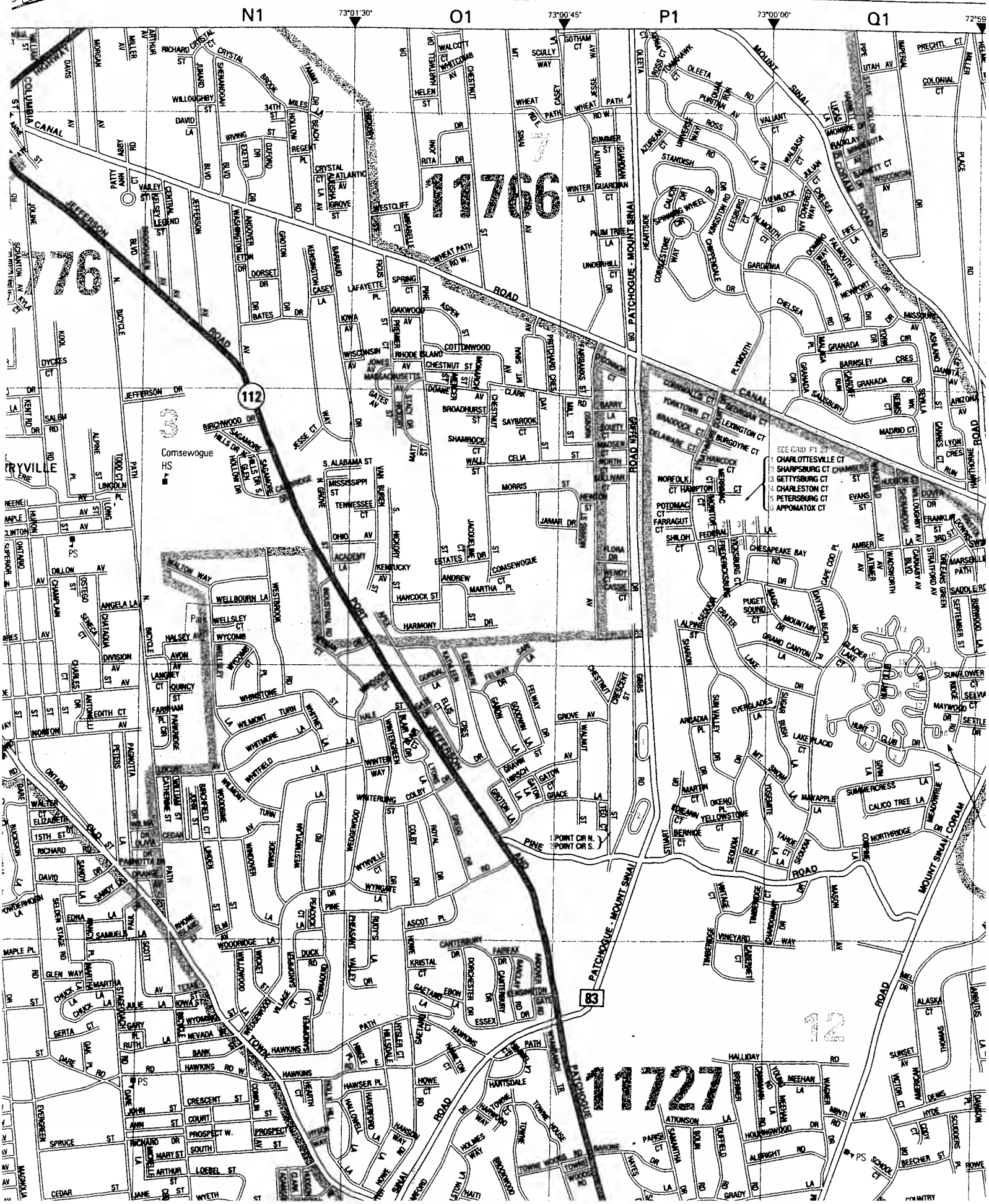
Lori Sklar – LMS III | Lori Sklar | 8/14/09

ASPEN ST. (50')
OAKWOOD AVE. (50')
COTTONWOOD AVE. (50')
VAN BUREN
HICKORY ST.
VERMONT ST.
PINE ST.
NEWTON ST.
RHODE ISLAND AVE.
JONES AVE. (50')
GATES AVE. (50')
NEW YORK AVE. (40')
NEW JERSEY AVE. (40')
MASSACHUSETTS AVE. (50')
MASSACHUSETTS AVE. (40')
CHESTNUT ST. (60')
DOANE AVE.
MERCER
TOWN OF BROOKHAVEN
TOWN OF BROOKHAVEN
FOCUS ST.
ASPEN CT.
188

Suffolk Co.

188

Joins Map 25



0200 230-05-040
1818
Pine St
Cottonwood Ave
Oakwood Ave

COUNTY OF SUFFOLK

Gen C14

1818

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

PAMELA J. GREENE
DIVISION DIRECTOR

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

CARRIE MEEK GALLAGHER
COMMISSIONER

August 14, 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: 0200-230.00-05.00-040.000

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
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

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631)-853-5900
TELECOPIER (631) 853-5905
TELECOPIER (631) 853-5906

Introductory Resolution No. 1819-09 Laid on Table 9/17/09

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
ESTATE OF MARION L. RILEY, by Charles Riley as Administrator
0200-365.00-04.00-053.000

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 365.00, Block 04.00, Lot 053.000, 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, as Lot No. 69 on a certain map entitled "Map of Nesconset Lawns, Section No. 2, situated at South Setauket, Long Island, NY", and filed in the office of the Clerk of the County of Suffolk on January 30, 1964 as Map No. 3949; 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, ESTATE OF MARION L. RILEY, by Charles Riley as Administrator has made application of said above described parcel and ESTATE OF MARION L. RILEY, by Charles Riley as Administrator has paid the application fee and $40,184.71, 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 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 Quitclaim Deed to ESTATE OF MARION L. RILEY, by Charles Riley as Administrator, 17 Maple Avenue, Miller Place, New York 11764 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: _____

189

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 24, 2009

Tax Map No.: 0200-365.00-04.00-053.000
Name of Last Legal Fee Owner: ESTATE OF MARION L. RILEY, by Charles Riley as Administrator

TREASURER'S COMPUTATION	$34,163.55
Taxes.....2008/2009	$6,021.16
Recording Fees collected for County Clerk	N/A
License Fee	N/A
Repairs	N/A
Interest	N/A
Miscellaneous Expenses	N/A
TOTAL	$40,184.71
Monies Received	$40,184.71
RESOLUTION AMOUNT	$40,184.71

APPROVED:

PREPARED BY:
Diane Bishop
Redemption Unit
(631) 853-5932

Accounting
DB:lag

1819

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-365.00-04.00-053.000

2. Title of Proposed Legislation

Authorizing the 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 8/24/09

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0200	365.00	04.00	053.000

189

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2003/04	3194.96
2004/05	7050.96
2005/06	7007.50
2006/07	6886.82
2007/08	5568.26

2008/09 PROPERTY TAXES $6021.16 NOT INCLUDED IN COMPUTATION

TOTAL:	29708.50
B. INTEREST DUE	2828.21
C. TOTAL	32536.71
D. 5% LINE C	1626.84
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$34,163.55

CERTIFICATION BY COUNTY TREASURER

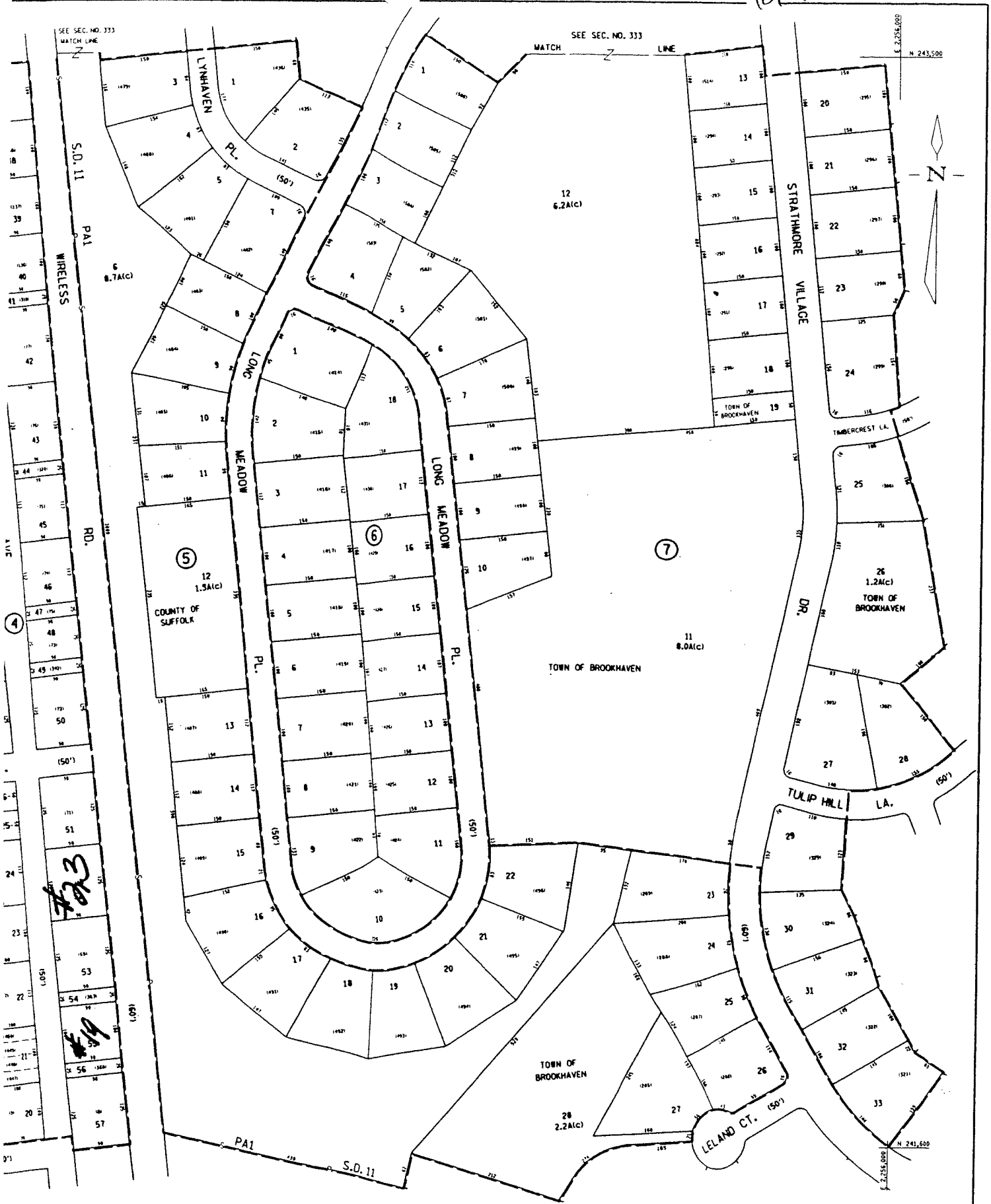
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 03-Aug-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/30/10

dz



200-365.00-04.00-053.000

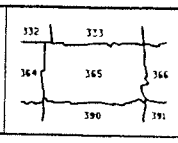
PROPERTIES DISTRICTS:

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: 100 0 100 200

KEY MAP



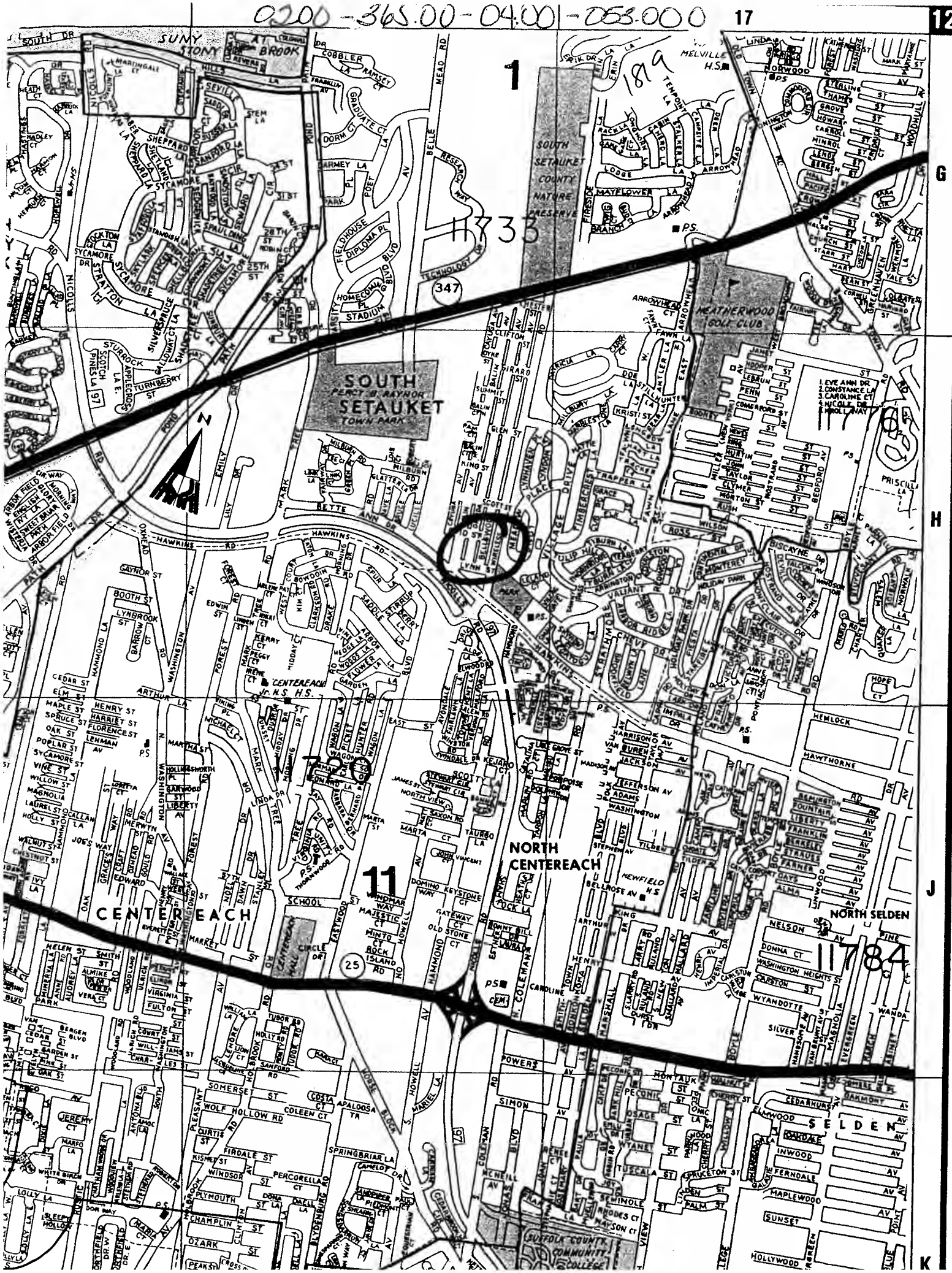
TOWN OF BROOKHAVEN

VILLAGE OF

DISTRICT NO 0200

SECTION NO 365

PROPERTY MAP



FOR ADJOINING AREA SEE MAP NO.15 | SEE MAP NO.16

Introductory Resolution No. 1820-09 Laid on Table 9/17/09

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 ROBERT MARTIN & CHRISTINE MARTIN (SCTM NO. 0200-420.00-02.00-003.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200 Section 420.00 Block 02.00 Lot 003.000 and acquired by Tax Deed on September 27, 1999 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on October 19, 1999 in Liber 11995 at Page 605 and described as follows, Town of Brookhaven, known and designate as Lots 258 & 259 on a certain map entitled "Map of Laurel Park Plate 1", and filed in the Office of the Clerk of the County of Suffolk on May 26, 1906 as Map No. 220; 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, Robert Martin & Christine Martin, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $3,710.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described has been appraised at $3,700.00, 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 $3,710.00, 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 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 Quitclaim Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Robert Martin & Christine Martin, 259 Mark Tree Road, Centereach, New York 11720.

DATED:

APPROVED BY

_____

County Executive of Suffolk County

Date of Approval:

1820

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. 0200-420.00-02.00-003.000

ADJOINING OWNER	BID	BID	BID
Robert & Christine Martin 259 Mark Tree Road Centereach, New York 11720 0200-420.00-02.00-001.002	$3,710.00		
Gail & Dennis Lacona 117 Forest Road Centereach, New York 11720 0200-420.00-02.00-001.001	$0		
Loretta Martinez & David Schnuman 115 Forest Road Centereach, New York 11720 0200-420.00-02.00-004.000	$0		

SIZE OF PARCEL: 50' x 68'
APPRAISED VALUE: $3,700.00
COMMENT: Direct Sale to Adjacent Owner

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

1820

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

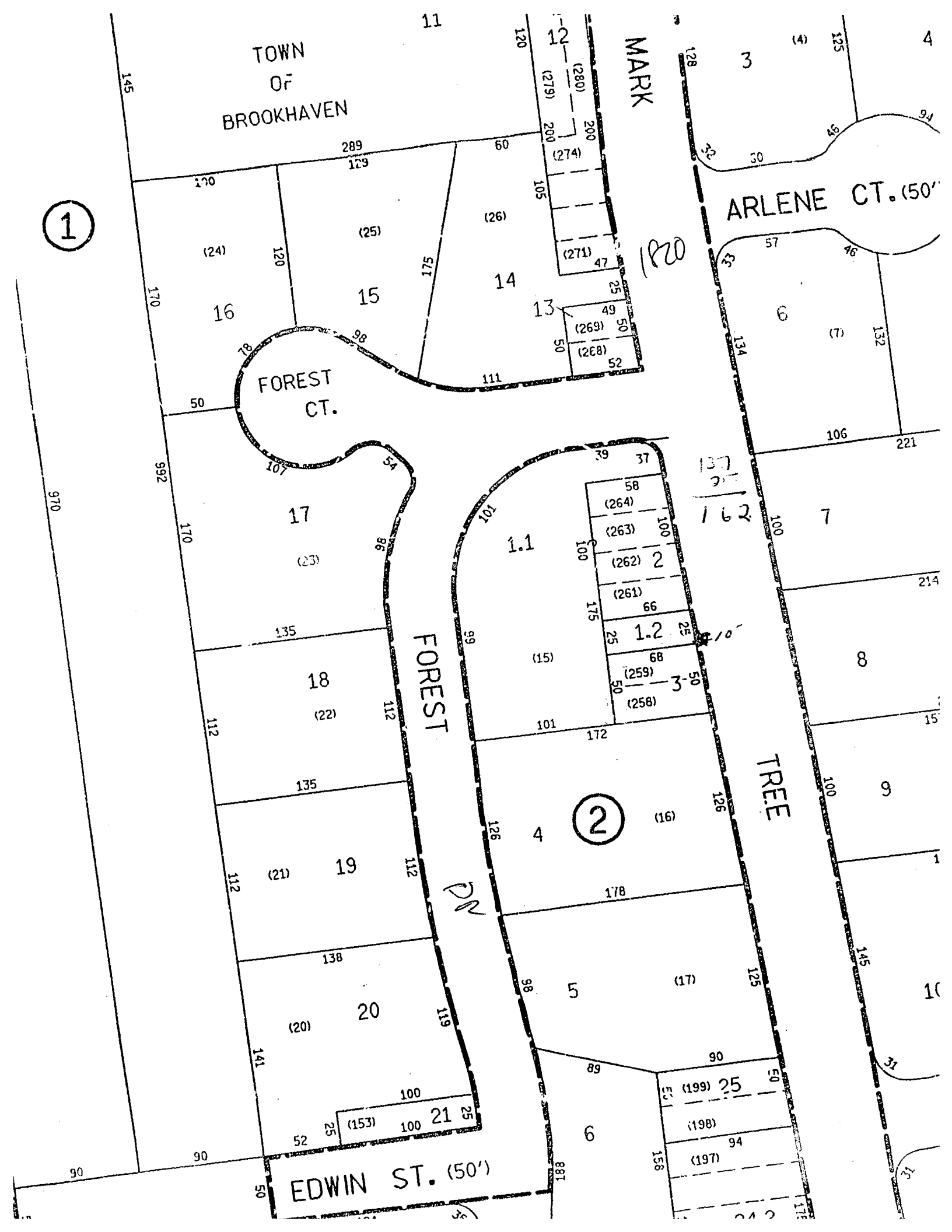
   None

9. Timing of Impact

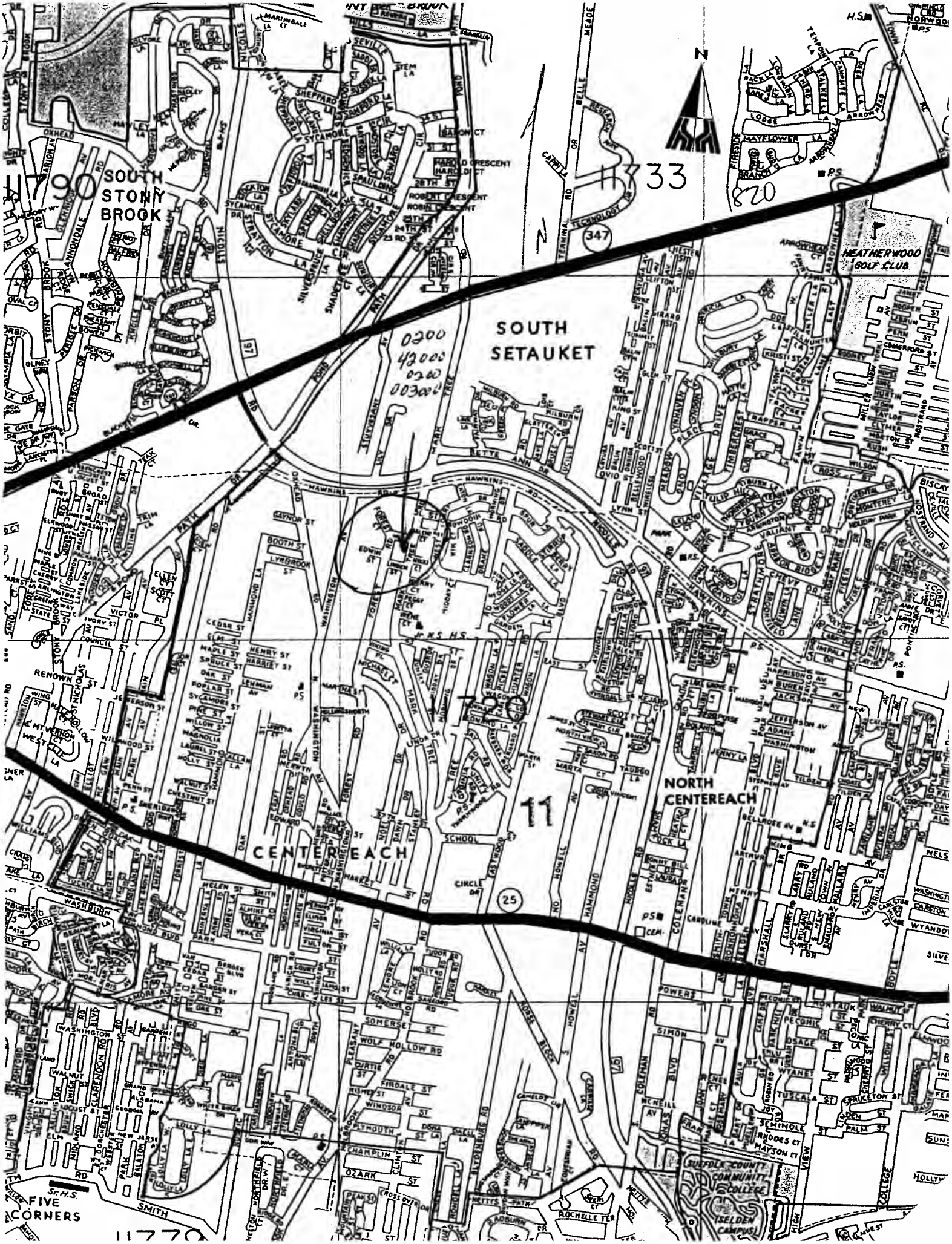
   2009

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

    Lori Sklar – LMS III | Lori Sklar | 8/26/09



TOWN OF BROOKHAVEN
MARK
ARLENE CT. (50')
FOREST CT.
FOREST
TREE
EDWIN ST. (50')
1
2
1820
137
162



SOUTH STONY BROOK
SOUTH SETAUKET
NORTH CENTEREACH
CENTEREACH
HEATHERWOOD GOLF CLUB
SUFFOLK COUNTY COMMUNITY COLLEGE (SELDEN CAMPUS)
FIVE CORNERS
11790
11733
820
11
0200
42000
0200
003000
N

0200-420.00-02.00-003.000

COUNTY OF SUFFOLK

Gen Cty

AUG 28 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

1820

PAMELA J. GREENE
DIRECTOR

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

CARRIE MEEK GALLAGHER
COMMISSIONER

August 26, 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: 0200-420.00-02.00-003.000

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
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

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631)-853-5900
TELECOPIER (631) 853-5905
TELECOPIER (631) 853-5906

1821

Intro. Res. No. - 2009 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009 AUTHORIZING ACQUISITION OF LAND UNDER THE OLD SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM [C12-5(E)(1)(b)] – FOR THE BLACHLY PROPERTY – PINE BARRENS CORE (TOWN OF SOUTHAMPTON - SCTM#0900-274.00-01.00-007.000)

WHEREAS, Article XII of the SUFFOLK COUNTY CHARTER established the Old Suffolk County Drinking Water Protection Program, as amended and effective as of November 30, 2000, the first priority of which being the acquisition of qualified lands to be funded by revenues generated by the quarter percent (1/4%) sales and compensating use tax; and

WHEREAS, in compliance with Sections C12-3(B) and (C) of the SUFFOLK COUNTY CHARTER, as amended and effective as of November 30, 2000, prior to the Division Director of the Division of Real Property Acquisition and Management entering into any negotiations for the acquisition of, and consummation of acquisition of any such parcel, the Board of Trustees of the Department of Parks, Recreation and Conservation shall review and recommend its acquisition; and

WHEREAS, adequate funding is provided for, under the Old Suffolk County Drinking Water Protection Program, pursuant to Section C12-5(E)(1)(b) of Article XII of the SUFFOLK COUNTY CHARTER, as amended and effective as of November 30, 2000,for the acquisition of such land; and

WHEREAS, Resolution No. 264-2002, authorized planning steps for the acquisition of the subject property; and

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

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under Article XII of the SUFFOLK COUNTY CHARTER, Section C12-5(E)(1)(b), as amended and effective as of November 30, 2000, for a total purchase price of Six Hundred Fifty Four Thousand One Hundred Fifty Dollars ($654,150.00±), 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:

PARCEL:	SUFFOLK COUNTY TAX MAP NUMBER:		ACRES:	REPUTED OWNER AND ADDRESS:
No. 1	District	0900	26.7±	Henry D. Blachly
	Section	274.00		11 Sleepy Hollow Lane
	Block	01.00		Dix Hills, NY 11746
	Lot	007.000		

; 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)(d) 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 Old Suffolk County Drinking Water Protection Program, Section C12-5(E)(1)(b) of the SUFFOLK COUNTY CHARTER, as amended and effective as of November 30, 2000, for a purchase price of Six Hundred Fifty Four Thousand One Hundred Fifty Dollars ($654,150.00±), subject to a final survey; and, be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $654,150.00±, subject to a final survey, from previously appropriated funds in MY-475-MSC-1940 under the Old Drinking Water Protection Program, Section C12-5(E)(1)b) of the SUFFOLK COUNTY CHARTER, as amended and effective as of November 30, 2000, for this acquisition; and, be it further

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

5th RESOLVED, that the subject parcel(s) shall be transferred to the Department of Parks, Recreation and Conservation for passive recreational use; and, be it further

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

7th RESOLVED, that the project will not have a significant effect on the environment for the following reasons:

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

2.) the proposed use of the subject parcel(s) will be passive recreation; and

3.) if not acquired, the property will most likely be developed for residential purposes, incurring far greater environmental impact than the proposed acquisition and preservation of the site would have; and, be it further

8th RESOLVED, in accordance with Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the Suffolk County Council on Environmental Quality is hereby directed to prepare and circulate any appropriate notices or determinations in accordance with this resolution.

DATE:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

COUNTY OF SUFFOLK

AUG 2 1 2009

1821

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER
PAMELA J. GREENE
DIVISION DIRECTOR

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

August 21, 2009

Mr. Ben Zwirn, 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 Blachly property (Pine Barrens Core), in the Town of Southampton, under the Old Suffolk County Drinking Water Protection Program. The purchase price is $654,150.00± for 26.7± acres.

Please contact me if you require any additional information.

Sincerely,

Pamela J. Greene
Director

PJG:pd
Att.
cc: Christopher E. Kent, Chief 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
Peter Belyea, Acquisition Agent
CE Reso Review (e-mail copy only)

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

1821

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution __X__ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Authorizing the acquisition under the Old Suffolk County Drinking Water Protection Program, of the Blachly property (Pine Barrens Core), SCTM#0900-274.00-01.00-007.000, (Town of Southampton).

3. Purpose of Proposed Legislation

See No. 2 above

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 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

Old Suffolk County Drinking Water Protection Program

9. Timing of Impact

N/A

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*12. Date*
Janet M. Longo Acquisition Supervisor	Janet Longo	August 21, 2009

SCIN FORM 175b (10/95)

Introductory Resolution No. 1822-09 Laid on Table 9/17/09

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
ERNEST PEREIRA
0200-658.00-02.00-002.000

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 658.00, Block 02.00, Lot 002.000, and acquired by tax deed on December 17, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on December 19, 2008, in Liber 12575, at Page 347, and otherwise known and designated by the Town of Brookhaven, as Suffolk County Tax Map Number District 0200, Section 658.00, Block 02.00 and Lot 002.000; 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 December 17, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on December 19, 2008 in Liber 12575 at Page 347.

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, ERNEST PEREIRA, has made application of said above described parcel and ERNEST PEREIRA, has paid the application fee and will be paying $35,262.00 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 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 Quitclaim Deed to ERNEST PEREIRA, 27 Abbey Lane, East Setauket, New York 11733 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.I

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1822

August 19, 2009

Tax Map No.: 0200-658.00-02.00-002.000
Name of Last Legal Fee Owner: ERNEST PEREIRA

TREASURER'S COMPUTATION.....$27,697.65

Taxes.....2008/2009.....$7,564.35

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$35,262.00

Monies to be Received.....$35,262.00

RESOLUTION AMOUNT.....$35,262.00

APPROVED:

PREPARED BY:

Diane Bishop
Redemption Unit
(631) 853-5932

Accounting

DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0200	658.00	02.00	002.000

1822

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	7526.22
2006/07	8573.32
2007/08	8775.88

2008/09 PROPERTY TAXES $7564.35 NOT INCLUDED IN COMPUTATION

TOTAL:	24875.42
B. INTEREST DUE	1503.29
C. TOTAL	26378.71
D. 5% LINE C	1318.94
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$27,697.65

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. 24-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/21/09

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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

1822

Resolution X
Tax Map Number 0200-658.00-02.00-002.000

2. Title of Proposed Legislation

Authorizing the 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

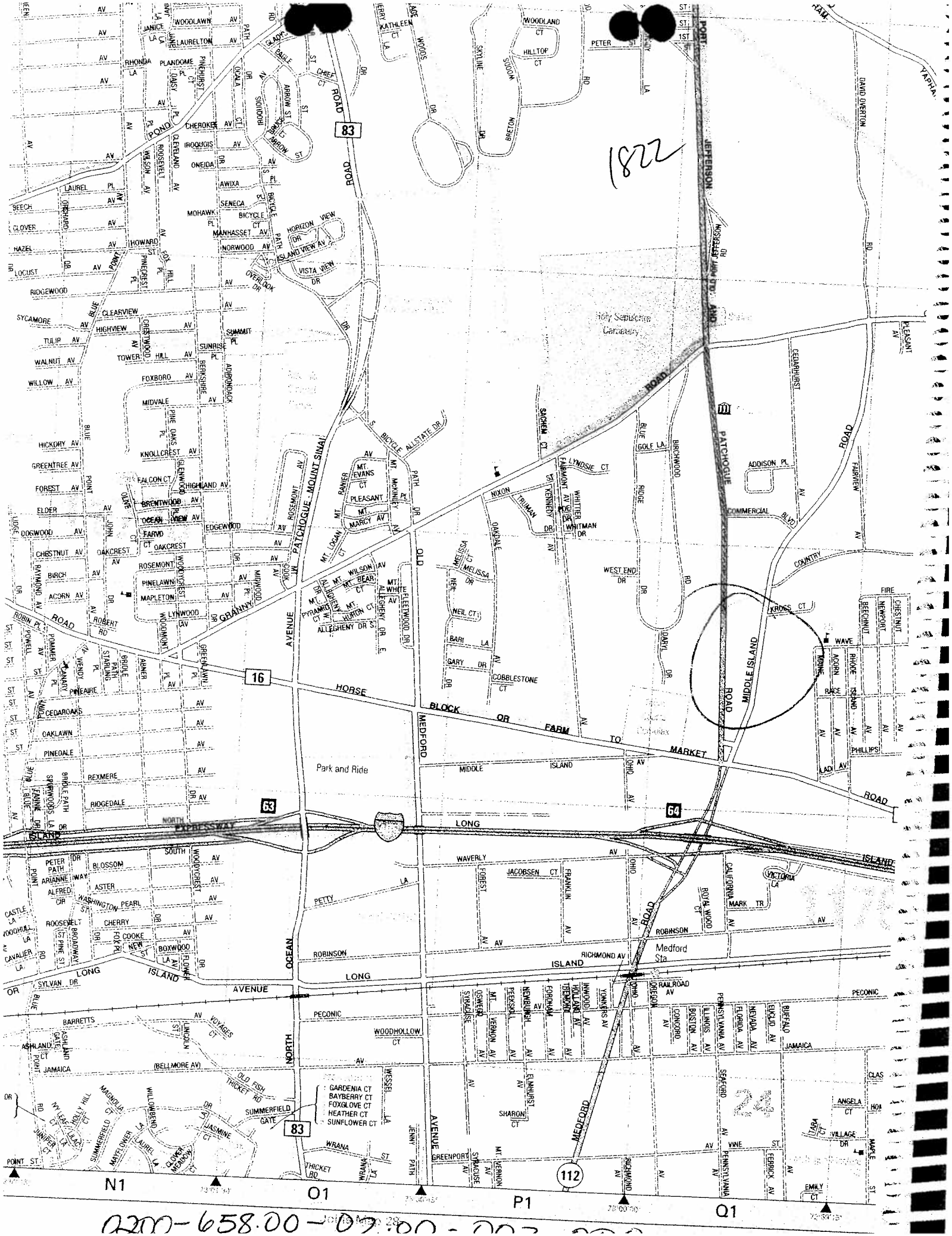
N/A

9. Timing of Impact

2009

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

Diane Bishop | Diane Bishop | 8/26/09


1822
Park and Ride
Medford Sta
Holy Sepulchre Cemetery
GARDENIA CT
BAYBERRY CT
FOXGLOVE CT
HEATHER CT
SUNFLOWER CT
N1
O1
P1
Q1
0200-658.00-09.00-002.000

LEGEND

Property or RR Line		Subdivision Lot No.	(127)	Block Limit		School District Line — SCH —	Hydrant District Line — H —
Denotes Common Owner		Subdivision Block/Bldg. No.	(21)	Block No.	2	Fire District Line — F —	Refuse District Line — R —
Subdivision Lot Line		Deed Dimension	62	County Line		Water District Line — W —	Historical District Line — HST —
Stream / Shore		Scaled Dimension	62±	Town Line		Light District Line — L —	Ambulance District Line — A —
Parcel No.	23	Deed Area	12.1 A(d) or 12.1A	Village Line		Park District Line — P —	Wastewater District Line — WW —
		Calculated Area	12.1 A(c)			Sewer District Line — S —	

UNLESS DRAWN OTHERWISE, ALL ARE WITHIN THE FOLLOWING

SCHOOL	24	SEWER	
FIRE	FP2,FP3	HYDRANT	
LIGHT	LX1	WATER	
PARK		REFUSE	
AMBULANCE	MED	WASTEWATER	

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1822

August 24, 2009

Tax Map No.: 0200-365.00-04.00-053.000
Name of Last Legal Fee Owner: ESTATE OF MARION L. RILEY, by Charles Riley as Administrator

TREASURER'S COMPUTATION	$34,163.55
Taxes.....2008/2009	$6,021.16
Recording Fees collected for County Clerk	N/A
License Fee	N/A
Repairs	N/A
Interest	N/A
Miscellaneous Expenses	N/A
TOTAL	$40,184.71
Monies Received	$40,184.71
RESOLUTION AMOUNT	$40,184.71

APPROVED:

Annette Brownell
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Redemption Unit
(631) 853-5932

Introductory Resolution No. 1823-09 Laid on Table 9/17/09

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
ESTATE OF DOROTHY ROBERTS,
by Administrators Elizabeth Novarro, Paul Roberts and Barbara Schilley
0200-026.00-05.00-004.000

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 026.00, Block 05.00, Lot 004.000, 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 and designated by the Town of Brookhaven, as Lot No. 15 on a certain map entitled "Map of Beachmont, Section 1" and filed in the office of the Clerk of the County of Suffolk on July 15, 1926 as Map No. 190; 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, ESTATE OF DOROTHY ROBERTS, by Administrators Elizabeth Novarro, Paul Roberts and Barbara Schilley, has made application of said above described parcel and ESTATE OF DOROTHY ROBERTS, by Administrators Elizabeth Novarro, Paul Roberts and Barbara Schilley, has paid the application fee and will be paying $42,440.18 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 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 Quitclaim Deed to ESTATE OF DOROTHY ROBERTS, by Administrators Elizabeth Novarro, Paul Roberts and Barbara Schilley, P.O. Box 433, No # Harbor Beach Road, Miller Place, New York 11764, 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.I

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1823

August 19, 2009

Tax Map No.: 0200-026.00-05.00-004.000
Name of Last Legal Fee Owner: ESTATE OF DOROTHY ROBERTS, by Administrators Elizabeth Novarro, Paul Roberts and Barbara Schilley

TREASURER'S COMPUTATION.....$38,690.81

Taxes.....2008/2009.....$3,749.37

Recording Fees collected for County Clerk.....N/A

License Fee.....N/A

Repairs.....N/A

Interest.....N/A

Miscellaneous Expenses.....N/A

TOTAL.....$42,440.18

Monies to be Received.....$42,440.18

RESOLUTION AMOUNT.....$42,440.18

APPROVED:

PREPARED BY:
Diane Bishop
Redemption Unit
(631) 853-5932

Annette Brownell
Accounting

DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0200	026.00	05.00	1823	004.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2002/03	$4,949.76
2003/04	$6,477.40
2004/05	$5,981.44
2005/06	$5,705.33
2006/07	$4,560.56
2007/08	$4,815.08

2008/09 TAXES IN THE AMOUNT OF $3,749.37 NOT INCLUDED IN COMPUTATION

TOTAL: $32,489.57

B. INTEREST DUE	$4,358.82
C. TOTAL	$36,848.39
D. 5% LINE C	$1,842.42
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$38,690.81

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. 18-Jun-09

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/15/09

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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

1823

Resolution X
Tax Map Number 0200-026.00-05.00-004.000

2. Title of Proposed Legislation

Authorizing the 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

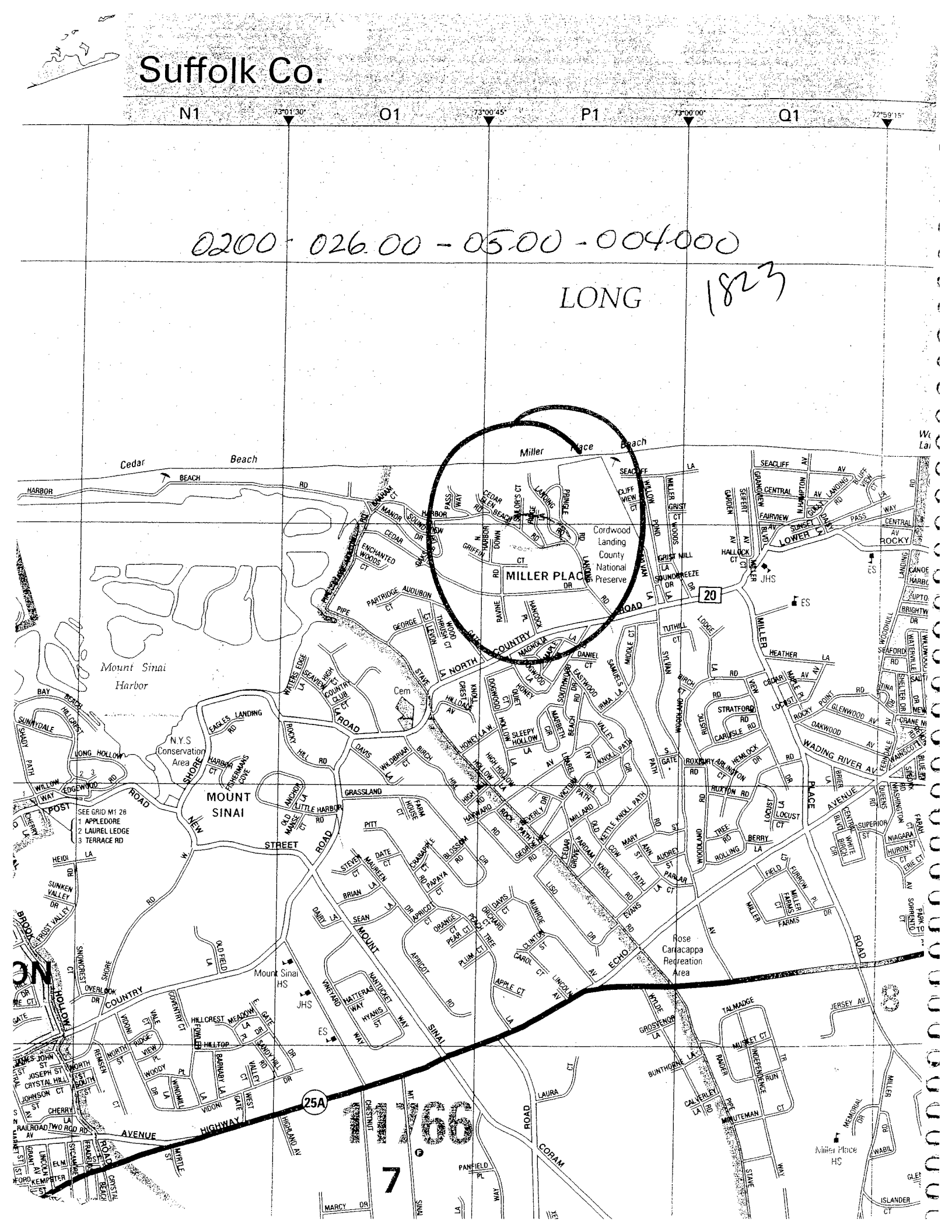
N/A

9. Timing of Impact

2009

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

Diane Bishop Diane Bishop 8/26/09


Suffolk Co.
N1
O1
P1
Q1
73°01'30"
73°00'45"
73°00'00"
72°59'15"
0200 - 026.00 - 05.00 - 004.000
LONG
1823
Cedar Beach
Miller Place Beach
Cordwood Landing County National Preserve
MILLER PLACE
Mount Sinai Harbor
N.Y.S Conservation Area
MOUNT SINAI
SEE GRID M1 28
1 APPLEDORE
2 LAUREL LEDGE
3 TERRACE RD
Rose Carracappa Recreation Area
Mount Sinai HS
Miller Place HS
11766
7
20
25A

800-026.00-05.00-004.000

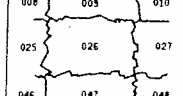
PROPERTIES DISTRICTS:

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: 100 0 100 200

KEY MAP



TOWN OF	BROOKHAVEN
VILLAGE OF	
DISTRICT NO	0200

SECTION NO 026

PROPERTY MAP

CONVERSION DATE: Aug. 30, 1996

1824

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

Laid on Table 9/17/09

RESOLUTION NO. –2009, DECLARING OCTOBER 13TH AS "METASTATIC BREAST CANCER AWARENESS DAY" IN SUFFOLK COUNTY

WHEREAS, the American Cancer Society says that 178,480 women and men will be diagnosed with breast cancer in 2009, and an estimated 30 percent of those will develop Stage IV advanced or metastatic breast cancer; and

WHEREAS, metastatic breast cancer is Stage IV advanced breast cancer that has spread from the original breast site to the bones and/or organs such as the liver, lungs, and brain; and

WHEREAS, 155,000 Americans currently live with metastatic breast cancer, underscoring the immediate need for increased public awareness; and

WHEREAS, statistics suggest that most persons with metastatic breast cancer have a life expectancy of two to three years from the initial diagnosis; and

WHEREAS, metastatic breast cancer is rarely discussed during Breast Cancer Awareness Month, however those living with the disease should never feel isolated or ignored; and

WHEREAS, Metastatic Breast Cancer Awareness Day emphasizes the urgent need for new targeted breast cancer treatments that will provide a high quality of life and prolong life expectancy for patients by making Stage IV cancer a chronic, but not terminal disease; and

WHEREAS, raising awareness of this largely misunderstood disease will help bring about acceptance, support, and solidarity, and will help further the search for medical advances; and

WHEREAS, the Metastatic Breast Cancer Network is calling for everyone to do their part to further build awareness of this disease; now, therefore be it

1st RESOLVED, that October 13th, 2009 is hereby designated as "**Metastatic Breast Cancer Awareness Day**" in Suffolk County; and be it further

2nd RESOLVED, that beginning in 2010 and continuing every year thereafter October 13th shall be permanently designated as "**Metastatic Breast Cancer Awareness Day**" within the County of Suffolk to support efforts to raise awareness about metastatic breast cancer and together, fight for the development of treatments that extend lives, while the search for a cure continues; 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:

_____

County Executive of Suffolk County

Date:

s:\res\r-metastatic-breast-cancer-awareness-day

1825

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by the Presiding Officer

RESOLUTION NO. -2009, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED ACQUISITION OF LAND FOR OPEN SPACE PRESERVATION PURPOSES KNOWN AS THE CHANDLER ESTATE ADDITION – CLARKE PROPERTY, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Acquisition of Land for Open Space Preservation Purposes Known as the Chandler Estate Addition – Clarke Property, Town of Brookhaven", pursuant to Section 6 of Local Law No. 22-1985 which project involves the acquisition of 0.75 acres of land by Suffolk County for open space preservation purposes; and

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

WHEREAS, at its August 19, 2009 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Planning; and

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

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated August 19, 2009 of said recommendations; and

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

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

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

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

2) The proposed use of the subject parcel is passive recreation; and

3) The Department of Environment and Energy, Division of Real Property Acquisition and Management, will remove all structures, tanks, and debris

from the property; remediate, if necessary, any contaminated areas as required by Federal and New York State law; and close all wells and septic tanks pursuant to applicable Suffolk County Department of Health and NYS DEC standards, before the property is to be transferred to the Department of Parks, Recreation and Conservation;

and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\s-clarke-property

1826

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by the Presiding Officer

RESOLUTION NO. -2009, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED HIGHWAY AND DRAINAGE IMPROVEMENTS TO CR 11, PULASKI ROAD FROM THE VICINITY OF WOODBURY ROAD TO THE VICINITY OF DEPOT ROAD, TOWN OF HUNTINGTON

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Highway and Drainage Improvements to CR 11, Pulaski Road from the Vicinity of Woodbury Road to the Vicinity of Depot Road, Town of Huntington", pursuant to Section 6 of Local Law No. 22-1985 which project will provide highway, drainage, traffic signalization and safety improvements to CR 11 Pulaski Road from the vicinity of Woodbury Road to the vicinity of Depot Road, a total distance of 2.3 miles. CR 11 will be rehabilitated as a three lane road, with one through lane in each direction and a shared center left turn lane. This typical section will provide added vehicular, bicycle and pedestrian safety. This project proposes full curb and sidewalks on both sides of CR 11. Storm drainage infrastructure will be upgraded by the addition of leaching pools with road inlets, new catch basins and connecting reinforced concrete pipes; and

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

WHEREAS, at its August 19, 2009 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Public Works; and

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

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated August 19, 2009 of said recommendations; and

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

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

1st **RESOLVED**, the CEQ recommends that the drainage system west of Oakwood Road be designed to accommodate a 3 inch rainfall event; and be it further

2nd **RESOLVED**, the CEQ recommends that DPW investigate and determine that the proposed project will not contribute to the former siltation problem involving the three lakes at the head of Cold Spring Harbor; and be it further

3rd **RESOLVED**, that this Legislature hereby determines that the Proposed Highway and Drainage Improvements to CR 11, Pulaski Road from the Vicinity of Woodbury Road to the

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

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

2) The proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York of the Suffolk County Charter and the Suffolk County Code;

3) The parcel does not appear to suffer from any severe environmental development constraints (limiting soil properties; no high groundwater and no unmanageable slopes);

4) The project is designed to accommodate bicycles as per the NYS DOT manual;

5) Traffic, bicycle and pedestrian safety will be improved in the vicinity of the project; and

6) Recharge of runoff from storm events will be improved in the vicinity of the project;

and be it further

4th **RESOLVED**, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

1827

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

Laid on Table 9/17/09

RESOLUTION NO. -2009, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED REHABILITATION OF MOVABLE BRIDGES CP 5806 AND CP 5838

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Rehabilitation of Movable Bridges CP 5806 and CP 5838", pursuant to Section 6 of Local Law No. 22-1985 which project involves the maintenance and repair of movable bridges, Quogue Bridge, Beach Lane Bridge, West Bay Bridge and Smith Point Bridge; and

WHEREAS, at its August 19, 2009 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered an Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1),(2) and (7) and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated August 19, 2009 of said recommendations; and

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

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

1st **RESOLVED**, that this Legislature hereby determines that the Proposed Rehabilitation of Movable Bridges CP 5806 and CP 5838 constitutes a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1), (2) and (7) since it involves the maintenance, repair, replacement or reconstruction of a facility in-kind on the same site, or construction of minor accessory structures; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\s-movable-bridges

1828

Intro. Res. No. – 2009 Laid on Table 9/17/09

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

RESOLUTION NO. -2009 AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE MEDEROS PROPERTY – PATCHOGUE RIVER WETLANDS ADDITION (TOWN OF BROOKHAVEN - SCTM#0200-893.00-01.00-023.001 & 0200-893.00-01.00-038.001)

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

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

WHEREAS, Resolution No. 877-2005, authorized planning steps for the acquisition of said property; and

WHEREAS, on November 20, 2007, Suffolk County, as SEQRA Lead Agency, in Resolution 1083-2007, issued a SEQRA negative declaration in connection with the proposed future acquisitions of properties for the preservation of open space for passive park purposes as set forth in Resolution No. 625-2004 – Mastic/Shirley Conservation Area Phase I and Resolutions Nos. 621-2004 and/or 877-2005 – Master Lists I and II Reports, respectively; and

WHEREAS, the following property(s), as described in the 1st Resolved, is listed in Resolution No. 625-2004 – Mastic/Shirley Conservation Area Phase I and/or Resolutions Nos. 621-2004 and/or 877-2005 – Master Lists I and/or II Reports, respectively; and

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

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

WHEREAS, contracts to acquire said property were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Property

Acquisition and Management and approved as to legality by the Office of the County Attorney; now, therefore, be it

1st **RESOLVED**, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, for a total purchase price of Fifty Thousand Dollars ($50,000.00), 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:

PARCEL:	SUFFOLK COUNTY TAX MAP NUMBER:		ACRES:	REPUTED OWNER AND ADDRESS:
No. 1	District	0200	2.6±	George and Mildred Mederos
	Section	893.00		27012 Sea Breeze Way
	Block	01.00		Wesley Chapel, FL 33544
	Lot	023.001		
No. 2	District	0200		
	Section	893.00		
	Block	01.00		
	Lot	038.001		

; 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 C42-3(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Fifty Thousand Dollars ($50,000.00), subject to a final survey; and, be it further

3rd **RESOLVED**, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $50,000.00, 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 as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and, be it further

4th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management and/or 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 pursuant to Section C12-2(A)(2)(c), this property is not to be developed and Zero (0) Workforce Housing Development Rights shall be removed and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program registry

pursuant to the Workforce Housing Development Rights Program as developed by the Department of Planning, consistent with Resolution No. 412-2005, as amended, and approved by the Suffolk County Executive and the Suffolk County Legislature; and, be it further

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

a.) freshwater/tidal wetlands and buffer lands for same; and, be it further

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

8th **RESOLVED,** that 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 property for passive park purposes which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued in Suffolk County Resolution No. 1083-2007.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

Gen 02

COUNTY OF SUFFOLK

AUG 21 2009

1828

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER
PAMELA J. GREENE
DIVISION DIRECTOR

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

August 21, 2009

Mr. Ben Zwirn, 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 Mederos property (Patchogue River Wetlands), in the Town of Brookhaven, under the New Suffolk County ¼% Drinking Water Protection Program. The purchase price is $50,000.00 for 2.6± acres.

Please contact me if you require any additional information.

Sincerely,

Pamela J. Greene
Director

PJG:pd
Att.
cc: Christopher E. Kent, Chief 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
Phyllis J. Benincasa, Acquisition Agent
CE Reso Review (e-mail copy only)

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

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1828

1. Type of Legislation

Resolution __X__ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Authorizing the acquisition under the New Suffolk County ¼% Drinking Water Protection Program, of the Mederos property (Patchogue River Wetlands), SCTM#0200-893.00-01.00-023.001 & 0200-893.00-01.00-038.001, (Town of Brookhaven).

3. Purpose of Proposed Legislation

See No. 2 above

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 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 ¼% Drinking Water Protection Program

9. Timing of Impact

N/A

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*12. Date*
Janet M. Longo Acquisition Supervisor	Janet Longo	August 21, 2009

SCIN FORM 175b (10/95)

1829

Intro. Res. No. – 2009 Laid on Table 9/17/09

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

RESOLUTION NO. -2009 AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE JENNINGS PROPERTY – SAW MILL CREEK ADDITION (TOWN OF RIVERHEAD - SCTM#0600-109.00-01.00-012.000)

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. 877-2005, authorized planning steps for the acquisition of said property; and

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

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

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

WHEREAS, on November 20, 2007, Suffolk County, as SEQRA Lead Agency, in Resolution 1083-2007, issued a SEQRA negative declaration in connection with the proposed future acquisitions of properties for the preservation of open space for passive park purposes as set forth in Resolution No. 625-2004 – Mastic/Shirley Conservation Area Phase I and Resolutions Nos. 621-2004 and/or 877-2005 – Master Lists I and II Reports, respectively; and

WHEREAS, the following property(s), as described in the 1st Resolved, is listed in Resolution No. 625-2004 – Mastic/Shirley Conservation Area Phase I and/or Resolutions Nos. 621-2004 and/or 877-2005 – Master Lists I and/or II Reports, respectively; now, therefore, be it;

1st **RESOLVED**, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, for a total purchase price of Thirteen Thousand Dollars ($13,000.00), 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:

PARCEL:	SUFFOLK COUNTY TAX MAP NUMBER:		ACRES:	REPUTED OWNER AND ADDRESS:
No. 1	District	0600	0.236±	Emma Jennings
	Section	109.00		506 Hebrard Road
	Block	01.00		Norway, SC 29113
	Lot	012.000		

; and, be it further

2nd **RESOLVED,** that the Director of the Division of Real Property Acquisition and Management and/or his designee, is hereby authorized, empowered, and directed, pursuant to Section C42-3(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Thirteen Thousand Dollars ($13,000.00), subject to a final survey; and, be it further

3rd **RESOLVED**, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $13,000.00, 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 as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and, be it further

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

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

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

a.) freshwater/tidal wetlands and buffer lands for same;
b.) lands within the watershed of the coastal stream, as determined by a reasonable planning or hydrological study; and, be it further

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

8th **RESOLVED,** that 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 property for passive park purposes which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued in Suffolk County Resolution No. 1083-2007.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

Gen D2

COUNTY OF SUFFOLK

AUG 2 1 2009

1829

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

August 21, 2009

Ben Zwirn, 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 Jennings property (Saw Mill Creek Addition), in the Town of Riverhead, under the New Suffolk County ¼% Drinking Water Protection Program. The purchase price is $13,000.00 for 0.236± acres.

Please contact me if you require any additional information.

Sincerely,

Pamela J. Greene
Director

PJG:pd
Att.
cc: Christopher E. Kent, Chief 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
Peter Belyea, Acquisition Agent
CE Reso Review (e-mail copy only)

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

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1829

1. Type of Legislation

Resolution __X__ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Authorizing the acquisition under the New Suffolk County ¼% Drinking Water Protection Program, of the Jennings property (Saw Mill Creek Addition), SCTM#0600-109.00-01.00-012.000, (Town of Riverhead).

3. Purpose of Proposed Legislation

See No. 2 above

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 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 ¼% Drinking Water Protection Program

9. Timing of Impact

N/A

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*12. Date*
Janet M. Longo Acquisition Supervisor	Janet Longo	August 21, 2009

SCIN FORM 175b (10/95)

1830

Introductory Resolution No. -2009 Laid on the Table 9/17/09
Introduced by the Presiding Officer on request ofthe County Executive

RESOLUTION NO. - 2009, ACCEPTING AND APPROPRIATING A GRANT AMENDMENT TO THE NATIONAL SCIENCE FOUNDATION SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIPS PROGRAM (S-STEM) 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received a grant award from theNational Science Foundation for a Science, Technology, Engineering and Mathematics Scholarship Program, in the amount of $496,800, including $14,950 for program administration for year three of the fiveyear grant, for the period of September 1, 2006 through August 31, 2011, 2009; and

WHEREAS, the award has been increased by a supplemental amount of $9,000, for student stipends and travel, bringing the total amount of the grant award to $505,800; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant on August 20, 2009 by Resolution No. 2009. ; and

WHEREAS, the College anticipates spending the $9,000 in accordance with the terms of said grant award before August 31, 2011; now therefore be it

1st **RESOLVED**, that said grant award amendment from the National Science Foundation, for a Science, Technology, Engineering, and Mathematics Scholarship Program, inthe amount of $9,000, be accepted; and be it further

2nd **RESOLVED**, that said grant award amendment, in the amount of $9,000, be appropriated for the operation of the program as follows:

REVENUES:	AMOUNT:
Federal Aid: NSF S-STEM: 818-GRT-4237-09	$ 9,000

APPROPRIATIONS:	AMOUNT:
NSF S-STEM: 818-GRT-GC43-09	$ 9,000

Suffolk County Community College
NSF S-STEM
818-GRT-GC43-09

4500-Contracted Services	$ 9,000
4560-Fess for Services, Non-employees	9,000

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1830

RESOLUTION NO. 2009. AMENDING THE COLLEGE BUDGET FOR AN AMENDMENT TO THE NATIONAL SCIENCE FOUNDATION SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS SCHOLARSHIP PROGRAM (NSF S-STEM)

WHEREAS, the Suffolk County Community College has received a grant award from the National Science Foundation for a Science, Technology, Engineering and Mathematics Scholarship Program, in the amount of $496,800, including $14,950 for program administration for year three of a five-year grant, for the period of September 1, 2006 through August 31, 2011, and

WHEREAS, the award has been increased by a supplemental amount of $9,000, for student stipends and travel, bringing the total amount of the grant award to $505,800, and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that the 2008-2009 College budget be amended to reflect an increase in the amount of $9,000, for an NSF S-STEM Program grant, and the College president or his designee is authorized to execute a contract with the administering agency.

Project Director: Dr. Candice J. Foley

Note: No full-time personnel

* * * * * * * * * *

1830

Board of Trustees Meeting
Date: August 20, 2009

ABSTRACT

Subcontract ____ Grant _X_ Proposal ___

Funding Source	National Science Foundation
Project Title:	NSF Scholarships in Science, Technology, Engineering, and Mathematics Program (S-STEM)
Project Director:	Dr. Candice J. Foley, Professor of Chemistry
Project Period:	September 1, 2006 through August 31, 2011
Campus:	Central Administration
Amount of Award:	$496,800
Amount of Amendment:	$ 9,000
Amended Award:	$505,800
Match / In-kind:	None
Full-time Positions:	N/A
Reassigned/Overload Time:	N/A
No. of Students to be Served:	2
Type of Student to be Served:	Economically disadvantaged

Description of Project:
Suffolk County Community College (SCCC) was awarded $496,800 from NSF for a five-year S-STEM Program that enables the College to support and encourage students to pursue careers in science, technology, engineering and math by providing scholarships. The $9,000 amendment to the grant award provides for stipends for two SCCC students to work as research interns at Brookhaven National Lab, thereby enhancing research and education opportunities.

◀ Return to Award Documents Page

National Science Foundation

4201 WILSON BOULEVARD, ARLINGTON, VIRGINIA 22230

Award Date: April 28, 2009
Grant No. DUE-0630944
Amendment No. 001
Proposal No. DUE-0934382

Dr. Shirley Robinson Pippins
President
Suffolk Community College
533 College Road
Selden, NY 11784-2899

Dear Dr. Pippins

The National Science Foundation hereby awards $9,000 to Suffolk Community College for additional support described in the request for supplemental support.

This project, under the direction of Candice J. Foley, Linda A. Sabatino, Louis Roccanova, Nina A. Leonhardt, Peter J. Maritato , is entitled:

"Science, Technology, Engineering and Mathematics Scholarship Program for Suffolk County Community College."

This award with this amendment totals $505,800 and expires September 30, 2011.

This grant is awarded pursuant to the authority of the National Science Foundation Act of 1950, as amended (42 U.S.C. 1861-75.) and is subject to Research Terms and Conditions (RTC, dated July 2008) and NSF RTC Agency Specific Requirements (dated July 2008) available at http://www.nsf.gov/awards/managing/rtc.jsp.

Funds provided by this award include support for "Community College Institutes (CCI)" in accordance with Dear Colleague Letter, Cooperative Activity with Department of Energy Programs for Education and Human Resource Development (NSF 07-133).

The amount of this supplement is based on the information provided in your supplemental request, in accordance with the following budget:

1. Stipend $8,000
2. Travel $1,000

The Awardee is required to report on the use of these funds as part of the source grant Final Project Report submitted via FastLane. It is recommended that you keep notes on the use of funds and notable results from the start of this supplement award.

A grantee has full responsibility for the conduct of the project or activity supported under an NSF grant and for the results achieved, including timely and satisfactory performance. It is expected that student and/or faculty participants will receive their stipend or salary support from the grantee institution in a timely manner and accessible form, such that they are appropriately supported from the initiation of the summer activity. Grantees may incur allowable pre-award costs within the 90 day period immediately preceding the effective date of the grant in accordance with the applicable terms and conditions of this award.

Indirect costs are not allowed on participant support costs, and there is no administrative allowance in lieu of indirect costs.

Except as modified by this amendment, the grant conditions remain unchanged.

Please view the project reporting requirements for this award at the following web address
[https://www.fastlane.nsf.gov/researchadmin/prsLoginHome.do?awdID=0630944].

The attached budget indicates the amounts, by categories, on which NSF has based its support.

The cognizant NSF program official for this grant is Terry S. Woodin (703) 292-8697.
The cognizant NSF grants official contact is LeVar Rashawn Farrior (703) 292-2187.

Sincerely,

Pamela A. Hawkins
Grants and Agreements Officer

CFDA No: 47.076
pippins@sunysuffolk.edu

Download Adobe Acrobat Reader for viewing PDF files

1830

National Science Foundation
WHERE DISCOVERIES BEGIN

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Award Abstract #0630944

Science, Technology, Engineering and Mathematics Scholarship Program for Suffolk County Community College

NSF Org:	DUE Division of Undergraduate Education
Initial Amendment Date:	September 18, 2006
Latest Amendment Date:	April 28, 2009
Award Number:	0630944
Award Instrument:	Standard Grant
Program Manager:	Terry S. Woodin DUE Division of Undergraduate Education EHR Directorate for Education & Human Resources
Start Date:	October 1, 2006
Expires:	September 30, 2011 (Estimated)
Awarded Amount to Date:	$505800
Investigator(s):	Candice Foley foleyc@sunysuffolk.edu (Principal Investigator) Nina Leonhardt (Co-Principal Investigator) Linda Sabatino (Co-Principal Investigator) Louis Roccanova (Co-Principal Investigator) Peter Maritato (Co-Principal Investigator)
Sponsor:	Suffolk Community College 533 College Road Selden, NY 11784 631/451-4076
NSF Program(s):	S-STEM:SCHLR SCI TECH ENG&MATH
Field Application(s):	
Program Reference Code(s):	SMET, 9178, 7204
Program Element Code(s):	1536

1830

ABSTRACT

This project continues, builds upon, and significantly expands a previously successful NSF-CSEM Scholarship Program. This program (operating from 2001-2006) has already demonstrated significantly higher graduation (71%) and transfer (46%) rates in comparison to the average graduation (24%) and transfer (14%) rates at Suffolk County Community College (SCCC). Additional features being added include: enhanced counseling regarding financial aid, graduation, and transfers; more summer internships, research opportunities, and job shadowing opportunities; frequent on-site tours at partnering institutions; and additional faculty presentations, invited speakers, and non- (SCCC) mentors for SSTEM/CSEMS scholarship meetings.

The intellectual merits of this project include: (1) the implementation of a revised and improved version of the existing successful joint NSF-CSEMS and SCCC-CSEMS program by a team of project directors who possess diverse academic backgrounds in the sciences, engineering and technology; (2) two Co-PIs on the team who devote much of their time and efforts to recruiting women and underrepresented minorities into SCCC's science and engineering/technology programs (a current NSF-CSEMS Co-PI and engineering professor who designed, developed, and currently directs the college's first gender equity program for women pursuing nontraditional careers in engineering and technology, and a key administrator in the Office of Continuing Education, who directs numerous minority recruitment programs, including SCCC's Collegiate Science & Technology Education Program, Science & Technology Entry Program, and Liberty Partnerships Program); and (3) a unique combination of educational and research opportunities for the Scholars, offered in collaboration with Dowling Colleges, Brookhaven National Laboratory and Stony Brook University.

The broader impacts of the project include a greater emphasis on enhancing diversity within SCCC's current core group of NSF Scholars by collaborating with CSTEP to transition 10-15 low income and/or underrepresented students into the NSF-STEMS Program each year.

Please report errors in award information by writing to: awardsearch@nsf.gov.

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1830

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.

To be completed by the Executive Budget Office

1830

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation
Accepting and Appropriating a Grant Amendment to the National Science Foundation Science, Technology, Engineering, and Mathematics Scholarship Program (S-STEM) 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
To accept and appropriate a grant award amendment, in the amount of $9,000, from the National Science Foundation for a Science, Technology, Engineering, and Mathematics Scholarship Program (S-STEM) during the 2008-2009 fiscal year.

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 the answer to item 4 is "yes," Provide Detailed Explanation of Impact
The grant amendment will provide $9,000 from the National Science Foundation for a Science, Technology, Engineering, and Mathematics Scholarships Program (S-STEM) for student stipends and travel during the 2008-2009 fiscal year. No matching funds required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Source of Funding: National Science Foundation

9. Timing of Impact: September 1, 2006 through August 31, 2011

10. Typed Name & Title of Preparer
Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer
Deborah E Lesser

12. Date
August 11, 2009

Carmine Chiusano 9/4/09
Assistant Budget Director

SCIN FORM 175A (10/95)

Gen D7

AUG 19 20

1830

Suffolk
COUNTY COMMUNITY COLLEGE

To: Ben Zwirn, Deputy County Executive
✓ Brendan Chamberlain, Director, Intergovernmental

From: Dr. Shaun McKay, Interim Executive Vice President

Date: August 13, 2009

Subject: Request for a Resolution Accepting and Appropriating a Grant Amendment for a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of the grant award amendment for a program at Suffolk County Community College.

Proposal ___ Grant Award X Subcontract _____

Program Name: NSF Scholarships in Science, Technology, Engineering, & Mathematics Program (S-STEM)
Funder: National Science Foundation

Amount of Grant:	$496,800 for five years
Amount of Amendment:	$ 9,000
Amended Grant Total:	$505,800
Full Time Positions:	None

Please call me if there are questions regarding this request.
An e-mail version of the resolution was sent to CE RESO REVIEW:
File name: Reso-SCCC-NSF STEM Scholarships Amend.doc

cc: Dr. Candice J. Foley, Professor of Chemistry/Physical Science
Nina Leonhardt, Associate Dean, Continuing Education
J. Bullard, Jr., Associate Dean for Financial Affairs
J. Canniff, Vice President for Academic and Campus Affairs
M. L. Araneo, Vice President for Institutional Advancement

Intro. Reso. No. 1831-09 Laid on Table 9/17/09
Introduced by the Presiding Officer at the request of the County Executive

RESOLUTION NO. -2009, ACCEPTING & APPROPRIATING A GRANT IN THE AMOUNT OF $195,000 IN FEDERAL PASS-THROUGH FUNDING FROM THE NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR THE INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT PROGRAM WITH 75% SUPPORT.

WHEREAS, the New York State Office of Homeland Security has made $195,000 in Federal pass-through funds from the FY09 Interoperable Emergency Communications Grant Program (IECGP) available to Suffolk County for the Suffolk County Police Department's Interoperable Emergency Communications Program; and

WHEREAS, said project is designed to improve the Suffolk County Police Department's capabilities with regard to interoperable communications through the funding of an engineering evaluation of the Suffolk County Police Department's communications tower and through the purchase of equipment; and

WHEREAS, the operational period of the Project will be from April 1, 2009, through March 31, 2010; and

WHEREAS, said grant requires matching funds totaling $65,000, which are available in the 2009 Police Department's Asset Forfeiture Fund; and

WHEREAS, said grant funds totaling $195,000 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:	**AMOUNT**
001-4324-Federal Aid: Interoperable Emergency Communications Program	$195,000

ORGANIZATIONS:

Police Department (POL)
Interoperable Emergency Communications Program
001-POL-3622

2000-Equipment	**$187,500**
2090-Radio and Communication	187,500
4500-Fees For Services	**$ 7,500**
4560-Fees For Services, Non-Employees	7,500

and be it further

2nd RESOLVED, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the New York State Office of Homeland Security.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1831

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.

To be completed by the Executive Budget Office

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk	DATE March 26, 2009 REV August 26, 2009
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank 1831
Contact Person In Department/Agency Sarah Furey Sr. Grants Analyst	Telephone Number 852-6042
	Grant Application Due Date 12/18/08

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 ½" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title **Interoperable Emergency Communications Grant Program**

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) Consolidated Security, Disaster Assistance, and Continuing Appropriations Act of 2009, Public Law 110-329, administered by the New York State Office of Homeland Security.

3. Grant/Contract Status (Check One Box)
A. _X__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.).
The project will allow the Suffolk County Police Department to improve its interoperability capabilities between Suffolk and Nassau County agencies through an engineering evaluation of the SCPD communications tower and the purchase of 10 MUX (multiplexer) units to be installed in 10 county sites.

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

II. BUDGET INFORMATION

1. Term of Contract From: 4/1/2009 To: 3/31/2010

2. Financial Assistance Requested

SOURCE	*FIRST FUNDING CYCLE*		*SECOND FUNDING CYCLE*		*THIRD FUNDING CYCLE*	
	Amount	**Percent**	**Amount**	**Percent**	**Amount**	**Percent**
Federal	$195,000	75 %	$	%	$	%
State	$	%	$	%	$	%
Private	$	%	$	%	$	%
County	$65,000	25%	$	%	$	%
Total	$260,000	100%	$	%	$	%

3. Explanation of Requested County Financial Assistance 1831			
Category	***Total Requested***	***Personnel Costs Requested***	***Non-Personnel Costs Requested***
TOTAL COUNTY SHARE:	$ 65,000	$0	$65,000
A. Cash Contribution	$65,000	$	$65,000
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 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).

III. COUNTY EXECUTIVE'S OFFICE REVIEW

1. Intergovernmental Relations Division Review:	Approved / Disapproved	2. Signature of Coordinator	3. Date

4. Comments

5. Budget Office Review:	Approved / Disapproved	6. Signature of Budget Director	7. Date

8. Comments

1831

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 and appropriating a grant in the amount of $195,000 in Federal pass-through funding from the New York State Office of Homeland Security for the Interoperable Emergency Communications Grant Program with 75% support.

3. Purpose of Proposed Legislation
   To accept $195,000 in Federal pass-through funding from the New York State Office of Homeland Security, to purchase specialized equipment that will improve the Suffolk County Police Department's interoperable communications capabilities and to fund an engineering study of the Suffolk County Police Department's communications tower.

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 have $195,000 available to purchase specialized communications equipment and fund an evaluation of the SCPD's communication tower that will improve the SCPD's interoperable communications capabilities with 75% support. Matching funds will come from the existing Suffolk County Police Department Asset Forfeiture Fund.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:
   Matching costs of approximately $65,000 will be incurred in purchasing the equipment and the evaluation; however, the matching funds will be taken from the Suffolk County Police Department's Asset Forfeiture Fund. The grant requires that the County provide 25% in matching funds.

8. Proposed Source of Funding
   New York State Office of Homeland Security

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan C. Krause Grants Technician		8/26/2009

SCIN FORM NO. 175b (10/95)

Carmine Chiusano 9/4/09
Assistant Budget Director

New York State
Office of Homeland Security

THOMAS G. DONLON
DIRECTOR

July 14, 2009

1831

The Honorable Steve Levy
Suffolk County Executive
100 Veterans Memorial Highway
PO Box 6100
Hauppauge, New York 11788-0099

Dear Mr. Levy:

I am pleased to announce that Suffolk County has been awarded $195,000 to support the application you submitted for funding from the FY09 Interoperable Emergency Communications Grant Program (IECGP). Funding for this grant is provided by the U.S. Department of Homeland Security (DHS) Federal Emergency Management Agency (FEMA).

In order for the State to be able to provide these critical funds to you as quickly as possible, we are requesting that your designated Point of Contact reach out to OHS's Contracts Unit at (518) 485-7241 to initiate the contracting process.

Additionally, in order to provide you with immediate assistance, we have established a Grant Assistance Hotline where you can call to receive answers to questions you may have. The toll free number is (866) 837-9133 and is available business hours Monday through Friday.

Thank you for your support on this important homeland security initiative.

Sincerely,

Thomas G. Donlon
Director

1220 Washington Avenue, State Office Building Campus
Building 7A
ALBANY, NY 12242

Brendan Gen D5
Chamberlain

COUNTY OF SUFFOLK

AUG 27 2009

1831

STEVE LEVY
COUNTY EXECUTIVE

POLICE DEPARTMENT

RICHARD DORMER
POLICE COMMISSIONER

MEMORANDUM

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

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

DATE: **August 26, 2009**

SUBJECT: **Resolution Packet & SCIN Forms for the New York State Office of Homeland Security**
Interoperable Emergency Communications Program

Attached please find two copies of the following for the NYS Office of Homeland Security's Interoperability Emergency Communications Program:

1. Grant Resolution
2. Grant SCIN Forms
3. Request for Introduction of Legislation
4. Financial Impact Statement
5. Copy of the Award Letter from the NYS Office of Homeland Security and the original Application

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 for your assistance with this project.

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

Additional back-up material regarding 1831 is on file in the

Legislative Clerk's Office, Hauppauge.

1832

Intro. Res. No. -2009 Laid on Table 9/17/09

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2009, EXTENDING EXISTING ONE PERCENT SALES AND COMPENSATING USE TAX FOR THE PERIOD BEGINNING DECEMBER 1, 2009 AND ENDING NOVEMBER 30, 2011, PURSUANT TO AUTHORITY OF SECTION 1210 OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

WHEREAS, Chapter 27 of the Laws of 2001 authorized the imposition of an additional sales and compensating use tax within the territorial limits of the County at the rate of one percent for the period beginning June 1, 2001, and ending November 30, 2003; and

WHEREAS, Chapter 368 of the Laws of 2003 authorized the County to continue to impose an additional sales and compensating use tax within the territorial limits of the County at the rate of one percent for the period beginning December 1, 2003, and ending November 30, 2005; and

WHEREAS, Chapter 202 of the Laws of 2005 authorized the County to continue to impose an additional sales and compensating use tax within the territorial limits of the County at a rate of one percent for the period beginning December 1, 2005, and ending November 30, 2007; and

WHEREAS, Chapter 684 of the Laws of 2007 authorized the County to continue to impose an additional sales and compensating use tax within the territorial limits of the County at a rate of one percent for the period beginning December 1, 2007, and ending November 30, 2009; and

WHEREAS, a Chapter of the Laws of 2009 authorizes the County to continue to impose an additional sales and compensating use tax within the territorial limits of the County at a rate of one percent for the period beginning December 1, 2009, and ending November 30, 2011; and

WHEREAS, it is now desired to continue to impose such additional one percent rate of sales and compensating use tax from December 1, 2009 through November 30, 2011, as authorized by Section 1210 of the New York Tax Law, as amended; now, therefore be it

1st RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

SECTION 1. The first sentence of section two of Resolution No. 745-1968, as amended, is amended to read as follows:

SECTION 2. Imposition of sales tax.

On and after June 1, 2001, there is hereby imposed and there shall be paid a tax of four and one-quarter percent, provided, however, that on and after December 1, 2011[09], there is

hereby imposed and there shall be paid a tax of three and one-quarter percent, and provided further, however, that on and after December 1, 2030, there is hereby imposed and there shall be paid a tax of three percent, upon:

SECTION 2. Subdivision (j) of section three of Resolution No. 745-1968, as amended, is amended to read as follows:

(j) With respect to the additional tax of one percent imposed for the period commencing June 1, 2001, and ending November 30, 2011[09], the provisions of subdivisions (a), (b), (c), (d) and (e) of this section apply, except that for the purposes of this subdivision, all references in said subdivisions (a), (b), (c) and (d) to an effective date shall be read as referring to June 1, 2001, all references in said subdivision (a) to the date four months prior to the effective date shall be read as referring to February 1, 2001, and the reference in subdivision (b) to the date immediately preceding the effective date shall be read as referring to May 31, 2001. Nothing herein shall be deemed to exempt from tax at the rate in effect prior to June 1, 2001, any transaction which may not be subject to the additional tax imposed effective on that date.

SECTION 3. Section four of Resolution No. 745-1968, as amended, is amended to read as follows:

SECTION 4. Imposition of compensating use tax.

(a) Except to the extent that property or services have already been or will be subject to the sales tax under this enactment, there is hereby imposed on every person a use tax for the use within this taxing jurisdiction on and after June 1, 2001, except as otherwise exempted under this enactment, (A) of any tangible personal property purchased at retail, (B) of any tangible personal property (other than computer software used by the author or other creator), manufactured, processed or assembled by the user, (i) if items of the same kind of tangible personal property are offered for sale by him in the regular course of business or (ii) if items are used as such or incorporated into a structure, building or real property, by a contractor, subcontractor or repairman in erecting structures or buildings, or building on, or otherwise adding to, altering, improving, maintaining, servicing or repairing real property, property or land, as the terms real property, property or land are defined in the real property tax law, if items of the same kind are not offered for sale as such by such contractor, subcontractor or repairman or other user in the regular course of business, (C) of any of the services described in paragraphs (1), (7) and (8) of subdivision (c) of section two, (D) of any tangible personal property, however acquired, where not acquired for purposes of resale, upon which any of the services described under paragraphs (2), (3) and (7) of subdivision (c) of section two have been performed, (E) of any telephone answering

service described in subdivision (b) of section two and (F) of any computer software written or otherwise created by the user if the user offers software of a similar kind for sale as such or as a component part of other property in the regular course of business.

(b) For purposes of clause (A) of subdivision (a) of this section, for the period beginning December 1, 2000, and ending May 31, 2001, the tax shall be at the rate of four percent, for the period beginning June 1, 2001, and ending November 30, 2011[09], the tax shall be at the rate of four and one-quarter percent, for the period beginning December 1, 2011[09], and ending November 30, 2030, the tax shall be at the rate of three and one-quarter percent, and on and after December 1, 2030, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for such property, or for the use of such property, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one, but excluding any credit for tangible personal property accepted in part payment and intended for resale.

(c) For the purposes of subclause (i) of clause (B) of subdivision (a) of this section, for the period beginning December 1, 2000, and ending May 31, 2001, the tax shall be at the rate of four percent, for the period beginning June 1, 2001, and ending November 30, 2011[09], the tax shall be at the rate of four and one-quarter percent, for the period beginning December 1, 2011[09], and ending November 30, 2030, the tax shall be at the rate of three and one-quarter percent, and on and after December 1, 2030, the tax shall be at the rate of three percent, of the price at which items of the same kind of tangible personal property are offered for sale by the user, and the mere storage, keeping, retention or withdrawal from storage of tangible personal property by the person who manufactured, processed or assembled such property shall not be deemed a taxable use by him.

(d) For purposes of subclause (ii) of clause (B) of subdivision (a) of this section, for the period beginning December 1, 2000, and ending May 31, 2001, the tax shall be at the rate of four percent, for the period beginning June 1, 2001, and ending November 30, 2011[09], the tax shall be at the rate of four and one-quarter percent, for the period beginning December 1, 2011[09] and ending November 30, 2030, the tax shall be at the rate of three and one-quarter percent, and on and after December 1, 2030, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the

tangible personal property manufactured, processed or assembled into the tangible personal property the use of which is subject to tax, including any charges for shipping or delivery as described in paragraph three of subdivision (b) of section one.

(e) Notwithstanding the foregoing provisions of this section, for purposes of clause (B) of subdivision (a) of this section, there shall be no tax on any portion of such price which represents the value added by the user to tangible personal property which he fabricates and installs to the specifications of an addition or capital improvement to real property, property or land, as the terms real property, property or land are defined in the real property tax law, over and above the prevailing normal purchase price prior to such fabrication of such tangible personal property which a manufacturer, producer or assembler would charge an unrelated contractor who similarly fabricated and installed such tangible personal property to the specifications of an addition or capital improvement to such real property, property or land.

(f) For the purposes of[r] clauses (C), (D) and (E) of subdivision (a) of this section, for the period beginning December 1, 2000, and ending May 31, 2001, the tax shall be at the rate of four percent, for the period beginning June 1, 2001, and ending November 30, 2011[09] the tax shall be at the rate of four and one-quarter percent, for the period beginning December 1, 2011[09], and ending November 30, 2030, the tax shall be at the rate of three and one-quarter percent, and on and after December 1, 2030, the tax shall be at the rate of three percent, of the consideration given or contracted to be given for the service, including the consideration for any tangible personal property transferred in conjunction with the performance of the service and also including any charges for shipping and delivery of the property so transferred and of the tangible personal property upon which the service was performed as such charges are described in paragraph three of subdivision (b) of section one.

(g) For purposes of clause (F) of subdivision (a) of this section, for the period beginning December 1, 2000, and ending May 31, 2001, the tax shall be at the rate of four percent, for the period beginning June 1, 2001, and ending November 30, 2011[09], the tax shall be at the rate of four and one-quarter percent, for the period beginning December 1, 2011[09], and ending November 30, 2030, the tax shall be at the rate of three and one-quarter percent, and on and after December 1, 2030, the tax shall be at the rate of three percent, of the consideration given

or contracted to be given for the tangible personal property which constitutes the blank medium, such as disks or tapes, used in conjunction with the software, or for the use of such property, and the mere storage, keeping, retention or withdrawal from storage of computer software described in such clause (F) by its author or other creator shall not be deemed a taxable use by such person.

SECTION 4. Paragraph (D) of subdivision (1) of section 11 of Resolution No. 745-1968, as amended, is amended to read as follows:

(1)(D) With respect to the additional tax of one percent imposed for the period beginning June 1, 2001, and ending November 30, 2011[09], in respect to the use of property used by the purchaser in this County prior to June 1, 2001.

SECTION 5. Subdivision (b) of section 14 of Resolution No. 745-1968, as amended, is amended to read as follows:

(b)(ii) Notwithstanding any provision of law to the contrary, of the net collections received by the County as a result of the increase of one percent to the tax authorized by section twelve hundred ten of the Tax Law for the period beginning June first, two thousand one and ending November thirtieth, two thousand eleven [nine], imposed by resolution by simple majority by the County Legislature, and signed by the County Executive, an amount equal to not less than one-eighth and no more than three-eighths of the net collections received from the imposition of the one percent rate increase shall be dedicated for public safety purposes and the balance shall be deposited in the general fund of the County.

2nd RESOLVED, that the Clerk of this Legislature is hereby directed to forward a certified copy of this Resolution by registered or certified mail to the New York State Commissioner of Taxation and Finance, and certified copies of this Resolution to the County Clerk, the New York State Secretary of State, and the New York State Comptroller within five (5) days after enactment of this Resolution; and be it further

3rd RESOLVED, that this Resolution shall take effect on December 1, 2009, except that all administrative procedures necessary to implement the retention of the above rate increases may commence prior to that date.

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

DATED: , 2009

APPROVED BY:

_____
County Executive of Suffolk County

Date:

1832

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution **X** Local Law _____ Charter Law _____

2. Title of Proposed Legislation

EXTENDING EXISTING ONE PERCENT SALES AND COMPENSATING USE TAX FOR THE PERIOD BEGINNING DECEMBER 1, 2009 AND ENCING NOVEMBER 30, 2011 PURSUANT TO AURHORITY OF SECTION 1210 OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK

3. Purpose of Resolution: **Same as above**

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): Community College**

Library District **Fire District**

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

Revenue associated with the message - approximately $270,000,000 on a calendar basis - is already included in the 2009 Adopted Operating. If the 1% tax is not authorized in 2009, **a shortfall of over $22,000,000 will occur.** This is over 40% of the 2009 general fund tax warrant. Non-mandated programs will have to be immediately reduced or eliminated to offset this loss.

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

2010 – 2011 Loss of over **$270,000,000 per year** in sales tax revenue if the 1% sales tax extension is not authorized.

No effect on budget if authorized.

8. Proposed Source of Funding

Sales tax sunsets on November 30, 2009

9. Timing of Impact

December 1, 2009

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Allen M. Kovesdy Director of Management and Research		September 8, 2009

SIN FORM 175b (10/95)

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1832

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.

To be completed by the Executive Budget Office

Intro. Reso. No. 1833-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009 ACCEPTING AND APPROPRIATING $35,640.00 IN SUB-GRANTED FEDERAL PASS-THROUGH FUNDING MADE AVAILABLE PURSUANT TO THE FY09 RECOVERY ACT INTERNET CRIMES AGAINST CHILDREN TASK FORCE PROGRAM FROM THE NEW YORK STATE POLICE DEPARTMENT FOR THE SUFFOLK COUNTY POLICE DEPARMENT'S PARTICIPATION IN ICAC (INTERNET CRIMES AGAINST CHILDREN) INVESTIGATIONS AND COMMUNTIY OUTREACH PROGRAMS WITH 100% SUPPORT.

WHEREAS, the New York State Police Department, has been awarded Federal funding pursuant to the FY 09 Recovery Act Internet Crimes Against Children Task Force Grant Program by the United States Department of Justice; and

WHEREAS, the New York State Police Department, has awarded pass-through Federal funding in the amount of $35,640.00 to the Suffolk County Police Department as a sub-grantee, to enhance its participation in the ICAC (Internet Crimes Against Children) Recovery Act Task Force Program; and

WHEREAS, the Program is designed to conduct ICAC (Internet Crimes Against Children) investigations and community outreach to promote internet safety; and

WHEREAS, the operational period of this Program will be from April 1, 2009 through March 31, 2012; and

WHEREAS, said grant 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 sub-grant funds as follows:

REVENUES:	**AMOUNT**
001-4386– Federal Aid: Computer Crimes ICAC	$35,640.00

ORGANIZATIONS:

Police Department (POL)
Computer Crimes ICAC
001-POL-3621

1000 – Personal Services	**$30,345.00**
1120 – Overtime Salaries	30,345.00

Employee Benefits
Retirement
001-EMP-9010

8000-Employee Benefits	**$ 4,855.00**
8280-Retirement	4,855.00

Employee Benefits
Social Security
001-EMP-9030

8000-Employee Benefits	**$ 440.00**
8330-Social Security	440.00

and be it further

2nd RESOLVED, County Executive be and hereby is authorized to execute the agreement between Suffolk County and the New York State Police Department.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1833

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.

To be completed by the Executive Budget Office

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk	DATE 8/24/09
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank 1833
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 ½" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title: Computer Crimes ICAC

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program): Public Law 111-5, 42 USC 17601-17617, administered by the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention.

3. Grant/Contract Status (Check One Box)
A. _X__ 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.)
The funds will enhance the Suffolk County Police Department Computer Crime Unit's ability to participate in investigations and outreach programs pursuant to the FY 09 Recovery Act Internet Crimes Against Children Task Force Program.

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

II. BUDGET INFORMATION

1. Term of Contract From: April 1, 2009 To: March 31, 2012

2. Financial Assistance Requested

SOURCE	*FIRST FUNDING CYCLE*		*SECOND FUNDING CYCLE*		*THIRD FUNDING CYCLE*	
	Amount	**Percent**	**Amount**	**Percent**	**Amount**	**Percent**
Federal	$35,640	100%	$	%	$	%
State	$	%	$	%	$	%
Private	$	%	$	%	$	%
County	$	%	$	%	$	%
Total	$35,640	100%	$	%	$	%

3. Explanation of Requested County Financial Assistance

Category	*Total Requested*	*Personnel Costs Requested*	*Non-Personnel Costs Requested*
TOTAL COUNTY SHARE:	$ None	$0 1833	$0
A. Cash Contribution	$0	$0	$0
B. In-Kind Contribution	$0	$0	$0

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 _____ _____ Disapproved	2. Signature of Coordinator	3. Date

4. Comments

5. Budget Office Review:	Approved _____ Disapproved	6. Signature of Budget Director	7. Date

8. Comments

1833

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 and appropriating $35,640.00 in sub-granted Federal pass-through funding made available pursuant to the FY09 Recovery Act Internet Crimes Against Children Task Force Program from the New York State Police Department for the Suffolk County Police Department's participation in ICAC (Internet Crimes Against Children) investigations and community outreach programs with 100% support.

3. Purpose of Proposed Legislation
   To accept $35,640.00 in sub-granted funds from the

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 have $35,640.00 available to enhance the Suffolk County Police Department Computer Crimes Unit's participation in investigations and community outreach pursuant to the FY09 Recovery Act Internet Crimes Against Children Task Force Grant Program.

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

   The program is 100% funded by the Grantor.

8. Proposed Source of Funding

   U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention passed-through the New York State Police Department

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan C. Krause Grants Technician	SCL	8/24/2009

SCIN FORM NO. 175b (10/95)

Carmen Chiusano 9/4/09
Assistant Budget Director

MEMORANDUM OF UNDERSTANDING 1833

This MEMORANDUM OF UNDERSTANDING by and between the **NEW YORK STATE POLICE**, 1220 Washington Avenue, Building 22, Albany, New York 12226 (hereinafter referred to as the "Grantor") and **SUFFOLK COUNTY POLICE DEPARTMENT**, 30 Yaphank Avenue, Yaphank, New York 11980, (hereinafter referred to as the "Grantee").

WHEREAS, The Grantor has received federal funds appropriated pursuant to the FY 09 Recovery Act Internet Crimes Against Children Task Force Program Grants, (OJJDP – ICAC Initiatives) Pub. L. No. 111-5, 42 USC 17601-17617; and

WHEREAS, The Grantee is an affiliate member of the New York State Internet Crimes Against Children Task Force and has dedicated personnel to conduct ICAC investigations and community outreach to promote internet safety; and

WHEREAS, The Grantor desires to provide a grant to the above-named agency for the performance of said activities by dedicated personnel on an overtime basis; and

WHEREAS, The Grantor and Grantee are desirous of further specifying the mutual obligations and responsibilities of the parties with respect to the administration and service delivery of this grant.

NOW, THEREFORE, IT IS MUTUALLY AGREED AS FOLLOWS:

1. The Grantee hereby assures the Grantor that its performance under the Memorandum of Understanding, and all other activities regarding this project in which it is engaged, are in compliance and will continue to be in compliance with and throughout the life of this Memorandum of Understanding, with any and all applicable statutes, regulations and policies.

2. The Grantee agrees to identify in writing, and for prior approval of the Grantor, the person(s) who will be responsible for the overtime work to be done under this Memorandum of Understanding. The Grantee further agrees to provide in writing the established overtime rate of compensation to be earned by the person(s) responsible for the work to be done under this Memorandum of Understanding, as set forth in **ATTACHMENT A**.

3. In consideration of the services to be performed under this Memorandum of Understanding, the Grantor agrees to reimburse the Grantee for associated overtime and related expenses. Such expenses are reimbursable up to an amount of **Thirty-five thousand six hundred forty dollars ($35,640)** during the grant project cycle. These funds have been allocated to reflect an operational need within a program cycle of **36 months x $90/hr x 11 hrs/month**. The total disbursement shall not be greater than **$11,880 per 12 month period**.

Payment shall be made from the FY09 Recovery Act Internet Crimes Against Children Task Force Program grant available to the Grantor. Payment under this Memorandum of Understanding is conditional upon the continued availability of Federal funds for this purpose, and upon approval by the New York State Division of the Budget. The Grantee's employees shall not be considered agents or employees of the Grantor for any purpose.

4. The Grantee shall submit an Overtime Reimbursement Log, as set forth in **ATTACHMENT B**, to the Grantor each month of the grant period, which extends from **April 1st 2009 through March 31st 2012**. Said form shall be verified and signed by the supervisor of the agency's ICAC Task Force and submitted to the Grantor by the 7th business day after the last day of the month for which the overtime is reported. A separate form shall be completed and submitted for each person who will be responsible for the overtime work to be done under this Memorandum of Understanding.

5. The Grantee agrees to provide officials, including auditors, of the New York State Police, the New York State Office of the State Comptroller and the Office of Justice Programs, or their duly authorized representatives, access to and the right to examine, any directly pertinent project books, documents, papers and records of the Grantee involving transactions related to the Memorandum of Understanding from the date of commencement until expiration of six years after termination of this Memorandum of Understanding or final payment, whichever is longer.

6. This Memorandum of Understanding shall be subject to the following provisions:

a. The agreement may be terminated:

1. By mutual written agreement of the parties.

2. By the Grantor for cause, upon the failure of the Grantee to comply with terms and conditions of this Memorandum of Understanding; provided that the Grantor shall give the Grantee written notice, specifying the Grantee's failure.

3. If the Grantor deems that termination would be in the best interest of the State the Grantor shall give notice of termination.

4. Should funds for this Memorandum of Understanding become unavailable, the Grantor shall deem this Memorandum of Understanding terminated immediately without termination costs. The Grantor shall promptly notify the Grantee of any such unavailability of funds.

1833

b. The agreement will expire:

1. Upon completion of the grant period, including any extensions.

7. The Grantee agrees to comply with all applicable federal, state, and local civil rights and human rights laws with reference to equal employment opportunities and the provision of services.

8. The Grantee agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs Financial Guide.

9. **Appendix A**, Standard Clauses for New York State contracts is attached hereto, and made a part of this Agreement as fully as if set forth at length thereto.

IN THE WITNESS THEREOF, the parties hereto have executed this Agreement as of the _____ day of _____.

THE PEOPLE OF THE STATE OF NEW YORK

BY: _____
Name: William J. Callahan
Agency: New York State Police
Title: Administrative Director

BY: _____
Name:
Agency: Suffolk County Police Department
Title:

1833

APPENDIX A

STANDARD CLAUSES FOR NEW YORK STATE CONTRACTS

**PLEASE RETAIN THIS DOCUMENT
FOR FUTURE REFERENCE.**

September, 2003

TABLE OF CONTENTS

1833

1. Executory Clause
2. Non-Assignment Clause
3. Comptroller's Approval
4. Workers' Compensation Benefits
5. Non-Discrimination Requirements
6. Wage and Hours Provisions
7. Non-Collusive Bidding Certification
8. International Boycott Prohibition
9. Set-Off Rights
10. Records
11. Identifying Information and Privacy Notification
12. Equal Employment Opportunities For Minorities and Women
13. Conflicting Terms
14. Governing Law
15. Late Payment
16. No Arbitration
17. Service of Process
18. Prohibition on Purchase of Tropical Hardwoods
19. MacBride Fair Employment Principles
20. Omnibus Procurement Act of 1992
21. Reciprocity and Sanctions Provisions
22. Purchases of Apparel

Brendan Chamberlain
Ser D

COUNTY OF SUFFOLK

1833

AUG 27 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: **August 24, 2009**

SUBJECT: **Resolution Packet & SCIN Forms for**
Computer Crimes ICAC Grant Program
Project# 2009-SN-B9-K023

Attached please find two copies of the following for the Computer Crimes ICAC grant program.

1. Grant Resolution.
2. Grant SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the proposed MOU between the New York State Police 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 for your assistance with this project.

EW/sck
Att.

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

Additional back-up material regarding 1833 is on file in the

Legislative Clerk's Office, Hauppauge.

Intro. Res. No. 1834-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH THE NORTH FORK AUDUBON SOCIETY FOR INLET POND COUNTY PARK, GREENPORT

WHEREAS, The North Fork Audubon Society, a not-for-profit organization having its principal office at P.O. Box 973, Mattituck, New York, desires to enter into a custodial license agreement with the County to act as a custodian, pursuant to the Historic Trust Manual, at Inlet Pond County Park in Greenport; and

WHEREAS, The North Fork Audubon Society has assisted the County with restoration, maintenance, and management of the Inlet Pond County Park through an informal stewardship arrangement; and

WHEREAS, The North Fork Audubon Society is willing to use its own staff and volunteers in order to provide public tours and programs at Inlet Pond County Park; and

WHEREAS, the Suffolk County Historic Trust has authorized The North Fork Audubon Society to act as a custodian of the Inlet Pond County Park via Resolution No. 129-2007; 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 Custodial License Agreement for five (5) years with one five-year option period with The North Fork Audubon Society for the non-exclusive use of the premises for the purpose of acting as a custodian to assist in the restoration, maintenance, and management of Inlet Pond County Park; and be it further

2nd **RESOLVED**, that Inlet Pond County Park shall be returned to the County of Suffolk at the conclusion of any agreements 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 wear and tear, between the date thereof and the conclusion of any such use agreement; 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)(20), (26), 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:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1834

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. -2009, AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH THE NORTH FORK AUDUBON SOCIETY FOR INLET POND COUNTY PARK, GREENPORT

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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): DAV**
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.

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
Nicholas Paglia Executive Technician		September 4th, 2009

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1834

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.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1834 AUG 27 2009

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: **August 26, 2009**

RE: **INTRODUCTORY RESOLUTION AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH THE NORTH FORK AUDUBON SOCIETY FOR INLET POND COUNTY PARK, GREENPORT**

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-Authorizing License with North Fork Audubon Society for Inlet Pond County Park.doc."

The North Fork Audubon Society has assisted the County with restoration, maintenance, and management of the Inlet Pond County Park. The Department would like to enter into a license agreement with The North Fork Audubon Society in order to establish a formalized description of services and requirements.

Should you require anything further, please contact my office at 4-4984.

Enclosures

MONTAUK HIGHWAY – P.O. BOX 144 WEST SAYVILLE, NEW YORK 11796-0144 (631) 854-4949 FAX: (631) 854-4977

SUFFOLK COUNTY PARKS

Intro. Res. No. 1835-09 Laid on Table 9/17/09
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH THE GREAT SOUTH BAY AUDUBON SOCIETY FOR BROOKSIDE COUNTY PARK, SAYVILLE

WHEREAS, The Great South Bay Audubon Society, a not-for-profit organization having its principal office at 59 Brook Street, Sayville, New York, desires to enter into a custodial license agreement with the County to act as a custodian, pursuant to the Historic Trust Manual, at Brookside County Park in Sayville; and

WHEREAS, since 2000, The Great South Bay Audubon Society has assisted the County with restoration, maintenance, and management of the Brookside County Park; and

WHEREAS, The Great South Bay Audubon Society is willing to use its own staff and volunteers in order to operate a museum and provide public tours and programs at Brookside County Park; and

WHEREAS, the Suffolk County Historic Trust has authorized The Great South Bay Audubon Society to act as a custodian of the Brookside County Park via Resolution No. 93-2007; 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 Custodial License Agreement for five (5) years with one five-year option period with The Great South Bay Audubon Society for the non-exclusive use of the premises for the purpose of acting as a custodian to assist in the restoration, maintenance, and management of Brookside County Park; and be it further

2nd **RESOLVED**, that Brookside County Park shall be returned to the County of Suffolk at the conclusion of any agreements 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 wear and tear, between the date thereof and the conclusion of any such use agreement; 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)(20), (26), 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.

1835

DATED:

APPROVED BY:

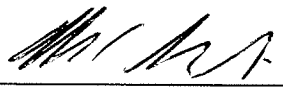
_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1835

1. Type of Legislation Resolution ___X___ Local Law _____ Charter Law _____		
2. Title of Proposed Legislation RESOLUTION NO. -2009, AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH THE GREAT SOUTH BAY AUDUBON SOCIETY FOR BROOKSIDE COUNTY PARK, SAYVILLE		
3. Purpose of Proposed Legislation SEE NO. 2 ABOVE		
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): DAV** **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. N/A.		
8. Proposed Source of Funding N/A		
9. Timing of Impact Upon adoption.		
10. Typed Name & Title of Preparer Nicholas Paglia Executive Technician	11. Signature of Preparer 	12. Date September 4th, 2009

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1835

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.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1835 AUG 27 2009

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: **August 26, 2009**

RE: **INTRODUCTORY RESOLUTION AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH THE GREAT SOUTH BAY AUDUBON SOCIETY FOR BROOKSIDE COUNTY PARK, SAYVILLE**

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-Authorizing License with Great South Bay Audubon Society for Brookside County Park.doc."

The Great South Bay Audubon Society has assisted the County with restoration, maintenance, and management of the Brookside County Park. The Department would like to enter into a license agreement with The Great South Bay Audubon Society in order to establish a formalized description of services and requirements.

Should you require anything further, please contact my office at 4-4984.

Enclosures

MONTAUK HIGHWAY – P.O. BOX 144 WEST SAYVILLE, NEW YORK 11796-0144 (631) 854-4949 FAX: (631) 854-4977

SUFFOLK COUNTY PARKS

1836

Intro. Res. No. - 2009 Laid on the Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. – 2009, AMENDING THE 2009 ADOPTED OPERATING BUDGET TO ACCEPT AND APPROPRIATE ADDITIONAL 100% STATE AID FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH TO FEDERATION OF ORGANIZATIONS

WHEREAS, Federation of Organizations operates a transportation program for mental health clients attending day programs throughout Suffolk County; and

WHEREAS, this additional State Aid has been allocated to fund an increased number of non-Medicaid clients requiring these transportation services; and

WHEREAS, this additional 100% State Aid is not currently included in the 2009 Suffolk County Operated Budget; now, therefore be it

1st **RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate $75,000 in additional State Aid as follows:

REVENUES:

001-3493 Community Support Services $75,000

ORGANIZATIONS

Department of Health Services (HSV)
Division of Community Mental Hygiene Services
001-HSV-4330-4980

XORG	OBJECT NAME	2009 Modified Budget	Increase/ Decrease	2009 Modified Budget
GUR1	Fed of Org Transportation	$1,155,156	+$75,000	$1,230,156

and be it further

2nd **RESOLVED,** that the contract with Federation of Organizations be amended to reflect these additional funds; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

HSV #36-2009

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1836

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

Title of Proposed Legislation
Amending the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health to Federation of Organizations

3. Purpose of Proposed Legislation
This legislation is needed to accept and appropriate additional 100% State Aid from NYS Office of Mental Health to Federation of Organizations, Inc. They provide transportation services to mental health clients attending day programs throughout Suffolk County.

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 the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
Not applicable

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
100% State Aid from New York State Office of Mental Health

9. Timing of Impact
2009

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*Date*
Diane E. Weyer *Principal Financial Analyst*	Diane E. Weyer	8/26/09

SCIN FORM 175b (10/95)

Carmine Chiusano 9/4/09
Assistant Budget Director

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1836

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.

To be completed by the Executive Budget Office

New York State
Office of Mental Health

Michael F. Hogan, Ph.D. Commissioner

44 Holland Avenue
Albany, New York 12229

1836

June 18, 2009

Thomas O. MacGilvray, CSW
Director
Suffolk Co Mental Hygiene Div
P.O. Box 6100
Bldg C928, No. Country Complex
Hauppauge, NY 11788

Dear Director MacGilvray, CSW:

The NYS Office of Mental Health (OMH) is reissuing your January 1, 2009 to December 31, 2009 State Aid letter. Your total allocation amount at this time is $20,098,991.

As a reminder your 2009 final Consolidated Budget Reports (CBRs) are due November 1, 2009. Guidelines for completion of the CBR are available at the OMH website, http://www.omh.state.ny.us/omhweb/cbr/. As a reminder, the applicable Spending Plan Guidelines are also available on-line at http://www.omh.state.ny.us/omhweb/spguidelines. If you have not already done so, please share these guidelines with your subcontract providers.

Inherent in OMH's budget and claiming policy is an expectation that you will monitor expenditures against budgeted costs throughout the year, and any significant fiscal or programmatic problems should be discussed with your OMH field office as soon as they become known. If you have questions regarding any local mental health fiscal issues, including questions regarding the information or instructions that are included in this letter, please call Gary Schiliro at (631)761-3334.

Sincerely,

Margaret A. LaWare, Director
Administrative Services Unit
Community Budget & Financial Mgmt.

Att.
cc: Gary Schiliro

COUNTY OF SUFFOLK

1836

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

HUMAYUN J. CHAUDHRY, D.O., M.S.
Commissioner

MEMORANDUM

To: Humayun J. Chaudhry, D.O., M.S.
Commissioner, Department of Health Services

From: Thomas O. MacGilvray, L.C.S.W., C.A.S.A.C.
Director, Division of Community Mental Hygiene Services

Date: August 21, 2009

Subject: REQUEST FOR LEGISLATIVE RESOLUTION

I would like to request a Legislative Resolution to move currently unallocated 100% State Aid funding to Federation of Organizations.

Federation of Organizations operates a Transportation Program which provides transportation to and from PROS and various other mental health day programs throughout Suffolk County. Providing services to a larger than anticipated non Medicaid client population has created a deficit for the current year. There is currently sufficient unallocated funding in fund source 14 to cover the $75,000 deficit.

Attached please find a copy of the most recent state aid letter. For your convenience, attached are draft copies of the intro resolution, fiscal impact summary and routing form.

TOM:adt
Attachments
Cc: D. Weyer; L. Wright; S. Reagan; A. Flescher; M. Howe

Public Health
Prevent. Promote. Protect.

DIVISION OF COMMUNITY MENTAL HYGIENE
North County Complex, Bldg. C928, 725 Veterans Memorial Highway,PO Box 6100 Hauppauge, NY 11788
(631) 853-8500 Fax (631) 853-3117

Gen Dis

COUNTY OF SUFFOLK

1836

AUG 27 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

HUMAYUN J. CHAUDHRY, D.O., M.S.
Commissioner

August 26, 2009

Ben Zwirn, Deputy County Executive
Office of the County Executive, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

I request the introduction of the enclosed Resolution to amend the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health to Federation of Organizations. Federation of Organizations provides transportation services to mental health clients attending day programs throughout Suffolk County.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Mary Howe at 3-8517. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-MH Fed of Org.doc".

Sincerely yours,

Humayun J. Chaudhry, D.O., M.S.
Commissioner of Health Services

Enclosures

HJC/lw

C: Christopher E. Kent, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Margaret B. Bermel, M.B.A, Director of Health Administrative Services
Matthew Miner, Deputy Commissioner
Thomas O. MacGilvray, Director of Community Mental Hygiene Services
Mary K. Howe, Chief Management Analyst
Sheila Reagan, Senior Program Examiner
Donald Murphy, Principal Auditor
Diane E. Weyer, Principal Financial Analyst

Additional back-up material regarding 1836 is on file in the

Legislative Clerk's Office, Hauppauge.

1837

Intro. Res. No. - 2009 Laid on the Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. – 2009, AMENDING THE 2009 ADOPTED OPERATING BUDGET TO ACCEPT AND APPROPRIATE ADDITIONAL 100% STATE AID FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH TO FAMILY SERVICE LEAGUE FOR THE ASSERTIVE COMMUNITY TREATMENT (ACT) PROGRAM

WHEREAS, effective May 1, 2009 Family Service League was licensed by the New York State Office of Mental Health to operate a second Assertive Community Treatment (ACT) team; and

WHEREAS, the current State Aid allocation authorizes an additional $255,000 for this program; and

WHEREAS, this additional 100% State Aid from the New York State Office of Mental Health is not currently included in the 2009 Adopted Operating Budget; now, therefore be it

1st **RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate $255,000 in additional State Aid as follows:

REVENUES:

001-3493 Community Support Services $255,000

ORGANIZATIONS

Department of Health Services (HSV)
Division of Community Mental Hygiene Services
001-HSV-4330-4980

XORG	OBJECT NAME	2009 Modified Budget	Increase/ Decrease	2009 Modified Budget
JGG1	Family Service League ACT Team West	$88,243	+$255,000	$343,243

and be it further

2nd **RESOLVED**, that the County Executive be and hereby is authorized to execute a contract with Family Service League, Inc.; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

HSV #37-2009

1837

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

Title of Proposed Legislation
Amending the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health to Family Service League for the Assertive Community Treatment (ACT) Program.

3. Purpose of Proposed Legislation
This legislation is needed to accept and appropriate additional 100% State Aid from NYS Office of Mental Health to Family Service League. Effective May 1, 2009, Family Service League was licensed by the New York State Office of Mental Health to operate a second ACT team. The current State Aid allocation authorizes an additional $255,000 for this 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 the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
Not applicable

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
100% State Aid from New York State Office of Mental Health

9. Timing of Impact
2009

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*Date*
Diane E. Weyer ***Principal Financial Analyst***		8/26/09

SCIN FORM 175b (10/95)

Carmine Chiusano 9/4/09
Assistant Budget Director

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1837

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.

To be completed by the Executive Budget Office

New York State
Office of Mental Health

1837

Michael F. Hogan, Ph.D. Commissioner

44 Holland Avenue
Albany, New York 12229

August 21, 2009

Thomas O MacGilvray CSW
Director
Suffolk Co Mental Hygiene Div
PO Box 6100 725 Veterans Mem Highway
North County Complex Bldg C-928
Hauppauge, NY 11788

Dear Director MacGilvray CSW:

The NYS Office of Mental Health (OMH) is reissuing your January 1, 2009 to December 31, 2009 State Aid letter. Your total allocation amount at this time is $20,353,991. Your annualized value allocations now include the transfer of Clinic Plus funding which was previously on direct contract with the NYS OMH effective January 1, 2010 as well as funding for Family Service League to take over the ACT team.

If you have questions regarding these adjustments please call Gary Schiliro at (631)761-3334.

Sincerely,

Margaret A. LaWare, Director
Administrative Services Unit
Community Budget & Financial Mgmt.

Att.
cc: Gary Schiliro

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

1837

DEPARTMENT OF HEALTH SERVICES

HUMAYUN J. CHAUDHRY, D.O., M.S.
Commissioner

MEMORANDUM

To: Humayun J. Chaudhry, D.O., M.S.
Commissioner, Department of Health Services

From: Thomas O. MacGilvray, L.C.S.W., C.A.S.A.C.
Director, Division of Community Mental Hygiene Services

Date: August 25, 2009

Subject: REQUEST FOR LEGISLATIVE RESOLUTION

Effective May 1, 2009, Family Service League was licensed by the New York State Office of Mental Health to operate a second ACT Team for the Western Suffolk catchment area. The most recent State Aid letter issued on August 21, 2009 allocates funding for the provision of both start up and Medicaid revenue lag costs for the operation of this team.

This additional $255,000 in 100% state aid is not included in the current 2009 Operating Budget. I would like to request a Legislative Resolution to accept and appropriate these additional funds for Family Service League, ACT Team West. Attached please find a draft intro resolution, routing form and a copy of the aforementioned state aid letter.

Thank you.

TOM:ADT
Cc: L.Wright, D.Weyer, A.Flescher, M.Howe, S.Reagan, A.Torres

Public Health

DIVISION OF COMMUNITY MENTAL HYGIENE
North County Complex, Bldg. C928, 725 Veterans Memorial Highway,PO Box 6100 Hauppauge, NY 11788
(631) 853-8500 Fax (631) 853-3117

GEN DI

COUNTY OF SUFFOLK

1837

AUG 27 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

HUMAYUN J. CHAUDHRY, D.O., M.S.
Commissioner

August 26, 2009

Ben Zwirn, Deputy County Executive
Office of the County Executive, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Zwirn:

I request the introduction of the enclosed Resolution to amend the 2009 Adopted Operating Budget to accept and appropriate additional 100% State Aid from the New York State Office of Mental Health to Family Service League for the Assertive Community Treatment (ACT) Program. Effective May 1, 2009, Family Service League was licensed by the New York State Office of Mental Health to operate a second ACT team. The current State Aid allocation authorizes an additional $255,000 for this program.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Mary Howe at 3-8517. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-MH FSL ACT Start-up.doc".

Sincerely yours,

Humayun J. Chaudhry, D.O., M.S.
Commissioner of Health Services

Enclosures

HJC/lw

C: Christopher E. Kent, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Margaret B. Bermel, M.B.A, Director of Health Administrative Services
Matthew Miner, Deputy Commissioner
Thomas O. MacGilvray, Director of Community Mental Hygiene Services
Mary K. Howe, Chief Management Analyst
Sheila Reagan, Senior Program Examiner
Donald Murphy, Principal Auditor
Diane E. Weyer, Principal Financial Analyst

Additional back-up material regarding 1837 is on file in the Legislative Clerk's Office, Hauppauge.

1838

Intro. Res. No. 2009 Laid on Table 9/17/09

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

RESOLUTION NO. , 2009 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 9 – COLLEGE PARK (CP 8163)

WHEREAS, a map and plan together with an estimate of cost has been prepared and filed with the County Legislature resulting in a public hearing on August 18, 2009 in relation to the increase and improvement of facilities for said district which includes the construction and rehabilitation of the wastewater treatment process at Suffolk County Sewer District No. 9 – College Park, in relation to; and

WHEREAS, pursuant to Resolution No. 670-2009, the Clerk of the Legislature did duly cause a Notice of Public Hearing to be published at least once in each of the official newspapers of the County, all in the manner and within the time provided by law and proof thereof has been presented to the County Legislature; and

WHEREAS, said public hearing was held in Riverhead, New York in said County on August 18, 2009 at 2:30 p.m., Prevailing Time; and

WHEREAS, said County Legislature has duly considered the map and plan and estimate of cost for the increase and improvement of Suffolk County Sewer District No. 9 – College Park which includes construction and rehabilitation of the wastewater treatment process and submitted and evidence given at the public hearing held on August 18, 2009; now therefore be it

1st RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, it is hereby found and determined that it is in the public interest to perform the increase and improve the wastewater treatment system at Suffolk County Sewer District No. 9 – College Park, which includes improvements by constructing effluent filtration system in an expanding control building and installation of equipment and systems, that the proposed work is adequate and appropriate, and will not constitute an undue burden on the property which will bear the cost thereof;

Section 2. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, the Legislature further finds and determines that it is in the public interest to expend $750,000 on the increase and improvement of the wastewater treatment system which includes improvements by constructing effluent filtration system in an expanded control building and installation of equipment and systems at Suffolk County Sewer District No. 9 – College Park;

Section 3. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, and recommendations, and data filed with the County Legislature, it further finds and determines that it is in the public interest to

provide for the increase and improve the wastewater treatment system at Suffolk County Sewer District No. 9 – College Park at a maximum cost of $750,000 which represents the aforementioned project which will be attributable to the increase and improvement of the wastewater treatment system which includes construction of effluent filtration system in an expanded control building and installation of equipment and systems of said sewer district, substantially in accordance with the map and plan;

Section 4. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, it further finds that the project will result in a financial impact of $13.31 per year per typical property;

Section 5. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with the County Legislature, it is found and determined that all property and property owners within the existing Suffolk County Sewer District No. 9 – College Park, will be benefited by such increase and improvement of facilities and that no benefited property has been excluded;

2nd RESOLVED, this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York State Code of Rules and Regulations ("NYCRR"), the Legislature has no further responsibilities under SEQRA, and be it further

3rd RESOLVED, that this resolution shall take effect immediately.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1838

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

A resolution making certain findings and determinations in relation to the increase and improvement of facilities for Sewer District No. 9 – College Park (CP8163).

3. Purpose of Proposed Legislation

To make certain findings and determinations for the wastewater treatment system improvements for SCSD No. 9 – College Park.

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): Sewer District**
Library District	**Fire District**	

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

Two appropriations resolutions are required, one being adopted in 2006 and a second to be requested in 2010.

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

$70,425/year (maximum year).

8. Proposed Source of Funding Serial Bonds

9. Timing of Impact 2010

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Ben Wright, P.E. Chief Engineer Sanitation	Ben Wright	8/24/09

SCIN FORM 175B (10/95)
tl-bw8-19-09 Backup-DPW 175B sd9 College Park findings CP 8163

Carmine Chiusano 9/3/09
Assistant Budget Director

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1838

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.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

AUG 26 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

1838

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: **A Resolution Making Certain Findings and Determinations in Relation to the Increase and Improvement of Facilities for Sewer District No. 9 – College Park (CP 8163)**

DATE: August 19, 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 Improvement 8-19-09 and backup filed as Backup-DPW CP 8163 - SD 9 – College Park Improvement 8-19-09 for the findings resolution of the increase and improvement of Sewer District No. 9 – College Park. The public hearing was held August 18th. The project involves construction and rehabilitation of the wastewater treatment process. The total cost associated with the project is $750,000 of which $550,000 was appropriated in 2006 but cannot be expended until all approvals are obtained. The remaining $200,000 can be requested for appropriation in 2010.

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
Lynne Bizzarro, Esq., Deputy County Attorney
Carmine Chiusano, Assistant Budget Director
Ben Wright, P.E., Chief Engineer, Sanitation
CE Reso Review
tl-bw8-19-09 Backup-DPW sd9 College Park findings CP 8163 memo to BZwirn

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010 FAX (631) 852-4150

1839

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK BY PECONIC COMMUNITY COUNCIL, INC. FOR ITS WALKATHON FUNDRAISER

WHEREAS, Peconic Community Council, Inc. is a 501(c)(3) nonprofit organization having its principal place of business at 554 East Main Street, Riverhead, New York; and

WHEREAS, Peconic Community Council would like to hold its Walkathon Fundraiser at Indian Island County Park in the Town of Riverhead; and

WHEREAS, the Peconic Community Council Walkathon is scheduled to be held on Saturday, October 17, 2009; and

WHEREAS, Indian Island County Park will be used as the beginning point of the walk route; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming Suffolk County as an additional insured has been provided by Peconic Community Council; now therefore, be it

1st **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; and be it further

2nd **RESOLVED**, that the use of Indian Island Park by Peconic Community Council for the purpose of hosting a fundraiser on Saturday, October 17, 2009, is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page by the County of Suffolk from Peconic Community Council and the payment of Two Hundred Fifty Dollars ($250.00) event fee, and the issuance of a permit by the Commissioner of Parks, Recreation and Conservation pursuant to section 378-7B(c) of the Suffolk County Code, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

3rd **RESOLVED**, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4 (A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the fundraiser at Indian Island County Park by Peconic Community Council.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law ____

2. Title of Proposed Legislation

AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK BY PECONIC COMMUNITY COUNCIL, INC. FOR ITS WALKATHON FUNDRAISER

3. Purpose of Proposed Legislation

Authorize use of County Parkland for fundraising event.

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 5 is "yes", Provide Detailed Explanation of Impact

There is a fee of $250.00 collected by the County for use of the Park.

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 Impact

N/A

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Carmine Chiusano Assistant Budget Director	Carmine Chiusano	9/4/09

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1839

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.

To be completed by the Executive Budget Office

SUFFOLK COUNTY PARKS

Suffolk County Department of Parks, Recreation & Conservation
Mail Application to: P.O. Box 144, West Sayville, NY 11796
Phone: 631-854-4951
www.suffolkcountyny.gov/parks

1839

APPLICATION FOR PARKLAND GROUP PERMIT

Permit Requested (Check One)

YOUTH GROUP CAMPING _____ **GROUP PICNIC** _____ **ADULT (FAMILY) CAMPING CLUB** _____

SPECIAL GROUP EVENT X **(Specify Below)** **GENERAL GROUP** _____ **(HIKE/FIELD TRIP)**

(Horse/Dog Event, Fundraiser, Other) Benefit Walk-A-Thon to benefit Maureen's Haven Homeless Outreach (Walk from Indian Island to The Grange, Sound Aven. Northville

PARK(S) Requested

1st Choice Indian Island

2nd Choice _____

DATE(S) Requested

1st Choice Saturday, October 17, 2009

2nd Choice _____

Name of Group/Organization Peconic Community Council, Inc.

Address 554 East Main Street, Ste 303, Riverhead, NY Zip Code 11901

Applicant Name Denis Yuen, Program Mgr. Phone 631-727-6831 Cell # 631-727-7973

Address _____ Applicant Signature D. Yuen

Town _____ State _____ Zip _____ Today's Date 7-27-09

Arrival Time 8:00 (a.m./p.m.) Departure Time 10:00 AM (Parks Close at Dusk)

Estimated # Attending 200 # Cars/Vans 45 # Buses _____

ADULT (FAMILY) CAMPING CLUBS: Total # of Units _____ (7 unit minimum non-holiday weekends, 10 unit minimum holiday weekends)

SPECIAL EVENTS & PICNICS

Will Food/Beverages be provided? **YES** _____ **NO** X

Is event open to the general public? **YES** X **NO** _____

If event is open to public ***AND*** food/beverages are being provided a *SUFFOLK COUNTY HEALTH SERVICES ORGANIZER'S APPLICATION FOR TEMPORARY PERMIT must* be filed. Non-compliance with Health Services regulations may result in event being shut down.

Is event being catered? **YES** _____ **NO** X Name of Caterer _____

Will alcoholic beverages be provided? **YES** _____ **NO** X (If **YES** the Hold Harmless Agreement attached must be Signed & notarized).

Will alcoholic beverages be **sold? YES** _____ **NO** X (If **YES** a *Special Event Permit* must be filed with the *NYS Liquor Authority* to obtain a temporary liquor license).

Is this a **Fundraiser? YES** X **NO** _____ Groups wishing to hold fundraisers on Suffolk County Park property must contact the Parks Permit Department at 854-4951 a ***minimum of three months prior*** to event for permission as Suffolk County Legislative approval is required.

TENTS - Suffolk County Fire Marshall inspection may be required contact Permit Dept. at 854-4951 for information.

VENDORS? **YES** _____ **NO** X List all _____

Names of vendors (amusement/entertainment, etc.) at event must be listed above. Attach separate sheet if necessary. Vendor(s) chosen must provide a certificate of insurance naming SUFFOLK COUNTY as an additional insured in the amount of **$2,000,000** per occurrence Comprehensive General Liability.

SPECIAL REQUESTS/COMMENTS: We would like our walkers to exit then the North GAT

Office Use Only

DATE(S) APPROVED October 17th 2009 AREA ASSIGNED Pavillion

Picnic X
Youth ___
Adult ___

PARK APPROVED _____ County Park Indian Island

Received of Peconic Comm Council Amount $250.00 Cash ___ MO ___ Credit ___

Alcohol Permit Approved ___ (Staff Initials) Transaction # 30001 Check ___

SPECIAL INSTRUCTIONS Please contact Park Supervisor 1 week prior to event. Mike @ 852-3233

PERMIT # 32192 PARKS DEPT. APPROVAL _____

43-0201 03/07

1839

DUPLICATE RECEIPT

West Sayville Administration
Montauk Highway
West Sayville, NY
(631) 854-4949

Sales Receipt

Transaction #:	30001
Date: 8/24/2009	Time: 11:48:42 AM
Cashier: Felicia	Register #: 3

MAUREENS HAVEN-PECONIC COMM-10/17/09-CK#003991

Item	Description	Amount
SE_Fund	Fund Raisers	$250.00

Sub Total	$250.00
Total	$250.00
Check Tendered	$250.00
Change Due	$0.00

30001

Thank you.
We hope you'll come back soon!
West Sayville Administration
http://www.suffolkcountyny.gov/parks

DUPLICATE RECEIPT

1839

554 East Main Street, Suite 303,
Riverhead, NY 11901
Office: 631-727-6831
Fax: 631-727-6836
Information@pccouncil.org
Executive Director
Peter C. Saros, M. Div.

Peconic Community Council

www.PCCouncil.org

July 27, 2009

Suffolk County Department of Parks
P.O. Box 144
West Sayville, NY 11796-0144

RE: Application for Parkland Permit

To Whom It May Concern:

The fundraising committee of Peconic Community Council, Inc. is planning a Walk-a-Thon/Bike-a-Thon for October 17th, 2009. The funds raised will go to support the Maureen's Haven Homeless Outreach Programs on the East End of Long Island.

Our proposal is to have our participants register at a designated location in the Indian Island Park beginning at 8:00 am. All walkers and bicyclists will head north and leave through the Park's North gate. This will eleviate any foot traffic on major roadways. Our plan takes our walkers onto Hubbard Avenue, over to Edgar Avenue, onto Main Road for a short one-thousand feet, north onto Church Lane, and finishing up at The Grange Hall at the end of Church and Sound Avenue. The bicyclists will have a more unrestricted course out towards Mattituck and ending at The Grange Hall on Sound Avenue in Northville. The walking route will be approximately 4 miles and the bicycling route will be 25 miles.

Both will conclude at The Grange Hall where a Pancake Breakfast will be served to all participants. I estimate we will arrive at Indian Island Park at 7:30 am to set up and should be braking down the registration tables by 10:00 am. This will be a donation-based fundraiser for our not-for-profit organization.

Feel free to call me if you have any questions concerning this application. Thank you in advance for your consideration.

Sincerely,

Denis Yuen
Program Director
631-727-7973

Attachments: Application
Certification of Not-for-Profit

INTERNAL REVENUE SERVICE
DISTRICT DIRECTOR
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

1839

Date: FEB 20 1988

THE PECONIC COMMUNITY COUNCIL INC
C/O TERMINAL BLDG GABRESKI AIRPORT
RUST AVE
WESTHAMPTON BEACH, NY 11978

Employer Identification Number:
11-3392151
DLN:
17053330192007
Contact Person:
D. A. DOWNING
Contact Telephone Number:
(513) 241-5199
Accounting Period Ending:
December 31
Form 990 Required:
Yes
Addendum Applies:
Yes

Dear Applicant:

Based on information supplied, and assuming your operations will be as stated in your application for recognition of exemption, we have determined you are exempt from federal income tax under section 501(a) of the Internal Revenue Code as an organization described in section 501(c)(3).

We have further determined that you are not a private foundation within the meaning of section 509(a) of the Code, because you are an organization described in sections 509(a)(1) and 170(b)(1)(A)(vi).

If your sources of support, or your purposes, character, or method of operation change, please let us know so we can consider the effect of the change on your exempt status and foundation status. In the case of an amendment to your organizational document or bylaws, please send us a copy of the amended document or bylaws. Also, you should inform us of all changes in your name or address.

As of January 1, 1984, you are liable for taxes under the Federal Insurance Contributions Act (social security taxes) on remuneration of $100 or more you pay to each of your employees during a calendar year. You are not liable for the tax imposed under the Federal Unemployment Tax Act (FUTA).

Since you are not a private foundation, you are not subject to the excise taxes under Chapter 42 of the Code. However, if you are involved in an excess benefit transaction, that transaction might be subject to the excise taxes of section 4958. Additionally, you are not automatically exempt from other federal excise taxes. If you have any questions about excise, employment, or other federal taxes, please contact your key district office.

Grantors and contributors may rely on this determination unless the Internal Revenue Service publishes notice to the contrary. However, if you lose your section 509(a)(1) status, a grantor or contributor may not rely on this determination if he or she was in part responsible for, or was aware of, the act or failure to act, or the substantial or material change on the part of the organization that resulted in your loss of such status, or if he or she acquired knowledge that the Internal Revenue Service had given notice that you would no longer be classified as a section 509(a)(1) organization.

1839

THE PEGONIC COMMUNITY COUNCIL INC

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for federal estate and gift tax purposes if they meet the applicable provisions of Code sections 2055, 2106, and 2522.

Contribution deductions are allowable to donors only to the extent that their contributions are gifts, with no consideration received. Ticket purchases and similar payments in conjunction with fundraising events may not necessarily qualify as deductible contributions, depending on the circumstances. See Revenue Ruling 67-246, published in Cumulative Bulletin 1967-2, on page 104, which sets forth guidelines regarding the deductibility, as charitable contributions, of payments made by taxpayers for admission to or other participation in fundraising activities for charity.

In the heading of this letter we have indicated whether you must file Form 990, Return of Organization Exempt From Income Tax. If Yes is indicated, you are required to file Form 990 only if your gross receipts each year are normally more than $25,000. However, if you receive a Form 990 package in the mail, please file the return even if you do not exceed the gross receipts test. If you are not required to file, simply attach the label provided, check the box in the heading to indicate that your annual gross receipts are normally $25,000 or less, and sign the return.

If a return is required, it must be filed by the 15th day of the fifth month after the end of your annual accounting period. A penalty of $20 a day is charged when a return is filed late, unless there is reasonable cause for the delay. However, the maximum penalty charged cannot exceed $10,000 or 5 percent of your gross receipts for the year, whichever is less. For organizations with gross receipts exceeding $1,000,000 in any year, the penalty is $100 per day per return, unless there is reasonable cause for the delay. The maximum penalty for an organization with gross receipts exceeding $1,000,000 shall not exceed $50,000. This penalty may also be charged if a return is not complete, so be sure your return is complete before you file it.

You are required to make your annual return available for public inspection for three years after the return is due. You are also required to make available a copy of your exemption application, any supporting documents, and this exemption letter. Failure to make these documents available for public inspection may subject you to a penalty of $20 per day for each day there is a failure to comply (up to a maximum of $10,000 in the case of an annual return).

You are not required to file federal income tax returns unless you are subject to the tax on unrelated business income under section 511 of the Code. If you are subject to this tax, you must file an income tax return on Form 990-T, Exempt Organization Business Income Tax Return. In this letter we are not determining whether any of your present or proposed activities are unrelated trade or business as defined in section 513 of the Code.

1839

THE PECONIC COMMUNITY COUNCIL INC

You need an employer identification number even if you have no employees. If an employer identification number was not entered on your application, a number will be assigned to you and you will be advised of it. Please use that number on all returns you file and in all correspondence with the Internal Revenue Service.

If we have indicated in the heading of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

Because this letter could help resolve any questions about your exempt status and foundation status, you should keep it in your permanent records.

If you have any questions, please contact the person whose name and telephone number are shown in the heading of this letter.

Sincerely yours,

District Director

Addendum

ACORD CERTIFICATE OF LIABILITY INSURANCE

OP ID ES PECON-1 | DATE (MM/DD/YYYY) 08/24/09

PRODUCER

Marshall & Sterling Upstate
8 Circular St, Ste #4 POB 931
Saratoga Springs NY 12866
Phone: 518-587-1342 Fax: 518-587-1348

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURERS AFFORDING COVERAGE 1839	NAIC #
INSURER A: Philadelphia Indemnity Ins Co	
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	

INSURED

Peconic Community Council Inc
554 East Main St Suite 303
Riverhead NY 11901

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADDL INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A	X	GENERAL LIABILITY [X] COMMERCIAL GENERAL LIABILITY [ ] CLAIMS MADE [X] OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: [ ] POLICY [ ] PROJECT [ ] LOC	PHPK364148	01/01/09	01/01/10	EACH OCCURRENCE	$ 1000000
						DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 100000
						MED EXP (Any one person)	$ 5000
						PERSONAL & ADV INJURY	$ 1000000
						GENERAL AGGREGATE	$ 3000000
						PRODUCTS - COMP/OP AGG	$ 3000000
		AUTOMOBILE LIABILITY [ ] ANY AUTO [ ] ALL OWNED AUTOS [ ] SCHEDULED AUTOS [ ] HIRED AUTOS [ ] NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident)	$
						BODILY INJURY (Per person)	$
						BODILY INJURY (Per accident)	$
						PROPERTY DAMAGE (Per accident)	$
		GARAGE LIABILITY [ ] ANY AUTO				AUTO ONLY - EA ACCIDENT	$
						OTHER THAN AUTO ONLY: EA ACC	$
						AGG	$
A		EXCESS/UMBRELLA LIABILITY [X] OCCUR [ ] CLAIMS MADE [ ] DEDUCTIBLE [X] RETENTION $10000	PHUB256144	01/01/09	01/01/10	EACH OCCURRENCE	$ 1000000
						AGGREGATE	$ 1000000
							$
							$
							$
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				WC STATUTORY LIMITS [ ] OTHER	
						E.L. EACH ACCIDENT	$
						E.L. DISEASE - EA EMPLOYEE	$
						E.L. DISEASE - POLICY LIMIT	$
		OTHER					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Suffolk County is provided Additional Insured status when required by written contract or agreement with respect permit for walk,run/bike fund raiser on October 17, 2009, under the General Liability coverage.

CERTIFICATE HOLDER

SUFFOLS

Suffolk County
Department of Parks
P O Box 144
West Sayville NY 11796-0144

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE Kenneth W Gray

© ACORD CORPORATION 1988

GEN DI

COUNTY OF SUFFOLK

1839

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: **August 26, 2009**

RE: **INTRODUCTORY RESOLUTION AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK BY PECONIC COMMUNITY COUNCIL, INC. FOR ITS WALKATHON FUNDRAISER**

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-Peconic Community Council Fundraising Event.doc."

Should you require anything further, please contact my office at 4-4984.

Enclosures

1840

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2009, AUTHORIZING THE PLACEMENT OF AN EMERGENCY COMMUNICATIONS FACILITY AT THE GATR SITE IN THEODORE ROOSEVELT COUNTY PARK, MONTAUK FOR PUBLIC SAFETY PURPOSES

WHEREAS, in order to address public safety issues it is necessary to improve wireless communications and the emergency services radio system in Theodore Roosevelt County Park; and

WHEREAS, the former Ground to Air Transmission (GATR) site in the Park was once a communications facility used by the federal government and the installation of a new Emergency Communications Facility (Facility) will have no impact on the use of the County-owned property by the County or the general public; and

WHEREAS, the County is currently under contract with Omnipoint Communications, Inc. (Omnipoint), a wireless telecommunications carrier licensed by the Federal Communications Commission (FCC) to operate in Suffolk County; and

WHEREAS, the County desires to utilize the services of Omnipoint to build the new Facility; and

WHEREAS, the construction of the Facility involves the construction of two wireless communications antenna poles and associated equipment structures at the GATR site; and

WHEREAS, pursuant to State Environmental Quality Review Act Environmental Conservation Law, Article 8 (hereinafter "SEQRA"), Resolution No. 1334-2007 determined that these actions constitute an unlisted action pursuant to the provisions of Title 6 of the New York Code of Rules and Regulations (NYCRR), Part 617 and Chapter 279 of the Suffolk County Code, and will not have significant adverse impacts on the environment; now, therefore be it

RESOLVED, that the Suffolk County Department of Information Technology is hereby authorized, empowered, and directed, pursuant to Section C20-3 of the SUFFOLK COUNTY CHARTER, to enter into an agreement with Omnipoint to construct, install, maintain and operate a new Emergency Communications Facility in Theodore Roosevelt County Park at the GATR site in accordance with the provisions set forth above.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date

1840

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution __X__ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

AUTHORIZING THE PLACEMENT OF AN EMERGENCY COMMUNICATIONS FACILITY AT THE GATR SITE IN THEODORE ROOSEVELT COUNTY PARK, MONTAUK FOR PUBLIC SAFETY PURPOSES.

3. Purpose of Resolution: IMPROVE PUBLIC SAFETY

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): Community College**

Library District **Fire District**

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

NO IMPACT

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

NO IMPACT

8. Proposed Source of Funding

N/A

9. Timing of Impact

UPON APPROVAL

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Allen M. Kovesdy Director of Management and Research		September 8, 2009

SIN FORM 175b (10/95)

FINANCIAL IMPACT
2009 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1840

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.

To be completed by the Executive Budget Office

1841

Intro. Res. No. -2009 Laid on Table 9/17/09

Introduced by Legislator Kennedy

RESOLUTION NO. –2009, APPOINTING A MEMBER OF THE SUFFOLK COUNTY BOARD OF TRUSTEES OF PARKS, RECREATION AND CONSERVATION (DAWN HOPKINS)

WHEREAS, the term of office of Gary Olsen, a member of the Suffolk County Board of Trustees of Parks, Recreation and Conservation representing the Town of Brookhaven, expired on November 30, 2006; and

WHEREAS, the Supervisor of the Town of Brookhaven has recommended that **Dawn Hopkins** be appointed to represent the Town of Brookhaven on the Suffolk County Board of Trustees of Parks, Recreation and Conservation; now, therefore, be it

RESOLVED, that **Dawn Hopkins**, currently residing in Lake Ronkonkoma, New York, is hereby appointed to fill this vacancy as a member of the Suffolk County Board of Trustees of Parks, Recreation, and Conservation, pursuant to Section 28-1(C) of the SUFFOLK COUNTY CHARTER, said term to expire on November 30, 2011.

DATED:

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

s:\res\r-appt-parks-hopkins

1841

Dawn Hopkins

Lake Ronkonkoma, NY 11779

New York State United Teachers (NYSUT): 1984 - 2007

Labor Relations Specialist (LRS): assigned to Higher Education Division – United University Professions (UUP)

Represented faculty and staff (more than 5,000 members)

SUNY Old Westbury
Farmingdale State University
Stony Brook Health Sciences Center

Responsibilities: among others

Grievance processing/arbitration
Improper practice charges
Article 78 appeals
Labor /Management meetings
Growth of local leaders and chapter development
Local negotiations

Statewide and local training: among others

Workplace Violence Prevention
How to run meetings
How to represent people
Labor management meetings

Represented NYSUT LRS' assigned to UUP: 1994-2007

Nursing: 1966 - 1984

Mount Sinai Hospital School of Nursing: RN

University of Pennsylvania School of Nursing: BSN

Field of Practice: High Risk Perinatal: Hospitals in Philadelphia

Clinical Research

Ultrasound and fetal heart rate
Prostaglandin F2alpha and induction of labor

Faculty: Parent and Child Health

Hahnemann Medical Center
Medical College of Pennsylvania

SUSB: Recruited to open University Hospital 1979

Assistant Director for Nursing in Staff Development: Obstetrics and Pediatrics

Infection Control Officer (secondary)

Suffolk County Perinatal Regional Outreach Coordinator

Training (other than clinical topics):

SB: Along with Director of Nursing, "Power, Politics and Women"

Lake Ronkonkoma Civic Organization: 2003 - current

Charter member
Membership Committee: 2006 – current
Corresponding Secretary: 2007 – 2009
Vice President: 2009 - 2011

Other responsibilities:

- Monitor Zoning Board actions
- Civic Scholarship Committee
- Membership Committee
- Spearheading eligibility of Lake Ronkonkoma for New York State's Local Waterfront Revitalization Program

Town of Brookhaven
Long Island

1841

Mark Lesko, Supervisor

2009 AUG 14 A 10:29

August 11, 2009

RECEIVED

Presiding Officer William J. Lindsay
Suffolk County Legislature
William H. Rogers Building
P.O. Box 6100
Hauppauge, NY 11788-0099

Dear Presiding Officer Lindsay:

Please accept my recommendation of Dawn Hopkins, who resides at 40 Lakewood Road in Lake Ronkonkoma, as the Brookhaven representative to the Suffolk County Board of Trustees of Parks, Recreation and Conservation. Ms. Hopkins will be filling a vacancy left by Gary Olsen, whose term expired on November 30, 2006. It should be noted that Mr. Olsen had continued to serve as Brookhaven's representative throughout 2008 by attending board meetings; however, the position is presently unfilled.

I have enclosed Ms. Hopkins' resume for your review and consideration. Ms. Hopkins has demonstrated relevant and personal commitment to cultural affairs and natural area conservation throughout her tenure with the Lake Ronkonkoma Civic Organization. She was a charter member and is presently the Vice President of this civic organization. In her role with the Lake Ronkonkoma Civic, Ms. Hopkins spearheaded the eligibility of Lake Ronkonkoma for the New York State's Local Waterfront Revitalization Program.

In her professional career, Ms. Hopkins has significant experience in labor relations and management training. She represented more than 5,000 members of faculty and staff as a Labor Relations Specialist with New York State United Teachers and was responsible for grievance arbitrations, labor and management mediations, and local negotiations. Ms. Hopkins also supervised training for the union's members and was responsible for the development of local leaders. In addition, at SUNY Stony Brook, Ms. Hopkins served as an Assistant Director for Nursing in Staff Development, Infection Control Officer, and Suffolk County Perinatal Regional Outreach Coordinator.

Office of the Supervisor
One Independence Hill • Farmingville • NY 11738 • Phone (631) 451-9100 • Fax (631) 451-6677
www.brookhaven.org

Printed on recycled paper

1841

I am confident that she will be a valuable addition to this prestigious board. Please do not hesitate to contact me if you have any questions with regard to Ms. Hopkins as Brookhaven's recommended choice for this position.

Sincerely,

Mark Lesko
Brookhaven Town Supervisor

Encl.
Cc: Deputy Presiding Officer Vivian Viloria-Fisher
Legislator John M. Kennedy, Jr.

1842

Intro. Res. No. -2009 Laid on Table 9/17/09

Introduced by Legislator Gregory

RESOLUTION NO. –2009, APPOINT MEMBER TO HATE CRIMES TASK FORCE (ISABEL SEPULVEDA de SCANLON)

WHEREAS, Resolution No. 31-2009 established a Hate Crimes Task Force to examine the sources of racial tension in the County, to study and analyze the mechanisms used to report hate crimes in the County, and provide recommendations on current hate crime legislation; and

WHEREAS, Resolution No. 31-2009 provides that one member of the Task Force shall be a representative active in a Hispanic community group or organization who is familiar with immigration issues; now, therefore, be it

RESOLVED, that Isabel Sepulveda de Scanlon of Southampton, is hereby appointed as a member of the Suffolk County Hate Crimes Task Force, as a representative active in a Hispanic community group or organization who is familiar with immigration issues, to serve at the pleasure of the Suffolk County Legislature.

DATED:

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

s:\res\r-appt-hate-crimes-sepulveda-de scanlon

ISABEL SEPULVEDA de SCANLON
Curriculum Vitae

1842

OBJECTIVES

OUTREACH SPECIALIST I have lived and worked in the East End community for 18 years, started the first bilingual TV show in the East End, this helped me to connect with many people, and groups in the community; I also founded a non for profit organization in 2002 and a Spanish newspaper in 2003 and soon after a bilingual one, all of this has helped me to develop and improve my connections in the community and my natural skills a people person

BACKGROUND AND WORK HISTORY

- Founder & Publisher – VOZ Latina Bilingual newspaper 2004/present
- (need to work with datelines for the articles and the advertisement , coordinate and layout the newspaper, deal with clients, local organizations, coordinates the columns and articles, translating, selling ads, get press releases, coordinate the delivery of the paper from Patchogue to Montauk, Riverhead to Greenport).
  Host of Forum 21, PBS channel 21
- Host of radio show at Free Hampton Radio in Sag Harbor
- Founder and Editor of "Nuestra Prensa" a Spanish newspaper 2003/2004
- Co-Founder and President of OLA of Eastern Long Island
- Host of a bilingual TV show "Vida en los Hamptons" (Life in the Hamptons) (10 years)
- Granted U.S. citizenship in 2004
- Employed by author, Leon Uris from 1992 to 2003
- Bilingual Secretary "Unic" 1989-1991
- Reservation Department – Hotel Carrera 1987-1989
- Reservation Department – Hotel Crown Plaza 1986

EDUCATION

- Business and Communication 2007/08 to present
- English at Suffolk Community College – 1993-94
- Political Sciences at Lake County College – Illinois 1982-83
- Bilingual Secretarial School – Santiago, Chile 1979
- Studied French at French Institute in Santiago, Chile 1975-1978
- High School "Colegio Santa Familia" – Santiago-Chile

BOARD MEMBERSHIPS AND AFFILIATIONS

- Advisory Board Literacy Volunteers of America
- LTV
- Sister City Committee of Easthampton/Cuba-Town Board
- Art and Culture Advisory Board member to the Comprehensive Plan for Easthampton
- East End Special Players
- East Hampton Art Council
- 1st President and co-founder of OLA Eastern Long Island
- Long Island Immigrant Alliance

- Affordable Housing committee East Hampton
- Study Circle Southampton
- NAACP
- Breast Cancer Advisory Board - Tim Bishop
- Member of Southampton Anti-Bias Task Force
- Publisher and Editor of VOZ Latina Newspaper
- Bridgehampton Child Care and Recreation Center
- Member of Brentwood Chamber of Commerce
- LIIA (Long Island Immigrant Alliance)
- SUNY President's ELI Multicultural Advisory Council
- Latino Jewish Committee
- Advisory Board member East End Art Council

1842

FUNDRAISING ACTIVITES

- 2001/2003 Volunteer with CMEE
- 2001 Chairperson of the SOLA Annual Fundraiser
- 2001 Advisory Committee for Fiesta Day of the Hampton Classic
- 2002/03 Co-Chairperson for Fiesta Day of the Hampton Classic
- 2003 Chairperson for "Fiesta de las Americas" benefit for OLA
- 2003 Chairperson for the "Pachanga Party" benefit for OLA
- 2004 Member of Easthampton Gala Day Care Center benefit committee
- 2003 07 Organized OLA Latino Film Festival

AWARDS

- March 2004 "Long Islander Who Has Made a Difference" LIPC
- July 2004 honor by Unitarian Universalist Congregation of the South Fork
- November 2004 "Commitment and Recognition" CARECEN
- 2006 First recipient of the "Hispanic Heritage Award" by Senator Ken Lavalle
- 2006 Citizen Achievement Award by Town of Southampton
- 2006 Awarded a Citation by the New York State Assembly

NETWORKING

Apostolado Hispano, NAACP, Shinnecock Reservation, Stony Brook University, Children Museum of the East End, The Retreat, Breast Cancer Coalition, Bridgehampton Day Care Center, Southampton School District, Bridgehampton School District, Hampton Bays School District, Anti Bias Task Force-Southampton, The Ross School, East Hampton Humans Services, Southampton Humans Services, Southampton Human Resource, 88.3 LIU radio station, Southampton Hospital, Chamber of Commerce, and many others

CONTACT INFORMATION

Isabel Sepúlveda-de Scanlon

Southampton, NY 11932
Home (631)
Fax: (631)

1843

Intro. Res. No. -2009 Laid on Table 9/17/09

Introduced by Legislator Cooper

RESOLUTION NO. –2009, PROVIDING FOR MARRIAGE EQUALITY IN THE ADMINISTRATION OF BENEFITS TO SUFFOLK COUNTY EMPLOYEES

WHEREAS, New York State recognizes legal marriages performed in outside jurisdictions; and

WHEREAS, in recent years, six (6) states and multiple nations have legalized the marriage of same-sex couples; and

WHEREAS, New York State courts have held in the cases of *Martinez v. County of Monroe*, 850 N.Y.S.2d 740 (4th Dept. 2008), *Godfrey v. Spano*, 15 Misc.3d 809 (Sup. Ct. Westchester Cty. 2007), and *Godfrey v. Hevesi*, 2007 N.Y. Misc. LEXIS 6589 (Sup. Ct. Albany Cty. 2007) that legal same-sex marriages performed in other jurisdictions are entitled to full recognition in New York; and

WHEREAS, as a result of the decision in *Martinez*, in May 2008, Governor Paterson issued an Executive Order requiring all State agencies to review their policy statements and regulations to ensure that legal same-sex marriages are encompassed in all policies and extend comity to these couples; and

WHEREAS, it is now appropriate for Suffolk County to review its employment policies to ensure that County employees who enter into legal same-sex marriages outside of New York are provided with equal benefits to all other married employees; and

WHEREAS, Suffolk County must provide equal rights and benefits to all of its legally married employees; now, therefore be it

1st **RESOLVED**, that the Office of Labor Relations is hereby authorized, empowered and directed to review the contracts of all bargaining units to determine if there are any benefits provided to employees in opposite-sex marriages and their families which have not been extended to married employees in same-sex marriages and their families; and be it further

2nd **RESOLVED**, the Suffolk County Department of Labor is further authorized, empowered and directed to make and/or negotiate amendments to County labor contracts or employment policies to ensure that all married employees, both in same-sex marriages and opposite-sex marriages, are afforded equal benefits for themselves and their families while employed by the County; and be it further

3rd **RESOLVED**, that the Office of Labor Relations shall provide a written report to the County Executive and each member of the County Legislature on its findings and make recommendations for any additional actions that should be taken by the Executive and/or Legislature to carry out the intent expressed in this resolution; and be it further

4th **RESOLVED,** that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the

NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-marriage equality Suffolk employees

1844

Intro. Res. No. -2009 Laid on Table 9/17/09
Introduced by Legislator Romaine

RESOLUTION NO. –2009, REQUIRING DISCLOSURE OF SPECIFIC INFORMATION REGARDING CLOSED CAPITAL PROJECTS

WHEREAS, resolutions closing out duly authorized capital projects are periodically introduced in this Legislature, typically by the County Executive's office; and

WHEREAS, a capital project can be subject to close out for different reasons; and

WHEREAS, capital projects may be submitted for close out, even though substantial appropriated monies in the project remain expended; and

WHEREAS, this Legislature cannot properly determine whether a project should or should not be closed unless it is provided with all relevant information; and

WHEREAS, the County Executive's Budget Office has all pertinent information regarding capital project close outs and can easily provide this information to this Legislature; now, therefore be it

1st **RESOLVED**, that any resolution proposing the close out of a capital project(s), shall include in the body of the resolution or in an attachment, the following information:

1) a detailed justification for each project to be closed out;
2) an estimate of the reduction in bond authorization associated with the close out; and
3) the reduction in debt expenses by fund associated with the close out(s) and all resulting revenue to the operating budget

and be it further

2nd **RESOLVED**, that no close out resolution shall be discharged from a committee of the Legislature or approved by the full Legislature without the information described in the preceding "Resolved" clause; 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:

1845

Intro. Res. No. -2009 Laid on Table 9/17/2009
Introduced by Presiding Officer Lindsay

RESOLUTION NO. –2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH INTERSECTION IMPROVEMENTS ON CR 19, PATCHOGUE-HOLBROOK ROAD AT FURROWS ROAD (CP 5128)

WHEREAS, the Commissioner of Public Works has requested funds for additional planning, design, and supervision in connection with Intersection Improvements on CR 19, Patchogue-Holbrook Road at Furrows Road; and

WHEREAS, sufficient funds are not included in the 2009 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of $25,000 in Suffolk County Serial Bonds; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2008 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of 58 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2009 Capital Budget and Program be and is hereby amended as follows:

Project Number: 1755
Project Title: Infrastructure Improvements for Traffic and Public Safety and Public Health

Cost Elements	Total Estimated Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
3. Construction	$1,045,000	$1,070,000B	$1,045,000B
TOTAL	$1,045,000	$1,070,000	$1,045,000

Project Number: 5128
Project Title: Intersection Improvements on CR 19, Patchogue-Holbrook Road at Furrows Road

Cost Elements	Total Estimated Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
1. Planning, Design, & Supervision	$145,000	$0	$25,000B
TOTAL	$945,000	$50,000	$75,000

and be it further

3rd RESOLVED, that the proceeds of $25,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

Project Number	JC	Project Title	Amount
525-CAP-5128.111	50	Intersection Improvements on CR 19, Patchogue-Holbrook Road at Furrows Road	$25,000

and be it further

4th RESOLVED, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (20) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the resolution implements a program for which SEQRA review was previously completed and, therefore, the resolution constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; since this resolution is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\Lindsay CR 19 @ Furrows.doc

1846

Intro. Res. No. -2009 Laid on Table 9/17/2009
Introduced by Legislator Kennedy

RESOLUTION NO. -2009, AMENDING THE 2009 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS FOR A TRAFFIC STUDY AT THE INTERSECTION OF NICOLLS ROAD (CR 97) AND POND PATH, BROOKHAVEN (CP 3301)

WHEREAS, there were 61 motor vehicle accidents, including one fatality, at the intersection of CR 97, Nicolls Road, and Pond Path from January 1, 2004 to July 15, 2009; and

WHEREAS, it is the desire of the Suffolk County Legislature to complete a traffic study on County Road 97 at the intersection with Pond Path; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of $50,000 in Suffolk County Serial Bonds; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2008 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-one (51) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2009 Capital Budget and Program be and is hereby amended as follows:

Project Number: 1755
Project Title: Infrastructure Improvements for Traffic & Public Safety & Public Health

Cost Elements	Total Est'd Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
3. Construction	$1,070,000	$1,120,000 B	$1,070,000 B
TOTAL	$1,070,000	$1,120,000	$1,070,000

Project Number: 3301
Project Title: Safety Improvements at Various Intersections

Cost Elements	Total Est'd Cost	Current 2009 Capital Budget & Program	Revised 2009 Capital Budget & Program
1. Planning	$2,367,000	625,000 B	675,000 B
TOTAL	$15,212,000	$1,105,000	$1,155,000

and be it further

3rd RESOLVED, that the proceeds of $50,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

Project No.	JC	Project Title	Amount
525-CAP-3301.128	50	Safety Improvements on CR 97, Intersection with Pond Road	$50,000

and be it further

4th RESOLVED, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (18), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\Kennedy CR97.doc

Introductory Resolution No. 1847-09 Laid on Table 9/17/09

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 KEITH B. GREEN (SCTM NO. 0100-171.00-01.00-006.009)

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 171.00 Block 01.00 Lot 006.009 and acquired by Tax Deed on February 2, 1978 from Jean H. Tuthill, the County Treasurer of Suffolk County, New York, and recorded on February 3, 1978 in Liber 8385 at Page 173 and described as follows, Town of Babylon, known and designate as p/o Wedge s/o Block 15 on a certain map entitled "Map of Darrynane" and filed in the Office of the Clerk of the County of Suffolk on November 25, 1873 as Map No. 287; 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, Keith B. Green, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $2,200.00. 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 $2,200.00, 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 $2,200.00, 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 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 Quitclaim Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said KEITH B. GREEN, 3 Cahill Street, Amityville, New York 11701.

DATED:

APPROVED BY

_____

County Executive of Suffolk County

Date of Approval:

1847

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. 0100-171.00-01.00-006.009

ADJOINING OWNER	BID	BID	BID
Keith B. Green 3 Cahill Street Amityville, New York 11701 0100-171.00-01.00-006.006	$2,200.00		
Clifford & Janice Jones 1 Musette Place Amityville, New York 11701 0100-171.00-01.00-006.008	$0		

SIZE OF PARCEL: 36' x 125'
APPRAISED VALUE: $2,200.00
COMMENT: Direct Sale to Adjacent Owner

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

1847

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 | 9/4/09

Revisions
03-30-98
07-22-98
08-12-98
11-05-98
06-20-00
03-26-03
01-19-05

Suffolk Co.

1847

Joins Map 4

Map

1847

Hospitals

College-University

Public Schools

Owner Parcel

Natural Color 2006

Red: Band_1

Green: Band_2

Blue: Band_3

Surface Waters

Land Use (continued)

PARK/MONUMENT (NATIONAL)

SHOPPING CENTRE

UNIVERSITY/COLLEGE

Towns

BABYLON

BROOKHAVEN

Gen El

COUNTY OF SUFFOLK

SEP 1 0 2009

1847

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

PAMELA J. GREENE
DIRECTOR

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

CARRIE MEEK GALLAGHER
COMMISSIONER

September 4, 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: 0100-171.00-01.00-006.009

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
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

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631)-853-5900
TELECOPIER (631) 853-5905
TELECOPIER (631) 853-5906

Intro. Res. No. 1848-09 Laid on Table 9/17/09

Introduced by Presiding Officer Lindsay on request of the County Executive

RESOLUTION NO. – 2009, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 526-2009

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 526-2009; and

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

WHEREAS, the County Executive and the Presiding Officer desire to make the following technical correction to this resolution; now, therefore, be it

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

Resolution No. 526-2009

Suffolk County Tax Map Number should read as follows:
District 0100, Section 039.000, Block 03.00 and Lot 117.002 f/k/a p/o 117.001 f/k/a 116.000

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

SEP 1 0 2009

1848

INTER

OFFICE

MEMO

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

CARRIE MEEK GALLAGHER
COMMISSIONER

PAMELA J. GREENE
DIVISION DIRECTOR

TO: Brendan Chamberlain, Director
Intergovernmental Relations

FROM: Catherine O'Neal, Land Management Specialist
Redemption Unit

DATE: September 8, 2009

SUBJECT: **TECHNICAL CORRECTION RESOLUTION TO ADOPTED RESOLUTION NO. 526-2009**

With reference to the above matter, please find enclosed the subject resolution.

The tax map numbers in the original resolution were incorrect.

Accordingly, your efforts to place this matter on the legislative agenda as soon as possible are most appreciated.

Thank you.

CO:lag

Enclosure

1849

Intro Reso No.- - 2009 Laid on the Table 9/17/09

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

RESOLUTION NO. -2009, AUTHORIZING FUNDING, ACQUISITION, CONVEYANCE, DEVELOPMENT, INFRASTRUCTURE IMPROVEMENTS AND OVERSIGHT OF REAL PROPERTY UNDER SUFFOLK COUNTY AFFORDABLE HOUSING OPPORTUNITIES PROGRAM (COLUMBIA STREET DEVELOPMENT – HUNTINGTON STATION)

WHEREAS, Local Law 13-2000 as amended in its entirety by Local Law 17-2004, know as Suffolk County Administrative Code ("SCAC") Article XXXVI, as amended, found and determined that there was a need for the County to aid municipalities in providing affordable housing and established the Suffolk County Affordable Housing Opportunities Program; and

WHEREAS, SCAC § A36-2(C) provides a statutory framework for land to be acquired and infrastructure improvements to be made for Suffolk County's Workforce Housing Program through the use of capital bond proceeds; and

WHEREAS, the County Department of Economic Development and Workforce Housing and the Town of Huntington have identified four adjacent sites in the County of Suffolk, known as "the Columbia Street Development," which would be appropriate for workforce housing and which are identified by the Suffolk County Tax Map numbers as follows: 0400-140.00-03.00-072.000; 0400-140.00-03.00-073.000; 0400-140.00-03.00-108.000; and 0400-140.00-03.00-109.003; and

WHEREAS, the Town of Huntington is donating to this workforce housing development the two parcels identified by Suffolk County Tax Map Numbers: 0400-140.00-03.00-108.000 and 0400-140.00-03.00-109.003 (the "Additional Parcels"); and

WHEREAS, pursuant to Section 36-2 C of Article XXXVI of the Suffolk County Administrative Code, it is proposed that the County acquire, jointly with the Town, the two sites for affordable housing currently known as Suffolk County Tax Map Lot Numbers 0400-140.00-03.00-072.000 (4 & 6 Columbia Street, Huntington Station) and 0400-140.00-03.00-073.000 (14 Columbia Street, Huntington Station) (the "Subject Premises") and for which infrastructure funds are to be utilized and, subsequently, transfer the Subject Premises and the Additional Premises to the Town of Huntington Community Development Agency (the "Developer") for the construction of the Columbia Street Development; and

WHEREAS, the Town of Huntington and the Developer have expressed an interest in partnering with the County of Suffolk to provide workforce housing; and

WHEREAS, the Town, by its Resolution No. 2009 – 265, dated May 19, 2009, approved the Columbia Street Development and authorized the Supervisor to execute a contract and related documents on such terms and conditions as may be acceptable to the Town Attorney to purchase 4/6 Columbia Street and 14 Columbia Street, in Huntington Station, pursuant to the Town of Huntington Take Back the Blocks Program at an acquisition price not to exceed Seven Hundred Seventy-Eight Thousand ($778,000.00) Dollars to be split 50% by the Town of Huntington and 50% by Suffolk County and to enter into and execute municipal cooperative agreements for funding and future management of the properties, and to procure easements related to future management, use and access, as may be necessary of appropriate from and with Suffolk County; and

WHEREAS, in accordance with the Town's Resolution No. 2009 – 265, the Town Attorney has approved a development agreement to be executed by the Town, the County and the Developer (the "Development Agreement"), which incorporates a development plan (the "Development Plan"), each of which is in substantially final form, as attached hereto, detailing the proposed joint purchase by the County and Town of the Subject Premises, to be combined with the Additional Parcels currently owned by the Town and subsequent development of 14 units of affordable housing consisting of 7 home ownership units each with an accessory apartment; and

WHEREAS, the Developer, by its Resolution No. 2009-CD3, dated February 10, 2009, and by its Resolution No. 2009-CD8, dated March 10, 2009, authorized its Chairman to apply for and receive funds from the County for purposes of developing the Columbia Street Development, purchasing the Subject Premises and executing any documents in connection therewith;

WHEREAS, Resolution No. 689-2006 appropriated the proceeds of $5,050,000.00 in Suffolk County Serial Bonds for Workforce Housing acquisitions under the Suffolk County Workforce Housing Program subject to further Legislative approval of a resolution authorizing the planning, funding and/or acquisition of specific projects; and

WHEREAS, Resolution No. 1421-2005, appropriated the proceeds of $5,000,000.00 in Suffolk County Serial Bonds to fund the Infrastructure Improvements in connection with the properties acquired, funded, constructed, reconstructed or rehabilitated in connection with the Workforce Housing Program subject to further Legislative approval of a resolution authorizing the specific infrastructure improvements to be made in connection with such workforce housing acquisitions; and

WHEREAS, Resolution No. 691-2008 authorized planning steps for acquisition of the Subject Premises and infrastructure improvements for the Columbia Street Development; and

WHEREAS, the Environmental Trust Review Board reviewed the appraisals, reviewed the January 8, 2009 report of the Internal Appraisal Review Board, approved the purchase price and authorized the Director of the Division of Real Property Acquisition and Management to negotiate the acquisition on January 16, 2009; and

WHEREAS, pursuant to Resolution No. 2009-265, dated May 19, 2009, the Town Board issued a negative SEQRA declaration which completed the environmental review and further the negative declaration issued by the Town Board is binding on the County, as an involved agency, pursuant to Volume 6 of New York Compilation of Codes, Rules and Regulations (NYCRR) § 617.6 (b) (3) (ii) and, therefore, SEQRA is complete; now therefore, be it

1st **RESOLVED**, that the Suffolk County Legislature, on behalf of the County, hereby finds and determines that the Columbia Street Development meets the requirements of the Suffolk County Affordable Housing Opportunities Program for its Workforce Housing Program, and the need to fill the critical shortage of affordable housing in the County and, accordingly, authorizes the development of the Subject Premises and the Additional Parcels; and be it further

2nd **RESOLVED**, that the Development Agreement and the Development Plan are hereby approved in substantially the same form as attached hereto; and be it further

3rd **RESOLVED**, that the Subject Premises are hereby authorized to be acquired, conveyed, developed, supervised and managed subject to the Development Agreement and Development Plan, subject to a final survey; and be it further

4th **RESOLVED**, that, subject to the terms of the Development Agreement, the Subject Premises are hereby approved for acquisition in the Suffolk County Workforce Housing Program pursuant to SCAC § A36-2(C), for a total County purchase price of Three Hundred Eighty Nine Thousand and 00/100 dollars ($389,000), subject to a final survey, to be purchased from Community Properties, LLC, and this hereby authorizes additional expenses, which shall include but not be limited to the cost of surveys, appraisals, environmental audits, title reports and insurance; and be it further

5th **RESOLVED**, that, subject to the terms of the Development Agreement, the County Controller and County Treasurer are hereby authorized to reserve and to pay Three Hundred Eighty Nine Thousand and 00/100 dollars ($389,000), subject to a final survey, from previously appropriated funds in Capital Project No. 525-CAP-8704.211 for the acquisition of the Subject Premises; and be it further

6th RESOLVED, that pursuant to General Municipal Law § 72-h, the County is hereby authorized to convey the County's interest in the Subject Premises to the Town and as consideration, is taking back a blanket mortgage and note in the amount of Three Hundred Eighty Nine Thousand and 00/100 dollars ($389,000) in order to secure the County's interest; and be it further

7th RESOLVED, that the County hereby sanctions the conveyance of the Subject Premises from the Town to the Developer; and be it further

8th RESOLVED, that subject to the terms of the Development Agreement, the County Controller and County Treasurer are hereby authorized to reserve and pay One Hundred Thousand Dollars ($100,000) in connection with infrastructure costs associated with the development of the Columbia Street Development, from previously appropriated funds in Capital Project No. 525-CAP-6411.310; and be it further

9th RESOLVED, that pursuant to Suffolk County Charter §§ C35-2(V) and (Y), and SCAC § A36-2(C), the Department of Economic Development and Workforce Housing and its Commissioner, and the Division of Affordable Housing and its Director of Affordable Housing are hereby authorized to acquire and convey the Subject Premises, as necessary, and the same are hereby further authorized, empowered and directed to take such other actions, enter into such other agreements and to pay such additional expenses as may be necessary and appropriate to accomplish the aforestated authorizations and duties; and be it further

10th RESOLVED, that the Director of the Division of Real Property Acquisition and Management or her designee, pursuant to Suffolk County Charter § C42-2(C)(3)(d) is hereby authorized and empowered, and her actions are hereby ratified and adopted, to negotiate the purchase price for the initial acquisition from Community Properties, L.P., and further to provide whatever additional support is requested by the Department of Economic Development and Workforce Housing and its Division of Affordable Housing, and by the County Attorney pursuant to Suffolk County Charter §C16-2 and the Department of Public Works pursuant to Suffolk County Charter § C8-2(W); and be it further

11th RESOLVED, that the County Executive, the County Attorney, the Commissioner of the Department of Economic Development and Workforce Housing and the Director of Affordable Housing are hereby authorized, respectively, to take such further actions as may be necessary or desirable to effectuate the purposes and intent of the forgoing resolutions and to execute any and all documents necessary and/or desirable to effectuate the purpose and intent of the workforce housing development referred to herein and this Resolution; and be it further

12th RESOLVED, pursuant to Resolution No. 2009-265, dated May 19, 2009, the Town Board issued a negative SEQRA declaration which completed the environmental review; and further the negative declaration issued by the Town Board is binding on the County, as an involved agency, pursuant to Volume 6 of New York Compilation of Codes, Rules and Regulations (NYCRR) 5 617.6 (b) (3) (ii) and, therefore, SEQRA is complete.

Dated:

APPROVED BY:

_____

County Executive of Suffolk County
Date:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation
Authorizing funding, acquisition, conveyance, development, infrastructure improvements and oversight of real property under Suffolk County Affordable Housing Opportunities Program (Colombia Street Development – Huntington Station)

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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): DAV**
Library District	**Fire District**	

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
Resolution (i) authorizes acquisition of 2 sites known as SCTM# 0400-140.00-03.00-072.000 (4 & 6 Columbia St., Huntington Station) and SCTM# 0400-140.00-03.00-073.000 (14 Columbia St., Huntington Station) for a purchase price of $389,000; and (ii) authorizes funding of infrastructure improvements for the development in the amount of $100,000. Funds have been appropriated under prior Resolutions.

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

8. Proposed Source of Funding
Suffolk County Affordable Housing Opportunities Program (CP 8704 – Acquisition of Land for Workforce Housing and CP 6411 – Infrastructure Improvements for Workforce Housing)

9. Timing of Impact

2009

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Carmine A. Chiusano Assistant Budget Director	Carmine Chiusano	September 9, 2009

SCIN FORM 175b (10/95)

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk

(1) Please limit this suggestion form to ONE proposal.
(2) Describe in detail
(3) Attach all pertinent backup material.

Submitting Department (Dept. Name & Location):	Department Contact Person (Name & Phone No.):
Department of Economic Development and Workforce Housing H. Lee Dennison Bldg. - 2nd Floor Hauppauge	Jill Rosen-Nikoloff Director of Affordable Housing 853-6420

Suggestion Involves:

Technical Amendment_____

Grant Award _____

New Program ____X____

Contract: New _____ Rev. _____

Summary of Problem: (Explanation of why this legislation is needed.)

Authorizes funding for acquisition of workforce housing development in the Town of Huntington located at 4, 6, and 14 Columbia Street, Huntington Station, NY and utilization of infrastructure funds in connection therewith.

Proposed Changes in Present Statute: (Please specify section when possible.)

SCIN Form 175a

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF ECONOMIC
DEVELOPMENT & WORKFORCE
HOUSING

JILL ROSEN-NIKOLOFF
DIRECTOR OF AFFORDABLE
HOUSING

August 26, 2009

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

RE: Reso-Eco. Dev.-Funding of Columbia Street Workforce Housing Development

Dear Mr. Zwirn:

The Department of Economic Development and Workforce Housing requests the submittal of the attached resolution (Reso–Eco. Dev. – Funding of Columbia Street Workforce Housing Development) authorizing funding, acquisition, conveyance, development, infrastructure improvements and oversight of the Columbia Street Workforce Housing Development in Huntington Station.

Also attached is the required back-up documentation (i) Development Agreement with Development Plan, (ii) Contract of Sale, (iii) SCIN Form 175a, (iv) SCIN Form 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, Department of Economic Development and Workforce Housing
Pam Greene, Director of Division of Real Property and Management
Brendan Chamberlain, County Executive Assistant
Mike Amoroso, Bureau Chief, Real Estate Condemnation
CE RESO REVIEW, via email

JRN/mkc

LOCATION
H. LEE DENNISON BLDG. – 2nd FLOOR
100 VETERANS MEMORIAL HIGHWAY
4888

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-6420
fax (631) 853-

DEVELOPMENT AGREEMENT

THIS DEVELOPMENT AGREEMENT (the "Agreement") made the day of , 2009 between the COUNTY OF SUFFOLK (the "County"), a municipal corporation of the State of New York, having its principal office at County Center, Riverhead, New York 11901 acting by and through its DEPARTMENT OF ECONOMIC DEVELOPMENT and WORKFORCE HOUSING (the "Department"), having its offices at 100 Veterans Memorial Highway, Hauppauge, New York 11788, the TOWN OF HUNTINGTON (the "Municipality"), a municipal corporation of the State of New York having its offices at 100 Main Street, Huntington, New York 11743 and the TOWN OF HUNTINGTON COMMUNITY DEVELOPMENT AGENCY (the "Developer") a municipal corporation of the State of New York, having its offices at 100 Main Street, Huntington, New York 11743,

WHEREAS, in furtherance of the objectives of Article XXXVI of the Suffolk County Administrative Code, as amended (the "Program"), the County has undertaken a program for the acquisition, construction, reconstruction and rehabilitation of properties for affordable housing purposes; and

WHEREAS, the County has authorized the acquisition of certain real property within the County of Suffolk known as Columbia Street, and more particularly described in Schedule A, annexed hereto and made a part hereof (the "Development Area"), which Development Area is to be conveyed from the County to the Municipality pursuant to the terms of this Agreement; and

WHEREAS, there exists a need in Suffolk County to provide affordable housing thereby promoting the County's economic growth and prosperity; and

WHEREAS, there has been formulated and presented to the Suffolk County Legislature for consideration and approval an Affordable Housing Development Plan known as the Development Plan for Columbia Street (the "Development Plan"), annexed hereto and made a part hereof as Exhibit B, which Development Plan was approved by the Suffolk County Legislature pursuant to Resolution No. -2009, which provides for the construction, reconstruction and/or rehabilitation of said Development Area and, *inter alia*, the construction of ancillary facilities at the Development Area (the "Project"); and

WHEREAS, Resolution No. -2009 authorizes the County to enter into this Agreement, acquire the Development Area and subsequently convey the Development Area to the Municipality for affordable housing purposes in accordance with the Program; and

WHEREAS, the County has acquired or will acquire, jointly with the Municipality, all real property not owned by it in the said Development Area and intends to sell and convey the County's interest in the Development Area upon such terms and provisions as shall

ensure the construction, reconstruction and/or rehabilitation of the Development Area by Municipality, all as provided herein; and

NOW, THEREFORE, each of the parties hereto, for and in consideration of the promises and agreements of the other party hereto, does covenant and agree as follows:

ARTICLE 1

PROPERTY CONVEYANCE AND INFRASTRUCTURE IMPROVEMENTS

101. Purchase, Sale Agreement and Mortgage. The County and the Municipality agree to purchase the Development Area from Community Properties, L.P. for a total purchase price of SEVEN HUNDRED SEVENTY EIGHT THOUSAND and 00/100 DOLLARS ($778,000.00). Thereafter the County will convey its interest in the Development Area to Municipality, subject to the terms and conditions of this Agreement, the Development Plan, the Note and Mortgage to be issued by the Municipality to the County (the "Note" and "Mortgage") in the amount of THREE HUNDRED EIGHTY-NINE THOUSAND and 00/100 DOLLARS ($389,000.00), in the form and substance reasonably satisfactory to the County, **the Municipality** and the Program. Such conveyance is expressly conditioned and subject to the acquisition of the Development Area by the County and the Municipality from Community Properties, L.P. In the event the County and the Municipality are unable to acquire the Development Area with reasonable diligence, neither party shall have any further obligations under this Agreement.

102. Closing.

A. County shall give Municipality and Developer at least ten (10) business days prior notice of the date, time and place for the closing (the "Closing") which shall be deemed to be and include the simultaneous closing of all three contracts as referred to in paragraph 102 (D) below. The Closing shall be during normal business hours.

B. The deed for the Development Area (the "Deed") to be delivered by the County to Municipality hereunder shall be a quitclaim deed. To the extent that the terms, conditions, provisions, covenants and/or agreements contained in this Agreement conflict or are inconsistent with the terms, conditions, provisions, covenants, agreements and/or restrictions of said Deed, the Deed shall govern.

C. The Note and Mortgage shall be delivered by the Municipality to the County in accordance with the terms and conditions set forth in the Development Plan.

D. The Closing for the conveyance of the Development Area from Community Properties, L.P. to the County and the Municipality shall occur simultaneously with the closing for the conveyance of the Development Area from the County to Municipality and the Closing for the conveyance of the Development Area from the Municipality to the Developer.

103. Certain Conditions of Conveyance.

A. General Conditions. The County's interest in the Development Area shall be conveyed to the Municipality subject to all of the following conditions:

1. Any state of facts an accurate survey may show provided the same does not render the title unmarketable.

2. All the terms covenants and conditions of this Agreement.

3. The provisions of Article XXXVI of the Suffolk County Administrative Code as amended.

4. Covenants, easements and restrictions, encroachments, utility easements and rights of way of record.

5. Any and all municipal liens or encumbrances of record existing on the date of Closing or thereafter listed or recorded resulting from an inspection made of the Development Area prior to the date of conveyance to Municipality.

6. The provisions of all laws, codes, statutes, ordinances, acts, rules and regulations of local, state or federal government, and any agency or subdivision thereof.

7 The Development Plan and any building restrictions and zoning regulations in effect at the time of Closing and any facts disclosed in the Suffolk County tax maps.

8. Simultaneous Closing of all three contracts of conveyance for the Development Area. In the event that one party is unable to close on the agreed upon closing date, the closing may be adjourned for up to five (5) business days upon consent of the other parties, providing that the party requesting the adjournment agrees to pay any costs associated with the adjournment.

B. Additional Conditions. The Development Area shall also be conveyed to the Municipality in accordance with the following:

1. No Obligation. Except as specifically set forth herein, County shall have no obligation to bring any action or to incur any expense to make the title to the Development Area comply with the provisions of this Agreement.

2. New York State Real Estate Transfer Tax. Municipality shall pay the Real Estate Transfer Tax, if any, imposed pursuant to Chapter 347 of the Laws of New York of 1968, as amended, on the conveyance of the Development Area.

3. Recording. Municipality shall cause this Agreement, the Deed, the Development Plan and Mortgage described in the Development Plan to be recorded immediately following the Closing and shall pay all required recording fees and taxes, if any.

4. Condition of Development Area. Municipality shall accept the Development Area in "as is" condition. County does not warrant or represent the suitability of the Development Area for the Project and has made no other representations regarding the condition of the Development Area. Municipality represents that it has inspected the Development Area and is fully familiar with its condition.

5. No Prior Defaults. Failure by the Municipality to pay municipal taxes and other charges under any debt, lease, contract or obligation to the County, or any of the County's agencies or departments, may disqualify the Municipality from obtaining title to the Development Area.

6. Clean Up Costs. Any charges, costs, assessments or levies imposed by Municipality or any other governmental entity against County for any cost incurred or projected to be incurred for the cleaning up of any debris on the Development Area shall be paid by Municipality immediately upon receipt by Municipality, from County or otherwise, of any bill, assessment or levy therefore. County shall have neither responsibility nor any obligation for the payment or reimbursement of any such charges, costs, assessments or levies.

C. Financing. On or prior to the date hereof, and as a condition precedent to the County's obligations hereunder, the Municipality shall have delivered to the Department documents satisfactory to the Department indicating that there are sufficient public and/or private funds committed to complete the Project. In the event federal or state grant funds are obtained to finance the Project, the federal and state requirements shall be met. Notwithstanding the foregoing, if the County's requirements are more stringent, the County's requirements shall prevail.

104. Infrastructure Improvements. In addition to the acquisition costs set forth above the County agrees to provide funding to the Developer in the amount of ONE HUNDRED THOUSAND and 00/100 DOLLARS ($100,000.00) to subsidize a portion of the cost of infrastructure improvements to the Development Area. These funds are intended to off-set the costs of **infrastructure improvements, including, but not limited to,** roads, curbs, lighting, sidewalks and sewer piping. In accordance herewith the Developer agrees to deliver to the County an easement running in favor of the County covering the portion of the Development Area upon which said infrastructure improvements will be constructed. The Developer will finance the infrastructure costs and the County shall pay the ONE HUNDRED THOUSAND and 00/100 DOLLARS ($100,000.00) subsidy to the Developer upon the completion, to the reasonable satisfaction of the County, of all infrastructure improvements constructed in accordance with all applicable laws, codes, rules and regulations. At the time of payment the Developer shall deliver to the County a Note and Mortgage, in the form and substance reasonably satisfactory to the County and the Program, in the amount of ONE HUNDRED THOUSAND and 00/100 DOLLARS ($100,000.00) and in accordance with the terms and conditions set forth in the Development Plan, which shall be filed as a lien against the Development Area. In addition, the County shall deliver to the Developer the necessary documents to terminate the easement.

ARTICLE 2

MUNICIPALITY'S AND DEVELOPER'S RESPONSIBILITIES

201. Covenants. Municipality and Developer hereby covenant and agree for themselves and every successor in interest to the Development Area or any part thereof, as follows:

A. Construction of the Project. Construction of the Project shall commence no later than two (2) months from the date that the Municipality and/or the Developer obtains approval of an application to change the current zoning of the Development Area, together with such other and further approvals necessary to permit, as more particularly described in the Development Plan, the construction of a minimum of seven (7) homeowner units, each with an accessory apartment, for a total of fourteen (14) affordable housing units to be constructed on the Development Area and shall proceed diligently to completion of the Project within twenty-four (24) months from the date of the Closing. Prior to the commencement of construction payment and performance bonds shall be provided to the County by the Municipality and the Developer as set forth in section 208 of this agreement.

B. Plans and Specifications. Municipality and Developer agree to undertake and carry out the construction of the Project in accordance with the Development

Plan and the applicable building and fire codes and zoning restrictions which are in effect. Municipality and Developer may make amendments, modifications or corrections to the Development Plan, provided that the same comply with the requirements of the applicable building codes and zoning restrictions which are in effect, and provided, further that any modifications, amendments or corrections to the Development Plan which affect (i) the site plan or (ii) the total number and distribution as to type of dwelling units shall require the prior written approval of the Department. In addition to the foregoing, any material changes to the Development Plan shall also require prior written approval of the Suffolk County Legislature. "Material Change" shall be as determined by the Director of Affordable Housing of the Department of Economic Development and Workforce Housing (the "Director"). Any requests to modify the site plan or total number and distribution as to type of dwelling units shall be made in accordance with the notice requirements of Section 515 of the Development Agreement.

As of the date hereof, the applicable zoning regulations are not consistent with the land use and development contemplated in the Development Plan. As such the Municipality and/or the Developer agrees to make its best efforts to obtain approval of an application to change the current zoning of the Premises, as more particularly described in the Development Plan, together with such other and further approvals necessary to permit a minimum of seven (7) homeowner units, each with an accessory apartment, for a total of fourteen (14) affordable housing units to be constructed on the Development Area. If the Development Plan is modified or amended, all changes must be approved by the Department. The Department shall make reasonable efforts to assist Municipality and/or Developer in any proceeding, other than judicial proceedings initiated by Municipality and/or Developer to obtain other necessary County approvals.

C. Impairment of County Lien; Repayment of Land Development Subsidy. Municipality and Developer covenant and agree, and will require any successors, assigns and transferees to covenant and agree, that they shall not undertake any action or activity which shall impair or have the effect of impairing the lien of the County, in an amount equal to the **County's portion of the** acquisition costs of the real property comprising the Development Area to be acquired by the County (the "Land Development Subsidy" or "LDS") and the infrastructure costs paid by the County for the development of the Project as required by the Program, except as authorized under this Agreement.

Upon completion of the Project and sale of the individual units to affordable housing qualified purchasers the Municipality and Developer will be relieved of their obligations to repay the County the Land Development Subsidy and infrastructure costs as evidenced by the above referenced liens, provided that at the closing of each unit sale said

qualified purchaser shall execute and deliver to the County a note and mortgage in an amount equal to the Land Development Subsidy and infrastructure costs for such unit as set forth in the Development Plan. Thereafter the LDS and infrastructure costs for each unit shall be repaid by the individual owner of the unit upon the conditions imposed in accordance with the Program, and as specified in the Development Plan.

D. Program requirements for the Municipality.

1. Municipality shall offer incentives, such as density bonuses, fast-track approvals, fee waivers, and/or financial assistance, such as community development block grant funds, industrial development bonds and/or tax credits, to the proposed affordable housing development prior to the acquisition of the Development Area.

2. If the Developer is a for-profit development entity then any amount of profit realized by the Developer must conform to New York State Affordable Housing Corporation (or its successors') guidelines.

3. Prior to acquisition of the Development Area by the County and Municipality, the Municipality shall, by resolution or other legislative act, approve the Development Agreement. The numbers of units of affordable housing, the targeted occupants, the method of selecting the occupants, the sales prices to be paid by the occupants and the resale restrictions are set forth in the Development Plan.

E. County Approval of Municipality's Agreements.

1. Municipality shall submit to the County for written approval, all final documents and/or agreements necessary to effectuate the conveyance of the Development Area from Municipality to the Developer at least twenty (20) business days prior to closing.

2. All agreements between Developer and Municipality shall incorporate by reference the Development Agreement herein, and include a provision that Developer, in addition to Municipality, expressly assumes all obligations, terms and conditions set forth in this Agreement and the Development Plan.

202. Project Signs. Municipality **or Developer** shall, at its own cost and expense, promptly erect and maintain a Project sign identifying the interest of the parties in lettering of such size and form as shall be approved by the Department. The provisions of this Paragraph 202 shall survive the Closing until Completion of Construction as described immediately below in Paragraph 203.

203. Completion of Construction. Construction of the Project shall be deemed complete when (i) a temporary or permanent Certificate of Occupancy has been issued by the Municipality for all of the residential units constructed on the Development Area, and (ii) the Municipality certifies in writing to the Department that the Project meets all applicable building and fire codes and zoning restrictions and that all the Project construction obligations of Municipality have been met ("Completion of Construction"). Municipality may certify as to completion of portions of the Project so long as (i) and (ii) above have been met for such portion.

204. Drawings. Upon completion of the Project, Municipality shall, submit to the Department three (3) sets of "as built" surveys of the Project showing all the construction certified as complete by Municipality. The "as built" surveys shall indicate, on its face, the locations of all buildings, rights-of-way, utility and other easements and work as actually built and installed. Such locations shall be shown by offset distances from permanent surface improvements such as buildings, retaining walls or curbs and such sizes shall be shown by dimensions in feet and inches.

205. Reports. Municipality shall submit a narrative report in writing to the Director within six (6) months after the Closing, and every three (3) months thereafter, up to the time of Completion of Construction pursuant to Paragraph 203 above, as to the progress of the construction on the Development Area. Each report shall also include, but not be limited to, (i) a progress report from the supervising architect or engineer; (ii) the dates of completion and occupancy of any housing unit; (iii) the name of the purchaser, the liber, page and date in which the instrument of conveyance was recorded in the Office of the Suffolk County Clerk; (iv) the total household income, from all sources, of the purchaser(s), and his/her/their family; and (v) the total purchase price of the housing unit. In addition, Municipality shall provide a report to the Director no later than December 31st of each year of this Agreement outlining the exact and precise use to which any such parcels have been put and the net proceeds generated by the initial purchase of such affordable housing units. Said year-end report shall also state whether or not the parcels have been utilized for affordable housing purposes and whether or not the restrictive covenants contained in any deeds of conveyance ensuring such utilization have been adhered to.

206. Limitation on Use of Development Area. Municipality and Developer, prior to Completion of Construction of the Project, shall not rent, license or permit temporary use of the Development Area for purposes unrelated to the construction of the Project; provided, however, that Municipality and Developer may enter into contracts of sale as the case may be, for the home ownership units in the Project, as set forth in the Development Plan, prior to completion of the Project. The Project may temporarily contain a rental or sales office and an appropriate number of model units as may be applicable. **For the purposes of this Agreement, the provisions of this paragraph shall not be deemed to be violated in the event that the current tenants of the property owned by Community Properties, L.P. remain in the premises after closing. Notwithstanding same, the Municipality and Developer**

agree that they, at their sole cost and expense, will evict said tenants as soon as practicable after the closing.

207. Access. Prior to the Closing, the Department shall permit representatives, employees and agents of Municipality to have access pursuant to a license agreement between the Department, Municipality and Developer in form, scope and substance satisfactory to the Department, at all reasonable times to any part of the Development Area for the purpose of obtaining data and making various tests concerning the Development Area necessary to carry out the provisions of this Agreement. After Closing, Municipality and Developer shall permit the representatives of the County access to the Development Area upon prior reasonable notice and at all reasonable times, for the purposes of this Agreement, including, but not limited to, inspection of all work being performed in connection with the construction of the Project. It is agreed by the parties hereto that "reasonable time" shall be normal working hours for construction trades in Suffolk County. No compensation or other charge or sum shall be payable or made by any party for access provided for in this Paragraph 207.

208. Bonds. Municipality and Developer shall provide or require any successors, assigns, transferees or contractors to provide payment and performance bonds or such other security as is acceptable to County in such amounts as will ensure the completion of the Project. The forms of such bonds or other security shall also be acceptable to County.

209. Compliance With Laws. Municipality and Developer, and any successors, assigns, transferees, contractors and subcontractors shall comply with all applicable Federal, State, and local laws, rules, regulations, ordinances and codes including, but not limited to, zoning, building and fire codes.

210. Living Wage Law. This Agreement is subject to the Living Wage Law of the County of Suffolk (Suffolk County Local Law Chapter 347) The law requires that, unless specific exemptions apply, all employers (as defined therein) under service contracts and recipients of County financial assistance, (as defined therein) provide payment of a minimum wage to employees as set forth in the Living Wage Law. Such rate shall be adjusted annually pursuant to the terms of the Suffolk County Living Wage Law of the County of Suffolk. Under the provisions of the Living Wage Law, the County shall have the authority, under appropriate circumstances, to terminate this Agreement and to seek other remedies as set forth therein, for violations of this law.

ARTICLE III

PROHIBITION AGAINST ASSIGNMENT AND TRANSFER

301. Prohibition Against Transfer of Property and Assignment of Agreement. Municipality represents and agrees for itself and its successors and assigns that,

except for the Permitted Sales and Permitted Encumbrances, both as described in the Development Plan, and sale to Developer for the purpose of performing its obligations with respect to the construction, ownership, management, marketing and operation of the Project pursuant to this Agreement, the Municipality and Developer have not made or created, and will not prior to the Completion of Construction, make or create, or suffer to be made or created, any total or partial sale, assignment, conveyance, mortgage or lease, except the sale of individual residential units in the normal course of business, or any trust or power, or transfer in any other mode or form of, or with respect to this Agreement or the Development Area or any part thereof or any interest in the real property therein, or any contract or agreement to do any of the same.

302. Representation as to the Development. Municipality represents and agrees that its acquisition and the Developer's acquisition of the Development Area, and its other undertakings pursuant to this Agreement, are and will be used for the sole purpose of constructing, reconstructing or rehabilitating affordable housing on the Development Area and for no other purpose inconsistent therewith. Municipality recognizes, in view of (1) the importance of the development of the Development Area to the general welfare of the community; and (2) the substantial financing and other public aids that have been made available by law and by governmental entities for the purpose of making such development possible, that the County is relying on Municipality and Developer for the faithful performance of all undertakings and covenants hereby to be performed by Municipality and Developer.

ARTICLE IV

REACQUISITION

401. Reversion of Title to the County.

A. Without limiting, and in addition to, any other rights or remedies available to the County pursuant to the Note and Mortgage, in the event that subsequent to conveyance of the Development Area, or any part thereof to Municipality, and prior to Completion of Construction in accordance with Paragraph 203 hereof, Municipality, or successor in interest, as the case may be, in interest shall fail to effect the Completion of Construction within the time specified in Paragraph 201(A), unless the Director has granted an extension in writing for good cause shown, said extension to be no longer than two (2) years unless approved by a duly enacted resolution of the Suffolk County Legislature, and in accordance with the Development Plan, and if such failure is not remedied within sixty (60) days after the Director has provided written notice of such failure, then the County shall have the right subject to the laws of the State of New York to re-enter and take possession of the Development Area and to terminate and re-vest in the County the estate conveyed to Municipality,

subject to the Permitted Encumbrances as described in the Development Plan. Notwithstanding anything to the contrary herein, if the condition giving rise to the County's right to re-enter is such that correction or cure is impossible or impracticable to complete within the period specified above, then Municipality shall be obligated to commence to cure or correct the condition within such period and thereafter diligently to prosecute the cure or correction of such condition to completion. It is the intent of this Agreement that the conveyance of the Development Area to Municipality shall be made upon the condition that, if any default, failure, violation, or other action or inaction by Municipality specified in the above subdivisions of this Paragraph 401(A) is not remedied, ended or abrogated within the period, if provided, in the manner stated in such subdivisions, the Department, at its option may declare a termination of the title in favor of the County, and, upon the exercise of such reverter, all the rights and interest of Municipality, and any assigns or successors in interest to and in the Development Area, shall revert to the County.

B. Notwithstanding the foregoing any re-vesting of title in the County shall always be subject to and limited by, and shall not defeat, render invalid, or limit in any way the Permitted Encumbrances as described in the Development Plan or the lien of any mortgage to which the County has subordinated its lien as listed in the Development Plan. Further, upon request by Municipality or any successor and assign, the County will deliver to Municipality and the holder of a mortgage providing construction financing, at the time of the Closing, an instrument in recordable form whereby the County's priority of rights and interests of and to any mortgage of the County or running in favor of the County on the Development Area, or any part thereof, are subordinated to the lien of the mortgage for construction on the Development Area. Such subordination shall be upon such terms and conditions as are acceptable to the County.

C. After any breach or default referred to in Paragraph 401(A) above, any holder of a mortgage shall, insofar as the rights of the County are concerned, have the right, at its option within an additional sixty (60) days after the time period above provided to cure or remedy such breach or default, or such breach or default to the extent that it relates to the part of the Development Area covered by its mortgage, and/or to undertake or continue the completion of the Project in the manner provided by this Agreement and to add the cost thereof to the mortgage debt and the lien of its mortgage, provided, that if the breach or default is such that correction or cure is impossible or impracticable for said holder to complete within sixty (60) days in addition to the time to cure granted to Municipality, then said holder shall promptly commence to cure or correct the breach or default within such sixty (60) day period, or to commence foreclosure or other appropriate proceedings to acquire possession of the Development Area if possession is necessary to cure the breach or default, and diligently prosecute to completion such action as may be

necessary to cure such default, subject however to the Permitted Encumbrances as described in the Development Plan. Any such holder who shall properly complete the Project on the Development Area or applicable part thereof shall be entitled, upon written request made to Municipality, to a certification or certifications by Municipality to such effect in the manner provided in this Agreement, and any such certification shall, if so requested by such holder, mean and provide that any remedies or rights with respect to recapture of or reversion or re-vesting of title to the Development Area that the County shall have or be entitled to because of failure of Municipality or any successor in interest to the Development Area, or because of any other default in or breach of the Agreement by the Municipality or such successor, shall not apply to the part or parcels of the Development Area to which such certification relates.

D. A copy of any notice to Municipality by the County pursuant to Paragraph 401(A) shall be simultaneously sent to the holders of mortgages that have been designated as having the right to receive such notice and the right to cure defaults under the Deed or this Agreement, at the address of such holders as shall have been furnished to the County, and no such notice to the Municipality shall be effective as against such holder unless such notice is also given to the designated holders as provided herein. No more than two (2) holders will have the right to receive notice and the right to cure defaults under this Agreement. All holders must jointly, in a letter to be delivered to the Department at the Closing designate the two holders for such purposes.

E. If title to the Development Area is re-vested in the County and the Department determines to re-sell its interest in the Development Area, the proceeds from the sale of such interest, if any, shall be retained by County. Municipality hereby agrees that any surplus money paid into a court as the result of any foreclosure of any lien on any portion of the Development Area prior to Completion of Construction for that portion are hereby assigned to County. Municipality further agrees to execute any instrument needed for recording to effectuate such assignment.

ARTICLE V

GENERAL PROVISIONS

501. Non-Discrimination. Municipality covenants and agrees, for and on behalf of itself, its successors and assigns, and every successor in interest to the Development Area, or any part thereof, including Developer, to be bound by the following covenants, which shall be binding for the benefit of the County and enforceable by the County against

Municipality, its successors and assigns and/or Developer to the fullest extent permitted by law and equity:

A. Non-Discrimination in Employment and Affirmative Action. Municipality agrees in connection with the performance of this Agreement that Municipality its successors and assigns, including Developer and any lessees of the Development Area shall not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex age, disability, sexual orientation, military status or marital status, and will undertake or continue existing programs of affirmative action to ensure that women and minority group members are afforded equal employment opportunities without discrimination. Affirmative action shall mean recruitment, employment, job assignment, promotion upgrading, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation.

B. Non-Discrimination in Services. Municipality, its successors and assigns including Developer, and any lessees of the Development Area or any improvements erected, or to be erected thereon, or any part thereof, shall not effect or execute any agreement, lease, conveyance, or other instrument whereby the sale, lease, or occupancy of the Development Area or any improvements erected or to be erected thereon, or any part thereof, nor utilize criteria or methods of administration which have the effect of subjecting individuals to discrimination because of their race, creed, national origin, sex, age, disability, sexual orientation, alienage, citizenship or marital status or have the effect of defeating or substantially impairing accomplishment of the objectives of the program in respect to individuals of a particular race, creed, national origin, sex, age, disability, sexual orientation, alienage, citizenship or marital status. Further, during the performance of this Agreement:

1. Municipality shall not, on the grounds of race, creed, color, national origin, sex, age disability, sexual orientation, military status or marital status:

   a. Deny any individual any services or other benefits provided pursuant to this Agreement; or

   b. provide any services or other benefits to an individual that are different, or are provided in a different manner, from those provided to others pursuant to this Agreement; or

   c. subject an individual to segregation or separate treatment in any matter related to the individual's receipt of any service(s) or other benefits provided pursuant to this Agreement; or

d. restrict an individual in any way in the enjoyment of any advantage or privilege enjoyed by others receiving any services or other benefits provided pursuant to this Agreement; or

e. treat an individual differently from others in determining whether or not the individual satisfies any eligibility or other requirements or condition which individuals must meet in order to receive any aid, care, service(s) or other benefits provided pursuant to this Agreement.

2. Municipality shall not utilize criteria or methods of administration which have the effect of subjecting individuals to discrimination because of their race, creed, color, national origin, sex, age, disability, sexual orientation, military status or marital status, or have the effect of defeating or substantially impairing accomplishment of the objectives of this Agreement in respect to individuals of a particular race, creed, color, national origin, sex, age, disability, sexual orientation, military status or marital status in determining:

a. the types of service(s) or other benefits to be provided; or

b. the class of individuals to whom, or the situations in which, such service(s) or other benefits will be provided; or

c. the class of individuals to be afforded an opportunity to receive service(s).

C. Municipality, its successors and assigns, including the Developer, and any lessees of the Development Area or any improvements erected or to be erected thereon, or any part thereof, shall include the covenants of Paragraphs 501(A) and (B) in any agreement, lease, conveyance, or other instrument with respect to the sale, lease, or occupancy of the Development Area or any improvements erected or to be erected thereon, or any part thereof.

D. Municipality agrees that compliance with this Paragraph 501 constitutes a material term of this Agreement, and that it is binding upon the Municipality, its successors, transferees, and assignees including Developer, for the period of this Agreement. The Municipality also understands that the County may, at its discretion, seek a court order requiring compliance with the terms of this Paragraph 501 or seek other appropriate judicial relief.

502. Gratuities and Disclosure Statement.

A. Gratuities. Municipality represents and warrants, and shall require its successors and assigns including Developer to represent and warrant, that it has not offered or given any gratuity to any official, employee or agent of Suffolk County or New York State or of any political party, with the purpose

or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement or the making of any determinations with respect to the performance of an agreement, and that the signer of this Agreement has read and is familiar with the provisions of Local Law No. 32-1980 of Suffolk County (Chapter 386 of the Suffolk County Code).

B. Disclosure Statement. Municipality represents and warrants, and shall require its successors and assigns including Developer, to represent and warrant, that, unless exempt, they have filed with the Comptroller of Suffolk County the verified public disclosure statement required by Suffolk County Administrative Code A5-7 and shall file an update of such statement with the said Comptroller on or before the 31st day of January in each year of this Agreement's duration. Municipality acknowledges that such filing is a material, contractual and statutory duty and that the failure to file such statement shall constitute a material breach of this Agreement, for which the County shall be entitled, upon a determination that such breach has occurred, to damages, in addition to other legal remedies, of fifteen percent (15%) of the amount of the Agreement

503. Conflicts of Interest.

A. Municipality agrees that it will not, during the term of this Agreement engage in any activity that is contrary to and/or in conflict with the goals and purposes of the County.

B. Municipality may not simultaneously represent other clients in matters or proceedings adverse to the County or its agencies without the prior written approval of the County. The representation of any individual in a dispute concerning the legal relationship between the individual and the County or its agencies would also create a conflict that will require disqualification.

C. Municipality is charged with the duty to disclose to the County the existence of any such adverse interests, whether existing or potential. This duty shall continue so long as the term of this Agreement. The determination as to whether or when a conflict exists or may potentially exist shall ultimately be made by the County Attorney after full disclosure is obtained.

504. Confidentiality. Any records, reports or other documents of the County or any of its agencies used by Municipality and/or Developer pursuant to this Agreement or any documents created as a part of this Agreement shall remain the property of the County and shall be kept confidential in accordance with applicable laws, rules and regulations.

505. Prohibition Against Contracting with Corporations that Reincorporate Overseas. Municipality and Developer each represent that they are in compliance with Suffolk

County Administrative Code §§ A4-13 and A4-14, found in Suffolk County Local Law No. 20-2004, entitled "A Local Law to Amend Local Law No. 5-1993, To Prohibit The County of Suffolk From Contracting With Corporations That Reincorporate Overseas." Such law provides that no contract for consulting services or goods and services shall be awarded by the County to a business previously incorporated within the U.S.A. that has reincorporated outside the U.S.A.

506. Use of County Resources to Interfere with Collective Bargaining Activities Local Law No. 26-2003.
Municipality and Developer represent and warrant that they have read and are familiar with the requirements of Chapter 466, Article 1 of the Suffolk County Laws, "Use of County Resources to Interfere with Collective Bargaining Activities." Municipality and Developer shall comply with the requirements of Local Law No. 26-2003

507. Certification as to Relationships. Pursuant to Suffolk County Code Chapter 143, Article II and Suffolk County Code § 143-6(B) specifically, the parties to this Agreement hereby certify that, other than the funds provided in this Agreement and other valid Agreements with the County, there is no known relationship within the third degree of consanguinity, life partner, or business, commercial economic or financial relationship between the parties, the signatories to this Agreement, and any partners, members, directors, or shareholders of five (5%) percent or more of any party to this Agreement.

508. Use of Funds in Prosecution of Civil Actions Prohibited. Pursuant to the Suffolk County Code § 590-3, Municipality represents that they shall not use any of the moneys received under this Agreement, either directly or indirectly, in connection with the prosecution of any civil action against the County of Suffolk or any of its programs funded by the County, in part or in whole, in any jurisdiction or any judicial or administrative forum.

509. Suffolk County Local Laws. Suffolk County Local Laws, Rules and Regulations can be found on the Suffolk County website at www.co.suffolkcounty.ny.us. Click on "Laws of Suffolk County" under "Suffolk County Links".

510. Survival. None of the provisions of this Agreement are intended to or shall be merged by reason of any deed transferring title to the Development Area from the County to Municipality or any successor in interest including Developer, and any such deed shall not be deemed to affect or impair the provisions and covenants of this Agreement, all of which shall survive the delivery of the deed.

511. Binding Effect. This Agreement shall inure to the benefit of and be binding upon any successor or assign of any party hereto, but this provision shall not operate to permit any assignment or other voluntary transfer of any rights created hereunder except in such manner as may be expressly permitted by this Agreement.

512. Execution of Documents.

A. This Agreement may be executed in any number of counterparts and each of such counterparts shall for all purposes be deemed to be an original; and all such counterparts shall together constitute but one and the same Agreement.

B. 1. Subsequent to the full execution of this Agreement, the Commissioner of Department or the Director of Affordable Housing may execute on behalf of County such agreements, documents or instruments as are necessary or desirable to accomplish the purposes of the Project.

2. Subsequent to the full execution of this Agreement, the Chief Executive Officer may execute on behalf of Municipality such agreements, documents or instruments as are necessary or desirable to accomplish the purposes of the Project.

513. County Employees. No official or employee of the County shall have any personal interest, direct or indirect, in this Agreement nor shall any such member, official or employee participate in any decision relating to this Agreement or any agreement arising out of or through this Agreement which affects his or her personal interest or the interest of any corporation, partnership or association in which he or she is directly or indirectly interested. No person hired by Municipality shall be considered employees of the County for any purpose whatsoever.

514. Headings. Any headings or titles of the several parts, Articles, Paragraphs, Subparagraphs and Sections of this Agreement are for convenience only and shall be disregarded in construing or interpreting any of its provisions.

515. Notices. Any communication, notice, claim for payment, report or other submission, including but not limited to, submissions regarding insurance, indemnification and/or termination, necessary or required to be made by the parties regarding this Agreement shall be in writing and shall be given to the County and Municipality or their designated representative at the following addresses or at such other address that may be specified in writing by the parties and must be delivered as follows:

A. Notices Relating to Payments, Reports, or Other Submissions:

For the COUNTY and the DEPARTMENT:
By Registered or Certified Mail in Postpaid Envelope or by Nationally Recognized Courier Service, return receipt requested

Suffolk County Department of Economic Development and Workforce Housing
H. Lee Dennison Building
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, New York 11788
Attention: Jill Rosen-Nikoloff, Director of Affordable Housing

and

Suffolk County Department of Law
H. Lee Dennison Building
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, New York 11788
Attention: Christine Malafi, County Attorney

FOR MUNICIPALITY:
By Registered or Certified Mail in Postpaid Envelope or by Nationally Recognized Courier Service

Town of Huntington
100 Main Street
Huntington, New York 11743
Attn: Frank Petrone, Supervisor

and

Gathman & Bennett, LLP
191 New York Avenue
Huntington, NY 11743
Attn: J. Edward Gathman, Jr., Esq.

FOR DEVELOPER:
By Registered or Certified Mail in Postpaid Envelope or by Nationally Recognized Courier Service

Huntington Community Development Agency
100 Main Street
Huntington, New York 11743,
Attn:

and

Loturco & Martin
434 New York Avenue
Huntington, New York 11743
Attn: Bradford J. Martin, Esq.

B. Notices Relating to Litigation.

1. Any notice by any party to another with respect to the commencement of any lawsuit or legal proceeding against the other, shall be effected pursuant to and governed by the New York State Civil Practice Law and Rules or the Federal Rules of Civil Procedure, as applicable.

2. In the event Municipality or Developer receives a notice or claim or becomes a party (plaintiff, petitioner, defendant, respondent, third party complainant, third party defendant) to a lawsuit or any legal proceeding related to this Agreement, the Municipality and/or Developer shall immediately forward to the County Attorney, at the addresses set forth in sub-paragraph A above, copies of all papers filed by or against the Municipality and/or Developer. Notices shall be as provided in paragraph C above.

The notice shall also be in accordance with Section 401 above.

Each party shall give prompt written notice to the other party of the appointment of successor(s) to the designated contact person(s) or in the event of a change of address or contact, which such address or contact shall thereafter be the address or contact to which notices are sent.

516. No Implied Waiver. No waiver shall be inferred from any failure or forbearance of the County to enforce any provision of this Agreement in any particular instance or instances, but the same shall otherwise remain in full force and effect notwithstanding any such failure or forbearance.

517. Entire Agreement. This Agreement contains the entire understanding between the parties and may not be amended or modified except by an instrument in writing duly executed by all of the parties hereto.

518. Severability. It is expressly agreed that if any term or provision of this Agreement, or the application thereof to any person or circumstance, shall be held invalid or unenforceable to any extent, the remainder of this Agreement, or the application of such term or provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby, and every other term and provision of this Agreement shall be valid and shall be enforced to the fullest extent permitted by law.

519. Provisions Required by Law Deemed Inserted. Each and every provision of law and governmental regulation required by law to be inserted in this Agreement shall be deemed to be inserted herein and this Agreement shall read and shall be enforced as though so included herein. If through mistake or otherwise any such provision is not inserted, or is not correctly inserted, then upon the application of either party, this Agreement shall be deemed to be amended to make such insertion or correction so as to comply strictly with the law and without prejudice to the rights of either party hereunder.

520. Unlawful Provisions Deemed Stricken. If this Agreement contains any unlawful provision not an essential part of this Agreement and which shall not appear to have been a controlling or material inducement to the making thereof, the same shall be deemed of no effect and shall, upon notice by either party, be deemed stricken from this Agreement without affecting the binding force of the remainder.

521. Claims and Actions.

A. No Claims and Action Officers, Agents or Employees. No claim whatsoever shall be made by Municipality, its successors or assigns, or by Developer against any officer, agent or employee of the County for, or on account of, anything done or omitted to be done in connection with this Agreement.

B. Cooperation. If any action is brought against the County, and the action relates in any way to this Agreement or the Development Area and the County and the Municipality are not adverse parties in that action, then the Municipality shall diligently render to the County without additional compensation, any and all assistance which the County may require.

C. Reports of Actions. Municipality and Developer shall report to the County in writing within ten (10) days of the initiation by or against it of any legal action or proceeding in connection with or relating to this Agreement or the Development Area.

D. All Rights Reserved. Each and every defense, right and remedy that the County has under this Agreement is not exclusive and is in addition to and concurrent with all other defenses, rights and remedies which the County has under this Agreement and which the County otherwise has, will have, or may have under law, equity or otherwise.

E. Insurance and Indemnification.

1. Prior to commencement of any work hereunder, Municipality agrees to procure, pay the entire premium for, and maintain throughout the term of this Agreement, insurance in amounts and types specified by the County and as may be mandated and increased from time to time. Municipality agrees to require that all of its subcontractors, the

Developer and the Developer's subcontractors, in connection with work performed for the Municipality and/or Developer related to this Agreement, procure, pay the entire premium for and maintain throughout the term of this Agreement, insurance in amounts and types equal to that specified by the County for the Municipality. Unless otherwise specified by the County and agreed to by Municipality and Developer in writing, such insurance shall be as follows:

a. Commercial General Liability Insurance, including contractual liability coverage, in an amount not less than Two Million Dollars ($2,000,000.00) per occurrence for bodily injury and Two Million Dollars ($2,000,000.00) per occurrence for property damage.

b. Automobile Liability Insurance (if any vehicles are used in the performance of this Agreement) in an amount not less than Five Hundred Thousand Dollars ($500,000.00) per person, per accident, for bodily injury and not less than One Hundred Thousand Dollars ($100,000.00) for property damage per occurrence.

c. Workers' Compensation And Employer's Liability Insurance in compliance with all applicable New York State laws and regulations and Disability Benefits Insurance if required by law. Municipality shall furnish to the County, prior to its execution of this Agreement the documentation required by the State of New York Workers' Compensation Board of coverage or exemption from coverage pursuant to §§ 57 and 220 of the Workers' Compensation Law. In accordance with General Municipal Law § 108, this Agreement shall be void and of no effect unless Municipality, its successors, assigns, contractors or subcontractors, including Developer, shall provide and maintain coverage during the term of this Agreement for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.

2. All policies shall be issued by insurance companies with an A.M. Best rating of A- or better which are licensed to do business in the State of New York. Municipality shall furnish to County, Declaration Pages for each such policy of insurance, and upon request, a true and certified original copy of each such policy, evidencing compliance with the aforesaid insurance requirements. In the case of commercial general liability insurance, the County of Suffolk shall be named as an additional insured and Municipality shall furnish a Declaration Page and endorsement page

evidencing the County's status as an additional insured on said policy. All such Declaration Pages, certificates or other evidence of insurance shall provide for the County of Suffolk to be notified in writing thirty (30) days prior to any cancellation, non-renewal or material change in said policies. Such Declaration Pages, certificates, policies and/or other evidence of insurance and notices shall be mailed to the Department at its address as set forth in this Agreement in the paragraph entitled "Notices" at paragraph 508, or at such other address of which the County shall have given the Municipality notice in writing. If Municipality has a self-insurance program under which it acts as a self-insurer for any of such required coverage, it may provide self-funded coverage and certificates or other evidence of such self-insurance in lieu of insurance issued by insurance companies. Municipality shall also require its successors, assigns, contractors and subcontractors including Developer, to provide insurance coverage's in like amounts and quality and naming the County of Suffolk as an additional insured.

3. In the event Municipality, its successors, assigns, contractors, subcontractors, and/or the Developer, shall fail to provide the Declaration Pages or certificates of insurance or to maintain any insurance required by this Agreement, the County may, but shall not be required to, obtain such policies and deduct the cost thereof from payments due Municipality under this Agreement or any other agreement between the County and the Municipality and/or Developer.

4. Furthermore, Municipality agrees that it shall protect, indemnify and hold harmless the County, its officers, officials, employees, contractors, agents and other persons from and against all liabilities, fines, penalties, actions, damages, claims, demands, judgments, losses, costs, expenses, suits or actions and reasonable attorneys' fees, arising out of the acts or omissions or the negligence of the Municipality in connection with the services described or referred to in this Agreement. Municipality shall defend the County and its officers, officials, employees, contractors agents and other persons in any suit, including appeals, or at the County's option, pay reasonable attorney's fees for defense of any such suit arising out of the acts or omissions or negligence of Municipality, its officers, officials, employees, subcontractors or agents and/or Developer, if any, in connection with the services described or referred to in this Agreement. Municipality shall also require its successors, assigns and transferees including Developer, to defend, indemnify and hold harmless County from same.

F. Choice of Law and Consent to Jurisdiction and Venue. This Agreement shall be governed by and construed in accordance with the laws of the State of New York without regard to conflict of law provisions. Venue shall be designated

as Suffolk County, New York or the United States District Court for the Eastern District of New York.

G. Cooperation on Claims. Each of the parties hereto agrees to render diligently to the other party, without additional compensation, any and all cooperation, that may be required to defend the other party, its employees and designated representatives against any claim, demand or action that may be brought against the other party, its employees or designated representatives in connection with this Agreement.

522. Merger. It is expressly agreed that this Agreement represents the entire agreement of the parties, that all previous understandings are merged in this Agreement. No modification of this Agreement shall be valid unless written in the form of an Amendment and executed by both parties. Any and all prior writings, or agreements including, without limitation, oral communications, discussions, negotiations, commitments and understandings relating thereto, are hereby merged herein and superseded hereby.

523. No Commission. No brokerage or any other fee or compensation shall be due or payable by the County for this transaction.

524. Arrears. Municipality warrants that it is not in arrears to County upon debt or contract and are not in default as surety, contractor or otherwise on any obligation to or contract with the County.

525. Withholding of Funds and Set-Off Rights. The County shall have all of its common law, equitable, and statutory rights of set-off. These rights shall include, but not be limited to, the County's option to withhold, for the purposes of set-off, any moneys due to Municipality and/or Developer under this Agreement up to any amounts due and owing to the County with regard to this Agreement and/or any other contract with any County department or agency, including any contract for a term commencing prior to the term of this Agreement, plus any amounts due and owing to the County for any other reason including, without limitation, tax delinquencies, fee delinquencies or monetary penalties relative thereto. The County shall exercise its set-off rights in accordance with normal County practices including, in cases of set-off pursuant to an audit, the finalization of such audit by the County agency, its representatives, or the County Comptroller, and only after legal consultation with the County Attorney.

IN WITNESS WHEREOF, this agreement has been duly executed by the parties hereto.

COUNTY OF SUFFOLK

By: _____

Name: _____

Title: Deputy County Executive

Date: _____

TOWN OF HUNTINGTON

By: FRANK PETRONE
Supervisor

TOWN OF HUNTINGTON COMMUNITY DEVELOPMENT AGENCY

By:

APPROVED:
DEPARTMENT OF ECONOMIC DEVELOPMENT AND WORKFORCE HOUSING

By: Jill Rosen-Nikoloff
Director of Affordable Housing

APPROVED AS TO LEGALITY:
CHRISTINE MALAFI
Suffolk County Attorney

By: Michael A. Amoroso
Bureau Chief
Real Estate/Condemnation

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

On the 14 day of August in the year 2009 before me, the undersigned, personally appeared Frank P. Petrone, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Gigi A. Asher

Signature and Office of Individual
Taking Acknowledgment

GIGI A. ASHER
Notary Public, State of New York
No. 01AS6111993
Qualified in Suffolk County
Commission Expires June 28, 2012

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

On the 14 day of August in the year 2009 before me, the undersigned, personally appeared Frank P. Petrone, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Gigi A. Asher

Signature and Office of Individual
Taking Acknowledgment

GIGI A. ASHER
Notary Public, State of New York
No. 01AS6111993
Qualified in Suffolk County
Commission Expires June 28, 2012

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

On the day of in the year 2009 before me, the undersigned, personally appeared , personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Signature and Office of Individual
Taking Acknowledgment

SCHEDULE A

LEGAL DESCRIPTION

(to be provided)

EXHIBIT A TO DEVELOPMENT AGREEMENT

Parcels being jointly purchased by the County and the Town

1) **ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, known and designated as Part of Lots B and C, Map B, of Property of Allison E. Lowndes, and filed in the office of the Clerk of Suffolk County on September 21, 1903 as Map No. 432 and bounded and described as follows:**

BEGINNING at the corner formed by the intersection of the southerly side of Columbia Avenue, with the westerly side of Lowndes Avenue;
RUNNING THENCE South 10 degrees 21 minutes 50 seconds East along the westerly side of Lowndes Avenue a distance of 50.00 feet;
RUNNING THENCE South 74 degrees 29 minutes 10 seconds West along land now or formerly of A.S. Paffi and Sons, Inc. a distance of 141.56 feet to the easterly line of Lot 1 on the above map;
RUNNING THENCE along the easterly line of Lot 1, North 10 degrees 21 minutes 50 seconds West a distance of 100.00 feet to the southerly side of Columbia Avenue;
RUNNING THENCE along the southerly side of Columbia Avenue, North 79 degrees 38 minutes 10 seconds East 135.64 feet to the point or place of **BEGINNING.**

Said premises being known as 4 & 6 Columbia Street, Huntington Station, New York 11746
District 0400, Section 140.00, Block 03.00, Lot 072.000

BEING AND INTENDED to be the same premises conveyed to the party of the first part by deed dated December 19, 1997 and recorded in the office of the Suffolk County Clerk on January 9, 1998 in Liber 11872 at Page 329.

2) **ALL** that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, at Huntington Station, formerly Fairgrounds, known and designated as Lot No. One (1) on a certain map entitled, "Map B, Property of Allison E. Lowndes, Situate at Fair Grounds, Suffolk Co., N.Y." which map was duly filed in the Suffolk County Clerk's Office as Map No. 432 on September 21, 1903, and which Lot No. One is fifty (50) feet wide front and rear and one hundred and fifty (150) feet deep, as shown on said map.

Subject to any state of facts an accurate survey might show.

Subject to covenants, easements, and restrictions of record affecting the premises, still in effect, if any.

Subject to applicable Building and Zoning Ordinances of the Town of Huntington.

Said premises being known as 14 Columbia Street, Huntington Station, NY 11746

District 0400, Section 140.00, Block 03.00, Lot 073.000

BEING AND INTENDED to be the same premises conveyed to the party of the first part by deed dated December 19, 1997 and recorded in the Office of the Suffolk County Clerk on January 9, 1998 in Liber 11872, Page 303.

Parcels being donated by the Town

1) ALL that certain plot, piece of parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Huntington Station, Town of Huntington, County of Suffolk and State of New York, bounded and described as follows;

BEGINNING at a point on the southwesterly side of Lowndes Avenue 150 feet southeasterly from the corner formed by the intersection of the southwesterly side of Lowndes Avenue and the southerly side of Columbia Street (Columbia Avenue) and from said point of beginning; RUNNING THENCE southerly along the arc of a curve which bears to the right, having a radius of 28.31 feet and a central angle of 59 degrees 47 minutes 47 seconds a distance along said arc of 24.85 feet; THENCE southwesterly along the arc of a curve which bears to the right having a radius of 450 feet and a central angle of 4 degrees 55 minutes 13 seconds a distance along said arc of 38.64 feet; THENCE south 45 degrees 19 minutes 43 seconds west 99.10 feet; THENCE north 19 degrees 23 minutes 17 seconds west 16.32 feet; THENCE north 45 degrees 19 minutes 49 seconds east 130 feet to the point or place of beginning.

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

BEGINNING at a point on the westerly side of Lowndes Avenue, which point is 50 feet northerly from the northerly side of Railroad or Fairground Avenue, as measured along the said westerly side of Lowndes Avenue;

RUNNING THENCE South 56 degrees 07 minutes West and parallel with the northerly line of Railroad Avenue, 150 feet;

RUNNING THENCE North 08 degrees 36 minutes 40 seconds West, along the easterly line of Lots No. 49 and No. 1 as shown on Map 8 of land formerly of Allison E. Lowndes, 114.05 feet;

RUNNING THENCE North 61 degrees 09 minutes 10 seconds East, along a fence, 144.56 feet to the westerly side of Lowndes Avenue;

RUNNING THENCE South 08 degrees 36 minutes 40 seconds East, along the westerly line of Lowndes Avenue, 100 feet to the point or place of BEGINNING.

Said Premises also being known as part of Lots B and C on "Map of Property of Allison E. Lowndes and filed in the Suffolk County Clerk's Office on 9/21/1903 as Map No. 432.

DEVELOPMENT PLAN

(to be provided)

EXHIBIT B

EXHIBIT B TO
DEVELOPMENT AGREEMENT
between the
COUNTY OF SUFFOLK, THE TOWN OF HUNTINGTON AND THE TOWN OF HUNTINGTON COMMUNITY DEVELOPMENT AGENCY

DEVELOPMENT PLAN
TAKE BACK THE BLOCKS WORKFORCE HOUSING
COLUMBIA STREET REDEVELOPMENT
TOWN OF HUNTINGTON

Defined terms not otherwise defined herein shall have the meanings set forth in the Development Agreement

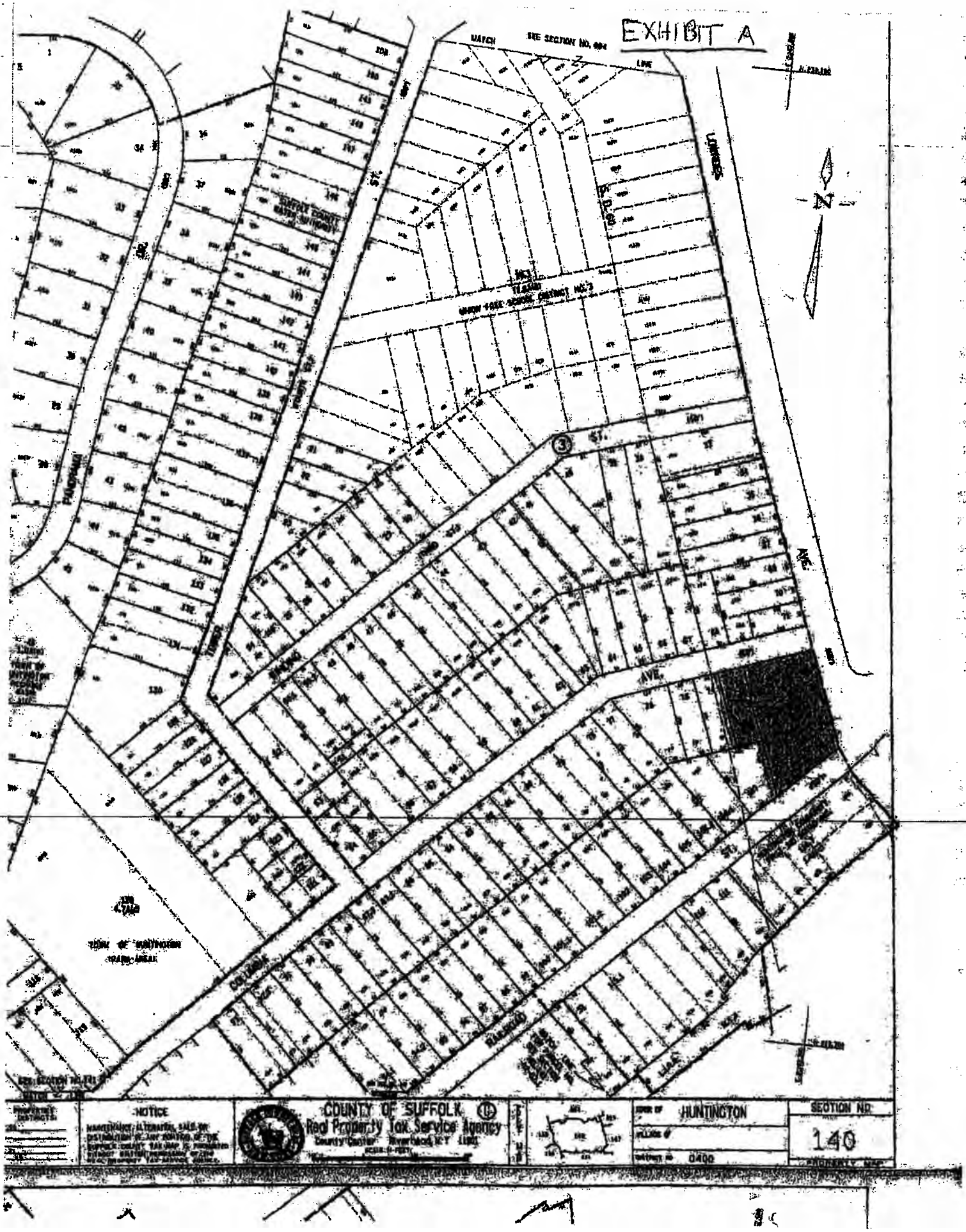
Municipality:	Town of Huntington Attn: Doug Aloise, Director- Community Development 100 Main Street, Suite 309 Huntington, N.Y. 11743
Project Address:	Area contains 4 parcels in Huntington Station to be combined running from north side of Railroad Avenue along Lowndes Avenue and west along Columbia Street (see attached SCTM – Exhibit A).
Site Description:	Suffolk County and the Town of Huntington have developed a plan on an approximate combined 1 acre site that will contain 7 first time homeowner units each with an accessory apartment for a total of 14 units. The site will need to be rezoned from I-5 (Industrial) to permit the construction of 7 home ownership units, each with an accessory apartment (for an aggregate of 14 units), all as more particularly described herein. See legal description ~~attached hereto as Exhibit B.~~
Owner/Developer:	Town of Huntington Community Development Agency Attn: Doug Aloise, Director 100 Main Street, Suite 309 Huntington, N.Y. 11743
Suffolk County Tax Map Numbers:	4,6 Columbia Street 0400-140.00-03.00-072.000 (to be purchased) 14 Columbia Street 0400-140.00-03.00-073.000 (to be purchased) 0400-140.00-03.00-108.000 (to be donated by Town) 0400-140.00-03.00-109.003 (to be donated by Town) (subject to change after it is subdivided)

Land Purchase:	Suffolk County and the Town of Huntington will jointly purchase the 2 parcels above designated as 4 and 6 Columbia Street and 14 Columbia Street from Community Properties, LP. The Town will donate the 2 adjacent parcels (0400-140.00-03.00-108.000 and 0400-140.000-03.00-109.003). The County will then transfer its interest in the above parcels to the Town. The property will then be transferred to the Huntington Community Development Agency for the development of 14 affordable housing units. The total land acquisition cost is $778,000. The County's land contribution is $389,000. The obligations of the parties shall be set forth in a Development Agreement executed among Suffolk County, the Town of Huntington and the Huntington Town Community Development Agency.
Infrastructure Funds:	Suffolk County will subsidize $100,000 of the infrastructure costs associated with this development. The funds will be utilized to off-set the costs of roads, curbs, lighting, sidewalks and sewer piping. The owner/developer will finance the infrastructure funds and the funds shall only be paid upon completion of all closing conditions.
Project Description:	New construction of 7 owner-occupied homes with accessory apartments. The main unit will have 3 bedrooms, two baths and the accessory apartment will have 1 bedroom and bath and will be handicapped accessible. The home will be approximately 2,100 sq. ft. and will meet or exceed New York State energy building codes. The accessory apartments shall have an approximate square footage of 513 sq. ft. The Town will solicit bids for demolition of the existing 3 structures and construction of the 14 units. Lots will be sold to individual owners. There will be no homeowners association.
County Land Development Subsidy (LDS): County Infrastructure Development Subsidy (IDS):	$389,000 ÷ 14 units or $27,785.71 (per unit) $100,000 ÷14 units or $ 7,142.85 (per unit)
TOTAL:	$489,000 ÷ 14 units or $34,928.56 (per unit)
LDS & IDS Repayment:	Forgiven after 31 years otherwise repayable upon covenant violation. Resale of a home must be to income eligible purchasers at a qualifying purchase price. Such resale will be overseen by the Town of Huntington through covenants and restrictions to be set forth in a Deed to be executed by each homeowner upon purchase, such Deed to contain such provisions as are reasonably acceptable to the County.
Huntington Housing Trust Fund Subsidy & Repayment:	Subsidy - $429,000 ÷ 14 = $30,642.85 (per unit) The subsidy shall be repaid out of the sale proceeds at the time of closing on each of the 7 houses, as applicable.
Homeowner Unit Purchase Prices:	The following figure is subject to change: Subsidized Purchase Price 7 3 BR (each with an accessory apt.) Approximately $200,000 Town will certify to the County at initial occupancy that it has met such requirements.

Homeownership Occupancy Requirement:	Each housing unit must be owner occupied and remain the principal residence of the owner. The homeowner must repay the LDS and the IDS as set forth above. The LDS and the IDS will be evidenced by a non-interest bearing deferred lien, which may be subordinated to bank financing or other funding sources, as approved by the County. The amount of the LDS and the IDS to be repaid is equal to the original amount of the LDS and IDS.
Income Eligibility:	Homeowners and renters of the accessory apartments must not exceed the following income limits, based on family size, at the time of initial occupancy: 7 homeowner units up to 80% of Nassau/Suffolk HUD median income. 7 rental units up to 80% of Nassau/Suffolk HUD median income. The Town will certify to the County at initial occupancy, and annually thereafter for the rental units, that it has met such requirements.
Homeowner & Renter Selection Process:	The project will be marketed as set forth in Exhibit C attached hereto. A lottery will be conducted.
Funding Sources:	1. Construction loan. 2. $1,560,000 Empire State Development Restore NY Grant 3. $13,000 – Huntington CDA 4. $429,000 – Huntington Housing Trust Fund 5. $560,000 – NYS Affordable Housing Corporation (pending)
Permitted Conveyances:	Sale of homeownership lots.
Permitted Encumbrances:	1. Construction, a loan principal sum not to exceed $1,212,793.00. 2. During construction, a second priority mortgage lien(s) in favor of the County in the aggregate principal sum not to exceed $389,000.

	3. Upon completion of construction of each housing unit and its conveyance to the respective individual purchaser(s), and subject to releases of mortgage lien(s) covering each such lot, a first priority mortgage lien in favor of the permanent residential mortgage lender and a second priority mortgage lien to be held by the County in an amount equal to the LDS and IDS on a 7 house basis equal to $69,857.14 each.
Development Team Members:	Developer: Doug Aloise, Director Bruce Grant, Deputy Director Jeffrey A. Hartman, P.E.
Conditions of Closing:	1. As set forth in the Development Agreement.

EXHIBIT A



MATCH
SEE SECTION NO. 004
LINE
LONDRES
N
SUFFOLK COUNTY WATER AUTHORITY
UNION FREE SCHOOL DISTRICT NO. 3
ST.
AVE.
TOWER
PANORAMA
TOWN OF HUNTINGTON
TRAIN AREA
COLUMBIA
MARSHALL
SEE SECTION NO. 141
NOTICE
COUNTY OF SUFFOLK
Real Property Tax Service Agency
County Center Riverhead, N.Y. 11901
HUNTINGTON
0400
SECTION NO.
140
PROPERTY MAP

EXHIBIT B

Parcels being jointly purchased by the County and the Town

1) **ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, known and designated as Part of Lots B and C, Map B, of Property of Allison E. Lowndes, and filed in the office of the Clerk of Suffolk County on September 21, 1903 as Map No. 432 and bounded and described as follows:**

BEGINNING at the corner formed by the intersection of the southerly side of Columbia Avenue, with the westerly side of Lowndes Avenue;
RUNNING THENCE South 10 degrees 21 minutes 50 seconds East along the westerly side of Lowndes Avenue a distance of 50.00 feet;
RUNNING THENCE South 54 degrees 29 minutes 10 seconds West along land now or formerly of A.S. Paffi and Sons, Inc. a distance of 144.56 feet to the easterly line of Lot 1 on the above map;
RUNNING THENCE along the easterly line of Lot 1, North 10 degrees 21 minutes 50 seconds West a distance of 100.00 feet to the southerly side of Columbia Avenue;
RUNNING THENCE along the southerly side of Columbia Avenue, North 79 degrees 38 minutes 10 seconds East 136.64 feet to the point or place of **BEGINNING.**

Said premises being known as 4 & 6 Columbia Street, Huntington Station, New York 11746.
District 0400, Section 140.00, Block 03.00, Lot 072.000

BEING AND INTENDED to be the same premises conveyed to the party of the first part by deed dated December 19, 1997 and recorded in the office of the Suffolk County Clerk on January 9, 1998 in Liber 11872 at Page 329.

2) **ALL** that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, at Huntington Station, formerly Fairgrounds, known and designated as Lot No. One (1) on a certain map entitled, "Map B, Property of Allison E. Lowndes, Situate at Fair Grounds, Suffolk Co., N.Y." which map was duly filed in the Suffolk County Clerk's Office as Map No. 432 on September 21, 1903, and which Lot No. One is fifty (50) feet wide front and rear and one hundred and fifty (150) feet deep, as shown on said map.

Subject to any state of facts an accurate survey might show.

Subject to covenants, easements, and restrictions of record affecting the premises, still in effect, if any.

Subject to applicable Building and Zoning Ordinances of the Town of Huntington.

Said premises being known as 14 Columbia Street, Huntington Station, NY 11746

District 0400; Section 140.00; Block 03.00; Lot 073.000

BEING AND INTENDED to be the same premises conveyed to the party of the first part by deed dated December 19, 1997 and recorded in the Office of the Suffolk County Clerk on January 9, 1998 in Liber 11872, Page 305.

Parcels being donated by the Town

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

BEGINNING at a point on the southwesterly side of Lowndes Avenue 150 feet southeasterly from the corner formed by the intersection of the southwesterly side of Lowndes Avenue and the southerly side of Columbia Street (Columbia Avenue) and from said point of beginning; RUNNING THENCE southerly along the arc of a curve which bears to the right having a radius of 23.81 feet and a central angle of 59 degrees 47 minutes 47 seconds a distance along the said arc of 24.85 feet; THENCE southwesterly along the arc of a curve which bears to the right having a radius of 450 feet and a central angle of 4 degrees 51 minutes 13 seconds a distance along said arc of 38.04 feet; THENCE south 45 degrees 19 minutes 43 seconds west 99.10 feet; THENCE north 19 degrees 23 minutes 17 seconds west 16.32 feet; THENCE north 45 degrees 19 minutes 49 seconds east 130 feet to the point or place of beginning.

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

BEGINNING at a point on the westerly side of Lowndes Avenue, which point is 50 feet northerly from the northerly side of Railroad or Fairground Avenue, as measured along the said westerly side of Lowndes Avenue;

RUNNING THENCE South 56 degrees 07 minutes West and parallel with the northerly line of Railroad Avenue, 150 feet;

RUNNING THENCE North 08 degrees 36 minutes 40 seconds West, along the easterly line of Lots No. 49 and No. 1 as shown on Map 8 of land formerly of Allison E. Lowndes, 114.05 feet;

RUNNING THENCE North 61 degrees 09 minutes 10 seconds East, along a fence, 144.56 feet to the westerly side of Lowndes Avenue;

RUNNING THENCE South 08 degrees 36 minutes 40 seconds East, along the westerly line of Lowndes Avenue, 100 feet to the point or place of BEGINNING.

Said Premises also being known as part of Lots B and C on "Map of Property of Allison E. Lowndes and filed in the Suffolk County Clerk's Office on 9/21/1903 as Map No. 432.

Exhibit C
Take Back the Blocks Workforce Housing
Columbia Street Redevelopment
Homeownership Marketing and Purchaser Plan

Income Eligibility:

Seven (7) families/individuals whose income does not exceed 80% of the HUD median income from the County of Suffolk. These units will be sold to the buyer, net of subsidies.

Introduction:

The following Marketing Plan is meant to outline the policies and procedures to market seven for sale homes with legal accessory apartments as part of the Town of Huntington's "Take Back the Blocks Program." The idea of the program is to convert absentee-landlord owned properties into homeownership and provide for renters in the community with legal apartments. These for sale homes and rentals will serve up to 80% of area income as defined by HUD for Nassau/Suffolk County. The income for a family of four is $81,450.00.

The sponsor and development team will market all homes on a fair housing basis with extensive outreach to the minority community.

Besides placing advertisements in local newspapers, the Huntington Community Development Agency's ("HCDA") staff will be working with community leaders and community based not-for-profits to advertise this opportunity to local residents. It is hoped that, with existing down payment assistance programs, this opportunity will be made available to families who normally could not afford to purchase homes even in today's real estate market.

The HCDA already began marketing efforts to the local NAACP, the Lowndes Avenue Task Force, the Huntington Housing Authority, and local clergy leaders based in the minority community. Also the Long Island Housing Partnership has been retained as its housing partner. In addition to assisting with outreach, they will qualify the families as income eligible and will work with their banking partners to assist in securing mortgages and downpayment assistance. All families will be required to attend HUD approved homeownership education/counseling classes.

Income Guidelines Fiscal Year 2009:

Income % Median	Household Size							
	1	2	3	4	5	6	7	8
80%	$57,000	$65,150	$73,300	$81,450	$87,950	$94,450	$101,000	$107,500

Marketing and Outreach:

1. Newspapers, Media, Public Service Announcements:

   Newspaper advertisements, including local press (The Long Islander, The Observer, The Times of Huntington and other newspapers of interest to the minority community including Point of View, The Community Reporter, El Heraldo, Hispano De Li, La Tribune Hispana, and Nueva America). All ads will include fair housing language.

2. Radio and TV Media:

   Releases to WALK, WBAB, WBLI, WFRS, Family Radio, News 12 Long Island, WLIG-TV55, Telicare, and WLIW-TV.

3. Community Outreach:

   1. Huntington NAACP
      Dolores Thompson, Executive Director
      Huntington Station Enrichment Center
      1264 New York Avenue
      Huntington Station, N.Y. 11746

   2. Adelante of Suffolk County
      10 Third Avenue
      Brentwood, N.Y. 11717

   3. Local Houses of Worship

   4. Office of Handicapped Services
      Bruce Blower, Director
      North County Complex
      Building 158
      P.O. Box 1600
      Hauppauge, N.Y. 11788

5. Suffolk County Office of Minority Affairs
   Mel Guadalupe, Director
   H. Lee Dennison Building
   100 Veterans Memorial Highway
   Hauppauge, N.Y. 11788-0099

6. Town of Huntington Housing Authority
   1 A Lowndes Avenue
   Huntington Station, N.Y. 11746
   Siela Bynoe, Director
   (631) 427-6220

Application Procedure:

Persons expressing an interest in program participation will be sent an application. Advertising will commence at least thirty days prior to the deadline for the return of completed applications.

Applications will include a cover page summarizing the program, the income guidelines, down payment requirements, first-time homebuyer requirements and the asset policy. The cover page will also advise that HCDA staff will assist applicants with completion of the application and provides both an address and telephone number to secure such assistance.

The application will request a variety of information to enable determination of applicant qualifications, including but not limited to: applicant(s) name, address, telephone number and Social Security Number; names of persons who will reside in the home (to determine family size); questions regarding judgments/bankruptcies; employment data; monthly debts; asset information; questions regarding need for handicap accessibility, etc.

The application also requires that applicants attach documentation to support the statements in the application. Specific documentation required from applicants include:

- Three years federal tax returns and W-2s; and
- Employee pay stubs for the past two pay periods

Application Review:

Once the applications are received, they are reviewed for completeness and are prescreened for program eligibility and to determine if the applicant(s) would be able to provide the required down payment and carry the requisite mortgage or pay the requisite rental, as applicable. HCDA staff and representatives of the banks providing the end loans will conduct the prescreening. The financial institution providing the mortgages will also screen the participants for the ability to provide a down payment, income eligibility, credit history, etc. HCDA staff and the financial institutions providing the permanent financing are responsible for the selection of participants.

In the event that an applicant is determined not to be eligible for the program, the applicant is sent a certified letter advising of the reason for the ineligibility. The applicant is also afforded then days to challenge the determination and/or provide clarifying information. In addition, he/she is offered mortgage counseling.

Lottery/ Local Preference:

Subject to the paragraph below, all eligible applicants are entered into a lottery where all applicants are ranked. The eligible applicants names are placed in a bin and are selected randomly. The first 7 homeownership applicants selected will be assigned a site, and the remainder will be ranked in order of selection on a waiting list. The first 7 rental applicants selected will also be separated and the remainder will be ranked in order of selection on a waiting list. In the even the list of lottery "winners" and all persons on the waiting list are exhausted and units still remain, advertising continues and applicants are selected on a first-come, first-served basis. A preference will be given to applicants who live in the Town of Huntington or whose parents/grandparents live in the Town of Huntington.

Compliance with Fair Housing Laws:

It should be noted that all staff is instructed to comply with all applicable fair housing laws specifically the Fair Housing Act – Title VIII of the Civil Rights Act of 1968 with the Fair Housing Amendments Act of 1988. All staff will also be instructed that it is illegal to base any qualifying criteria on a person's race, color, national origin, sex, religion, familial status or handicap in accordance with the Fair Housing Act.

Marketing Timetable:

Task	Timeframe
Prepare applications, prepare Correspondence regarding Program and brochures/flyers, Print project signs	_____
Commence formal marketing/ advertising and public service notices	_____
Distribute applications	_____
Review applications for lottery	_____

THIS AGREEMENT, made this day of Two Thousand Nine;

BETWEEN

COMMUNITY PROPERTIES, L.P., a New York limited partnership with offices located at 794 Fort Salonga Road, Northport, New York 11768, hereinafter described as the SELLER,

and the COUNTY OF SUFFOLK, a municipal corporation, having its principal offices at County Center, Riverhead, New York, 11901, acting by and through its Department of Economic Development and Workforce Housing, having its offices at 100 Veterans Memorial Highway, Hauppauge, New York 11788, which will acquire a fifty percent (50%) undivided interest in and to the parcel(s), and the TOWN OF HUNTINGTON a municipal corporation, with principal offices at 100 Main Street, Huntington, New York 11743 , which will acquire the remaining fifty percent (50%) undivided interest in and to the parcel(s), as tenants-in-common, hereinafter described individually, or as the PURCHASERS,

WITNESSETH, that the SELLER agrees to sell and convey, and the PURCHASER, COUNTY OF SUFFOLK agrees to purchase in accordance with the Suffolk County Workforce Housing Program, Article XXXVI of the Suffolk County Administrative Code, as amended, and further in accordance with the Suffolk County Multifaceted Land Preservation Program pursuant to the 5th resolved clause of Resolution 459-2001, and Resolution No. 691-2008 and Resolution No. -2009 all on file with the Clerk of the Suffolk County Legislature, and the PURCHASER, TOWN OF HUNTINGTON agrees to purchase in accordance with the Huntington Town Board Resolution No. 2009 - 265 dated MAY 19, 2009 all that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, as is more fully described in Schedule "A", attached hereto and made a part hereof, and located in the Town of Huntington, County of Suffolk, State of New York, identified as Suffolk County Tax Map Nos. 0400-140.00-03.00-072.000 and 0400-140.00-03.00-073.000 being .5± acres, the subject premises ("Premises").

1. This sale includes all right, title and interest, if any, of the SELLER in and to any land lying in the bed of any street, road or avenue opened or proposed, in front of or adjoining said premises, to the center line thereof, and all right, title and interest of the SELLER in and to any award made or to be made in lieu thereof and in and to any unpaid award for damage to said premises by reason of change of grade of any street; and the SELLER will execute and deliver to the PURCHASERS, on closing of title, or, thereafter, on demand, all proper instruments for the conveyance of such title and the assignment and collection of any such award.

2. The purchase price is SEVEN HUNDRED SEVENTY EIGHT THOUSAND and 00/100 DOLLARS ($778,000.00), total for the Subject Premises, and shall be payable in the respective amounts of THREE HUNDRED EIGHTY-NINE THOUSAND and 00/100 DOLLARS ($389,000.00) by PURCHASER, COUNTY OF SUFFOLK, and THREE HUNDRED EIGHTY-NINE THOUSAND and 00/100 DOLLARS ($389,000.00), by PURCHASER, TOWN OF HUNTINGTON, by checks payable to the order of the SELLER on

the delivery of the deed, and subject to the terms and conditions set forth herein, including but not limited to paragraphs 16, 27 and 28 as hereinafter provided.

3. The Premises must be delivered vacant and free of debris at closing.

4. All notes or notices of violations of law or municipal ordinances, orders or requirements noted in or issued by the Departments of Housing and Buildings, Fire, Labor, Health, or other State or Municipal Department having jurisdiction, against or affecting the Premises at the date hereof, shall be complied with by the SELLER and the Premises shall be conveyed free of the same, and this provision of this contract shall survive delivery of the deed hereunder. The SELLER shall furnish the PURCHASERS with an authorization to make the necessary searches therefore.

5. If the closing of the title shall occur before the tax rate is fixed, the apportionment of taxes shall be upon the basis of the tax rate for the next preceding year applied to the latest assessed valuation.

6. The deed shall be a full Bargain and Sale deed with covenants against Grantor's acts in proper statutory short form for recording and shall be duly executed and acknowledged so as to convey to the PURCHASERS the fee simple of the said Premises, free of all encumbrances, and shall contain the covenant required by subdivision 5 of Section 13 of the Lien Law.

7. If the SELLER is a corporation, it will deliver to the PURCHASER at the time of the delivery of the deed hereunder a resolution of its Board of Directors authorizing the sale and delivery of the deed, and a certificate by the Secretary or Assistant Secretary of the corporation certifying such resolution and setting forth facts showing that the conveyance is in conformity with the requirements of Section 909 of the Business Corporation Law. The deed in such case shall contain a recital sufficient to establish compliance with said section.

8. The SELLER shall give and the PURCHASER shall accept a marketable title such as any title company which is authorized to do business in New York State will approve and insure. Such title company must be a Member of the New York Board of Title Underwriters, and shall be on the approved list of title companies authorized by contract to do business with the County of Suffolk and the Town of Huntington.

9. All sums paid on account of this contract, if any, and the reasonable expenses of the examination of the title to said premises and of the survey, if any, made in connection therewith are hereby made liens on said premises, but such liens shall not continue after default by the PURCHASERS under this contract.

10. The amount of any unpaid taxes, assessments, water charges and sewer rents which the SELLER is obligated to pay and discharge, with the interest and penalties thereon to a date not less than two business days after the date of closing title, may at the option of the SELLER be allowed to the PURCHASERS out of the balance of the purchase price, provided official bills therefore with interest and penalties thereon figured to said date are furnished by the SELLER at the closing.

11. If at the date of closing there may be any other liens or encumbrances which the SELLER is obligated to pay and discharge, the SELLER shall simultaneously either deliver to the PURCHASERS at the closing of title, instruments in recordable form and sufficient to satisfy such liens and encumbrances of record together with the cost of recording or filing said instruments; or, provided that the SELLER has made arrangements with the title company employed by the PURCHASERS in advance of closing, SELLER will deposit with said company sufficient monies, acceptable to and required by it to insure obtaining and the recording of such satisfactions and the issuance of title insurance to the PURCHASERS either free of any such liens and encumbrances, or with insurance against enforcement of same out of the insured premises. The existence of any such taxes or other liens and encumbrances shall not be deemed objections to title if the SELLER shall comply with the foregoing requirements.

12. If a search of the title discloses judgments, bankruptcies or other returns against other persons having names the same as or similar to that of the SELLER, the SELLER will on request deliver to the PURCHASERS an affidavit showing that such judgments, bankruptcies or other returns are not against the SELLER.

13. The deed shall be delivered at the offices of Christine Malafi, Suffolk County Attorney, H. Lee Dennison Building, 100 Veterans Memorial Highway, P.O. Box 6100, Hauppauge, New York, at 10:00 o'clock in the forenoon, on or about ninety (90) days from the date of a fully executed Authorizing Resolution of the Suffolk County Legislature approving the acquisition of the Premises herein and a fully executed Authorizing Resolution of the Huntington Town Board approving the acquisition of the Premises herein, whichever is later. The delivery of said deed shall be further subject to the receipt of a final survey guaranteed to the PURCHASERS of the property herein being conveyed and further subject to paragraphs 27 and 28 herein.

14. The parties agree that no broker brought about this sale and the parties agree to hold each other harmless and to indemnify each other for any claims for broker's commissions arising out of this transaction.

15. It is understood and agreed that all understandings and agreements heretofore had between the parties hereto are merged in this contract, which alone fully and completely expresses their agreement, and that the same is entered into after full investigation, neither party relying upon any statement or representation, not embodied in this contract, made by the other.

16. PURCHASERS will have the Premises surveyed by a professional engineer or licensed land surveyor of their choice, at their expense. If the SELLER is dissatisfied with the PURCHASERS survey, the SELLER may have the Premises surveyed by a licensed land surveyor of its choice, at its expense. If there is a substantial variation between the two surveys, the final determination for the purpose of this contract shall be made by a third surveyor to be selected by the first two. The determination of the third surveyor, whose cost shall be borne equally by the SELLERS and PURCHASER, shall be binding. The PURCHASERS portion of the survey cost shall be divided equally between the COUNTY OF SUFFOLK and the TOWN OF HUNTINGTON.

17. The SELLER herein agrees to comply with all disclosure requirements as imposed upon the SELLER through the various and several local laws and resolutions as enacted by the Suffolk County Legislature and the TOWN OF HUNTINGTON.

18. The SELLER further agrees to file and execute all affidavits, documents and vouchers as required by said local laws of the COUNTY OF SUFFOLK, rules, regulations, ordinances, statutes and resolutions of the Suffolk County Legislature, in addition to those of the TOWN OF HUNTINGTON. The SELLER also agrees to provide duly executed Internal Revenue Service Form W-9 and to sign such proper vouchers for the closing check(s) as may be requested by the respective municipalities and their officers at least twenty (20) days prior to the date fixed for closing, i.e., claim vouchers, closing documents, etc., provided the documents are given to the SELLER at least twenty (20) days prior to closing. SELLER acknowledges that a delay in the delivery of the W-9 or other forms may result in the delay of the scheduled closing date. The SELLER and its attorney shall also be required to issue and file a 1099 statement with the Internal Revenue Service advising them of this conveyance. These requirements shall survive the closing of title and delivery of the deed.

19. The SELLER represents that at no time has the Premises been used for the generation, storage, or disposal of hazardous substances, or, as a landfill or other waste disposal site. Moreover, there are not now, nor have there ever been, underground storage tanks on the Premises.

20. The SELLER represents that there are no actions, suits, claims or proceedings seeking money damages, equitable relief, remedial action or any other remedy pending or threatened relating to a violation or non-compliance with any Environmental Law; or the disposal, discharge or release of solid wastes, pollutants or hazardous substances; or exposure to any chemical substances, noises or vibrations to the extent the same arise from the condition of the Premises or SELLERS' ownership or use of the Premises. SELLER agrees to defend, indemnify and hold harmless the PURCHASERS for any actions, suits, proceedings or claims seeking money damages, equitable relief, remedial action or other available remedy resulting from the violation of any Environmental Law or the disposal, discharge or release of solid wastes, pollutants or hazardous substances; or exposure to any chemical substances, noises or vibrations to the extent the same arise from the condition of the Premises or SELLERS' ownership or use of the Premises. This provision shall survive the closing of title and delivery of the deed to the Premises.

21. The SELLER represents that no consent or approval is needed from any governmental agency for the transfer of the Premises from the SELLER to the PURCHASERS, and neither the execution of this agreement, nor the closing of title, will violate any Environmental Law.

22. The SELLER agrees that pending the closing, it will:

(a) Not generate, store or dispose of hazardous substances on the Premises, nor allow others to do so;

(b) Comply with all Environmental Laws;

(c) Allow PURCHASERS and their agent's reasonable access, upon reasonable notice to the SELLER, to the Premises for the purposes of ascertaining site conditions and for inspection of the Premises prior to closing.

23. These representations and warranties contained in paragraphs 19, 20, 21, and 22 shall survive the closing, shall be binding upon SELLER and its successors and assigns, and shall inure to the benefit of PURCHASERS and their successors and assigns.

24. The following are to be apportioned as of the date of closing: (i) real estate taxes, special benefit assessments, sewer rents, and water charges, if any, on the basis of the lien year for which assessed; and (ii) home heating oil, if any. There shall be no other adjustments. Any errors or omission in computing apportionments at closing shall be corrected within a reasonable time following the closing.

25. Local Law #32-1980 - The SELLER represents and warrants that the principals of the SELLER have not offered or given any gratuity to any official, employee, or agent of Suffolk County, New York State, or of any political party, with the purpose or intent of securing favorable treatment with respect to the performance of an agreement, and that such person(s) has (have) read and is (are) familiar with the provisions of Local Law #32-1980, annexed hereto as Schedule "B".

26. If SELLER is unable to transfer title to PURCHASERS in accordance with this contract, SELLERS' sole liability shall be to refund all money paid on account of this contract, if any, plus all charges, if any, made for: (i) examining the title; (ii) any appropriate additional searches made in accordance with this contract; (iii) survey and survey inspection charges; and (vi) environmental site assessment charges. Upon such refund and payment, this contract shall be considered canceled, and neither SELLER nor PURCHASERS shall have any further rights against the other.

27. This contract and the PURCHASERS obligation to purchase the Premises and close on this transaction are conditioned upon and subject to the following: (a) any state of facts an accurate survey may show, provided same does not render title unmarketable and/or diminish the approved appraised value of said property; (b) covenants, easements, restrictions of record, if any, provided same do not prohibit the use of the Premises for affordable housing purposes under the Suffolk County Affordable Housing Opportunities Program, and further provided that such covenants, easements or restrictions do not diminish the approved appraised value of said property; (c) determinations made after public hearings; (d) the SELLERS' obtainment of consents and permits, if necessary, as may be required by any federal, state or local agency having jurisdiction; (e) an environmental audit of the premises showing the premises to be free of contamination from toxic and/or hazardous substances; (f) Suffolk County Administrative Code Section A42-4 (N) which states, in effect, that transfer of title to this parcel or interest

therein shall take place within two years after the effective date of the County resolution authorizing acquisition of the same; (g) compliance with Chapter 712 of the Suffolk County Regulatory Local Laws as amended by resolution No. 626-2004 and further as the same may be amended and/or superseded; (h) in the event consideration is to be given to an application affecting an interest in this acquisition which application has, or will be made for a special permit, variance, municipal zoning, or subdivision plat, Suffolk County Charter Section C42-2(C)5 mandates that this acquisition shall not be consummated, nor payment made, unless and until said application for the special permit, variance, municipal zoning or subdivision plat has been approved by the governmental entity responsible for determining same; and (i) the COUNTY OF SUFFOLK and the TOWN OF HUNTINGTON obtaining and receiving the necessary funding for this acquisition. In the event said funding is not received then either the COUNTY OF SUFFOLK or the TOWN OF HUNTINGTON shall have the right to terminate this contract and thereafter neither party shall have any further rights against or obligations to the other by reason of this agreement.

28. This transaction, including, but not limited to the closing thereof, is further subject to the following:

(a) The SELLER expressly acknowledges that the PURCHASERS sole purpose in acquiring the Premises is to simultaneously convey same to the Town of Huntington Community Development Agency for development as affordable housing pursuant to the Development Plan annexed hereto as Schedule "C";

(b) This contract and PURCHASERS obligations hereunder are expressly conditioned upon each and all of the following:

(1) A resolution of the Suffolk County Legislature authorizing this acquisition under the Suffolk County Workforce Housing Program; authorizing SUFFOLK COUNTY'S fifty percent (50%) participation therein including, but not limited to, the payment of fifty percent (50%) of the purchase price and the costs of the survey, appraisal, environmental audit, title insurance, tax adjustments as of the date of closing, and taxes prior to exemption; authorizing the TOWN OF HUNTINGTON'S acquisition of the remaining fifty percent (50%) thereof; authorizing the COUNTY OF SUFFOLKS execution of the development agreement ("Development Agreement") for and between the COUNTY OF SUFFOLK, TOWN OF HUNTINGTON and the Town of Huntington Community Development Agency, its successors and/or assigns and thereafter the transfer of the Premises from the COUNTY OF SUFFOLK to the TOWN OF HUNTINGTON; and

(2) A resolution of the Town Board of the TOWN OF HUNTINGTON authorizing this acquisition, authorizing the TOWN OF HUNTINGTON'S fifty percent (50%) participation therein, including, but not limited to, the payment of fifty percent (50%) of the purchase price and the costs of the survey, appraisal, environmental audit, title insurance, tax adjustments as of the date of closing, and taxes prior to exemption; authorizing the COUNTY OF SUFFOLK'S acquisition

of the remaining fifty percent (50%) thereof; authorizing the TOWN OF HUNTINGTON'S execution of the development agreement ("Development Agreement") for and between the COUNTY OF SUFFOLK, TOWN OF HUNTINGTON and the Town of Huntington Community Development Agency, its successors and/or assigns and thereafter the transfer of the Premises from the COUNTY OF SUFFOLK to the TOWN OF HUNTINGTON and from the TOWN OF HUNTINGTON to the Town of Huntington Community Development Agency its successors and/or assigns; and

(3) Execution of this contract: and

(4) Execution of the aforementioned Development Agreement; and

(5) Execution of a deed of the Premises from SELLERS to the PURCHASERS; and

(6) Execution of a deed of the Premises from the COUNTY OF SUFFOLK to the TOWN OF HUNTINTON; and

(7) Execution by the TOWN OF HUNTINGTON of a note and mortgage running from the TOWN OF HUNTINGTON to and in favor of the COUNTY OF SUFFOLK; and

(8) Execution of a deed of the Premises from the TOWN OF HUNTINGTON to the Town of Huntington Community Development Agency, its successors and/or assigns; and

(10) Payment of any amounts of monies/consideration respectively due, by and between all of the respective parties; and

(c) A simultaneous closing of the Premises between SELLER and the PURCHASERS and the closing of the Premises between the COUNTY OF SUFFOLK and the TOWN OF HUNTINGTON; and the closing of the Premises between the TOWN OF HUNTINGTON and the Town of Huntington Community Development Agency, its successors and/or assigns ; and

(d) If any of the above does not occur, any party shall have the right to terminate this contract and thereafter SELLER or PURCHASERS shall have no further rights against or obligations to the other.

Each of the provisions of this paragraph shall survive the closing of title.

29. At the closing of title hereunder, if the SELLER is not a foreign person as that term is defined in Internal Revenue Service Code 1445(f)(3) and the regulations issued therein, SELLER shall deliver to PURCHASERS a non-foreign affidavit. In the event that the SELLER is such a foreign person, or in the event that PURCHASERS have actual knowledge that the non-

foreign affidavit is false, then PURCHASERS shall deduct, withhold and deliver to the Internal Revenue Service a tax equal to ten (10%) per cent of the purchase price of such amount as has been provided for in a Treasury Department qualifying statement.

30. New York State Tax Law, Section 663, effective September 1, 2003, provides that non-resident individuals selling real property located in New York, except a principal residence, as that term is defined in the Internal Revenue Code, 26 U.S.C. Section 121, along with two other exceptions, requires that the seller file a return and pay their estimated "personal income tax liability on the gain, if any, from such sale or transfer." Said section also states that no deed shall be recorded by any recording officer absent such a certification by the commissioner or a certification by the transferor that this section is inapplicable to the sale or transfer. SELLER agrees to comply with New York State Tax Law, Section 663, and further agrees to provide the appropriate certification, accordingly, as a condition of closing.

The provisions of this paragraph shall survive the delivery of any instrument of conveyance pursuant to this agreement.

31. In the event that any errors or omissions are made in computing the purchase price, apportionments and/or other adjustments that are made at closing, same shall be corrected within a reasonable time following the closing, upon a written request from either party. The provisions of this paragraph shall survive the closing and the delivery of any instrument of conveyance issued pursuant to this agreement.

32. The parties to this Agreement hereby certify that, other than the funds provided in this Agreement and other valid Agreements with the County, there is no known personal, business, commercial, professional, economic, or financial relationship between the parties, the signatories to this Agreement, and any partners, members, directors, or shareholders of more than five per cent (5%) of any party to this Agreement.

33. This agreement may not be changed or terminated orally. The stipulations aforesaid are to apply to and bind the heirs, executors, administrators, successors and assigns of the respective parties.

34. If two or more persons constitute either the SELLER or the PURCHASER, the word "SELLER" or the word "PURCHASER" shall be construed as if it read "SELLERS" or "PURCHASERS", whenever the sense of this agreement so requires.

35. Notwithstanding any other provisions contained within this Contract of Sale, the parties acknowledge that the premises and all structures located thereon shall at the closing of title be delivered "AS IS". SELLER shall have no obligation to make any repairs to the structures, mechanical systems, plumbing and electrical systems or to obtain any permits, Certificates of Occupancy and/or Letters in Lieu of Certificates of Occupancy for the premises.

36. In the event that there are any defects in the SELLER'S title, the SELLER shall not be required to bring any actions or proceedings, the cost of which would exceed $5,000.00 or to otherwise incur any expense exceeding $5000.00 (exclusive of the liens of mortgages,

judgments and tax liens incurred by the SELLER) to render the title insurable or marketable. However, the PURCHASER shall have the privilege to waive any defects and accept such title, as the SELLER is able to convey, without any abatement or diminution in the purchase price. If the PURCHASER, however , shall refuse same, the SELLER shall rescind this contract and upon refunding to the PURCHASER herein the sum paid on the signing of this contract, together with the net title company cancellation fee for title search without insurance and new survey or survey inspection expense relating to the examination of title to the premises, all further liability on the part of the SELLER hereunder shall cease and this contract shall become null, void and of no further force and effect and the SELLER shall not be liable for any other costs or damages whatsoever. It is agreed that nothing contained in the paragraph shall be deemed to compel the PURCHASER to accept a defective title.

IN WITNESS WHEREOF, this agreement has been duly executed by the parties hereto.

IN PRESENCE OF:

COUNTY OF SUFFOLK

By: _____

Name: _____

Title: Deputy County Executive

Date: _____

COMMUNITY PROPERTIES, L.P.

By: DONALD A. PIUS, as President of
PAD Properties, Inc., General Partner

TOWN OF HUNTINGTON

By: FRANK P. PETRONE
Town Supervisor

Approved as to Legality:

CHRISTINE MALAFI
Suffolk County Attorney

By: MICHAEL A. AMOROSO
Bureau Chief
Real Estate/Condemnation Bureau

APPROVED:
DEPARTMENT OF ECONOMIC
DEVELOPMENT AND WORKFORCE
HOUSING-DIVISION OF
AFFORABLE HOUSING

By: JILL ROSEN-NIKOLOFF
Title: Director of Affordable Housing

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

Hilary B. Hoschel
Notary Public, State of New York
Qualified in Suffolk County
Reg. No. 01HO6052938
Commission Expires 12/26/2010

On the 22nd day of July in the year 2009, before me, the undersigned, personally appeared Donald A. Pius, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Signature and Office of Individual
Taking Acknowledgment

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

On the 14 day of August in the year 2009, before me, the undersigned, personally appeared Frank Petrone, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Signature and Office of Individual
Taking Acknowledgment

GIGI A. ASHER
Notary Public, State of New York
No. 01AS6111993
Qualified in Suffolk County
Commission Expires June 28, 2012

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

On the day of in the year 2009, before me, the undersigned, personally appeared , personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

_____
Signature and Office of Individual
Taking Acknowledgment

SCHEDULE "A"

ALL that certain plot, piece or parcel of land, with buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, currently identified as Suffolk County Tax Map Nos. 0400-140.00-03.00-072.000 and 0400-140.00-03.00-073.000, subject to a full metes and bounds description subsequent to and in accordance with an up-to-date survey guaranteed to the County of Suffolk and Town of Huntington.

SCHEDULE B

RESOLUTION NO. 1118-1980, ADOPTING LOCAL LAW NO. 32, YEAR 1980, A LOCAL LAW CONCERNING THE OFFERING, GIVING OR RECEIVING OF A GRATUITY TO OR BY AN OFFICIAL OF A POLITICAL PARTY.

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on December 8, 1980, a proposal local law entitled "A LOCAL LAW CONCERNING THE OFFERING, GIVING OR RECEIVING OF A GRATUITY TO OR BY AN OFFICIAL OF A POLITICAL PARTY," and said local law in final form is the same as when presented and introduced; now, therefore, be it

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

LOCAL LAW NO. 32, YEAR 1980, SUFFOLK COUNTY, NEW YORK

LOCAL LAW CONCERNING THE OFFERING, GIVING OR RECEIVING OF A GRATUITY TO OR BY AN OFFICIAL OF A POLITICAL PARTY.

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK AS FOLLOWS:

Section 1. Definitions.

(a) As used herein, the word "agreement" means any written or oral contract, or any implied contract, including, but not limited to, a contract for the sale of goods or services, a construction contract or a lease or contract relating to real or personal property. The term "agreement" shall also include any transaction whereby a person agrees to sell goods or services or both to the County pursuant to a successful bid.

(b) As used herein, the word "gratuity" means any money, benefit, entertainment, gift, or any other consideration whatsoever.

(c) As used herein, the phrase "official of a political party" shall mean a party officer as defined by Section 1-104(5) of the Election Law.

(d) As used herein, the word "person" means any individual, partnership, firm, corporation, or other legal entity, as well as their employees, agents or representatives.

(e) As used herein, the phrase "political party" shall mean a party as defined by Section 1-104(3) of the Election Law.

Section 2. Prohibitions

(a) It shall be a crime for any person to offer or give any gratuity to an official of any political party, with the purpose or intent of securing or obtaining an agreement with the County of Suffolk, securing favorable treatment with respect to the awarding or amending of such agreement, or the making of any determination with respect to the performance of an agreement.

(b) It shall be a crime for an official of a political party to solicit, receive or accept a gratuity in connection with securing or obtaining an agreement with the County of Suffolk, securing favorable treatment with respect to the awarding or amending of such agreement or the making of a determination with respect to the performance of such agreement.

Section 3. Mandatory Contract Clause. In all agreements with the County of Suffolk, made after the effective date of this Law, there shall be a written representation by the person entering the agreement with the County that he has not offered or given any gratuity to any official, employee or agent of Suffolk County, New York State, or of any political party, with the purpose or intent of securing an agreement or securing favorable treatment with respect to the awarding or amending of an agreement, or the making of any determinations with respect to the performance of an agreement, and that such person has read and is familiar with the provisions of this Local Law.

Section 4. Penalties.

(a) Criminal. A violation of Section 2 of this Local Law shall be a Class A Misdemeanor and shall be punishable by a sentence of not more than one (1) year in prison or a fine of not more than one thousand dollars, or by both such fine and imprisonment.

(b) Civil Remedies. A violation of Section 2 or 3 of this Local Law shall give the County the option, among other civil remedies, of either terminating the agreement or deducting the value of the gratuity from any amount due or to become due from the County thereunder.

Section 5. Exceptions. This Local Law shall not apply to contributions to political parties, committees or candidates as defined by Section 14-100(19) of the Election Law. Such contributions shall be excluded from and shall not be in violation of this Local Law.

Section 6. Separability. If any part of this Local Law shall be declared unconstitutional by any Court, such declaration shall not affect the constitutionality of any other part.

Section 7. This law shall take effect immediately.

Dated: December 9, 1980

APPROVED by: /s/ Peter F. Cohalan
County Executive of Suffolk County after a public hearing duly held

Date of Approval: December 23, 1980. Filed with the Secretary of State, January 5, 1981

EXHIBIT C
TO
CONTRACT OF SALE

DEVELOPMENT PLAN
TAKE BACK THE BLOCKS WORKFORCE HOUSING
COLUMBIA STREET REDEVELOPMENT
TOWN OF HUNTINGTON

Defined terms not otherwise defined herein shall have the meanings set forth in the Development Agreement

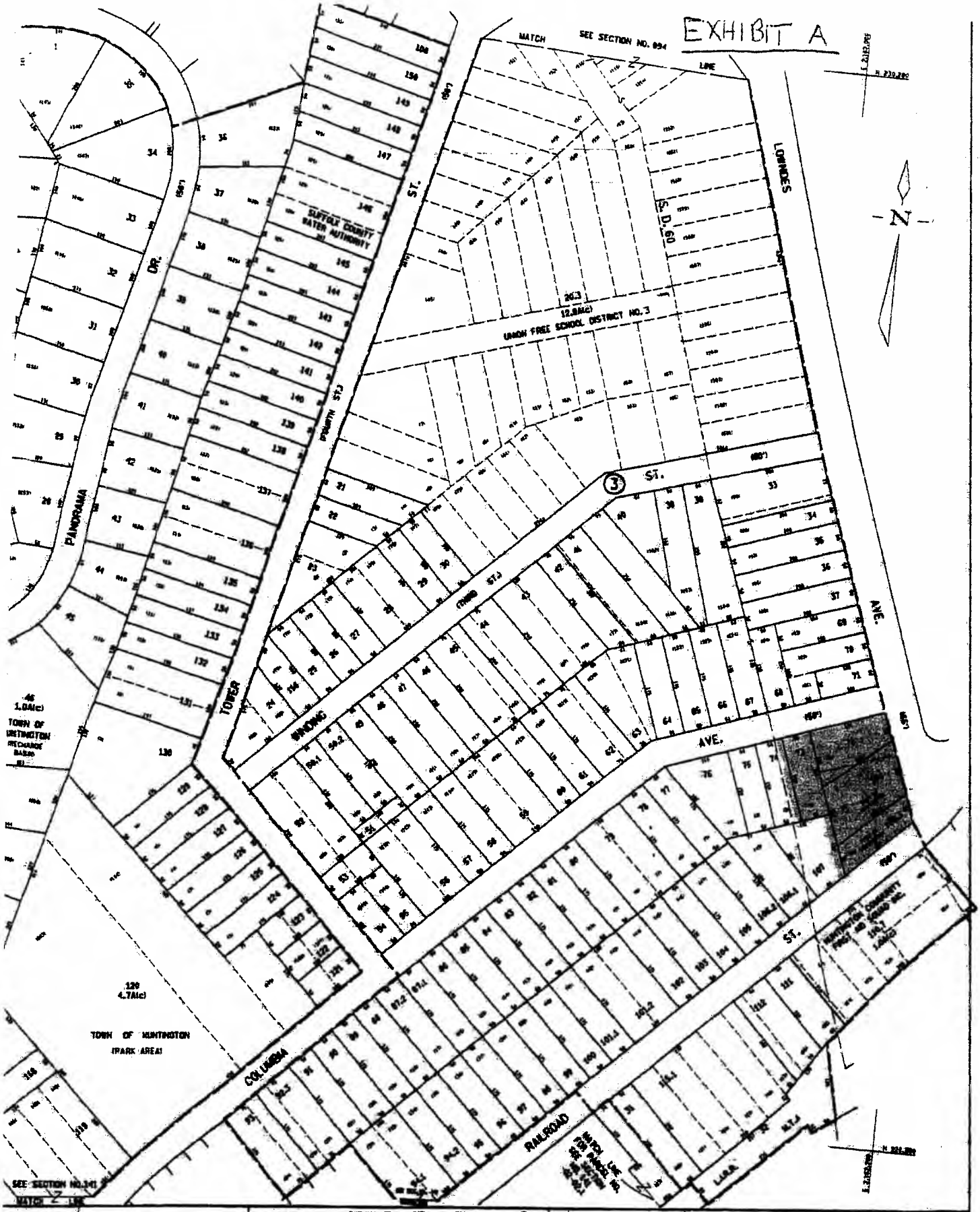
Municipality:	Town of Huntington Attn: Doug Aloise, Director- Community Development 100 Main Street, Suite 309 Huntington, N.Y. 11743
Project Address:	Area contains 4 parcels in Huntington Station to be combined running from north side of Railroad Avenue along Lowndes Avenue and west along Columbia Street (see attached SCTM – Exhibit A).
Site Description:	Suffolk County and the Town of Huntington have developed a plan on an approximate combined 1 acre site that will contain 7 first time homeowner units each with an accessory apartment for a total of 14 units. The site will need to be rezoned from I-5 (Industrial) to permit the construction of 7 home ownership units, each with an accessory apartment (for an aggregate of 14 units), all as more particularly described herein. See legal description attached hereto as Exhibit B.
Owner/Developer:	Town of Huntington Community Development Agency Attn: Doug Aloise, Director 100 Main Street, Suite 309 Huntington, N.Y. 11743
Suffolk County Tax Map Numbers:	4,6 Columbia Street 0400-140.00-03.00-072.000 (to be purchased) 14 Columbia Street 0400-140.00-03.00-073.000 (to be purchased) 0400-140.00-03.00-108.000 (to be donated by Town) 0400-140.00-03.00-109.003 (to be donated by Town) (subject to change after it is subdivided)

Land Purchase:	Suffolk County and the Town of Huntington will jointly purchase the 2 parcels above designated as 4 and 6 Columbia Street and 14 Columbia Street from Community Properties, LP. The Town will donate the 2 adjacent parcels (0400-140.00-03.00-108.000 and 0400-140.000-03.00-109.003). The County will then transfer its interest in the above parcels to the Town. The property will then be transferred to the Huntington Community Development Agency for the development of 14 affordable housing units. The total land acquisition cost is $778,000. The County's land contribution is $389,000. The obligations of the parties shall be set forth in a Development Agreement executed among Suffolk County, the Town of Huntington and the Huntington Town Community Development Agency.
Infrastructure Funds:	Suffolk County will subsidize $100,000 of the infrastructure costs associated with this development. The funds will be utilized to off-set the costs of roads, curbs, lighting, sidewalks and sewer piping. The owner/developer will finance the infrastructure funds and the funds shall only be paid upon completion of all closing conditions.
Project Description:	New construction of 7 owner-occupied homes with accessory apartments. The main unit will have 3 bedrooms, two baths and the accessory apartment will have 1 bedroom and bath and will be handicapped accessible. The home will be approximately 2,100 sq. ft. and will meet or exceed New York State energy building codes. The accessory apartments shall have an approximate square footage of 513 sq. ft. The Town will solicit bids for demolition of the existing 3 structures and construction of the 14 units. Lots will be sold to individual owners. There will be no homeowners association.
County Land Development Subsidy (LDS): County Infrastructure Development Subsidy (IDS): TOTAL:	$389,000 ÷ 14 units or $27,785.71 (per unit) $100,000 ÷14 units or $ 7,142.85 (per unit) $489,000 ÷ 14 units or $34,928.56 (per unit)
LDS & IDS Repayment:	Forgiven after 31 years otherwise repayable upon covenant violation. Resale of a home must be to income eligible purchasers at a qualifying purchase price. Such resale will be overseen by the Town of Huntington through covenants and restrictions to be set forth in a Deed to be executed by each homeowner upon purchase, such Deed to contain such provisions as are reasonably acceptable to the County.
Huntington Housing Trust Fund Subsidy & Repayment:	Subsidy - $429,000 ÷ 14 = $30,642.85 (per unit) The subsidy shall be repaid out of the sale proceeds at the time of closing on each of the 7 houses, as applicable.
Homeowner Unit Purchase Prices:	The following figure is subject to change: Subsidized Purchase Price 7 3 BR (each with an accessory apt.) Approximately $200,000 Town will certify to the County at initial occupancy that it has met such requirements.

Homeownership Occupancy Requirement:	Each housing unit must be owner occupied and remain the principal residence of the owner. The homeowner must repay the LDS and the IDS as set forth above. The LDS and the IDS will be evidenced by a non-interest bearing deferred lien, which may be subordinated to bank financing or other funding sources, as approved by the County. The amount of the LDS and the IDS to be repaid is equal to the original amount of the LDS and IDS.
Income Eligibility:	Homeowners and renters of the accessory apartments must not exceed the following income limits, based on family size, at the time of initial occupancy: 7 homeowner units up to 80% of Nassau/Suffolk HUD median income. 7 rental units up to 80% of Nassau/Suffolk HUD median income. The Town will certify to the County at initial occupancy, and annually thereafter for the rental units, that it has met such requirements.
Homeowner & Renter Selection Process:	The project will be marketed as set forth in Exhibit C attached hereto. A lottery will be conducted.
Funding Sources:	1. Construction loan. 2. $1,560,000 Empire State Development Restore NY Grant 3. $13,000 – Huntington CDA 4. $429,000 – Huntington Housing Trust Fund 5. $560,000 – NYS Affordable Housing Corporation (pending)
Permitted Conveyances:	Sale of homeownership lots.
Permitted Encumbrances:	1. Construction, a loan principal sum not to exceed $1,212,793.00. 2. During construction, a second priority mortgage lien(s) in favor of the County in the aggregate principal sum not to exceed $389,000.

	3. Upon completion of construction of each housing unit and its conveyance to the respective individual purchaser(s), and subject to releases of mortgage lien(s) covering each such lot, a first priority mortgage lien in favor of the permanent residential mortgage lender and a second priority mortgage lien to be held by the County in an amount equal to the LDS and IDS on a 7 house basis equal to $69,857.14 each.
Development Team Members:	Developer: Doug Aloise, Director Bruce Grant, Deputy Director Jeffrey A. Hartman, P.E.
Conditions of Closing:	1. As set forth in the Development Agreement.

EXHIBIT A



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 MAP

TOWN OF HUNTINGTON

VILLAGE OF

DISTRICT NO. 0400

SECTION NO 140

PROPERTY MAP

EXHIBIT B

Parcels being jointly purchased by the County and the Town

1) **ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon** erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, known and designated as Part of Lots B and C, Map B, of Property of Allison E. Lowndes, and filed in the office of the Clerk of Suffolk County on September 21, 1903 as Map No. 432 and bounded and described as follows:

BEGINNING at the corner formed by the intersection of the southerly side of Columbia Avenue, with the westerly side of Lowndes Avenue;
RUNNING THENCE South 10 degrees 21 minutes 50 seconds East along the westerly side of Lowndes Avenue a distance of 50.00 feet;
RUNNING THENCE South 54 degrees 29 minutes 10 seconds West along land now or formerly of A.S. Pettit and Sons, Inc. a distance of 144.56 feet to the easterly line of Lot 1 on the above map;
RUNNING THENCE along the easterly line of Lot 1, North 10 degrees 21 minutes 50 seconds West a distance of 100.00 feet to the southerly side of Columbia Avenue;
RUNNING THENCE along the southerly side of Columbia Avenue, North 79 degrees 38 minutes 10 seconds East 135.64 feet to the point or place of **BEGINNING.**

Said premises being known as 4 & 6 Columbia Street, Huntington Station, New York 11746.
District 0400; Section 140.00; Block 03.00; Lot 072.000

BEING AND INTENDED to be the same premises conveyed to the party of the first part by deed dated December 19, 1997 and recorded in the office of the Suffolk County Clerk on January 9, 1998 in Liber 11872 at Page 329.

2) **ALL** that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk and State of New York, at Huntington Station, formerly Fairgrounds, known and designated as Lot No. One (1) on a certain map entitled, "Map B, Property of Allison E. Lowndes, Situate at Fair Grounds, Suffolk Co., N.Y." which map was duly filed in the Suffolk County Clerk's Office as Map No. 432 on September 21, 1903, and which Lot No. One is fifty (50) feet wide front and rear and one hundred and fifty (150) feet deep, as shown on said map.

Subject to any state of facts an accurate survey might show.

Subject to covenants, easements, and restrictions of record affecting the premises, still in effect, if any.

Subject to applicable Building and Zoning Ordinances of the Town of Huntington.

Said premises being known as 14 Columbia Street, Huntington Station, NY 11746

District 0400; Section 140.00; Block 03.00; Lot 073.000

BEING AND INTENDED to be the same premises conveyed to the party of the first part by deed dated December 19, 1997 and recorded in the Office of the Suffolk County Clerk on January 9, 1998 in Liber 11872, Page 305.

Parcels being donated by the Town

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

BEGINNING at a point on the southwesterly side of Lowndes Avenue 150 feet southeasterly from the corner formed by the intersection of the southwesterly side of Lowndes Avenue and the southerly side of Columbia Street (Columbia Avenue) and from said point of beginning: RUNNING THENCE southerly along the arc of a curve which bears to the right, having a radius of 23.81 feet and a central angle of 59 degrees 47 minutes 47 seconds a distance along said arc of 24.85 feet; THENCE southwesterly along the arc of a curve which bears to the right having a radius of 450 feet and a central angle of 4 degrees 55 minutes 13 seconds a distance along said arc of 38.64 feet; THENCE south 45 degrees 19 minutes 43 seconds west 99.10 feet; THENCE north 19 degrees 23 minutes 17 seconds west 16.32 feet; THENCE north 45 degrees 19 minutes 49 seconds east 130 feet to the point or place of beginning.

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

BEGINNING at a point on the westerly side of Lowndes Avenue, which point is 50 feet northerly from the northerly side of Railroad or Fairground Avenue, as measured along the said westerly side of Lowndes Avenue;

RUNNING THENCE South 56 degrees 07 minutes West and parallel with the northerly line of Railroad Avenue, 150 feet;

RUNNING THENCE North 08 degrees 36 minutes 40 seconds West, along the easterly line of Lots No. 49 and No. 1 as shown on Map 8 of land formerly of Allison E. Lowndes, 114.05 feet;

RUNNING THENCE North 61 degrees 09 minutes 10 seconds East, along a fence, 144.56 feet to the westerly side of Lowndes Avenue;

RUNNING THENCE South 08 degrees 36 minutes 40 seconds East, along the westerly line of Lowndes Avenue, 100 feet to the point or place of BEGINNING.

Said Premises also being known as part of Lots B and C on "Map of Property of Allison E. Lowndes and filed in the Suffolk County Clerk's Office on 9/21/1903 as Map No. 432.

Exhibit C
Take Back the Blocks Workforce Housing
Columbia Street Redevelopment
Homeownership Marketing and Purchaser Plan

Income Eligibility:

Seven (7) families/individuals whose income does not exceed 80% of the HUD median income from the County of Suffolk. These units will be sold to the buyer, net of subsidies.

Introduction:

The following Marketing Plan is meant to outline the policies and procedures to market seven for sale homes with legal accessory apartments as part of the Town of Huntington's "Take Back the Blocks Program." The idea of the program is to convert absentee-landlord owned properties into homeownership and provide for renters in the community with legal apartments. These for sale homes and rentals will serve up to 80% of area income as defined by HUD for Nassau/Suffolk County. The income for a family of four is $81,450.00.

The sponsor and development team will market all homes on a fair housing basis with extensive outreach to the minority community.

Besides placing advertisements in local newspapers, the Huntington Community Development Agency's ("HCDA") staff will be working with community leaders and community based not-for–profits to advertise this opportunity to local residents. It is hoped that, with existing down payment assistance programs, this opportunity will be made available to families who normally could not afford to purchase homes even in today's real estate market.

The HCDA already begun marketing efforts to the local NAACP, the Lowndes Avenue Task Force, the Huntington Housing Authority, and local clergy leaders based in the minority community. Also the Long Island Housing Partnership has been retained as its housing partner. In addition to assisting with outreach, they will qualify the families as income eligible and will work with their banking partners to assist in securing mortgages and downpayment assistance. All families will be required to attend HUD approved homeownership education/counseling classes.

Income Guidelines Fiscal Year 2009:

Income % Median	Household Size							
	1	2	3	4	5	6	7	8
80%	$57,000	$65,150	$73,300	$81,450	$87,950	$94,450	$101,000	$107,500

Marketing and Outreach:

1. Newspapers, Media, Public Service Announcements:

   Newspaper advertisements, including local press (The Long Islander, The Observer, The Times of Huntington and other newspapers of interest to the minority community including Point of View, The Community Reporter, El Heraldo, Hispano De Li, La Tribune Hispana, and Nueva America). All ads will include fair housing language.

2. Radio and TV Media:

   Releases to WALK, WBAB, WBLI, WFRS, Family Radio, News 12 Long Island, WLIG-TV55, Telicare, and WLIW-TV.

3. Community Outreach:

   1. Huntington NAACP
      Dolores Thompson, Executive Director
      Huntington Station Enrichment Center
      1264 New York Avenue
      Huntington Station, N.Y. 11746

   2. Adelante of Suffolk County
      10 Third Avenue
      Brentwood, N.Y. 11717

   3. Local Houses of Worship

   4. Office of Handicapped Services
      Bruce Blower, Director
      North County Complex
      Building 158
      P.O. Box 1600
      Hauppauge, N.Y. 11788

5. Suffolk County Office of Minority Affairs
   Mel Guadalupe, Director
   H. Lee Dennison Building
   100 Veterans Memorial Highway
   Hauppauge, N.Y. 11788-0099

6. Town of Huntington Housing Authority
   1 A Lowndes Avenue
   Huntington Station, N.Y. 11746
   Siela Bynoe, Director
   (631) 427-6220

Application Procedure:

Persons expressing an interest in program participation will be sent an application. Advertising will commence at least thirty days prior to the deadline for the return of completed applications.

Applications will include a cover page summarizing the program, the income guidelines, down payment requirements, first-time homebuyer requirements and the asset policy. The cover page will also advise that HCDA staff will assist applicants with completion of the application and provides both an address and telephone number to secure such assistance.

The application will request a variety of information to enable determination of applicant qualifications, including but not limited to: applicant(s) name, address, telephone number and Social Security Number; names of persons who will reside in the home (to determine family size); questions regarding judgments/bankruptcies; employment data; monthly debts; asset information; questions regarding need for handicap accessibility; etc.

The application also requires that applicants attach documentation to support the statements in the application. Specific documentation required from applicants include:

- Three years federal tax returns and W-2s; and
- Employee pay stubs for the past two pay periods

Application Review:

Once the applications are received, they are reviewed for completeness and are prescreened for program eligibility and to determine if the applicant(s) would be able to provide the required down payment and carry the requisite mortgage or pay the requisite rental, as applicable. HCDA staff and representatives of the banks providing the end loans will conduct the prescreening. The financial institution providing the mortgages will also screen the participants for the ability to provide a down payment, income eligibility, credit history, etc. HCDA staff and the financial institutions providing the permanent financing are responsible for the selection of participants.

In the event that an applicant is determined not to be eligible for the program, the applicant is sent a certified letter advising of the reason for the ineligibility. The applicant is also afforded then days to challenge the determination and/or provide clarifying information. In addition, he/she is offered mortgage counseling.

Lottery/ Local Preference:

Subject to the paragraph below, all eligible applicants are entered into a lottery where all applicants are ranked. The eligible applicants names are placed in a bin and are selected randomly. The first 7 homeownership applicants selected will be assigned a site, and the remainder will be ranked in order of selection on a waiting list. The first 7 rental applicants selected will also be separated and the remainder will be ranked in order of selection on a waiting list. In the even the list of lottery "winners" and all persons on the waiting list are exhausted and units still remain, advertising continues and applicants are selected on a first-come, first-served basis. A preference will be given to applicants who live in the Town of Huntington or whose parents/grandparents live in the Town of Huntington.

Compliance with Fair Housing Laws:

It should be noted that all staff is instructed to comply with all applicable fair housing laws specifically the Fair Housing Act – Title VIII of the Civil Rights Act of 1968 with the Fair Housing Amendments Act of 1988. All staff will also be instructed that it is illegal to base any qualifying criteria on a person's race, color, national origin, sex, religion, familial status or handicap in accordance with the Fair Housing Act.

Marketing Timetable:

Task	Timeframe
Prepare applications, prepare Correspondence regarding Program and brochures/flyers, Print project signs	_____
Commence formal marketing/ advertising and public service notices	_____
Distribute applications	_____
Review applications for lottery	_____

COMMUNITY PROPERTIES, L.P.

DISCLOSURE STATEMENT WITH RESPECT TO A PROPOSED TRANSFER OF AN INTEREST IN REAL PROPERTY TO SUFFOLK COUNTY PURSUANT TO SUFFOLK COUNTY CODE §342-6

Instructions:

This affidavit must be signed by all owners of record, contract vendees, lessors, lessees, sub-lessors, sub-lessees, contract lessors, contract lessees, contract sub-lessors, contract sub-lessees, holders of encumbrances and contract holders of encumbrances. The purpose of this affidavit is to insure disclosure of any interest of any nature or form, whether oral or written, held by any individual, partnership, firm or corporation.

"a" THROUGH "j" SHALL BE DEFINITIVELY ANSWERED. In all instances the required information should be furnished, and if the answer is **NO** or **NONE**, it should so state in the response. The phrase **"NOT APPLICABLE"** shall not be used on this form. **DO NOT LEAVE ANY BLANKS**.

(Exceptions: This affidavit is not required from corporations traded on recognized national/ regional stock exchanges or traded on the over-the-counter stock market, wherein said corporation's stock is publicly held. The affidavit is not required from corporations or other associations, duly licensed by the State of New York for the banking or insurance industry.)

As to all signatories of this affidavit as specified above:

a. If the owner [signatory] is an individual, state full name, street address, and date property was acquired:

Name	Address	Date Acquired
	" NONE "	

Social Security No. _____

b. If the owner [signatory] is a partnership, state the name, street address, the nature and percentage of interest of each partner, and date the property was acquired. In the event that the partnership includes partners who are a corporation or a partnership, then such entity shall complete a full disclosure statement.

Name	Address	Nature and Percentage of Each Partner	Date Acquired
PAD Properties, Inc.	794 Fort Salonga Rd. Northport, NY 11768	General Partner 1%	12/30/03
Donald A. Pius	794 Fort Salonga Rd. Northport, NY 11768	Limited Partner 99%	12/30/03

Federal I. D. No. 11-3246901

c. If the owner [signatory] is a corporation, state name and street address of each officer, director and stockholder and the amount of stock held and owned by each stockholder. In the event that the corporation includes a stockholder who is a corporation or a partnership, then each such entity shall complete a full disclosure statement.

Title	Name	Address	% of Stock Owned
President			
Vice President	" NONE "		
Secretary			
Treasurer			

Federal I.D. No. _____

d. If signatory is a corporation and stock has been pledged or agreement made to pledge stock, state name and street address of all persons to whom stock has been pledged or with whom any agreement has been made to pledge the stock. If none, so state:

Name	Address	Stock Pledged; Stock to be Pledged
	" NONE "	

e. State the name and address of all persons, individuals, partnerships and/or corporations who are holders of any instrument creating an encumbrance upon the property; state the nature of such encumbrance; and if the holder of such encumbrance is a corporation (see Exception) state the names of all officers, directors and stockholders of such corporation:

Holder of Instrument	Nature of Encumbrance	Corporate Name and Title
	" NONE "	

f. State the interest of the signatory in the property and date so acquired:

Interest of Signatory	Date of Acquisition
Fee Owner	December 30, 2003

g. If the signatory is not the fee owner of the property, state the name and addresses of all other parties who have a superior interest, or title, in the property in question and state the nature of their interest and date so acquired. If any such party is a corporation, partnership or firm, state the names of all officers, directors, shareholders, partners or proprietors of such entity:

Person Holding Interest	Title	Shareholder	Partner	Nature of Interest
"None"				

(Attached hereto must be a sworn statement of all parties listed in this paragraph stating that to their knowledge the statement made herein is correct and accurate).

h. State whether any person whose name is contained in paragraphs "a", "b", or "c" is an officer or employee of any unit of village, town, county, city, state or federal government, or an employee or officer of a special or school district. (Exception: Volunteer fireman or air defense volunteer).

Name	Title of Employee	Governmental Entity
"No"		

i. State whether any person, partnership, firm or corporation has any interest, as defined in the instructions, in respect to the subject property who does not fall within paragraph "g" above. If none, so state; if otherwise, set forth names, addresses and nature of interest and date so acquired.

Name	Address	Nature of Interest
"None"		

j. The name of the real estate broker or brokers (co-brokers, listing or selling) who will earn a commission as a result of the consummation of a lease agreement between the County of Suffolk and a property owner/landlord represented by said broker or brokers, including a complete list of the names and addresses of said broker or brokers, and a complete list of the names and addresses of individuals who are shareholders, partners or trustees holding at least a five percent interest in the corporation, partnership or association if such broker is organized as such. If the broker is a corporation, then this information shall include the names and addresses of all individuals serving on the Board of Directors and the names and addresses of all corporate officers, together with conspicuous identification of any such person in the table of organization of said corporation who is an officer or an employee of Suffolk County.

" NONE "

k. All signatories hereby agree that in the event there is any change, in any matter set forth herein, after the execution hereof, and during the term of the contract, they shall file with the County a supplemental affidavit containing the details of such change within five (5) days of such change.

Deponent makes this affidavit to induce Suffolk County to enter into an agreement to acquire the real property for County purposes, with full knowledge that the County will rely upon the statements made herein.

COMMUNITY PROPERTIES, L.P.

By: Donald A. Pius, as President of
PAD Properties, Inc., General Partner

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

Hilary B. Hoschel
Notary Public, State of New York
Qualified in Suffolk County
Reg. No. 01HO6052938
Commission Expires 12/22/2010

On the 22nd day of July in the year 2009, before me, the undersigned, personally appeared Donald A. Pius, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Signature and Office of Individual
Taking Acknowledgment

PAD PROPERTIES, INC.

DISCLOSURE STATEMENT WITH RESPECT TO A PROPOSED TRANSFER OF AN INTEREST IN REAL PROPERTY TO SUFFOLK COUNTY PURSUANT TO SUFFOLK COUNTY CODE §342-6

Instructions:

This affidavit must be signed by all owners of record, contract vendees, lessors, lessees, sub-lessors, sub-lessees, contract lessors, contract lessees, contract sub-lessors, contract sub-lessees, holders of encumbrances and contract holders of encumbrances. The purpose of this affidavit is to insure disclosure of any interest of any nature or form, whether oral or written, held by any individual, partnership, firm or corporation.

"a" THROUGH "j" SHALL BE DEFINITIVELY ANSWERED. In all instances the required information should be furnished, and if the answer is **NO** or **NONE**, it should so state in the response. The phrase **"NOT APPLICABLE"** shall not be used on this form. **DO NOT LEAVE ANY BLANKS**.

(Exceptions: This affidavit is not required from corporations traded on recognized national/ regional stock exchanges or traded on the over-the-counter stock market, wherein said corporation's stock is publicly held. The affidavit is not required from corporations or other associations, duly licensed by the State of New York for the banking or insurance industry.)

As to all signatories of this affidavit as specified above:

a. If the owner [signatory] is an individual, state full name, street address, and date property was acquired:

Name	Address	Date Acquired
	" NONE "	

Social Security No. _____

b. If the owner [signatory] is a partnership, state the name, street address, the nature and percentage of interest of each partner, and date the property was acquired. In the event that the partnership includes partners who are a corporation or a partnership, then such entity shall complete a full disclosure statement.

Name	Address	Nature and Percentage of Each Partner	Date Acquired
	" NONE "		

Federal I. D. No. _____

c. If the owner [signatory] is a corporation, state name and street address of each officer, director and stockholder and the amount of stock held and owned by each stockholder. In the event that the corporation includes a stockholder who is a corporation or a partnership, then each such entity shall complete a full disclosure statement.

Title	Name	Address	% of Stock Owned
President	Donald A. Pius	- 794 Fort Salonga Rd. Northport, NY 11768	100%
Vice President	Joan Pius	- 794 Fort Salonga Rd. Northport, NY 11768	
Secretary	Donald A. Pius	- 794 Fort Salonga Rd. Northport, NY 11768	
Treasurer	Donald A. Pius	- 794 Fort Salonga Rd. Northport, NY 11768	

Federal I.D. No. 56-2417705

d. If signatory is a corporation and stock has been pledged or agreement made to pledge stock, state name and street address of all persons to whom stock has been pledged or with whom any agreement has been made to pledge the stock. If none, so state:

Name	Address	Stock Pledged; Stock to be Pledged
" NONE "		

e. State the name and address of all persons, individuals, partnerships and/or corporations who are holders of any instrument creating an encumbrance upon the property; state the nature of such encumbrance; and if the holder of such encumbrance is a corporation (see Exception) state the names of all officers, directors and stockholders of such corporation:

Holder of Instrument	Nature of Encumbrance	Corporate Name and Title
" NONE "		

f. State the interest of the signatory in the property and date so acquired:

Interest of Signatory	Date of Acquisition
" NONE "	

g. If the signatory is not the fee owner of the property, state the name and addresses of all other parties who have a superior interest, or title, in the property in question and state the nature of their interest and date so acquired. If any such party is a corporation, partnership or firm, state the names of all officers, directors, shareholders, partners or proprietors of such entity:

Person Holding Interest	Title	Shareholder	Partner	Nature of Interest
" NONE "				

(Attached hereto must be a sworn statement of all parties listed in this paragraph stating that to their knowledge the statement made herein is correct and accurate).

h. State whether any person whose name is contained in paragraphs "a", "b", or "c" is an officer or employee of any unit of village, town, county, city, state or federal government, or an employee or officer of a special or school district. (Exception: Volunteer fireman or air defense volunteer).

Name	Title of Employee	Governmental Entity
NO		

i. State whether any person, partnership, firm or corporation has any interest, as defined in the instructions, in respect to the subject property who does not fall within paragraph "g" above. If none, so state; if otherwise, set forth names, addresses and nature of interest and date so acquired.

Name	Address	Nature of Interest
NONE		

j. The name of the real estate broker or brokers (co-brokers, listing or selling) who will earn a commission as a result of the consummation of a lease agreement between the County of Suffolk and a property owner/landlord represented by said broker or brokers, including a complete list of the names and addresses of said broker or brokers, and a complete list of the names and addresses of individuals who are shareholders, partners or trustees holding at least a five percent interest in the corporation, partnership or association if such broker is organized as such. If the broker is a corporation, then this information shall include the names and addresses of all individuals serving on the Board of Directors and the names and addresses of all corporate officers, together with conspicuous identification of any such person in the table of organization of said corporation who is an officer or an employee of Suffolk County.

NONE

k. All signatories hereby agree that in the event there is any change, in any matter set forth herein, after the execution hereof, and during the term of the contract, they shall file with the County a supplemental affidavit containing the details of such change within five (5) days of such change.

Deponent makes this affidavit to induce Suffolk County to enter into an agreement to acquire the real property for County purposes, with full knowledge that the County will rely upon the statements made herein.

PAD PROPERTIES, INC.

By: Donald A. Pius, as President

STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

Hilary B. Hoschel
Notary Public, State of New York
Qualified in Suffolk County
Reg. No. 01H06052938
Commission Expires 12/26/2010

On the 22nd day of July in the year 2009, before me, the undersigned, personally appeared Donald A. Pius, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Signature and Office of Individual
Taking Acknowledgment

Intro. Res. No. 1850-09 Laid on Table 9/17/09

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. – 2009, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 877-2005

WHEREAS, Resolution No. 877-2005 authorized the planning steps for acquisition of certain parcels of property;

WHEREAS, this resolution when adopted contained a technical error, an omission of one vacant parcel surrounded by other parcels proposed for acquisition for open space preservation; and

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

RESOLVED, that the Clerk of the Legislature shall make the following technical correction, that Exhibit B in Resolution No. 877-2005 is hereby amended to read as follows:

ADD:

PECONIC RIVER

TAX MAP NUMBER	OWNER	ACREAGE
0900 11800 0200 017000	**CATCOVE GROUP INC**	**0.6**

[Underline indicates Correction]

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

A proposed Introductory Resolution for a Technical Correction to Resolution No. 877-2005 – Master List II.

3. Purpose of Proposed Legislation

See No. 2 above

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 the answer to item 4 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*
Lauretta R. Fischer, Principal Environmental Analyst		***September 1, 2009***

SCIN FORM 175b (10/95)

GEN E4

COUNTY OF SUFFOLK

SEP 0 4 2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

THOMAS A. ISLES, A.I.C.P.
DIRECTOR OF PLANNING

September 1, 2009

Mr. Ben Zwirn, Assistant Deputy County Executive
H. Lee Dennison Building – 11th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788

Dear Mr. Zwirn:

Attached for your review and consideration is a proposed Introductory Resolution for a Technical Correction to Resolution No. 877-2005 – Master List II. There was an omission of one property in the Peconic River acquisition area within the Town of Southampton. The property is surrounded by other proposed properties identified for acquisition for open space preservation.

Please contact me if you require any additional information.

Sincerely,

Thomas A. Isles, Director
Department of Planning

TAI:lrf

cc: Christopher E. Kent, Chief Deputy County Executive
Lauretta R. Fischer, Principal Environmental Analyst, Department of Planning
Carrie Meek Gallagher, Commissioner, Department of Environment and Energy
Janet Longo, Acquisition Supervisor, Department of Environment and Energy, Division of Real Property and Management
Michael Amoroso, Bureau Chief, Department of Law
Tom Vaughn, County Executive Assistant
✓Brendan Chamberlain, County Executive Assistant
CE Reso Review (e-mail copy only)

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-5190
TELECOPIER (631) 853-4044

1851

Intro Res. No. -2009 Laid on Table 9/17/09

Introduced by Legislator Viloria-Fisher

RESOLUTION NO. -2009, ESTABLISHING A TEEN PREGNANCY TASK FORCE

WHEREAS, teen pregnancy is a serious issue that concerns the health and welfare of Suffolk County's young people; and

WHEREAS, teen pregnancies are at an increased risk of complications in the health of both the mother and child, including hypertension in the mother, premature birth and low birth weight for the child, which raises the probability that the child will develop blindness, respiratory problems, cerebral palsy, mental retardation and/or other serious health problems; and

WHEREAS, children born to unwed teens are also at an increased risk of growing up in poverty and being abused; and

WHEREAS, nationally, teen childbearing results in over $9 billion of public sector costs like healthcare and child welfare; and

WHEREAS, while teen pregnancy rates across the nation dropped from 1991-2005, they have been on the rise since 2006; and

WHEREAS, the teen pregnancy rate in Suffolk County has seen a corresponding rise over the past few years as well; and

WHEREAS, it is essential that Suffolk County address this trend to ensure that teen pregnancy rates decline to protect the health and welfare of our current and future County residents; now, therefore be it

1st **RESOLVED**, that a special Suffolk County Teen Pregnancy Task Force is hereby created to study and analyze the increased rates of teen pregnancy in Suffolk County and develop recommendations to reduce the County's teen pregnancy rate now and in the future; and be it further

2nd **RESOLVED**, that this Task Force shall consist of the following ten (10) members:

1.) a woman's advocate, to be selected by the Presiding Officer of the Suffolk County Legislature;

2.) the County Executive's, or his designee;

3.) the Chairperson of the Suffolk County Legislature's Health and Human Services Committee, or his or her designee;

4.) the Commissioner of the Department of Social Services, or his or her designee;

5.) the Commissioner of the Department of Health Services, or his or her designee;

6.) the Commissioner of the Department of Labor, or his or her designee;

7.) a representative from the Nassau-Suffolk School Boards Association;

8.) a representative from the Suffolk County School Superintendents Association;

9.) a representative from the Professional Nurses Association of Suffolk County; and

10.) a representative of a not-for-profit teen sexuality and pregnancy education agency; to be appointed by the Suffolk County Legislature.

and be it further

3rd **RESOLVED**, that the chairperson of the Task Force shall be selected by a majority of the membership of said Task Force; and be it further

4th **RESOLVED**, that the Task Force shall hold its first meeting no later than thirty (30) days after the oaths of office of all members have been filed, which meeting shall be convened by the chairman of the Task Force, for the purpose of organization and the appointment of a vice chairperson and a secretary; and be it further

5th **RESOLVED**, that the members of said Task Force shall serve without compensation and shall serve at the pleasure of their respective appointing authorities; and be it further

6th **RESOLVED**, that the Task Force shall hold regular meetings, keep a record of all its proceedings, and determine the rules of its own proceedings with special meetings to be called by the chairperson upon his or her own initiative or upon receipt of a written request therefor signed by at least three (3) members of the Task Force. Written notice of the time and place of such special

meetings shall be given by the secretary to each member at least four (4) days before the date fixed by the notice for such special meeting; and be it further

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

8th **RESOLVED**, that the Task Force may submit requests to the County Executive and/or the County Legislature for approval for the provision of secretarial services, travel expenses, or retention of consultants to assist the Task Force with such endeavors, said total expenditures not to exceed Five Thousand ($5,000.00) per fiscal year, which services shall be subject to Legislative approval; and be it further

9th **RESOLVED**, that clerical services involving the month-to-month operation of this Task Force, as well as supplies and postage as necessary, will be provided by the staff of the County Department of Health Services; and be it further

10th **RESOLVED**, that the Task Force may conduct such informal hearings and meetings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist it in the proper performance of its duties and functions as it deems necessary; and be it further

11th **RESOLVED**, that the Task Force may delegate to any member of the Task Force the power and authority to conduct such hearings and meetings; and be it further

12th **RESOLVED**, that the Task Force shall cooperate with the Legislative Committees of the County Legislature and make available to each Committee's use, upon request, any records and other data it may accumulate or obtain; and be it further

13th **RESOLVED**, that the Task Force is hereby authorized, empowered, and directed to hold at least three (3) public hearings throughout the County of Suffolk to assemble the data and information necessary to complete the valuation, study, and report required with all reasonable efforts to be made to ascertain the views, wishes, and opinions of the residents of Suffolk County; and be it further

14th **RESOLVED**, that said Task Force shall issue a written report, after a comprehensive study and analysis of the increased rate of teen pregnancy in Suffolk County and propose methods to decrease the teen pregnancy rate both immediately as well as developing a long term plan to address this issue; and be it further

15th **RESOLVED**, that this special Task Force shall submit a written report of its findings and determinations together with its recommendations for action, if any, to each member of the County Legislature and the County Executive no later than one hundred eighty (180) days subsequent to the effective date of this Resolution for consideration, review, and appropriate action, if necessary, by the entire County Legislature; and be it further

16th **RESOLVED**, that the Task Force shall expire, and the terms of office of its members terminate as of October 31, 2010, at which time the Task Force shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

17th **RESOLVED**, that this study shall not be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature; and be it further

18th **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-teen pregnancy task force

Introduced by Presiding Officer Lindsay Laid on Table 9/17/09

MOTION NO. 23 –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 the Suffolk County Treasurer has recommended that Herald Bank be included in the official depositories of the County of Suffolk; 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, JP Morgan Chase Bank, 395 North Service Road, Melville, New York; Citibank, 730 Veterans Memorial Highway, Hauppauge, New York; 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, and Herald Bank, 58 South Service Road, Suite 110, 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.

SUFFOLK COUNTY TREASURER

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

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

ANGIE M. CARPENTER
COUNTY TREASURER

DOUGLAS W. SUTHERLAND
CHIEF DEPUTY

DIANE M. STUKE
DEPUTY

MEMORANDUM

TO: George Nolan, Legislative Counsel

FROM: Douglas Sutherland, Chief Deputy

DATE: September 8, 2009

RE: Herald National Bank

Suffolk County Treasurer Angie Carpenter is requesting that a resolution be filed to include Herald National Bank as an approved Suffolk County depository.

This would allow us the opportunity to take advantage of competitive interest rates that may be available.

If you have any questions regarding this request, please do not hesitate to call.

HERALD
NATIONAL BANK

RECEIVED
SEP - 2 2009
SUFFOLK COUNTY TREASURER

MARIO CARACAPPA
SENIOR VICE PRESIDENT &
MANAGING DIRECTOR OF CASH MANAGEMENT

P: 631.479.2311
E: MCARACAPPA@HERALDNB.COM

September 1, 2009

Angie Carpenter
Suffolk County Treasurer
Suffolk County
330 Center Drive
Riverhead, NY 11901

Dear Angie:

It was a pleasure to see you again and have the chance to introduce you to Herald National Bank. Herald National Bank is a full service Commercial Bank with a branch and an Operations Center in Suffolk County.

Herald National Bank is requesting that Suffolk County designate them as a depository financial institution. They will provide the County with the most current Cash Management products and services with aggressive and competitive deposit rates. Herald is committed to the Long Island marketplace and will add value to the County as it relates to their banking needs.

I will be your personal banker and if you should have any requests, I will be your advocate and resolve your request or problem.

Enclosed you will find information on the Bank for your files. The most current financials will be provided at your request.

I look forward to starting a banking relationship and working with you and the County. I hope you will consider this request.

Sincerely,

Enclosure

HERALD
NATIONAL BANK

Safety & Soundness

"The benefits of new banks are immediate. They could begin lending at once, freed from the worries of coming write-offs and off-balance-sheet shenanigans that have paralyzed Citigroup and others."

Dennis K. Berman,
Wall Street Journal[1]

As **a new bank for new times**[SM], **Herald National Bank** executes upon a clear and simple business plan designed to meet the financial needs of privately owned businesses, their owners and senior executives. Our clarity of focus and clean balance sheet attract many clients to explore the advantages of banking with us, but in today's uncertain financial environment, it is imperative to know more. Namely, that your money is safe and that your banking relationship is in the hands of experienced professionals you know and trust.

BREADTH OF EXPERIENCE

Herald National Bank is based on a practiced and successful business model and led by a management team with deep experience in the market, as well as with new bank enterprises. We operate with the strength and security of a "clean balance sheet," and are able to prudently execute our business plan with hindsight of the practices that have led many banks astray.

WELL-CAPITALIZED

Herald set a New York State "de novo" bank record with initial capitalization of approximately $62 Million, more than sufficient to meet the lending needs of our middle-market business clientele. Further, the bank maintains a leverage ratio well in excess of the FDIC's definition of being "well-capitalized," which is 5%.

[illegible]	[illegible]
Herald National Bank	16.90%
Signature Bank	10.65%
Capital One	8.33%
HSBC Bank USA	7.99%
Citigroup Inc.	6.92%
Bank of America	6.69%
JP Morgan Chase	6.17%

Source: SNL Financial

Recognizing the need for additional capital as we grow, the bank has facilitated future capital infusions by listing as a publicly traded company on the NYSE AMEX under the symbol: HNB.

FDIC

EQUAL HOUSING LENDER

"Through our participation in the Transaction Account Guarantee Program and recent increases to basic FDIC insurance limits, our banking teams are able to put Herald's strong capital base and clean balance sheet to work for clients."

| **David S. Bagatelle, President and CEO of Herald National Bank**

"As a de novo, the institution [Herald National Bank] doesn't have the legacy systems and integration challenges more established banks face."

| **Katherine Burger, Bank Systems & Technology[ii]**

HERALD NATIONAL BANK

www.HeraldNB.com
800.498.3173

DEPOSIT INSURANCE

FDIC Insurance: The limit on federal deposit insurance coverage has been temporarily raised from $100,000 to $250,000 per depositor through December 31, 2013.

FDIC Transaction Account Guarantee Program (TAGP): Herald National Bank is participating in the FDIC's Transaction Account Guarantee Program. Under that program, through June 30, 2010, all noninterest-bearing transaction accounts are fully guaranteed by the FDIC for the entire amount in the account. Coverage under the Transaction Account Guarantee Program is in addition to and separate from the coverage available under the FDIC's general deposit insurance rules.

TECHNOLOGICAL CAPABILITIES

We have built a significant commercial bank infrastructure to support the transactional needs of our clients and their businesses by selecting technology partners that allow us to focus on a relationship-based model. Our partners include industry leaders: **Metavante** (Milwaukee, WI), **Brasfield** (Birmingham, AL), CA-based **Digital Insight, Fidelity National Information Systems** (Jacksonville, FL), **Fundtech** (Jersey City, NJ), **DeLaRue** (Basingstoke, Hampshire), Carmel, IN-based **Baker Hill**, and FL-based Harland Financial Systems' **Laserpro**.

GROWTH RATE

Herald National Bank is the fastest growing bank headquartered in the New York Market when measured by percentage asset growth. Our growth is a function of both the capabilities of our experienced banking teams and our clients' collective understanding of the advantages of banking with a newly formed institution dedicated to personal service and the maintenance of a sound balance sheet.

			[illegible]
Herald National Bank	New York	NY	63.32
Cross River Bank	Teaneck	NJ	56.47
Empire National Bank	Islandia	NY	41.78
Community First Bank	Somerset	NJ	38.17
Westchester Bank	Yonkers	NY	33.83
Gold Coast Bank	Islandia	NY	22.85
Union Center National Bank	Union	NJ	19.68
NJ Community Bank	Freehold	NJ	19.10
Heritage Community Bank	Randolph	NJ	18.81
Brunswick Bank & Trust Company	New Brunswick	NJ	16.04

Source: SNL Financial

[i] Berman, Dennis K. "One Cure for Financial Mistrust: Create New Banks." Wall Street Journal, 7 Jan. 2009: C1.
[ii] Burger, Katherine. "NY-Based De Novo Bank Takes Advantage of Chaos," Bank Systems and Technology, 6 Jan. 2009.

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