LAID ON THE TABLE OCTOBER 12, 2010

LADS REPORT PREPARED BY:
Michele Gerardi

1973. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Denny's Electric Builders Corp., by Dennis Hamilton (SCTM No. 0200-867.00-03.00-014.000). (Co. Exec.) WAYS & MEANS

1974. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act John Lagreca and Diane Lagreca (SCTM No. 0800-113.00-04.00-019.000). (Co. Exec.) WAYS & MEANS

1975. Authorizing the issuance of a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Brookhaven (SCTM No. 0200-697.00-01.00-005.000) pursuant to Section 40-D of the Suffolk County Tax Act. (Co. Exec.) WAYS & MEANS

1976. Adopting Local Law No. -2010, A Local Law to broaden eligibility for senior citizens tax exemption. (Stern) VETERANS & SENIORS

1977. Authorizing certain technical correction to Adopted Resolution No. 188-2010. (Co. Exec.) WAYS & MEANS

1978. Naming the Blockhouse in Theodore Roosevelt County Park "The Hilda Lindley House". (Schneiderman) PARKS & RECREATION

1979. Amending the 2010 Capital Budget and Program and appropriating funds in connection with off-street parking off CR 80 in Patchogue (CP 5534). (Eddington) PUBLIC WORKS & TRANSPORTATION

1980. Establishing a Long Island Power Authority Legislative Oversight Committee. (Romaine) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1981. Adopting Local Law No. -2010, A Local Law establishing Tourism Grant Program in Suffolk County. (Schneiderman) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1982. Accepting and appropriating 100% reimbursable Federal ARRA Grant funds for a grant from the New York State Office for Aging for a Chronic Disease Self Management Program. (Co. Exec.) VETERANS & SENIORS

1983. Accepting and appropriating $315,499 in 100% Federal Grant funds awarded by the U.S. Department of Justice under the Edward Byrne Memorial Justice Assistance Grant to Suffolk County Departments of Probation, Police, Sheriff, Social Services and District Attorney. (Co. Exec.) PUBLIC SAFETY

1984. To readjust, compromise, and grant refunds and chargebacks on correction or errors/County Treasurer by: County Legislature No. 345. (Co. Exec.) BUDGET & FINANCE

1985. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 838-2010). (Co. Exec.) BUDGET & FINANCE

1986. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Route 58 Holdings, LLC by Dwayne Wagner, Managing Member (SCTM No. 0900-029.00-04.00-002.002). (Co. Exec.) WAYS & MEANS

1987. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act John Harris, as Devisee of the Last Will and Testament of Katie Harris (SCTM Nos. 0200-973.80-06.00-005.000 and 0200-973.90-04.00-037.000). (Co. Exec.) WAYS & MEANS

1988. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Anthony Daniels (SCTM No. 0900-139.00-02.00-003.000). (Co. Exec.) WAYS & MEANS

1989. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Eugene R. Augusiewicz (SCTM Nos. 0900-279.00-03.00-020.000, 0900-282.00-02.00-022.000, 0900-282.00-02.00-045.000, 0900-333.00-03.00-027.000, 0900-333.00-03.00-043.000, 0900-333.00-03.00-045.000, 0900-333.00-03.00-046.000, 0900-334.00-03.00-010.000 and 0900-334.00-03.00-014.000). (Co. Exec.) WAYS & MEANS

1990. Extend deadline for the Equestrian Task Force. (Eddington) ENVIRONMENT, PLANNING & AGRICULTURE

1991. Authorizing planning steps for the Acquisition of Land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 (Boom Development Corporation Property - Town Of Riverhead). (Romaine) ENVIRONMENT, PLANNING & AGRICULTURE

1992. Accepting and appropriating 100% funding from the New York State Office of Temporary and Disability Assistance (OTDA) to the Suffolk County Department of Social Services for Additional Food Stamp/Supplemental Nutrition Assistance Program (SNAP) Administrative Funding provided under the Department of Defense Appropriations Act Of 2010 (Defense Bill). (Co. Exec.) HEALTH & HUMAN SERVICES

1993. Amending the map of the County Road System to remove a portion of CR 19, Patchogue-Holbrook Road (West Avenue) and authorizing the County Executive to execute an agreement with the Village of Patchogue transferring ownership and maintenance of said roadway to the Village of Patchogue. (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1994. Accepting and appropriating Federal funding in the amount of $86,011.25 from the United States Department of Justice, Drug Enforcement Administration, for the Suffolk County Police Department's participation in the DEA Long Island Task Force with 83.37% support. (Co. Exec.) PUBLIC SAFETY

1995. Accepting and appropriating a grant in the amount of $30,500 from the State of New York Governor's Traffic Safety Committee, for the Suffolk County Police Department to fund a Motorcycle Safety Enforcement and Education Program with 83.60% support. (Co. Exec.) PUBLIC SAFETY

1996. Accepting and appropriating a grant in the amount of $250,000 from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the Suffolk County Police Department's Internet Safety in Suffolk Grant Program with 86.17% support. (Co. Exec.) PUBLIC SAFETY

1997. Authorizing execution of agreement by the Administrative Head of Suffolk County Sewer District No. 3 Southwest and Canon USA (HU-1604). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1998. Appropriating funds in connection with the roof replacement on various County buildings (CP 1623). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1999. Appropriating funds in connection with security notification - College wide (CP 2140). (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

2000. Appropriating funds in connection with infrastructure - College wide (CP 2149). (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

2001. Amending the 2010 Capital Budget and Program and transferring Assessment Stabilization Reserve Funds to the Capital Fund and accepting funds from Changing World Technologies and appropriating the Assessment Stabilization Reserve Funds and Changing World Technology Funds to the Capital Program of Fats/Oils and Grease to Fuel Demonstration Project and authorizing execution of agreements for the project (CP 8186). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

2002. Calling for a public hearing for the purpose of considering the increase and improvement of facilities for Sewer District No. 3 - Southwest (sludge improvements) (CP 8180). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

2003. Appropriating funds in connection with the Peconic Bay Estuary Program (CP 8235). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

2004. Appropriating funds for the study and monitoring of public health related harmful algal blooms (CP 8224). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

2005. Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - open space component - for the Brookhaven Trust Property - Pine Barrens Core - Town of Brookhaven - (SCTM No. 0200-465.00-04.00-002.000). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

2006. Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - open space component - for the McGahey and Ledogar property - Sagaponack Woods - Town of Southampton - (SCTM Nos. 0900-056.00-01.00-001.002 and 0900-056.00-01.00-065.000). (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

2007. Appropriating funds in connection with the purchase of communications equipment for Sheriff's Office (CP 3060). (Co. Exec.) PUBLIC SAFETY

2008. Calling a public hearing upon a proposal to amend the map and plan of service for Suffolk County Sewer District No. 4 – Smithtown Galleria, in the Town of Smithtown, to determine whether it is in the public interest to extend the boundaries in the district and amend the operation and maintenance budget to reflect full current costs and annual rate to be charged for sewage treatment. (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

2009. Amending the 2010 Capital Budget and Program and appropriating funds in connection with rehabilitation of Smith Point Bridge, Town Of Brookhaven (CP 5838). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

2010. Adopting Local Law No. -2010, A Local Law to strengthen the Social Host Law in Suffolk County. (Cilmi) PUBLIC SAFETY

2011. Authorizing use of Smith Point Park property by Getco Company, between the Ports and Event Power, Long Island, for a triathlon. (Browning) PARKS & RECREATION

2012. Authorizing transfer of surplus County vehicle to the Society for the Prevention of Cruelty to Animals ("SPCA"). (Cilmi) PUBLIC SAFETY

2013. Adopting Local Law No. -2010, A Local Law to establish minimum standards for Breath Alcohol Ignition Interlock Devices. (D'Amaro) PUBLIC SAFETY

2014. Authorizing Phase II of energy assessment of the William H. Rogers Legislative Building. (Pres. Off.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

2015. Directing the Department of Social Services to close the sex offender trailer in Westhampton, Town of Southampton. (Schneiderman) HEALTH & HUMAN SERVICES

2016. Directing the Department of Social Services to close the sex offender trailer in Riverside, Town of Southampton. (Schneiderman) HEALTH & HUMAN SERVICES

2017. Declaring November "Native American Heritage Month" in Suffolk County. (Cooper) WAYS & MEANS

2018. Adopting Local Law No. -2010, A Local Law to promote the preservation and integrity of the Pine Barrens Core area by prohibiting the redemption or conveyance of vacant or improved Pine Barrens Core parcels acquired by Suffolk County by tax deed. (Co. Exec.) WAYS & MEANS

Introductory Resolution No. 1973-10 Laid on Table 10/12/10

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
DENNY'S ELECTRIC BUILDERS CORP., BY DENNIS HAMILTON
0200-867.00-03.00-014.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 867.00, Block 03.00, Lot 014.000, and acquired by tax deed on November 02, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 04, 2009, in Liber 12605, at Page 51, and otherwise known and designated by the Town of Brookhaven, as Lots 6 and 7 on a certain map entitled "Map No. 27, O.L. Schwencke Land and Investment Company" filed in the office of the Clerk of the County of Suffolk on November 27, 1899 as Map No. 583; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on November 02, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 04, 2009 in Liber 12605 at Page 51.

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, DENNY'S ELECTRIC BUILDERS CORP., BY DENNIS HAMILTON has made application of said above described parcel and DENNY'S ELECTRIC BUILDERS CORP., BY DENNIS HAMILTON has paid the application fee and has paid $1,547.00, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010, 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 DENNY'S ELECTRIC BUILDERS CORP., BY DENNIS HAMILTON, 49 Lathers Park, New Rochelle NY 10801, 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: _____

1973

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-867.00-03.00-014.000

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

2010

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

Diane Bishop | Diane Bishop | 9/7/10

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1973

September 07, 2010

Tax Map No.: 0200-867.00-03.00-014.000
Name of Last Legal Fee Owner: DENNY'S ELECTRIC BUILDERS CORP., BY DENNIS HAMILTON

TREASURER'S COMPUTATION.....$1,226.24

Taxes.....2009/2010.....$320.65

License/Storage Fee.....OPEN

Repairs.....OPEN

Miscellaneous Expenses.....OPEN

TOTAL.....$1,546.89
$0.11 overage

Monies Received.....$1,547.00

RESOLUTION AMOUNT.....$1,547.00

APPROVED:

Karen A. Slater
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

PERTIES
TRACTS:

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

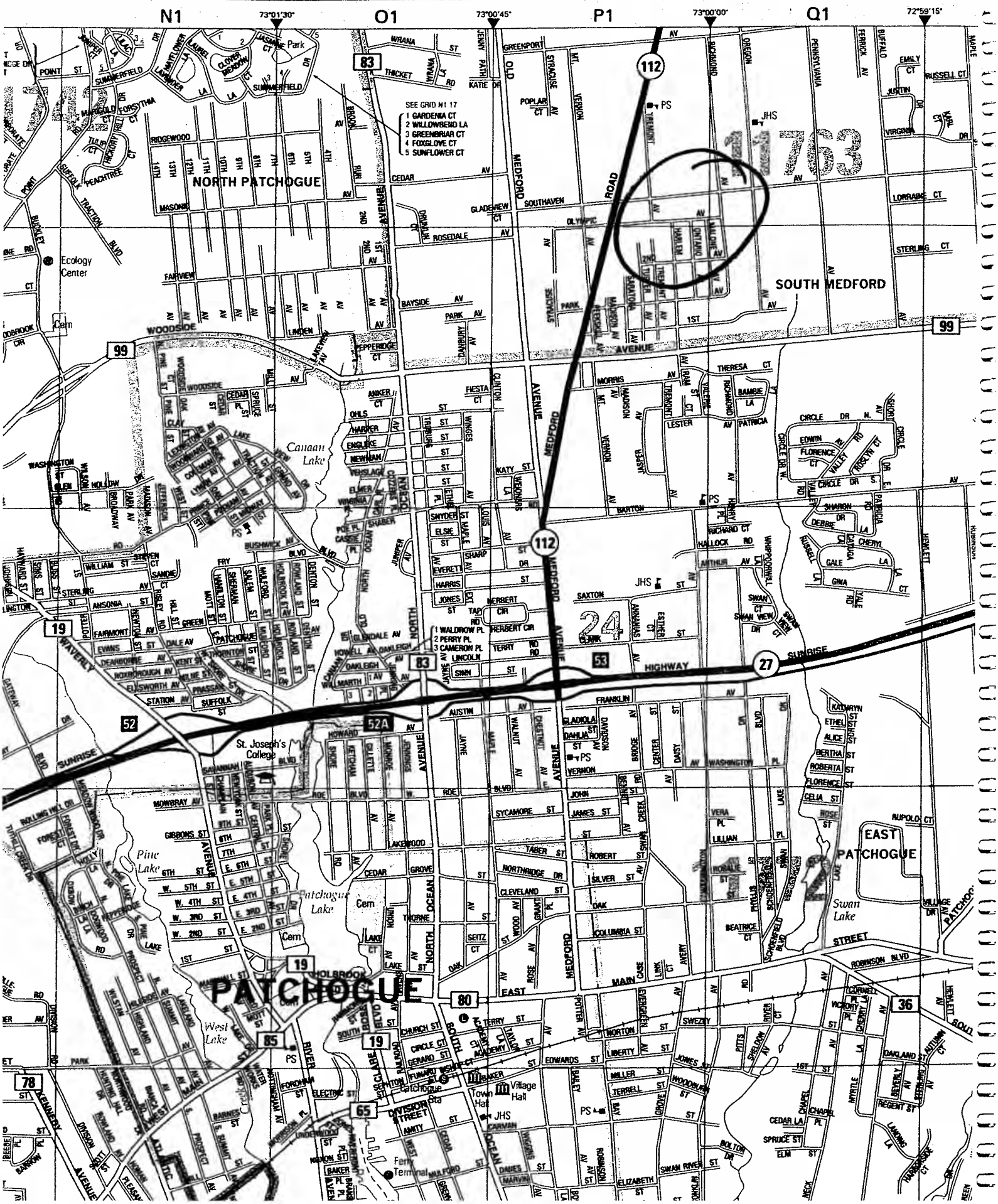
TOWN OF BROOKHAVEN
VILLAGE OF
DISTRICT NO 0200

SECTION NO 867
PROPERTY MAP

CONVERSION DATE: Aug. 12, 1996

Suffolk Co. 0200-867.00-03.00-014.000 1973

Joins Map 27



COMPUTATION BY SUFFOLK COUNTY TREASURER

1973

DISTRICT	SECTION	BLOCK	LOT
0200	867.00	03.00	014.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	379.19
2007/08	407.96
2008/09	305.48

2009/10 PROPERTY TAXES $320.65 NOT INCLUDED IN COMPUTATION

TOTAL:	1092.63
B. INTEREST DUE	75.22
C. TOTAL	1167.85
D. 5% LINE C	58.39
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$1,226.24

9/14/10

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. 30-Jun-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/27/10

dz

Introductory Resolution No. 1974-10 Laid on Table 10/12/10

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 LAGRECA AND DIANE LAGRECA
0800-113.00-04.00-019.000

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 Smithtown, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0800, Section 113.00, Block 04.00, Lot 019.000, and acquired by tax deed on May 03, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 05, 2010, in Liber 12623, at Page 988, and otherwise known and designated by the Town of Smithtown, as Lot No. 54, on a certain map entitled "Map of Water Mill Estates, Section Number 2" and filed in the office of the Clerk of the County of Suffolk on October 10, 1969 as Map No. 5372; 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 03, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 05, 2010 in Liber 12623 at Page 988.

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 LAGRECA AND DIANE LAGRECA has made application of said above described parcel and CHASE HOME FINANCE, LLC has paid the application fee and has paid $11,606.50, 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, 2010, 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 JOHN LAGRECA AND DIANE LAGRECA, 181 Browns Rd., Nesconset NY 11767, 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: _____

1974

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 24, 2010

Tax Map No.: 0800-113.00-04.00-019.000
Name of Last Legal Fee Owner: JOHN LAGRECA AND DIANE LAGRECA

TREASURER'S COMPUTATION.....$11,606.50

Taxes.....2009/2010..... Previously Paid to Town

License/Storage Fee.....750.00

Repairs.....OPEN

Miscellaneous Expenses.....OPEN

TOTAL.....$12,356.50

Monies Received.....$ 12,356.50

RESOLUTION AMOUNT.....$ 12,356.50

APPROVED:

Karen A Slater 9/2/10
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

1974

DISTRICT	SECTION	BLOCK	LOT
0800	113.00	04.00	019.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06 10582.87

2006/07 PROPERTY TAXES PAID BY OWNER
2007/08, 2008/09, AND 2009/10 PROPERTY TAXES PAID BY CHASE MORTGAGE

TOTAL: 10582.87

B. INTEREST DUE 470.94
C. TOTAL 11053.81
D. 5% LINE C 552.69
E. FEE
F. MISC
G. MISC

H. TOTAL DUE $11,606.50

KJ 8/2/10

CERTIFICATION BY COUNTY TREASURER

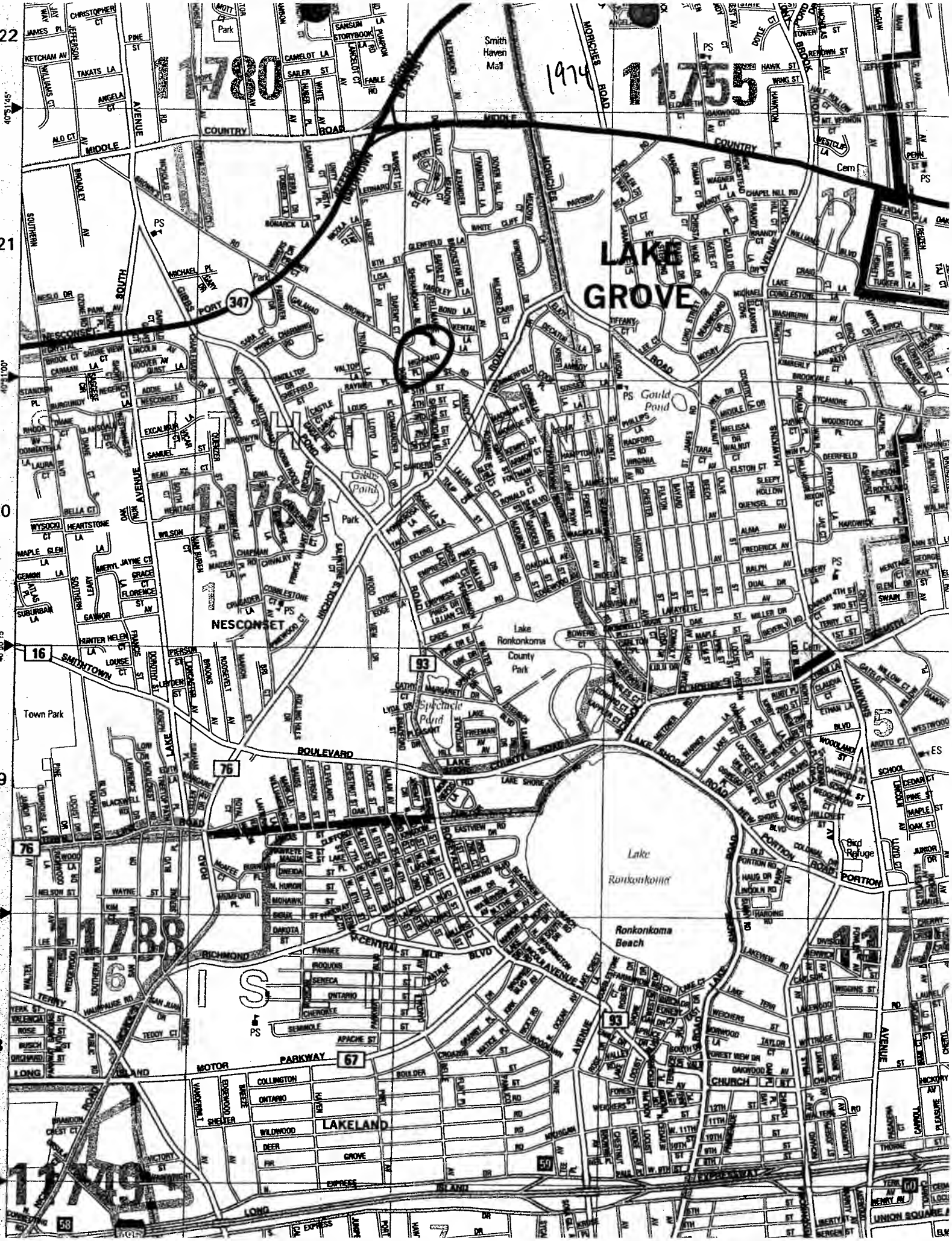
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 03-Aug-10

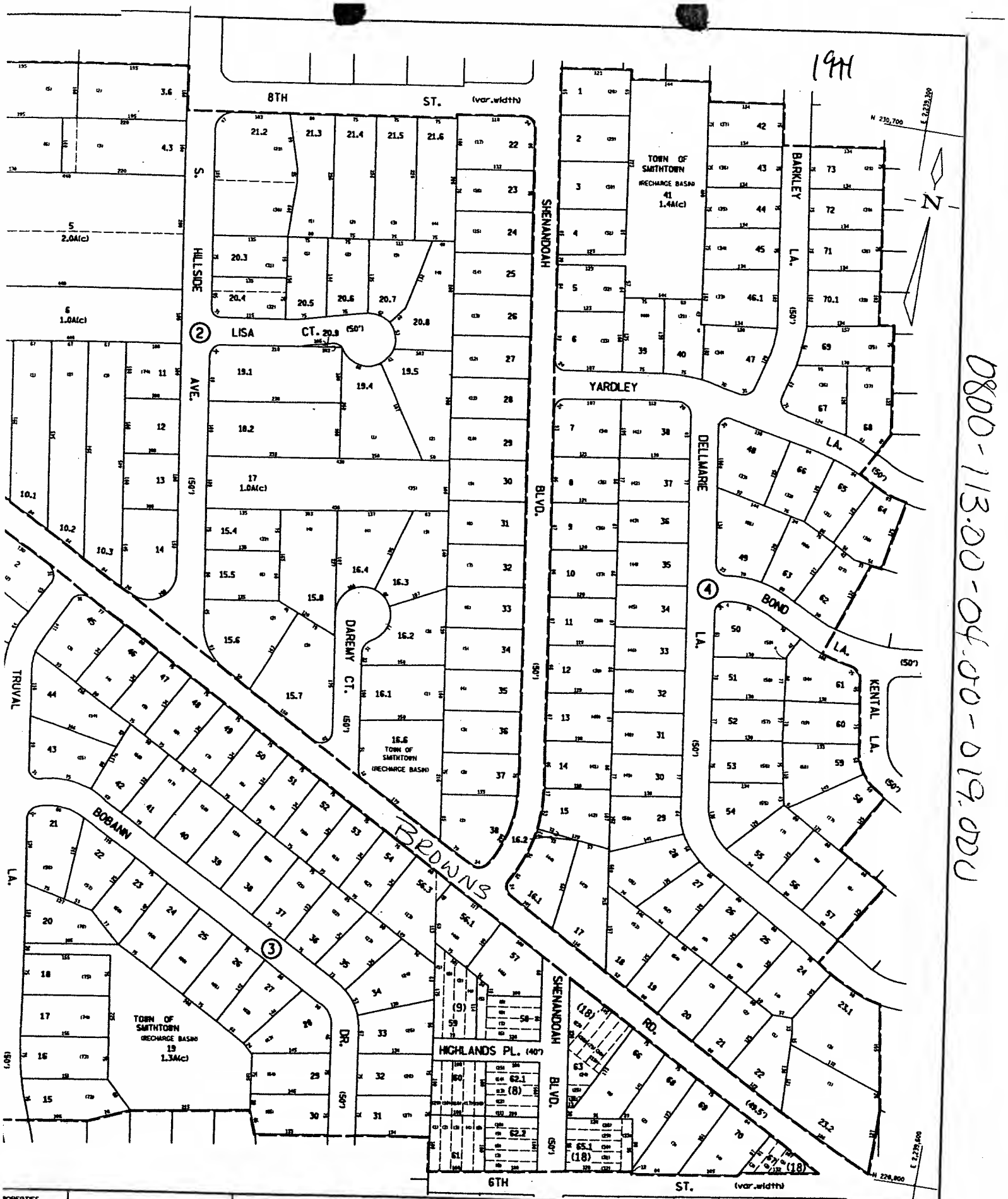
Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/30/11

dz



LAKE GROVE
NESCONSET
Smith Haven Mall
Gould Pond
Gibbs Pond
Lake Ronkonkoma County Park
Spectacle Pond
Lake Ronkonkoma
Ronkonkoma Beach
Town Park
Bird Refuge
LAKELAND
11780
11755
11788
11749
1974



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 SMITHTOWN

VILLAGE OF

DISTRICT NO 0800

SECTION NO 113

PROPERTY MAP

MATCH SEE SEC. NO. 007

Intro. Res. No. 1975-10 Laid on Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. , AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF ABANDONMENT OF THE INTEREST OF THE COUNTY OF SUFFOLK IN PROPERTY DESIGNATED AS TOWN OF BROOKHAVEN SUFFOLK COUNTY TAX MAP NO. 0200-697.00-01.00-005.000 PURSUANT TO SECTION 40-D OF THE SUFFOLK COUNTY TAX ACT

WHEREAS, a parcel of property lying, situate and being in the Town of Brookhaven, designated as Suffolk County Tax Map Number **0200-697.00-01.00-005.000** known as Lot 26 on a certain map entitled "Map of Schwencke Land and Investment Co." filed in the office of the Clerk of the County of Suffolk on August 6, 1961 as Map No 293; formerly assessed to Marginal Properties Development Corp.; and

WHEREAS, the County of Suffolk acquired said property designated as Suffolk County Tax Map Number 0200-697.00-01.00-005.000, by tax deed dated November 2, 2009, and recorded on November 4, 2009 in the Suffolk County Clerk's Office in Liber 12605 at page 51 for unpaid 2006/2007 taxes; and

WHEREAS, it has been determined by the Real Property Tax Service Agency the property was doubly assessed and no longer exists, and the property should not have been taken; now, therefore, be it

1st - RESOLVED, that pursuant to Section 40-C of the Suffolk County Tax Act, after receiving payment in full of all monies due to the County of Suffolk, including but not limited to, accrued taxes, penalties and interest as calculated by the Treasurer of the County of Suffolk, payment has been made to the Division of Real Property Acquisition and Management, the tax deed to Suffolk County will be canceled pursuant to section 40-D of the Suffolk County Tax Act. The Director of the Division of Real Property Acquisition and Management and/or his designee is authorized to file a certificate of abandonment of Claim of title, which Suffolk County holds pursuant to said tax deed.

Dated:

Approved by:

_____

County Executive of Suffolk County

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1975

1. Type of Legislation

Resolution X
Tax Map Number 0200-697.00-0100-005.000

2. Title of Proposed Legislation

Authorizing the Director of the Division of Real Property Acquisition and Management and/or his designee to issue a Certificate of Abandonment of the interest of the County of Suffolk Pursuant to Section 40-D of the Suffolk County Tax Act.

3. Purpose of Proposed Legislation

To cancel Tax Deeds and abandon the County's interest in properties taken by mistake or in error when determined by the Town Assessor, the Suffolk County Division of Real Property Acquisition and Management, and the County Treasurer.

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

2010

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

Diane Bishop , LMS III Diane Bishop 9/14/10

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0200	697.00	01.00	005.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES: 1975

2006/07	362.81
2007/08	390.20
2008/09	290.95
2009/10	305.38

TOTAL: 1349.34

B. INTEREST DUE	93.66
C. TOTAL	1443.00
D. 5% LINE C	72.15
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$1,515.15

CERTIFICATION BY COUNTY TREASURER

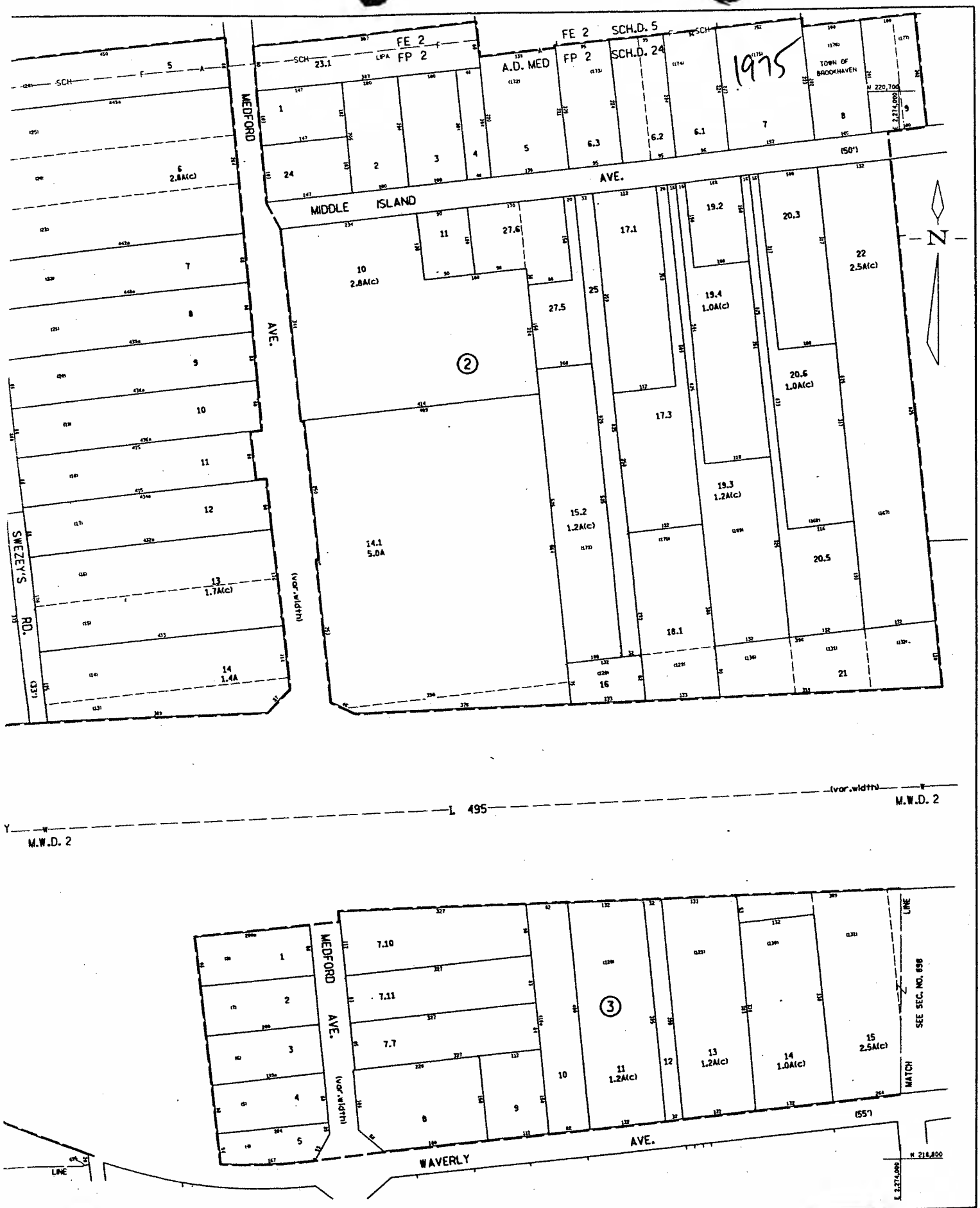
I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 08-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 03/07/11

dz



PROPERTIES DISTRICTS.

NOTICE

MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE

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

KEY MAP

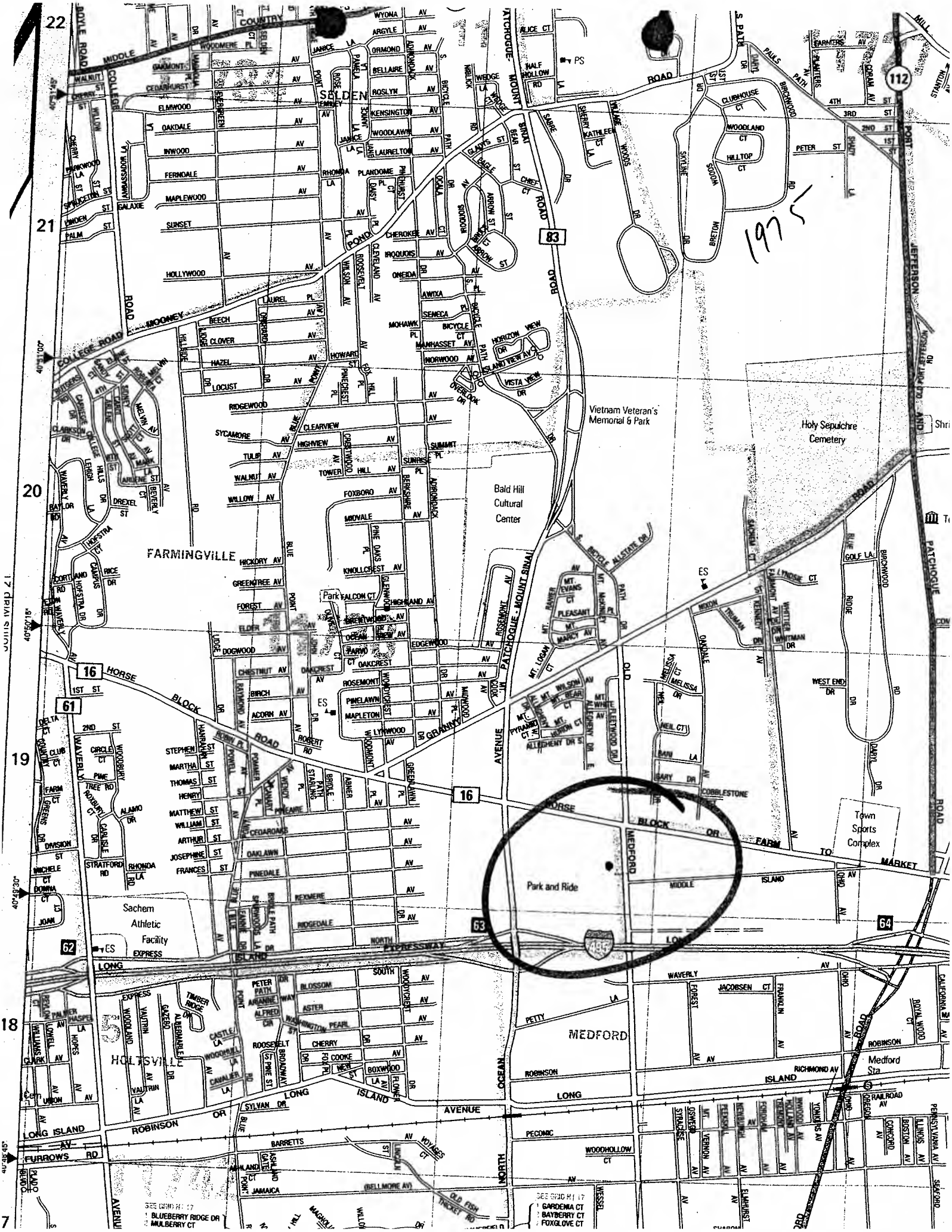
TOWN OF BROOKHAVEN

VILLAGE OF

DISTRICT NO. 0200

SECTION NO. 697

PROPERTY MAP


SELDEN
FARMINGVILLE
HOLTSVILLE
MEDFORD
Vietnam Veteran's Memorial & Park
Holy Sepulchre Cemetery
Bald Hill Cultural Center
Park and Ride
Town Sports Complex
Sachem Athletic Facility
Medford Sta
1975

DATE

PROPERTY MAP NO. 0200/697-1-5

MAP COORDINATE NOS.

DEED RECORDED IN LIBER PAGE

SUBDIVISION NAME OR NO.

MAP BOOK PAGE BL. LOT

INDEX INITIAL

1975

REAL PROPERTY TAX SERVICE AGENCY

SUFFOLK COUNTY CENTER
RIVERHEAD, L. I., N. Y. 11901

SKETCH:

RETIRED PARCEL 697-1-5. THIS PARCEL SHOULD NOT HAV
EXISTED AS IT WAS A DUPLICATION OF LOT NO. 26
ON FM # 293, "MAP NO. 11, MAP OF PROPERTY OF THE
O.L. SCHWENCKE LAND AND INVESTMENT CO.".
LOT NO. 26 IS ACTUALLY THE SOUTHERLY 1/3 OF T.
PARCEL 656-2-5.
REAL ESTATE WILL FILE AN ABANDONMENT OF CLAIM. SEE L12605-0

REMAPPED THE FOLLOWING PARCELS:

697-1-6 L12544-686 SURVEY
697-1-7 L11716-583 SURVEY
697-1-8 L11716-584
697-1-9 L11719-721
697-1-10 L12224-119
697-1-11 L12024-614
697-1-12 L11763-585
697-1-13 L12449-860 PCL 2 SURVEY
697-1-14 L12449-860 PCL 1

NOTE: THERE APPEARS TO BE APPROXIMATELY 81
ADDITIONAL FEET BETWEEN HORSE BLOCK RD. AND
THE L.I. EXPRESSWAY THEN IS DESCRIBED IN
THE DEEDS OR FM # 293. BASED ON THE
POINTS OF BEGINNINGS FOR PARCELS

RESEARCHER/PLOTTER KV DATE 6-18-10

CHECKED BY

RPTSA Form 101

ATE

PROPERTY MAP NO. ____ / ____ - ____ - ____

MAP COORDINATE NOS. ____ ____

DEED RECORDED IN LIBER ____ PAGE ____

SUBDIVISION NAME OR NO. ____

MAP BOOK ____ PAGE ____ BL. ____ LOT ____

INDEX INITIAL ____

1975

REAL PROPERTY TAX SERVICE AGENCY

SUFFOLK COUNTY CENTER
RIVERHEAD, L. I., N. Y. 11901

SKETCH :

697-1-6, 7, 8, 11 AND 13 THIS ADDITIONAL FOOTAGE WAS ADDED TO PARCEL 697-1-8 AND DEED-SCALE DIMENSIONS WERE USED.

DEED-SCALE DIMENSIONS WERE ASO USED ON PARCEL 697-1-11 DUE TO A METES & BOUNDS DESCRIPTION IN AN EARLIER TORRENS CERT. WHICH DOES NOT AGREE WITH FM # 293. CERT. #138,189

RETIRED PARCEL

656-2-4.1 L10624-151 & L10894-548

NEW PARCELS

656-2-4.2 RETAINED: RALPH LUNATI & ULLA LUNATI F/K/A ULLA ANDREWS
L10624-151 & L10894-548

656-2-4.3 EMPIRE CLEANING CORP.
L12346-434 SURVEY
HIST.: L10624-151
L10894-548

NOTE: NEED AFFIDAVIT OF CORRECTION FOR L12346-434 CHANGING PCL # FROM 656-2-4.1 TO 656-2-4.3

RESEARCHER/PLOTTER KV DATE 6-18-10

CHECKED BY ____

PG 2 OF 3

RPTSA Form 101

48-114

DATE

PROPERTY MAP NO. ____ / ____ - ____ - ____

MAP COORDINATE NOS. ____ ____

DEED RECORDED IN LIBER ____ PAGE ____

SUBDIVISION NAME OR NO. ____

MAP BOOK ____ PAGE ____ BL. ____ LOT ____

INDEX INITIAL ____

SKETCH:

1975

REAL PROPERTY TAX SERVICE AGENCY

SUFFOLK COUNTY CENTER
RIVERHEAD, L. I., N. Y. 11901

RETIRED PARCEL

6556-2-5 L5948-540

NEW PARCELS

6556-2-5.1 RETAINED: MARGINAL PROPERTIES DEV. CORP. L5948-540

6556-2-5.2 MILLER FARMS REALTY INC. L12442-304 SURVEY

NOTE: NEED AFFIDAVIT OF CORRECTION FOR L12442-304 CHANGING PCL # FROM 6556-2-5 TO 6556-2-5.2

NOTE: FOR REFERENCE SEE MISC. MAP # A-254 BOOK 31- PAGE 4 WHICH DESCRIBES A LILCO EASEMENT ACROSS PARCEL 697-1-6

ALSO SEE SURVEY FOR PARCELS 6556-2-2 & 697-1-3 FILED UNDER 6556-2-2.

RESEARCHER/PLOTTER KV DATE 6-18-10

CHECKED BY ____

RPTSA Form 101

1976

Intro. Res. No. -2010
Introduced by Legislator Stern

Laid on Table 10/12/10

RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO. -2010, A LOCAL LAW TO BROADEN ELIGIBILITY FOR SENIOR CITIZEN TAX EXEMPTION

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2010, a proposed local law entitled, " **A LOCAL LAW TO BROADEN ELIGIBILITY FOR SENIOR CITIZEN TAX EXEMPTION**" now, therefore, be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO BROADEN ELIGIBILITY FOR SENIOR CITIZEN TAX EXEMPTION

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 it is the longstanding policy of the County of Suffolk to offer its senior citizens the broadest property tax exemption permissible under state law.

This Legislature also further finds that the New York State Legislature enacted legislation in 2009 which authorized municipalities to exclude the proceeds of a reverse mortgage when calculating a senior citizen's income for the purpose of determining eligibility for a property tax exemption.

This Legislature determines that a senior citizen of moderate means should not lose their property tax exemption because they execute a reverse mortgage on their home.

Therefore, the purpose of this local law is to amend Chapter 458 of the SUFFOLK COUNTY CODE to reflect recent changes in state law and allow more seniors to obtain a property tax exemption.

Section 2. Amendments.

Section 458-7 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 458, TAXATION

* * * *

Partial Real Property Tax Exemption For Persons Over 65

* * * *

§ 458-7. Eligibility criteria.

* * * *

C. No exemption shall be granted if the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application for exemption exceeds the sum of $3,000, or such other sum not less than $3,000 nor more than $26,000 beginning July 1, 2006, $27,000 beginning July 1, 2007, $28,000 beginning July 1, 2008, and $29,000 beginning July 1, 2009. "Income tax year" shall mean the twelve-month period for which the owner or owners filed a federal personal income tax return or, if no such return is filed, the calendar year. Where title is vested in either the husband or the wife, their combined income may not exceed such sum, except that where the husband or wife, or ex-husband or ex-wife, is absent from the property as provided in Subparagraph (ii) of Paragraph 3(d) of § 467 of the RPTL, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum. Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, inheritances payments made to individuals because of their status as victims of Nazi persecution, as defined in P.L. 103-286,EN or monies earned through employment in the federal foster grandparent program, and any such income shall be offset by all medical and prescription drug expenses actually paid which were not reimbursed or paid for by insurance. Furthermore, such income shall not include the proceeds of a reverse mortgage, as authorized by Banking Law § 6-h and Real Property Law §§ 280 and 280-a; provided, however, that monies used to repay a reverse mortgage may not be deducted from income, and provided additionally that any interest or dividends realized from the investment of reverse mortgage proceeds shall be considered income. The provisions of this subsection notwithstanding, such income shall not include veterans disability compensation, as defined in Title 38 of the United States Code. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion or wear and tear of real or personal property held for the production of income.

* * * *

Section 3. Applicability.

This law shall apply to assessment rolls prepared on the basis of taxable status dates occurring on or after January 1, 2011.

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 filing in the Office of the Secretary of State.

__ Underlining denotes addition of new language

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\laws\l-senior-citizen-tax-exemption-broaden

1976

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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

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

DATE: OCTOBER 6, 2010

TO: CLERK OF THE COUNTY LEGISLATURE

RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. 1976-2010; LOCAL LAW TO BROADEN ELIGIBILITY FOR SENIOR CITIZEN TAX EXEMPTION

SPONSOR: LEGISLATOR STERN

DATE OF RECEIPT BY COUNSEL: 9/24/10 PUBLIC HEARING: 11/16/10

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

This proposed law would amend Chapter 458 of the SUFFOLK COUNTY CODE to exclude the proceeds of a reverse mortgage when calculating a senior citizen's income eligibility for a property tax exemption.

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

GEORGE NOLAN
Counsel to the Legislature

GN:tm

s:\rule28\28-broaden eligibility senior citizen tax

1977

Intro. Res. No. -2010 Laid on Table 10/12/2010

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2010, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 188-2010

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 188-2010; and

WHEREAS, this resolution when adopted contained a technical error; and

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

1st **RESOLVED**, that the Clerk of the Legislature shall make the following technical correction:

Resolution No. 188-2010

Change the 5th RESOLVED clause 3rd sub-paragraph:

FROM:

[3310-Computer equipment and services	**$94,300]**

TO:

2020-Office Machines	**$86,130**
3160-Computer Software	**$ 8,170**

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

1978

Intro. Res. No. -2010
Introduced by Legislator Schneiderman

Laid on Table 10/12/10

RESOLUTION NO. –2010, NAMING THE BLOCKHOUSE IN THEODORE ROOSEVELT COUNTY PARK "THE HILDA LINDLEY HOUSE"

WHEREAS, Hilda Lindley was the founder of Concerned Citizens of Montauk; and

WHEREAS, Mrs. Lindley played a leading role in stopping the development of Indian Fields in Montauk in 1971 and the subsequent preservation of the approximate 1,100 acres as Theodore Roosevelt County Park; and

WHEREAS, Hilda Lindley's home, which is located in Theodore Roosevelt County Park, was taken by the County through eminent domain; and

WHEREAS, Hilda Lindley's home, which is known as "The Blockhouse," was a World War II submarine spotting station disguised to look like a farm house. Lindley purchased the house in 1951; and

WHEREAS, the County agreed in 1976 to allow Mrs. Lindley and her family to remain at the Blockhouse under the provisions of a 35 year lease; and

WHEREAS, the lease will expire in 2011; and

WHEREAS, Hilda Lindley passed away in 1980; and

WHEREAS, the County of Suffolk wishes to recognize Hilda Lindley's trailblazing work on behalf of environmental preservation in Suffolk County; and

WHEREAS, no person is more responsible for the existence of the Theodore Roosevelt County Park than Hilda Lindley; now, therefore be it

1st **RESOLVED**, that pursuant to Section 251(1) of New York County Law, the structure known as The Blockhouse at Theodore Roosevelt County Park, shall be renamed "The Hilda Lindley House" to honor Lindley's extraordinary legacy; and be it further

2nd **RESOLVED**, the Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed to take all actions necessary to effectuate this naming and dedication; 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-Hilda Lindley naming resolution

1979

Intro. Res. No. -2010

Introduced by Legislator Eddington

Laid on Table 10/12/2010

RESOLUTION NO. –2010, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH OFF-STREET PARKING OFF CR 80 IN PATCHOGUE (CP 5534)

WHEREAS, the reconstruction of CR 80, Montauk Highway, in Patchogue resulted in the need for additional off-street public parking spaces; and

WHEREAS, the lack of parking has impacted both the business community and residents alike; and

WHEREAS, the construction of off-street, public parking spaces off CR 80 on Bay Avenue in Patchogue will assist residents, visitors and businesses; and

WHEREAS, the Town of Brookhaven is committed to assist in the land acquisition process for these improvements; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of $300,000 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 2010 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st **RESOLVED**, pursuant to the State Environmental Review Act Environmental Conservation Law Article (hereinafter "SEQRA"), Resolution No. 666 of 2002 classified the action contemplated by this as an Unlisted Action, therefore, the provisions of SEQRA have been complied with and no further action of the Legislature is necessary; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of forty-five (45) 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

3rd **RESOLVED**, that the 2010 Capital Budget and Program be and is hereby amended as follows:

Project Number: 5539
Project Title: CR 7, Wicks Road Corridor Study and Improvements

Cost Elements	Total Estimated Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
3. Construction	$1,689,871	$789,871B	$489,871B
TOTAL	$2,321,891	$789,871	$489,871

Project Number: 5534
Project Title: Improvements to CR, Montauk Hwy, Between NYS 112 and CR 101, Town of Brookhaven

Cost Elements	Total Estimated Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
2. Land Acquisition	$3,325,000	$0	$200,000B
3. Construction	$6,975,000	$0	$100,000B
TOTAL	$11,030,000	$0	$300,000

and be it further

4th RESOLVED, that the proceeds of $300,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

Project Number	JC	Project Title	Amount
525-CAP-5534.212	50	Land Acquisition for Off-Street Parking, CR 80, Montauk Hwy, Between NYS 112 and CR 101, Sills Road	$200,000
525-CAP-5534.312	50	Construction of Off-Street Parking, CR 80, Montauk Hwy, Between NYS 112 and CR 101, Sills Road	$100,000

and be it further

5th 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.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

T:\BRO\CR 80 Parking – Patchogue.docx

1980

Intro. Res. No. -2010
Introduced by Legislator Romaine

Laid on Table 10/12/10

RESOLUTION NO. –2010, ESTABLISHING A LONG ISLAND POWER AUTHORITY LEGISLATIVE OVERSIGHT COMMITTEE

WHEREAS, when the Long Island Power Authority ("LIPA") was formed, the County of Suffolk established safeguards to ensure that the authority was accountable to its ratepayers; and

WHEREAS, Local Law No. 36-1999 obligates the elected officials of the County of Suffolk to oversee LIPA to ensure the enforcement of all statutory, common law and consumer rights of the County's ratepayers; and

WHEREAS, recent information has surfaced about LIPA's rates and practices that suggest the authority has not always acted in the best interests of all of its ratepayers in Suffolk County; and

WHEREAS, concerns were raised after LIPA's response to severe storms in March, 2010 left thousands of ratepayers without electricity for days; and

WHEREAS, LIPA's practices remain controversial, including their recent decision to reduce funding for their solar power program and the hefty $30 million incurred for standby costs preceding Hurricane Earl; and

WHEREAS, an oversight committee should be established to determine if LIPA's actions are adverse to the County's ratepayers and may warrant the consideration of legal action; and

WHEREAS, Suffolk County must examine LIPA's structure, billing, and storm response practices to safeguard the rights of its resident ratepayers; now, therefore be it

1st **RESOLVED**, that a special Long Island Power Authority Legislative Oversight Committee is hereby created to study and analyze the rates, contracts and practices of the Long Island Power Authority to determine if LIPA is working in the best interests of the Suffolk County ratepayers, including, but not limited to, an examination of LIPA's rate structure, its variable rate system, the use of peak/off-peak rates, and its storm and disaster response policies; and be it further

2nd **RESOLVED**, that this Committee shall have bi-partisan representation and consist of the following members:

1) a person who has familiarity with the operations of LIPA, who will be selected by the Presiding Office of the Suffolk County Legislature and shall serve as Chair;

2) two (2) experts in the operation of electric utility companies, to be selected by the Suffolk County Legislature;

3) two (2) energy experts, to be selected by the Suffolk County Legislature;

4) a member of a civic organization to be selected by the Suffolk County Legislature.

and be it further

3rd **RESOLVED**, the Committee 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 for the purpose of organization and the appointment of a chairperson, vice chairperson and a secretary; and be it further

4th **RESOLVED**, that four (4) members of the Committee shall constitute a quorum to transact the business of the Committee at both regular and special meetings; and be it further

5th **RESOLVED**, that support services and technical assistance involving the month-to-month operation of this Committee, as well as supplies and postage as necessary, will be provided by the staff of the Office of Legislative Budget Review and the Clerk of the Legislature; and be it further

6th **RESOLVED**, that the Committee may conduct such 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

7th **RESOLVED**, that the Committee may delegate to any member of the Committee the power and authority to conduct such hearings and meetings; and be it further

8th **RESOLVED**, that the Committee is hereby authorized, empowered and directed to hold at least four (4) public hearings, with two (2) hearings being held in the five East End towns and two (2) hearings in the five West End towns, 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

9th **RESOLVED**, that said Committee shall issue a written report, after a comprehensive study and analysis of LIPA's rates, specifically its standard rates, variable rates, and peak/off-peak rates, contracts, practices, and disaster and storm response policies to determine if the authority is acting in the best interests of Suffolk County's ratepayers; and be it further

10th **RESOLVED**, that this special Committee 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 year 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

11th **RESOLVED**, that the Committee shall expire, and the terms of office of its members terminate, as of December 31, 2011, at which time the Committee shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

12th **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

13th **RESOLVED,** that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-LIPA oversight committee

1981

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Schneiderman

RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO. -2010, A LOCAL LAW ESTABLISHING TOURISM GRANT PROGRAM IN SUFFOLK COUNTY

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2010, a proposed local law entitled, "**A LOCAL LAW ESTABLISHING TOURISM GRANT PROGRAM IN SUFFOLK COUNTY**"; now, therefore be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW ESTABLISHING TOURISM GRANT PROGRAM IN SUFFOLK COUNTY

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that tourism is a vital component of the economy of Suffolk County.

This Legislature also finds and determines that Local Law No. 34-2009 increased the County's hotel/motel tax to fund programs and activities that strengthen Suffolk's tourism industry.

This Legislature further finds and determines that 24% of the revenues generated by the hotel/motel tax, up to an amount of $2 million, goes to a tourism promotion agency.

This Legislature also determines that Suffolk County contracts with the Long Island Convention and Visitors Bureau ("LICVB") as the designated tourism promotion agency for the promotion of Long Island as a tourist destination.

This Legislature finds that while the revenues presently generated by the hotel/motel tax to fund the LICVBV is well below the $2 million cap set by Local Law No. 34-2009, future revenues may exceed $2 million when the local economy strengthens. Accordingly, this Legislature wishes to specifically provide how such excess revenues will be used to spur tourism.

This Legislature determines that there are many local tourism promotion agencies which specialize in hotel promotion.

This Legislature also finds that many of these agencies have full-time staff and offices located in popular tourist areas, as well as experience in attracting visitors to their region of the County for extended stays.

This Legislature further finds that many of these agencies promote Suffolk County as a tourist destination on modest budgets, with very little funding for advertising.

This Legislature determines that in the event revenues generated by the hotel/motel tax for the tourism promotion agency exceeds $2 million in any fiscal year, those excess proceeds should be used to establish an advertising matching grant program for local tourism promotion agencies. Such a program will stretch advertising dollars and ensure the maximum benefit to the tourism industry in Suffolk County.

Therefore, the purpose of this law is to utilize excess revenues generated under the tourism promotion agency component of the hotel/motel tax to create a matching grant program to enhance tourism advertising by local tourism groups.

Section 2. Amendments.

Chapter 327 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 327, HOTELS AND MOTELS

* * * *

Article II, Hotel and Motel Tax

* * * *

§ 327-14. Distribution of tax revenues.

All revenues resulting from the imposition of the tax payable hereunder shall be paid into the treasury of the County of Suffolk and shall be distributed within 30 days after receipt by the County under the following formula.

A. Twenty-four percent of all revenues collected, but not more than $2,000,000 per fiscal year, shall be delivered to the tourism promotion agency which the County of Suffolk contracts with pursuant to the provisions of § 327-13A of this article. Should twenty-four percent of revenues collected in any fiscal year exceed $2,000,000, the excess amount shall be utilized by the Department of Economic Development and Workforce Housing to administer a matching grant program. The matching grant program shall be operated under the following guidelines:

(1) Grant funding may go to any local tourism promotion agency (except the tourism promotion agency the County contracts with pursuant to § 327-13) which maintains full-time staff, an office, and represents at least 10 hotels and 500 units of lodging ("recipient agency").

(2) The matching grant program will provide one dollar in matching funds for every dollar used for advertising purposes by a recipient agency. The funds available to a recipient agency in a calendar year shall be based on the respective share (measured as a percentage) of hotel tax revenue generated in the zip code areas served by the recipient agency in the preceding fiscal year, as reported by the Suffolk County Treasurer's Office.

(3) Any recipient agency seeking funds through the matching grant program must submit a request to the tourism promotion agency by March 1st of each year. Funds granted under the matching grant program must be distributed to recipient agencies by June 1st of each year.

(4) The advertising decisions shall be made by the recipient agency, but must follow the same standards, limitations, and regulations established for the tourism promotion agency.

* * * *

Section 3. Applicability.

This law shall apply to hotel/motel tax revenues generated on or after January 1, 2011.

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

Section 6. Effective Date.

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\laws\l-establish-tourism-grant-program

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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

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

DATE: October 6, 2010

TO: CLERK OF THE COUNTY LEGISLATURE

RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. 1981 -2010; A LOCAL LAW ESTABLISHING TOURISM GRANT PROGRAM IN SUFFOLK COUNTY

SPONSOR: LEGISLATOR SCHNEIDERMAN

DATE OF RECEIPT BY COUNSEL: 10/6/10 **PUBLIC HEARING:** 11/16/10

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

Under current law, 24% of the revenues generated by the County's hotel/motel tax, up to an amount of $2 million in any fiscal year, is delivered to the County's tourism promotion agency. Currently, the County of Suffolk contracts with the Long Island Convention and Visitors Bureau.

This proposed law provides that in the event that more than $2 million is generated in any fiscal year under the above described component of the hotel/motel tax, the Department of Economic Development and Workforce Housing will use the excess proceeds to establish a matching grant program to benefit other local tourism promotion groups.

Under said program, agencies receiving grant monies must represent at least ten (10) hotels and 500 units of lodging and maintain a full-time staff and office. Further, $1.00 in matching grant funds will be provided for every advertising dollar spent by recipient agencies.

This law will take effect immediately upon its filing in the Office of the Secretary and apply to Hotel/Motel Tax revenues collected after January 1, 2011.

GEORGE NOLAN
Counsel to the Legislature

GN:mjk

s:\rule28\28establish-tourism-grant-program

Intro. Res. No. 1982-10 Laid on Table: 10/12/10
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO -2010, ACCEPTING AND APPROPRIATING 100% REIMBURSABLE FEDERAL ARRA GRANT FUNDS FOR A GRANT FROM THE NEW YORK STATE OFFICE FOR AGING FOR A CHRONIC DISEASE SELF MANAGEMENT PROGRAM

WHEREAS, the New York State Office for Aging has made available to Suffolk County Office for Aging funding for a local Chronic Disease Self- Management Program in the amount of $24,750; and

WHEREAS, this grant will be utilized to establish a regional collaborative that will reach seniors with the CDSMP workshops in Suffolk and Nassau Counties; and

WHEREAS, Suffolk County Office for the Aging will contract with The Friends of the Retired and Senior Volunteer Program of Suffolk, Inc. which has the necessary qualifications to coordinate and implement this program; and

WHEREAS, the program year will run from April 1, 2010 through March 31, 2011; and

WHEREAS, the 100% Federal grant funds are not included in the 2010 Adopted Suffolk County Budget; and

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

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

REVENUES:

001-4772 Federal Aid **$24,750**

ORGANIZATIONS:

County Executive
Human Services: Office for the Aging
001-EXE-6779

Contracted Expenses	**24,750**
4980-Contracted Agencies	24,750

DATED:

APROVED BY:

County Executive of Suffolk County

Date of Approval:

1982

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 100% REIMBURSABLE FEDERAL ARRA GRANT FUNDS FOR A GRANT FROM THE NEW YORK STATE OFFICE FOR AGING FOR A CHRONIC DISEASE SELF MANAGEMENT PROGRAM.

3. Purpose of Resolution: Same as 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): Community College**

Library District **Fire District**

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

THERE IS NO NET EFFECT ON THE OPERATING BUDGET.

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

No financial impact- 100% grant funding.

8. Proposed Source of Funding

NEW YORK STATE OFFICE FOR THE AGING

9. Timing of Impact

UPON ADOPTION

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
SUZANNE MARTIN Sr. Budget Analyst	Suzanne Martin	SEPTEMBER 27, 2010

SIN FORM 175b (10/95)

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1982

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

712

COUNTY OF SUFFOLK

1982

Steve Levy
COUNTY EXECUTIVE

OFFICE FOR THE AGING
Holly S. Rhodes-Teague
DIRECTOR

MEMORANDUM

To: Ken Crannell
Deputy County Executive

From: Holly Rhodes-Teague
Director

Re: Resolution Accepting and Appropriating Funds for a Chronic Disease Self-Management Program

Date: September 17, 2010

As per ADH 01-10, I am enclosing Draft Resolution and Request for the Introduction of Suffolk County Legislation Form 175a) to appropriate funds for a Chronic Disease Self-Management Program.

If you require any further information, please contact Joanne Kandell, Principal Accountant, at 853-8212.

Holly Rhodes-Teague

HRT:JK
Enclosures

cc: Christopher Kent, Chief Deputy County Executive
Joanne Kandell, Principal Accountant
Maureen Porta, Senior Citizens Program Administrator II
Evelyn Creen, Federal and State Aid Examiner

H. LEE DENNISON BUILDING ♦ 100 VETERANS MEMORIAL HIGHWAY ♦ P.O. BOX 6100 ♦ HAUPPAUGE, N. Y. 11788-0099 ♦ (631) 853-8200
FAX 853-8225

1982

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X **Local Law** _____ **Charter Law**

2. Title of Legislation

Accepting and Appropriating 100% Reimbursable Funds for the new End of Life Care Program.

3. Purpose of Proposed Legislation

SEE #2 ABOVE.

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

5. If the answer to Item 4 is a 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 a yes, Provide Detailed Explanation of Impact.

Increase revenue to County. Revenue will equal expenditures. These are 100% reimbursable Federal funds. Funds available 6/1/2010-5/31/2011

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

2010 - $24,750

2011 - $24,750

8. Proposed Source of Funding.

100% Federal funds

9. Timing of Impact.

Upon Approval

10. Typed Name & Title of Preparer	**11. Signature of Preparer**	**12. Date**
HOLLY RHODES-TEAGUE DIRECTOR	Holly Rhodes Teague	9/17/10

SCIN FORM 175b (11/97)

1983

Intro. Res. No. -2010 Laid on Table 10/12/2010

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, ACCEPTING AND APPROPRIATING $315,499 IN 100% FEDERAL GRANT FUNDS AWARDED BY THE U.S. DEPARTMENT OF JUSTICE UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT TO SUFFOLK COUNTY DEPARTMENTS OF PROBATION, POLICE, SHERIFF, SOCIAL SERVICES AND DISTRICT ATTORNEY

WHEREAS, Suffolk County has applied for and has been approved to receive Federal Edward Byrne Memorial Justice Assistance Grant funds in the amount of $315,499 from the U.S. Department of Justice; and

WHEREAS, Suffolk County Departments of Probation, Police, Sheriff, Social Services and the District Attorney cooperatively submitted the grant application; and

WHEREAS, on, June 16th 2010 the County's Criminal Justice Coordinating Council provided the required public notice on all funding requests under said grant and after such notice it was the recommendation of the Council to approve all such funding requests; and

WHEREAS, the Suffolk County Integrated Financial Management System will be setup with expense units 001-PRO-3199, 001-POL-3627, 001-SHF-3159, 001-DIS-1150, and 001-DSS-6024 with the title for all to be BYRNE JAG PROGRAM for the segregation of all expenditures to be reimbursed under this grant; and

WHEREAS, the Probation Department has requested $69,999 to provide South Oaks Hospital with start up funds for a Heroin/opiate addiction outpatient program. Costs include start up funds for equipment and supplies. Once established, other fees will support the clinic; and

WHEREAS, the Probation Department has requested $68,000 to help support costs for Hope for Youth to provide inpatient services for adolescents needing Detox for Heroin and opiate addiction. Costs include assessment, monitoring, treatment, medications, and other related costs for approximately 18 adolescents referred; and

WHEREAS, the Probation Department has requested $5,000 to print crime prevention and crime victim services literature for Parent's For Megan's Law to distribute; and

WHEREAS, the District Attorney has requested $50,400 to support 45% of salary for a detective investigator for the Heroin Drug Task Force , which is currently, and will remain budgeted in the 001-DIS-1150; and

WHEREAS, the District Attorney has requested $19,600 to support the Heroin Drug Task Force activities; the $19,600 will be used for "buy money" for sting operations; and

WHEREAS, the Sheriff has requested $70,000 to provide overtime salaries for the Gang Resistance Education and Training (G.R.E.A.T.) program for 175 days; and

WHEREAS, the Police Department has requested $12,500 for the purchase of 10 domestic Violence panic alarms at a cost of $1,250 per alarm; and

WHEREAS, the Department of Social Services has requested $20,000 to provide daily stipends of $25 to court-appointed guardians for incapacitated adults who do not have family members or who cannot afford to hire a guardian persons; and

WHEREAS, the Federal Edward Byrne Memorial Justice Assistance Grant award period is from July 1, 2010 through June 30, 2013; now, therefore be it

1st RESOLVED, that the County Executive is authorized to execute any Agreement with the U.S. Department of Justice, as necessary, to secure said grant funds; and be it further

2nd RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said grant funds in the amount of $315,499 as follows:

REVENUES:
4353 – Byrne JAG Program
$315,499

001 - DIS – 1150- 4353	$ 70,000
001 - PRO-3199 - 4353	$ 142,999
001 - SHF -3159 - 4353	$ 70,000
001 - POL -3627 - 4353	$ 12,500
001 - DSS -6024 - 4353	$ 20,000

APPROPRIATIONS:

Suffolk County District Attorney
Byrne JAG Program
001-DIS-1150
$70,000

1000 Personnel Services	$ 50,400
1100 Permanent Salaries	$ 50,400
3000 Supplies	$ 19,600
3500 Other Unclassified	$ 19,600

Suffolk County Probation Department
Byrne JAG Program
001-PRO-3199
$142,999

3000 Supplies	$ 5,000
3500 Other Unclassified	$ 5,000
4000 Contractual	$ 137,999
4980-XXXX South Oaks	$ 69,999
4980-XXXX Hope For Youth	$ 68,000

Suffolk County Sheriff's Office
Byrne JAG Program
001-SHF-3159
$70,000

1000 Personnel	$ 70,000
1120 Overtime Costs	$ 70,000

Suffolk County Police Department
Byrne JAG Program
001-POL-3627
$12,500

2000 Equipment	$ 12,500
2090 Radio and Communication	$ 12,500

Suffolk County Department of Social Services
Byrne JAG Program
001-DSS-6024
$20,000

4000 Contractual	$ 20,000
4560 Fees For Services	$ 20,000

and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to assign activity (pseudo) codes to South Oaks Hospital and VIBS; 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:

1983

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 $315,499 IN 100% FEDERAL GRANT FUNDS AWARDED BY THE U.S. DEPARTMENT OF JUSTICE UNDER THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT TO SUFFOLK COUNTY DEPARTMENTS OF PROBATION, POLICE, SHERIFF, SOCIAL SERVICES AND DISTRICT ATTORNEY

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 5 is "yes", Provide Detailed Explanation of Impact

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

TO ACCEPT AND APPROPRIATE A $315,499 GRANT AWARD FROM THE US DEPARTMENT OF JUSTICE.

8. Proposed Source of Funding

100% FEDERAL GRANT FUNDS AWARDED THROUGH THE US DEPARTMENT OF JUSTICE.

9. Timing of Impact

UPON ADOPTION

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
THERESA M. LOLLO PRINCIPAL FINANCIAL ANALYST	Theresa Lollo	September 30, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1983

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

SEP 22 201

COUNTY OF SUFFOLK

1983

CRIMINAL JUSTICE COORDINATING COUNCIL

STEVE LEVY
Suffolk County Executive

JOHN K. DESMOND
Chairperson

9/20/2010

Ken Crannell
Deputy County Executive

Enclosed please find 2 copies of a resolution packet prepared by the Suffolk County CJCC to accept grant funding from the Bureau of Justice Assistance Edward Byrne Memorial Local Justice Assistance Grant (JAG) for various projects to help the Suffolk County Criminal Justice System. A copy of the grant award is also included. Please feel free to contact me at 2-6825 if you have any questions.

Thank you.

Robert C. Marmo, Ph.D.
Chief Planner
CJCC

Cc: Christopher Kent, Chief Deputy County Executive
John Desmond, Chair CJCC

YAPHANK AVENUE
PO BOX 205
YAPHANK, NEW YORK 11980
(631) 852 – 6824/6825

1983

Department of Justice

Office of Justice Programs

Bureau of Justice Assistance

Office of Justice Programs

Washington, D.C. 20531

August 17, 2010

Mr. Ed Dumas
Suffolk County
100 Veterans Memorial Highway
Hauppauge, NY 11788

Dear Mr. Dumas:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 10 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation in the amount of $315,499 for Suffolk County.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Starr Small, Program Manager at (202) 514-9870; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

James H. Burch II
Acting Director

Enclosures

Additional back-up material regarding IR 1983 is on file in the

Legislative Clerk's Office, Hauppauge.

Intro Res. No. 1984 Laid on Table 10/12/10
Introduced by Presiding Officer on the Request of the County Executive

RESOLUTION NO. TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #345

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

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

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

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

Description	Year	Original Tax	Corrected Tax	Chargeback or Refund, if paid
BABYLON:				
0100-057.00-01.00-033.002	**2008/09**	**$15,192.62**	**0.00**	**$15,192.62**

Dated:

Approved By:

Suffolk County Executive

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   ResolutionXXX Local Law Charter Law

2. Title of Proposed Legislation
   To readjust, compromise and grant refunds and charge backs on Correction of Errors/County Treasurer By: County Treasurer

3. Purpose of Proposed Legislation
   To cancel or adjust taxes and make refunds and charge backs due to erroneous or improper assessments.

4. Will the Proposed Legislation Have a Fiscal Impact? **YES XXX** NO

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

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

6. If the answer to item 5 is "yes," Provide Detailed Explanation of Impact
   In the case of refunds, the County will initially refund the amount of the incorrect tax. Approximately 81% of the refunded amount will be charged back to the Town to be added to the subsequent year's tax warrant. The remainder will be a County charge. If the original tax is unpaid, the same procedure would apply, however, no County monies would be refunded and it will be charged back to the Town within twelve to eighteen months.

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

8. Proposed Source of Funding
   To be refunded from the County General Fund

9. Timing of Impact
   Variable

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Angie M. Carpenter County Treasurer	Angie M. Carpenter	9/28/10

Additional back-up material regarding IR 1984 is on file in the

Legislative Clerk's Office, Hauppauge.

Intro. Res. # 1985-10

Laid on Table 10/12/10

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2010
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #838-2010)

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

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

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

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

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

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

RESOLUTION NO. CONTROL#838-2010

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

Key	Town	Year	S.C. Tax Map No	Original Tax	Corrected Tax	Chargeback Refund, if Tax Paid
C	BROOKHAVEN	09/10	0200-973.90-01.00-015.000	6732.13	1154.36	5577.77
A	BROOKHAVEN	09/10	0200-378.00-02.00-036.000	217862.08	202492.19	15369.89
C	ISLIP	09/10	0500-172.00-01.00-042.002	31393.98	20405.01	10988.97
C	ISLIP	09/10	0500-290.00-03.00-033.001	11170.65	4807.30	6363.35
A	SMITHTOWN	09/10	0800-079.00-02.00-002.000	12586.89	9738.70	2848.19
A	SOUTHAMPTON	09/10	0904-029.00-01.00-023.000	11691.26	5770.31	5920.95
A	SOUTHAMPTON	09/10	0904-029.00-01.00-024.000	77464.24	32443.69	45020.55

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

APPROVED BY:

County Executive of Suffolk County Date of Approval:

19 85

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Legislation

TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL PROPERTY CORRECTION OF ERRORS

3. Purpose of Proposed Legislation Yes ____ No____

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 5 is "yes," Provide Detailed Explanation of Impact

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2010

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date 9/24/10

Jeanne Cush RPAT. I Jeanne Cush

Additional back-up material regarding IR 1985 is on file in the

Legislative Clerk's Office, Hauppauge.

Introductory Resolution No. 1986-10 Laid on Table 10/12/10

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
ROUTE 58 HOLDINGS, LLC BY DWAYNE WAGNER, MANAGING MEMBER
0900-029.00-04.00-002.002

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 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 029.00, Block 04.00, Lot 002.002, and acquired by tax deed on September 28, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 28, 2009, in Liber 12601, at Page 260, and otherwise known and designated by the Town of Southampton, as District 0900, Section 029.00, Block 04.00, Lot 002.002; 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 September 28, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 28, 2009 in Liber 12601 at Page 260.

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, ROUTE 58 HOLDINGS, LLC BY DWAYNE WAGNER, MANAGING MEMBER has made application of said above described parcel and ROUTE 58 HOLDINGS, LLC BY DWAYNE WAGNER, MANAGING MEMBER has paid the application fee and has paid $22,276.07, 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, 2010, 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 ROUTE 58 HOLDINGS, LLC BY DWAYNE WAGNER, MANAGING MEMBER, 135 Main St., Ste. 5, Westhampton Beach NY 11948, 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: _____

1986

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 24, 2010

Tax Map No.: 0900-029.00-04.00-002.002
Name of Last Legal Fee Owner: ROUTE 58 HOLDINGS, LLC BY DWAYNE WAGNER, MANAGING MEMBER

TREASURER'S COMPUTATION	$16,846.63
Taxes.....2009/2010	$5,429.44
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$22,276.07
Monies Received	$22,276.07
RESOLUTION AMOUNT	$22,276.07

APPROVED:

Karen A Slater 9/27/10
Accounting
DB:lag

PREPARED BY:

Diane Bishop
Redemption Unit
(631)853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	029.00	04.00	002.002

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	5268.80
2007/08	5383.30
2008/09	4243.46

2009/10 PROPERTY TAXES $5429.44 NOT INCLUDED IN COMPUTATION

TOTAL:	14895.56
B. INTEREST DUE	1148.85
C. TOTAL	16044.41
D. 5% LINE C	802.22
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$16,846.63

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-Jul-10

Diane M. Stuke
Deputy County Treasurer

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

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

1986

Resolution X
Tax Map Number 0900-029.00-04.00-002.002

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

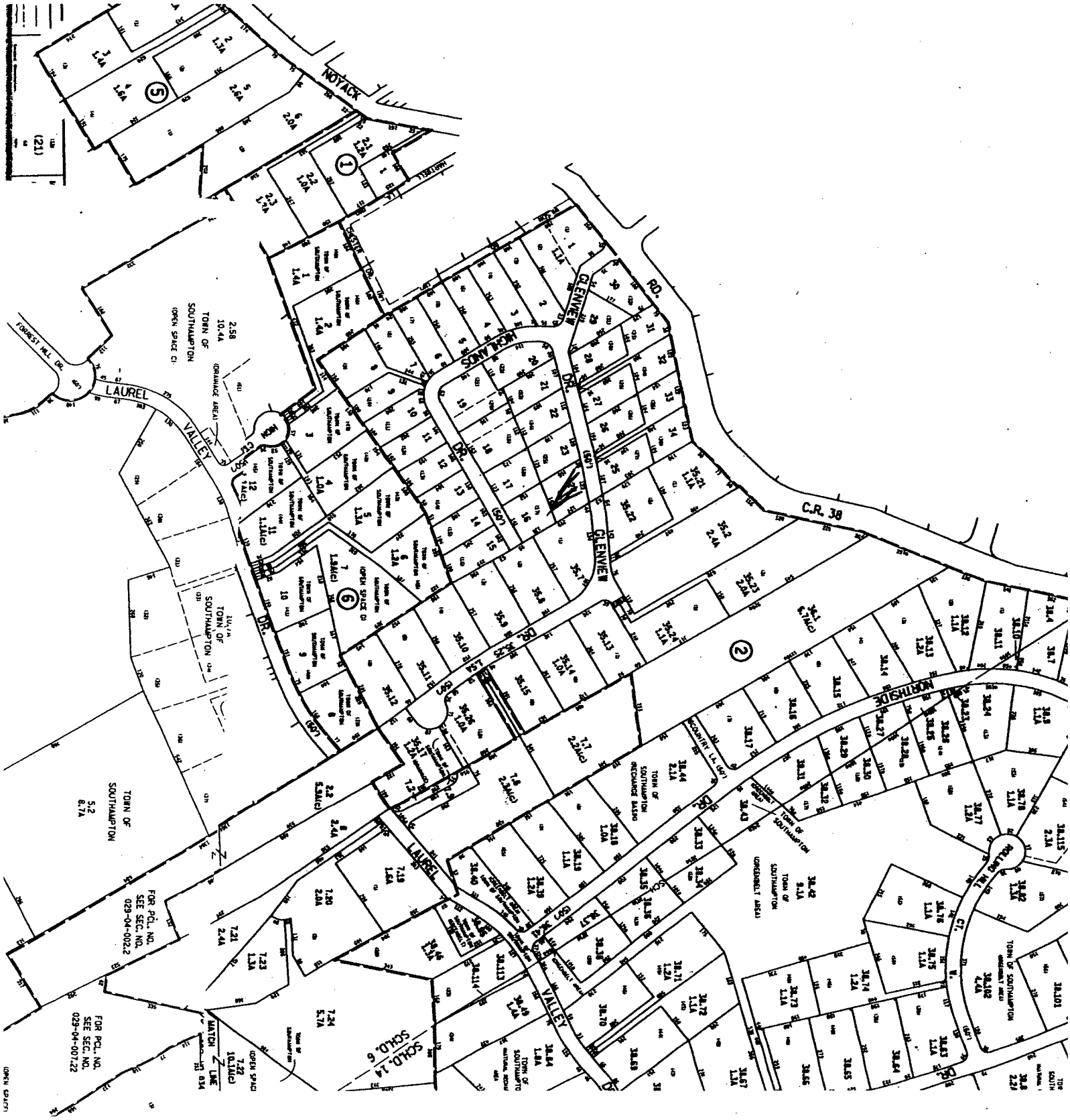
2010

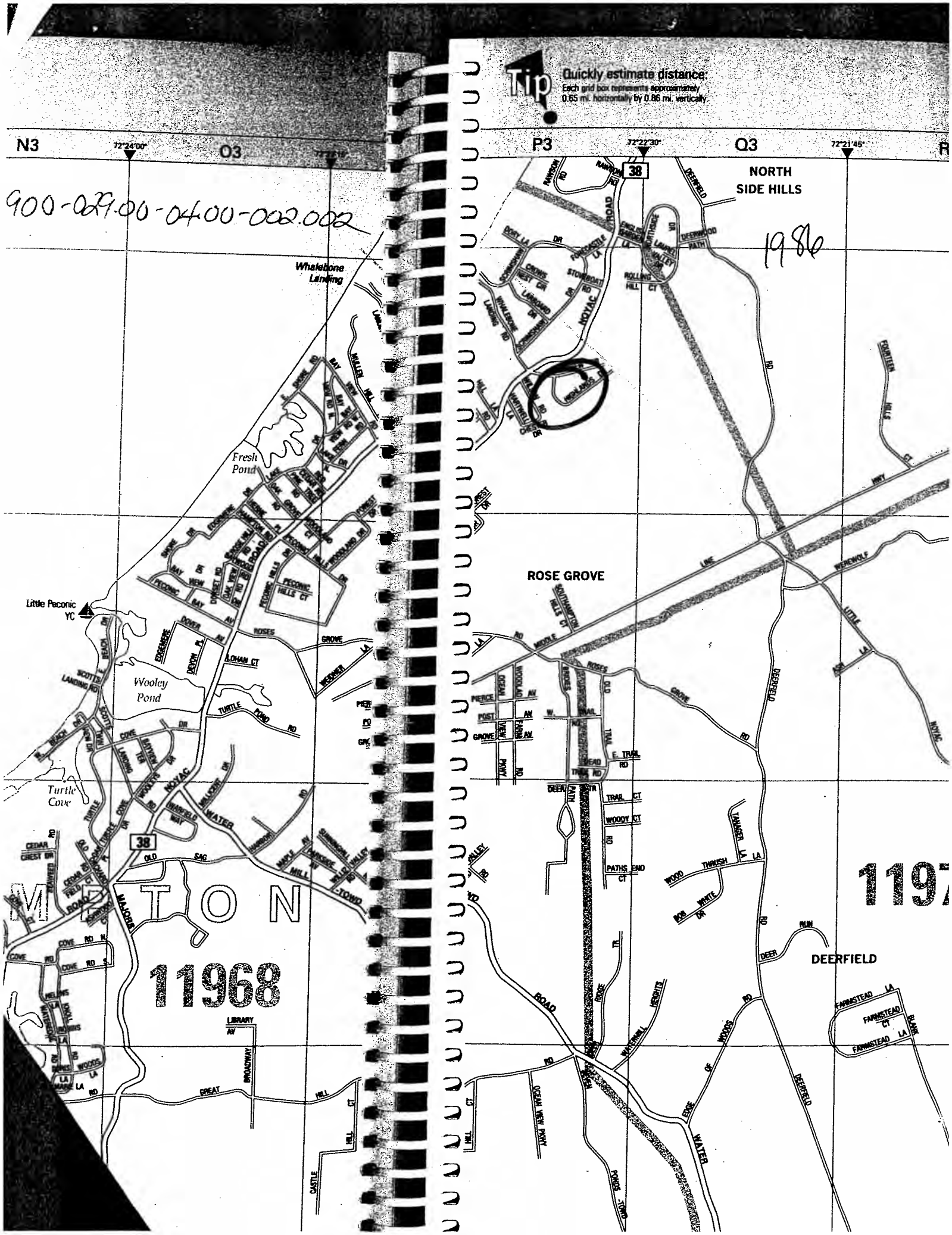
10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop Diane Bishop 9/24/10

D 900-029.00-04.00-002.002

1986




Tip
Quickly estimate distance:
Each grid box represents approximately 0.65 mi. horizontally by 0.86 mi. vertically.
N3
O3
P3
Q3
72°24'00"
72°22'30"
72°21'45"
900-029.00-0400-002.002
1986
NORTH SIDE HILLS
Whalebone Landing
Fresh Pond
Little Paconic YC
Wooley Pond
Turtle Cove
ROSE GROVE
DEERFIELD
11968
1197

Gen B5

COUNTY OF SUFFOLK

1984

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

CARRIE MEEK-GALLAGHER
COMMISSIONER

September 27, 2010

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

Re: Tax Map No. 0900-029.00-04.00-002.002
ROUTE 58 HOLDINGS, LLC BY DWAYNE WAGNER, MANAGING MEMBER

Dear Mr. Crannell:

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

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

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

Very truly yours,

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

DB:lag

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

Copy of Resolution to:
Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:
Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicsko, Inventory

Introductory Resolution No. 1987-10 Laid on Table 10/12/10

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 HARRIS, AS DEVISEE OF THE LAST WILL AND TESTAMENT OF KATIE HARRIS
0200-973.80-06.00-005.000
0200-973.90-04.00-037.000

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 973.80, Block 06.00, Lot 005.000 and District 0200, Section 973.90, Block 04.00, Lot 037.000, and acquired by tax deed on November 02, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 04, 2009, in Liber 12605, at Page 51, and otherwise known and designated by the Town of Brookhaven,

Parcel I - 0200-973.80-06.00-005.000, as Lots 17 & 18 in Block 509 on a certain map entitled "Map of New York & Brooklyn Suburban Investment Company of New York, Section 6" and filed in the Office of the Clerk of Suffolk County as Map No. 444 on June 9, 1890,

Parcel II - 0200-973.90-04.00-037.000, as the North 20 feet of Lot 4 and all of Lot 5 in Block 1 on a certain map entitled "Map of New York & Brooklyn Suburban Investment Company of New York" filed in the Office of the Clerk of Suffolk County as Map No. 436 on June 28, 1889; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on November 02, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 04, 2009 in Liber 12605 at Page 51.

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 HARRIS, AS DEVISEE OF THE LAST WILL AND TESTAMENT OF KATIE HARRIS has made application of said above described parcel and JOHN HARRIS has paid the application fee and has paid $2,099.21, 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, 2010, 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 JOHN HARRIS, AS DEVISEE OF THE LAST WILL AND TESTAMENT OF KATIE HARRIS, 441 Bourdois Ave., Bellport NY 11713, 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

1987

September 23, 2010

Tax Map No.: 0200-973.80-06.00-005.000
Name of Last Legal Fee Owner: JOHN HARRIS

TREASURER'S COMPUTATION	$627.58
Taxes.....2009/2010	$144.29
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$771.87
Monies Received	$771.87
RESOLUTION AMOUNT	$2,099.21

PREPARED BY:

Diane Bishop
Redemption Unit
(631)853-5932

APPROVED:

Karen A. Slater 9/27/10
Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

1987

DISTRICT	SECTION	BLOCK	LOT
0200	973.80	06.00	005.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	204.29
2007/08	212.87
2008/09	139.78

2009/10 PROPERTY TAXES $144.29 NOT INCLUDED IN COMPUTATION

TOTAL:	556.94
B. INTEREST DUE	40.76
C. TOTAL	597.70
D. 5% LINE C	29.88
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$627.58

KD 9/27/10

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. 27-Jul-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/23/11

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1987

September 23, 2010

Tax Map No.: 0200-973.90-04.00-037.000
Name of Last Legal Fee Owner: JOHN HARRIS

TREASURER'S COMPUTATION.....	$1,067.63
Taxes.....2009/2010.....	$259.71
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$1,327.34
Monies Received.....	$1,327.34
RESOLUTION AMOUNT.....	$2,099.21

PREPARED BY:

Diane Bishop
Redemption Unit
(631)853-5932

APPROVED:

Karen A Slater 9/21/10
Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	1987	LOT
0200	973.90	04.00		037.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	340.15
2007/08	355.68
2008/09	251.63

2009/10 PROPERTY TAXES $259.71 NOT INCLUDED IN COMPUTATION

	TOTAL:	947.46
B. INTEREST DUE		69.33
C. TOTAL		1016.79
D. 5% LINE C		50.84
E. FEE		
F. MISC		
G. MISC		
H. TOTAL DUE		$1,067.63

108
9/21/10

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. 27-Jul-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/23/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

1987

Resolution X
Tax Map Number 0200-973.90-04.00-037.000

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

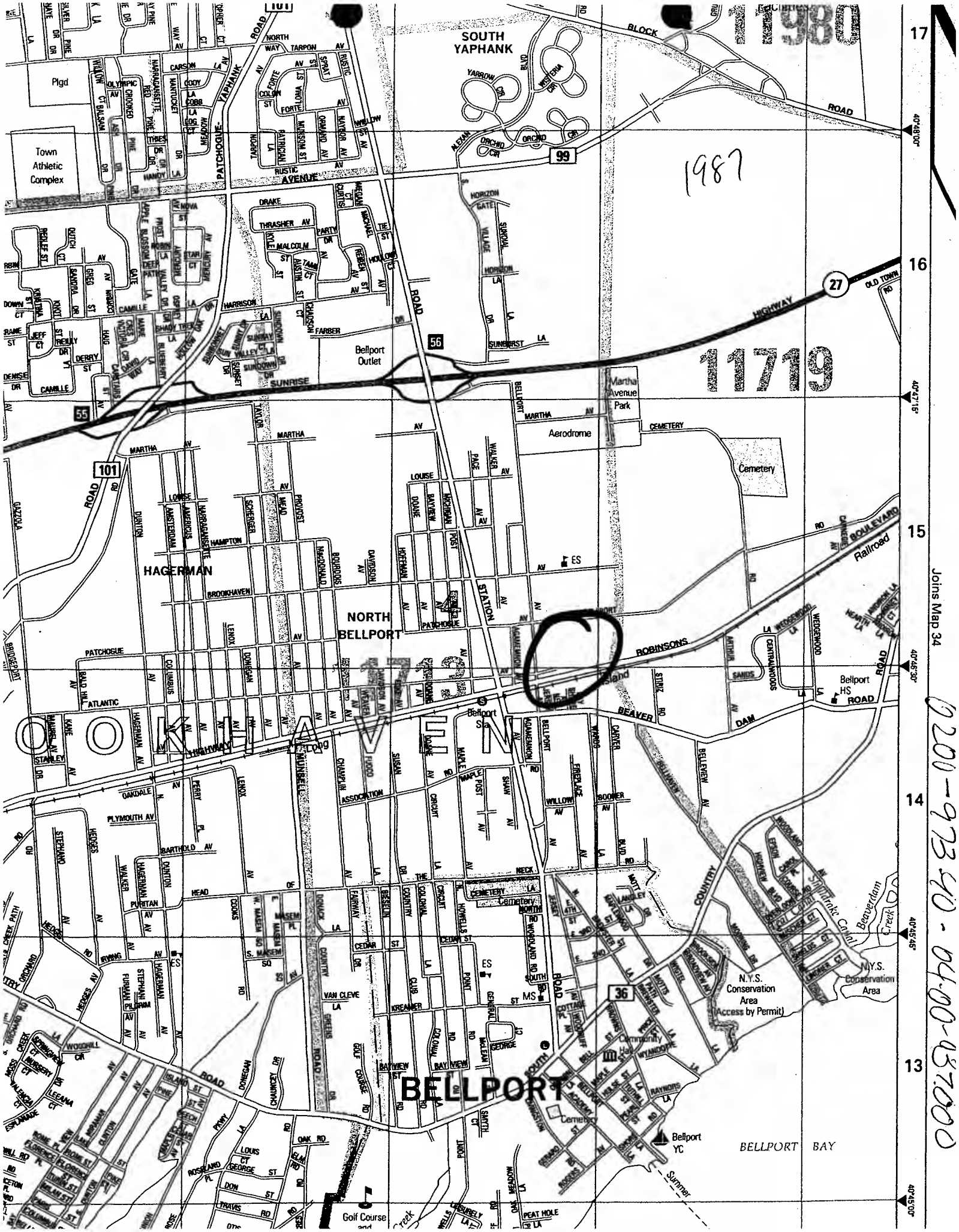
N/A

9. Timing of Impact

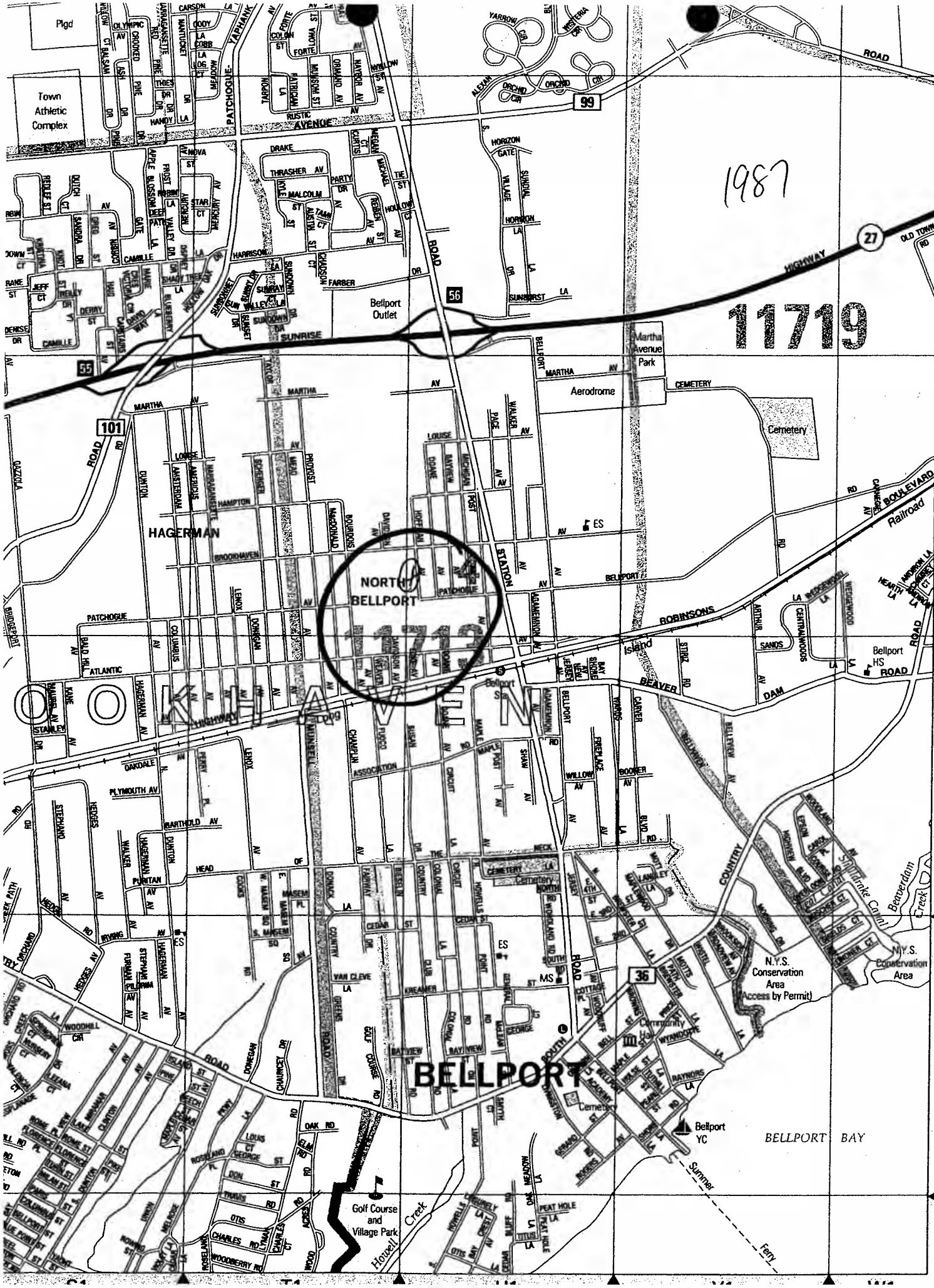
2010

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

Diane Bishop Diane Bishop 9/23/10



11980
1987
11719
11713
SOUTH YAPHANK
Town Athletic Complex
Bellport Outlet
Martha Avenue Park
Aerodrome
Cemetery
HAGERMAN
NORTH BELLPORT
BELLPORT
BELLPORT BAY
N.Y.S. Conservation Area (Access by Permit)
N.Y.S. Conservation Area
Bellport HS
Bellport Sta
Bellport YC
Community Hall
Golf Course
Joins Map 34
17
16
15
14
13
40°48'00"
40°47'15"
40°46'30"
40°45'45"
40°45'00"



1987
11719
NORTH BELLPORT
BELLPORT
HAGERMAN
Town Athletic Complex
Bellport Outlet
Martha Avenue Park
Aerodrome
Cemetery
Bellport HS
Bellport Sta
N.Y.S. Conservation Area (Access by Permit)
N.Y.S. Conservation Area
Community Hall
Bellport YC
BELLPORT BAY
Golf Course and Village Park
Howell Creek
Beaverdam Creek
Shinnecock Canal
Summer Ferry
Long Island Railroad
SUNRISE HIGHWAY
ROBINSONS BEAVER DAM ROAD
BOULEVARD
PATCHOGUE-YAPHANK AVENUE
MARTHA AVENUE
STATION ROAD
COUNTRY ROAD
SOUTH ROAD
Joins Map 34
16
15
14
13

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 OF THE

COUNTY OF SUFFOLK ©
Real Property Tax Service Agency

TOWN OF BROOKHAVEN

SECTION NO 973.80

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

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

KEY MAP

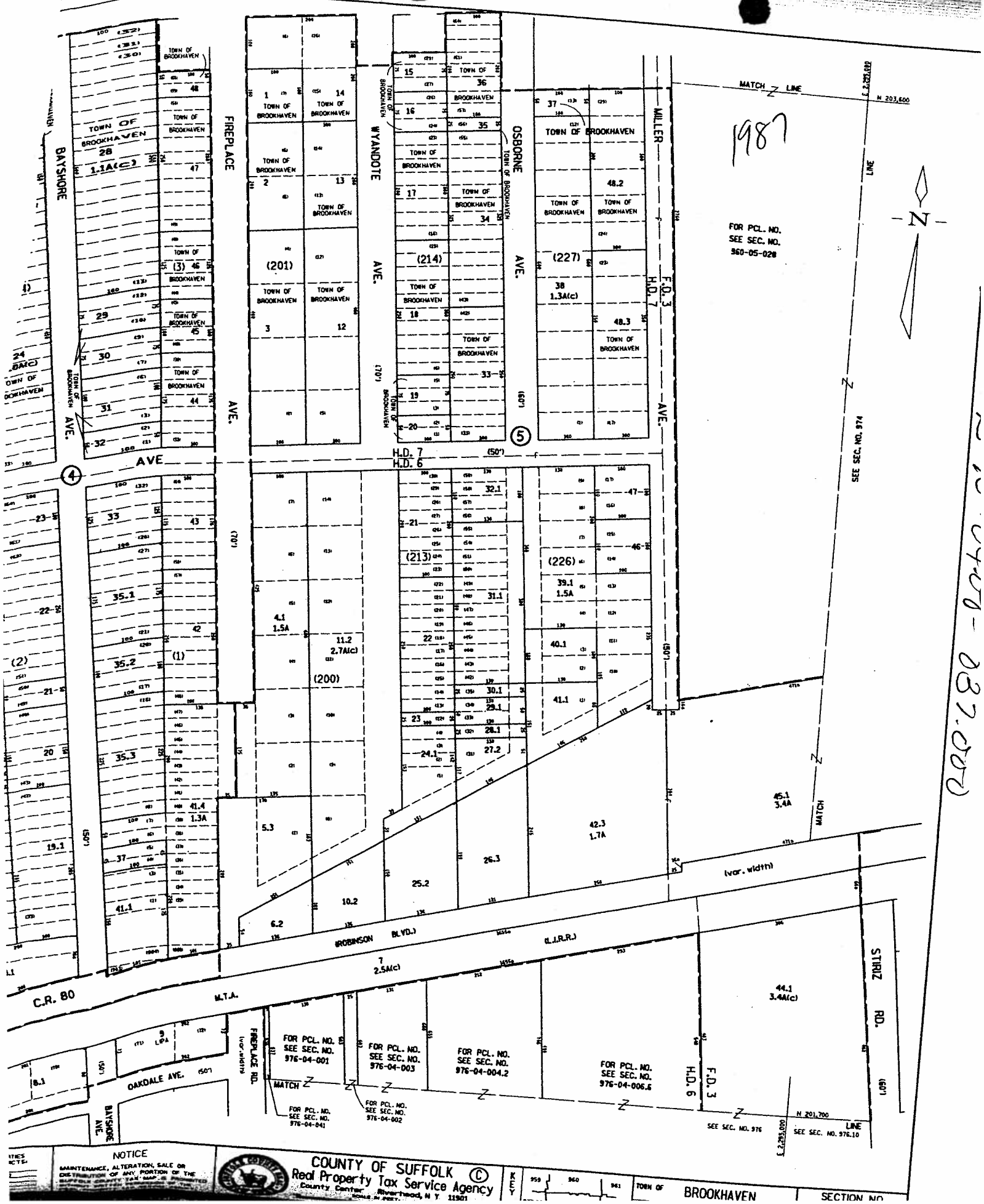
TOWN OF BROOKHAVEN

VILLAGE OF

SECTION NO 973.80

0200-973.80-06.00-005.000

1985


1987
BAYSHORE
AVE.
FIREPLACE
AVE.
WYANDOTE
AVE.
OSBORNE
AVE.
MILLER
AVE.
H.D. 7
H.D. 6
F.D. 3
H.D. 7
MATCH LINE
N 203,600
E 2,295,000
FOR PCL. NO.
SEE SEC. NO.
960-05-028
SEE SEC. NO. 974
TOWN OF BROOKHAVEN
(201)
(214)
(227)
(213)
(226)
(200)
(1)
(2)
(3)
(50')
(70')
(60')
(var. width)
(ROBINSON BLVD.)
(L.I.R.R.)
C.R. 80
M.T.A.
STIRIZ RD.
OAKDALE AVE.
BAYSHORE AVE.
FIREPLACE RD.
FOR PCL. NO.
SEE SEC. NO.
976-04-001
FOR PCL. NO.
SEE SEC. NO.
976-04-003
FOR PCL. NO.
SEE SEC. NO.
976-04-004.2
FOR PCL. NO.
SEE SEC. NO.
976-04-006.6
FOR PCL. NO.
SEE SEC. NO.
976-04-041
FOR PCL. NO.
SEE SEC. NO.
976-04-002
SEE SEC. NO. 976
SEE SEC. NO. 976.10
N 201,700
E 2,295,000
MATCH
LINE
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
KEY
959
960
961
TOWN OF BROOKHAVEN
SECTION NO.

Gen B6

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

1987

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

PAMELA J. GREENE
DIVISION DIRECTOR

CARRIE MEEK-GALLAGHER
COMMISSIONER

September 27, 2010

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

Re: Tax Map No. 0200-973.80-06.00-005.000
0200-973.90-04.00-037.000
JOHN HARRIS, AS DEVISEE OF THE LAST WILL AND TESTAMENT OF KATIE HARRIS

Dear Mr. Crannell:

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

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

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

Very truly yours,

Pamela J. Greene

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

DB:lag

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

Copy of Resolution to:
Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:
Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicsko, Inventory

53

Introductory Resolution No. 1988-10 Laid on Table 10/12/10

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
ANTHONY DANIELS
0900-139.00-02.00-003.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 139.00, Block 02.00, Lot 003.000, and acquired by tax deed on October 07, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 08, 2009, in Liber 12602, at Page 469, and otherwise known and designated by the Town of Southampton, as Suffolk County Tax Map Number District 0900, Section 139.00, Block 02.00, Lot 003.000; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 07, 2009, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 08, 2009 in Liber 12602 at Page 469.

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, ANTHONY DANIELS has made application of said above described parcel and ANTHONY DANIELS has paid the application fee and will be paying $10,332.34, 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, 2010, 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 ANTHONY DANIELS, 1145 Middle Rd., Apt 2A, Riverhead NY 11901, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1988

September 20, 2010

Tax Map No.: 0900-139.00-02.00-003.000
Name of Last Legal Fee Owner: ANTHONY DANIELS

TREASURER'S COMPUTATION..... $6,569.44

Taxes.....2009/2010.....$3,762.90

License/Storage Fee.....OPEN

Repairs.....OPEN

Miscellaneous Expenses.....OPEN

TOTAL.....$10,332.34

Monies to be Received.....$10,332.34

RESOLUTION AMOUNT..... $10,332.34

APPROVED:

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0900	139.00	02.00	1988	003.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	61.15
2007/08	2786.30
2008/09	3075.50

2009/10 PROPERTY TAXES $3,762.90 NOT INCLUDED IN COMPUTATION

TOTAL:	5922.95
B. INTEREST DUE	333.66
C. TOTAL	6256.61
D. 5% LINE C	312.83
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE	$6,569.44

9/22/10

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. 20-Apr-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/17/10

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1988

1. Type of Legislation

Resolution X
Tax Map Number 0900-139.00-02.00-003.000

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

2010

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

Diane Bishop Diane Bishop 9/20/10

RIVERHEAD - HAMPTON BAYS RD. S.R. 24 (66')

VAIL AVE.

OLD QUOGUE RD.

PRIVATE RD. (50')

TOWN OF SOUTHAMPTON

GALILEE CHURCH OF GOD IN CHRIST

(50') (var. width)

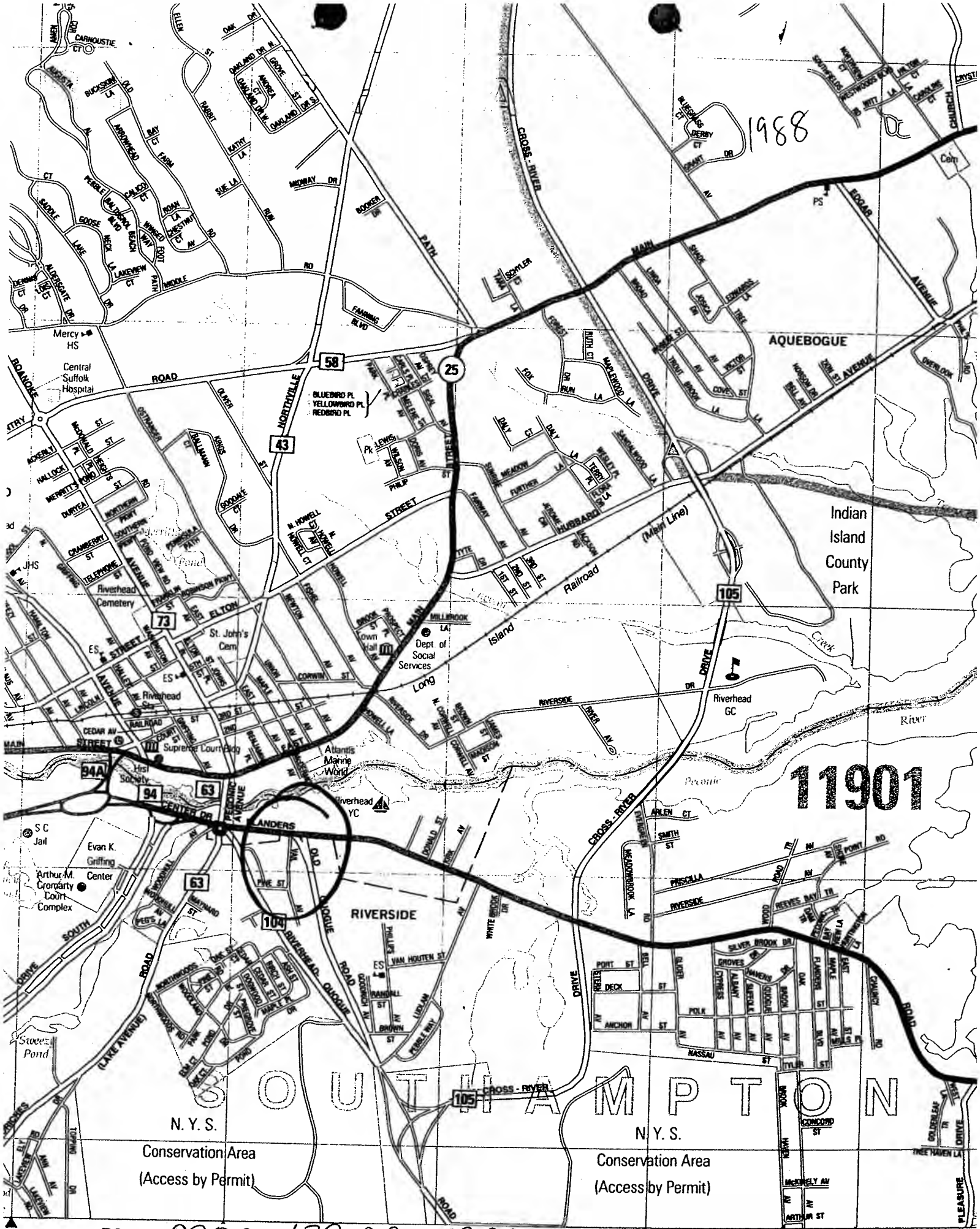
MATCH LINE SEE SEC. NO. 140

1988

0900-139.00-03.000

PROPERTIES DISTRICTS:	NOTICE	COUNTY OF SUFFOLK © Real Property Tax Service Agency	KEY MAP	TOWN OF SOUTHAMPTON	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.	County Center Riverhead, N Y 11901 SCALE IN FEET:		VILLAGE OF	139
				DISTRICT NO 0900	PROPERTY MAP

CONVERSION DATE: Jul. 01, 1997



0900-139.00-02.00-003.000

Gen B7

COUNTY OF SUFFOLK

1988

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

CARRIE MEEK-GALLAGHER
COMMISSIONER

September 23, 2010

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

Re: Tax Map No. 0900-139.00-02.00-003.000
ANTHONY DANIELS

Dear Mr. Crannell:

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

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

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

Very truly yours,

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

DB:lag

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

Copy of Resolution to:
Ken Crannell, Deputy County Executive (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:
Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicsko, Inventory

DIVISION OF REAL PROPERTY & ACQUISITION & MANAGEMENT • H. LEE DENNISON BUILDING • 100 VETERANS MEMORIAL HIGHWAY
P.O.BOX 6100 • HAUPPAUGE, NY 11788-0099 • Ph: (631)853-5972 • FAX (631)853-5905

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1988

September 20, 2010

Tax Map No.: 0900-139.00-02.00-003.000
Name of Last Legal Fee Owner: ANTHONY DANIELS

TREASURER'S COMPUTATION	$6,569.44
Taxes.....2009/2010	$3,762.90
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$10,332.34
Monies to be Received	$10,332.34
RESOLUTION AMOUNT	$10,332.34

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631)853-5932

Introductory Resolution No. 1989-10 Laid on Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT
EUGENE R. AUGUSIEWICZ
0900-279.00-03.00-020.000
0900-282.00-02.00-022.000
0900-282.00-02.00-045.000
0900-333.00-03.00-027.000
0900-333.00-03.00-043.000
0900-333.00-03.00-045.000
0900-333.00-03.00-046.000
0900-334.00-03.00-010.000
0900-334.00-03.00-014.000

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

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 279.00, Block 03.00, Lot 020.000, and District 0900, Section 282.00, Block 02.00, Lots 022.000 and 045.000, and District 0900, Section 333.00, Block 03.00, Lots 027.000, 043.000, 045.000, and 046.000, and District 0900, Section 334.00, Block 03.00, Lots 010.000 and 014.000, and acquired by tax deed on August 8, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 10, 2007, in Liber 12517, at Page 588, and otherwise known as and by Town of Southampton,

PARCEL I – 0900-279.00-03.00-020.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 27 and 28, in Block 12 on "Map of Westhampton Beach Park, Section 5", Map No. 583;

PARCEL II – 0900-282.00-02.00-022.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 1 and 2 and Lots 6 to 11 inclusive, in Block 21 on "Map of Villa Park" and filed in the Office of the Clerk of Suffolk County at Riverhead, New York on June 8, 1908 as Map No. 555;

PARCEL III – 0900-282.00-02.00-045.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 30 & 31 in Block 61 on "Map of Villa Park, 2nd Subdivision", Map No. 166;

PARCEL IV – 0900-333.00-03.00-027.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 5 and 6, in Block 144 on "Map of Hampton Spring Park, Section 5", which said map was filed 9/8/1910 in Suffolk County Clerk's Office on Map No. 394;

PARCEL V – 0900-333.00-03.00-043.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 19 to 23 inclusive, in Block 128 on "Map of Hampton Spring Park, Section 5", which said map was filed 9/8/1910 in Suffolk County Clerk's Office on Map No. 394;

PARCEL VI – 0900-333.00-03.00-045.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lot 16, in Block 128 on "Map of Hampton Spring Park, Section 5", which said map was filed 9/8/1910 in Suffolk County Clerk's Office on Map No. 394;

PARCEL VII – 0900-333.00-03.00-046.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 7 to 10 inclusive, in Block 128 on "Map of Hampton Spring Park, Section 5", which said map was filed 9/8/1910 in Suffolk County Clerk's Office on Map No. 394;

PARCEL VIII – 0900-334.00-03.00-010.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 9 and 10, in Block 159 on "Map of Hampton Spring Park, Section 5", which said map was filed 9/8/1910 in Suffolk County Clerk's Office on Map No. 394;

PARCEL IX – 0900-334.00-03.00-014.000, Town of Southampton, County of Suffolk and State of New York, being known and designated as Lots 11 and 12, in Block 164 on "Map of Hampton Spring Park, Section 5", which said map was filed 9/8/1910 in Suffolk County Clerk's Office on Map No. 394;

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such properties as was acquired by the County of Suffolk by Tax Deed on August 8, 2007, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 10, 2007 in Liber 12517 at Page 588.

WHEREAS, in accordance with Suffolk County Local Law 16-l976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, Joseph Zachary Gazza, as Agent for Eugene R. Augusiewicz, has made application of said above described parcels and Joseph Zachary Gazza, as Agent for Eugene R. Augusiewicz, has paid the application fees and $3,225.87, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2010; and

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

2nd - RESOLVED, that Director 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 EUGENE R. AUGUSIEWICZ, 22 True Harbor Way, West Islip, New York 11795, to transfer the interest of Suffolk County in the above described properties and on the above described terms.

DATED:

APPROVED BY:_____
County Executive of Suffolk County

Date of Approval:_____

1989

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 16, 2010

Tax Map No.: 0900-279.00-03.00-020.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$61.75
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$61.75
Monies Received.....	$61.75
RESOLUTION AMOUNT.....	$3,225.87

APPROVED:

Karen A Slater
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	279.00	03.00	020.000

1989

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	40.91
2005/06	0.00
2006/07	4.64
2007/08	4.80
2008/09	3.62
2009/10	3.92

2005/06 PROPERTY TAXES PAID BY EUGENE AUGUSIEWICZ

TOTAL: 57.89

B. INTEREST DUE	0.92
C. TOTAL	58.81
D. 5% LINE C	2.94
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $61.75

108
9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1989

September 16, 2010

Tax Map No.: 0900-282.00-02.00-022.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$205.36
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$205.36
Monies Received.....	$205.36
RESOLUTION AMOUNT.....	$3,225.87

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	282.00	02.00	022.000

1989

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	60.36
2005/06	62.10
2006/07	21.16
2007/08	21.90
2008/09	14.00
2009/10	15.14
TOTAL:	194.66
B. INTEREST DUE	0.92
C. TOTAL	195.58
D. 5% LINE C	9.78
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$205.36

(18)
9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

1989

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 16, 2010

Tax Map No.: 0900-282.00-02.00-045.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$105.14
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$105.14
Monies Received.....	$105.14
RESOLUTION AMOUNT.....	$3,225.87

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	282.00	02.00	045.000

1989

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	40.91
2005/06	41.32
2006/07	4.64
2007/08	4.80
2008/09	3.62
2009/10	3.92
TOTAL:	99.21
B. INTEREST DUE	0.92
C. TOTAL	100.13
D. 5% LINE C	5.01
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $105.14

9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

1989

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 16, 2010

Tax Map No.: 0900-333.00-03.00-027.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$251.12
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$251.12
Monies Received.....	$251.12
RESOLUTION AMOUNT.....	$3,225.87

PREPARED BY:

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

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0900	333.00	03.00	1989	027.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	221.26
2005/06	0.00
2006/07	4.64
2007/08	4.80
2008/09	3.62
2009/10	3.92

2005/06 PROPERTY TAXES PAID BY EUGENE AUGUSIEWICZ

TOTAL:	238.24
B. INTEREST DUE	0.92
C. TOTAL	239.16
D. 5% LINE C	11.96
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE	$251.12

9/20/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

1989

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

September 16, 2010

Tax Map No.: 0900-333.00-03.00-043.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$592.80
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$592.80
Monies Received.....	$592.80
RESOLUTION AMOUNT.....	$3,225.87

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0900	333.00	03.00	1989	043.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	253.66
2005/06	268.75
2006/07	11.24
2007/08	11.64
2008/09	8.82
2009/10	9.54
TOTAL:	563.65
B. INTEREST DUE	0.92
C. TOTAL	564.57
D. 5% LINE C	28.23
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$592.80

KB 9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1989

September 16, 2010

Tax Map No.: 0900-333.00-03.00-045.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$437.79
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$437.79
Monies Received.....	$437.79
RESOLUTION AMOUNT.....	$3,225.87

PREPARED BY:

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

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	333.00	03.00	045.000

1989

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	195.36
2005/06	206.39
2006/07	2.00
2007/08	2.06
2008/09	1.56
2009/10	1.68
TOTAL:	409.05
B. INTEREST DUE	7.90
C. TOTAL	416.95
D. 5% LINE C	20.85
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$437.79

.01 short
9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1989

September 16, 2010

Tax Map No.: 0900-333.00-03.00-046.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$571.11
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$571.11
Monies Received.....	$571.11
RESOLUTION AMOUNT.....	$3,225.87

PREPARED BY:

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

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0900	333.00	03.00	1989	046.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	242.83
2005/06	257.17
2006/07	9.26
2007/08	9.58
2008/09	7.26
2009/10	7.86
TOTAL:	533.96
B. INTEREST DUE	9.95
C. TOTAL	543.91
D. 5% LINE C	27.20
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $571.11 KB 9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1989

September 16, 2010

Tax Map No.: 0900-334.00-03.00-010.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$505.40
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$505.40
Monies Received.....	$505.40
RESOLUTION AMOUNT.....	$3,225.87

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	334.00	03.00	010.000

1989

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	221.26
2005/06	234.10
2006/07	4.64
2007/08	4.80
2008/09	3.62
2009/10	3.92
TOTAL:	472.34
B. INTEREST DUE	8.99
C. TOTAL	481.33
D. 5% LINE C	24.07
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$505.40

9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1989

September 16, 2010

Tax Map No.: 0900-334.00-03.00-014.000
Name of Proposed Owner: EUGENE R. AUGUSIEWICZ

TREASURER'S COMPUTATION.....	$495.40
Taxes.....2009/2010.....	OPEN
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$495.40
Monies Received.....	$495.40
RESOLUTION AMOUNT.....	$3,225.87

APPROVED:

Karen A Slater 9/22/10
Accounting
DB:lag

PREPARED BY:
Diane Bishop
Diane Bishop
Redemption Unit
(631) 853-5932

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0900	334.00	03.00	014.000

1989

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2004/05	221.26
2005/06	234.10
2006/07	0.00
2007/08	0.00
2008/09	3.62
2009/10	3.92

2006/07 AND 2007/08 PROPERTY TAXES EXEMPT

TOTAL: 462.90

B. INTEREST DUE	8.91
C. TOTAL	471.81
D. 5% LINE C	23.59
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $495.40 KG 9/22/10

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. 09-Sep-10

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/10/07

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1989

1. Type of Legislation

Resolution X
Tax Map Numbers 0900-279.00-03.00-020.000
0900-282.00-02.00-022.000
0900-282.00-02.00-045.000
0900-333.00-03.00-027.000
0900-333.00-03.00-043.000
0900-333.00-03.00-045.000
0900-333.00-03.00-046.000
0900-334.00-03.00-010.000
0900-334.00-03.00-014.000

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 parcels 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 properties taken by the tax deed.

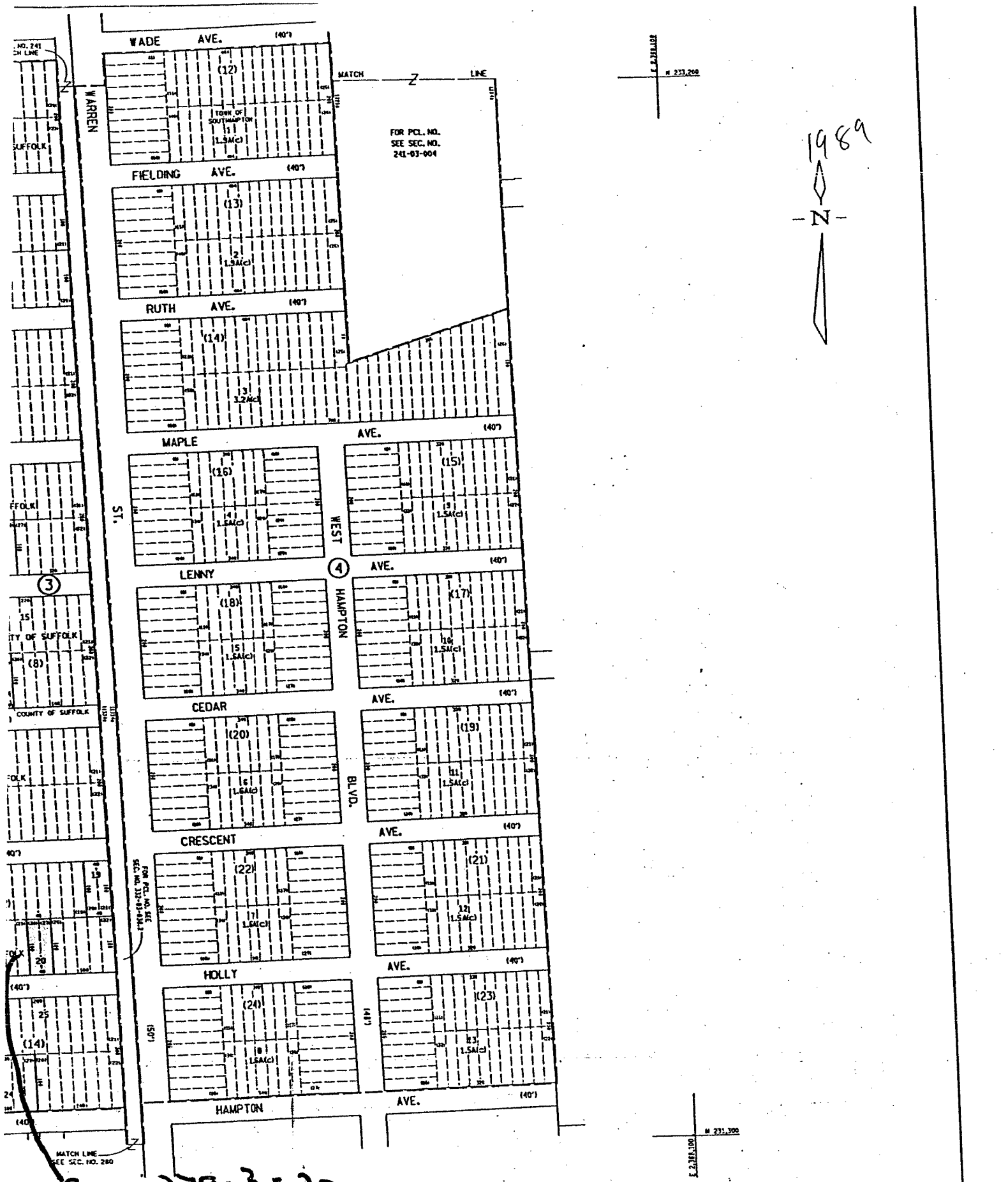
7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding
N/A

9. Timing of Impact
2010

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

Diane Bishop Diane Bishop 9/16/10



900-279-3-20

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.

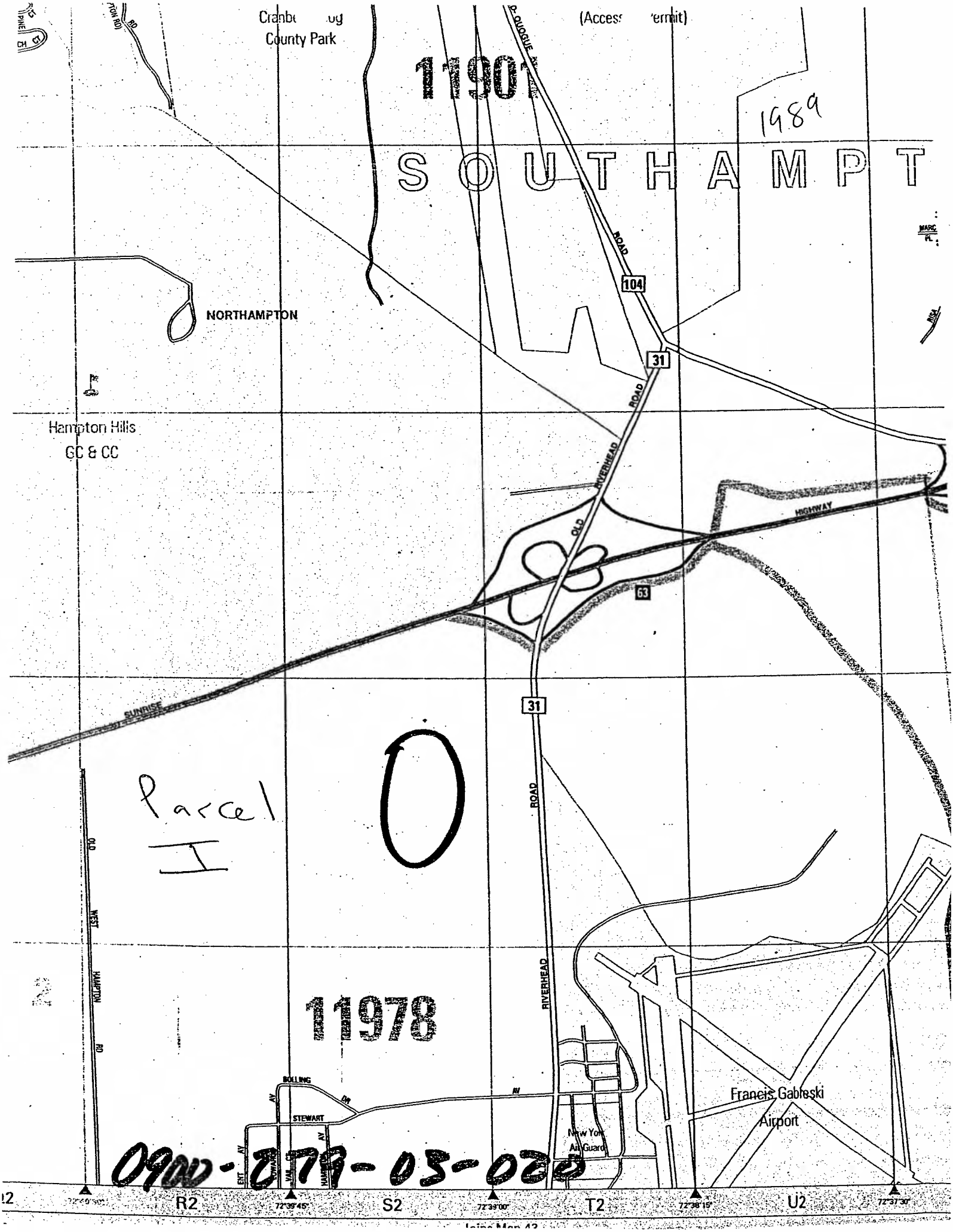
COUNTY OF SUFFOLK ©
Real Property Tax Service Agency
County Center Riverhead, N Y 11901
SCALE IN FEET:

KEY MAP

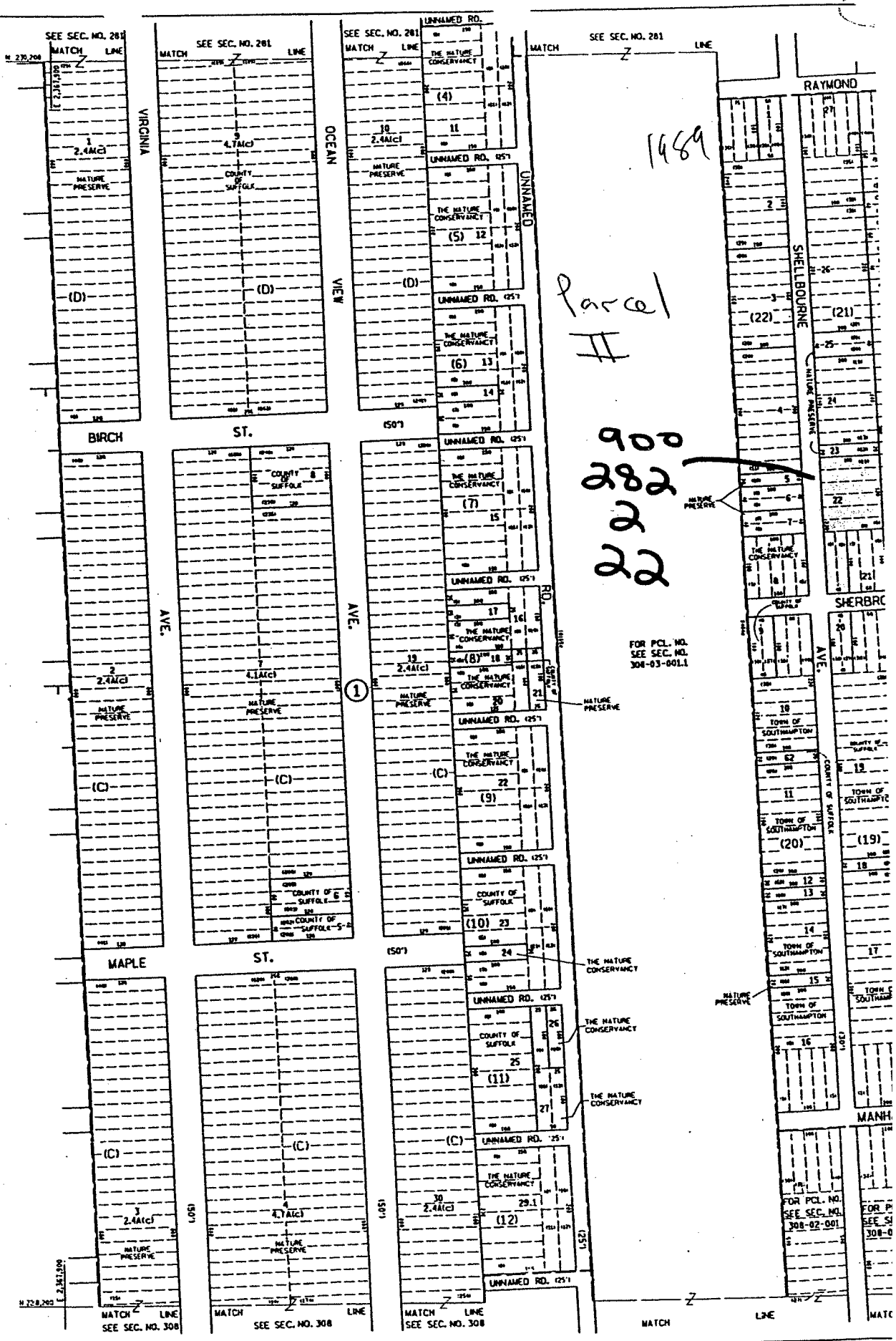
TOWN OF SOUTHAMPTON
VILLAGE OF
DISTRICT NO 0900

SECTION NO 279
PROPERTY MAP

CONVERSION DATE: Apr. 28, 1997

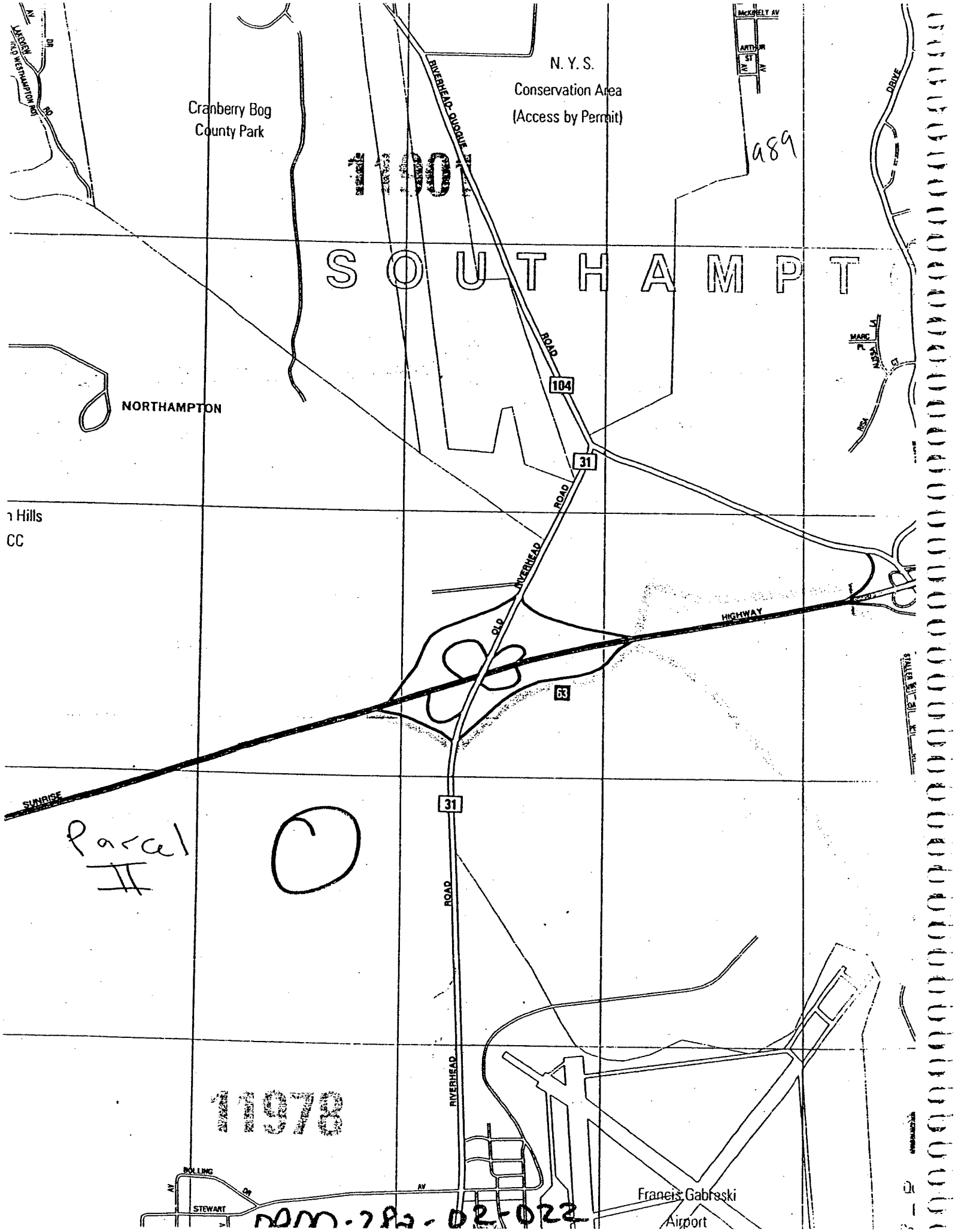

Cranbe ug
County Park
(Access ermit)
11901
1989
SOUTHAMPT
ROAD
104
NORTHAMPTON
31
ROAD
Hampton Hills
GC & CC
RIVERHEAD
OLD
HIGHWAY
63
SUNRISE
31
Parcel
I
0
ROAD
OLD
WEST
HAMPTON
RD
11978
RIVERHEAD
BOLLING
AV
DR
STEWART
New York
Air Guard
Francis Gabreski
Airport
0900-079-05-020
R2
S2
T2
U2

Revisions
01-21-97
03-25-97
09-08-97
10-21-97
10-06-98
02-08-99
03-18-99
06-21-99
08-09-99
10-25-99
01-25-00
06-30-01

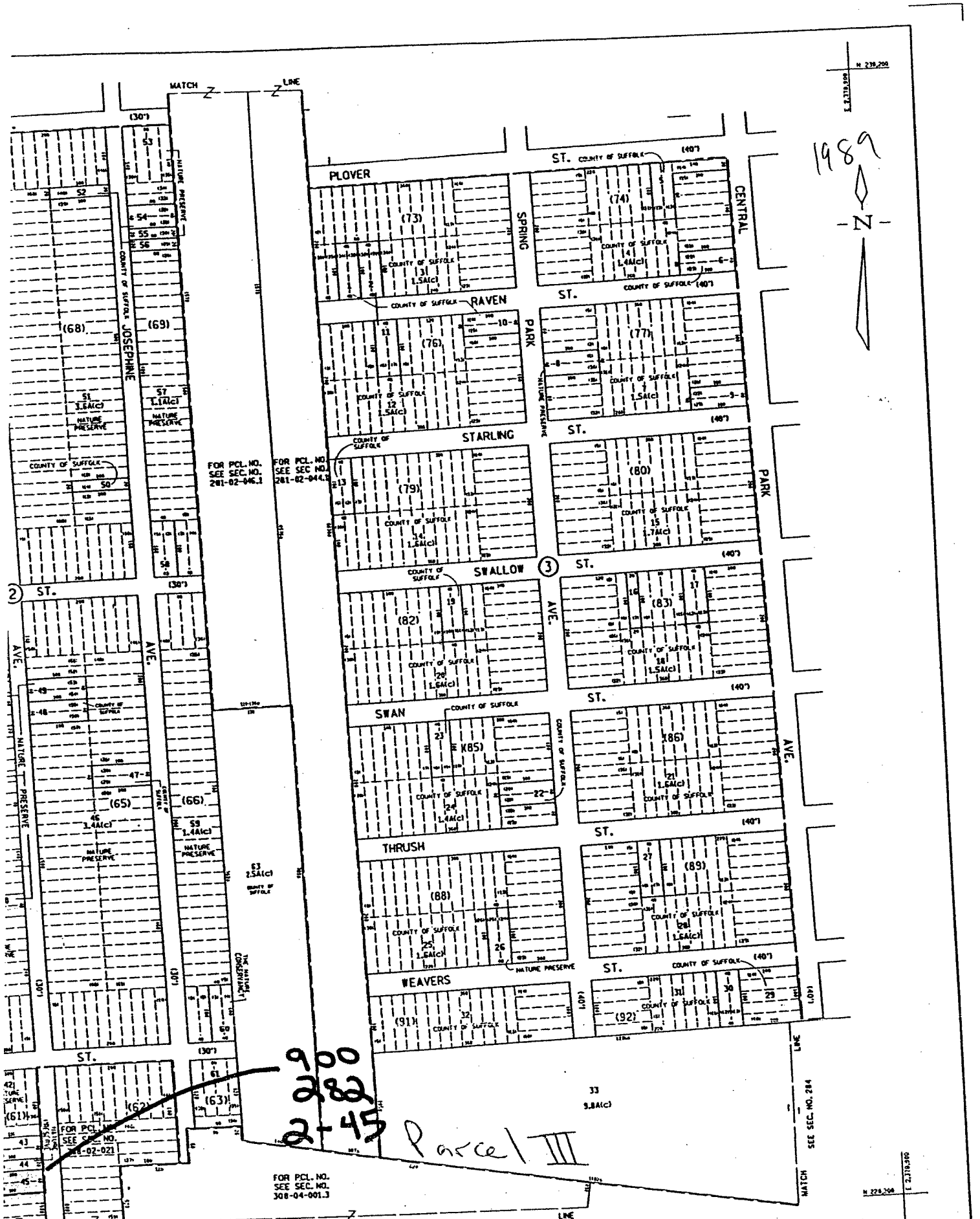


LEGEND

Property or Fd Line	Subdivision Lot No.	Back Limit	School District Line	Hydrant District Line	UNLESS OTHER DRAIN ARE WITHIN THE
Deeded Common Owner	Subdivision Block/Bldg. No. (21)	Block No. (2)	Fire District Line	Refuse District Line	SCHOOL 2
Subdivision Lot Line	Road Dimension	County Line	Water District Line	Water&District Line	FIRE 32
Stream / Shore	Scale Dimension	Town Line	Light District Line	Ambulance District Line	LIGHT 50
Parcel No. 23	Road Area 12.1 A(c) or 12.1A	Village Line	Park District Line	Wastewater District Line	PARK
	Computed Area 12.1 A(c)		Sewer District Line		AMBULANCE

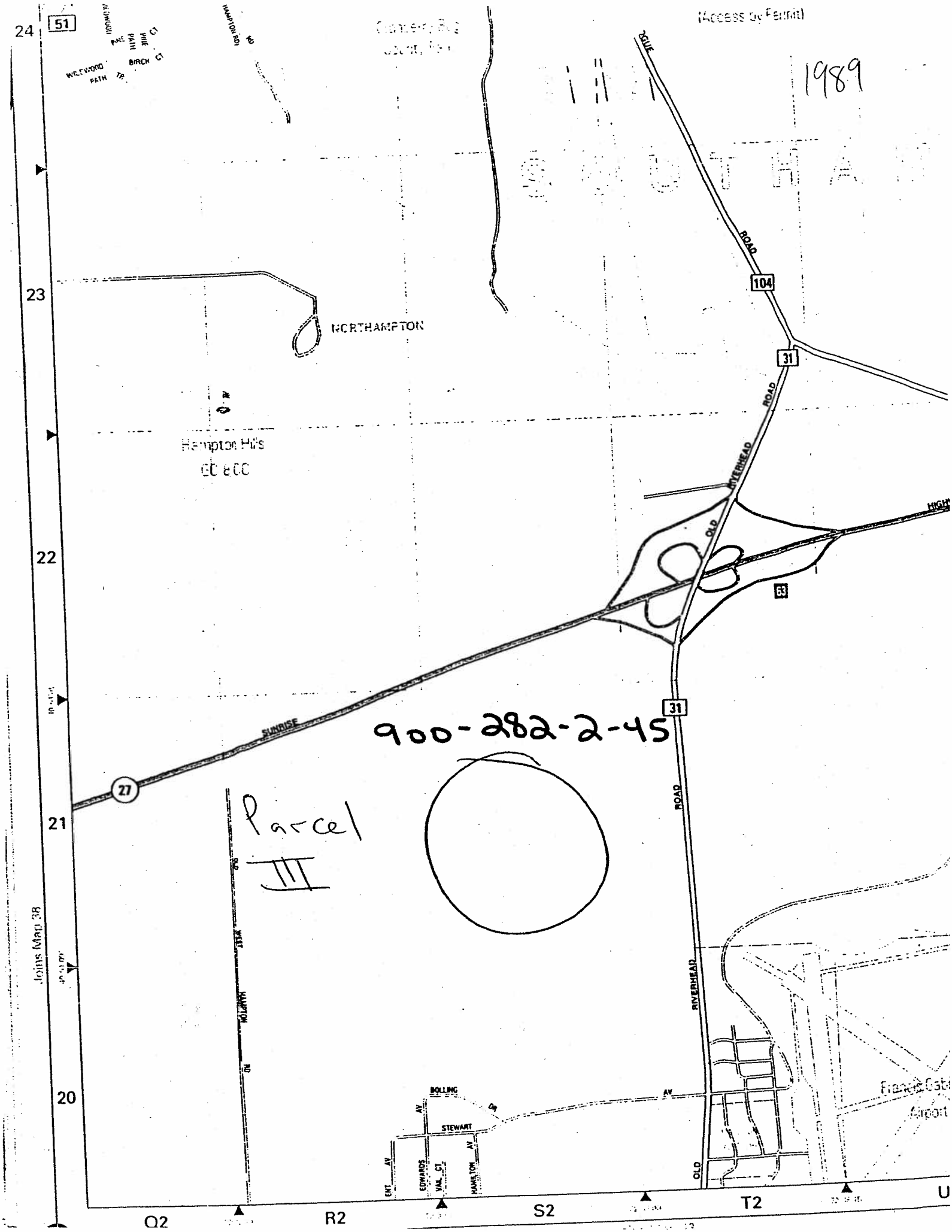


N. Y. S.
Conservation Area
(Access by Permit)
Cranberry Bog
County Park
11901
989
SOUTHAMPT
NORTHAMPTON
104
31
ROAD
RIVERHEAD
OLD
HIGHWAY
63
SUNRISE
Parcel
II
11978
BOLLING
STEWART
Francis Gabreski
Airport



NOTE: APPARENT OVERLAP CONDITION EXISTS BETWEEN PARCEL 282-3-33 AND PARCELS 284-1-28 & 309-1-4

PROPERTIES DISTRICTS:	NOTICE MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE	COUNTY OF SUFFOLK © Real Property Tax Service Agency County Center Riverhead, N Y 11901	KEY MAP	TOWN OF SOUTHAMPTON VILLAGE OF DISTRICT NO. 0900	SECTION NO 282 PROPERTY MAP



1989
(Access by Permit)
NORTHAMPTON
Hampton Hills
SUNRISE
ROAD
RIVERHEAD
OLD
104
31
63
27
900-282-2-45
Parcel
III
Joins Map 38
BOLLING
STEWART
EDWARDS
HAMILTON
Q2
R2
S2
T2
U

1989

Parcel IV

900
333
03
027

HAMILTON AVE.
COOKE ST.
MC CORD ST.
SELFRIDGE ST.
JOSEPHINE AVE.
JEFFERSON ST.
SPRING ST.
CENTRAL PARK AVE.
MADISON ST.
MONROE ST.
JACKSON ST.
VAN BUREN ST.
HARRISON ST.
NATURE PRESERVE
COUNTY OF SUFFOLK
MATCH LINE SEE SEC. NO. 344

PROPERTIES DISTRICTS:

NOTICE

MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE SUFFOLK COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE

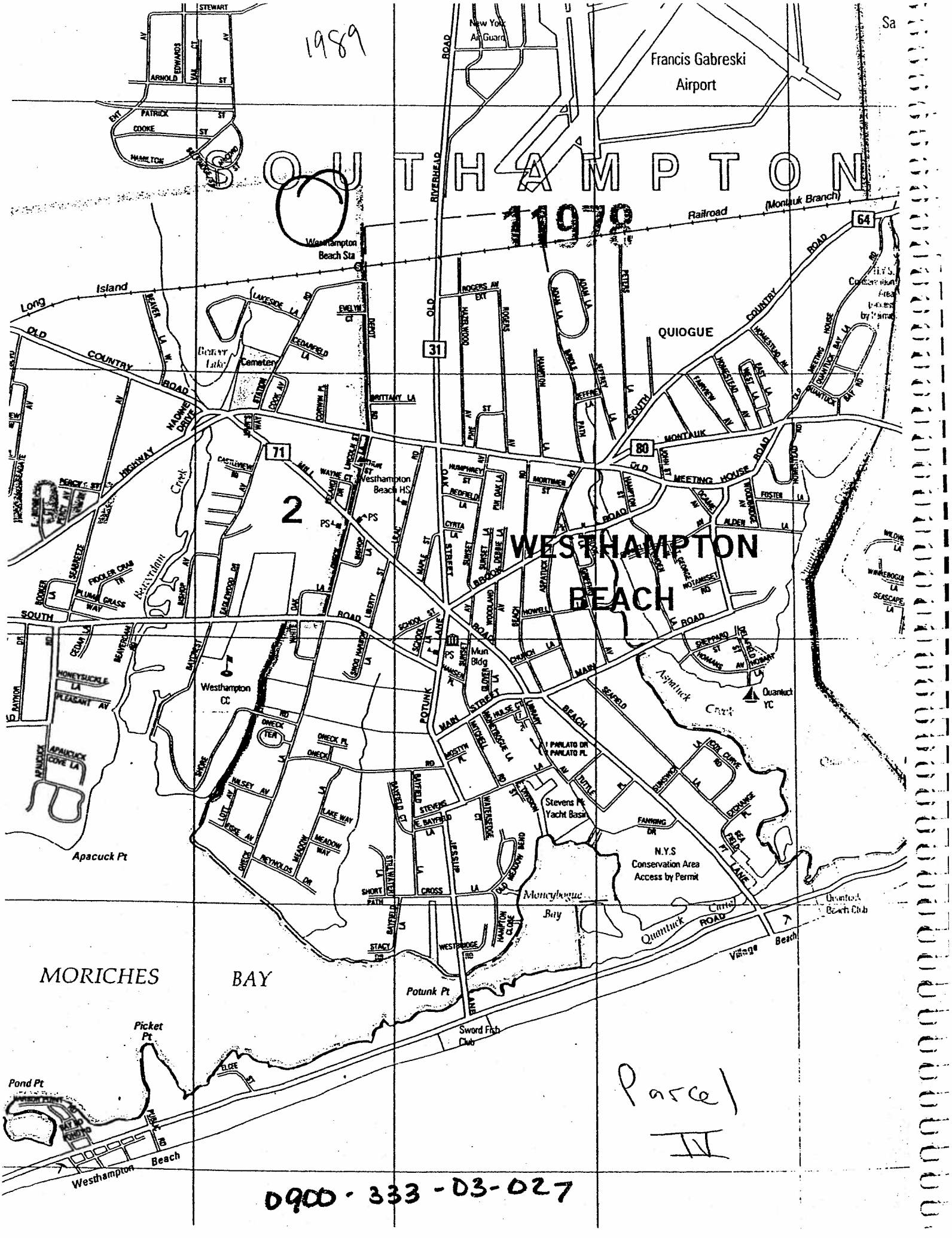
COUNTY OF SUFFOLK ©
Real Property Tax Service Agency
County Center Riverhead, N Y 11901
SCALE IN FEET:

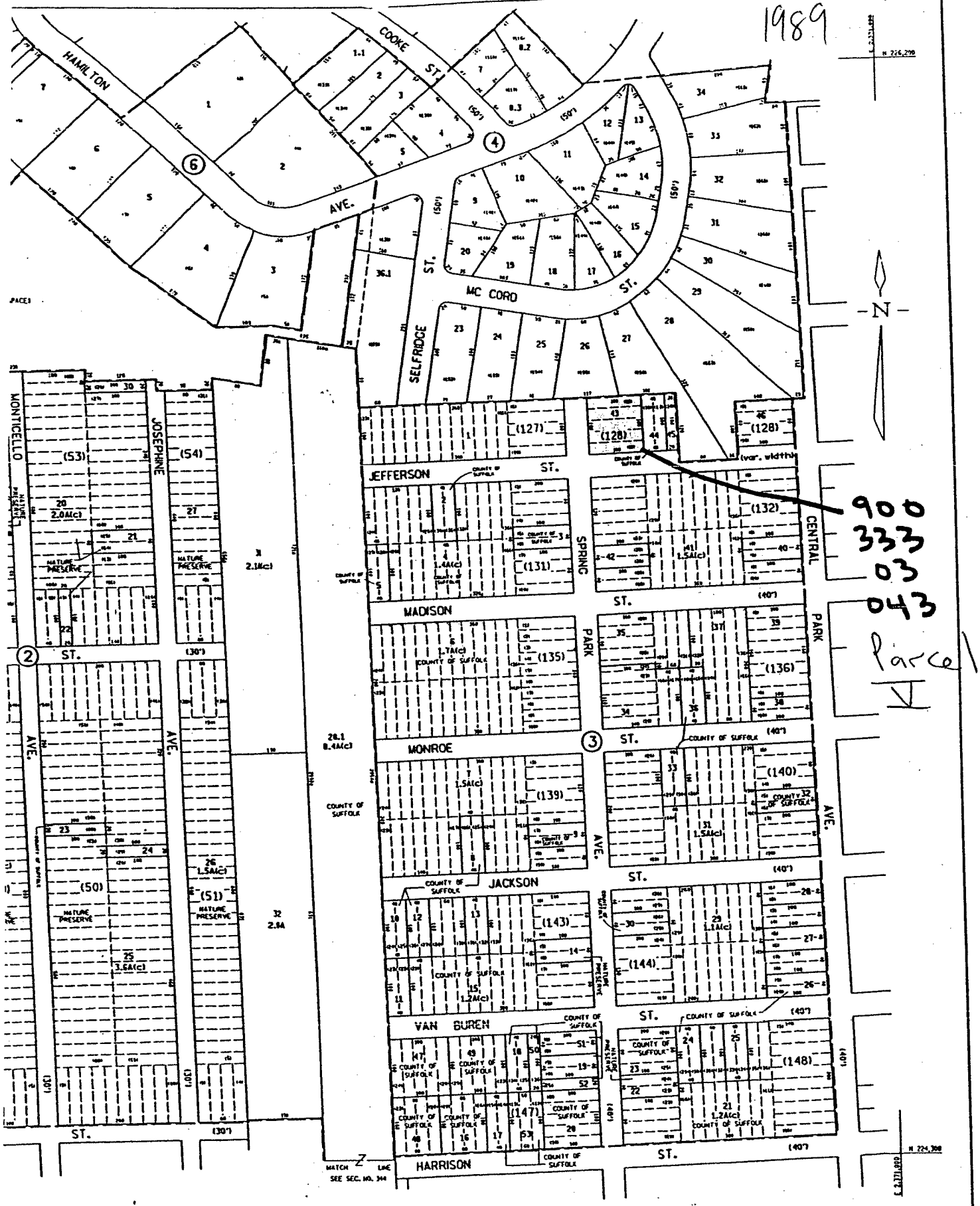
KEY MAP

TOWN OF SOUTHAMPTON
VILLAGE OF
DISTRICT NO 0900

SECTION NO 333

PROPERTY MAP


1989
SOUTHAMPTON
11978
Francis Gabreski Airport
New York Air Guard
Westhampton Beach Sta
Long Island Railroad (Montauk Branch)
QUIOGUE
WESTHAMPTON BEACH
Westhampton Beach HS
Westhampton CC
Mun Bldg
Stevens Pk Yacht Basin
N.Y.S Conservation Area Access by Permit
Quantuck YC
Aspatuck Creek
Moneybogue Bay
Quantuck Canal
Quantuck Beach Club
Village Beach
Apacuck Pt
MORICHES BAY
Potunk Pt
Sword Fish Club
Picket Pt
Pond Pt
Westhampton Beach
Parcel IV
0900-333-03-027



OPERTIES
ISTRICTS:

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

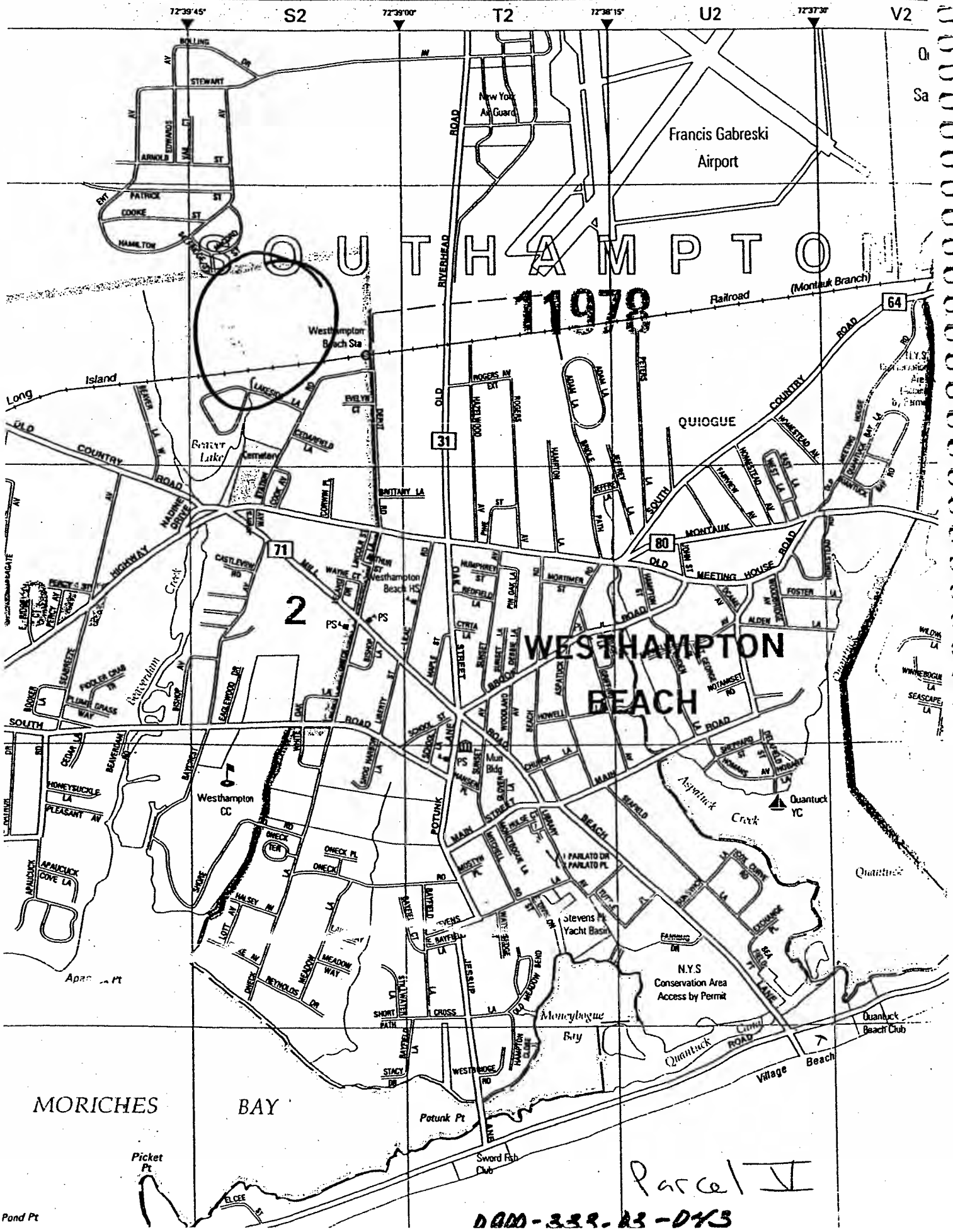
TOWN OF SOUTHAMPTON
VILLAGE OF
DISTRICT NO 0900

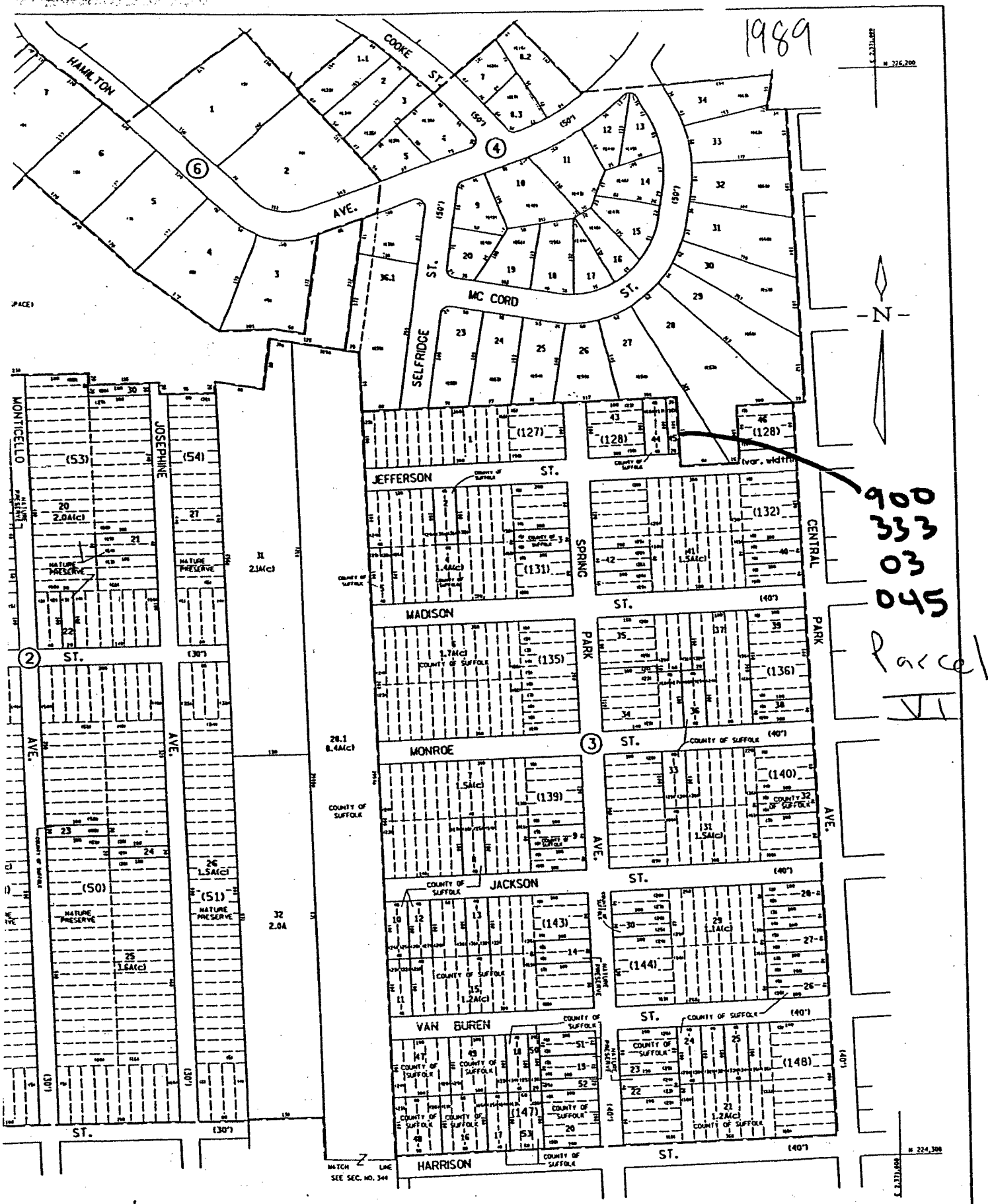
SECTION NO
333
PROPERTY MAP

Suffolk Co.

1989

Joins Map 42



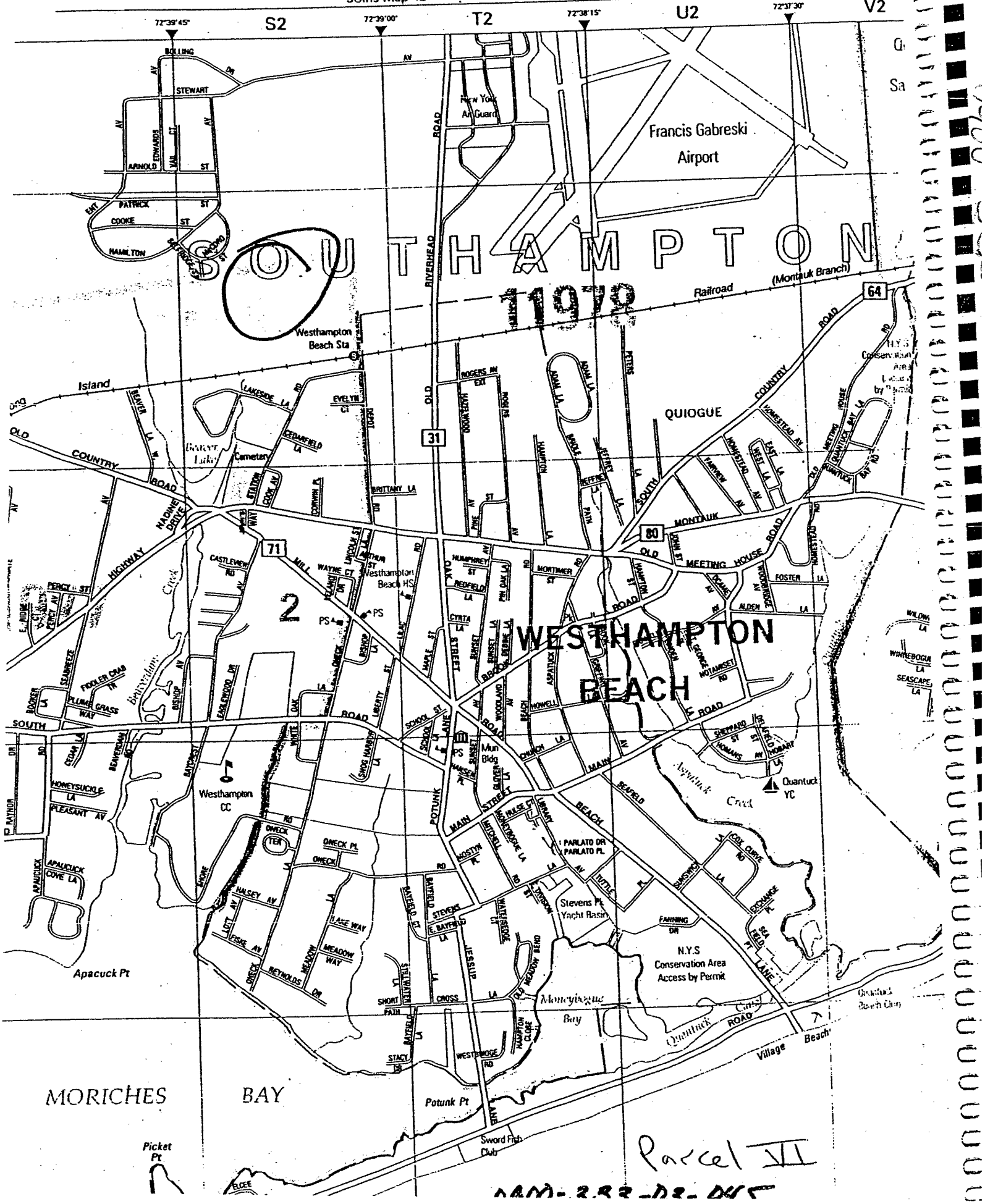


OPERTIES DISTRICTS:	NOTICE MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE SUFFOLK COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE REAL PROPERTY TAX SERVICE AGENCY.	COUNTY OF SUFFOLK © Real Property Tax Service Agency County Center Riverhead, N Y 11901 SCALE IN FEET:	KEY MAP	TOWN OF SOUTHAMPTON VILLAGE OF DISTRICT NO 0900	SECTION NO 333 PROPERTY MAP

Suffolk Co.

1989

Joins Map 42



1989

900
333
03
046
Parcel
VII

HAMILTON AVE.
COOKE ST.
MC CORD ST.
SELFRIDGE ST.
MONTICELLO
JOSEPHINE
JEFFERSON ST.
SPRING ST.
CENTRAL PARK
MADISON ST.
PARK AVE.
MONROE ST.
JACKSON ST.
VAN BUREN ST.
HARRISON ST.
NATURE PRESERVE
COUNTY OF SUFFOLK
MATCH LINE SEE SEC. NO. 344
N

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

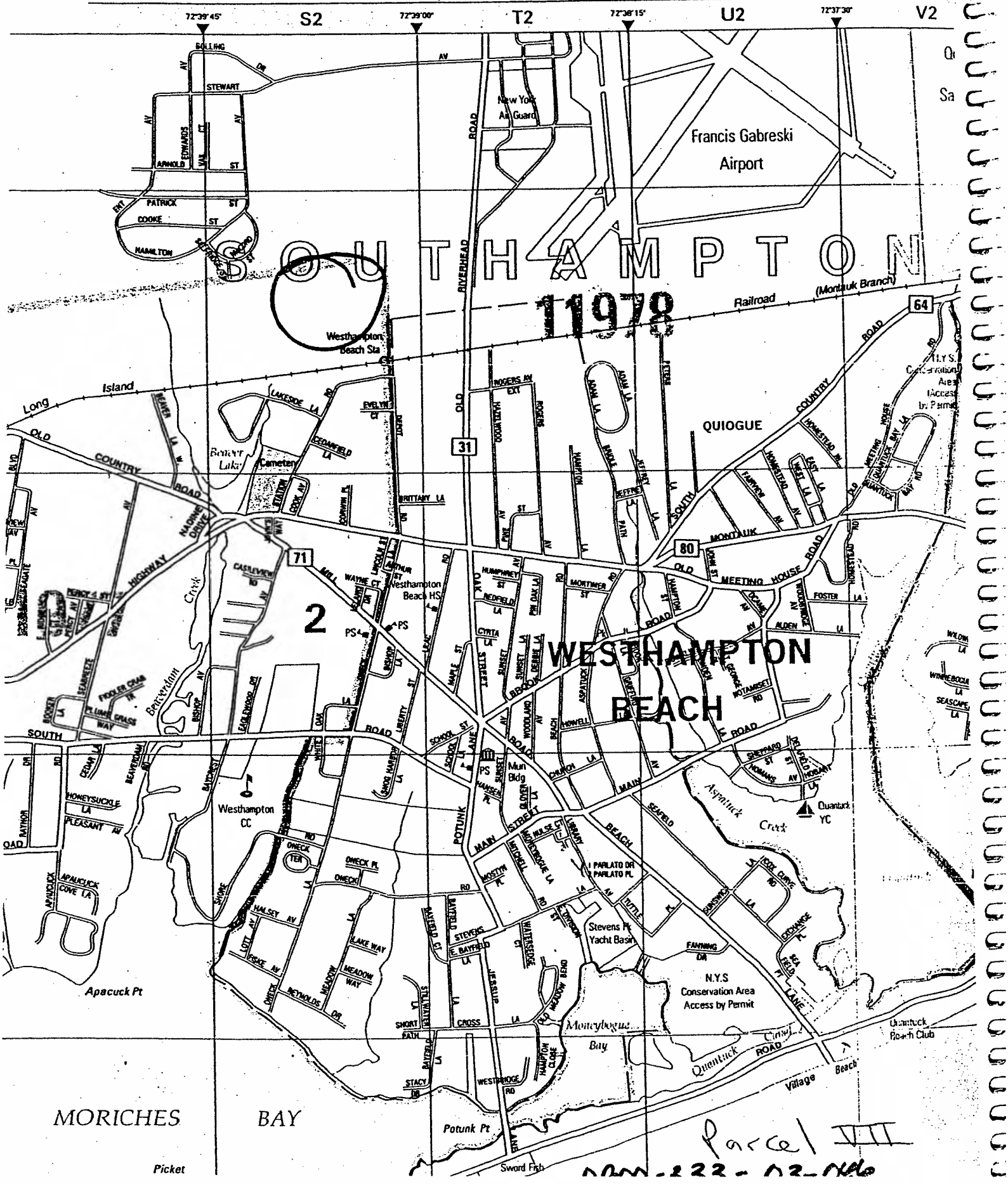
TOWN OF SOUTHAMPTON
VILLAGE OF
DISTRICT NO 0900

SECTION NO
333
PROPERTY MAP

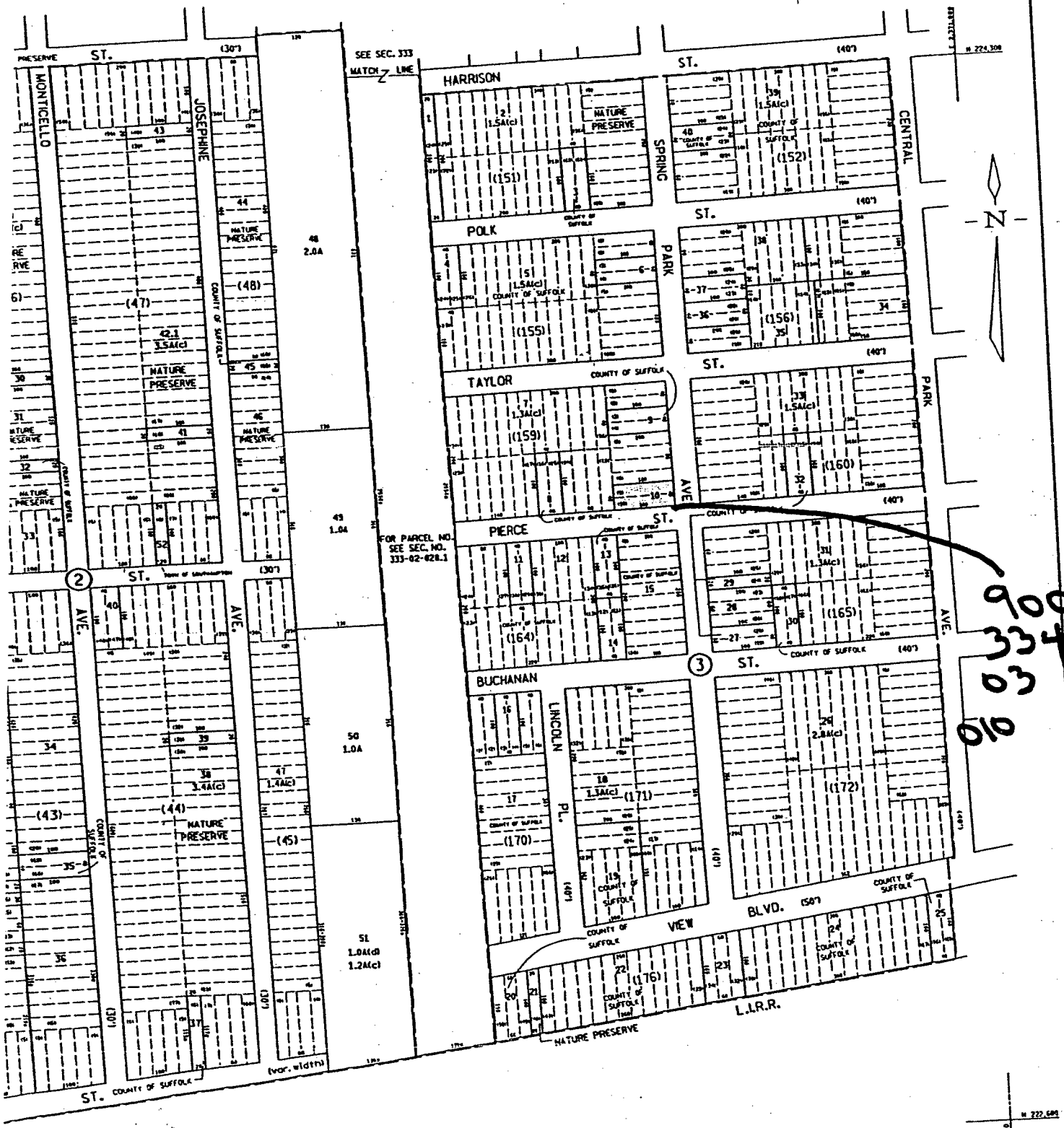
1989

Suffolk Co.

Joins Map 42



1989



Parcel VIII

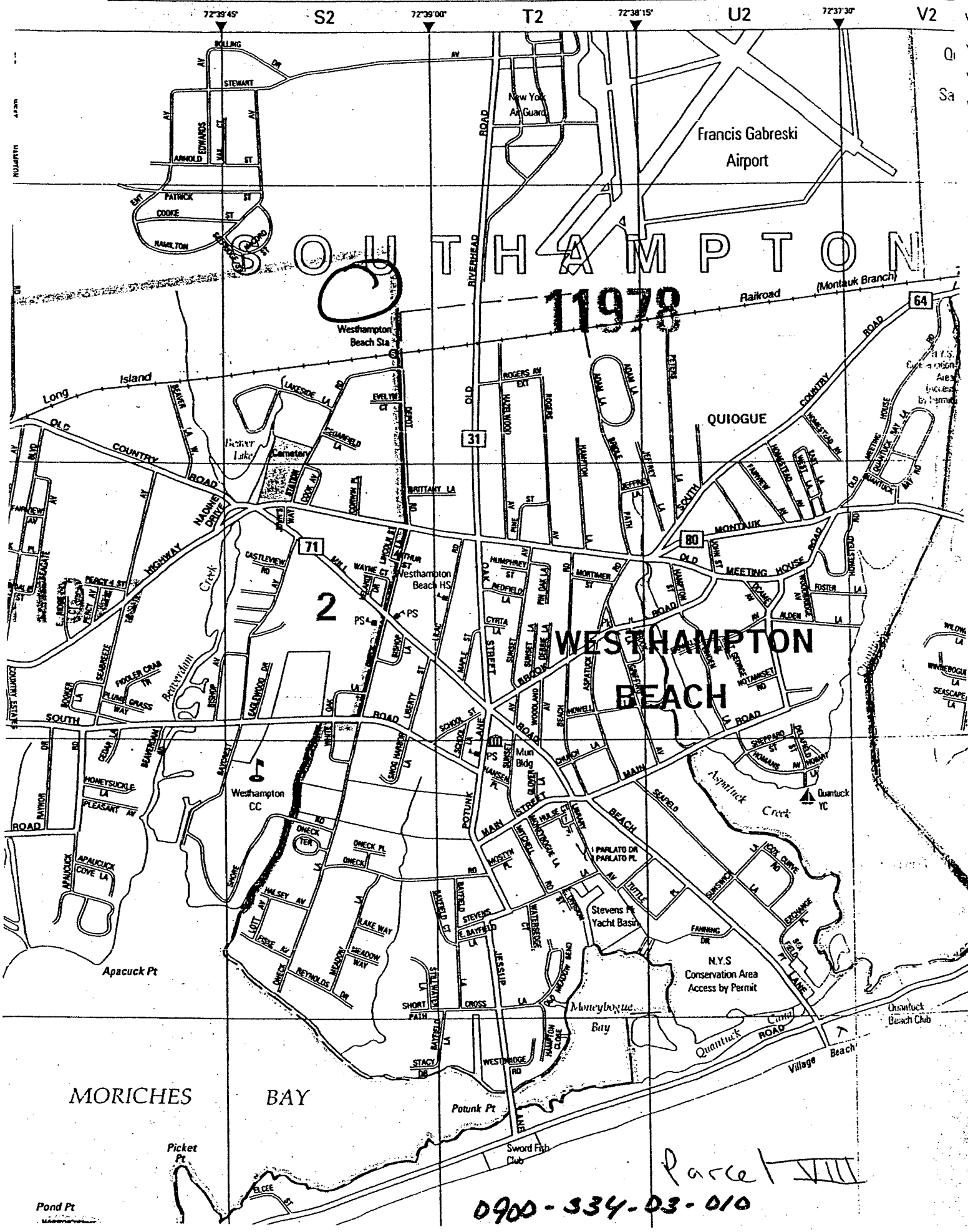
PROPERTIES DISTRICTS:	NOTICE	COUNTY OF SUFFOLK © Real Property Tax Service Agency County Center Riverhead, N.Y. 11901	KEY MAP	TOWN OF SOUTHAMPTON	SECTION NO 334
	MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE SUFFOLK COUNTY TAX MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION OF THE REAL PROPERTY TAX SERVICE AGENCY.	SCALE IN FEET:		VILLAGE OF	
				DISTRICT NO 0900	PROPERTY MAP

TRANSFERRED DATE: AUG 02, 1996

Suffolk Co.

1989

Joins Map 42



Parcel VIII

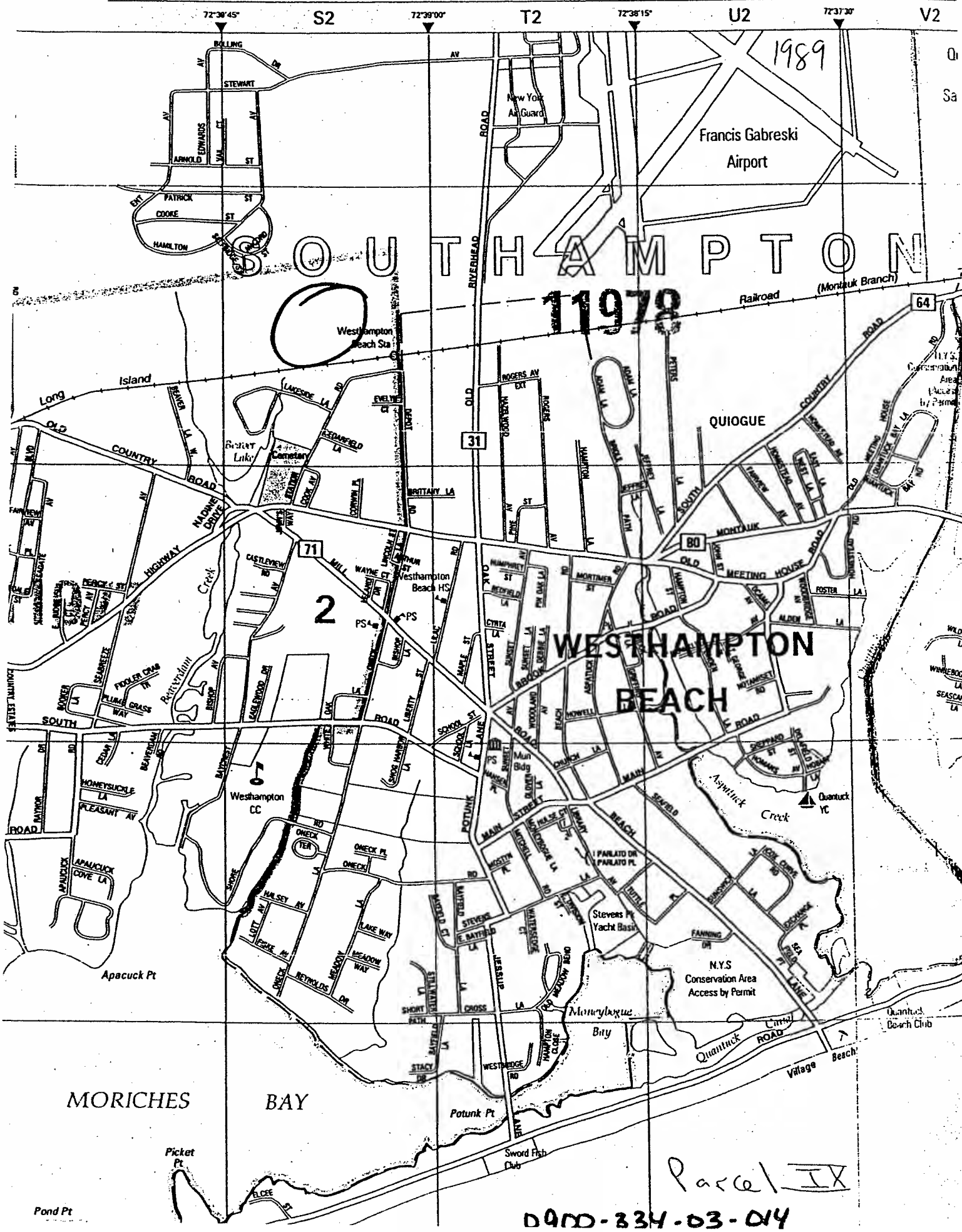
0900-334-03-010

1989

PROPERTIES DISTRICTS:	NOTICE MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF THE 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 334 PROPERTY MAP

Suffolk Co.

Joins Map 42



Gen 88

COUNTY OF SUFFOLK

1989

PAMELA J. GREENE
DIVISION DIRECTOR

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

CARRIE MEEK GALLAGHER
COMMISSIONER

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

Ken Crannell, Intergovernmental Relations
H. Lee Dennison Bldg. – 11th Floor
Hauppauge, New York 11788-0099

September 23, 2010

Re: Tax Map Nos. 0900-279.00-03.00-020.000
0900-282.00-02.00-022.000
0900-282.00-02.00-045.000
0900-333.00-03.00-027.000
0900-333.00-03.00-043.000
0900-333.00-03.00-045.000
0900-333.00-03.00-046.000
0900-334.00-03.00-010.000
0900-334.00-03.00-014.000
EUGENE R. AUGUSIEWICZ

Dear Mr. Crannell:

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

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

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

Very truly yours,

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

PJG:lag

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

Copy of Resolution to:
Ken Crannell, Intergovernmental Relations (original plus 1 hard copy)
Christopher E. Kent, Chief Deputy County Executive (1 hard copy)
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Steve Forst, Budget Office (1 hard copy)
C.E. Reso. Review (electronic copy)

Copy of letter to:
Carrie Meek Gallagher, Commissioner, Dept. of Environment and Energy
Eric C. Naughton, Budget Director
Thomas A. Isles, Director, Planning Dept.
Lauretta Fischer, Principal Planner, Planning Dept.
Alice Kubicsko, Inventory

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

DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
SPONSORS MEMO FOR COUNTY LEGISLATION

Resolution Title: EUGENE R. AUGUSIEWICZ
0900-279.00-03.00-020.000
0900-282.00-02.00-022.000
0900-282.00-02.00-045.000
0900-333.00-03.00-027.000
0900-333.00-03.00-043.000
0900-333.00-03.00-045.000
0900-333.00-03.00-046.000
0900-334.00-03.00-010.000
0900-334.00-03.00-014.000

Purpose/Justification of Request:

Local Law 16 - 1976, as amended

Specify Where Applicable:

1. Is request due to change in law? yes___ no_X_
   If yes, please explain:

2. Has this resolution been submitted previously? yes__ no_X_
   If yes, give I.R.#, attach copy and reason for resubmittal:

3. Is backup attached? yes_X_ no

4. Is this resolution subject to SEQRA review? yes___ no_X_

Fiscal Information:

Anticipated Revenue $3,225.87

Contact Person Diane Bishop Telephone Number (631) 853-5932

1990

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Eddington

RESOLUTION NO. –2010, EXTEND DEADLINE FOR THE EQUESTRIAN TASK FORCE

WHEREAS, Resolution No. 187-2009 established an equestrian task force to study and analyze issues relating to the benefits of maintaining the equine industry in Suffolk County, as well as the economic and zoning issues associated with said maintenance, including, but not limited to: the creation of horse intensive zoning, the expansion of government preservation programs that consider the size and location of the property as well as the number of horses maintained there, the feasibility of developing shared or cooperative programs to reduce the costs of necessary purchases, and to examine ways to allow horses easier and access to various parks and trail systems; and

WHEREAS, the Task Force requires additional time to complete their report; now, therefore be it

1st **RESOLVED**, that the 12th RESOLVED clause of Resolution No. 187-2009, as amended by Resolution Nos. 810-2009 and 509-2010, is hereby amended as follows:

> **12th** **RESOLVED**, that this 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 **[**September 30, 2010**]** December 31, 2010 for consideration, review, and appropriate action, if necessary, by the entire County Legislature; and be it further

and be it further

2nd **RESOLVED**, that the 13th RESOLVED clause of Resolution No. 187-2009, as amended by Resolution Nos. 810-2009 and 509-2010, is hereby amended as follows:

> **13th** **RESOLVED**, that the Task Force shall expire, and the terms of office of its members terminate, as of **[**December 31, 2010**]** March 30, 2011 at which time the Task Force shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

and be it further

3rd **RESOLVED**, that all other terms and conditions of Resolution No. 187-2009 shall remain in full force and effect; 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.

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

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

s:\res\r-extend-deadline-equestrian-task-force

1991

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Romaine

RESOLUTION NO. –2010, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW 24-2007 (BOOM DEVELOPMENT CORPORATION PROPERTY – TOWN OF RIVERHEAD)

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

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

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1)(g) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of such land as open space; now, therefore, be it

1st **RESOLVED**, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately 14.8 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

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

3rd **RESOLVED**, that the Commissioner of the County Department of Public Works and/or the Director of the Division of Real Property Acquisition Management, Department of Environment and Energy, and/or her designee is hereby authorized, empowered, and directed, pursuant to Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcel(s) in accordance with Resolution No. 423-1988; and be it further

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

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

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

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

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-boom-development-corp-open-space-drinking-water-plan-steps

PARCEL	SUFFOLK COUNTY TAX MAP NUMBER	ACRES	REPUTED OWNER AND ADDRESS
1	District 0600 Section 017.00 Block 01.00 Lot 001.001	14.8	Boom Development Corporation c/o Edward Broidy 45 Broidy Lane Southampton, NY 11968

EXHIBIT "A"

Intro Res. No.– 1992 10 LOT 10/12/10
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 2010, ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE (OTDA) TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE DEPARTMENT OF DEFENSE APPROPRIATIONS ACT OF 2010 (DEFENSE BILL)

WHEREAS, the New York State Office of Temporary and Disability Assistance has awarded Suffolk County Department of Social Services funds provided under the 2010 Defense Bill, in the amount of $894,989 for the costs associated with administering the SNAP program; and

WHEREAS, the funding will be offset by a claiming adjustment to reflect the reduction of the regular fifty-percent federal share of SNAP; and

WHEREAS, the net increase in funding will be fifty-percent of the award, or $447,494, to be used to cover the increased costs associated with processing the growing number of food stamp applications and managing escalating caseloads due to the continued economic downturn; and

WHEREAS, it is the intention of the Department of Social Services to utilize these funds as specified by the NYS OTDA in the local commissioners memorandum (10-LCM-12) to help address the growing strain on existing resources related to administering SNAP. Local districts are to use the funds to supplement, not supplant, current state funds for SNAP; and

WHEREAS, the Department of Social Services would utilize this additional funding for Food Stamp Program administration for overtime and other associated expenses; and

WHEREAS, the Department of Defense Appropriations Act of 2010 funds are 100% federally funded and it is in the best interest of Suffolk County to accept and appropriate these funds; now, therefore, be it

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

REVENUES:		$447,494
001-4611	FEDERAL AID: Food Stamps Administration	$447,494

and be it further

2nd RESOLVED, that the total funds in the amount of $447,494 are hereby appropriated as follows:

ORGANIZATIONS	$447,494

Department of Social Services
Client Benefit Administration
001-DSS -6015

1000 – Personal Services	$385,854
Overtime	$385,854
4300- Contractual Expenses	$6,000
4320- Meals, Employee Contracts	$6,000

Employee Benefits
Retirement
001-EMP-9010

8000 – Employee Benefits	$24,926
8280 – State Retirement	$24,926

Employee Benefits
Social Security
001-EMP-9030

8000 – Employee Benefits	$29,518
8330 – Social Security	$29,518

Employee Benefits
Unemployment Insurance
001-EMP-9055

8000 – Employee Benefits	$1,196
8350 – Unemployment Insurance	1,196

3rd RESOLVED, that any unexpended funds be reappropriated in the 2011 Operating Budget until the funds are fully expended.

DATED: _____

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

1992

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 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE DEPARTMENT OF DEFENSE APPROPRIATIOIN ACT OF 2010 (DEFENSE BILL)

3. Purpose of Proposed Legislation

To provide 100% additional funding in the amount of $894,989 offset by a claiming adjustment to reflect the regular 50% federal share of SNAP. This award, in the net amount of $447,494.00, is approved by NYS OTDA specifically for administering the SNAP program. This funding is to be used for overtime, and associated costs.

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 5 is "yes", Provide Detailed Explanation of Impact.

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

100% Funding

8. Proposed Source of Funding.

Dept of Defense Appropriations Act of 2010

9. Timing of Impact.

Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Patricia A. Clark Director of Management and Research	Patricia A. Clark Theresa Lollo 9/30/10	9-15-10

Theresa Lollo
Principal Financial Analyst

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1992

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

1992

NEW YORK STATE
OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE
40 NORTH PEARL STREET
ALBANY, NY 12243-0001
David A. Paterson
Governor

Local Commissioners Memorandum

Section 1

Transmittal:	10-LCM-12
To:	Local District Commissioners
Issuing Division/Office:	Office of Budget, Finance & Data Management
Date:	August 6, 2010
Subject:	Food Stamp / Supplemental Nutrition Assistance Program (SNAP) Administrative Funding under the Defense Bill
Contact Person(s):	Edward Conway (Regions 1-4) 1-800-343-8859, ext 4-7549 Edward.Conway@otda.state.ny.us Michael Borenstein (Region 5) 212-961-8251 Michael.Borenstein@otda.state.ny.us Marian Borenstein (Region 6) 212-961-8250 Marian.Borenstein@otda.state.ny.us
Attachments:	Attachment 1: FFY 2010 Supplemental Nutrition Assistance Program Administrative Funding Allocations under the Defense Bill
Attachment Available On-Line:	Yes

Section 2

I. Background

The purpose of this Local Commissioners Memorandum (LCM) is to issue local district federal fiscal year (FFY) 2010 allocations of additional Food Stamp/Supplemental Nutrition Assistance Program (SNAP) administrative funding provided under the Department of Defense (DoD) Appropriations Act of 2010 (Defense Bill).

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II. Background

The Defense Bill provided significant new resources for SNAP. Section 1002 of Pub. L. 111-118, the Department of Defense (DoD) Appropriations Act, 2010, appropriated $400 million to be allocated to State agencies for the costs associated with administering the Supplemental Nutrition Assistance Program (SNAP). These are 100 percent Federal funds and do not require a State match. The $400 million is intended to help address the growing strain on existing resources related to administering SNAP. States are to use the funds to supplement, not supplant, current State funds for SNAP.

Effective with March 2010 certification costs, $27 million in Defense Bill funds are being allocated to the local districts to cover the increased costs associated with processing the growing number of Food Stamp applications. A breakdown of individual county allocations for FFY 2010 is attached.

III. Program Implications

The Office of Temporary and Disability Assistance (OTDA) has established local district allocations for the SNAP administration portion of the Defense Bill. The federal methodology for awarding funding to states was based on a two-part formula, with 75% of the funds allocated to states based on each state's share of SNAP households and 25% based on each state's share of the increase in the number of households participating in SNAP. NYS is allocating these funds to local districts using the same factors, for the period January through December 2009.

IV. Claiming Instructions

The Defense Bill grant is 100 percent federal funds. There is no match requirement for these funds. The match requirement for the regular 50 percent federal SNAP administrative funds remains in effect. It will not be necessary for the local districts to submit a separate claim in order to access the funds provided through this allocation. Since the Defense Bill award is available for expenditures beginning March 1, 2010, OTDA will reimburse 100 percent of the gross amount of certification costs with Defense Bill funds for expenditures beginning with the original Schedule D-7 (Distribution of Food Stamp Expenditures to Activities, LDSS-2347E) claim submission for March 2010 until a district's allocation has been expended. The dollar amount to be reimbursed will be the sum of amounts taken from Section 1, Line 8, Column 2 (Certification) and Section 2, Line 6, Column 2. This will be paid at 100 percent federal share, up to the amount of the allocation, out of a separate cost center set up specifically for these funds and will appear as a bottom-line adjustment.

Since the Defense Bill funds cannot be used as the match for regular (non-Defense Bill) USDA SNAP funding, for those costs reimbursed with 100 percent Defense Bill funds, there will be a bottom-line adjustment to reflect the reduction of the regular 50 percent federal share of SNAP, which was reflected as part of the USDA settlement above the line.

1992

Adjusting entries related to these transactions should be processed as a debit to A4611 and a debit to A400 for the federal share adjustment amount and as a credit to A4611 for the Defense Bill federal share amount.

These funds are to be reported on the Statement of Expenditures of Federal Awards (SEFA) as regular SNAP administrative expenditures using CFDA number 10.561 (State Administrative Matching Grants for SNAP Program) under the SNAP reporting cluster.

Issued By: John Wyld for Michael Normile
Name: Michael Normile
Title: Director
Division/Office: Office of Budget, Finance and Data Management

1992

New York State Supplemental Nutrition Assistance Program Local District Allocations	
New York State	$27,000,000
New York City	17,121,677
Rest of State	9,878,323
Albany	286,837
Allegany	54,093
Broome	258,199
Cattaraugus	88,047
Cayuga	83,034
Chautauqua	202,869
Chemung	121,573
Chenango	63,762
Clinton	100,653
Columbia	48,065
Cortland	60,548
Delaware	46,376
Dutchess	198,593
Erie	1,190,832
Essex	32,396
Franklin	57,412
Fulton	79,278
Genesee	44,012
Greene	51,233
Hamilton	3,353
Herkimer	77,946
Jefferson	126,958
Lewis	27,559
Livingston	58,329
Madison	71,370
Monroe	903,475
Montgomery	69,997
Nassau	523,536
Niagara	250,319
Oneida	306,877
Onondaga	558,856
Ontario	82,140
Orange	273,013
Orleans	47,532
Oswego	141,409
Otsego	50,268
Putnam	23,092
Rensselaer	152,640
Rockland	219,178
St.Lawrence	134,366
Saratoga	136,782
Schenectady	188,103
Schoharie	31,235
Schuyler	20,103
Seneca	24,893
Steuben	99,593
Suffolk	894,989
Sullivan	93,049
Tioga	53,319
Tompkins	80,685
Ulster	175,505
Warren	64,255
Washington	63,459

1992

Wayne	80,291
Westchester	647,818
Wyoming	28,659
Yates	25,560

COUNTY OF SUFFOLK

1992

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF SOCIAL SERVICES

GREGORY J. BLASS
COMMISSIONER

Memorandum

To: Ken Crannell, Deputy County Executive

From: Gregory J. Blass, Commissioner
Department of Social Services

Date: September 15, 2010

Subject: **REQUEST FOR LEGISLATION:**
Accepting 100% Funding for Additional Food Stamp / Supplemental Nutrition Assistance Program (SNAP) Administrative Funding under the Department of Defense Appropriations Act of 2010 (Defense Bill)

I am submitting my request for the introduction of the attached resolution to accept Federal Department of Defense Funds under the 2010 Federal Defense Bill for administrative costs of the Food Stamp program:

> ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE (OTDA) TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES FOR ADDITIONAL FOOD STAMP / SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM (SNAP) ADMINISTRATIVE FUNDING PROVIDED UNDER THE DEPARTMENT OF DEFENSE APPROPIATIONS ACT OF 2010 (DEFENSE BILL)

The NYS Office of Temporary and Disability Assistance awarded Suffolk County 100% Federal funds for the costs associated with administering the Food Stamp/Supplemental Nutrition Assistance Program (SNAP). The funding is to be used for overtime and associated costs to support the Social Service Examiners in all of the DSS centers.

Attached please find the above referenced resolution, the introduction form (SCIN Form 175a), the fiscal impact statement (SCIN Form 175b), and related back-up material. The e-copies relating to this resolution are titled "Reso-DSS-Food Stamp Award Funding DOD 2010." If you have any questions, please contact Patricia Clark at 854-9939.

Enc.

c: Christopher Kent, Chief Deputy County Executive
ec: CE Reso. Review Distribution List

BOX 18100 HAUPPAUGE, N.Y. 11788-8900 (631) 854-9035

1993

Intro. Res. No. - 2010 Laid on the Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, AMENDING THE MAP OF THE COUNTY ROAD SYSTEM TO REMOVE A PORTION OF CR 19, PATCHOGUE-HOLBROOK ROAD (WEST AVENUE) AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE VILLAGE OF PATCHOGUE TRANSFERRING OWNERSHIP AND MAINTENANCE OF SAID ROADWAY TO THE VILLAGE OF PATCHOGUE

WHEREAS, the County Roadway System is intended to include major arterials to facilitate movement from local roadways to highways, expressways and freeways; and

WHEREAS, CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street in the Village of Patchogue, is a minor arterial roadway and functions as a local roadway rather than a County roadway; and

WHEREAS, the Incorporated Village of Patchogue has agreed to assume maintenance and ownership of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street; now, therefore be it

1st **RESOLVED**, that CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street, a distance of approximately 0.40 miles, is hereby removed from the official County Map and Road System, subject to approval of the New York State Commissioner of Transportation; and be it further

2nd **RESOLVED**, that the above described portion of CR 19, Patchogue-Holbrook Road shall be transferred to the Incorporated Village of Patchogue in accordance with the provisions of Highway Law §115-b; and be it further

3rd **RESOLVED**, that the Suffolk County Department of Public Works is hereby authorized, empowered and directed to take such actions as may be necessary and appropriate to consummate the transfer including, but not limited to , developing and agreement with the Village of Patchogue and developing the associated roadway description; and be it further

4th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute an agreement with the Village of Patchogue for the transfer of maintenance and ownership of CR 19, Patchogue-Holbrook Road (West Avenue) Montauk Highway (West Main Street) to approximately 200' south of Division Street, to the Village of Patchogue; 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 concerns routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and adoption of a local legislative decision in connection with the same; and the Legislature has no further responsibilities under SEQRA; and be it further

6th RESOLVED, that the ownership transfer agreement and all other contract documents shall be subject to the approval of the County Attorney.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1993

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. -2010, AMENDING THE MAP OF THE COUNTY ROAD SYSTEM TO REMOVE A PORTION OF CR 19, PATCHOGUE-HOLBROOK ROAD (WEST AVENUE) AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE VILLAGE OF PATCHOGUE TRANSFERRING OWNERSHIP AND MAINTENANCE OF SAID ROADWAY TO THE VILLAGE OF PATCHOGUE

3. Purpose of Proposed Legislation

SEE NO. 2 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):**
Library District	**Fire District**	

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

The transfer of ownership and maintenance of a portion of CR 19, Patchogue-Holbrook Road will relieve the County of maintenance costs for this portion of the roadway, thereby transferring these costs to the Village of Patchogue.

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 execution of ownership transfer agreement.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		October 1st, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1993

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 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 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Gen C2

COUNTY OF SUFFOLK

1993

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

JAMES K. PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

FROM: James K. Peterman, P.E., Chief Deputy Commissioner

DATE: August 30, 2010

RE: **Amending the Map of the County Road System to Remove a Portion of CR 19, Patchogue-Holbrook Road (West Avenue) and Authorizing the County Executive to Execute an Agreement with the Village of Patchogue Transferring Ownership and Maintenance of Said Roadway to the Village of Patchogue**

Attached is a draft resolution and duplicate copy to amend the map of the County Road System to remove a portion of CR 19, Patchogue-Holbrook Road (West Avenue) and authorize the County Executive to execute an agreement with the Village of Patchogue for transfer of ownership and maintenance of the portion known as West Avenue (from Montauk Highway (West Main Street) to approximately 200' south of Division Street).

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-Part CR19 Trans.doc".

JKP/WH/td
attach.
cc: Chris Kent, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Carmine Chiusano, Principal Financial Analyst
William Hillman, P.E., Chief Engineer
Laura Conway, CPA, Chief Accountant
Linda Brandolf, CPA, Capital Accounting
Theresa D'Angelo, Principal Clerk
Michael Mulé, Senior Planner

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010
FAX (631) 852-4150

OWNERSHIP TRANSFER AGREEMENT

This Agreement ("Agreement") made between the **County of Suffolk ("County")**, a municipal corporation of the State of New York, acting through its duly constituted **Department of Public Works ("Department"),** located at 335 Yaphank Avenue, Yaphank, New York 11980 and the **Village of Patchogue ("Village")**, having its principal offices at 14 Baker Street (P.O. Box 719), Patchogue, New York 11772. (collectively, the "**Parties**")

The parties hereto desire to enter into an agreement wherein the County agrees to transfer all rights, title and interest of the County in and to the said portions of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street in the Village of Patchogue, in return for the Village of Patchogue assuming maintenance and ownership of those portions of the roadway.

Term of Agreement: Upon execution of this agreement by both the Village and the County, all right title and interest to the subject portions of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street in the Village of Patchogue, are hereby transferred to the Village.

Terms and Conditions: Shall be as set forth in Exhibits A through D, attached.

In Witness Whereof, the parties hereto have executed this Agreement as of the latest date written below.

VILLAGE OF PATCHOGUE

BY: _____

Name: _____

Title: _____

Date: _____

COUNTY OF SUFFOLK

BY: _____

Name: _____

Title: Deputy County Executive

Date: _____

Approved As To Legality:
Christine Malafi, County Attorney

By: _____
Basia Deren Braddish
Assistant County Attorney

Date: _____

Approved:
Department of Public Works

By: _____
Gilbert Anderson, P.E.
Commissioner

Date: _____

Intermunicipal Agreement/County of Suffolk/Village of Patchogue
Maintenance and Ownership of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street

Table of Contents

Exhibit A
General Terms and Conditions

1. Recitals
2. Term of Agreement
3. Description of Project
4. Notices and Contact Persons
5. No Gratuities
6. Execution
7. Miscellaneous

Exhibit B
Suffolk County Legislative Resolution No. _____

Exhibit C
Village of Patchogue Resolution No. _____

Exhibit D
Description of Highways Transferred

Exhibit A
General Terms and Conditions

Whereas, the intent of the County Roadway System is to include major arterials to facilitate movement from local roadways to highways, expressways and freeways; and

Whereas, CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street in the Village of Patchogue is a minor arterial roadway and functions as a local roadway rather than a County roadway; and

Whereas, County Legislative Resolution No. _____, attached as Exhibit B, authorized the County to enter into an agreement with the Village for the transfer of portions of said County Road in accordance with the provisions of Highway Law § 115-b;

Whereas, pursuant to Village Board Resolution No. _____, attached as Exhibit C the Village authorized the Village Mayor to execute an Ownership Transfer Agreement with the County of Suffolk for portions of the subject County Roads in accordance with the provisions of Highway Law §115-b;

Now, therefore, the parties hereto agree as follows:

1. Recitals

The parties acknowledge that the foregoing recitals are true and correct and hereby incorporated into this Agreement as if fully set forth herein.

2. Term of Agreement

The term of this Agreement shall be as set forth on page one of this Agreement.

3. Description of Highways Transferred

The portion of CR 19, Patchogue-Holbrook Road (West Avenue) beginning at Montauk Highway (West Main Street), thence southerly to approximately 200' south of Division Street Montauk Highway, a distance of approximately 0.40 miles, located in the Village of Patchogue, Town of Brookhaven, and as more specifically described in Exhibit D (attached hereto) (hereinafter "the County Road").

4. Notices and Contact Persons

a. Operational Notices

Any communication, notice, claim for payment, report or other submission necessary or required to be made by the parties regarding this Agreement shall be deemed to have been duly made upon receipt by the County or Village or their designated representative at the following address or at such other address that may be specified in writing by the parties:

For the County:

Suffolk County Department of Public Works
335 Yaphank Avenue
Yaphank, New York 11980
Att: William Hillman, P.E., Chief Engineer

and

For the Village of Patchogue:

At the address set forth on page one of this Agreement, attention of the person who executed this Agreement or such other designee as the parties may agree in writing.

b. Notices Relating to Termination, Indemnification or Litigation

Any communication or notice regarding termination or litigation shall be deemed to have been duly made upon receipt by the parties at the following addresses, or at such other addresses that may be specified in writing by the parties:

For the County:

Suffolk County Department of Public Works
335 Yaphank Avenue
Yaphank, New York 11980
Att: Gilbert Anderson, P.E., Commissioner

and

Christine Malafi, County Attorney
Suffolk County Department of Law
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, New York 11788

and

For the Village of Patchogue:

At the address set forth on page one of this Agreement, attention of the person who executed this Agreement or such other designee as the parties may agree in writing.

and

Mr. Robert F. Quinlan, Town Attorney
Town of Brookhaven
One Independence Hill
Farmingville, NY 11738

c. **Changes in Contact Persons**

Each party shall give prompt written notice to the other party of the appointment of successor(s) to the designated contact person(s) or his or her designated successor(s).

5. **No Gratuities**

The Village represents and warrants that neither the Village nor any official, officer, or employee of Village, has offered or given any gratuity to any official, employee or agent of the County or any political party with the purpose or intent of securing favorable treatment with respect to the awarding or amending of this Agreement, or the making of any determinations with respect to the performance of this Agreement, and that Village has read and is familiar with the provisions of Suffolk County Local Law Number 32-1980.

6. **Execution**

The Parties each warrant and represent to the other that its execution of this Agreement has been properly authorized.

7. **Miscellaneous**

No modification or amendment of this Agreement shall be of any force or effect unless in writing executed by both the County and the Village and recorded in the Suffolk County Clerk's Office. This Agreement sets forth the entire agreement between the County and the Village relating to the transfer of ownership of portions of CR 19, Patchogue-Holbrook Road (West Avenue) and the Easement and all subject matter herein and supersedes all prior and contemporaneous negotiations, understandings and agreements, written or oral, between the parties.

End of text for Exhibit A

EXHIBIT B
SUFFOLK COUNTY AUTHORIZING RESOLUTION

Intermunicipal Agreement/County of Suffolk/Village of Patchogue
Maintenance and Ownership of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street

Intro. Res. No. - 2010 Laid on the Table
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, AMENDING THE MAP OF THE COUNTY ROAD SYSTEM TO REMOVE A PORTION OF CR 19, PATCHOGUE-HOLBROOK ROAD (WEST AVENUE) AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE VILLAGE OF PATCHOGUE TRANSFERRING OWNERSHIP AND MAINTENANCE OF SAID ROADWAY TO THE VILLAGE OF PATCHOGUE

WHEREAS, the County Roadway System is intended to include major arterials to facilitate movement from local roadways to highways, expressways and freeways; and

WHEREAS, CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street in the Village of Patchogue, is a minor arterial roadway and functions as a local roadway rather than a County roadway; and

WHEREAS, the Incorporated Village of Patchogue has agreed to assume maintenance and ownership of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street; now, therefore be it

1st **RESOLVED**, that CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street, a distance of approximately 0.40 miles, is hereby removed from the official County Map and Road System, subject to approval of the New York State Commissioner of Transportation; and be it further

2nd **RESOLVED**, that the above described portion of CR 19, Patchogue-Holbrook Road shall be transferred to the Incorporated Village of Patchogue in accordance with the provisions of Highway Law §115-b; and be it further

3rd **RESOLVED**, that the Suffolk County Department of Public Works is hereby authorized, empowered and directed to take such actions as may be necessary and appropriate to consummate the transfer including, but not limited to , developing and agreement with the Village of Patchogue and developing the associated roadway description; and be it further

4th **RESOLVED**, that the County Legislature hereby authorizes the County Executive, or his designee, to execute an agreement with the Village of Patchogue for the transfer of maintenance and ownership of CR 19, Patchogue-Holbrook Road (West Avenue) Montauk Highway (West Main Street) to approximately 200' south of Division Street, to the Village of Patchogue; 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 concerns routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment, and adoption of a local legislative decision in connection with the same; and the Legislature has no further responsibilities under SEQRA; and be it further

6th **RESOLVED**, that the ownership transfer agreement and all other contract documents shall be subject to the approval of the County Attorney.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

EXHIBIT C
VILLAGE OF PATCHOGUE AUTHORIZING RESOLUTION

EXHIBIT D
DESCRIPTION OF HIGHWAY TRANSFERRED

CR 19, Patchogue-Holbrook Road (West Avenue)

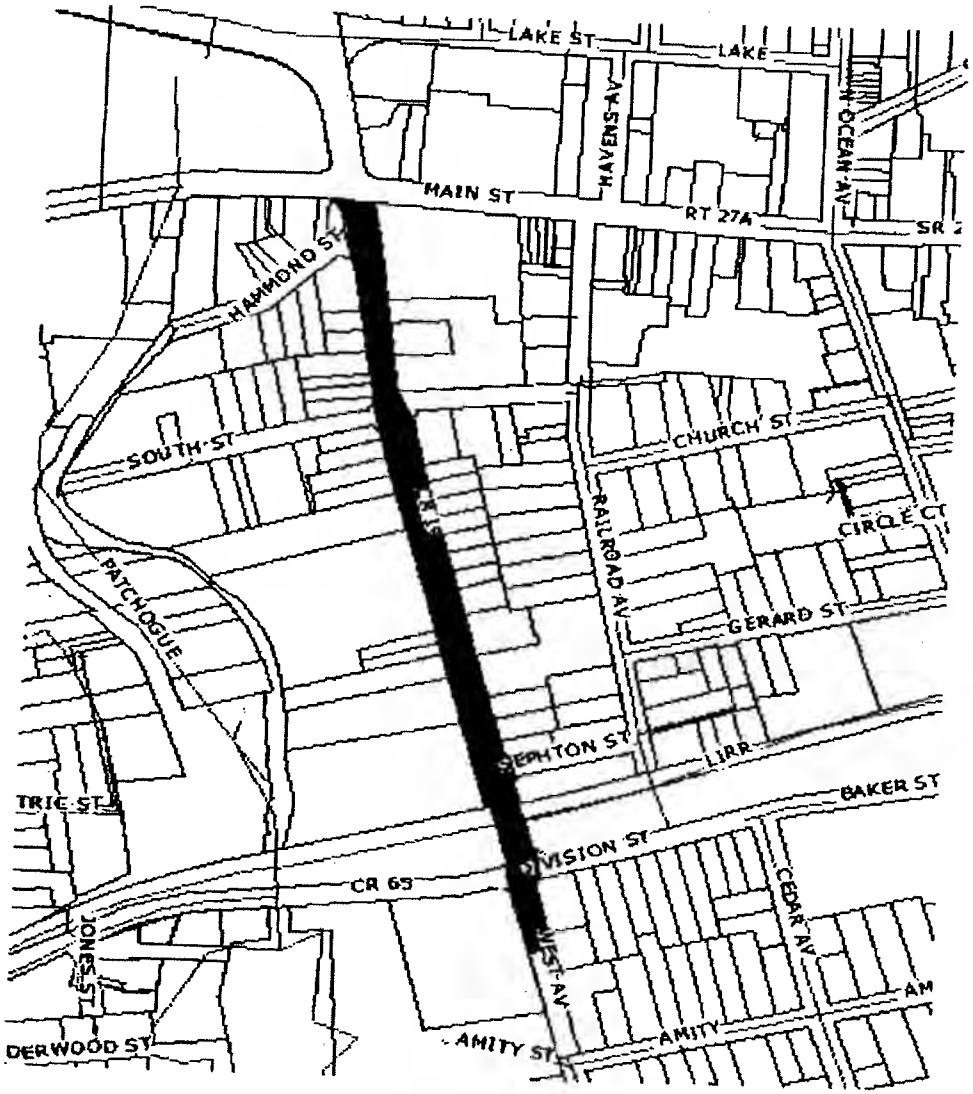
Beginning at a point at the southerly terminus of CR 19, Patchogue-Holbrook Road (West Avenue) at Station -2+00 of the Survey Centerline of CR 19, Patchogue-Holbrook Road (West Avenue) as shown on a map for the Reconstruction of CR 19, Patchogue-Holbrook Road dated 1984 and on file in the office of the Commissioner of Public Works.

Thence, northerly, along said CR 19, Patchogue-0Holbrook Road (West Avenue) to the southerly boundary of the existing Montauk Highway (West Main Street) at Station 19+41± of the aforementioned Survey Centerline, a distance of 2,141± of .040 miles more or less.

Intermunicipal Agreement/County of Suffolk/Village of Patchogue
Maintenance and Ownership of CR 19, Patchogue-Holbrook Road (West Avenue) from Montauk Highway (West Main Street) to approximately 200' south of Division Street

EXHIBIT D
DESCRIPTION OF HIGHWAY TRANSFERRED

County Road 19 Patchogue-Holbrook Road
Limits of Transfer to Village of Patchogue



Not to Scale
Conceptual Image Refer to Record Plans

Intro. Reso. No. 1994-10 **Laid on Table** 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $86,011.25 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE DEA LONG ISLAND TASK FORCE WITH 83.37% SUPPORT.

WHEREAS, the United States Department of Justice, Drug Enforcement Administration, has made $86,011.25 in funding available to Suffolk County for participation of the Suffolk County Police Department in the DEA Long Island Task Force; and

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

WHEREAS, the operational period of the Program is from September 30, 2010 through September 30, 2011; and

WHEREAS, said reimbursement funds have not been included in the 2010 Suffolk County Operating Budget; now, therefore, be it

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

REVENUE:	**Amount**
001- 4379-Federal Aid: DEA Long Island Task Force FY11	$86,011.25

ORGANIZATIONS:

Police Department (POL)
DEA Long Island Task Force FY11
001-POL-3647

1000-Personal Services	**$86,011.25**
1120-Overtime Salaries	86,011.25

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately $17,159.26 associated with the overtime salaries for this program are included in the 2010 Suffolk County Operating Budget; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County
Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution XX Local Law _____ Charter Law

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $86,011.25 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE DEA LONG ISLAND TASK FORCE WITH 83.37% SUPPORT.

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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

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

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

No impact. The resolution provides $86,011.25.

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

The operational period of the program is from September 30, 2010 and September 30, 2011. Fringe benefits are included in the operating budget.

8. Proposed Source of Funding

United States Department of Justice

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		9-30-10

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1994

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

B. Chamberlain
700

1994

SEP 21 2010

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: **Ken Crannell, Deputy County Executive**
Suffolk County Executive's Office

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

DATE: **September 13, 2010**

SUBJECT: **Resolution Packets & SCIN Forms for**
The Drug Enforcement Administration sponsored
DEA Long Island Task Force FY11

Attached please find two copies of the following for the DEA Long Island Task Force FY 11 Program:

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

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

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

Thank you as always for your assistance with this project.

EW/sck
Att.
cc: Evelyn Creen, Federal & State Aid Claims Examiner
Christopher Kent, Chief Deputy County Executive

COORDINATION OF GRANT APPLICATION OR CONTRACT County of Suffolk		DATE 9/13/2010
Submitting Department/Agency Suffolk County Police Department	Location 30 Yaphank Avenue, Yaphank, NY 11980	1994
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: DEA Long Island Task Force FY11

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) P.L. 111-117, Consolidated Appropriations Act, 2010, U. S. Department of Justice, Administered by the Drug Enforcement Administration

3. Grant/Contract Status (Check One Box)
A. ___New Program Application
B. _X_Renewal Application
C. ___Supplemental (Specify) _____
D. ___Extension of Funding Period
E. ___Contract

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

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

II. BUDGET INFORMATION

1. Term of Contract From: 9/30/10 To: 09/30/11

2. Financial Assistance Requested

SOURCE	*FIRST FUNDING CYCLE*		*SECOND FUNDING CYCLE*		*THIRD FUNDING CYCLE*	
	Amount	**Percent**	**Amount**	**Percent**	**Amount**	**Percent**
Federal	$79,272	85.14%	$84,516	86%	$86,011.25	83.37%
State	$		$		$	
Private	$		$		$	
County	$13,833	14.86%	$14,748	15%	$17,159.26	16.63%
Total	$93,105	100%	$99,264	100%	$103,170.51	100%

1994

3. Explanation of Requested County Financial Assistance

Category	*Total Requested*	*Personnel Costs Requested*	*Non-Personnel Costs Requested*
TOTAL COUNTY SHARE:	$17,159.26	$	$17,159.26
A. Cash Contribution	$17,159.26	$	$17,159.26
B. In-Kind Contribution	$	$	$

4. Total Number of New Positions Requested 0

5. Can This Program Be Refunded by the Proposed Non-County Sources?

X YES NO

6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)

Some additional indirect costs resulting from administrative oversight may be incurred.

7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?

In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Police Department.

8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 ½" X 11" sheet).

N/A

III. COUNTY EXECUTIVE'S OFFICE REVIEW

1. Intergovernmental Relations Division Review:	Approved Disapproved	2. Signature of Coordinator	3. Date

4. Comments

5. Budget Office Review:	Approved Disapproved	6. Signature of Budget Director	7. Date

8. Comments

GRANT BUDGET ANALYSIS	COUNTY BUDGET YEAR 2010			Page 1 of 3
CATEGORY	APPROPRIATION NUMBER GRANTOR FUNDS	APPROPRIATION NUMBER COUNTY FUNDS	APPROPRIATION NUMBER IN-KIND CONTRIBUTION	REMARKS
1000 PERSONAL SERVICES:	**86,011.25**			
1100 Permanent Salaries				
1110 Interim Salaries				
1120 Overtime Salaries	86,011.25			
2000 EQUIPMENT:				
2010 Furniture & Fixtures				
2020 Office Machines				
2030 Automobiles & Motorcycles				
2070 Cameras and Photographic				
2500 Other Equip Not Otherwise				
3000 SUPPLIES MATERIALS & OTHERS:				
3010 Office Supplies				
3020 Postage				
3030 Photostat, Photograph, Blueprint				
3040 Printing				
3160 Computer Software				
3500 Other Unclassified				
3680 Repairs: Special Equipment				
4000 UTILITIES:				
4010 Telephone & Telegraph				
4300 TRAVEL:				
4310 Employee Misc - Expenses				
4330 Travel Employee Contracts				
4340 Travel Other Contracts				

Page

SCIN Form 164D (10-80)

GRANT BUDGET ANALYSIS	COUNTY BUDGET YEAR 2010			Page 2 of 3
CATEGORY	APPROPRIATION NUMBER GRANTOR FUNDS	APPROPRIATION NUMBER COUNTY FUNDS	APPROPRIATION NUMBER IN-KIND CONTRIBUTION	REMARKS
4400 FEES FOR FACILITIES 4410 Rent: Offices & Buildings				
4500 FEES FOR SERVICES: 4560 Fees for Services, Non-Employees				
4900 CONTRACTED SERVICES (LIST)				
8000 EMPLOYEE BENEFITS: 8280 Retirement 8300 Insurance: Worker Compensation 8330 Social Security 8360 Health Insurance 8380 Dental Insurance		**17,159.26** 15,912.09 1,247.17		Fring benefits are not reimbursable under this funding program
OTHER (List Source & Brief Explanation)				1994

I certify that the above in-kind contribution are not currently being used to support other grants

SCIN Form 164D (10-80)

DETAIL LISTING OF 1000 ACCOUNT PERSONAL SERVICES

TITLE OF POSITION	GRADE / STEP	SALARY	EMPLOYEE NAME	SOURCE OF FUNDING BY %		
				GRANTOR	COUNTY	IN-KIND
Detective Lieutenant		$109.17/hr OT	Various	100%		
Detective Sergeant		$98.07/hr. OT	Various	100%		
Detective	4	$88.67/hr. OT	Various	100%		

1994

SCIN Form 164D (10-80)

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1994

1. Type of Legislation

Resolution X Local Law ___ Charter Law ___

2. Title of Proposed Resolution
Accepting & appropriating Federal funding in the amount of $86,011.25 from the United States Department of Justice, Drug Enforcement Administration, for the Suffolk County Police Department's participation in the DEA Long Island Task Force with 83.37% support.

3. Purpose of Proposed Legislation
To accept $86,011.25 from the United States Department of Justice, Drug Enforcement Administration, to allow the Suffolk County Police Department's continued participation in the DEA's Long Island Task Force.

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

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

County	Town	Economic Impact
Village	School District	Other (specify):
Library District	Fire District:	

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

The County will incur approximately $17,159.26 in fringe benefits on overtime as these costs are not allowed under this funding program, but in exchange the County will receive $86,011.25 which will allow the Suffolk County Police Department to continue to participate in the DEA's Long Island Task Force.

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

None

8. Proposed Source of Funding
The United States Department of Justice, Drug Enforcement Administration.

9. Timing of Impact
Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan C. Krause Grants Technician		9/13/10

SCIN FORM NO. 175b (10/95)

Drug Enforcement Administration
John H. Austin, Jr.
Assistant Special Agent in Charge
175 Pinelawn Road, Suite 205
Melville, N.Y. 11747

www.dea.gov

2010 AUG -4 P 1:23

August 3, 2010

1994

SUFFOLK COUNTY POLICE
COMMISSIONER

Suffolk County Police Department
Commissioner Richard Dormer
30 Yaphank Avenue
Yaphank, New York 11980

Dear Commissioner Dormer:

Enclosed please find the State and Local Task Force Agreement between the Suffolk County Police Department and the Drug Enforcement Administration. Please sign and date the enclosed document and return it to my attention, Drug Enforcement Administration, 175 Pinelawn Road, Suite 205, Melville, New York 11747.

If you have any questions, please contact my office at 631-420-4510.

Sincerely,

John H. Austin, Jr.
Assistant Special Agent in Charge

STATE AND LOCAL TASK FORCE AGREEMENT

1994

This agreement is made this 30th day of September, 2010, between the United States Department of Justice, Drug Enforcement Administration (hereinafter "DEA") and the Suffolk County Police Department (hereinafter "SCPD").

Whereas there is evidence that trafficking in narcotics and dangerous drugs exists in the Long Island area and that such illegal activity has a substantial and detrimental effect on the health and general welfare of the people of Long Island, the parties hereto agree to the following:

1. The Long Island Task Force will perform the activities and duties described below:

a. Disrupt the illicit drug traffic in the Long Island area by immobilizing target violators and trafficking organizations;

b. Gather and report intelligence data relating to trafficking in narcotics and dangerous drugs; and

c. Conduct undercover operations where appropriate and engage in other traditional methods of investigation in order that the Task Force's activities will result in effective prosecution before the courts of the United States and the State of New York.

2. To accomplish the objectives of the Long Island Task Force, the SCPD agrees to detail five (5) experienced Officers to the Long Island Task Force for a period of not less than two (2) years. During this period of assignment, the SCPD officers will be under the direct supervision and control of DEA supervisory personnel assigned to the Task Force. Nothing herein shall be construed to limit the Suffolk County Police Commissioner from exercising disciplinary control over members of the department assigned to the task force for acts committed while on the task force.

3. The SCPD Officers assigned to the Task Force shall adhere to DEA polices and procedures. Failure to adhere to DEA policies and procedures shall be grounds for dismissal from the Task Force.

4. The SCPD Officers assigned to the Task Force shall be deputized as Task Force Officers of DEA pursuant to 21 U.S.C. 878.

5. To accomplish the objectives of the Long Island Task Force, DEA will assign nine (9) Special Agents to the Task Force. DEA will also, subject to the availability of annually appropriated funds or any continuing resolution thereof, provide necessary funds and equipment to support the activities of the DEA Special Agents and SCPD officers assigned to the Task Force. This support will include: office space, office supplies, travel funds, including the use of credit cards for gasoline, oil, oil filters, minor repairs and incidental towing and storage charges, funds for the purchase of evidence and information, investigative equipment, training, and other support items. In lieu of DEA providing official government vehicles for SCPD Task Force Officers, SCPD agrees to provide vehicles for their officers so that they can perform their investigative duties.

6. During the period of assignment to the Long Island Task Force, the SCPD will remain responsible for establishing the salary and benefits, including overtime, of the SCPD Officers assigned to the Task Force, and for making all payments due them. DEA will, subject to availability of funds, reimburse the SCPD for overtime payments made by it to SCPD Officers assigned to the Long Island Task Force for overtime, up to a sum equivalent to 25 percent of the salary of a GS-12, step 1, Federal employee (currently $17,202.25), per officer, per year.

7. In no event will the SCPD charge any indirect cost rate to DEA for the administration or implementation of this agreement.

8. The SCPD shall maintain on a current basis complete and accurate records and accounts of all obligations and expenditures of funds under this agreement in accordance with generally accepted accounting principles and instructions provided by DEA to facilitate on-site inspection and auditing of such records and accounts.

9. The SCPD shall permit and have readily available for examination and auditing by DEA, the United States Department of Justice, the Comptroller General of the United States, and any of their duly authorized agents and representatives, any and all records, documents, accounts, invoices, receipts or expenditures relating to this agreement. The SCPD shall maintain all such reports and records until all audits and examinations are completed and resolved, or for a period of three (3) years after termination of this agreement, whichever is sooner.

10. The SCPD will comply with Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975, as amended, and all requirements

1994

imposed by or pursuant to the regulations of the U.S. Department of Justice implementing those laws, 28 C.F.R. Part 42, Subparts C, F, G, H, and I.

11. The SCPD agrees that an authorized officer or employee will execute and return to DEA the attached OJP Form 4061/6, Certification Regarding Lobbying; Debarment; Suspension and Other Responsibility Matters; and Drug-Free Workplace Requirements. The SCPD acknowledges that this agreement will not take effect and no Federal funds will be awarded to the SCPD by the DEA until the completed certification is received.

12. When issuing statements, press releases, requests for proposals, bid solicitations, and other documents describing projects or programs funded in whole or in part with Federal money, the SCPD shall clearly state: (1) the percentage of the total cost of the program or project which will be financed with Federal money and (2) the dollar amount of Federal funds for the project or program.

13. The term of this agreement shall be from the date of signature by representatives of both parties to September 30, 2011. This agreement may be terminated by either party on 30 days advance written notice. Billings for all outstanding obligations must be received by DEA within 90 days of the date of termination of this agreement. DEA will be responsible only for obligations incurred by SCPD during the term of this agreement.

For the Drug Enforcement Administration:

Date: 7-21-10

John P. Gilbride
Special Agent in Charge

For the Suffolk County Police Department:

Date: 08/04/10

Richard Dormer
Commissioner

Intro. Reso. No. 1995-10 Laid on Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $30,500 FROM THE STATE OF NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT TO FUND A MOTORCYCLE SAFETY ENFORCEMENT AND EDUCATION PROGRAM WITH 83.60% SUPPORT

WHEREAS, the State of New York Governor's Traffic Safety Committee has awarded $30,500 in Federal Highway Safety pass-through monies to fund a program allowing the Suffolk County Police Department to continue to conduct enforcement and education activities to effectively reduce the number of motorcycle fatalities in Suffolk County; and

WHEREAS, the operational period for this program will be from October 1, 2010, through September 30, 2011; and

WHEREAS, said grant funds totaling $30,500 have not been included in the 2010 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:

REVENUES:	AMOUNT
115-4327-Federal Aid: Motorcycle Safety Enforcement & Education 2011	$30,500

ORGANIZATIONS:

Police Department (POL)
Motorcycle Safety Enforcement & Education 2011
115-POL-3232

1000-Personal Services	$30,000
1120-Overtime Salaries	30,000
3000-Equipment	$ 500
3040-Printing	500

and be it further

2nd RESOLVED, that the employee benefits of $5,985 associated with the overtime salaries for this grant are included in the 2010 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the State of New York Governor's Traffic Safety Committee.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1995

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution XX Local Law _____ Charter Law

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $30,500 FROM THE STATE OF NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT TO FUND A MOTORCYCLE SAFETY ENFORCEMENT AND EDUCATION PROGRAM WITH 83.6% SUPPORT.

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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

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

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

No impact. The resolution provides $30,500, and requires a 16.4% match which is included in the 2010 Operating budget.

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

The funds provided by this grant must be expended between October 1, 2010 and September 30, 2011.

8. Proposed Source of Funding

New York Governor's Traffic Safety Committee

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		9-30-10

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1995

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Brendan Chamberlain
701
SEP 21 2010

COUNTY OF SUFFOLK

1995

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: **Ken Crannell, Deputy County Executive**
Suffolk County Executive's Office

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

DATE: **September 14, 2010**

SUBJECT: **Resolution Packets & SCIN Forms for**
Motorcycle Safety Enforcement and Education 2011
Project Number: HS1-2011-Suffolk Co PD-00245-(052)

Attached please find two copies of the following for the Motorcycle Safety Enforcement 2011 Grant Program:

1. Grant Resolution.
2. Grant SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. A copy of the award documents

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

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

Thank you as always for your assistance with this project.

EW/sck
Att.

cc: Evelyn Creen, Federal & State Aid Claims Examiner
Christopher Kent, Chief Deputy County Executive

1995

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law ___ Charter Law ___

2. Title of Proposed Resolution
Accepting & appropriating a grant in the amount of $30,500 from the State of New York Governor's Traffic Safety Committee, for the Suffolk County Police Department to fund a motorcycle safety enforcement and education program with 83.60% support.

3. Purpose of Proposed Legislation
To accept $30,500 from the State of New York Governor's Traffic Safety Committee to continue to fund the Suffolk County Police Department's efforts to increase motorcycle awareness of motorcycle safety issues through enforcement of NYS Vehicle and Traffic Law regulations and education concerning motorcycle safety.

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:
Acceptance of the grant will allow the Suffolk County Police Department to continue to raise awareness of motorcycle safety issues through education and the enforcement of motorcycle safety regulations.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:
Non-reimbursable employee benefit costs of approximately $5,985 will be incurred through September 30, 2011. Additional costs will only be incurred if the program receives additional funding in subsequent years.

8. Proposed Source of Funding
National Highway Traffic Safety Administration, Department of Justice, passed through the State of New York Governor's Traffic Safety Committee.

9. Timing of Impact
Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan C. Krause Grants Technician		9/14/2010

SCIN FORM NO. 175b (10/95)

Rec'd 11/10/10

STATE OF NEW YORK
GOVERNOR'S TRAFFIC SAFETY COMMITTEE
DEPARTMENT OF MOTOR VEHICLES

DAVID A. PATERSON
Governor

DAVID J. SWARTS
Chair

1995

August 27, 2010

Ms. Sarah Furey
Sr. Grants Analyst
Suffolk County Police Department
30 Yaphank Avenue
Yaphank, New York 11980

Re: HS1-2011-Suffolk Co PD -00245-(052)
Motorcycle Safety Enforcement and Education 2011
EFFECTIVE DATE: October 1, 2010

Dear Ms. Furey:

On behalf of Governor David A. Paterson, I am pleased to notify you that Suffolk County has been awarded $30,500 to participate in the New York State's Highway Safety Program. Our goal is to reduce the number of crashes, injuries and deaths on New York's roads. Please note all grants will be effective only upon final approval by the New York State Office of the State Comptroller.

Thank you for participating in New York State's Highway Safety Program. I wish you success in your efforts. If you have any questions, please contact the Governor's Traffic Safety Committee at (518) 474-5111.

Sincerely,

David J. Swarts

David J. Swarts
Chair and
Commissioner of Motor Vehicles

DJS:et
Enclosure
cc: Angela Kohl
Peter Reilly

6 Empire State Plaza, Albany, NY 12228
Telephone: (518) 474-5111 & 474-5777 □ Fax: (518) 473-6946

Additional back-up material regarding IR 1995 is on file in the Legislative Clerk's Office, Hauppauge.

Intro. Reso. No. 1996-10 Laid on Table

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, ACCEPTING & APPROPRIATING A GRANT IN THE AMOUNT OF $250,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S INTERNET SAFETY IN SUFFOLK GRANT PROGRAM WITH 86.17% SUPPORT.

WHEREAS, the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, has made $250,000 in grant funds available to Suffolk County to allow the Suffolk County Police Department to implement its Internet Safety In Suffolk grant program; and

WHEREAS, this program will provide for enhanced investigations to identify, apprehend, and prosecute sexual predators as well as fund a community outreach program to educate the public with regards to internet sexual predators; and

WHEREAS, the operational period of the Program will be from September 1, 2010 through August 31, 2012; and

WHEREAS, said grant funds have not been included in the 2010 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**
001-4365-Federal Aid: Internet Safety In Suffolk	$250,000

ORGANIZATIONS:

Police Department (POL)
Internet Safety In Suffolk
001-POL-3276

1000-Personal Services	**$216,856**
1120-Overtime Salaries	216,856
2000-Equipment	**$ 13,800**
2500-Other Equipment Not Otherwise	13,800
3000-Supplies Materials & Others	**$ 16,200**
3160-Computer Software	16,200

Employee Benefits
Social Security
001-EMP-9030

8000-Employee Benefits	**$ 3,144**
8330-Social Security	3,144

and be it further

2nd RESOLVED, that the fringe benefits of $40,118.36 associated with the overtime salaries for this grant are included in the 2010 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the United States Department of Justice, Office of Justice Programs.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1996

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution XX Local Law _____ Charter Law

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $250,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S INTERNET SAFETY IN SUFFOLK GRANT PROGRAM WITH 86.17% SUPPORT.

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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

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

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

No impact. The resolution provides $250,000.

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

The operational period of the program is from September 1, 2010 and August 31, 2012. Fringe benefits are included in the operating budget.

8. Proposed Source of Funding

United States Department of Justice

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		9-30-10

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1996

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

B. Chamberlain
702

1996

SEP 21 2010

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

RICHARD DORMER
POLICE COMMISSIONER

POLICE DEPARTMENT

MEMORANDUM

TO: **Ken Crannell, Deputy County Executive**
Suffolk County Executive's Office

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

DATE: **September 14, 2010**

SUBJECT: **Resolution Packets & SCIN Forms for**
The Internet Safety In Suffolk Grant Program
Grant # 2010-DD-BX-0481

Attached please find two copies of the following for the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance sponsored Internet Safety in Suffolk Grant Program:

1. Grant Resolution.
2. Grant SCIN Forms.
3. Request for Introduction of Legislation.
4. Financial Impact Statement.
5. Copy of the proposed contract between Suffolk County and the United States Department of Justice.

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. The original grant contract will be submitted to your office upon approval of the resolution.

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: Christopher Kent, Chief Deputy County Executive
Evelyn Creen, Federal & State Aid Claims Examiner

1996

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution _X_ Local Law ___ Charter Law ___

2. Title of Proposed Resolution

Accepting & appropriating a grant in the amount of $250,000 from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the Suffolk County Police Department's Internet Safety In Suffolk grant program with 86.17% support.

3. Purpose of Proposed Legislation
To accept $250,000.00 from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, to enable the Suffolk County Police Department to implement its Internet Safety In Suffolk grant program.

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

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

County	Town	Economic Impact
Village	School District	Other (specify):
Library District	Fire District:	

6. If answer to Item 5 is "Yes," provide detailed explanation of impact:
   The County will incur approximately $40,118.36 in retirement benefits on overtime as funding for these benefits is not allowed under this grant program, but in exchange the County will be receiving $250,000 to be used to combat internet sexual predators and provide community education regarding such individuals.

7. Total financial Cost of Funding over 5 years on each affected political or Other Subdivision:
   The County will incur Non-reimbursable fringe benefit costs of approximately $40,118.36 through August 31, 2012. Additional costs will only be incurred if the program receives additional funding in subsequent years.

8. Proposed Source of Funding
   United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan C. Krause Grants Technician	SCK	9/14/2010

SCIN FORM NO. 175b (10/95)

Department of Justice

Office of Justice Programs

1996

Office of the Assistant Attorney General *Washington, D.C. 20531*

August 30, 2010

Mr. Steve Levy
Suffolk County Police Department
30 Yaphank Avenue
Yaphank, NY 11980

Dear Mr. Levy:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 10 Congressionally Selected in the amount of $250,000 for Suffolk County Police Department.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Starr Small, Program Manager at (202) 514-9870; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Laurie Robinson
Assistant Attorney General

Enclosures

Office of Justice Programs

Bureau of Justice Assistance

Grant

1996

IPIENT NAME AND ADDRESS (Including Zip Code) olk County Police Department aphank Avenue hank, NY 11980	4. AWARD NUMBER: 2010-DD-BX-0481 5. PROJECT PERIOD: FROM 09/01/2010 TO 08/31/2012 BUDGET PERIOD: FROM 09/01/2010 TO 08/31/2012 6. AWARD DATE 08/30/2010 7. ACTION Initial
ANTEE IRS/VENDOR NO. 00465	8. SUPPLEMENT NUMBER 00
	9. PREVIOUS AWARD AMOUNT $ 0
JECT TITLE t Safety In Suffolk	10. AMOUNT OF THIS AWARD $ 250,000 11. TOTAL AWARD $ 250,000

ECIAL CONDITIONS

E ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH THE ATTACHED PAGE(S).

ATUTORY AUTHORITY FOR GRANT

project is supported under Department of Justice Appropriations Act, 2010 (Pub. L. No. 111-117)

THOD OF PAYMENT

S

AGENCY APPROVAL	GRANTEE ACCEPTANCE
PED NAME AND TITLE OF APPROVING OFFICIAL rie Robinson istant Attorney General	18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Steve Levy County Executive
GNATURE OF APPROVING OFFICIAL	19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 19A. DATE

AGENCY USE ONLY

COUNTING CLASSIFICATION CODES

AL R	FUND CODE	BUD. ACT.	OFC.	DIV. REG.	SUB.	POMS	AMOUNT
	B	D1	80	00	00		250000

21. JD1UGT1648

M 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

M 4000/2 (REV. 4-88)

Additional back-up material regarding IR 1996 is on file in the Legislative Clerk's Office, Hauppauge.

1997

Intro Res. No. -2010 Laid on Table 10/12/10

Introduced by Presiding Officer Lindsay on request of the County Executive

RESOLUTION NO. -2010, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND CANON USA (HU-1604)

WHEREAS, Canon USA is located outside the boundary of Suffolk County Sewer District No. 3 - Southwest; and

WHEREAS, Canon USA has petitioned and requested the Administrative Head of the District for permission to discharge Forty Five Thousand Three Hundred Eighty-One gallons per day (45,381 GPD), and

WHEREAS, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity in excess of its own needs; and

WHEREAS, the connection has been approved by the New York State Department of Environmental Conservation (NYSDEC); and

WHEREAS, the proposed flow has received the approval of the Suffolk County Sewer Agency (Resolution 16-2010) with a connection fee of $30.00 per gallon per day of sewage capacity; for a total connection fee of $1,361,430.00; or such amount as has been approved by the Suffolk County Legislature, prior to execution of the Connection Agreement, to the district; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer District No. 3 and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the connection to be made; now therefore be it

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action, now, therefore, be it further

2nd RESOLVED, that the Administrative Head of the District be and hereby is authorized, directed and empowered to enter into contracts and agreements with the developer upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 3 - Southwest and that they be required to post a surety bond or bonds and deposit cash or securities with the County Treasurer in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1997

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. -2010, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND CANON USA (HU-1604)

3. Purpose of Proposed Legislation

To authorize execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 3 – Southwest with Canon USA, a firm seeking permission to discharge 45,381 GPD. Canon USA (HU-1604)

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):** SCSD #3 - Southwest
Library District	**Fire District**	

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

The connection fee of $30.00 per gallon per day ($1,361,430.00) for this project will be paid to the District.

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

N/A

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Craig A Platt Assistant Director of Sewer District Activation	Craig A. Platt	8/23/10
JAMES P. BURT	James P Burt	10/4/2010

SCIN FORM 175b (10/95)

ASS'T BUDGET DIR.

1997

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

To: Ken Crannell, Deputy County Executive

From: James Peterman, P.E., Chief Deputy Commissioner, SCDPW

Date: August 23, 2010

Subject: **Introductory Resolution Calling for Authorization of a Connection Agreement between Canon USA HU-1604 and Suffolk County Sewer District No. 3 – Southwest for Forty Five Thousand Three Hundred Eighty-One gallons per day (45,381 GPD) of capacity**

Attached is a draft resolution filed as **Reso-DPW-SA 16-2010 Canon USA (HU-1604)**. and appropriate forms with the backup filed as **Backup-DPW- SA 16-2010 Canon USA (HU-1604) SCIN 175A**. This is a resolution authorizing the execution of a connection agreement by the Administrative Head of Suffolk County Sewer District No. 3 – Southwest with Canon USA (HU-1604).

Please note; According to a statement by the project attorney, negotiations are ongoing between Canon USA and the County Executive's office regarding the connection fee rate.

Project Facts:			
Type/Units:	Office Complex – Parking	Sewer District:	#3 - Southwest
Acreage:	52.17± Acres	Groundwater Zone:	II
Flow:	45,381 GPD	Legislative Districts:	9th, 10th, 11th, 14th, 15th, 16th, 17th

JP:BW:cap

cc: Ed Dumas, Chief Deputy County Executive for Policy and Communications
Gilbert Anderson, P.E. Commissioner, SCDPW
Ben Wright, P.E.
John Donovan, P.E.
Laura Conway
Linda Spahr, Esq.
Debra Kolyer, County Executive's Office
Brendan Chamberlain, Director of Intergovernmental Relations
E-mail to CE Reso Review

1997

SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO: 16 - 2010

AUTHORIZING THE FORMAL APPROVAL FOR THE CONNECTION OF CANON USA, INC. (HU-1604) TO SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST

WHEREAS, Canon USA, Inc. is a proposed commercial development in Melville, New York, on property identified on the Suffolk County Tax Maps as District 0400, Section 254.00, Block 01.00, Lots 004.000, 009000, and Section 254.00, Block 02.00, Lots 004000, 049000, and

WHEREAS, the Premises are not located within the boundaries of Suffolk County Sewer District No. 3 – Southwest (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, it is anticipated that Canon USA, Inc. will generate a wastewater flow of Forty Five Thousand Three Hundred Eighty-One gallons per day (45,381 GPD), and

WHEREAS, Canon USA, Inc. has applied to this Agency for permission to connect Canon USA, Inc. to the sanitary sewerage facilities of the District, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the flow which is expected to emanate from Canon USA, Inc., and

WHEREAS, the connection of Canon USA, Inc. to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County, and

WHEREAS, pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is listed as a Type II Action, and requires no further action, and

NOW, THEREFORE, IT IS

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action, now, therefore, be it further

2nd RESOLVED, that Canon USA, Inc. be permitted to connect to the sanitary sewerage facilities of the District, upon such terms and conditions as the Administrative Head of the District may impose, subject to the terms and conditions hereof, and it is further

3rd RESOLVED, that Forty Five Thousand Three Hundred Eighty-One gallons per day (45,381 GPD), of capacity in the District's sewage treatment plant be allocated to Canon USA Inc., and it is further

4th RESOLVED, that the connection authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

5th RESOLVED, that the connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between Canon USA, Inc., the District, the Suffolk County Department of Public Works ("DPW"), the Suffolk County Department of Health Services, the County of Suffolk, and this Agency, which agreement shall contain such terms and conditions as the Administrative Head of the District shall determine, and it is further

6th RESOLVED, that the connection fee to be paid for Canon USA, Inc. shall be paid upon the execution of the Connection Agreement at the rate of $30.00 per gallon of flow per day for a total of $1,361,430.00, and it is further

7th RESOLVED, that Canon USA, Inc. shall, at its sole cost, expense and effort, construct a sewage collection facility for the Canon USA Inc. project and shall offer to dedicate the said facility to this Agency, or to this Agency's nominee, at no charge, and it is further

8th RESOLVED, that Canon USA, Inc. shall furnish a Letter of Credit, in form, wording and amount, and on such terms and conditions, as determined by this Agency's staff, as security for the construction of the sewage collection facility for Canon USA, Inc., as well as for all of the developer's obligations under the Connection Agreement, and it is further

9th RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to Canon USA, Inc. if, within one (1) year from the date of the adoption hereof, an agreement in furtherance of the authorization granted herein (the Connection Agreement), in form and content satisfactory to the Chairman of this Agency, has not been negotiated and fully executed by all parties thereto.

(Suffolk County Sewer Agency Meeting August 16, 2010)

1997

RESOLUTION SUBMITTAL SHEET

Capital Project	NA	Legislative Districts	9th, 10th, 11th, 14th, 15th, 16th, 17th
Operating Fund	NA	Federal Aid %	NA
Other		State Aid %	NA

Give a complete description of why we are asking for reso; if aided, state status of aid

To authorize execution of an agreement by the administrative head of Suffolk County Sewer District No. 3 – Southwest with Canon USA HU-1604 a firm seeking permission to discharge Forty Five Thousand Three Hundred Eighty-One gallons per day (45,381 GPD) of capacity.

Previous resolution (list previous reso for the same work)

Resolution Number	Purpose	Amount

Amounts being requested		Current Funding	
Planning	0	Planning	0
Site	0	Site	0
Construction	0	Construction	0
Land	0	Land	0
F&E	0	F&E	0

Project Status

Est. planning completion	NA	Design consultant	
Est. construction start		Contractor	
Est. construction completion			

State required offsets, their Legislative Districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue

Offset	Leg. District	Comments

Intro. Res. No 1998 - 2010 Laid on the Table 10/12/10
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2010, APPROPRIATING FUNDS IN CONNECTION WITH THE ROOF REPLACEMENT ON VARIOUS COUNTY BUILDINGS (CAPITAL PROGRAM NUMBER 1623)

WHEREAS, the Commissioner of Public Works has requested funds for Roof Replacement on Various County Buildings; and

WHEREAS, there are sufficient funds within the 2010 Capital Budget and Program to cover the cost of said request; and

WHEREAS, pursuant to Resolution 781-2010, the application of the 5-25-5 law has been waived; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $250,000 in Suffolk County Serial Bonds; therefore be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA"), Resolution No. 707-2005 classified the action contemplated by this as a Type II action; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-two (62) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 46 1-2006; and be it further

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

4th RESOLVED, that the proceeds of $250,000 in Suffolk County Serial Bonds be and hereby appropriated as follows:

Project No.	J.C.	Project Title	Amount
525-CAP-1623.326 (Fund 001-Debt Service)	20	Roof Replacement on Various County Buildings	$250,000

Date:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1998

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. - 2010, APPROPRIATING FUNDS IN CONNECTION WITH THE ROOF REPLACEMENT ON VARIOUS COUNTY BUILDINGS (CAPITAL PROGRAM NUMBER 1623)

3. Purpose of Proposed Legislation

SEE NO. 2 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):**
Library District	**Fire District**	

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

SEE ATTACHED DEBT SERVICE SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Gina Hurley Kommer Assistant Executive Analyst		September 30, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1998

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$21,990**	**$0.04**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$21,990**	**$0.04**		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Suffolk County
General Obligation Serial Bonds
Level Debt

1998

Term of Bonds	15
Amount to Bond:	$250,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$12,781.91	$9,208.33	$21,990.24	$21,990.24
			$4,368.77	$4,368.77	
5/1/2012	3.500%	$13,252.71	$4,368.77	$17,621.48	$21,990.24
			$4,124.70	$4,124.70	
5/1/2013	3.500%	$13,740.85	$4,124.70	$17,865.55	$21,990.24
			$3,871.63	$3,871.63	
5/1/2014	3.500%	$14,246.97	$3,871.63	$18,118.61	$21,990.24
			$3,609.25	$3,609.25	
5/1/2015	3.500%	$14,771.74	$3,609.25	$18,380.99	$21,990.24
			$3,337.21	$3,337.21	
4/30/2016	3.500%	$15,315.83	$3,337.21	$18,653.04	$21,990.24
			$3,055.14	$3,055.14	
4/30/2017	3.500%	$15,879.96	$3,055.14	$18,935.10	$21,990.24
			$2,762.68	$2,762.68	
5/1/2018	3.500%	$16,464.88	$2,762.68	$19,227.56	$21,990.24
			$2,459.46	$2,459.46	
5/1/2019	3.500%	$17,071.33	$2,459.46	$19,530.79	$21,990.24
			$2,145.06	$2,145.06	
4/30/2020	3.500%	$17,700.13	$2,145.06	$19,845.19	$21,990.24
			$1,819.08	$1,819.08	
4/30/2021	3.750%	$18,352.08	$1,819.08	$20,171.16	$21,990.24
			$1,481.10	$1,481.10	
5/1/2022	4.000%	$19,028.05	$1,481.10	$20,509.15	$21,990.24
			$1,130.66	$1,130.66	
5/1/2023	4.500%	$19,728.92	$1,130.66	$20,859.58	$21,990.24
			$767.32	$767.32	
4/30/2024	4.500%	$20,455.60	$767.32	$21,222.92	$21,990.24
			$390.60	$390.60	
4/30/2025	4.500%	$21,209.04	$390.60	$21,599.64	$21,990.24
		$250,000.00	$79,853.67	$329,853.67	$329,853.67

706

1998 SEP 20 2010

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive (2 copies)

FROM: James Peterman, P.E., Chief Deputy Commissioner

DATE: September 13, 2010

RE: CP 1623 – Roof Replacement on Various County Buildings

Attached for your review is a draft resolution appropriating the sum of $250,000 into construction for roof replacement on various County buildings. Buildings targeted for work under the current program include but are not necessarily limited to:

C0022 – Farmingville Health Center
C0358 – Tri-Community Health Center
C0155 – Vector Control Garage
Other County facilities as they become apparent

This action is considered a Type II action under SEQRA in accordance with Resolution No. 707-2005.

An e-mail copy of the resolution has been sent to CE RESO Review sent under the title Reso-DPW-CP 1623 Resolution Roof Repl Various Bldgs.doc.

JP/TG/dk
attachments
cc: Christopher Kent, Chief Deputy County Executive
Ed Dumas, Chief Deputy County Executive
Gilbert Anderson, P.E., Commissioner
Louis Calderone, Deputy Commissioner
Tedd Godek, R.A., County Architect, Buildings Design & Construction
Michael J. Monaghan, P.E., Chief Engineer
Kathy LaGuardia, Executive Assistant for Finance & Administration
Laura Conway, CPA, Chief Accountant
CE RESO Review (e-mail)

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010 FAX (631) 852-4150

Intro. Res. No 1999-10 Laid on Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO –APPROPRIATING FUNDS IN CONNECTION WITH SECURITY NOTIFICATION – COLLEGE WIDE (CP 2140)

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

WHEREAS, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State's share estimated at $32,500,000; and

WHEREAS, sufficient funds have been included in the 2010 Capital Budget and Program to cover the County's cost of the project; and

WHEREAS, Resolution No. 471-1994 is revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2010 Capital Budget, as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of $450,000 in Suffolk County Serial Bonds; and, now, therefore be it

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

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of 57 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of $450,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

Project No.	Project Title	JC	Amount
525-CAP-2140.510 Fund 818 Debt Service	Equipment for Security Notification – College Wide	30	$450,000

And be it further

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

Project No.	Project Title	JC	Amount
525-CAP-2140.510	Equipmentfor Security Notification – College Wide	30	$450,000

DATED:

APPROVED BY:

_____

County Executive of Suffolk County
Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1999

1. Type of Legislation Resolution ___X___	Local Law _____	Charter Law _____
2. Title of Proposed Legislation **RESOLUTION NO. – APPROPRIATING FUNDS IN CONNECTION WITH SECURITY NOTIFICATION – COLLEGE WIDE (CP 2140)**		
3. Purpose of Proposed Legislation SEE NO. 2 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):**
Library District	**Fire District**	
6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.		
7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision. SEE ATTACHED DEBT SERVICE SCHEDULE		
8. Proposed Source of Funding SERIAL BONDS		
9. Timing of Impact 2011		
10. Typed Name & Title of Preparer Tricia Saunders Senior Research Analyst	11. Signature of Preparer	12. Date September 28, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1999

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$99,103**	**$0.18**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$99,103**	**$0.18**		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Suffolk County
General Obligation Serial Bonds
Level Debt

1999

Term of Bonds	5
Amount to Bond:	$450,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$84,252.77	$14,850.00	$99,102.77	$99,102.77
			$6,034.83	$6,034.83	
5/1/2012	3.500%	$87,033.11	$6,034.83	$93,067.94	$99,102.77
			$4,598.78	$4,598.78	
5/1/2013	3.500%	$89,905.20	$4,598.78	$94,503.98	$99,102.77
			$3,115.35	$3,115.35	
5/1/2014	3.500%	$92,872.07	$3,115.35	$95,987.42	$99,102.77
			$1,582.96	$1,582.96	
5/1/2015	3.500%	$95,936.85	$1,582.96	$97,519.81	$99,102.77
		$450,000.00	$45,513.84	$495,513.84	$495,513.84

707

1999

Suffolk COUNTY COMMUNITY COLLEGE

SEP 20 2010

Central Administration – Capital Projects/Facilities Department

September 20, 2010

Ken Crannell
Deputy County Executive
H. L. Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Proposed Capital Budget Resolution

Dear Mr. Crannell:

The College respectfully requests that the proposed resolution enclosed herein be introduced at the next meeting of the Legislature:

- Appropriating funds in connection with Security Notification – College Wide (CP2140)

This draft resolution was e-mailed to the distribution list **CE Reso Review** saved under the title "Reso-SCCC-Infrastructure.docx" on September 20, 2010.

Please feel free to call me at (451-4233) if any additional information is required.

Sincerely,

Jon DeMaio, P.E.
Administrative Director of Educational Facilities

Enclosure

Cc: Christopher Kent – Chief Deputy County Executive
Charles K. Stein – Vice President of Business and Financial Affairs, SCCC
Paul Cooper, P.E. – Executive Director of Facilities/Technical Support, SCCC
Sara Gorton – Principal Auditor, SCCC

MEMORANDUM

Office of the General Manager
SUNY Plaza
N-307
518-320-1502

1999

TO: Presidents, State Operated, Statutory, Community Colleges

FROM: Philip Wood

CC: Chancellor Zimpher, Monica Rimai, David Lavallee, John O'Connor, Michael Trunzo, Kathy Preston, Johanna Duncan-Poitier, SUNY Business Officers, Bob Haelen, Tom Mannix, Bob Fraser, Bill Barczak, Chris Marcella, Jack Hagen

Date: July 1, 2010

RE: Review of 2010/11 SUNY Capital Budget

On June 29th, portions of the 2010/11 State Budget bills for Education were passed by both Houses of the Legislature. This memo provides key highlights of the bills' provisions for SUNY capital budgets:

- The bills include full re-appropriation of $7.023 billion in prior year funding authorizations across all SUNY capital programs. This allows for payment of post April 1st services and new contract awards which rely on prior year capital appropriations. You can now process such contracts through the Office of the State Comptroller.

- Additionally, as per Executive Budget recommendations, the 2010/11 Educational Facility capital appropriations include $550 million of new funds for critical maintenance projects, allocated to State-operated campuses pursuant to the SUBOA-approved formula. (See attached list for campus allocations.) Availability of these funds for new contracts will require approval by the Division of the Budget. We will advise you when these new appropriations are available.

- As also recommended in the Executive Budget, the 2010/11 capital appropriations for SUNY Community Colleges include a total of $22.426 million in new funds for the State share of costs for projects with local sponsor funding approval. (See attached list of Community College projects.)

If you have any questions, please feel free to contact me or Deputy General Manager Bob Haelen.

Per Senate 6603-B/Assembly 9703-C, passed by both Houses 6-28-10

STATE UNIVERSITY OF NEW YORK
2010-11 Legislative Enacted Budget Summary

1999

EDUCATIONAL FACILITIES CAPITAL PROGRAM SUMMARY

Campus Critical Maintenance Allocations

$ in 000's

University Centers		
	Albany	$33,006
	Binghamton	$31,910
	Buffalo University	$66,230
	Stony Brook	$75,205
Other Research/Doctoral		
	Alfred Ceramics	$2,736
	Brooklyn HSC	$12,683
	Cornell	$32,212
	Env Science & Forestry	$8,371
	Optometry	$3,060
	Syracuse HSC	$9,122
Comprehensive Colleges		
	Brockport	$19,150
	Buffalo College	$24,433
	Cortland	$16,476
	Empire State	$1,108
	Fredonia	$13,390
	Geneseo	$13,757
	New Paltz	$16,664
	Old Westbury	$8,922
	Oneonta	$13,657
	Oswego	$21,181
	Plattsburgh	$14,045
	Potsdam	$14,080
	Purchase	$18,483
Colleges of Technology		
	Alfred State	$7,293
	Canton	$5,401
	Cobleskill	$7,150
	Delhi	$6,137
	Farmingdale	$15,278
	Maritime	$6,093
	Morrisville	$8,367
	SUNY IT	$3,308
Other		
	University Plaza	$4,592
	University Wide	$16,500
	Grand Total	**$550,000**

STATE UNIVERSITY OF NEW YORK
2010-11 Legislative Enacted Budget
Summary

1999

COMMUNITY COLLEGE CAMPUS
CAPITAL FUNDING
$ in 000's

Community College	Project	Total Project Cost	50% State Share
Cayuga	Purchase New Fulton Campus & Expansion	$10,904	$5,452
	Performing Arts Center	$4,800	$2,400
	Total	$15,704	$7,852
Fashion Institute of Technology	FIT Labs	$4,500	$2,250
	Gladys Marcus Library Special Collections	$1,000	$500
	Haft Auditorium	$2,000	$1,000
	Total	$7,500	$3,750
Finger Lakes	Master Plan Project - Phase I	$5,516	$2,758
	Wayne County Science Lab – Equipment	$290	$145
	Total	$5,806	$2,903
Fulton-Montgomery	Classroom Building Phase II	$2,500	$1,250
	Total	$2,500	$1,250
Nassau	Banner Project	$1,612	$806
	Parking	$4,000	$2,000
	Health and Safety	$570	$285
	Total	$6,182	$3,091
North Country	2009 Capital Planning, Arch & Site Analysis	$220	$110
	Total	$220	$110
Orange	Campus Electric Power Distribution	$1,150	$575
	Parking Lot Paving	$500	$250
	Total	$1,650	$825
Suffolk	Security Notification	$900	$450
	Infrastructure Improvements	$300	$150
	Total	$1,200	$600
Westchester	Safety and Security Improvements	$4,090	$2,045
	Total	$4,090	$2,045
	Grand Total	$44,852	$22,426

Intro. Res. No 2000-10 Laid on Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO –APPROPRIATING FUNDS IN CONNECTION WITH INFRASTRUCTURE – COLLEGE WIDE (CP 2149)

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

WHEREAS, the New York State Legislature and the Governor have included funding in the New York State Budget to cover the State's share estimated at $32,500,000; and

WHEREAS, sufficient funds have been included in the 2010 Capital Budget and Program to cover the County's cost of the project; and

WHEREAS, Resolution No. 471-1994 Is revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2010 Capital Budget, as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by Resolution of even date herewith, has authorized the issuance of $150,000 in Suffolk County Serial Bonds; and, now, therefore be it

1st RESOLVED, that this Legislature, being a funding agency, hereby finds and determines in accordance with the State Environmental Quality Review Act (SEQRA) that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(c) (1), (2) and (27), since it constitutes a local legislative decision in connection with the maintenance, repair, replacement, rehabilitation, reconstruction, of a structure or facility, in kind, on the same site, including upgrading buildings to meet building codes. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of 66 is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of $150,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

Project No.	Project Title	JC	Amount
525-CAP-2149.410 Fund 818 Debt Service	Site Improvements for Infrastructure – College Wide	30	$150,000

And be it further

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

Project No.	Project Title	JC	Amount
525-CAP-2149.410	Site Improvements for Infrastructure – College Wide	30	$150,000

DATED:

APPROVED BY:

_____

County Executive of Suffolk County
Date of Approval:

2000

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. – APPROPRIATING FUNDS IN CONNECTION WITH INFRASTRUCTURE – COLLEGE WIDE (CP 2149)

3. Purpose of Proposed Legislation

SEE NO. 2 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):**

Library District **Fire District**

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

SEE ATTACHED DEBT SERVICE SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders Senior Research Analyst		September 28, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2000

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$33,034**	**$0.06**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$33,034**	**$0.06**		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Suffolk County
General Obligation Serial Bonds
Level Debt

2000

Term of Bonds	5
Amount to Bond:	$150,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$28,084.26	$4,950.00	$33,034.26	$33,034.26
			$2,011.61	$2,011.61	
5/1/2012	3.500%	$29,011.04	$2,011.61	$31,022.65	$33,034.26
			$1,532.93	$1,532.93	
5/1/2013	3.500%	$29,968.40	$1,532.93	$31,501.33	$33,034.26
			$1,038.45	$1,038.45	
5/1/2014	3.500%	$30,957.36	$1,038.45	$31,995.81	$33,034.26
			$527.65	$527.65	
5/1/2015	3.500%	$31,978.95	$527.65	$32,506.60	$33,034.26
		$150,000.00	$15,171.28	$165,171.28	$165,171.28

708
2000

SEP 2 0 2010

Suffolk
COUNTY COMMUNITY COLLEGE

Central Administration – Capital Projects/Facilities Department

September 20, 2010

Ken Crannell
Deputy County Executive
H. L. Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Proposed Capital Budget Resolution

Dear Mr. Crannell:

The College respectfully requests that the proposed resolution enclosed herein be introduced at the next meeting of the Legislature:

- Appropriating funds in connection with Infrastructure – College Wide (CP2149)

This draft resolution was e-mailed to the distribution list **CE Reso Review** saved under the title "Reso-SCCC-Infrastructure.docx" on September 20, 2010.

Please feel free to call me at (451-4233) if any additional information is required.

Sincerely,

Jon DeMaio, P.E.
Administrative Director of Educational Facilities

Enclosure

Cc: Christopher Kent – Chief Deputy County Executive
Charles K. Stein – Vice President of Business and Financial Affairs, SCCC
Paul Cooper, P.E. – Executive Director of Facilities/Technical Support, SCCC
Sara Gorton – Principal Auditor, SCCC

MEMORANDUM

Office of the General Manager
SUNY Plaza
N-307
518-320-1502

2000

TO: Presidents, State Operated, Statutory, Community Colleges

FROM: Philip Wood

CC: Chancellor Zimpher, Monica Rimai, David Lavallee, John O'Connor, Michael Trunzo, Kathy Preston, Johanna Duncan-Poitier, SUNY Business Officers, Bob Haelen, Tom Mannix, Bob Fraser, Bill Barczak, Chris Marcella, Jack Hagen

Date: July 1, 2010

RE: Review of 2010/11 SUNY Capital Budget

On June 29th, portions of the 2010/11 State Budget bills for Education were passed by both Houses of the Legislature. This memo provides key highlights of the bills' provisions for SUNY capital budgets:

- The bills include full re-appropriation of $7.023 billion in prior year funding authorizations across all SUNY capital programs. This allows for payment of post April 1st services and new contract awards which rely on prior year capital appropriations. You can now process such contracts through the Office of the State Comptroller.

- Additionally, as per Executive Budget recommendations, the 2010/11 Educational Facility capital appropriations include $550 million of new funds for critical maintenance projects, allocated to State-operated campuses pursuant to the SUBOA-approved formula. (See attached list for campus allocations.) Availability of these funds for new contracts will require approval by the Division of the Budget. We will advise you when these new appropriations are available.

- As also recommended in the Executive Budget, the 2010/11 capital appropriations for SUNY Community Colleges include a total of $22.426 million in new funds for the State share of costs for projects with local sponsor funding approval. (See attached list of Community College projects.)

If you have any questions, please feel free to contact me or Deputy General Manager Bob Haelen.

Per Senate 6603-B/Assembly 9703-C, passed by both Houses 6-28-10

2000

STATE UNIVERSITY OF NEW YORK
2010-11 Legislative Enacted Budget Summary

EDUCATIONAL FACILITIES CAPITAL PROGRAM SUMMARY

Campus Critical Maintenance Allocations

$ in 000's

University Centers		
	Albany	$33,006
	Binghamton	$31,910
	Buffalo University	$66,230
	Stony Brook	$75,205
Other Research/Doctoral		
	Alfred Ceramics	$2,736
	Brooklyn HSC	$12,683
	Cornell	$32,212
	Env Science & Forestry	$8,371
	Optometry	$3,060
	Syracuse HSC	$9,122
Comprehensive Colleges		
	Brockport	$19,150
	Buffalo College	$24,433
	Cortland	$16,476
	Empire State	$1,108
	Fredonia	$13,390
	Geneseo	$13,757
	New Paltz	$16,664
	Old Westbury	$8,922
	Oneonta	$13,657
	Oswego	$21,181
	Plattsburgh	$14,045
	Potsdam	$14,080
	Purchase	$18,483
Colleges of Technology		
	Alfred State	$7,293
	Canton	$5,401
	Cobleskill	$7,150
	Delhi	$6,137
	Farmingdale	$15,278
	Maritime	$6,093
	Morrisville	$8,367
	SUNY IT	$3,308
Other		
	University Plaza	$4,592
	University Wide	$16,500
	Grand Total	**$550,000**

STATE UNIVERSITY OF NEW YORK
2010-11 Legislative Enacted Budget
Summary

2000

COMMUNITY COLLEGE CAMPUS
CAPITAL FUNDING
$ in 000's

Community College	Project	Total Project Cost	50% State Share
Cayuga	Purchase New Fulton Campus & Expansion	$10,904	$5,452
	Performing Arts Center	$4,800	$2,400
	Total	$15,704	$7,852
Fashion Institute of Technology	FIT Labs	$4,500	$2,250
	Gladys Marcus Library Special Collections	$1,000	$500
	Haft Auditorium	$2,000	$1,000
	Total	$7,500	$3,750
Finger Lakes	Master Plan Project - Phase I	$5,516	$2,758
	Wayne County Science Lab – Equipment	$290	$145
	Total	$5,806	$2,903
Fulton-Montgomery	Classroom Building Phase II	$2,500	$1,250
	Total	$2,500	$1,250
Nassau	Banner Project	$1,612	$806
	Parking	$4,000	$2,000
	Health and Safety	$570	$285
	Total	$6,182	$3,091
North Country	2009 Capital Planning, Arch & Site Analysis	$220	$110
	Total	$220	$110
Orange	Campus Electric Power Distribution	$1,150	$575
	Parking Lot Paving	$500	$250
	Total	$1,650	$825
Suffolk	Security Notification	$900	$450
	Infrastructure Improvements	$300	$150
	Total	$1,200	$600
Westchester	Safety and Security Improvements	$4,090	$2,045
	Total	$4,090	$2,045
	Grand Total	$44,852	$22,426

2001

Intro. Res. No. 2010 Laid on Table 10/12/10

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

RESOLUTION NO. , 2010 AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND AND ACCEPTING FUNDS FROM CHANGING WORLD TECHNOLOGIES AND APPROPRIATING THE ASSESSMENT STABILIZATION RESERVE FUNDS AND CHANGING WORLD TECHNOLOGY FUNDS TO THE CAPITAL PROGRAM OF FATS/OILS AND GREASE TO FUEL DEMOSTRATION PROJECT AND AUTHORIZING EXECUTION OF AGREEMENTS FOR THE PROJECT (CP 8186)

WHEREAS, there exists a need to demonstrate the ability of waste greases and wastewater treatment plant sludges to provide a beneficial program as an alternate fuel and ultimately establish a waste energy platform within Suffolk County; and

WHEREAS, the Adopted Capital Program and Budget includes $50,000 of Assessment Stabilization Reserve Funds and $50,000 of "Other" funds in order to finance the project; and

WHEREAS, there is a collaborative effort thus far with a partnership between Changing World Technologies and Brookhaven National Laboratory in developing a project with some similarities with respect to the displacement of diesel fuel and fuel produced from municipal waste streams via thermal de-polymerization; and

WHEREAS, that collaborative effort and the availability of funding allows the 50% project cost being provided by Changing World Technologies in order to implement the project; and

WHEREAS, there are sufficient funds in the 2010 Capital Budget and Program providing the County share of $50,000 to the capital project; and

WHEREAS, the Administrative Head of Suffolk County Sewer Districts has requested that funds be appropriated to cover the demonstration project to study and investigate the use of waste greases and waste sludges from County's various wastewater treatment facilities as an alternate fuel source; and

WHEREAS, Resolution No. 471-1994 is revised by Resolution No. 461-2006 established the use of a priority ranking system implemented in the Adopted 2010 Capital Budget as a basis for funding capital projects such as this project; and

WHEREAS, it is proposed that $50,000 of the Assessment Stabilization Reserve Fund be appropriated for the purpose of implementing the County's share of the project; and

WHEREAS, it is proposed that $50,000 of funding from Changing World Technologies be accepted and appropriated for the purpose of providing the remaining funds for the demonstration project; now, therefore, be it

1st **RESOLVED**, that it is hereby determined that this project with a priority ranking of seventy-seven (77) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd **RESOLVED**, that the Assessment Stabilization Reserve Fund shall provide the sum of $50,000 for the purpose of implementing the demonstration project; and be it further

3rd **RESOLVED**, that the Changing World Technologies funding of $50,000 be accepted and provided for the remaining $50,000 for the purpose of implementing the demonstration project; and be it further

4th **RESOLVED**, that the County Comptroller and Treasurer be and they hereby are authorized to accept the following revenue into Capital Fund 527 for Capital Project 8186;

Revenues	**Amount**
527-CAP-2785 other capital aid & local match	$50,000

and be it further

5th **RESOLVED,** that the County Comptroller and County Treasurer be and they hereby are authorized to amend the 2010 adopted operating budget, transfer funds, and accept proceeds as follows:

Interfunds	**Amount**
404-IFT-E527-Transfer to fund 527	$50,000
527-IFT-R404-Transfer from fund 404	$50,000

and be it further

6th **RESOLVED,** that the 2010 Capital Budget be and hereby amended as follows:

Project No. 8186
Project Name: Fats/Oils and Grease to Fuel (FOG) Demonstration Project

COST ELEMENTS	**TOTAL EST'D COST**	**CURRENT 2010 CAPITAL BUDGET & PROGRAM**
1. Planning Design & Supervision	$100,000	$50,000 - A $50,000 - O
TOTAL	$100,000	$100,000

and be it further

7th **RESOLVED,** that the proceeds of $50,000 in Assessment Stabilization Reserve Funds be and they hereby are appropriated as follows:

PROJECT NO.	PROJECT TITLE	AMOUNT
527-CAP-8186.110	Fats/Oils and Grease to Fuel (FOG) Demonstration Project	$50,000

and be it further

8th **RESOLVED,** that the proceeds of $50,000 in Changing World Technologies funds be and they hereby are appropriated as follows:

PROJECT NO.	PROJECT TITLE	AMOUNT
527-CAP-8186.110	Fats/Oils and Grease to Fuel (FOG) Demonstration Project	$50,000

and be it further

9th **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), of Title 6 of the New York Code of Rules and Regulations (6 NYCRR), in that the law authorizes information collecting including basis data collection and research and preliminary planning process necessary to formulate a proposal for an action but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under (SEQRA); and be it further

10th **RESOLVED,** that the Administrative Head of Suffolk County Sewer Districts be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he deemed necessary relating to the demonstration of fats, oils and grease for the use of an alternate fuel source.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

2001

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Amending the 2010 Capital Budget and Program and Transferring Assessment Stabilization Reserve Funds to the Capital Fund and Accepting Funds from Changing World Technologies and Appropriating the Assessment Stabilization Reserve Funds and Changing World Technologies Funds to the Capital Program of Fats/Oils and Grease to Fuel Demonstration Project and Authorizing Execution of Agreements for the Project (CP 8186)

3. Purpose of Proposed Legislation

To provide funds to demonstrate the potential of waste greases and wastewater sludges being an alternate fuel source.

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**	**Sewer District**

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

This project will study and investigate the uses of waste greases and wastewater treatment sludges as a potential alternative fuel source. This project has a potential for savings for the sewer districts.

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

N/A

8. Proposed Source of Funding ASRF ($50,000) and Changing World Technologies ($50,000)

9. Timing of Impact 2010

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Debra Kolyer Principal Financial Analyst	Deb Kolyer	10/4/10

SCIN FORM 175B (10/95)

tl-bw7-23-10 Backup-DPW 175B CP 8186 FOG Demonstration Project

2001

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

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

SUBJECT: **Amending the 2010 Capital Budget and Program and Transferring Assessment Stabilization Reserve Funds to the Capital Fund and Accepting Funds from Changing World Technologies and Appropriating the Assessment Stabilization Reserve Funds and Changing World Technologies Funds to the Capital Program of Fats/Oils and Grease to Fuel Demonstration Project and Authorizing Execution of Agreements for the Project (CP 8186)**

DATE: July 23, 2010

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for referenced capital project filed as Reso DPW Fats/Oils and Grease to Fuel (FOG) Demonstration Project dated 7-20-10 and backup filed as Reso-Backup DPW Fats/Oils and Grease to Fuel (FOG) Demonstration Project dated 7-20-10. The resolution transfers Assessment Stabilization Reserve Funds and also accepts and appropriates funds contributed by Changing World Technologies in collaboration with Brookhaven National Laboratory to perform a demonstration project on utilizing waste greases and wastewater treatment sludges as an alternate fuel source. The project was initiated by having funds placed in the adopted capital program for 2010. This resolution is the next step in progressing with that project. It is noted in the attached letters from Changing World Technologies and also the support letter from the Society for Energy and Environmental Research that the $50,000 of "Other" funds are made available for this project.

We would appreciate the draft resolution being laid on the table at your convenience.

TL:BW:ni
Attachment
cc: Ed Dumas, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, Director of Intergovernmental Relations
Lynne Bizzarro, Esq., Deputy County Attorney
Laura Conway, CPA, Chief Accountant
Carmine Chiusano, Assistant Budget Director
Joe Schroeder, BRO
Ben Wright, P.E., Chief Engineer, Sanitation

Intro. Res. No. 2002-2010 Laid on Table 10/12/2010
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2010, CALLING FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 3 - SOUTHWEST (SLUDGE IMPROVEMENTS) (CP 8180)

WHEREAS, by proceedings heretofore duly had and taken pursuant to Article 5 - A of the County Law, the County Legislature of the County of Suffolk, New York has established a County sewer district designated and known as Suffolk County Sewer District No. 3 - Southwest; and

WHEREAS, a map and plan, together with an estimate of cost, has been prepared and filed with the County Legislature pursuant to Section 268 of the County Law in relation to the proposed increase and improvement of the facilities of said sewer district; and

WHEREAS, it is now desired to call a public hearing thereon; pursuant to Section 254 of County Law; now therefore, be it

1st **RESOLVED**, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. A meeting of the County Legislature of the County of Suffolk New York shall be held at the County Center in the meeting room of the County Legislature in Riverhead, New York, in said County, on the 7th day of December 2010, at 2:30 p.m., Prevailing Time, for the purpose of conducting a public hearing on the aforesaid matter and for such other action on the part of said County Legislature as may be required by law or proper in premises.

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

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Suffolk County Legislature of the County of Suffolk New York will meet at the County Center in the meeting room of the Suffolk County Legislature in Riverhead, New York, in said County, on December 7, 2010 at 2:30 PM, Prevailing Time, for the purpose of conducting a public hearing upon a proposal to plan the increase and improve the sludge facilities that are associated with the Bergen Point Wastewater Treatment Plant (Sludge Management Plan) for Suffolk County Sewer District No. 3 - Southwest in and about the Towns of Islip and Babylon, in and for said County, substantially in accordance with certain maps, plans, report and recommendations prepared by and filed with the County Legislature by the Suffolk County Sewer Agency with the assistance of the Suffolk County Department of Public Works, at which time and place said Suffolk County Legislature will consider such proposal and hear all parties interested therein concerning the same.

The project is to provide consultant assistance with respect to the Sludge Management Plan. The cost associated with the project is $200,000 for the engineering portion of the project. The project elements are more fully described and defined in the aforementioned maps, plans, report, and recommendations.

The existing district is billed on assessed value, a per parcel charge, and a user fee. It is proposed that the project will be implemented during 2011. Based on the project schedule, the maximum payment will be during 2012 at a value of $19,000. Financing is at 4.65% over 20 years for serial bonds. This increased rate amounts to a value per typical property of approximately $0.19 per year. This figure was developed using the full value of the Towns of Islip and Babylon along with the median full value of a typical property within the towns resulting in an increase of $0.0005526 per $1,000 of full value for Capital Project 8180, Sludge Management Plan.

In addition to the Sludge Improvements Project there are two concurrent projects in Sewer District No. 3 - Southwest. The total increase per typical property for all three projects is approximately $18.64.

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

2nd **RESOLVED**, this Legislature, being the lead agency under the State Environmental Review Act ("SEQRA"), Environmental Conservation Law Article 8, and pursuant to Resolution 1178-2007 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**, this resolution shall take effect immediately.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

2002

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

CALLING FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 3-SOUTHWEST (SLUDGE IMPROVEMENTS) CP 8180

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 5 is "yes", Provide Detailed Explanation of Impact

THERE IS NO COST ASSOCIATED WITH PUBLIC HEARINGS.

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

N/A

8. Proposed Source of Funding

THERE IS NO COST ASSOCIATED WITH PUBLIC HEARINGS AND, THEREFORE, NO ASSOCIATED FUNDING SOURCE.

9. Timing of Impact

UPON ADOPTION

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
DEBRA KOLYER PRINCIPAL FINANCIAL ANALYST		October 1, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2010 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2002

GENERAL FUND

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

POLICE DISTRICT AND DISTRICT COURT

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

COMBINED

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

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

703

2002

SEP 21 2010

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

FROM: James Peterman, P.E., Chief Deputy Commissioner

SUBJECT: **Calling for a Public Hearing for the Purpose of Considering the Increase and Improvement of Facilities for Sewer District No. 3 – Southwest (Sludge Project) CP 8180**

DATE: September 10, 2010

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW-bw CP 8180 – SD 3 – Southwest (Sludge Project) Improvement Hearing 9-10-10 and backup filed as Reso-Backup DPW-bw CP 8180 – SD 3 – Southwest (Sludge Project) Improvement Hearing 9-10-10. The resolution calls for a public hearing to provide funds ($200,000) to gain assistance from the consultant that developed the RFP to evaluate the response to the RFP along with a development of recommendations and a contract to proceed further with the project. This request is based on the tabling action taken by the Legislative Public Works Committee meeting on September 7, 2010 and our recalculating the funds necessary to proceed. Due to multiple capital projects (8180, 8181, and 8183) for this sewer district, individual project reports are prepared for the public hearings for each project. It is noted that the project has no fiscal impact on the benefited properties due to the stabilization of rates by the ASRF imposing a 3% annual increase regardless of the improvements.

We appreciate the draft resolution being laid on the table as soon as possible.

TL:BW:ni
Attachment
cc: Ed Dumas, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, Director of Intergovernmental Relations
Lynne Bizzarro, Esq., Deputy County Attorney
Laura Conway, CPA, Chief Accountant
Carmine Chiusano, Budget Office
Ben Wright, P.E., Sanitation Division
CE Reso Review
jp-bw9-10-10 Reso-DPW sd3 Southwest Sludge Project Hearing CP8180 memo to KCrannell

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010 FAX (631) 852-4150

2003

Intro. Res. No. - 2010 Laid on the Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2010, APPROPRIATING FUNDS IN CONNECTION WITH THE PECONIC BAY ESTUARY PROGRAM (CP 8235)

WHEREAS, funds were adopted in the 2010 Capital Budget for the Peconic Bay Estuary Program; and

WHEREAS, these funds will be used to replace a ten year old bacteria identification system that can no longer be supported and is used to identify bacteria down to a subspecies level; and

WHEREAS, there are sufficient funds within the 2010 Capital Budget and Program to cover the cost of said request under Capital Program Number 8235; and

WHEREAS, pursuant to Resolution 781-2010, the application of the 5-25-5 law has been waived during fiscal year 2010; and

WHEREAS, the County 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 and as amended by Resolution No. 461-2006 has established a priority ranking system 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 sixty (60) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 and as amended by Resolution No. 461-2006; and be it further

2nd **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (c) 20, 21, 25, and 27 of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA; and be it further

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

Project Number	J.C.	Project Title	Amount
525-CAP-8235.518	40	Peconic Bay Estuary Program	$50,000
Fund 001 Debt-Service			

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

2003

1. Type of Legislation

Resolution X Local Law ____ Charter Law ____

2. Title of Proposed Legislation
Appropriating funds in connection with the Peconic Bay Estuary Program (CP 8235).

3. Purpose of Proposed Legislation
This legislation is needed to fund the replacement of a ten year old bacteria identification system that can no longer be supported and is used to identify bacteria down to a subspecies level. Bacteria analysis is essential to the studies being done on the Peconic Bay Estuary Program.

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 X	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:
Serial Bonds will be issued to finance this project. Principal and interest costs will be incurred over the life of the bonds.

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

8. Proposed Source of Funding
Serial bonds

9. Timing of Impact
2011

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*12. Date*
Diane E. Weyer *Principal Financial Analyst*	Diane Weyer	9/15/10
BETH A. REYNOLDS PRINCIPAL EXECUTIVE ANALYST	Beth A Reynolds	9/28/10

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2003

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$11,011**	**$0.02**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$11,011**	**$0.02**		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Suffolk County
General Obligation Serial Bonds
Level Debt

2003

Term of Bonds	5
Amount to Bond:	$50,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$9,361.42	$1,650.00	$11,011.42	$11,011.42
			$670.54	$670.54	
5/1/2011	3.500%	$9,670.35	$670.54	$10,340.88	$11,011.42
			$510.98	$510.98	
5/1/2012	3.500%	$9,989.47	$510.98	$10,500.44	$11,011.42
			$346.15	$346.15	
5/1/2013	3.500%	$10,319.12	$346.15	$10,665.27	$11,011.42
			$175.88	$175.88	
5/1/2014	3.500%	$10,659.65	$175.88	$10,835.53	$11,011.42
		$50,000.00	$5,057.09	$55,057.09	$55,057.09

704

COUNTY OF SUFFOLK

SEP 21 2010

2003

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

September 17, 2010

Ken Crannell, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

I request the introduction of the enclosed Resolution appropriating funds for the Peconic Bay Estuary Program (CP 8235). These funds will be used to replace a ten year old bacteria identification system that can no longer be supported and is used to identify bacteria down to a subspecies level. Bacteria analysis is essential to the studies being done on the Peconic Bay Estuary 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 Walter Dawydiak 852-5800. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-CP 8235 PEP.doc".

Sincerely,

James L. Tomarken, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

Enclosures

JLT/lw

C: Christopher E. Kent, Chief Deputy County Executive
Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)
Margaret B. Bermel, M.B.A, Director of Health Administrative Services
Janet DeMarzo, Deputy Commissioner
Walter Dawydiak, P.E., Chief Public Health Engineer
Diane E. Weyer, Principal Financial Analyst

Public Health
Prevent. Promote. Protect.

OFFICE OF THE COMMISSIONER
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3000 Fax (631) 853-2927

COUNTY OF SUFFOLK

2003

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
COMMISSIONER

MEMORANDUM

TO: Diane Weyer
Principal Financial Analyst

FROM: Walter Dawydiak, PE WD
Chief Engineer

DATE: September 9, 2010

SUBJECT: *Request for Introductory Resolution for 2010 Capital Project 8235*

I request drafting of an Introductory Resolution for the 2010 Capital Project 8235 - Peconic Bay Estuary Program. The resolution would appropriate $50,000 in the 2010 adopted Capital Budget to purchase a VITEK automated bacteria identification system to replace a 10-year old instrument that is used to identify bacteria down to a subspecies level. The older system is no longer supported by the manufacturer; i.e., replacement parts are not available. The new system provides definitive identification results for gram-negative rods (including both members of the family *Enterobacteriaceae* and nonenteric bacilli) within one day.

The new identification system will allow for improved workflow results in time, labor, and money savings for the Public and Environmental Health Laboratory (PEHL).

WD.kn
C: Len Marchese, CPA
Liza Wright - Budget/Purchasing
Kim Shaw - Office of Ecology
Ron Huttie - PEHL

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♦ OFFICE OF THE CHIEF ENGINEER ♦
DIVISION OF ENVIRONMENTAL QUALITY ~ 360 YAPHANK AVENUE ~ YAPHANK, NY 11980
☎ (631) 852.5800/FAX: (631) 852.5825

2004

Intro. Res. No. - 2010 Laid on the Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, APPROPRIATING FUNDS FOR THE STUDY AND MONITORING OF PUBLIC HEALTH RELATED HARMFUL ALGAL BLOOMS (CP 8224)

WHEREAS, funds were adopted in the 2010 Capital Budget for the study and monitoring of Public Health Related Harmful Algal Blooms (HAB); and

WHEREAS, these funds will be used to continue to assess the cause, effects, dynamics and distribution of *Toxic Cyanobacteria* in the County's marine and fresh surface waters; and

WHEREAS, there are sufficient funds within the 2010 Adopted Capital Budget and Program to cover the cost of said request under Capital Program Number 8224; and

WHEREAS, the County 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 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (c) 20, 21, and 27 of Title 6 of New York Code of Rules and Regulations ("NYCRR"), and the Legislature has no further responsibilities under SEQRA; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-seven (57) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as amended by Resolution No. 461-2006; 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 No.	J.C.	Project Title	Amount
525-CAP-8224.115 Fund 001 Debt Service	40	Public Health Related Harmful Algal Blooms	$25,000

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

2004

1. Type of Legislation

Resolution X Local Law ____ Charter Law ____

2. Title of Proposed Legislation

Appropriating funds for the study and monitoring of Public Health Related Harmful Algal Blooms (CP 8224).

3. Purpose of Proposed Legislation

This legislation is needed to appropriate funds to Capital Project 8224 to continue to assess the cause, effects, dynamics, and distribution of Toxic Cyanobacteria in the County's marine and fresh surface waters.

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 X	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:

Serial Bonds will be issued to finance this project. Principal and interest costs will be incurred over the life of the bonds.

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

See attached Debt Schedule

8. Proposed Source of Funding

Serial bonds

9. Timing of Impact

2010-2011

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*12. Date*
Diane E. Weyer *Principal Financial Analyst*	Diane E Weyer	9/15/10
BETH A. REYNOLDS PRINCIPAL EXECUTIVE ANALYST	Beth A Reynolds	9/28/10

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2004

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$5,506**	**$0.01**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$5,506**	**$0.01**		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Suffolk County
General Obligation Serial Bonds
Level Debt

2004

Term of Bonds	5
Amount to Bond:	$25,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$4,680.71	$825.00	$5,505.71	$5,505.71
			$335.27	$335.27	
5/1/2011	3.500%	$4,835.17	$335.27	$5,170.44	$5,505.71
			$255.49	$255.49	
5/1/2012	3.500%	$4,994.73	$255.49	$5,250.22	$5,505.71
			$173.07	$173.07	
5/1/2013	3.500%	$5,159.56	$173.07	$5,332.63	$5,505.71
			$87.94	$87.94	
5/1/2014	3.500%	$5,329.83	$87.94	$5,417.77	$5,505.71
		$25,000.00	$2,528.55	$27,528.55	$27,528.55

705

SEP 21 2010

2004

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

September 17, 2010

Ken Crannell, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

I request the introduction of the enclosed Resolution appropriating funds for the study and monitoring of Public Health Related Harmful Algal Blooms (CP 8224). These funds will be combined with prior appropriations to continue to assess the cause, effects, dynamics and distribution of *Toxic Cyanobacteria* in the County's marine and fresh surface waters.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Walter Dawydiak 852-5800. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-CP 8224 Algal Blooms.doc".

Sincerely,

James L. Tomarken, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

Enclosures

JLT/lw

C: Christopher E. Kent, Chief Deputy County Executive
Brendan Chamberlain, Director of Intergovernmental Relations (2 copies)
Margaret B. Bermel, M.B.A, Director of Health Administrative Services
Janet DeMarzo, Deputy Commissioner
Walter Dawydiak, P.E., Chief Public Health Engineer
Diane E. Weyer, Principal Financial Analyst

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OFFICE OF THE COMMISSIONER
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3000 Fax (631) 853-2927

COUNTY OF SUFFOLK

2004

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
COMMISSIONER

MEMORANDUM

TO: Diane Weyer, Principal Financial Analyst

FROM: Walter Dawydiak, PE, Chief Engineer WD

DATE: September 9, 2010

SUBJECT: *Request for Introductory Resolution for 2010 Capital Program 8224*

I request drafting of an Introductory Resolution for the 2010 Capital Project 8224 Public Health Related Harmful Algal Blooms (HABs).The resolution would appropriate $25,000 in the 2010 adopted Capital Budget that will be combined with prior appropriations of $35,000 for the same capital project for a total of $60,000. These studies will continue to assess the cause, effects, dynamics, and distribution of *Toxic Cyanobacteria* and in the County's marine and fresh surface waters.

Red Tide caused by *Cochlodinium polykrikoides* has occurred throughout the Peconic Estuary and in portions of Shinnecock Bay for the past five years. The organism is not known to cause health effects in humans, but has been found to be lethal to juvenile species of fish and shellfish.

Toxic cyanobacteria blooms represent a serious threat to aquatic ecosystems. Globally, the frequency and intensity of toxic cyanobacteria blooms have increased greatly during the past decade and toxin concentrations during many blooms often surpass the World Health Organization (WHO) safe drinking water and recreational water limit. In Suffolk County, fifteen out of 20 lakes sampled had levels of microcystin exceeding levels permissible for drinking water according to the WHO. Fortunately, Suffolk County residents use these systems for recreation, not potable water.

These investigations will determine factors promoting toxic cyanobacteria and cyanotoxins in Suffolk County's waters, as well as assess potential remediation factors.

C: Len Marchese, CPA
Liza Wright – Budget/Purchasing
Kim Shaw – Office of Ecology

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◆ OFFICE OF THE CHIEF ENGINEER ◆
DIVISION OF ENVIRONMENTAL QUALITY - 360 YAPHANK AVENUE ~ YAPHANK, NY 11980
☎ (631) 852.5800/FAX: (631) 852.5825

2005

Intro. Res. No. – 2010 Laid on Table 10/12/10

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

RESOLUTION NO. -2010 AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE BROOKHAVEN TRUST PROPERTY – PINE BARRENS CORE (TOWN OF BROOKHAVEN - SCTM#0200-465.00-04.00-002.000)

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. 264-2002, authorized planning steps for the acquisition of said property; and

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

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

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

1st **RESOLVED**, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Open Space component, for a total purchase price of Eight Hundred Sixty Three Thousand Two Hundred Seventy Dollars ($863,270.00±), at Four Thousand Five Hundred ($4,500.00) per acre, for 49.9± acres, and Eighty Thousand Dollars ($80,000.00) per Pine Barren Credit, for 7.984± per credit, 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	49.9±	Brookhaven Trust
	Section	465.00		5372 Southwest 34th Way
	Block	04.00		Fort Lauderdale, FL 33312
	Lot	002.000		

; 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 C42-3(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 Eight Hundred Sixty Three Thousand Two Hundred Seventy Dollars ($863,270.00±), 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 $863,270.00±, 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 NO (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, as this property is located within the Pine Barrens Core Preservation Area, wherein and according to Volume 1, Chapter 5, Section 5.2 of the Central Pine Barrens Comprehensive Land Use Plan, development in the Core Preservation Area shall be prohibited or redirected, and, wherein and according to Chapter 6, Section 6.3.3.1 no allocation shall be made for any property owned or held by a governmental subdivision, or Section 6.3.3.3, no allocation shall be made for any property owned or held for purpose of land protection, preservation or conservation; 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:

c.) any tract of land located fully or partially within the statutorily designated Special Groundwater Protection Area: 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 C15

OCT 04 2010

COUNTY OF SUFFOLK

2005

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

September 22, 2010

Mr. Ken Crannell, Deputy County Executive
H. Lee Dennison Building -12th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the Brookhaven Trust property (Pine Barrens), in the Town of Brookhaven, under the New Suffolk County ¼% Drinking Water Protection Program. The purchase price is $863,270.00±, for 49.9± acres ($4,500.00 per acre plus $80,000.00 per Pine Barren Credit X 7.98 credits).

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
Ed Dumas, 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, S.C. Planning Dept.
Brendan Chamberlain, Director, Intergovernmental Relations
Tom Vaughn, County Executive Assistant
Bob Zaher, 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

2006

Intro. Res. No. – 2010 Laid on Table 10/12/10

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

RESOLUTION NO. -2010 AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE MCGAHEY & LEDOGAR PROPERTY – SAGAPONACK WOODS (TOWN OF SOUTHAMPTON - SCTM#0900-056.00-01.00-001.002 & 0900-056.00-01.00-065.000)

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 Eight Hundred Fifty Thousand Dollars ($850,000.00), 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	0900	8.4±	Maryanne McGahey and
	Section	056.00		Edward J. Ledogar
	Block	01.00		c/o Mark Nathanson, Esq.
	Lot	001.002		81 Hempstead Avenue
				Lynbrook, NY 11563
	District	0900		
	Section	056.00		
	Block	01.00		
	Lot	065.000		

; 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 C42-3(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 Eight Hundred Fifty Thousand Dollars ($850,000.00), 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 $850,000.00, 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 Two (2) 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:

c.) any tract of land located fully or partially within the statutorily designated Special Groundwater Protection Area: 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. Gov

COUNTY OF SUFFOLK

2006

OCT 04 2010

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

September 23, 2010

Mr. Ken Crannell, Deputy County Executive
H. Lee Dennison Building -12th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the McGahey & Ledogar property (Sagaponack Woods), in the Town of Southampton, under the New Suffolk County ¼% Drinking Water Protection Program. The purchase price is $850,000.00 for 8.4± 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
Ed Dumas, 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.
Brendan Chamberlain, Director, Intergovernmental Relations
Tom Vaughn, 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

2006

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 McGahey & Ledogar property (Sagaponack Woods), SCTM#0900-056.00-01.00-001.002 & 0900-056.00-01.00-065.000, (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

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	September 23, 2010

SCIN FORM 175b (10/95)

Intro. Res. No. 2007-2010 Laid on Table 10/12/2010
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2010, APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF COMMUNICATIONS EQUIPMENT FOR SHERIFF'S OFFICE (CP 3060)

WHEREAS, the Sheriff's Office radio communications system must be upgraded due to FCC rules and regulations; and

WHEREAS, the Sheriff of Suffolk County has requested funds for capital project 3060, for the replacement of mobile radios to ensure all Sheriff's Office radios are both interchangeable and narrow band compatible with the radios that were replaced by Nextel, free of charge; and

WHEREAS, there are sufficient funds within the 2010 Capital Budget and Program to cover the purchase of said request under Capital Program Number 3060; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2010 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $410,000 in Suffolk County Serial Bonds; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this constitutes a Type II action, pursuant to Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (25) and (27), in that the resolution concerns purchasing of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of thirty-seven (37), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd **RESOLVED**, that the proceeds of $410,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

Project No.	J.C.	Project Title	Amount
525-CAP-3060.500 (Fund 001-Debt Service)	18	Purchase of Communications Equipment for Sheriff's Office	$410,000

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

2007

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. -2010, APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF COMMUNICATION EQUIPMENT (CP 3060)

3. Purpose of Proposed Legislation

SEE NO. 2 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):**

Library District **Fire District**

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

SEE ATTACHED DEBT SERVICE SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		October 1st, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2007

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$90,294**	**$0.16**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$90,294**	**$0.16**		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Suffolk County
General Obligation Serial Bonds
Level Debt

2007

Term of Bonds	5
Amount to Bond:	$410,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$76,763.63	$13,530.00	$90,293.63	$90,293.63
			$5,498.40	$5,498.40	
5/1/2012	3.500%	$79,296.83	$5,498.40	$84,795.23	$90,293.63
			$4,190.00	$4,190.00	
5/1/2013	3.500%	$81,913.63	$4,190.00	$86,103.63	$90,293.63
			$2,838.43	$2,838.43	
5/1/2014	3.500%	$84,616.78	$2,838.43	$87,455.20	$90,293.63
			$1,442.25	$1,442.25	
5/1/2015	3.500%	$87,409.13	$1,442.25	$88,851.38	$90,293.63
		$410,000.00	$41,468.16	$451,468.16	$451,468.16

2007

To: Ken Crannell, Deputy County Executive

From: Michael P. Sharkey, Chief of Staff

Date: 03/15/2010

Re: **Revised CP 3060 – Purchase of Communications Equipment for Sheriff's Office**

Attached are a **revised** draft resolution, SCIN Form 175a and 175b for the referenced capital project. As you are aware, the Sheriff's Office radio system must be upgraded due to FCC rules and regulations. Nextel is required to replace, **at their cost,** all of our mobile radios which could not be re-banded. However, Nextel was **not required** to replace those mobile radios that could not be narrow banded, since it was determined that those particular radios were at the end of their useful life anyway. This resolution appropriates $410,000 in equipment funds in 2010 for the replacement of those mobile radios to ensure all Sheriff's Office radios are both interchangeable and narrow band compatible with the radios that were replaced by Nextel.

In the original draft resolution, we neglected to mention that the funding also includes the replacement and upgrading of mobile data terminals (MDT's) in the Sheriff's Office marked units to allow for fully integrated communications between over the air and computer aided dispatch.

An e-mail version of the resolution was sent to CE RESO REVIEW, saved under the title "Reso-**Revision** of Sheriff-2010 funds for CP3060- Purchase of Communications Equipment for Sheriff's Office".

We request that this resolution be laid on the table at your earliest convenience.

Thank you for your consideration in reviewing this draft resolution.

Attachments

CC: Christopher Kent, Chief Deputy County Executive

MPS/jfr

Capital Project 3060 Itemized List

Item #	Item Description	Quantity		Unit Cost		Totals
1	XTS2500 800mkz **Portable** Radio	6	$	2,300.00	$	13,800.00
2	XTS2500 800mkz **Mobile** Radio with remote heads	20	$	3,018.80	$	60,376.00
3	XTL 5000 800 mhz Consolette	3	$	4,780.20	$	14,340.60
4	XTS2500 800mkz **Portable** Radio Antennas	20	$	28.61	$	572.20
5	XTS2500 800mkz **Portable** Radio Battery	20	$	75.00	$	1,500.00
6	XTS2500 800mkz **Mobile** Radio Palm Microphone	10	$	57.60	$	576.00
				Sub-total	$	91,164.80
7	**Mobile Data Terminals (MDT's) (Replacements Only - No Additional)**	90	$	7,000.00	$	630,000.00
				Grand Total	$	721,164.80
		Amended Budget Request			$	722,000.00
				Surplus Funds	$	835.20

2010 Adopted Capital - $410,000
2011 Proposed Capital - $312,000
Total CP 3060 funding - $722,000

2007

Intro. Res. No. 2008-2010 Laid on Table 10/12/2010
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2010, CALLING A PUBLIC HEARING UPON A PROPOSAL TO AMEND THE MAP AND PLAN OF SERVICE FOR SUFFOLK COUNTY SEWER DISTRICT NO. 4 – SMITHTOWN GALLERIA, IN THE TOWN OF SMITHTOWN, TO DETERMINE WHETHER IT IS IN THE PUBLIC INTEREST TO EXTEND THE BOUNDARIES IN THE DISTRICT AND AMEND THE OPERATION AND MAINTENANCE BUDGET TO REFLECT FULL CURRENT COSTS AND ANNUAL RATE TO BE CHARGED FOR SEWAGE TREATMENT

WHEREAS, in accordance with New York County Law Article 5-A, and following the submission of maps, plans, and reports, dated July 2002, regarding the proposed establishment of Suffolk County Sewer District No. 4 - Smithtown Galleria, a Public Hearing was held by the Suffolk County Legislature regarding said proposal at the North County Complex in Hauppauge, New York on November 19, 2002; and

WHEREAS, on March 11, 2003, the Legislature duly adopted Resolution No. 179-2003, Making Certain Findings and Determinations Upon a Proposal to Form Suffolk County Sewer District No. 4 - Smithtown Galleria in the Town of Smithtown; and

WHEREAS, on May 11, 2004, the Legislature duly adopted Resolution No. 520-2004, Amending Resolution No. 179-2003 in Connection with Making Certain Findings and Determinations Upon a Proposal to Form Suffolk County Sewer District No. 4 - Smithtown Galleria in the Town of Smithtown; and

WHEREAS, on December 21, 2004, the Legislature duly adopted and on December 27, 2004 the County Executive duly approved Resolution No. 1403-2004, Making Certain Findings and Determinations Upon a Proposal to Form Suffolk County Sewer District No. 4 - Smithtown Galleria in the Town of Smithtown, which Resolution No. 1403-2004 rescinded Resolution No. 179-2003, as amended by Resolution No. 520-2004; and

WHEREAS, pursuant to Article 5-A of the New York County Law and Suffolk County Resolution No. 1403-2004, Suffolk County duly established Suffolk County Sewer District No. 4 - Smithtown Galleria in the Town of Smithtown, relying on the maps, plans and reports of July 2002; and

WHEREAS, pursuant to Article 5-A of the New York County Law, Suffolk County notified the New York State Comptroller's Office of the establishment of Suffolk County Sewer District No. 4 - Smithtown Galleria; and

WHEREAS, subsequent to the creation of Sewer District No. 4 - Smithtown Galleria, but before ownership and operation of the treatment facilities were assumed by the County, it was determined that the budget, operating expenses and the necessary fees for sewage treatment contained in the July 2002 report were flawed; and

WHEREAS, because the fees for sewage treatment, as proposed in the July 2002 report, would be inadequate to support the operational and maintenance expenses of the

Sewer District as required by law, the County has not yet completed the acquisition through dedication of all necessary sewage facilities nor is said Sewer District currently operating any sewage facility or charging for sewage treatment and disposal service; and

WHEREAS, the Commissioner of the Department of Public Works, Administrator of Sewer District No. 4 - Smithtown Galleria, has submitted a report dated June 2010 recommending certain changes to the map and plan of service for the District to correct and update the operation and maintenance budget, to expand the boundaries of the district to include certain commercial establishments adjacent to the district, and to adjust the expected fees for sewage treatment to be paid by district members, such that the District would produce enough revenue to support the expenses of the District in accordance with law; and

WHEREAS, said changes, if adopted, would result in a change in the rate for sewage treatment from the $470 per year per typical residential connection originally estimated in the July 2002 report and relied upon when a Public Hearing was held which led to the creation of the district, to a proposed rate of $1420 per year per typical residential connection as required to support the budget contained in the June 2010 report; and

WHEREAS, the proposed rate of $1420 per year per typical residential connection is lower than it would be if the additional properties within the proposed extended boundaries of Suffolk County Sewer District No. 4 - Smithtown Galleria were not included; and

WHEREAS, as a result of this proposed increase, extension of the boundaries, and resulting modification to the original map and plan of service for Suffolk County Sewer District No. 4 - Smithtown Galleria, it is now required to call a public hearing pursuant to Sections 253-b and 254 of the New York County Law; and

WHEREAS, it is in keeping with the letter and spirit of Article 5-A of the New York County Law and in the public interest to consider whether such proposed amendments are in the public interest, and acquisition and operation of the sewer district treatment facilities should proceed with such extended boundaries and rate of $1420 per year per typical residential connection necessary to support the operation and maintenance of the district, or whether it would be in the public interest to rescind Legislative Resolution 1403-2004 and the notification to the NYS Comptroller by which Sewer District No. 4 - Smithtown Galleria was created; now, therefore be it

1st **RESOLVED**, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. A meeting of the County Legislature of the County of Suffolk, New York, shall be held at the North County Complex in the meeting room of the County Legislature in Riverhead, New York, in said County, on the 7th day of December, 2010 at 2:30 p.m., Prevailing Time for the purpose of conducting a public hearing on the proposed amendment to the map and plan of service for County Sewer District No. 4 - Smithtown Galleria, as contained in the June 2010 report of the Sewer Agency and Department of Public Works to the Legislature. Said proposed amendments include the extension of the boundaries of the district to include certain commercial properties, and amendment and updating of the operation and maintenance budget such that there would be a change in the rate for sewage treatment from the $470 per year per typical residential connection originally estimated in the July 2002 report and relied upon when a Public Hearing was held which led to the creation of the district, to a proposed rate of $1420 per

year per typical residential connection as required to support the budget contained in the June 2010 report.

Section 2. At the public hearing, the Legislature will consider whether such proposed amendments are in the public interest, and acquisition and operation of the sewer district treatment facilities should proceed with such extended boundaries and rate of $1420 per year per typical residential connection necessary to support the operation and maintenance of the district, or whether it would be in the public interest to rescind Legislative Resolution No. 1403-2004, and the notification to the NYS Comptroller by which Sewer District No. 4 -Smithtown Galleria was created.

Section 3. The Department of Public Works is directed to mail or otherwise deliver notice of said public hearing, including a copy of this resolution, to the extent possible, to all residents and property owners within the boundaries of the district and the areas to be included within the proposed extended boundary, said notice to be delivered not less than ten, nor more than twenty days before the day set herein for said public hearing.

Section 4. A copy of the June 2010 report and recommendations of the Department of Public Works shall be made available at the offices of the Department of Public Works, Yaphank County Center, 335 Yaphank Avenue, Yaphank, New York and at the office of the clerk of the County Legislature at the North County Complex in Hauppauge, New York.

Section 5. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of said public hearing to be published once in each of the official newspapers of said County, and such other newspaper as the Legislature may designate, if any, said publication to be made in each of such newspapers not less than ten, nor more than twenty days before the day set herein for said public hearing. Such notice shall be in the following form, to wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the County Legislature of the County of Suffolk, New York, will meet at the North County Complex in the meeting room of the County Legislature in Riverhead, New York, in said County, on the 7th day of December, 2010 at 2:30 p.m., Prevailing Time, for the purpose of conducting a public hearing upon a proposed amendment to the map and plan of service for County Sewer District No. 4 - Smithtown Galleria, as contained in the June 2010 report of the Sewer Agency and Department of Public Works to the Legislature. Said proposed amendments include the extension of the boundaries of the district to include certain commercial properties, and amendment and updating of the operation and maintenance budget such that there would be a change in the rate for sewage treatment from the $470 per year per typical residential connection originally estimated in the July 2002 report and relied upon when a Public Hearing was held which led to the creation of the district, to a proposed rate of $1420 per year per typical residential connection as required to support the budget contained in the June 2010 report.

At the public hearing, the Legislature will consider whether such proposed amendments are in the public interest, and acquisition and operation of the sewer district treatment facilities should proceed with such extended boundaries and rate of $1420 per year per typical residential connection necessary to support the operation and maintenance of the district, or whether it would be in the public interest to rescind Legislative Resolution 1403-2004 and the notification to the NYS Comptroller, by which Sewer District No. 4 - Smithtown Galleria was created.

Suffolk County Sewer District No. 4 - Smithtown Galleria is currently comprised of an area laying entirely within the Town of Smithtown, known as the Hamlet of Smithtown, bounded by Terry Road (CR 16) to the west and Nesconset-Port Jefferson Highway (NYS Route 347) to the south, such area being more particularly bounded and described as follows:

All that certain plot, piece or parcel of land situate lying and being at Smithtown, Town of Smithtown, Suffolk County, New York, being more particularly bounded and described as follows:

BEGINNING at a point on the easterly side of Terry Road, said point being 444.89 feet northerly of the intersection of the easterly side of Terry Road with the northerly side of Nesconset-Port Jefferson Highway (NYS Route 347);

THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 28.61 feet;
THENCE North 32° 12' 10" West 228.37 feet;
THENCE North 61° 01' 53" East 356.33 feet;
THENCE North 28° 07' 03" West 119.41 feet;
THENCE South 61° 52' 57" West 355.77 feet to the easterly side of Terry Road;
THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 233.75 feet;
THENCE along the easterly side of Terry Road North 18° 12' 00" West 67.99 feet;
THENCE along a curve along the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 199.40 feet;
THENCE North 65° 36' 33" East 350.41 feet;
THENCE North 27° 17' 12" West 121.74 feet;
THENCE South 66° 36' 42" West 350.76 feet to the easterly side of Terry Road;
THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 86.22 feet;
THENCE along the easterly side of Terry Road the following three (3) courses:
1) North 28° 02' 13" West 42.27 feet;
2) North 37° 07' 18" West 618.20 feet;
3) North 36° 57' 45" West 26.27 feet to land now or formerly of John Worrell;
THENCE along said land the following three (3) courses:
1) North 35° 24' 16" East 284.64 feet;
2) North 32° 35' 20" West 146.31 feet;
3) South 60° 52' 30" West 299.04 feet to a point;
THENCE North 12° 07' 20" West 151.99 feet;
THENCE North 19° 07' 30" East 229.63 feet;
THENCE North 86° 00' 20" East 4.12 feet;
THENCE North 20° 11' 10" East 150.17 feet to land now or formerly of Frank H. Rowan;
THENCE along said lands the following two (2) courses:
1) South 82° 38' 20" East 38.40 feet;
2) South 85° 35' 50" East 156.20 feet to land now or formerly of Howard Silverman;
THENCE along said land the following three (3) courses:
1) North 67° 41' 00" East 91.37 feet;
2) North 65° 36' 20" East 115.59 feet;
3) North 50° 25' 30" East 85.43 feet
THENCE South 61° 16' 40" East 150.00 feet;

THENCE South 64° 35' 20" West 11.31 feet;
THENCE South 61° 16' 40" East 83.17 feet;
THENCE South 60° 48' 30" East 208.66 feet to the westerly side of Fairview Street West;
THENCE along the westerly side of Fairview Street West South 07° 35' 50" East 15.63 feet;
THENCE South 78° 36' 10" West 136.30 feet;
THENCE South 17° 23' 50" East 186.21 feet;
THENCE North 71° 56' 10" East 17.70 feet;
THENCE South 18° 03' 50" East 135.00 feet to the northerly side Fairview Street West;
THENCE along the northerly side of Fairview Street West South 71° 56' 10" 225.00 feet;
THENCE South 18° 03' 50" East 50.00 feet;
THENCE along the southerly side of Fairview Street West North 71° 56' 10" East 25.00 feet;
THENCE along the Map of Town Heights the following four (4) courses:

1) South 18° 03' 50" East 135.00 feet;
2) North 71° 56' 10" East 75.00 feet;
3) South 18° 03' 50" East 65.00 feet;
4) North 71° 56' 10" East 387.12 feet;

THENCE North 72° 00' 08" East 233.28 feet;
THENCE North 71° 56' 02" East 87.61 feet;
THENCE North 74° 40' 23" East 156.29 feet;
THENCE North 71° 33' 46" East 416.43 feet;
THENCE North 71° 36' 12" East 147.04 feet;
THENCE North 71° 33' 50" East 105.91 feet to Land of the Town of Smithtown;
THENCE along the following two (2) courses:

1) North 71° 48' 12" East 356.02 feet;
2) South 23° 12' 06" East 1222.24 feet;

THENCE South 54° 21' 30" West 281.59 feet;
THENCE North 29° 20' 25" West 240.95 feet;
THENCE South 58° 09' 10" West 1478.97 feet;
THENCE North 43° 43' 20" West 70.02 feet;
THENCE South 53° 37' 30" West 508.83 feet to the point or place of BEGINNING.

Extension

Suffolk County Sewer District No. 4 - Smithtown Galleria is proposed to be extended to include an area between Terry Road (CR 16) to the west and Nesconset-Port Jefferson Highway (NYS Route 347) to the south, the extension being more particularly bounded and described as follows:

All that certain plot, piece, or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Smithtown, Town of Smithtown, County of Suffolk, State of New York. Being more particularly bounded and described as follows:

BEGINNING at a point on the northerly line of Nesconset-Port Jefferson Highway (NYS ROUTE 347). Said point being the intersection of said line with the easterly line of Dinicola Lane (Not open as Street). Running thence northerly along said easterly line of Dinicola Lane from said point of BEGINNING the following courses;

THENCE North 43 degrees 43 minutes 20 seconds West, 277.29 feet;

THENCE North 58 degrees 09 minutes 10 seconds East, 626.80 feet;
THENCE South 35 degrees 38 minutes 30 seconds East, 268.21 feet;
THENCE South 57 degrees 39 minutes 30 seconds West, 295.16 feet, along the northerly line of Nesconset-Port Jefferson Highway (NYS ROUTE 347);
THENCE North 35 degrees 44 minutes 57 seconds West, 104.54 feet;
THENCE South 54 degrees 21 minutes 30 seconds West, 130.00 feet;
THENCE South 35 degrees 18 minutes 59 seconds East, 96.41 feet;
THENCE South 57 degrees 55 minutes 10 seconds West, 161.34 feet, along the northerly line of Nesconset-Port Jefferson Highway (NYS ROUTE 347), to the point or place of BEGINNING

Said parcels having an area of 3.46 acres more or less.

A copy of the June 2010 report of the Sewer Agency and Department of Public Works to the Legislature is available for inspection at the offices of the Department of Public Works, Yaphank County Center, 335 Yaphank Avenue, Yaphank, New York and at the office of the clerk of the County Legislature at the North County Complex in Hauppauge, New York.

Section 6. 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.

Section 7. This resolution shall take effect immediately.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

Gen Cir

COUNTY OF SUFFOLK

2008

AUG 26 2010

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Brendan Chamberlain, County Exec. Asst.
Intergovernmental Relations

FROM: Gilbert Anderson, P.E.,
Commissioner

DATE: August 25, 2010

RE: **SMITHTOWN GALLERIA – SD #4**

Attached are three (3) copies of a memorandum forwarding an introductory resolution to call for a public hearing to amend the map and plan of the referenced district, extending the boundaries and amending its budget. Additionally attached are three (3) copies of the "Report Recommending Amendment or Modification to the June 2002 Report, Map, Plan of Service and Recommendations for the Formation of Suffolk County Sewer District No. 4 – Smithtown Galleria", dated June 2010. These reports reflect the detailed analysis of costs that will be the basis of the discussions to be held at the Public Hearing.

As such, we recommend that the report be forwarded along with the introductory resolution. While we expect the same concerns to be raised about the proposed fees, the public hearing will determine whether there is support to push this process any further.

Should you have any questions or concerns regarding these matters please contact my office at ext. 24010.

GA/bd
attachments
cc: Ed Dumas, Chief Deputy County Executive
Ken Crannell, Deputy County Executive
Ben Wright, P.E., Chief Engineer

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010 FAX (631) 852-4150

COUNTY OF SUFFOLK

2008

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

To: Ken Crannell, Deputy County Executive

From: Gilbert Anderson, P.E., Commissioner, SCDPW

Date: August 24, 2010

Subject: **Introductory Resolution Calling a public hearing upon a proposal to amend the map and plan of service for Suffolk County Sewer District No. 4 – Smithtown Galleria, in the Town of Smithtown, to determine whether it is in the public interest to extend the boundaries in the district and amend the operation and maintenance budget to reflect full current costs and annual rate to be charged for sewage treatment.**

Attached is a draft resolution filed as **Reso-DPW- SD#4 – Smithtown Galleria - Calling for Public Hearing** and appropriate forms with the backup filed as **Backup-DPW - SD#4 – Smithtown Galleria - Calling for Public Hearing - SCIN 175**. This is a resolution authorizing a public hearing to amend the map and plan of service, amending the O&M budget of the Sewer District.

JP:BW:cap

cc: Ed Dumas, Chief Deputy County Executive for Policy and Communications
Gilbert Anderson, P.E. Commissioner, SCDPW
John Donovan, P.E.
Laura Conway
Linda Spahr, Esq.
Robert Braun, Esq,
Debra Kolyer, County Executive's Office
Brendan Chamberlain, Director of Intergovernmental Relations
E-mail to CE Reso Review

2008

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 resolution calling for a public hearing for the purpose of considering the amending the map and plan of service and determine if it is in the public interest to extend the boundaries and amend the operation and maintenance budget of the proposed Sewer District # 4 – Smithtown Galleria.

3. **Purpose of Proposed Legislation**

Calling a public hearing upon a proposal to amend the map and plan of service for Suffolk County Sewer District No. 4 – Smithtown Galleria, in the Town of Smithtown, to determine whether it is in the public interest to extend the boundaries in the district and amend the operation and maintenance budget to reflect full current costs and annual rate to be charged for sewage treatment.

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**	**Proposed connectees to the Sewer District**

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

As per New York State law, the proposed connectees of the District would be required to support the Operation and Maintenance costs of the District.

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**
Craig A Platt Assistant Director of Sewer District Activation	Craig A. Platt	August 24, 2010

SCIN FORM 175B (10/95)

2008

RESOLUTION SUBMITTAL SHEET

Capital Project	NA	Legislative Districts	7th & 8th
Operating Fund	NA	Federal Aid %	NA
Other		State Aid %	NA

Give a complete description of why we are asking for reso; if aided, state status of aid

Calling a public hearing upon a proposal to amend the map and plan of service for Suffolk County Sewer District No. 4 – Smithtown Galleria, in the Town of Smithtown, to determine whether it is in the public interest to extend the boundaries in the district and amend the operation and maintenance budget to reflect full current costs and annual rate to be charged for sewage treatment.

Previous resolution (list previous reso for the same work)

Resolution Number	Purpose	Amount

Amounts being requested		Current Funding	
Planning	0	Planning	0
Site	0	Site	0
Construction	0	Construction	0
Land	0	Land	0
F&E	0	F&E	0

Project Status

Est. planning completion	NA	Design consultant	
Est. construction start		Contractor	
Est. construction completion			

State required offsets, their Legislative Districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue

Offset	Leg. District	Comments

2008

COUNTY OF SUFFOLK
DEPARTMENT OF PUBLIC WORKS

SUFFOLK COUNTY SEWER AGENCY
Report Recommending
Amendment or Modification to the June 2002
Report, Map, Plan of Service
and Recommendations
for the Formation of

SUFFOLK COUNTY

SEWER DISTRICT NO. 4 – SMITHTOWN GALLERIA

GILBERT ANDERSON, P.E.
COMMISSIONER

June 2010

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B. 2002 Report for the Formation of SC Sewer District No 4 – Smithtown Galleria

C. Suffolk County Legislative Resolution 1403-2004, A Resolution Making Certain Findings and Determinations Upon a Proposal to Form Suffolk County Sewer District No. 4 – Smithtown Galleria in the Town of Smithtown

D. Notification to the Office of the NYS Comptroller regarding the District Creation of Suffolk County Sewer District #4, Smithtown Galleria

E. Current Legal Description of District - (Original Sewer District #4 – Galleria, Metes & Bounds, as described in June 2002 report and established by Suffolk County Legislative Resolution - 1403-2004)

F. Proposed Amended Legal Description of District (Sewer District #4 – Galleria, Metes & Bounds, extending boundaries of district to include two adjacent restaurants)

G. Map of District (Original Sewer District #4 – Galleria, as contained in June 2002 report and- established by Suffolk County Legislative Resolution 1403-2004)

H. Map of Proposed Amended District (Sewer District #4 – Galleria, Metes & Bounds, extending boundaries of district to include two adjacent restaurants)

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INTRODUCTION

In accordance with Article 5-A of New York State County Law and by Resolutions No. 494-1965 and No. 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970, authorized the Chairman of the Agency to execute agreements with sub-dividers and developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency, with the assistance of the Department of Environmental Control acting as its staff, to prepare the necessary maps, plans, specifications and other relevant material for the formation, extension or improvement of County sewer districts.

The Suffolk County Department of Public Works, Suffolk County Sewer Agency and the County of Suffolk entered into a contract with DiCanio Residential Communities, Inc., Smithtown Galleria Corp. and Galleria Environmental Corp. on November 26, 1990 (Exhibit A). This contract contains, among other things, the commitment by the developer to construct wastewater collection, treatment and disposal facilities for a development known as Smithtown Galleria and offer these facilities at no cost to the County, or its nominee. This agreement is recorded against the property and is binding upon all subsequent owners. In the agreement is a provision, which consents to the formation of a County sewer district encompassing the property covered by the agreement.

In accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency caused the Department of Public Works, as the successors to the Department of Environmental Control, to prepare and submit the necessary information and data relating to the formation of Suffolk County Sewer District No 4 – Smithtown Galleria. The report, dated July 2002 (Exhibit B), was submitted to the Legislature, which held a public hearing on the district formation on November 19, 2002. The District was formed in accordance with Resolution No. 1403-2004 (Exhibit C); and the Notification for District Creation (Exhibit D), was submitted to the Office of the NYS Comptroller 5.[1]

[1] The Legislature first adopted findings with regard to the District on March 11, 2003, by Resolution No. 179-2003, which was amended on May 11, 2004, by Resolution 520-2004.[1] Resolution No. 1403-2004 rescinded Resolution No. 179-2003.

Subsequent to the formation of the district, it was determined that the budget, and fees to be paid under the new district's proposed plan of service as contained in the original 2002 Sewer Agency report, were flawed. Portions of the operational costs, namely the spread costs, had been omitted from the budget. As will be stated below it is necessary to amend and modify the map and plan of service to amend the boundaries and amend the projected cost to district members.

The Smithtown Galleria project consists of 187 townhouse units (Windcrest at the Galleria), 42 single family homes (Galleria Heights and Coventry Village at the Galleria), 312 apartment units, a CVS pharmacy (9 Single Family Equivalents (SFE), a clubhouse (1 SFE) and a day care center (11 SFE). The amendment and modification of the proposed district boundaries is suggested to include two adjacent restaurants, Famous Dave's and Carrabba's (also known as Jado's 2 Restaurants) which will result in an additional 52 single family equivalents, making the total 614 SFEs. Jado's 2 Restaurants will increase the flow to the plant by 13,590 gallons per day. A connection agreement to the existing plant by the owner of the two restaurants will be overseen by the Sewer Agency.

DISTRICT POPULATION

Using 3.5 persons per townhouse unit, single family home and apartment unit larger than 1200 SF and 2.5 persons for each apartment unit less than 1200 SF, it is estimated that the total population of the district is 1917 persons, or 614 single family equivalents (SFE). Jado's 2 Restaurants is included and resulted in an increase in population of 182.

GENERAL BOUNDARY DESCRIPTION

The proposed district is situated in the central portion of the Town of Smithtown in the hamlet of Smithtown. Including the sewage treatment plant site and approximately 3 acres of Jado's 2 Restaurants, the proposed district will consist of approximately 84 acres.

The proposed district, including the two restaurants, is bounded on the south by Port Jefferson – Nesconset Highway (NYS Route 347), on the east and the north by single family homes, and on the west by Terry Road.

A metes and bounds description that was included in the original public hearing report of 2002 and the modified district boundaries of 2008, to include the two restaurants, are included in this report as Exhibits E and F. The map of the district as established by Resolution 1403-2004 and a map of the 2008 proposed district, which includes the two restaurants, are appended hereto as Exhibits G and H.

WASTEWATER TREATMENT FACILITIES

The wastewater treatment plant was designed and constructed to accommodate 178,000 gallons per day (GPD). Of this capacity 8,900 GPD is associated with filter backwashing and reduces the usable connected capacity to 169,100 GPD.

The collection system within the district boundary and within public roads will be accepted for dedication. Where necessary, and as provided for by the existing Agency agreement, easements will be granted for any portion of the collection system not within public roads.

AMENDMENT AND MODIFICATION OF PLAN

The original plan prepared, based on the 2002 budget, and subject of a public hearing and notice to the State Comptroller resulted in the district being legally formed in 2005. Ownership, however, of the pertinent facilities was never transferred to the County. The original estimated cost per typical property in the original 2002 map and plan did not factor in all spread costs. Inclusion of spread costs increases the annual cost per typical property from $470 (2002 map and plan) to $1420 (2010 budget). Since the original map and plan was based on costs for 2002 the map and plan must be amended to include an inflation factor. There will also be a financial contribution from Jado's 2 Restaurants. Exhibits I and J include the budgets for 2002 and in accordance with the above a budget for 2010 that includes the spread costs, the inflation factor and the Jado's 2 Restaurants.

CAPITAL COSTS

No capital costs will be incurred in connection with the formation of this proposed sewer district; and, therefore, there will be no bond issue. The financial contributions associated with the connection of the Jado's 2 Restaurants will be for the purpose of securing capital improvements. It is estimated that the improvements that are listed in an

inspection report, attached as Exhibit K will cost $350,000. In addition it is possible that after the operation and maintenance responsibilities have been transferred to the County other items will identified as needing repair/replacement. In accordance with established requirements of the Suffolk County Department of Health Services funds must be in place to replace the single largest piece of equipment of the plant. The cost of this replacement is estimated to be $60,000. The $203,850 in connection fees from the Jado's 2 Restaurants should be applied to these costs ($410,000).

PROPOSED FINANCIAL PLAN AND COSTS TO HOMEOWNERS

A. Federal and State Aid

There is no expectation of receipt of Federal or State funds for the formation of this district.

B. Preliminary User Charges

1. Present Charges: Presently, and until the dedication of the proposed district facilities is completed, the allocated operation and maintenance costs will continue to be paid privately to the developer by the present users under the terms of the existing private agreement.
2. District Charges: The Environmental Protection Agency regulations require that any sewer district formed in Suffolk County after December 27, 1977 must charge the users based upon actual use, and not ad valorem. Therefore, the district will be established pursuant to Section 266 of the County Law of the State of New York, and thus require a flat annual sewage charge be paid by all users for the calendar year 2010, or fraction thereof.

C. Annual Operation and Maintenance Costs and Charges

The operation and maintenance budget for 2010, which includes Jado's 2 Restaurants, is $871,200. The proposed district will consist of condominiums, single family homes, residential apartments, retail, Jado's 2 Restaurants and office buildings, which will all share equally on a per unit of flow basis in the annual costs of operation and maintenance. Each residential unit will be billed every three months which, together with the per unit basis, is consistent policy with every other non-ad valorem County sewer district. Commercial units are billed annually. It is estimated

that each residential user will pay $1420 per year, while industrial/commercial users will pay a per gallon charge plus any applicable industrial waste fee (See Exhibit J).

TAXABLE AND NON-TAXABLE REAL PROPERTY IN THE DISTRICT

There are no state lands or non-taxable properties in the district as amended with the exception of the improvements on the sewage treatment plant site, once dedicated to the district.

The district as amended is within the unincorporated area of the Town of Smithtown and is within School District No. 1. The average assessments in the proposed district, as well as the latest available schedule of taxes levied against properties within the proposed district, are set forth in the following table:

Tax Rate per $1000 AV for 2009-2010

County	220.917
Town	205.534
Smithtown Fire District	58.476
School District No. 1	1282.254
Smithtown Public Library	47.424
Town Lighting	7.971
NYS Real Property Tax Law	31.894
NYS MTA Tax/Tax Police	1.035
Total	1855.505

AVERAGE ASSESSSED HOME TAX 2009-2010

Coventry Village at the Galleria	$7,153 AV	$13,272 Tax
Galleria Heights	$8,903 AV	$16,519 Tax
Windcrest at the Galleria	$5,606 AV	$10,402 Tax

RECOMMENDATIONS, COMMENTS AND FINDINGS

A. The dedication of the facilities in the proposed district will result in fulfilling the intent of the contracts between the developer, the Suffolk County Sewer Agency, et al.

B. The map and plan has been modified to include the new service area boundary which includes the Jado's 2 Restaurants and the spread costs, using district actual cost of services between 2002 and 2009.

C. It is recommended that financial contributions of Jado's 2 Restaurants be provided to secure capital improvement.

D. Finally, it is recommended that this report be made the subject of a public hearing to determine whether it is in the public interest to amend the map's new district boundary and plan of service, as proposed, including the increase in projected fees, and if such is not in such public interest, to rescind Legislative Resolution 1403-2004, which formed the District.

Respectfully submitted,

Gilbert Anderson, PE.

Commissioner of the Suffolk County Department of Public Works, Chairman of the Suffolk County Sewer Agency and Administrative Head of All Suffolk County Sewer Districts

Exhibit

A

Contract between DiCanio Residential Communities, Inc., Smithtown Galleria Corp., Galleria Environmental Corp., the Suffolk County Department of Public Works, Suffolk County Sewer Agency and the County of Suffolk dated November 26, 1990.

DEC 7 1990

This AGREEMENT is made this 26 day of NOVEMBER, 1990 by, between and among:

DiCANIO RESIDENTIAL COMMUNITIES, INC., a corporation duly organized under, and existing by virtue of, the laws of the State of New York, with its principal place of business at 712 Smithtown Bypass, Smithtown, New York 11787, and SMITHTOWN GALLERIA CORP., a corporation duly organized under, and existing by virtue of, the laws of the State of New York, with its principal place of business at 712 Smithtown Bypass, Smithtown, New York 11787, GALLERIA ENVIRONMENTAL CORP., a corporation duly organized under, and existing by virtue of, the laws of the State of New York, with its principal place of business at 712 Smithtown Bypass, Smithtown, New York 11787 (Note: DiCANIO RESIDENTIAL COMMUNITIES, INC., SMITHTOWN GALLERIA CORP. and GALLERIA ENVIRONMENTAL CORP. are hereinafter colllectively referred to in the singular as "OWNER", and shall be jointly and severaly liable for each and every obligation of OWNER herein); and

SUFFOLK COUNTY DEPARTMENT OF PUBLIC WORKS, a Department of the County Government of Suffolk County, New York, having offices at the Yaphank County Center, on Yaphank Avenue, in Yaphank, New York 11980, hereinafter referred to as "DPW", and

SUFFOLK COUNTY SEWER AGENCY, a unit of the County Government of Suffolk County, New York, having offices at the Yaphank County Center, on Yaphank Avenue, in Yaphank, New York 11980, hereinafter referred to as the "AGENCY", and

COUNTY OF SUFFOLK, through the Chairman of the Suffolk County Sewer Agency, acting on behalf of the County, having offices at the Suffolk County Center, Riverhead, New York 11901, hereinafter referred to as the "COUNTY".

W I T N E S S E T H :

WHEREAS, DiCANIO RESIDENTIAL COMMUNITIES, INC. and SMITHTOWN GALLERIA CORP. are the owners of the property located at the northeast corner of Terry Road and Nesconset Highway, in the Town of Smithtown, County of Suffolk and State of New York, more particularly bounded and described as set

see attached

REG.
19th House + Home
Lots 16 + 17

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DISTRICT	SECTION	BLOCK	LOT
0800	108 00	0100	020.000
			021.100
			022.100
0800	106 00	0400	050 000
		0400	P.O.060 000
			080 000
			090 000
			010 000
			011 000
			022 000
			023 000
			031.000
			040.000
	106.00	0500	P.O.003.000
			009.000
			P.O.011.000
			011.002
			P.O.013.000
			014.000
			015.001
			016.000
			017.000
			001.000
			003.001
			004.000
			005.000
			006.000
			007.000
			P.O.008.000
			011.000
			013.00
			014.000
			015.002
			017.001
			017.002

forth in "Schedule A" annexed hereto, which property is hereinafter referred to as the "PREMISES", and

WHEREAS, GALLERIA ENVIRONMENTAL CORP. is the owner of the site upon which the sewage treatment plant referred to herein shall be constructed, and

WHEREAS, the PREMISES is not located within the boundary of any Suffolk County sewer district, and

WHEREAS, OWNER has caused to be filed with the AGENCY, the COUNTY, the Suffolk County Department of Health Services and the Township of Smithtown, a certain map entitled "The Galleira", which map is dated February, 1988, was prepared by Nelson and Pope, and shows the location of a planned community consisting of apartments, single-family residence dwellings and commercial establishments, upon eighty-one (81) acres of land located at Smithtown, County of Suffolk and State of New York (the PREMISES), and

WHEREAS, the aforesaid planned community is expected to generate approximately ONE HUNDRED SEVENTY-FIVE THOUSAND GALLONS PER DAY (175,000 GPD) of sewage, and

WHEREAS, OWNER is desirous of constructing a sewage treatment plant upon the PREMISES, together with all equipment, appurtenances and/or facilities used in connection therewith, to serve the sewage collection, treatment and disposal needs of the aforesaid planned community,

NOW THEREFORE, in consideration of the individual and mutual covenants, promises and representations herein contained, the parties hereto do hereby agree as follows:

1. DiCANIO RESIDENTIAL COMMUNITIES, INC. and SMITHTOWN GALLERIA CORP. warrant and represent that they own the PREMISES herein described, and that they shall, at their sole cost, expense and effort, provide a legible photocopy of the recorded deed(s) of ownership to the PREMISES, including the Suffolk County Tax Map Number of same, which shall be annexed hereto and marked "Schedule A".

2. OWNER shall comply with all of the provisions of Suffolk County Local Law Number 24-1986 and any amendment thereof and/or successor law thereto. A copy of said local law is annexed hereto and marked "Schedule B".

3. OWNER shall comply with all of the provisions of the Suffolk County Sanitary Code.

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4. OWNER shall, at OWNER's sole cost, expense and effort, design and construct, and maintain on a continuous basis, a sewage treatment plant, together with any and all sewer lines, manholes, pretreatment systems, lateral sewers, pump stations and/or force mains, as well as any and all equipment, appurtenances and/or facilities used in connection therewith, necessary, in the sole discretion of the AGENCY and/or DPW, to serve the sewage collection, treatment and disposal needs of the aforesaid planned community.

5. If, in the sole discretion of DPW and/or the Suffolk County Department of Health Services, pretreatment facilities are required, OWNER shall, at OWNER's sole cost, expense and effort, design and construct such pretreatment facilities. Such pretreatment facilities shall be operated and maintained by, at the option of DPW, either (a) DPW, or (b) personnel provided by OWNER, at OWNER's sole cost, expense and effort, which personnel shall be acceptable to DPW. Should DPW so request, OWNER shall provide, at any time or times during the term of this Agreement or during the term of any renewal or extension hereof, at OWNER's sole cost, expense and effort, a sampling station and equipment to measure the volume and strength of sewage flow from the PREMISES. Such sampling station and equipment shall be subject to approval by DPW as a condition of OWNER's continued use of the PREMISES. DPW reserves the right to inspect the PREMISES in connection with such approval if, in its sole discretion, it deems same to be necessary. Testing of samples shall be performed in accordance with the procedure set forth in Standard Methods for the Examination of Water and Waste Water, published by the American Public Health Association, Inc., current edition. OWNER's design and construction of any pretreatment facilities shall be done in a good workmanlike manner and to the satisfaction and specifications of DPW.

6. OWNER warrants and represents that all sewer lines, manholes, lateral sewers, pump stations and/or force mains, as well as any and all equipment, appurtenances and/or facilities used in connection therewith, located in, under or upon the PREMISES, shall be constructed, and shall be maintained, in accordance with the rules and regulations of DPW. Except as may be otherwise provided in paragraph (5) above, any such maintenance required shall be the responsibility of OWNER, and shall be performed at OWNER's sole cost, expense and effort.

7. Prior to the commencement of construction of any sewer lines, manholes, pretreatment systems, lateral sewers, pump stations and/or force mains, or of any and all

equipment, appurtenances and/or facilities used in connection therewith, all hereinafter referred to as "sewerage facilities", OWNER shall, at OWNER's sole cost, expense and effort, (i) obtain from the AGENCY a Special Permit as provided for in Local Law No. 24-1986 [a copy of which is annexed to this Agreement and marked "Schedule B"] and/or in any amendment thereof and/or successor law thereto, (ii) obtain a construction permit from the Suffolk County Department of Health Services, and (iii) secure any and all other permits which may be lawfully required by, and abide by the rules and regulations of, each and every municipality and/or department and/or agency having jurisdiction in or over the matter.

8. At least fourteen (14) days prior to the commencement of construction of any sewerage facilities, OWNER shall notify DPW, the AGENCY and the COUNTY, in writing, of the proposed date or dates on which construction is scheduled to commence, and shall include with said notice a tentative schedule setting forth all work proposed to be done during the thirty (30) days following the commencement of construction and the exact location thereof. OWNER shall not commence construction of any sewerage facilities until (i) the location and order of progression of the proposed work as set forth in the aforesaid schedule has been approved by DPW, and (ii) arrangements have been made with DPW for inspection by DPW of the said work. OWNER shall notify DPW, in writing and within twenty-four (24) hours, of any addition(s), deletion(s), change(s) or other modification(s) to, from or in the said schedule. The said schedule shall be updated as necessary by OWNER to set forth all work proposed to be done after the thirty (30) days following the commencement of construction. Such updating shall be done with sufficient frequency so that DPW, the AGENCY and the COUNTY shall have a minimum of thirty (30) days advance notice, via the aforesaid schedule, of all work proposed to be done. All such updates of the said schedule shall be subject to the same terms and conditions as the originally-submitted schedule, as set forth above.

9. OWNER shall, at all times, comply with any and all orders, directives and requests of DPW and of each and every municipality, department and/or agency having jurisdiction in or over the work to be performed by OWNER hereunder.

10. (A) OWNER's construction of all sewerage facilities shall be in accordance with the rules and regulations of DPW and shall be subject to the approval of DPW.

(B) OWNER warrants and represents that all sewer lines, manholes, lateral sewers, pump stations and/or

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force mains, as well as any and all equipment, appurtenances and/or facilities used in connection therewith, located in, under or upon the PREMISES, shall be constructed and shall be maintained in accordance with the rules and regulations of DPW. Any such maintenance required shall be the responsibility of OWNER and shall be performed at OWNER's sole cost, expense and effort.

11. Prior to the commencement of construction of any sewerage facilities, OWNER shall, at OWNER's sole cost, expense and effort, submit to DPW an engineering report, plans and specifications of all proposed work, prepared by a professional engineer duly licensed by the State of New York, showing all sewer lines, manholes, pretreatment systems, lateral sewers, pump stations and/or force mains, as well as any and all equipment, appurtenances and/or facilities used in connection therewith, on the PREMISES. Said report, plans and specifications shall include the location of all sewer easements and sites, and shall be subject to review by, and the approval of, DPW prior to the commencement of construction of any sewerage facilities, and no such construction shall commence until the said report, plans and specifications shall have been approved, in writing, by DPW. DPW shall, within a reasonable time, examine the said report, plans and specifications submitted by OWNER, and shall make such inspections and reports as DPW, in its sole discretion, may require. The engineers and inspectors of DPW, as well as all of DPW's staff, shall not replace, nor act as or on behalf of, the engineers, inspectors or staff of OWNER, and nothing contained herein or elsewhere in this Agreement shall be construed to the contrary. At the conclusion of the work hereunder, OWNER shall, at OWNER's sole cost, expense and effort, submit to DPW, in accordance with DPW's specifications, two (2) reproducible transparencies, Mylar or equal, and one (1) microfilm, of "as-built" drawings, prepared by a land surveyor duly licensed by the State of New York, showing the exact location and depth of all sanitary sewerage facilities.

12. Prior to covering, burying or otherwise concealing or obscuring any sewerage facilities, OWNER shall request an inspection by DPW of the construction of same. OWNER shall await such inspection, and shall not cover, bury or otherwise conceal or obscure any sewerage facilities until the same have been both inspected and approved by DPW. In the event that OWNER fails to request an inspection as set forth herein, and/or fails to await such inspection, and causes or permits, whether intentionally or otherwise, any sewerage facilities to be covered, buried or otherwise concealed or obscured before the same have been both inspected and approved by DPW, then OWNER shall, at OWNER's sole cost, expense and effort, excavate, uncover and/or otherwise remove

the same from concealment or obscurity, in order that the same may be inspected, and approved or disapproved, by DPW.

13. Deleted.

14. Prior to the commencement of construction of any sewerage facilities, OWNER shall, at OWNER's sole cost, expense and effort, furnish an irrevocable letter of credit issued by a New York bank, for the repair, restoration and/or maintenance of any facilities (sewerage or otherwise) owned by any political subdivision having jurisdiction over the public land or lands in, through, over, under or upon which OWNER will construct any of the sewerage facilities provided for herein. Said letter of credit shall be in form and wording satisfactory to, and in an amount or amounts requested by, any such political subdivision.

15. (A) (i) Prior to the commencement of construction of Stage 1 of the PLANT, OWNER shall, at OWNER's sole cost, expense and effort, furnish an irrevocable letter of credit issued by a New York bank, in an amount equal to one hundred twenty (120%) percent of the estimated cost of construction of Stage 1, to ensure that, in the event OWNER fails to undertake and/or complete the construction of Stage 1, sufficient financial resources are available to construct, or complete the construction of, Stage 1.

(ii) After the completion of Stage 1 and, at the option of OWNER, the total release of the letter of credit posted therefor, and prior to the commencement of construction of Stage 2 of the PLANT, OWNER shall, at OWNER's sole cost, expense and effort, furnish an second irrevocable letter of credit issued by a New York bank, in an amount equal to one hundred twenty (120%) percent of the estimated cost of construction of Stage 2, to ensure that, in the event OWNER fails to undertake and/or complete the construction of Stage 2, sufficient financial resources are available to construct, or complete the construction of, Stage 2.

(iii) After the completion of Stage 2 and, at the option of OWNER, the total release of the letter of credit posted therefor, and prior to the commencement of construction of Stage 3 of the PLANT, OWNER shall, at OWNER's sole cost, expense and effort, furnish a third irrevocable letter of credit issued by a New York bank, in an amount equal to one hundred twenty (120%) percent of the estimated cost of construction of Stage 3, to ensure that, in the event OWNER fails to undertake and/or complete the construction of Stage 3, sufficient financial resources are available to construct, or complete the construction of, Stage 3.

(iv) Each letter of credit posted hereunder shall be irrevocable, shall be in form and wording satisfactory to DPW, and shall be self-reducing, i.e., as the work progresses on the particular Stage of the construction of the PLANT for which each letter of credit has been posted, the amount of the letter of credit shall be automatically reduced for each dollar advanced by OWNER for the expansion and improvement of the PLANT.

(B) Every letter of credit referred to in paragraph (A) above shall be periodically renewed by OWNER, at OWNER's sole cost, expense and effort, until such time as OWNER has completed the construction of all facilities for which such Letter of Credit has been posted. Said renewal(s) shall be made not less than two (2) months prior to the expiration of the said letter of credit or the expiration of any renewal thereof. OWNER shall provide proof of said renewal or renewals to the AGENCY within fourteen (14) days of each renewal. The failure of OWNER to so renew the said letter of credit, or to so provide proof of same, shall constitute a default under the letter of credit and under this Agreement.

(C) No letter of credit referred to in subparagraph (A) above shall be finally released until 1- all work on the stage of the PLANT for which such letter of credit was posted has been completed to the satisfaction of DPW, 2- such stage is operating to the satisfaction of DPW, and 3- such stage achieves such effluent standards for such period of time as may be required by the NYSDEC.

(D) Prior to the release of the final letter of credit, OWNER shall deliver to DPW the maintenance bond hereinafter referred to in paragraph twenty-four (24) for the due, proper and efficient maintenance and operation of the sewerage facilities provided for herein.

(E) In the event that OWNER constructs the plant in more or less than three (3) stages, the provisions of this paragraph (15) shall be amended to reflect the actual number of stages.

16. During the course of construction of the sewerage facilities provided for herein, the engineers, inspectors and staff of DPW, and the Highway Department of the Town and/or Village in which the PREMISES are situate, shall have the right, at any time, to make inspections of the work.

17. During the course of construction of the sewerage facilities provided for herein, OWNER shall, at OWNER's sole cost, expense and effort, make any tests of the sewerage facilities as may from time to time be requested by DPW. In the event that DPW issues a stop-work order, OWNER shall immediately cease all work on the item, or items, set forth in the said order and shall not resume such work until the order shall have been vacated, in writing, by DPW.

18. (A) All costs incurred by DPW during the course of construction of the sewerage facilities provided for herein, including, but not limited to, engineering costs, for any examination, inspection, audit, test, report and/or service either called for herein or, in the sole discretion of DPW, required, shall be borne by OWNER. Prior to the commencement of construction of any sewerage facilities, OWNER shall post the sum of FIFTEEN THOUSAND AND NO/100THS ($15,000.00) DOLLARS, or a sum equal to five (5%) percent of OWNER's total costs for the construction of the sewerage facilities provided for herein, whichever is greater, in cash, or by certified check, bank check or teller's check drawn to the order of "Suffolk County Treasurer", which sum shall be applied toward the aforesaid costs of DPW. Thereafter, OWNER shall from time to time post such further and additional sums as shall be requested by DPW, which shall also be applied toward the said costs of DPW. Subject to paragraphs (19) and (20) below, the total amount of all sums so posted by OWNER shall not exceed five (5%) percent of OWNER's total costs for the construction of the sewerage facilities provided for herein. OWNER shall submit proof, satisfactory to DPW, of its said total construction costs.

(B) In addition to the costs set forth in paragraph (18)(A) above, OWNER shall pay for a two-week inspection, by a representative of DPW, of the facilities to be constructed by OWNER pursuant to the terms hereof. OWNER's offer of dedication of said facilities, as set forth herein, shall not be accepted unless and until such two-week inspection has been performed and said inspection indicates to DPW that the facilities are in good working order.

19. For the sums posted by OWNER pursuant to paragraph (18) above, OWNER shall be entitled to have DPW review no more than two (2) submissions of plans and specifications for approval. In the event that additional submissions are made showing any addition(s), deletion(s), change(s) or other modification(s), whether or not requested or required by DPW, OWNER shall pay, upon demand, in the same manner as set forth in paragraph (18) above, an additional sum in the amount of one-half of one (0.5%) percent of OWNER's total costs for the

construction of the sewerage facilities provided for herein for each such additional submission.

20. The percentage limitations set forth in paragraphs (18) and (19) above on the sums to be paid by OWNER do not include any allowance for any expenses incurred by DPW as a result of OWNER's scheduling work to be performed on overtime, weekends or holidays, or other than during the normal working hours of DPW's staff. No such work shall be scheduled by OWNER without DPW's consent. In the event that any such work is scheduled, OWNER shall pay, upon demand, in the same manner as set forth in paragraph (18) above, an additional sum in an amount estimated by DPW, in DPW's sole discretion, to cover DPW's anticipated additional costs as a result thereof. Should DPW's estimate prove to be insufficient to cover its actual additional costs, OWNER shall, upon demand, pay to DPW, in the same manner as set forth in paragraph (18) above, the difference between the estimated and the actual additional costs.

21. Any unused portion of the sum or sums posted by OWNER pursuant to paragraphs (18), (19) and (20) above shall be returned to OWNER.

22. The sum or sums posted by OWNER pursuant to paragraphs (18), (19) and (20) above shall not exceed reasonable levels for the particular activity(ies) described. DPW shall exercise reasonable controls over its costs in this regard. Upon request by OWNER, DPW shall provide OWNER with evidence to account for its said costs.

23. OWNER shall provide, at OWNER's sole cost, expense and effort, an insurance policy or policies in accordance with the requirements set forth in "Schedule C" annexed to this Agreement. At DPW's request, OWNER shall submit said policy or policies, or due evidence thereof, in the form of certificates or binders, to DPW. The failure of OWNER to furnish and maintain insurance, certificates or binders as required herein may be deemed by DPW to be a default hereunder and DPW, in addition to other remedies to which it may be entitled in such cases, may, but shall not be obligated to, purchase such equivalent insurance at the cost and expense of OWNER.

24. Prior to the commencement of operation of any facilities provided for herein, OWNER shall furnish, at OWNER's sole cost, expense and effort, a maintenance bond, to ensure that, in the event OWNER fails to properly maintain any of the facilities provided for herein, sufficient financial resources are available for same. Said maintenance bond

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shall be in form and wording satisfactory to, and in an amount determined by, DPW and/or the AGENCY and/or the COUNTY. Said maintenance bond shall be effective for a period of five (5) years, and shall be renewed by OWNER, at OWNER's sole cost, expense and effort, for successive periods of five (5) years, until such time, if ever, as the AGENCY shall have accepted dedication of the facilities provided for herein. OWNER shall, at OWNER's sole cost, expense and effort, provide for covenants, which shall be recorded in the Office of the Clerk of the County of Suffolk and which shall run with each portion of the PREMISES sold or transferred by OWNER, which shall provide that each and every subsequent owner of any portion of the PREMISES sold or transferred by OWNER shall be lawfully obligated to contribute towards the cost of (i) maintaining the facilities provided for herein and (ii) the maintenance bond, and any renewals thereof, provided for herein, in sufficient amounts so that the sums collected at any time from all owners of the PREMISES shall be sufficient to pay the cost of the maintenance and the maintenance bond provided for herein. No S-9 form or other approval shall be issued by the AGENCY in connection with the PREMISES unless and until the AGENCY approves the form and substance of said covenants and OWNER furnishes proof to the AGENCY that same have been recorded in the Office of the Suffolk County Clerk.

25. OWNER shall save, indemnify and hold harmless DPW, the AGENCY and the COUNTY, and any and all of their departments, agencies, bureaus, employees, personnel, agents and representatives, from and against any and all loss or expense, including attorneys fees, by reason of any liability imposed by law upon any of them, except in cases of their negligence, for any damages or claim for damages arising out of, or in consequence of or in connection with, this Agreement, including, but not limited to, bodily injury, including death at any time resulting therefrom, sustained by any person or persons, or on account of damage to property, whether such injury to persons or damage to property is due or claimed to be due to any passive negligence, or any act or omission, intentional or otherwise, of DPW, the AGENCY or the COUNTY, or any combination of them, and/or any of their departments, agencies, bureaus, employees, personnel, agents or representatives. It is further understood and agreed that OWNER shall, at the option of DPW and/or the AGENCY and/or the COUNTY, defend any of the entities indemnified hereunder with appropriate counsel and, further, shall bear all costs and expenses, including the expense of counsel, in the defense of any action or proceeding arising hereunder.

26. OWNER shall, at OWNER's sole cost, expense and effort, repair, replace and/or restore any and all sewer

lines, manholes, lateral sewers, pump stations and/or force mains, as well as any and all equipment, appurtenances and/or facilities used in connection therewith, and also any DPW facilities, in the event that either or both are damaged or disturbed as the result of any act or omission, intentional or otherwise, by OWNER and/or by OWNER's guests, invitees, etc., and/or by anyone acting for or on behalf of OWNER or at or under OWNER's direction or control.

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27. The sewage treatment plant provided for herein, together with any and all sewer lines, manholes, pretreatment systems, lateral sewers, pump stations and/or force mains, as well as any and all equipment, appurtenances and/or facilities used in connection therewith, and the site upon which same are situate, including the collection system for same, are hereby irrevocably offered for dedication to the AGENCY by OWNER, free of charge and without expectation of any reimbursement or compensation. Upon approval of the construction thereof, the AGENCY may, at any time, accept title to same.

28. (A) DPW may, subject to paragraph (28)(B) below, provide routine and/or minor maintenance, and/or major repairs, and/or any other service, to the sewerage facilities provided for herein, and/or to the sewer lines, manholes, pretreatment systems, lateral sewers, pump stations and/or force mains, as well as to any and all equipment, appurtenances and/or facilities used in connection therewith, necessary, in the sole discretion of DPW, for the upkeep of same. OWNER shall pay for any such work done by DPW.

(B) Except in cases of emergency, DPW shall not undertake any of the work set forth in paragraph (28)(A) above unless OWNER fails to perform same after reasonable notice has been given by DPW. DPW shall have sole discretion in deciding what constitutes an "emergency" as that term is used in this paragraph.

29. No properties, parties, persons, corporations or other entities shall be permitted to connect to any sewerage facilities of OWNER, whether or not situate in, under or upon the PREMISES, nor to any sewerage facilities in, under or upon the PREMISES, whether or not owned by OWNER, without the written consent of the AGENCY. The provisions of this paragraph (29) do not pertain to the individual units which comprise the PREMISES herein.

30. (A) Subject to the execution of an agreement with OWNER acceptable to the AGENCY, which shall provide for

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payment of consideration to OWNER for purchase and reservation of capacity in OWNER's sewage treatment plant in an amount acceptable to the AGENCY, and pending the formation of a County sewer district, the AGENCY shall be entitled to arrange for any one or more properties, parties, persons, corporations or other entities to connect to any sewerage facilities of OWNER, whether or not situated in, under or upon the PREMISES, or to any sewerage facilities in, under or upon the PREMISES, whether or not owned by OWNER. The cost of any such connection(s) shall be borne by the property, party, person, corporation or entity connecting. No portion of said cost shall be borne by OWNER. Nothing herein contained shall be construed as a grant of an easement or right of way on, over, under or through any portion of the PREMISES.

(B) OWNER shall be entitled to receive from any connecting entity a fair and reasonable charge for said entity's proportionate share of the operation and maintenance costs of the sewage treatment plant. Said charge shall be subject to the approval of the AGENCY.

31. Deleted.

32. This Agreement shall be recorded in the Office of the Clerk of the County of Suffolk and shall be binding upon the heirs, executors, administrators, successors and/or assigns of the parties hereto, including, but not limited to, subsequent owners of the PREMISES.

33. The parties hereto have duly executed this Agreement in counterparts, any one of which may be considered an original.

34. OWNER hereby irrevocably consents to the formation or extension of any County or Town sewer district to serve the sanitary sewage disposal needs of the PREMISES.

35. This Agreement may not be modified or repealed without the prior written consent of the AGENCY.

36. Reasonable written notice of any default by OWNER hereunder shall be given to OWNER. The failure of OWNER to cure any default hereunder within ten (10) days after notice thereof (or, where such default is not curable within ten (10) days, to commence the cure within ten (10) days and to complete the cure within a reasonable period of time), shall (a) constitute an automatic default under any bond(s) or letter(s) of credit posted hereunder by OWNER, and (b) entitle DPW and/or the AGENCY and/or the COUNTY to pursue all available remedies, hereunder or elsewhere, against OWNER

and OWNER's surety or sureties, unless it is determined, in the sole discretion of DPW, that OWNER has made a bona fide attempt to cure said default.

37. OWNER warrants and represents that neither OWNER nor any official, officer, employee, etc., of OWNER has offered or given any gratuity to any official, employee or agent of Suffolk County, New York State or 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 OWNER has read and is familiar with the provisions of Suffolk County Local Law Number 32-1980, a copy of which is annexed hereto and marked "Schedule D".

38. If any section, subsection, paragraph, clause, phrase or provision of this Agreement shall, by a court of competent jurisdiction, be adjudged or determined to be illegal, unlawful, invalid or unconstitutional, the same shall not affect the validity of this Agreement as a whole, or any part or provision hereof, other than the part so adjudged or determined to be illegal, unlawful, invalid or unconstitutional.

39. OWNER warrants and represents that no Certificate of Occupancy shall be sought for the PREMISES, or for any portion thereof, until such time as the sewage treatment plant is completed and is operating to the satisfaction of DPW.

40. The following schedules annexed hereto are incorporated into and made a part of this Agreement, and their provisions, conditions and requirements, which are to be performed and complied with by OWNER, are to be given the same force and effect as if fully set forth at length herein:

SCHEDULES ANNEXED AND PROVISIONS INCORPORATED

Schedule A - Copy of Deed to PREMISES
Schedule B - Local Law No. 24-1986
Schedule C - Insurance Requirements
Schedule D - Local Law No. 32-1980

41. OWNER warrants and represents that its execution of this Agreement has been authorized by its Board of Directors pursuant to a duly-adopted resolution.

42. Anything hereinbefore to the contrary notwithstanding, DPW and/or the AGENCY and/or the COUNTY shall give OWNER a minimum of ten (10) days notice prior to calling any Letter of Credit, or holding in default any bond, posted hereunder.

43. (A) Deleted.

(B) Subsequent to the issuance by the AGENCY of an S-9 form in connection with the PREMISES, (i) the filing of an insolvency or bankruptcy petition by OWNER, whether voluntary or involuntary, or (ii) the making by OWNER of an assignment for the benefit of creditors, shall be deemed to be an automatic and immediate default hereunder by OWNER.

44. Deleted.

45. (A) If, within three (3) years from the date hereof, OWNER has not (a) procured, from each and every municipality, department and/or agency having jurisdiction in or over the work to be performed by OWNER hereunder, any and all required permits and/or other authorizations for same, and (b) commenced construction upon the work provided for herein, then and in that event the staff of the AGENCY shall, in its sole discretion, determine, in writing, whether to (1) continue this Agreement in full force and effect and permit OWNER to proceed hereunder, (2) cancel this Agreement, or (3) refer the matter to the AGENCY.

(B) In the event that the staff of the AGENCY determines to continue this Agreement in full force and effect and permit OWNER to proceed with construction of the work provided for herein, this Agreement shall be continued for a period of twelve (12) months. In the event that construction has not commenced, as outlined in subparagraph (A) above, within said twelve (12) months, this Agreement shall be cancelled and the provisions of subparagraphs (C)(1), (C)(2) and (C)(3) below shall control.

(C) In the event that the staff of the AGENCY determines to cancel this Agreement:

(1) this Agreement shall be cancelled and shall be null and void, and no party hereto shall have any rights against, or liabilities to, any other party as a result hereof;

(2) any bond or letter of credit furnished or posted by OWNER in connection with the work provided for herein shall be released; and

(3) any sum or sums of money posted by OWNER in connection with the work provided for herein shall be utilized to pay any and all costs or expenses incurred by DPW and/or the AGENCY and/or the COUNTY in connection with this Agreement; after the payment of any and all such costs or expenses, any remaining sum shall be returned to OWNER.

(D) In the event that the staff of the AGENCY determines to refer the matter to the AGENCY, the matter shall be placed on the agenda of the AGENCY's next meeting, at which meeting the AGENCY shall determine whether to (1) continue this Agreement in full force and effect and permit OWNER to proceed hereunder, (2) provide new and/or different terms and/or conditions for this Agreement and allow OWNER to proceed hereunder under such new and/or different terms, or (3) cancel this Agreement.

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46. (A) The AGENCY or DPW shall determine, in its sole discretion, the amount and the location of acreage of the PREMISES necessary for the construction and operation, including recharge, of the sewage treatment plant to be constructed by OWNER pursuant to this agreement. OWNER shall allocate the said amount of acreage, in the said location, accordingly.

(B) The AGENCY or DPW shall determine, in its sole discretion, the amount and the location of acreage of the PREMISES necessary to allow for (i) a 100% expansion of the sewage treatment plant, and (ii) a 100% expansion of the recharge area. OWNER shall allocate the said amount of acreage, in the said location, accordingly, and shall, at OWNER's sole cost, expense and effort, irrevocably offer same for dedication to the AGENCY.

(C) OWNER shall have the right to charge all users of the sewage treatment plant for the operation and maintenance of same. Any and all such charges shall be subject to approval by the AGENCY. OWNER's right to collect such charges shall terminate at such time, if ever, as the AGENCY and/or DPW and/or the COUNTY accepts dedication of the plant.

47. This agreement is subject to the approval of each and every governmental entity having jurisdiction in or over the matter. OWNER shall, at OWNER's sole cost, expense and effort, comply with each and every requirement of any such governmental entity.

THE GALLERIA

As Revised 7-10-90

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement on the date hereinabove set forth:

DiCANIO RESIDENTIAL COMMUNITIES, INC.:
By:

Vincent DeCinio pres 10/24/90
Name, Title Date

SMITHTOWN GALLERIA CORP.
By:

Vincent DeCinio pres 10/24/90
Name, Title Date

GALLERIA ENVIRONMENTAL CORP.
By:

Vincent DeCinio pres 10/24/90
Name, Title Date

SUFFOLK COUNTY DEPARTMENT OF PUBLIC WORKS, SUFFOLK COUNTY SEWER AGENCY AND COUNTY OF SUFFOLK:
By:

11/20/90
JOSEPH P. HURLEY, P.E. Date
Commissioner of the Suffolk County Department of Public Works and Chairman of the Suffolk County Sewer Agency

RECOMMENDED BY:

11/20/90
CHARLES J. HARTHA, P.E. Date
Chief Deputy Commissioner
Department of Public Works

APPROVED BY:

ROBERT A. KURTTER Date
Deputy County Executive

APPROVED AS TO FORM - NOT REVIEWED AS TO EXECUTION

E. THOMAS BOYLE
Suffolk County Attorney
By:

8/28/90
ROBERT G. BAUER, ESQ. Date
Deputy Bureau Chief
Municipal Services

FORM, CONTENT AND PREREQUISITES CHECKED:

8/21/90
JOSEPH J. RISSO, P.E. Date
Secretary
Suffolk County Sewer Agency

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ACKNOWLEDGMENT

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

On the 26 day of Nov., 1990, before me personally came JOSEPH P. HURLEY, to me known, who, being by me duly sworn, did depose and say that he resides at Smithtown, New York, that he is the Commissioner of the Suffolk County Department of Public Works and the Chairman of the Suffolk County Sewer Agency, the Department and Agency described in, and which executed, the foregoing Agreement, and that he signed his name thereto on their behalf and also on behalf of the County of Suffolk.

Eileen C. Dehler
Notary Public

EILEEN C. DEHLER
Notary Public, State of New York
No. 52-4848821 Suffolk County
Term Expires 2/28/92

THE GALLERIA As Revised 7-10-90

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CORPORATE ACKNOWLEDGEMENT

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

On the 24th day of October, 1990, before me personally came Vincent DiCanio, to me known, who, being by me duly sworn, did depose and say that he resides at 10 James Neck Road, Nissequogue, NY 11780 that he is the President, of DiCANIO RESIDENTIAL COMMUNTIES, INC., the corporation described in, and which executed, the foregoing Agreement, that he knows the seal of said corporation, that the seal affixed to the said Agreement is such corporation's seal, that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

Linda C. Patinella
Notary Public

THE GALLERIA As Revised 7-10-90

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CORPORATE ACKNOWLEDGEMENT

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

On the 24th day of October, 1990, before me personally came Vincent De Caro, to me known, who, being by me duly sworn, did depose and say that he resides at 11 Jones Neck Road, Hauppauge, NY 11788 that he is the President of SMITHTOWN GALLERIA CORP., the corporation described in, and which executed, the foregoing Agreement, that he knows the seal of said corporation, that the seal affixed to the said Agreement is such corporation's seal, that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

Linda C. Patanella
Notary Public

LINDA C. PATANELLA
Notary Public, State of New York
No. 4913978 - Suffolk County
Commission Expires Dec 31 19 91

THE GALLERIA As Revised 7-10-90

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CORPORATE ACKNOWLEDGEMENT

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

On the 24th day of October, 1990, before me personally came Vincent Di Canio, to me known, who, being by me duly sworn, did depose and say that he resides at 11 James Neck Road, Nissequogue, N.Y. 11780 that he is the President, of GALLERIA ENVIRONMENTAL CORP., the corporation described in, and which executed, the foregoing Agreement, that he knows the seal of said corporation, that the seal affixed to the said Agreement is such corporation's seal, that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

s/ Linda C. Patanella
Notary Public

LINDA C. PATANELLA
NOTARY PUBLIC STATE OF NEW YORK
No. 4913978 - Suffolk County
Commission Expires Nov. 30 1991

COUNTY CLERK'S OFFICE
STATE OF NEW YORK SS.: Ser. # 386726
COUNTY OF SUFFOLK

I, EDWARD P. ROMAINE, Clerk of the County of Suffolk and the Court of Record thereof, do hereby certify that I have compared the annexed with the original Agreement..... FILED in my office ..December...19, 1990 and, that the same is a true copy thereof, and of the whole of such original.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of said County and Court this July 22, 1991....

Edward P. Romaine.. Clerk.

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Schedule A

Copy of Deed to PREMISES

163-87

328618

THIS INDENTURE, made the 21st day of July, nineteen hundred and eighty-six

BETWEEN HERMAN SCHECHTER, presently residing at (no number) Boney Lane, St. James, New York, IRVING SCHECHTER, presently residing at (no number) Boney Lane, St. James, New York, and PETER NOWICK, presently residing at (no number) Morgan Bay Road, Surry, Maine,

party of the first part, and DI CANIO RESIDENTIAL COMMUNITIES, INC., a domestic corporation, with offices located at 283 Commack Road, Commack, New York,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars ($10.00) ——— dollars, and other good and valuable consideration, lawful money of the United States, paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, ~~[illegible]~~ described in Schedule A, annexed hereto and made a part hereof.

Premises described herein are not subject to a credit line mortgage.

DIST: 0000

SECTION: 100.00

BLOCK: 01.00

LOT: 020.000 021.000 & 022.000

DEED

HERMAN SCHECHTER, IRVING SCHECHTER and PETER NOWICK

to

DI CANIO RESIDENTIAL COMMUNITIES, INC.

Schedule A

PARCEL 1

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being at Smithtown, in the County of Suffolk and State of New York, known and designated as Lot No. 17 on a certain map entitled, "19th Map of the House & Home Company of New York, situated on Terry Road, Town of Smithtown, Suffolk County, N.Y.", belonging to the House & Home Company, surveyed by Israel Hawkins, C.E., which map was filed December 5, 1899 and numbered 275.

Title to the above-described premises is registered pursuant to The Land Title Registration Law of the State of New York under Certificate No. 77923.

PARCEL 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 Smithtown, County of Suffolk and State of New York, bounded and described as follows:

BEGINNING at a point on the northerly side of Nesconset-Hauppauge Road (County Road 85) where same is intersected by the division line between Lots 16 and 17 on "Map No. 19, House and Home Company", filed in the Office of the Clerk of the County of Suffolk on December 5, 1899, as Map No. 375, running thence South 66 degrees 08 minutes 38 seconds West along the northerly side of Nesconset-Hauppauge Road (County Road 85), 142 feet to the easterly line of said Lot 16; thence along same, the following three courses and distances: (1) North 17 degrees 11 minutes

22 seconds East, 425 feet; (2) North 7 degrees 41 minutes 22 seconds West, 275.69 feet; (3) North 5 degrees 03 minutes 35 seconds West, 344.27 feet; thence North 87 degrees 43 minutes 43 seconds East, 192.85 feet to the aforesaid division line between Lots 16 and 17; thence South 14 degrees 37 minutes 00 seconds East along said line, 972.85 feet to the northerly side of Nauppauge-Nesconset Road (County Road 85), the point or place of beginning.

Title to the above-described premises is registered pursuant to The Land Title Registration Law of the State of New York under Certificate No. 77924.

PARCEL 3

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

BEGINNING at a point in the division line between Lots 16 and 17 on "Map No. 19, Rouse and Pope Company", filed in the Office of the Clerk of the County of Suffolk on December 5, 1859, as Map No. 275, distant North 14 degrees 37 minutes 00 seconds West, a distance of 972.78 feet from a point marked by a monument on the northerly side of Nauppauge-Nesconset Road (County Road 85); running thence South 87 degrees 43 minutes 43 seconds West, a distance of 191.85 feet along lands now or formerly of Herman Schechter to a point in the westerly line of said Lot 16; thence along the said westerly line of said Lot 16, North 75 degrees 03 minutes 35 seconds West, a distance of 300.00 feet to the point marked by a monument; thence North 83 degrees 46 minutes 33 seconds East, a distance of 106.05 feet to a point; thence North 83 degrees 57 minutes 33 seconds East, a distance of 139.41 feet to a monument set in the division line between said Lots 16 and 17; running thence South 14 degrees 37 minutes 00 seconds East along said division line between Lots 16 and 17, a

distance of 300.90 feet to a monument which marks the point or place of beginning.

Title to the above-described premises is registered pursuant to The Land Title Registration Law of the State of New York under Certificate No. 77925.

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

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

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

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

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

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

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

In presence of:

[illegible]

[illegible] L.S.

Irving Schechter

Peter Nowick L.S.

Peter Nowick

On the 25th day of August 1986, before me personally came HERMAN SCHECHTER,

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

[signature]

DENISE A. [illegible]
Notary Public, State of New York
No. [illegible], Cert. in Suffolk Co.
Commission Expires March 30, 1987

On the [illegible] day of [illegible], 19[illegible], before me personally came IRVING SCHECHTER,

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

[signature]

DENISE A. [illegible]
Notary Public, State of New York
No. [illegible], Cert. in Suffolk Co.
Commission Expires March 30, 1987

STATE OF MAINE, COUNTY OF Hancock ss:

On the 21st day of July 1986, before me personally came

PETER NOWICK,

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that he executed the same.

[signature]

BRUCE HAZEY
Notary Public
Commission Expires [illegible]

STATE OF NEW YORK, COUNTY OF ss:

On the day of 19 , before me personally came

the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No. ;

that he knows to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw [illegible] the same; and that he, said witness, at the same time subscribed h[illegible] name as witness thereto.

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Bargain and Sale Deed
WITH COMPANY ABSENT GRANTOR'S [illegible]

NO 163-871

[illegible]N SCHECHTER, IRVING SCHECHTER
[illegible]TER NOWICK,
TO
[illegible]NIO RESIDENTIAL COMMUNITIES, INC.

S 328618
C 121637

TORRENS ONLY

Distributed by
CHICAGO TITLE INSURANCE COMPANY

Dist: 0600
SECTION 100.00
BLOCK 01.00
LOT 020.000,021.000, & 022.000
COUNTY OR TOWN Suffolk

Recorded at Request of
CHICAGO TITLE INSURANCE COMPANY

Return by Mail to

DI CANIO RESIDENTIAL COMMUNITIES, INC.
Attention: Anthony J. Secco, Esq.
183 COMMACK ROAD
COMMACK, NEW YORK
Zip No. 11725

6002

RECEIVED
FIRST ESTATE
SEP 15 1986
TRANSFER TAX
SUFFOLK
COUNTY

10217 M451 333847

[illegible] made the 24th day of December, [illegible] hundred and eighty-six

[illegible] BIG HILL ENTERPRISES, INC., 25 Montclair Avenue, St. James, New York 11780

[illegible]

party of the first part, and [illegible] CAMIO RESIDENTIAL CONDOMINIUMS, INC., 283 Commack Road, Commack, New York 11725

party of the second part. 132,926

[illegible], that the party of the first part, in consideration of Ten Dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Smithtown, State of New York.

See description attached.

District
[illegible]

Section
[illegible]

Block
[illegible]

Lots
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

Subject to purchase money mortgage executed and delivered this day in the sum of $5,250,000.00 and intended to be recorded simultaneously with this deed.

This Conveyance is made in the regular course of [illegible] by the party of the first part

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

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

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

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

[illegible], the party of the first part has duly executed this deed the day and year first above written.

In presence of:

[illegible]

BIG HILL ENTERPRISES, INC.

[illegible]

BY: [illegible]

10217 0452

11192 Pg 574

american title insurance company
northeast region

Title No.
Policy No.

SCHEDULE A

ALL that certain lot, piece or parcel of land, situate, lying and being at Smithtown in the Town of Smithtown, County of Suffolk and State of New York, known and designated as part of Lots 8 - 12 inclusive on a certain map entitled, "15th Map of the House & Home Co" and filed in the Office of the Clerk of the County of Suffolk on December 5, 1899 as Map No. 275, which part of Lots when taken together are bounded and described as follows:

BEGINNING at a point the following two (2) courses and distances from the intersection of the Easterly side of Terry Road and the Southerly side of Hillcrest Drive West:
1) Southerly along the Easterly side of Hillcrest Drive West 618.26 feet;
2) North 79 degrees 45 minutes 58 seconds East 200.76 feet to the point or place of beginning and from said point or place of beginning;

RUNNING THENCE along the division line between Lots 3 and 4 on the aforesaid map, North 79 degrees 45 minutes 58 seconds East 1743.27 feet to the land now or formerly of Herman and Irving Schechter;

RUNNING THENCE along said land the following three (3) courses and distances:
1) South 25 degrees 03 minutes 35 seconds East 387.01 feet;
2) South 07 degrees 41 minutes 22 seconds East 275.69 feet;
3) South 17 degrees 11 minutes 22 seconds East 184.26 feet;

RUNNING THENCE along the division line between Lots 12 and 13 on the aforesaid map South 70 degrees 18 minutes 10 seconds West 1439.90 feet;

RUNNING THENCE North 19 degrees 41 minutes 50 seconds West 374.11 feet;

THENCE South 74 degrees 04 minutes 01 seconds West 356.72 feet;

THENCE Northerly along the arc of a curve bearing to the right having a radius of 1685.25 feet a distance of 193.77 feet;

THENCE North 06 degrees 18 minutes 36 seconds West 45.64 feet;

(continued)

[illegible]

A.T.I.

(continued) SCHEDULE A

THENCE North 75 degrees 56 minutes 11 seconds East 746.22 feet;

THENCE North 14 degrees 03 minutes 49 seconds West 109.81 feet;

THENCE South 74 degrees 47 minutes 35 seconds West 731.73 feet;

THENCE Northerly along the arc fo a curve bearing to the left having a radius of 1861.75 feet a distance of 126.84 feet;

THENCE North 77 degrees 47 minutes 37 seconds East 150.38 feet;

THENCE North 15 degrees 06 minutes 08 seconds West 121.74 feet;

THENCE South 78 degrees 47 minutes 46 seconds West 149.75 feet;

RUNNING THENCE Northerly along the arc of a curve bearing to the left having a radius of 1861.75 a distance of 118.03 feet to the point or place of BEGINNING.

10217 N454

STATE OF NEW YORK, COUNTY OF

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF SUFFOLK

On the 29 day of Dec 19 , before me personally came Salvatore Cerroni to me known, who, being by me duly sworn, did depose and say that he resides at No. 55 Rose St Lutheran

that he is the V. President of BIG HILL ENTERPRISES, INC. , the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

STATE OF NEW YORK, COUNTY OF

On the day of 19 , before me personally came

the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No.

that he knows

to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed his name as witness thereto.

Notary Public, State of New York
No. 4[illegible]
On Mass in Suffolk County
Commission Expires 2/24/86

Bargain and Sale Deed
WITH COVENANT AGAINST GRANTOR'S ACTS

TITLE NO. 113-1352

BIG HILL ENTERPRISES, INC.

TO

DI CANIO RESIDENTIAL COMMUNITIES, INC.

SECTION
BLOCK
LOT
COUNTY OR TOWN

Executed at Request of
First American Title Insurance Company of New York
RETURN BY MAIL TO

ANTHONY J. SACCA
75 PROSPECT ST.
HUNTINGTON, N.Y.
11743

Distributed by
First American Title Insurance Company of New York

RECORD & RETURN TO
TORRENS

RECEIVED
REAL ESTATE
JAN 12 1987
TRANSFER TAX
SUFFOLK
COUNTY

[illegible] 83-076

[illegible]

[illegible] 25834

THIS INDENTURE, made the 21st day of January, nineteen hundred and eighty-eight

BETWEEN ACME CONCRETE & SUPPLY CORP., a New York corporation with an office at 1010 Route 112, Suite 330, Port Jefferson Station, New York,

party of the first part, and DICANIO RESIDENTIAL COMMUNITIES, INC., a New York corporation with an office at 283 Commack Road, Commack, New York,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Two Million Eight Hundred Forty Thousand and 00/100 ($2,840,000.00) ---------- dollars,

lawful money of the United States, paid

by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate,

lying and being in the [illegible] County of Suffolk and State of New York, known and designated [illegible] and the Westerly part of Lot [illegible] Map of House and Home Company" and filed in the [illegible] of Suffolk on December 5, 1899 as Map No. [illegible] and 14 on "Map of Town [illegible] County of Suffolk on September 6, [illegible] described parcel; said lots, part of lots and described parcel when taken together as one parcel are more particularly bounded and described as follows:

BEGINNING [illegible] by the intersection of the Southeasterly side of Millcrest [illegible] Northeasterly side of Terry Road;

RUNNING THENCE [illegible] minutes [illegible] seconds East, along the Southeasterly side of Millcrest Drive West, [illegible] feet;

THENCE [illegible] seconds East, still along the Southeasterly side of Millcrest Drive West, [illegible] feet;

THENCE North [illegible] minutes [illegible] seconds East, still along the Southeasterly side of Millcrest Drive West, [illegible] feet;

THENCE North [illegible] degrees [illegible] minutes [illegible] seconds East, still along the Southeasterly side of Millcrest Drive West, [illegible] feet;

THENCE North [illegible] degrees [illegible] minutes 10 seconds East, still along the Southeasterly side of Millcrest Drive West, [illegible] feet;

THENCE South [illegible] degrees [illegible] minutes 10 seconds East, [illegible] feet;

THENCE North [illegible] degrees [illegible] minutes 10 seconds East, [illegible] feet;

THENCE South [illegible] degrees [illegible] minutes 10 seconds East, 135 feet to the Northerly side of Fairview Street;

[cont'd]

25834

JAN 29 1988

11192 Pg 578

THENCE South 71 degrees 16 minutes 10 seconds West, along the Northerly side of Fairview Street, 225 feet;

THENCE South 18 degrees 03 minutes 50 seconds East, along the Westerly terminus of Fairview Street, 50 feet;

THENCE North 71 degrees 16 minutes 10 seconds East, along the Southerly side of Fairview Street, 25 feet;

THENCE South 18 degrees 03 minutes 50 seconds East, 135 feet;

THENCE North 71 degrees 16 minutes 10 seconds East, 75 feet;

THENCE South 18 degrees [illegible] minutes 50 seconds East, 65 feet;

THENCE North 71 degrees 16 minutes 10 seconds East, 387.12 feet;

THENCE South 07 degrees 3[illegible] minutes 50 seconds East, 107.97 feet;

THENCE North 7[illegible] degrees [illegible] minutes 10 seconds East 234.60 feet;

THENCE North [illegible] degrees [illegible] minutes 28 seconds West 100.88 feet;

THENCE North 71 degrees 56 minutes 04 seconds East 87.61 feet;

THENCE North 74 degrees 40 minutes 21 seconds East 156.29 feet;

THENCE North 71 degrees 33 minutes 46 seconds East 416.43 feet;

THENCE North 71 degrees [illegible] minutes 12 seconds East 147.04 feet;

THENCE [illegible] degrees 12 minutes [illegible] seconds East [illegible] feet;

THENCE South 67 degrees 2[illegible] minutes [illegible] seconds West, along said Lot 4, 1944.58 feet to the Easterly side of Terry Road;

THENCE North [illegible] degrees [illegible] minutes 16 seconds West, along the Easterly side of Terry Road, 6[illegible] feet to the corner at the point or place of BEGINNING.

1119257 9

[illegible]

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

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

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

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

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

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

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

IN PRESENCE OF:

ACME CONCRETE & SUPPLY CORP.

By: [signature]

Joseph Marathon, President

[illegible]

STATE OF NEW YORK, COUNTY OF [illegible] ss.

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF ss.

On the day of 19 before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF [illegible] ss.

On the 21st day of January 19[illegible], before me personally came [illegible] to me known, who, being by me duly sworn, did depose and say that he resides at No. [illegible] Commerce, New York [illegible]; that he is the President of Acme Concrete & [illegible], the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

[illegible]

STATE OF NEW YORK, COUNTY OF ss.

On the day of 19 , before me personally came the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No. ; that he knows to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed his name as witness thereto.

[illegible]

Bargain and Sale Deed

WITH COMPANY ACKNOWLEDGMENT GRANTOR'S ACTS

TITLE NO. [illegible]

ACME CONCRETE & [illegible]

TO

DICANIO RESIDENTIAL COMMUNITIES, INC.

[illegible]

Distributed by

CHICAGO TITLE INSURANCE COMPANY

SECTION

BLOCK

LOT

COUNTY OR TOWN

Recorded at Request of
CHICAGO TITLE INSURANCE COMPANY

Return by Mail to

DiCanio Residential Communities, Inc.
[illegible] Commerce Road
Commerce, New York

Zip No. 11725

Attn: Steven J. Goldstein, Esq.

2230

american title insurance company

northeast region

AMENDED

Title No. 163- 1896

Policy No.

SCHEDULE A

ALL that certain plot, piece or pardel of land, situate lying and being in the Town of Smithtown, County of Suffolk and State of New York, known and designated as and by parts of Plots Nos. 4, 6, 8, 9, 10, 11, & 12 on a certain map entitled, "19th Map of the House and Home Company of New York, situated on Terry Road, Town of Smithtown, Suffolk County New York belonging to the House and Home Company, surveyed by Israel G. Hawkins, C.E. and Surveyor, subdivided by Robert Kutz, C.E.", and filed in the Office of the Clerk of the County of Suffolk, on December 5, 1899 as Map No. 275.

EXCEPTING THERE-FROM:

ALL that certain lot, piece or parcel of land, situate, lying, and being at Smithtown in the Town of Smithtown, County of Suffolk and State of New York, known and designated as part of Lots 4-12 inclusive on a certain map entitled, "19th Map of the House & Home Co" and filed in the Office of the Clerk of the County of Suffolk on December 5, 1899 as Map No. 275, which part of Lots when taken together are bounded and described as follows:

BEGINNING at a point the following two (2) courses and distances from the intersection of the easterly side of Terry Road and the southerly side of Hillcrest Drive West:

1) Southerly along the easterly side of Hillcrest Drive West 618.26 feet;

2) North 79 degrees 45 minutes 58 seconds East 200.76 feet to the point or place of beginning and from said point or place of beginning;

RUNNING THENCE along the division line between Lots 3 and 4 on the aforesaid map, North 79 degrees 45 minutes 58 seconds East 1743.27 feet to the land now or formerly of Herman and Irving Schechter;

RUNNING THENCE along said land the following three (3) courses and distances:

1) South 25 degrees 03 minutes 35 seconds East 387.01 feet;
2) South 37 degrees 41 minutes 22 seconds East 275.69 feet;
3) South 17 degrees 11 minutes 22 seconds East 184.26 feet;

For Conveyancing Only
Together with all right, title and interest of, in and to any streets and roads abutting the above described premises.

Our policies of title insurance include such buildings and improvements thereon which by law constitute real property, unless specifically excepted therein

AMENDED SCHEDULE A cont'd.

11192 pg 582

RUNNING THENCE along the division line between Lots 12 and 13 on the aforesaid map South 70 degrees 18 minutes 10 seconds West 1439.90 feet;

RUNNING THENCE North 19 degrees 41 minutes 50 seconds West 374.11 feet;

THENCE South 74 degrees 04 minutes 01 seconds West 356.72 feet;

THENCE Northerly along the arc of a curve bearing to the right having a radius of 1685.25 feet a distance of 193.77 feet;

THENCE North 06 degrees 10 minutes 36 seconds West 45.84 feet;

THENCE North 75 degrees 56 minutes 11 seconds East 746.22 feet;

THENCE North 14 degrees 03 minutes 49 seconds West 109.81 feet;

THENCE South 76 degrees 47 minutes 35 seconds West 731.73 feet

THENCE Northerly along the arc of a curve bearing to the left having a radius of 1861.75 feet a distance of 126.84 feet;

THENCE North 77 degrees 47 minutes 37 seconds East 150.38 feet;

THENCE North 15 degrees 06 minutes 08 seconds West 121.74 feet

THENCE South 78 degrees 47 minutes 46 seconds West 149.75 feet;

RUNNING THENCE Northerly along the arc of a curve bearing to the left having a radius of 1861.75 a distance of 118.05 feet to the point or place of BEINNING.

"Premises conveyed in Liber 10217 cp 451"

111 92 Pg 583

ALSO EXCEPTING THERE-FROM

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Smithtown, County of Suffolk and State of New York, known and designated as and by parts of Plots Nos. 11 & 12 on a certain map entitled, "19th Map of the House and Home Company of New York, situated on Terry Road, Town of Smithtown, Suffolk County, New York belonging to the House and Home Company, surveyed by Israel G. Hawkins, C.E., and Surveyor, subdivided by Robert Kutz, C.E.", and filed in the Office of the Clerk of the County of Suffolk on December 5, 1899, as Map No. 275 more particularly bounded and described as follows:

BEGINNING at a point on the Easterly side of Terry Road, distant 444.19 feet Northerly formed by the intersection of the Northeasterly side of Terry Road with the Northerly side of Nesconset-Port Jefferson Highway (S.R. 347) which point is also the Northerly line of a 10 foot Right of Way known as Di Nicola Lane;

RUNNING THENCE Northerly along the Easterly side of Terry Road along the arc of a curve having a radius of 1885.25 feet a distance of 28.54 feet to a point;

THENCE continuing along the Easterly side of Terry Road North 19 degrees 55 minutes 40 seconds West, 167.29 feet;

THENCE North 73 degrees 12 minutes 57 seconds East 200.31 feet;

THENCE South 19 degrees 55 minutes 40 seconds East 149.35 feet;

THENCE continuing on a Southerly side along the arc of a curve having a radius of 1665.25 feet a distance of 20.93 feet to the Northerly side of aforementioned Right of Way known as Di Nicola Lane;

THENCE South 65 degrees 54 minutes 00 seconds West along said Right of Way 200.00 feet to the Easterly side of Terry Road at the point or place of BEGINNING.

"Premises conveyed in Liber 9940 cp 384"

11192 Pg 584

ALSO EXCEPTING THERE-FROM

ALL that certain plot, piece or parcel of land, situate, lying and being at Smithtown Branch, in the Town of Smithtown, County of Suffolk and State of New York, being part of Lot 10 as shown on a certain map entitled, "19th Map of the House and Home Company" as filed in the Office of the Clerk of the County of Suffolk on December 5, 1899 as Map No. 275, and being more particularly bounded and described as follows:

BEGINNING at a point on the easterly side of Terry Road, which point is 1,375.48 feet South of the intersection of the easterly side of Terry Road with the southerly side of Hillcrest Drive West;

RUNNING THENCE along the division line between Lots 9 and 10 on said map North 74 degrees 04 minutes 01 second East 355.41 feet to a point;

RUNNING THENCE through Lot 10 South 15 degrees 55 minutes 59 seconds East 119.41 feet to the division line between Lots 10 and 11;

RUNNING THENCE South 73 degrees 12 minutes 57 seconds West 355.72 feet to the easterly side of Terry Road;

RUNNING THENCE along the easterly side of Terry Road North 19 degrees 55 minutes 40 seconds West 28.92 feet to a point;

RUNNING THENCE on an arc of a curve the radius of which is 1,885.25 feet a distance of 95.88 feet to the point or place of BEGINNING.

Standard N.Y.B.T.U. Form 8002-5686 —Bargain and Sale Deed, with Covenants against Grantor's Acts—Individual or Corporation (single sheet)

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT - THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY

THIS INDENTURE, made the 11th day of January, nineteen hundred and ninety

BETWEEN VINCENT DI CANIO, residing at 11 James Neck Road, St. James, New York 11780

party of the first part, and SMITHTOWN GALLERIA CORP., a domestic corporation having a place of business at 712 Smithtown By Pass, Smithtown, New York 11784

NO CONSIDERATION

party of the second part,

WITNESSETH, that the party of the first part, in consideration of ten dollars and other valuable consideration paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

Dist
0800

Sec
106.00

Blk
05.00

Lots P/o
008.000
011.000
013.000
014.000
015.002
017.001
017.002

11192 Pg 585

SEE "SCHEDULE A" ATTACHED

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

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

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

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

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

IN PRESENCE OF:

VINCENT DI CANIO

STATE OF NEW YORK, COUNTY OF SUFFOLK

On the 11th day of January 19 90, before me personally came VINCENT DI CANIO

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STEVEN J. GOLDSTEIN
Notary Public, State of New York
No 4899356
Qualified in Nassau County
Term Expires August 25, 1992

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF SS:

On the day of 19 , before me personally came

to me known, who, being by me duly sworn, did depose and say that he resides at No.

that he is the

of

, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed h name thereto by like order.

STATE OF NEW YORK, COUNTY OF SS:

On the day of 19 , before me personally came

the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No.

that he knows

to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed h name as witness thereto.

Bargain and Sale Deed

WITH COVENANT AGAINST GRANTOR'S ACTS

TITLE NO. 163-1896

VINCENT DI CANIO

TO

SMITHTOWN GALLERIA CORP.

STANDARD FORM OF NEW YORK BOARD OF TITLE UNDERWRITERS

Distributed by

CHICAGO TITLE INSURANCE COMPANY

SECTION 106.00

BLOCK 05.00

LOT 008.000, 011.000, 013.000, 014.000, 015.002, 017.001, 017.002

COUNTY OR TOWN

Recorded at Request of

CHICAGO TITLE INSURANCE COMPANY

Return by Mail to

Steven J. Goldstein, Esq.
712 Smithtown By-Pass
Smithtown, New York 11787

RESERVE THIS SPACE FOR USE OF RECORDING OFFICE

Form 8007 4/85-5M —Bargain and Sale Deed with Covenant against Grantor's Act—Ind. or Corp.

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

11116 PG 556 689

THIS INDENTURE, made the 25th day of June nineteen hundred and ninety

BETWEEN DiCANIO RESIDENTIAL COMMUNITIES, INC., and SMITHTOWN GALLERIA CORP., both having an office at 712 Smithtown By-Pass, Smithtown, New York 11787

11192 Pg 587

party of the first part, and GALLERIA ENVIRONMENTAL CORP., having an office at 712 Smithtown By-Pass, Smithtown, New York 11787

689

RECEIVED
$ 2
REAL ESTATE
AUG 7 1990
Duplicate original
TRANSFER TAX
SUFFOLK
COUNTY

ISTRICT:
300

ECTION:
3600

LOCK:
100

OTS:
0013.002
014.002
015.003
015.004
017.005
017.008
017.009

party of the second part,

WITNESSETH, that the party of the first part, in consideration of NO CONSIDERATION

~~xxxxxx~~

~~[illegible]~~ paid

by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being ~~xxxxxx~~ T/O Smithtown County of Suffolk State of NY at the southwesterly corner of the proposed sewage treatment plant site, said point of beginning further described as being the following three (3) courses from the northerly end of the line which connects the northerly side of Nesconset-Port Jefferson Highway (N.Y.S. Route 347) with the easterly side of Terry Road (C.R. 16):

8-7-90 Un

1. Northerly along the easterly side of Terry Road (C.R. 16) 187.53 feet to the northerly side of Dinicola Lane (not open).

2. Along the northerly side of Dinicola Lane (not open) and the southerly side of lands now or formerly of Long Horn Trail, Inc. and Big Hill Enterprises north 53° 37' 30" east, 400.00 feet.

3. Through the land now or formerly of Big Hill Enterprises north 33° 11' 00" west, 133.79 feet to the point or place of beginning.

RUNNING THENCE through the land now or formerly of Big Hill Enterprises the following five (5) courses:

1. North 33° 11' 00" west, 271.14 feet;

2. North 28° 07' 03" west, 18.98 feet;

3. North 58° 09' 10" east, 317.65 feet;

4. South 31° 50' 50" east, 290.00 feet;

5. South 58° 05' 10" west, 312.56 feet to the point or place of BEGINNING.

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

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

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

11192 Pg 588

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

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

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

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

IN PRESENCE OF:

DICANIO RESIDENTIAL COMMUNITIES, INC.

BY: _____
STEVEN J. GOLDSTEIN, SECRETARY

SMITHTOWN GALLERIA CORP.

BY: _____
STEVEN J. GOLDSTEIN, SECRETARY

STATE OF NEW YORK

ss.:

County of Suffolk

I, EDWARD P. ROMAINE, Clerk of the County of Suffolk and Clerk of the Supreme Court of the State of New York in and for said County (said Court being a Court of Record) DO HEREBY CERTIFY that I have compared the annexed copy of a Deed recorded on August 7, 1990 @ 2:18 pm in Liber 11116 p556 and that it is a just and true copy of such original record and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said County and Court this 7 day of August 1990

Edward P. Romaine
Clerk.

Form No. 104

13-108-13/89

11192 Pg 589

1111611558

STATE OF NEW YORK, COUNTY OF ss:

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF ss:

On the day of 19 , before me personally came

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

11192 Pg 570

STATE OF NEW YORK, COUNTY OF SUFFOLK ss:

On the 25th day of June 19 90, before me personally came STEVEN J. GOLDSTEIN to me known, who, being by me duly sworn, did depose and say that he resides at No. 32 Elderwood Drive E., St. James, NY 11780 ; that he is the Secretary of DICANIO RESIDENTIAL COMMUNITIES, INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

LINDA C. PATANELLA
Notary Public, State of New York
No. 4913978 - Suffolk County
Commission Expires 19

NOTARY PUBLIC

STATE OF NEW YORK, COUNTY OF SUFFOLK ss:

On the 25th day of June 1990 , before me personally came STEVEN J. GOLDSTEIN to me known, who, being by me duly sworn, did depose and say that he resides at No. 32 Elderwood Drive E., St. James, NY 11780 ; that he is the Secretary of SMITHTOWN GALLERIA CORP., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

NOTARY PUBLIC

LINDA C. PATANELLA
Notary Public, State of New York
No. 4913978 - Suffolk County
Commission Expires

Bargain and Sale Deed

WITH COVENANT AGAINST GRANTOR'S ACTS

TITLE NO.

DICANIO RESIDENTIAL COMMUNITIES, INC.
&
SMITHTOWN GALLERIA CORP.
TO
GALLERIA ENVIRONMENTAL CORP.

District	0800
SECTION	106
BLOCK	5
LOT S	P/O 13.2, 14.2, 15.3, 15.4, 17 17.8, 17.9
COUNTY OR TOWN	SUFFOLK

STANDARD FORM OF NEW YORK BOARD OF TITLE UNDERWRITERS
Distributed by
american title insurance company
northeast region
A Member of The Continental Insurance Companies

Recorded At: Records of American Title Insurance Company

RETURN BY MAIL TO:

STEVEN J. GOLDSTEIN, ESQ.
712 Smithtown By-Pass
Smithtown, NY 11787

Title No.

RESERVE THIS SPACE FOR USE OF RECORDING OFFICE

20188

RECORDED

111 92 pg 591

See copy of

Suffolk County Local Law no. 24-1986

filed in the

Office of the Suffolk County Clerk

on

November 12th, 1986

Schedule B

Suffolk County Local Law No. 24-1986

11192 pg 592

INSURANCE REQUIREMENTS

OWNER shall save, indemnify and hold harmless the DISTRICT, DPW, the AGENCY and the COUNTY, and any and all of their departments, agencies, bureaus, employees, personnel, agents and representatives, from and against any and all loss or expense, including attorneys fees, by reason of any liability imposed by law upon any of them, except in cases of their negligence, for any damages or claim for damages arising out of, or in consequence of or in connection with, this Agreement and/or OWNER's connection to, and/or use of, the sanitary sewerage facilities of the DISTRICT, including, but not limited to, bodily injury, including death at any time resulting therefrom, sustained by any person or persons, or on account of damage to property, whether such injury to persons or damage to property is due or claimed to be due to any passive negligence, or any act or omission, intentional or otherwise, of the DISTRICT, DPW, the AGENCY or the COUNTY, or any combination of them, and/or any of their departments, agencies, bureaus, employees, personnel, agents or representatives. It is further understood and agreed that OWNER shall, at the option of the DISTRICT and/or DPW and/or the AGENCY and/or the COUNTY, defend any of the entities indemnified hereunder with appropriate counsel and shall further bear all costs and expenses, including the expense of counsel, in the defense of any action or proceeding arising hereunder.

OWNER shall procure and maintain, at OWNER's sole cost, expense and effort, and without expense to the DISTRICT, DPW, the AGENCY or the COUNTY, until final approval by the DISTRICT of the construction covered by this Agreement, insurance for liability for damages imposed by law, of the kinds and in the amounts hereinafter provided, in insurance companies authorized to do business in the State of New York, covering all operations under this Agreement whether performed by OWNER or by a contractor or subcontractor or by any other person or entity. Prior to the commencement of construction of any sewerage facilities, OWNER shall furnish to the DISTRICT a certificate or certificates of insurance, in form satisfactory to the DISTRICT, showing that OWNER has complied with the requirements set forth herein, which certificate or certificates shall provide that the policies of insurance provided for herein shall not be changed or cancelled unless and until thirty (30) days written notice has been given to the DISTRICT.

OWNERS AND CONTRACTORS PROTECTIVE POLICY

OWNER shall procure and maintain, at OWNER's sole cost, expense and effort, a standard form of an Owners and Contractors Protective Policy, in the name of the County of Suffolk, with the limits of ONE MILLION AND NO/100THS ($1,000,000.00) DOLLARS minimum per occurrence. Said policy shall include a provision specifically including coverage for explosion, collapse and underground property damage (XCU).

111 92 Pg 573

11192 Pg 594

Schedule D

Suffolk County Local Law No. 32-1980

L#01673
Intro. Res. No. 2124-80
Introduced by the Presiding Officer, Legislators O'Neil, Petrizzo, Grant, Rosso, Halpin Devine, Blass, Foley and Prospect at request of the County Executive

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.

11192 pg 595

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on December 9, 1980, a proposed 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 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 familial 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
Executive of Suffolk County

Exhibit

B

2002 Report for the Formation of SC Sewer District No 4 – Smithtown Galleria

COUNTY OF SUFFOLK
DEPARTMENT OF PUBLIC WORKS

SUFFOLK COUNTY SEWER AGENCY

Report, Map and Recommendations
for the Proposed Formation of

SUFFOLK COUNTY

SEWER DISTRICT NO. 4 – SMITHTOWN GALLERIA

CHARLES J. BARTHA, P.E.
COMMISSIONER

JUNE 2002

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INDEX OF EXHIBITS

A - Contract between DiCanio Residential Communities, Inc., Smithtown Galleria Corp., Galleria Environmental Corp., the Suffolk County Department of Public Works, Suffolk County Sewer Agency and the County of Suffolk dated November 26, 1990.

B – Estimated Operation and Maintenance Budget

C - Legal Description of Proposed District

D - Map of Proposed District

INTRODUCTION

In accordance with Chapter 254 of the County Law and by Resolutions No. 494-1965 and No. 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970, authorized the Chairman of the Agency to execute agreements with subdividers and developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency, with the assistance of the Department of Environmental Control acting as its staff, to prepare the necessary maps, plans, specifications and other relevant material for the formation, extension or improvement of County sewer districts.

Therefore, in accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency has caused the Department of Public Works, as the successors to the Department of Environmental Control, to prepare and herewith respectfully submit the necessary information and data relating to the formation of Suffolk County Sewer District No 4 – Smithtown Galleria.

The Suffolk County Department of Public Works, Suffolk County Sewer Agency and the County of Suffolk entered into a contract with DiCanio Residential Communities, Inc., Smithtown Galleria Corp. and Galleria Environmental Corp. on November 26, 1990 (Exhibit A). This contract contains, among other things, the commitment by the developer to

construct wastewater collection, treatment and disposal facilities for a development known as Smithtown Galleria and offer these facilities at no cost to the County, or its nominee. This agreement is recorded against the property and is binding upon all subsequent owners. In the agreement is a provision, which consents to the formation of a County sewer district encompassing the property covered by the agreement.

The Smithtown Galleria project consists of 187 townhouse units (Windcrest at the Galleria), 42 single family homes (Galleria Heights and Coventry Village at the Galleria), 312 apartment units, a CVS pharmacy and a day care center.

DISTRICT POPULATION

Using 3.5 persons per townhouse unit, single family home and apartment unit larger than 1200 SF and 2.5 persons for each apartment unit less than 1200 SF, it is estimated that the total population of the district is 1735 persons, or 551 single family equivalents (SFE).

GENERAL BOUNDARY DESCRIPTION

The proposed district is situated in the central portion of the Town of Smithtown in the hamlet of Smithtown. Including the sewage treatment plant site, the proposed district will consist of approximately 81 acres.

The proposed district is bounded on the south by Port Jefferson – Nesconset Highway (NYS Route 347), on the east and the north by single family homes, and on the west by Terry Road.

A metes and bounds description of the proposed district is included in this report as Exhibit C, and the map of the proposed district is appended hereto as Exhibit D.

WASTEWATER TREATMENT FACILITIES

The wastewater treatment plant was designed and constructed to accommodate 178,000 gpd.

The collection system within the district boundary and within public roads will be accepted for dedication. Where necessary, and as provided for by the existing Agency agreement, easements will be granted for any portion of the collection system not within public roads.

CAPITAL COSTS

No capital costs will be incurred in connection with the formation of this proposed sewer district; and, therefore, there will be no bond issue.

PROPOSED FINANCIAL PLAN AND COSTS TO HOMEOWNERS

A. Federal and State Aid

There is no expectation of receipt of Federal or State funds for the formation of this district.

B. Preliminary User Charges

1. Present Charges: Presently, and until the formation of the district is accomplished, the allocated operation and maintenance costs will continue to be paid to the developer by the present users under the terms of the existing agreement.

2. District Charges: The Environmental Protection Agency regulations require that any sewer district formed in Suffolk County after December 27, 1977 must charge the users based upon actual use, and not ad valorem. Therefore, the district will be formed pursuant to Section 266 of the County Law of the State of New York, and thus make a flat annual sewage charge to the users for the calendar year 2002, or fraction thereof.

C. Annual Operation and Maintenance Costs and Charges

The net operation and maintenance budget for 2002 is $259,470. The proposed district, when fully developed, will consist of condominiums, single family homes, residential apartments, retail and office buildings, which will all share equally on a per unit of flow basis in the annual costs of operation and maintenance. Each residential unit will be billed every three months which, together with the per unit basis, is consistent policy with every other non-ad valorem County sewer district. Commercial units are billed annually. It is estimated that each residential user will pay $470 a year, while industrial/commercial users will pay a per gallon charge plus any appropriate industrial waste fee (See Exhibit B).

TAXABLE AND NON-TAXABLE REAL PROPERTY IN THE DISTRICT

There are no state lands or non-taxable properties in the proposed district with the exception of the improvements on the sewage treatment plant site.

The proposed district is within the unincoporated area of the Town of Smithtown and is within School District No. 1. The average assessments in the proposed district, as well as the latest available schedule of taxes levied against properties within the proposed district, are set forth in the following table:

Tax Rate per $1000 AV for 2002

County	194.172
Town	140.214
Smithtown Fire District	44.639
School District No. 1	816.081
Smithtown Public Library	26.777
Town Lighting	3.952
NYS Real Property Tax Law	9.696
Total	1235.531

AVERAGE ASSESSSED HOME TAX 2002

Coventry Village at the Galleria	$7265 AV	$8976 Tax
Galleria Heights	$9865 AV	$12188 Tax
Windcrest at the Galleria	$7685 AV	$9495 Tax

RECOMMENDATIONS, COMMENTS AND FINDINGS

A. The formed district will result in fulfilling the intent of the contracts between the developer, the Suffolk County Sewer Agency, et al.

B. It is recommended that the formation of the district be accomplished pursuant to the provisions of Article 5A of County Law and that the cost be assessed, levied and collected in accordance with the provisions of Section 266 thereof.

C. It is recommended that the Commissioner of the Suffolk County Department of Public Works be appointed the Administrative Head of Sewer District No. 4 – Smithtown Galleria in compliance with Article VIII, Section 8001, of the Suffolk County Charter.

D. Finally, it is recommended that this report be made the subject of a public hearing on the proposal at the earliest possible date.

Respectfully submitted,

Charles J. Bartha, PE.
Commissioner of the Suffolk County Department of Public Works, Chairman of the Suffolk County Sewer Agency and Administrative Head of All Suffolk County Sewer Districts

Exhibit

C

Suffolk County Legislative Resolution 1403-2004, A Resolution Making Certain Findings and Determinations Upon a Proposal to Form Suffolk County Sewer District No. 4 – Smithtown Galleria in the Town of Smithtown

Intro. Res. No. 2249-2004 **Laid on Table 12/7/2004**
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 1403 -2004, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS UPON A PROPOSAL TO FORM SUFFOLK COUNTY SEWER DISTRICT NO. 4 – SMITHTOWN GALLERIA IN THE TOWN OF SMITHTOWN

WHEREAS, Resolution No. 179-2003 was adopted on March 11, 2003 and signed by the County Executive on March 27, 2003, and amended by Resolution 520-2004 adopted on May 11, 2004 and signed by the County Executive on May 14, 2004; and

WHEREAS, when adopted, Resolution No. 179-2003, as amended by Resolution 520-2004, contained an error in that pursuant to section 256 of the NEW YORK COUNTY LAW, the resolution should have been made subject to a permissive referendum; and

WHEREAS, it is now desired to rescind Resolution 179-2003, as amended by Resolution 520-2004; and

WHEREAS, the County Legislature of the County of Suffolk, New York, duly adopted Resolution No. 212 of 1973, on March 27, 1973, and approved by the County Executive on March 27, 1973, pursuant to Section 253 of the NEW YORK COUNTY LAW, directing the Suffolk County Sewer Agency (the "Sewer Agency") to prepare maps and plans and a report in accordance with such section in relation to the formation of County sewer districts; and

WHEREAS, the Sewer Agency passed Resolution No. 27 of 2002 approving the maps and plans and report prepared by the Sewer Agency staff and authorized further necessary proceedings in connection with the formation of Suffolk County Sewer District No. 4 – Smithtown Galleria (the "District") for the developments known as Smithtown Galleria, Galleria Heights, and miscellaneous lots, located in the hamlet of Smithtown in the Town of Smithtown; and

WHEREAS, the Sewer Agency has duly caused such maps and plans to be prepared and has transmitted them to the County Legislature, together with a report of its proceedings and its recommendations in accordance with Section 254 of the NEW YORK COUNTY LAW; and

WHEREAS, the County Legislature did, pursuant to Section 254 of the NEW YORK COUNTY LAW, duly adopt Resolution No. 949-2002 Calling for a Public Hearing at the County Center in Riverhead/Hauppauge, New York, on November 19, 2002, upon a proposal to form said County sewer district, to comprise the area described and defined in said maps and plans; and

WHEREAS, the Clerk of the Legislature did duly cause a Notice of Public Hearing to be published at least once in each of the office 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, every entity within the proposed District was notified of the Public Hearing by United States Postal Service regular mail; and

WHEREAS, the Public Hearing was duly held at the time and place aforesaid, at which time all parties therein were duly heard; and

WHEREAS, the County Legislature has duly considered the evidence given at said Public Hearing; and

WHEREAS, this action is related to routine administration and management in accordance with the NEW YORK CODE OF RULES AND REGULATIONS, Volume 6 Sections 617.5(c)(20) and (27), and therefore is determined to be a Type II action requiring no further action; now, therefore, be it

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

Section 1: Resolution No. 179-2003, as amended by Resolution 520-2004, is hereby rescinded.

Section 2: Upon evidence provided at the public hearing and after due consideration of the maps, plans, report and recommendations and data filed with it by the Sewer Agency, that it is in the public interest to form a new sewer district pursuant to Section 271 of the NEW YORK COUNTY LAW substantially in accordance with the maps, plans, report and recommendations of the Sewer Agency, that the facilities within the proposed District are adequate and appropriate, that all of the property owners in the proposed District are benefited by the formation of the proposed District, and that all of the property and property owners benefited by the formation of the proposed District are included within the limits of the proposed District.

(a) (a) The Legislature, being the SEQRA Lead Agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Sections 617.5(c)(20) and (27) of Volume 6 of the NEW YORK CODE OF RULES AND REGULATIONS.

Section 3: The establishment of the proposed sewer district to be designated and known as: "Suffolk County Sewer District No. 4 – Smithtown Galleria", is hereby approved.

Section 4: Suffolk County Sewer District No. 4 – Smithtown Galleria will comprise an area lying within the Town of Smithtown, more particularly bounded and described as follows:

All that certain plot, piece or parcel of land, situate, lying and being at Smithtown, in the Town of Smithtown, County of Suffolk, and being more particularly bounded and described as follows:

BEGINNING at a point on the easterly side of Terry Road, said point being 444.89 feet northerly of the intersection of the easterly side of Terry Road with the northerly side of Nesconset-Port Jefferson Highway (NYS Route 347);

THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 28.61 feet;
THENCE North 32°12'10" West 228.37 feet;
THENCE North 61°01'53" East 356.33 feet;
THENCE North 28°07'03" West 119.41 feet;
THENCE South 61°52'57" West 355.77 feet to the easterly side of Terry Road;
THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 233.75 feet;
THENCE along the easterly side of Terry Road North 18°12'00" West 67.99 feet;
THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 199.40 feet;
THENCE North 65°36'33" East 350.41 feet;
THENCE North 27°17'12" West 121.74 feet;
THENCE South 66°36'42" West 350.76 feet to the easterly side of Terry Road;
THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 86.22 feet;
THENCE along the easterly side of Terry Road the following three (3) courses:
(1) North 28°02'13" West 42.27 feet;
(2) North 37°07'18" West 618.20 feet;
(3) North 36°57'45" West 26.27 feet to land now or formerly of John Worrell;
THENCE along said land the following three (3) courses:
(1) North 35°24'16" East 284.64 feet;
(2) North 32°35'20" West 146.31 feet
(3) South 60°52'30" West 299.04 feet to a point;
THENCE North 12°07'20" West 151.99 feet;
THENCE North 19°07'30" East 229.63 feet;
THENCE North 86°00'20" East 4.12 feet;
THENCE North 20°11'10" East 150.17 feet to land now or formerly of Frank H. Rowan;

THENCE along said land the following two (2) courses:
(1) South 82°38'20" East 38.40 feet;
(2) South 85°35'50" East 156.20 feet to land now or formerly of Howard Silverman;
THENCE along said land the following three (3) courses:
(1) North 67°41'00" East 91.37 feet;
(2) North 65°36'20" East 115.59 feet;
(3) North 50°25'30" East 85.43 feet;
THENCE South 61°16'40" East 150.00 feet;
THENCE South 64°35'20" West 11.31 feet;
THENCE South 61°16'40" East 83.17 feet;
THENCE South 60°48'30" East 208.66 feet to the westerly side of Fairview Street West;
THENCE along the westerly side of Fairview Street West South 07°35'50" East 15.63 feet;
THENCE South 78°36'10" West 136.30 feet;
THENCE South 17°23'50" East 186.21 feet;
THENCE North 71°56'10" East 17.70 feet;
THENCE South 18°03'50" East 135.00 feet to the northerly side of Fairview Street West;
THENCE along the northerly side of Fairview Street West South 71°56'10" 225.00 feet;
THENCE South 18°03'50" East 50.00 feet;
THENCE along the southerly side of Fairview Street West North 71°56'10" East 25.00 feet;
THENCE along the Map of Town Heights the following four (4) courses:
(1) South 18°03'50" East 135.00 feet;
(2) North 71°56'10" East 75.00 feet;
(3) South 18°03'50" East 65.00 feet;
(4) North 71°56'10" East 387.12 feet;
THENCE North 72°00'08" East 233.28 feet;
THENCE North 71°56'02" East 87.61 feet;
THENCE North 74°40'23" East 156.29 feet;
THENCE North 71°33'46" East 416.43 feet;
THENCE North 71°36'12" East 147.04 feet;
THENCE North 71°33'50" East 105.91 feet to Land of the Town of Smithtown;
THENCE along said land the following two (2) courses:
(1) North 71°48'12" East 356.02 feet;
(2) South 23°12'06" East 1222.24 feet;
THENCE South 54°21'30" West 281.59;
THENCE North 29°20'25" West 240.95 feet;
THENCE South 58°09'10" West 1478.97 feet;
THENCE North 43°43'20" West 70.02 feet;
THENCE South 53°37'30" West 508.83 feet to the point, or place of BEGINNING.

Section 5: The proposed County Sewer District shall be established and formed pursuant to the provisions of Article 5A of the NEW YORK COUNTY LAW after the effective date of this Resolution, along with the filing of a certification of these proceedings of the Legislature to the New York State Department of Audit and Control.

Section 6: 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 notice or determinations in accordance with this resolution.

Section 7: The Commissioner of the Suffolk County Department of Public Works is named the Administrative Head of Suffolk County Sewer District No. 4 – Smithtown Galleria.

Section 8: This resolution, authorizing the formation of Suffolk County Sewer District No. 4 – Smithtown Galleria, shall not take effect until at least forty-five (45) days after its adoption, nor until approved by the affirmative vote of the majority of the qualified electors who are resident within the proposed sewer district voting on a proposition for its approval, if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this resolution in conformity with the provisions of Section 24 of the NEW YORK MUNICIPAL HOME RULE LAW and Section 257 of the NEW YORK COUNTY LAW, and upon the filing in the office of

the Secretary of State.

DATED: December 21, 2004

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: December 27, 2004

Exhibit

D

Notification to the Office of the NYS Comptroller regarding the District Creation of Suffolk County Sewer District #4, Smithtown Galleria

Exhibit D

ALAN G. HEVESI
COMPTROLLER

110 STATE STREET
ALBANY, NEW YORK 12236

STATE OF NEW YORK
OFFICE OF THE STATE COMPTROLLER

June 30, 2005

Henry L. Barton, Jr.
Clerk of the Suffolk County Legislature
County of Suffolk
William H. Rogers Building
725 Veterans Memorial Highway
Smithtown, New York 11787

Re: County of Suffolk;
Establishment of Suffolk
County Sewer District No. 4

Dear Mr. Barton:

This will acknowledge receipt of the order of the county legislature of the County of Suffolk dated December 21, 2004 establishing the district referenced above. This order was filed in the Office of the State Comptroller on March 14, 2005.

In acknowledging receipt, we express no opinion as to the validity of the proceedings undertaken by the county in connection with the formation of this district.

Very truly yours,

Mitchell S. Morris
Associate Counsel

MSM:EMM:sm
cc: Steve Fountain

OFFICE OF THE COUNTY LEGISLATURE
COUNTY OF SUFFOLK

WILLIAM H. ROGERS BUILDING
725 VETERANS MEMORIAL HIGHWAY
SMITHTOWN, NEW YORK 11787-4311

HENRY L. BARTON, JR.
CLERK OF THE LEGISLATURE
(631) 853-4074

June 17, 2005

RECEIVED
JUN 24 2005
NYS-OSC
LEGAL SERVICES

Office of the NYS Comptroller
Attention: Mitch Morris
110 State Street
14th Floor
Albany, NY 12236

Re: Suffolk County Sewer District #4, Smithtown Galleria (District Creation)

I, Henry L. Barton, Jr., Clerk of the Legislature, Suffolk County, New York, do hereby certify that no petition protesting against the passage of Resolution No. 1403-2004, in conformity with the provisions of Section 24 of the New York Municipal Home Rule Law and Section 257 of New York County Law has been requested nor filed.

Henry L. Barton Jr.

Henry L. Barton, Jr.
Clerk of the Legislature
Suffolk County, New York

HLB:db

cc: Ben Wright, Dept. of Public Works

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

WILLIAM H. ROGERS BUILDING
725 VETERANS MEMORIAL HIGHWAY
SMITHTOWN, NEW YORK 11787-4311

RECEIVED
MAR 14 2005
NYS-OSC
LEGAL SERVICES

HENRY L. BARTON, JR.
CLERK OF THE LEGISLATURE
(631) 853-4074

March 2, 2005

Mitchell S. Morris, Esq., Associate Counsel
Office of the New York State Comptroller
A.E. Smith State Office Building
Legal Service, 6th Floor
Albany, NY 12236

Re: "Suffolk County Sewer District No. 4 – Smithtown Galleria"
Certification to the New York State Comptroller of the Establishment of Suffolk County Sewer District No. 4 – Smithtown Galleria, County of Suffolk, State of New York

Dear Mr. Morris:

Please find enclosed a certified copy of Suffolk County Resolution 1403-2004, making certain findings with respect to the establishment of "Suffolk County Sewer District No. 4 – Smithtown Galleria", duly passed in accordance with Article 5A of the New York County Law. Please be advised that the establishment of this Sewer District did not require any debt, in any form, to be incurred by the County of Suffolk.

Please do not hesitate to contact me if you require any further information.

Very truly yours,

Henry L. Barton, Jr.
Clerk of the Suffolk County Legislature
County of Suffolk, State of New York

HLB:db
Enclosure

LUCIA D. BRAATEN
NOTARY PUBLIC, State of New York
No. 4803364
Qualified in Suffolk County
Commission Expires Dec. 31, 2006

Sworn to before me this 4th day of March, 2005

Lucia D. Braaten
NOTARY PUBLIC

Intro. Res. No. 2249-2004

Laid on Table 12/7/2004

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 1403 -2004, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS UPON A PROPOSAL TO FORM SUFFOLK COUNTY SEWER DISTRICT NO. 4 – SMITHTOWN GALLERIA IN THE TOWN OF SMITHTOWN

WHEREAS, Resolution No. 179-2003 was adopted on March 11, 2003 and signed by the County Executive on March 27, 2003, and amended by Resolution 520-2004 adopted on May 11, 2004 and signed by the County Executive on May 14, 2004; and

WHEREAS, when adopted, Resolution No. 179-2003, as amended by Resolution 520-2004, contained an error in that pursuant to section 256 of the NEW YORK COUNTY LAW, the resolution should have been made subject to a permissive referendum; and

WHEREAS, it is now desired to rescind Resolution 179-2003, as amended by Resolution 520-2004; and

WHEREAS, the County Legislature of the County of Suffolk, New York, duly adopted Resolution No. 212 of 1973, on March 27, 1973, and approved by the County Executive on March 27, 1973, pursuant to Section 253 of the NEW YORK COUNTY LAW, directing the Suffolk County Sewer Agency (the "Sewer Agency") to prepare maps and plans and a report in accordance with such section in relation to the formation of County sewer districts; and

WHEREAS, the Sewer Agency passed Resolution No. 27 of 2002 approving the maps and plans and report prepared by the Sewer Agency staff and authorized further necessary proceedings in connection with the formation of Suffolk County Sewer District No. 4 – Smithtown Galleria (the "District") for the developments known as Smithtown Galleria, Galleria Heights, and miscellaneous lots, located in the hamlet of Smithtown in the Town of Smithtown; and

WHEREAS, the Sewer Agency has duly caused such maps and plans to be prepared and has transmitted them to the County Legislature, together with a report of its proceedings and its recommendations in accordance with Section 254 of the NEW YORK COUNTY LAW; and

WHEREAS, the County Legislature did, pursuant to Section 254 of the NEW YORK COUNTY LAW, duly adopt Resolution No. 949-2002 Calling for a Public Hearing at the County Center in Riverhead/Hauppauge, New York, on November 19, 2002, upon a proposal to form said County sewer district, to comprise the area described and defined in said maps and plans; and

WHEREAS, the Clerk of the Legislature did duly cause a Notice of Public Hearing to be published at least once in each of the office 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, every entity within the proposed District was notified of the Public Hearing by United States Postal Service regular mail; and

WHEREAS, the Public Hearing was duly held at the time and place aforesaid, at which time all parties therein were duly heard; and

WHEREAS, the County Legislature has duly considered the evidence given at said Public Hearing; and

WHEREAS, this action is related to routine administration and management in accordance with the NEW YORK CODE OF RULES AND REGULATIONS, Volume 6 Sections 617.5(c)(20) and (27), and therefore is determined to be a Type II action requiring no further action; now, therefore, be it

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

Section 1: Resolution No. 179-2003, as amended by Resolution 520-2004, is hereby rescinded.

Section 2: Upon evidence provided at the public hearing and after due consideration of the maps, plans, report and recommendations and data filed with it by the Sewer Agency, that it is in the public interest to form a new sewer district pursuant to Section 271 of the NEW YORK COUNTY LAW substantially in accordance with the maps, plans, report and recommendations of the Sewer Agency, that the facilities within the proposed District are adequate and appropriate, that all of the property owners in the proposed District are benefited by the formation of the proposed District, and that all of the property and property owners benefited by the formation of the proposed District are included within the limits of the proposed District.

(a) The Legislature, being the SEQRA Lead Agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Sections 617.5(c)(20) and (27) of Volume 6 of the NEW YORK CODE OF RULES AND REGULATIONS.

Section 3: The establishment of the proposed sewer district to be designated and known as: "Suffolk County Sewer District No. 4 – Smithtown Galleria", is hereby approved.

Section 4: Suffolk County Sewer District No. 4 – Smithtown Galleria will comprise an area lying within the Town of Smithtown, more particularly bounded and described as follows:

All that certain plot, piece or parcel of land, situate, lying and being at Smithtown, in the Town of Smithtown, County of Suffolk, and being more particularly bounded and described as follows:

BEGINNING at a point on the easterly side of Terry Road, said point being 444.89 feet northerly of the intersection of the easterly side of Terry Road with the northerly side of Nesconset-Port Jefferson Highway (NYS Route 347);

THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 28.61 feet;
THENCE North 32°12'10" West 228.37 feet;

THENCE North 61°01'53" East 356.33 feet;
THENCE North 28°07'03" West 119.41 feet;
THENCE South 61°52'57" West 355.77 feet to the easterly side of Terry Road;
THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 233.75 feet;
THENCE along the easterly side of Terry Road North 18°12'00" West 67.99 feet;
THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 199.40 feet;
THENCE North 65°36'33" East 350.41 feet;
THENCE North 27°17'12" West 121.74 feet;
THENCE South 66°36'42" West 350.76 feet to the easterly side of Terry Road;
THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 86.22 feet;
THENCE along the easterly side of Terry Road the following three (3) courses:

(1) North 28°02'13" West 42.27 feet;
(2) North 37°07'18" West 618.20 feet;
(3) North 36°57'45" West 26.27 feet to land now or formerly of John Worrell;

THENCE along said land the following three (3) courses:

(1) North 35°24'16" East 284.64 feet;
(2) North 32°35'20" West 146.31 feet
(3) South 60°52'30" West 299.04 feet to a point;

THENCE North 12°07'20" West 151.99 feet;
THENCE North 19°07'30" East 229.63 feet;
THENCE North 86°00'20" East 4.12 feet;
THENCE North 20°11'10" East 150.17 feet to land now or formerly of Frank H. Rowan;
THENCE along said land the following two (2) courses:

(1) South 82°38'20" East 38.40 feet;
(2) South 85°35'50" East 156.20 feet to land now or formerly of Howard Silverman;

THENCE along said land the following three (3) courses:

(1) North 67°41'00" East 91.37 feet;
(2) North 65°36'20" East 115.59 feet;
(3) North 50°25'30" East 85.43 feet;

THENCE South 61°16'40" East 150.00 feet;
THENCE South 64°35'20" West 11.31 feet;
THENCE South 61°16'40" East 83.17 feet;
THENCE South 60°48'30" East 208.66 feet to the westerly side of Fairview Street West;
THENCE along the westerly side of Fairview Street West South 07°35'50" East 15.63 feet;
THENCE South 78°36'10" West 136.30 feet;
THENCE South 17°23'50" East 186.21 feet;
THENCE North 71°56'10" East 17.70 feet;
THENCE South 18°03'50" East 135.00 feet to the northerly side of Fairview Street West;
THENCE along the northerly side of Fairview Street West South 71°56'10" 225.00 feet;
THENCE South 18°03'50" East 50.00 feet;
THENCE along the southerly side of Fairview Street West North 71°56'10" East 25.00 feet;
THENCE along the Map of Town Heights the following four (4) courses:

(1) South 18°03'50" East 135.00 feet;
(2) North 71°56'10" East 75.00 feet;
(3) South 18°03'50" East 65.00 feet;

(4) North 71°56'10" East 387.12 feet;
THENCE North 72°00'08" East 233.28 feet;
THENCE North 71°56'02" East 87.61 feet;
THENCE North 74°40'23" East 156.29 feet;
THENCE North 71°33'46" East 416.43 feet;
THENCE North 71°36'12" East 147.04 feet;
THENCE North 71°33'50" East 105.91 feet to Land of the Town of Smithtown;
THENCE along said land the following two (2) courses:
(1) North 71°48'12" East 356.02 feet;
(2) South 23°12'06" East 1222.24 feet;
THENCE South 54°21'30" West 281.59;
THENCE North 29°20'25" West 240.95 feet;
THENCE South 58°09'10" West 1478.97 feet;
THENCE North 43°43'20" West 70.02 feet;
THENCE South 53°37'30" West 508.83 feet to the point, or place of BEGINNING.

Section 5: The proposed County Sewer District shall be established and formed pursuant to the provisions of Article 5A of the NEW YORK COUNTY LAW after the effective date of this Resolution, along with the filing of a certification of these proceedings of the Legislature to the New York State Department of Audit and Control.

Section 6: 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 notice or determinations in accordance with this resolution.

Section 7: The Commissioner of the Suffolk County Department of Public Works is named the Administrative Head of Suffolk County Sewer District No. 4 – Smithtown Galleria.

Section 8: This resolution, authorizing the formation of Suffolk County Sewer District No. 4 – Smithtown Galleria, shall not take effect until at least forty-five (45) days after its adoption, nor until approved by the affirmative vote of the majority of the qualified electors who are resident within the proposed sewer district voting on a proposition for its approval, if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this resolution in conformity with the provisions of Section 24 of the NEW YORK MUNICIPAL HOME RULE LAW and Section 257 of the NEW YORK COUNTY LAW, and upon the filing in the office of the Secretary of State.

DATED: DEC 21 2004

APPROVED BY:

Steve Levy

County Executive of Suffolk County

Date: December 27, 2004

SUFFOLK COUNTY
County Legislature
RIVERHEAD, N.Y.

This is to Certify That I, HENRY L. BARTON, JR., Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on DEC 21 2004 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Henry L. Barton, Jr.
Clerk of the County Legislature

Exhibit

E

Current Legal Description of District - (Original Sewer District #4 – Galleria, Metes & Bounds, as described in June 2002 report and established by Suffolk County Legislative Resolution - 1403-2004)

Exhibit E

Original Sewer District #4- Galleria - Metes & Bounds
As established by the Suffolk County Legislative Resolution 1403-2004

Section 4: Suffolk County Sewer District No. 4 – Smithtown Galleria will comprise an area lying within the Town of Smithtown, more particularly bounded and described as follows:

All that certain plot, piece or parcel of land, situate, lying and being at Smithtown, in the Town of Smithtown, County of Suffolk, and being more particularly bounded and described as follows:

BEGINNING at a point on the easterly side of Terry Road, said point being 444.89 feet northerly of the intersection of the easterly side of Terry Road with the northerly side of Nesconset-Port Jefferson Highway (NYS Route 347);

THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 28.61 feet;
THENCE North 32°12'10" West 228.37 feet;
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THENCE along a curve on the easterly side of Terry Road bearing to the right having a radius of 1885.11 feet a distance of 233.75 feet;
THENCE along the easterly side of Terry Road North 18°12'00" West 67.99 feet;
THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 199.40 feet;
THENCE North 65°36'33" East 350.41 feet;
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THENCE along a curve on the easterly side of Terry Road bearing to the left having a radius of 1661.77 feet a distance of 86.22 feet;
THENCE along the easterly side of Terry Road the following three (3) courses:
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(3) North 36°57'45" West 26.27 feet to land now or formerly of John Worrell;
THENCE along said land the following three (3) courses:
(1) North 35°24'16" East 284.64 feet;
(2) North 32°35'20" West 146.31 feet
(3) South 60°52'30" West 299.04 feet to a point;
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THENCE North 86°00'20" East 4.12 feet;
THENCE North 20°11'10" East 150.17 feet to land now or formerly of Frank H. Rowan;
THENCE along said land the following two (2) courses:
(1) South 82°38'20" East 38.40 feet;
(2) South 85°35'50" East 156.20 feet to land now or formerly of Howard Silverman;
THENCE along said land the following three (3) courses:
(1) North 67°41'00" East 91.37 feet;
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Exhibit

F

Proposed Amended Legal Description of District (Sewer District #4 – Galleria, Metes & Bounds, extending boundaries of district to include two adjacent restaurants)

Exhibit F

Proposed District #4- Galleria
Metes & Bounds – 2008
Includes JADO 2 Restaurants

Suffolk County Sewer District No. 4 – Smithtown Galleria is proposed to be extended to comprise of area lying entirely within the Town of Smithtown, known as the Hamlet of Smithtown, such area being more particularly bounded and described as follows:

All that certain plot, piece or parcel of land situate lying and being at Smithtown, Town of Smithtown, Suffolk County, New York, being more particularly bounded and described as follows:

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THENCE South 54° 21' 30" West 281.59 feet;
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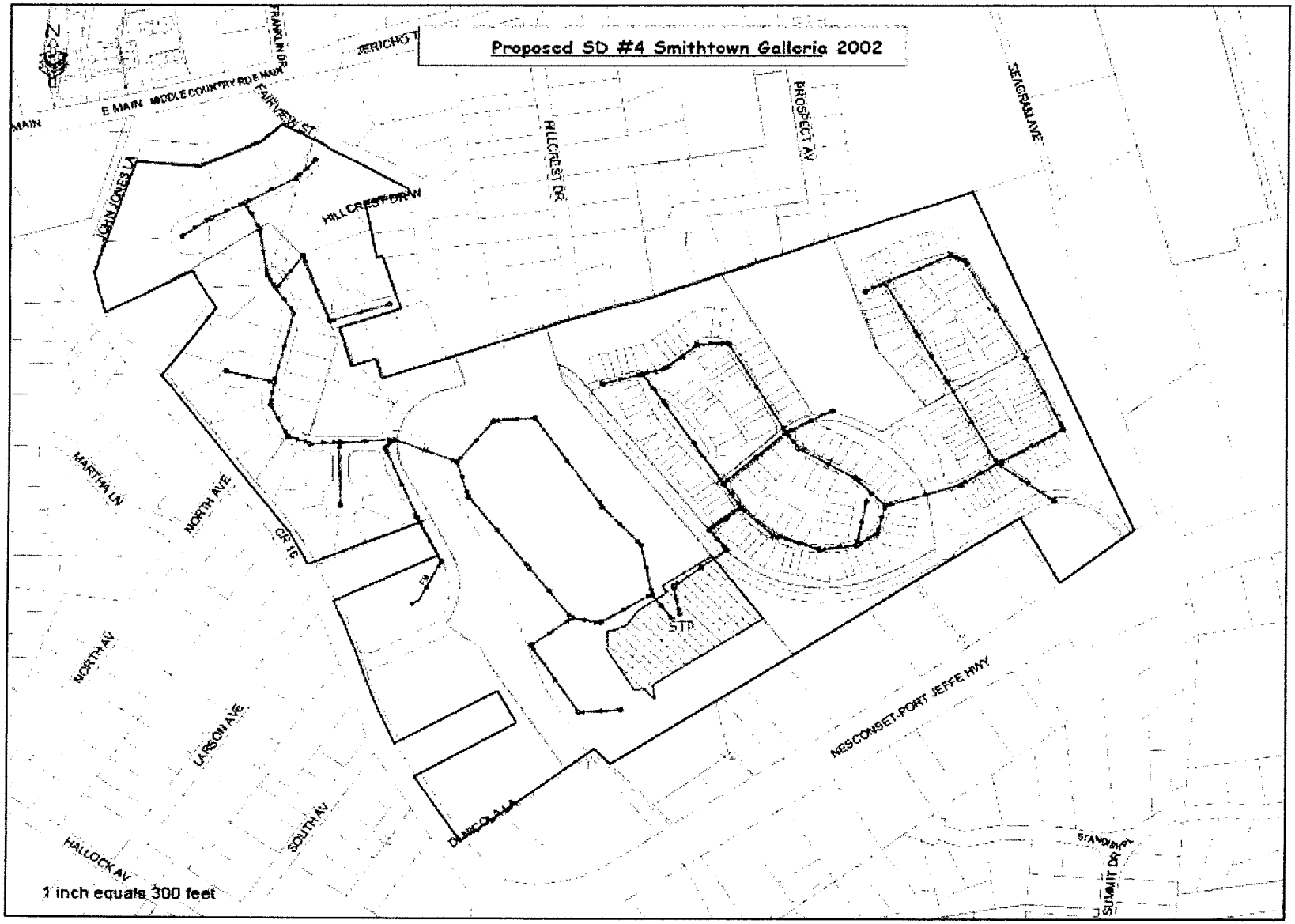
THENCE South 58° 09' 10" West 852.17 feet;
THENCE South 35° 38' 30" East 268.21 feet;
THENCE South 57° 39' 30" West 295.16 feet;
THENCE North 35° 44' 57" West 104.54 feet;
THENCE South 54° 21' 30" West 130.00 feet;
THENCE South 35° 18' 59" East 96.41 feet;
THENCE South 57° 55' 10" West 161.34 feet;
THENCE North 43° 43' 20" West 347.31 feet;
THENCE South 53° 37' 30" West 508.83 feet to the point or place of BEGINNING;

Exhibit

G

Map of District (Original Sewer District #4 – Galleria, as contained in June 2002 report and- established by Suffolk County Legislative Resolution 1403-2004)

Exhib



Proposed SD #4 Smithtown Galleria 2002
N
E MAIN
MIDDLE COUNTRY RD
E MAIN
FRANKLIN DR
JERICHO T
FAIRVIEW ST
JOHN JONES LA
HILLCREST DR W
HILLCREST DR
PROSPECT AV
SEAGRAM AVE
MARTHA LN
NORTH AVE
CR 16
NORTH AV
LARSON AVE
SOUTH AV
HALLOCK AV
DANICOLA LA
STP
NESCONSET-PORT JEFFE HWY
STANDISH PL
SUMMIT DR
1 inch equals 300 feet

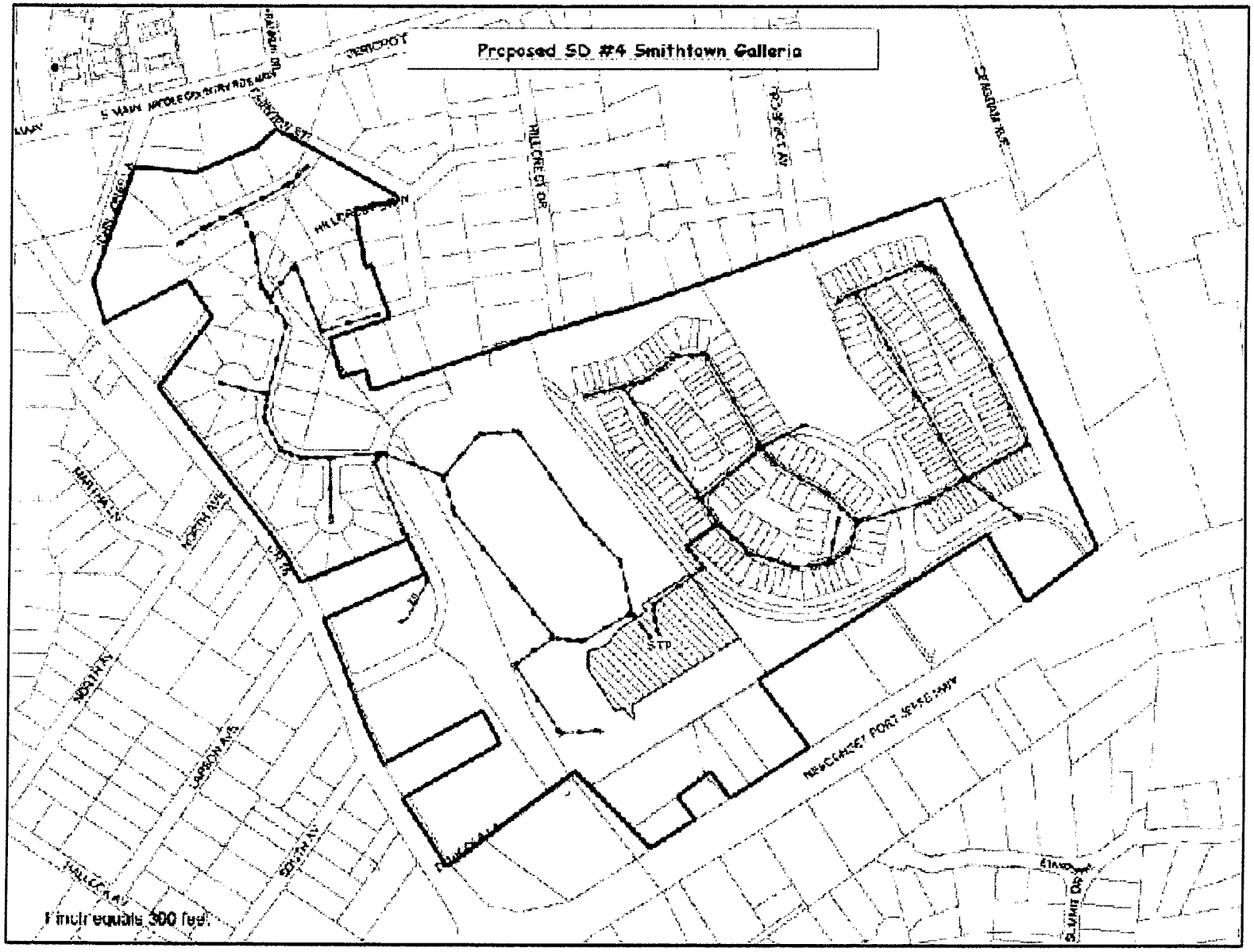
Exhibit

H

Map of Proposed Amended District (Sewer District #4 – Galleria, Metes & Bounds, extending boundaries of district to include two adjacent restaurants)

Exhibit

2010



Exhibit

I

Estimated Operation and Maintenance Budget –
(as included in June 2002 report and considered in public hearing leading to Suffolk County Legislative Resolution - 1403-2004)

Exhibit I

2002 BUDGET FOR PROPOSED SCSD NO. 4 – SMITHTOWN GALLERIA

Total Budget for Facility:	$259,470 (1)
Labor:	$113,835
Equipment:	$34,985
Supplies/Materials:	$66,150
Utilities:	$ 44,500

Average Daily Flow: 178,000 GPD (2)

Estimated user fees: (1)/ (2) $1.46 per gallon per day

Estimated residential user fee: $470 per year ($259,470/552 SFE)

Exhibit

J

Estimated Amended Operation and Maintenance Budget (Revised June 2010 to include previously omitted spread costs and cost increases since 2002)

Exhibit J

2010 BUDGET FOR PROPOSED SCSD NO. 4 – SMITHTOWN GALLERIA

Total Budget for Facility:	**$ 871,200 [1]**
Labor:	**$ 172,850 [a]**
Equipment:	**$ 67,000 [b]**
Supplies/Materials:	**$ 118,000 [b]**
Utilities:	**$ 87,500 [b]**
Spread Costs	**$ 425,850 [a]**
Average Daily Flow:	**178,000 GPD [2]**

Estimated user fees: $ 4.89 per gallon per day (1/2)

Estimated residential user fee: $1420 per year ($871,200/614 SFE)

([a]) – Based on 2008 Actual Expenses from chargeback calculations.

([b]) – Based on 2009 adopted budgets for comparable sewer districts;
SCSD # 12 – Birchwood-Holbrook
SCSD #15 – Nob Hill
SCSD # 22 - Hauppauge Municipal

Exhibit

K

Wastewater Treatment Plant Inspection Memos (2007 & 2009)

Exhibit K

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: File

FROM: Ben Wright, P.E.

SUBJECT: **Proposed Sewer District 4 – Galleria**

DATE: April 4, 2007

Paul Andres and I met the operator of Galleria on March 26th for the purpose of inspecting the facility prior to a public information meeting. We reviewed the 2005 inspection report in order to compare the condition over the past 18 months. The major issues that would involve improvements prior to the formation of the District include the influent pump station and forcemain, the hydraulics between SBR systems and then controls, and the inadequate filtration system that is installed. Other minor items do not require immediate attention.

It is expected that the influent pump station should have both pumps replaced with larger units. In addition, the 6" forcemain might be increased to 8" diameter. Under present conditions both pumps are required to convey sewage to the treatment system even though the highest average daily flow is in the vicinity of 125,000 gpd.

The current distribution of pumped influent to the SBR's require throttling of valves in an attempt to balance the flow. This procedure is not successful and requires an evaluation and piping modification. Even though the in-balance exists, the SBR's were noted to be at levels suggesting that additional capacity will be available in the system. This additional capacity, however, may be due to the influent flows being 70% of design average flows. Additionally the EFD interface/DO control was not usable.

The Parkson filters have not worked properly and regardless of the efforts of the operator and manufacturer, the recommendation is to replace the filter with different units.

Based on the above, the cost associated with these improvements is estimated to be:

1). Pumping System - $50,000
2). SBR Hydraulic Balancing - $10,000
3). Effluent Filter Replacement - $250,000

We do expect that the Capital funding associated with the system should have $310,000 available to make these improvements.

BW:jh

cc: Paul Andres
Bob Carballeira, P.E.
John DeMaio
John Donovan, P.E.
Laura Conway, CPA
bw4-4-07 sd4 Proposed Galleria Memo to File

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

THOMAS LAGUARDIA, P.E.
CHIEF DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: File

FROM: Ben Wright, P.E., Chief Engineer

RE: **Proposed Sewer District No. 4 – Galleria**

DATE: November 13, 2009

A number of inspections have been made over the past 4 years due to the pending sewer district formation. The inspection during October 2009 reflected little changes to the April 4, 2007 memo and the 2005 inspection report on the facility. The major issues that remain a concern prior to the formation of the district are the influent pump station and forcemain, the hydraulics of the SBR system, and the inadequate filtration system. Based on the most recent inspection, the April 4, 2007 letter which has more details would apply. The 2007 estimates of $310,000 would require an increase due to inflation and, therefore, it is expected that the capital funding to make the major repairs of those three items should be estimated at $350,000.

BW:ni
cc: John Donovan, Principal Civil Engineer
Craig Platt, Asst Dir of S.D. Act.
bw11-13-09 proposed sd4 Galleria memo to file

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010 FAX (631) 852-4150

Exhibit

L

Assessment Stabilization Reserve Fund (ASRF)

Exhibit L

Assessment Stabilization Reserve Fund

Resolution No. 110-1998 adopted Local Law No. 35-1999, establishing a "Common Sense Tax Stabilization Plan for Sewers, Environmental Protection, and County Taxpayers." The program provides long-term sewer district tax rate stabilization for both debt service and operation and maintenance costs.

Resolution No. 650-2000 re-imposed an additional one-quarter percent sales tax for the period beginning December 1, 2000, through December 31, 2013. An extension of this program was adopted in 2007 and allocated 25% of the additional sales tax to an Assessment Stabilization Reserve Fund (ASRF) for sewers through 2030.

Two funds exist, the ASRF for the smaller districts (Fund 404) and the Southwest Sewer District (Sewer District 3) (Fund 405).

The intent of the ASRF is to stabilize sewer district tax rates beyond 2030 and to protect taxpayers in sewer districts from significant rate increases in a single budget year. Increases above 3% allow the ASRF to be utilized. **The use of the Assessment Stabilization Reserve Fund therefore, limits the impact of any capacity project to 3%.**

Newly created sewer districts must have their actual costs established over at least a three year prior to being eligible for the current 3% cap afforded through the ASRF.

Exhibit

M

Methodology for Calculation of Sewer District Usage Charges

Exhibit M

Methodology for Calculation of Sewer District Usage Charges

The charge back system established by the Department of Public Works is an efficient and cost effective method of calculating the operating costs for all County sewer districts. Other more elaborate systems could be developed that would track expenses in more detail; however they would also be more costly to operate and maintain. Those additional costs would also have to be passed onto the sewer users.

The following is a narrative explanation of those expenses apportioned to the districts based on their percentage of direct labor costs.

Personnel Services

Only the SWSD's operating budget contains a budget line for personnel. All other sanitation labor is paid out of Fund 261 and then charged back to the various districts based upon methods as detailed below:

Direct Labor: Employees working in the field are required to track the amount of time that they spend at each sewer district. This information is recorded on their "blue sheets" and submitted with their official time sheets. The information on their "blue sheets" is entered into a database and the actual cost of time spent at each district is calculated. The percentage of total direct labor expenses charged to each sewer district is used as the basis for distributing many other Fund 261 expenses.

Objectionable Hazardous Waste Monitoring: All costs incurred relating to this program are billed separately to commercial properties based upon their water use. They are not included in the chargeback allocations.

Lab Personnel: These costs are allocated to the districts based upon the actual number of lab tests performed for each of the districts. They are not included in the chargeback allocations.

Labor included in Administrative Overhead: All labor costs not specifically identifiable as being related to a particular sewer district are allocated to the sewer districts through the chargeback system. There are administrative salaries in this category and time paid, but not worked. Time paid but not worked would include holiday pay, sick time and Workers' Compensation.

Summary of Personnel Services

There was $10,545,732 of personnel costs incurred during 2007 in Fund 261. Of that amount $6,446,251 was for labor costs specifically identifiable to the sewer districts. The balance of $4,099,481 which is included in the chargeback costs consists of $2,474,983 for administrative salaries and $1,624,498 for time paid but not worked.

Total personnel costs allocated to SD# 4 were $81,990.

Direct Labor – Other	**$32,490**
Sanitation Administration	**$49,500**

Operating Expenditures

Actual operating expenses incurred in Fund 261 during 2007 that were not specifically identifiable to a sewer district, were apportioned to all sewer districts, base on the percentage of total direct labor expenses charged to each sewer district. These include costs such as service charges on beepers and Nextel phones, the rental and the cleaning of uniforms, the purchase of tools and miscellaneous supplies used by employees working in the field, and Administrative Office operating costs such as photocopy rental fees, memberships, subscriptions, and research and law books.

Operating expenses for Fund 261 totaled $2,525,968. Of the amount $1,396,351 was for sludge removal and was charged directly to the districts that incurred the cost. An additional $33,665 of operating costs associated with the Lab was not included in the calculation of the chargebacks. In total $1,095,952 was charged back to the districts.

Total operating costs allocated to SD# 4 was $21,919.

Fringe Benefits

This category includes all payments from Fund 261 for Social Security and Unemployment Insurance in addition to contributions to the NYS Retirement System, Employee Medical Health Plan and Employee Benefits Fund.

There was $4,629,015 of fringe benefit costs incurred during 2007 in Fund 261. Of that amount $2,965,347 was for direct labor costs. There was $1,086,430 of fringe benefit costs relating to administrative salaries. In addition, there was $577,238 that was allocated and charged back separately.

Total fringe benefits allocated to SD# 4 was $81,036.

Direct Labor – Fringe	**$59,307**
Administrative- Fringe	**$21,729**

Interfund Transfers

Costs incurred by the County in the operation of Fleet Services and the Self Insurance program are apportioned to all County departments. The portion that is charged to Fund 261 is an operating expense of the Fund that is distributed to the districts.

- Fund 16 – Fleet Services

  Costs relating to the operation and maintenance of the vehicles assigned to every County department are tracked by Fleet Services based upon Fund and fleet numbers. This includes the cost of gasoline, parts for repairs and maintenance and labor costs, calculated based upon the rate of pay earned by the mechanic working on the vehicle. The cost of operating Fund 261's fleet is charged back to the sewer districts based upon their percentage of total labor costs.

- Fund 38 – Self Insurance

  The County is self insured. All costs incurred by Insurance and Risk Management are distributed among all County departments based upon the

number of employees on staff. Self Insurance costs charged to Fund 261 are charged back to the sewer districts based upon their percentage of total labor costs.

The following are costs incurred by Public Works that are apportioned as follows:

- Fund 259 – Bldg/ San Admin
  Operating expenses of the Commissioner's Office, Personnel, Finance and DPW Purchasing are charged back to all of the Divisions of the Department. The portion of this cost that is allocated to Fund 261 is apportioned among all of the sewer districts based upon their percentage of total labor costs.

- Fund 525 – Capital
  Capital project number 8164 was created for the purchase of heavy equipment for sanitation. Each year funds from the operating budget are transferred to this capital project, creating a reserve to be used for the purchase of heavy equipment when needed. Funding the project in this way avoids large increases in costs in years when such purchases are made and avoids incurring finance charges, thereby saving the rate payers money. This cost is apportioned among all of the sewer districts based upon their percentage of total labor costs.

Total interfund transfers allocated to SD# 4 was $ 97,406

Fund 016 - Fleet Services	**$30,490**
Fund 038 - Self Insurance	**14,201**
Fund 525 - Capital – Heavy Equipment	**15,000**
Fund 259 - DPW Administration	**20,731**
Interfund Transfers	**9,361**
Serial Bonds	**7,623**

2009

Intro. Res. No. - 2010 Laid on the Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 2010, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH REHABILITATION OF SMITH POINT BRIDGE, TOWN OF BROOKHAVEN (CP 5838)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Rehabilitation of Smith Point Bridge; and

WHEREAS, sufficient funds are not included in the 2010 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 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $2,100,000 in Suffolk County Serial Bonds; now, therefore, be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, pursuant to Resolution No. 849-2009, has determined that this law constitutes a Type II action pursuant to Section 617.5 (C), (1), (2), and (7) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd **RESOLVED**, that it is hereby determined that this project, with a priority ranking of fifty-seven (57) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

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

4th **RESOLVED**, that the 2010 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5097
Project Title: Reconstruction of CR 17, Carleton Avenue, Town of Islip

	Total Est'd Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
2. Land Acquisition	$950,000	$50,000	$0
TOTAL	$8,492,000	$2,942,000	$2,892,000

Project No.: 5168
Project Title: Reconstruction of portions of CR 11 Pulaski Road, Town of Huntington

	Total Est'd Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
2. Land Acquisition	$250,000	$3,550,000	$3,500,000
TOTAL	$6,000,000	$3,550,000	$3,500,000

Project No.: 5538
Project Title: Reconstruction of CR 13, Fifth Avenue from NYS Route 27A, Montauk Highway to Spur Drive North, Town of Islip

	Total Est'd Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
3. Construction	$0	$1,400,000	$0
TOTAL	$400,000	$1,400,000	$0

Project No.: 5200
Project Title: Dredging of County Waterways

	Total Est'd Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
4. Site Improvement	$22,230,000	$1,500,000	$1,000,000
TOTAL	$25,870,000	$1,850,000	$1,350,000

Project No.: 5054
Project Title: Traffic Signal Improvements

	Total Est'd Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program

1. Planning	$1,030,000	$200,000	$100,000
TOTAL	$8,795,000	$950,000	$850,000

Project No.: 5838
Project Title: Rehabilitation of Smith Point Bridge

	Total Est'd Cost	Current 2010 Capital Budget & Program	Revised 2010 Capital Budget & Program
3. Construction	$6,117,500	$0	$2,100,000
TOTAL	$9,967,500	$0	$2,100,000

and be it further

5th **RESOLVED**, that the proceeds of $2,100,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

Project No.	J.C.	Project Title	Amount
525-CAP-5838.313 (Fund 001 Debt Service)	50	Rehabilitation of Smith Point Bridge	$2,100,000

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

2009

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. 2010, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH REHABILITATION OF SMITH POINT BRIDGE, TOWN OF BROOKHAVEN (CP 5838)

3. Purpose of Proposed Legislation

SEE NO. 2 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):**

Library District **Fire District**

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

SEE ATTACHED DEBT SERVICE SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		October 1st, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

2009

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	$153,497	$0.28		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	$0	$0.00		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	$153,497	$0.28		$0.000

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY TAX SERVICE, SEPTEMBER 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

2009

Suffolk County
General Obligation Serial Bonds
Level Debt

Term of Bonds	20
Amount to Bond:	$2,100,000

Date	Coupon	Principal	Interest	Total Debt Service	Fiscal Debt Service
5/1/2010					
11/1/2010					
5/1/2011	2.500%	$71,072.21	$82,425.00	$153,497.21	$153,497.21
			$39,817.71	$39,817.71	
5/1/2012	3.500%	$73,861.79	$39,817.71	$113,679.50	$153,497.21
			$38,368.17	$38,368.17	
5/1/2013	3.500%	$76,760.87	$38,368.17	$115,129.04	$153,497.21
			$36,861.74	$36,861.74	
5/1/2014	3.500%	$79,773.73	$36,861.74	$116,635.47	$153,497.21
			$35,296.18	$35,296.18	
5/1/2015	3.500%	$82,904.85	$35,296.18	$118,201.03	$153,497.21
			$33,669.17	$33,669.17	
4/30/2016	3.500%	$86,158.87	$33,669.17	$119,828.04	$153,497.21
			$31,978.30	$31,978.30	
4/30/2017	3.500%	$89,540.60	$31,978.30	$121,518.91	$153,497.21
			$30,221.07	$30,221.07	
5/1/2018	3.500%	$93,055.07	$30,221.07	$123,276.14	$153,497.21
			$28,394.86	$28,394.86	
5/1/2019	3.500%	$96,707.49	$28,394.86	$125,102.35	$153,497.21
			$26,496.98	$26,496.98	
4/30/2020	3.500%	$100,503.25	$26,496.98	$127,000.23	$153,497.21
			$24,524.60	$24,524.60	
4/30/2021	3.750%	$104,448.01	$24,524.60	$128,972.61	$153,497.21
			$22,474.81	$22,474.81	
5/1/2022	4.000%	$108,547.59	$22,474.81	$131,022.40	$153,497.21
			$20,344.56	$20,344.56	
5/1/2023	4.500%	$112,808.08	$20,344.56	$133,152.65	$153,497.21
			$18,130.70	$18,130.70	
4/30/2024	4.500%	$117,235.80	$18,130.70	$135,366.51	$153,497.21
			$15,829.95	$15,829.95	
4/30/2025	4.500%	$121,837.31	$15,829.95	$137,667.26	$153,497.21
			$13,438.90	$13,438.90	
5/1/2026	4.500%	$126,619.42	$13,438.90	$140,058.32	$153,497.21
			$10,953.99	$10,953.99	
5/1/2027	4.500%	$131,589.23	$10,953.99	$142,543.22	$153,497.21
			$8,371.55	$8,371.55	
4/30/2028	4.750%	$136,754.11	$8,371.55	$145,125.66	$153,497.21
			$5,687.75	$5,687.75	
4/30/2029	4.750%	$142,121.71	$5,687.75	$147,809.46	$153,497.21
			$2,898.61	$2,898.61	
5/1/2030	4.750%	$147,699.99	$2,898.61	$150,598.60	$153,497.21
		$2,100,000.00	$969,944.21	$3,069,944.21	$3,069,944.21

COUNTY OF SUFFOLK

2009

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

JAMES K. PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

LOUIS CALDERONE
DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

FROM: James K. Peterman, P.E., Chief Deputy Commissioner

DATE: September 27, 2010

RE: **Amending the 2010 Capital Budget and Program and Appropriating Funds in Connection with Rehabilitation of Smith Point Bridge, Town of Brookhaven (CP 5838)**

Attached is a draft resolution and duplicate copy to appropriate the sum of $2,100,000 for construction in connection with the above referenced project. This project was let for construction in September of this year. We received bids from three contractors which were very competitive and found to be balanced, however, due to this bridge consisting of specialized components of the bascule span and numerous bearings requiring rehabilitation throughout the entire length of the bridge, as well as cleaning and painting of the structural steel, bids came in over the amount of funding presently available.

There are no funds included in the 2010 Capital Budget and Program for this project and, as such, an offset must be provided. It is our intention to utilize the following as offsets:

- CP 5097 (Reconstruction of CR 17, Wheeler Road from CR 100, Suffolk Avenue to Bretton Road) was moved up into the 2009 Capital Budget and Program
- CP 5168 (Rehabilitation of CR 11, Pulaski Road from Oakwood Road to Depot Road) was determined to not require right-of-way acquisition
- CP 5538 (Reconstruction of CR 13, Fifth Avenue from NYS Route 27A, Montauk Highway to Spur Drive North) has been rescheduled for 2011 due to the need for additional funding exceeding the original estimates
- CP 5200 (Dredging of Carman's River) has been rescheduled for 2011 due to pending permit approval (dependent upon identification of a disposal site by the Town of Brookhaven)
- CP 5054 (Traffic Signal Design) will not require the entire proposed 2010 amount

There are funds remaining within these Capital Programs to offset this request.

The Suffolk County Council on Environmental Quality has reviewed projects of this type and determined they constitute a Type II action in that the law authorizes replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010
FAX (631) 852-4150

2009

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP5838.doc".

JKP/WH/td
attach.
cc: Chris Kent, Chief Deputy County Executive
Brendan Chamberlain, County Executive Assistant
Carmine Chiusano, Principal Financial Analyst
William Hillman, P.E., Chief Engineer
Laura Conway, CPA, Chief Accountant
Linda Brandolf, CPA, Capital Accounting
Theresa D'Angelo, Principal Clerk
Michael Mulé, Senior Planner

2010

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Cilmi

RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO. -2010, A LOCAL LAW TO STRENGTHEN THE SOCIAL HOST LAW IN SUFFOLK COUNTY

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2010, a proposed local law entitled, "**A LOCAL LAW TO STRENGTHEN THE SOCIAL HOST LAW IN SUFFOLK COUNTY**" now, therefore, be it

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

LOCAL LAW NO. -2010, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO STRENGTHEN THE SOCIAL HOST LAW IN SUFFOLK COUNTY

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that underage drinking continues to be a problem in Suffolk County and throughout the nation.

This Legislature also finds and determines that Local Law No. 35-2007, codified in Chapter 214 of the SUFFOLK COUNTY CODE, makes it illegal for adults to knowingly allow minors to consume alcohol at their homes.

This Legislature finds that, despite the enactment of Local Law 35-2007, some parents in Suffolk County continue to allow their teenage children and friends to consume alcohol in their homes.

This Legislature determines that the penalties for violating this law should be increased to emphasize the serious nature of the crime and deter parents and other adults from engaging in this dangerous behavior.

Therefore, the purpose of this law is to amend Chapter 214 of the SUFFOLK COUNTY CODE to enhance the penalties against adults who knowingly allow minors to consume alcohol in private residences in Suffolk County.

Section 2. Amendments.

Chapter 214 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 214. ALCOHOLIC BEVERAGES

****

Article III, Social Hosts.

****

§214-15. Penalties for Offenses.

A violation of § 214-14 of this article shall be punished as follows:

A. First offense: Any person who violates § 214-14 of this article shall be guilty of a violation punishable by a fine not to exceed **[**$250**]** five hundred dollars ($500.00), where such violation constitutes the person's first offense.

B. Second and subsequent offenses: Any person who violates §214-14 of this article shall be guilty of an unclassified misdemeanor **[**violation**]** punishable by a fine **[**of not less than $250 nor more than $500 where such violation constitutes the person's second offense**]** not to exceed one thousand dollars ($1,000.00), a term of imprisonment not to exceed one year, or both.

[C. Third and subsequent offenses: Any person who violates §214-14 of this article shall be guilty of an unclassified misdemeanor punishable by a fine not to exceed $1,000, a term of imprisonment not to exceed one year, or both.**]**

****

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 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-strengthen social host

OFFICE OF THE COUNTY LEGISLATURE 2010

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: **October 5, 2010**

TO: **CLERK OF THE COUNTY LEGISLATURE**

RE: **MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28**

PROPOSED LOCAL LAW YEAR 2010

TITLE: **I.R. NO. -2010; A LOCAL LAW TO STRENGTHEN THE SOCIAL HOST LAW IN SUFFOLK COUNTY**

SPONSOR: **LEGISLATOR CILMI**

DATE OF RECEIPT BY COUNSEL: 10/5/10 **PUBLIC HEARING:** 11/12/10

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

Suffolk County's social host law holds adults responsible for knowingly allowing minors to consume alcohol in their homes. This proposed local law would increase the penalties for violating the social host law, increasing the fine for a first offense to $500 and making all subsequent offenses an unclassified misdemeanor punishable by a fine of up to $1,000 and/or one year in jail.

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

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-increase social host penalties

2011

Intro. Res. No. -2010 Laid on Table 10/12/10
Introduced by Legislator Browning

RESOLUTION NO. -2010, AUTHORIZING USE OF SMITH POINT PARK PROPERTY BY GETCO COMPANY, BETWEEN THE PORTS AND EVENT POWER, LONG ISLAND, FOR A TRIATHLON

WHEREAS, the Getco Company, 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 7, 2011 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 Getco Company, 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 Sunday, August 7, 2011, 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 of 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\r-triathlon-smith-point-park-getco-company

2012

Intro. Res. No. -2010
Introduced by Legislator Cilmi

Laid on Table 10/12/10

RESOLUTION NO. –2010, AUTHORIZING TRANSFER OF SURPLUS COUNTY VEHICLE TO THE SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS ("SPCA")

WHEREAS, the Suffolk County Sheriff's Department has a surplus vehicle and wishes to donate said vehicle to the Society for the Prevention for Cruelty to Animals ("SPCA") to conduct investigations; now, therefore be it

1st **RESOLVED**, that the Suffolk County Sheriff's Department is hereby authorized, empowered and directed to transfer the following surplus vehicle to the SPCA:

Year:	**Make/Model:**	**Vehicle Number:**	**Mileage:**
2003	Ford Expedition	1FMPU16L73LA78798	Unknown

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-vehicle-spca-sheriff-dept

2013

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislators D"Amaro and Eddington

RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO. -2010, A LOCAL LAW TO ESTABLISH MINIMUM STANDARDS FOR BREATH ALCOHOL IGNITION INTERLOCK DEVICES

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2010, a proposed local law entitled, "**A LOCAL LAW TO ESTABLISH MINIMUM STANDARDS FOR BREATH ALCOHOL IGNITION INTERLOCK DEVICES**;" 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. -2010,SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO ESTABLISH MINIMUM STANDARDS FOR BREATH ALCOHOL IGNITION INTERLOCK DEVICES

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

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

Section 1. Legislative Intent.

This Legislature finds and determines that alcohol related motor vehicle accidents kill an enormous number of people in the United States each year. Many drivers involved in alcohol related accidents have been arrested previously for driving while intoxicated or driving while under the influence of alcohol. It is of major importance to the citizens of this County that measures be taken to prevent driving while intoxicated and driving while under the influence.

This Legislature further finds and determines that in November 2009 the National Highway Traffic Safety Administration reported:

> Alcohol-impaired driving takes an enormous toll in the United States, killing approximately one person every 40 minutes. Despite continued efforts by enforcement, the judiciary, advocates and governmental agencies, nearly 13,000 people were killed in alcohol-impaired-driving crashes in 2007 (NHTSA 2008a). This number has remained remarkably stable for almost two decades after alcohol-involved fatalities declined significantly in the 1980s and early-to-mid 1990s.
>
> Many drivers involved in fatal alcohol-impaired-driving crashes have been arrested previously for driving while intoxicated (DWI). In 2007, drivers with a blood alcohol concentration (BAC) of .08

> grams per deciliter or higher in fatal crashes were eight times more likely to have a prior conviction for driving while impaired than were drivers with no alcohol (NHTSA, 2008a).
>
> The prevention of impaired driving is critical to reducing alcohol-impaired-driving deaths and injuries. More than 1.46 million drivers were arrested in the United States in 2006 for driving under the influence of alcohol or narcotics. This number represents an arrest rate of one DWI arrest for every 139 licensed drivers in the United States (NHTSA, 2008b).
>
> Technology presents exciting possibilities in the area of impaired-driving prevention. One promising strategy is the breath alcohol ignition interlock device (BAIID). A BAIID, or more simply an ignition interlock, is an after-market technology device installed in a motor vehicle to prevent a driver from operating the vehicle if the driver has been drinking. Before starting the vehicle, a driver must breathe into the device and if the driver's BAC is over a pre-set limit, the ignition interlock will not allow the vehicle to start.
>
> Research shows that ignition interlocks reduce recidivism among both first-time and repeat DWI offenders, with reductions in subsequent DWI arrests ranging from 50 to 90 percent while the interlock is installed on the vehicle (Voas & Marques, 2003; Willis et al., 2005; Vezina, 2002; Tippetts & Voas, 1997; Coben & Larkin, 1999).
>
> *Ignition Interlocks-What You Need to Know,* p. 1

This Legislature further finds and determines that on August 15, 2010, provisions of New York Law went into effect requiring the installation and operation of breath alcohol ignition interlock devices (New York Vehicle & Traffic Law § 1198). The law requires, in general, that a person who has been convicted of an alcohol related driving offense shall be required to install and maintain, as a condition of probation or conditional discharge, a functioning ignition inter-lock device in his or her vehicle. After the driver has blown into the device, if the operator's breath alcohol content is detected to be over a pre-set limit, the ignition interlock will prevent the car from starting.

This Legislature further finds and determines that although the law and supporting regulations require basic standards for interlock devices, many devices are on the market and contain various features. For example, part 358 of Title 9 of the New York Code of Rules and Regulations requires, in relevant part, that a manufacturer interested in becoming a certified ignition inter-lock device provider must state in its application descriptive information about its device including, but not limited to, the make and model of the device, special features of the device such as photographic technology, reporting capabilities, global positioning, and real time or next day reporting. In the interest of public safety, certain device features should be required in any interlock devices utilized by the County as part of its ignition interlock program.

Therefore, the purpose of this local law is to establish minimum ignition interlock device features for all offenders sentenced to a period of probation or given a conditional discharge that includes the installation of a breath alcohol ignition interlock device as part of sentencing.

Section 2. Requirements.

The Director of the Suffolk County Probation Department is hereby authorized, empowered and directed to require for all offenders sentenced to a period of probation or given a conditional discharge that includes the installation of a breath alcohol ignition interlock device as part of sentencing, to use only interlock devices that contain the following features:

1.) Real time internet monitoring;

2.) Global positioning satellite technology;

3.) Infra-red or low light driver photo capability;

4.) Voice instructions;

5.) Automatic vehicle tracking; and

6.) 911 emergency response capability.

Section 3. Applicability.

This law shall apply to any and 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 judgment or order 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 (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-alcohol ignition interlock

2013

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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

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

DATE: October 5, 2010

TO: CLERK OF THE COUNTY LEGISLATURE

RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. -2010; A LOCAL LAW TO ESTABLISH MINIMUM STANDARDS FOR BREATH ALCOHOL IGNITION INTERLOCK DEVICES

SPONSOR: LEGISLATOR D'AMARO

DATE OF RECEIPT BY COUNSEL: 10/5/10 **PUBLIC HEARING:** 11/16/10

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

All persons convicted in the State of New York must install a breath alcohol ignition interlock device ("ignition interlock device") as a term of their probation or conditional discharge. This proposed local law would set minimum requirements for ignition interlock devices installed by the Suffolk County Probation Department.

Under this law, the Probation Department must install ignition interlock devices that contain the following features: real time internet monitoring; global positioning satellite technology; infra-red or low light driver photo capability; voice instructions; automatic vehicle tracking; and 911 emergency response capability.

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

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-standards auto ignition interlock

2014

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Presiding Officer Lindsay

RESOLUTION NO. –2010, AUTHORIZING PHASE II OF ENERGY ASSESSMENT OF THE WILLIAM H. ROGERS LEGISLATIVE BUILDING

WHEREAS, Resolution No. 820-2008 authorized the retention of a consultant to conduct an energy assessment and optimization of the William H. Rogers Legislative Building; and

WHEREAS, after the issuance of a Request for Proposals, M.C. Alliance Energy Group, Inc. 30 Crossways East, Bohemia, NY 11716 ("M.C. Alliance") was selected to perform the energy audit; and

WHEREAS, pursuant to Resolution No. 820-2008, the Presiding Officer of the Suffolk County Legislature entered into a contract with M.C. Alliance on June 8, 2009; and

WHEREAS, pursuant to their contract, M.C. Alliance has provided an initial assessment of existing conditions at the William H. Rogers Building, established a baseline model of the building's performance from which improvements can be measured, identified conditions that require attention and made recommendations to remedy identified problems; and

WHEREAS, it is advisable and prudent to proceed to Phase II of the William H. Rogers Building Energy Assessment; and

WHEREAS, Phase II of the energy assessment will focus on measurement and verification of energy use and energy use reductions that are estimated as part of the cost benefit analysis associated with recommended energy measures; and

WHEREAS, during Phase II, M.C. Alliance will monitor energy use based on "real time" electric and natural gas meter readings, monitor the Building Management System and measure energy use reductions that should result as energy conservation measures are implemented; and

WHEREAS, the method of verifying savings that will be accomplished during Phase II is encouraged by the U.S. Department of Energy, the Environmental Protection Agency Energy Star Program, and the U.S. Green Building Council's LEED Program; and

WHEREAS, the success of this pilot is anticipated to be the basis for future cost savings County-wide; now, therefore be it

1st **RESOLVED**, the Presiding Officer of the Suffolk County Legislature is hereby authorized and empowered to amend the existing contract or enter into a new agreement with M.C. Alliance to carry out Phase II of the Energy Assessment of the William H. Roger's Legislative Building; and be it further

2nd **RESOLVED**, as part of Phase II, M.C. Alliance will implement a measurement and verification program to verify that energy conservation measures are properly implemented and system performance improvements and energy savings are achieved; and be it further

3rd **RESOLVED**, that the Department of Public Works will work cooperatively with the Legislative Office of Budget Review to implement and monitor the work authorized by this resolution; and be it further

4th **RESOLVED**, that the cost of Phase II of the energy assessment shall not exceed $10,000 and shall be paid from existing appropriations in Capital Project No. 1664.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-phase II energy audit

2015

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Schneiderman

RESOLUTION NO. –2010, DIRECTING THE DEPARTMENT OF SOCIAL SERVICES TO CLOSE THE SEX OFFENDER TRAILER IN WESTHAMPTON, TOWN OF SOUTHAMPTON

WHEREAS, for several years the Department of Social Services has housed all homeless sex offenders in two trailers located in Riverside and Westhampton, Town of Southampton; and

WHEREAS, it is deeply inequitable to bring every homeless sex offender in Suffolk County to the same two communities each and every day of the year; and

WHEREAS, the County incurs unconscionably large costs transporting sex offenders to and from the trailers; and

WHEREAS, the living conditions at the trailers are inadequate; and

WHEREAS, the sex offender trailers do not promote public safety; and

WHEREAS, Resolution No. 417-2010 directed the Department of Social Services to develop a new program to provide emergency housing for homeless sex offenders in accordance with guidelines set forth in the resolution; and

WHEREAS, Resolution No. 720-2010 directed the Department of Social Services to implement the new program for housing homeless sex offenders by October 15, 2010; and

WHEREAS, October 15, 2010 has come and gone and the Department of Social Services has failed to implement the directives of this Legislature; and

WHEREAS, the trailer in Westhampton, Town of Southampton, is in an unsecured location located adjacent to over 200 units of senior residential housing, a vulnerable population; now, therefore be it

1st **RESOLVED**, that the Department of Social Services is directed to close and to cease using the trailer in Westhampton, Town of Southampton to provide emergency housing for homeless sex offenders within fifteen (15) days of the effective date of this resolution; and be it further

2nd **RESOLVED**, that the Department of Public Works is directed to remove the trailer from Westhampton within thirty (30) days of the effective date of this resolution; and be it further

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

2016

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Schneiderman

RESOLUTION NO. –2010, DIRECTING THE DEPARTMENT OF SOCIAL SERVICES TO CLOSE THE SEX OFFENDER TRAILER IN RIVERSIDE, TOWN OF SOUTHAMPTON

WHEREAS, for several years the Department of Social Services has housed all homeless sex offenders in two trailers located in Riverside and Westhampton, Town of Southampton; and

WHEREAS, it is deeply inequitable to bring every homeless sex offender in Suffolk County to the same two communities each and every day of the year; and

WHEREAS, the County incurs unconscionably large costs transporting sex offenders to and from the trailers; and

WHEREAS, the living conditions at the trailers are inadequate; and

WHEREAS, the sex offender trailers do not promote public safety; and

WHEREAS, Resolution No. 417-2010 directed the Department of Social Services to develop a new program to provide emergency housing for homeless sex offenders in accordance with guidelines set forth in the resolution; and

WHEREAS, Resolution No. 720-2010 directed the Department of Social Services to implement the new program for housing homeless sex offenders by October 15, 2010; and

WHEREAS, October 15, 2010 has come and gone and the Department of Social Services has failed to implement the directives of this Legislature; and

WHEREAS, the trailer in Riverside, Town of Southampton, is located in an unsecure area of the Suffolk County Jail property within short walking distance to downtown Riverhead, five schools, an aquarium and public library; and

WHEREAS, Downtown Riverhead is an area targeted for revitalization by the Town, State and County; now therefore be it

1st **RESOLVED**, that the Department of Social Services is directed to close and to cease using the trailer in Riverside to provide emergency housing for homeless sex offenders within fifteen (15) days of the effective date of this resolution; and be it further

2nd **RESOLVED**, that the Department of Public Works is directed to remove the trailer from the Suffolk County Correctional Facility in Riverside within thirty (30) days of the effective date of this resolution; and be it further

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

2017

Intro. Res. No. -2010 Laid on Table 10/12/10

Introduced by Legislator Cooper

RESOLUTION NO. –2010, DECLARING NOVEMBER "NATIVE AMERICAN HERITAGE MONTH" IN SUFFOLK COUNTY

WHEREAS, American Indians and Alaska Natives were the first inhabitants of the land which now constitutes the United States; and

WHEREAS, Long Island is the home of many American Indian tribes; and

WHEREAS, American Indians and Alaska Natives have made important contributions to society, both individually and collectively, in a variety of fields, including agriculture, medicine, music, language, and art; and

WHEREAS, New York was the first state in the nation to proclaim an American Indian Day in 1916; and

WHEREAS, for the past 20 years, the United States has designated November as "National America Indian and Alaska Native Heritage Month"; and

WHEREAS, Suffolk County should join the federal government and other state and local governments to recognize November as "Native American Heritage Month" to honor the many contributions Long Island's First Americans have made to Suffolk County; now, therefore be it

1st **RESOLVED**, that beginning in 2010 and continuing every year thereafter, November shall be designated "Native American Heritage Month" in Suffolk County to honor the first residents of Long Island and educate the public of the contributions American Indians have made, and continue to make, to Suffolk County; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

2018

Intro. Reso. No -2010 Laid on the Table 10/12/10

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO. - 2010, A LOCAL LAW TO PROMOTE THE PRESERVATION AND INTEGRITY OF THE PINE BARRENS CORE AREA BY PROHIBITING THE REDEMPTION OR CONVEYANCE OF VACANT OR UNIMPROVED PINE BARRENS CORE PARCELS ACQUIRED BY SUFFOLK COUNTY BY TAX DEED

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2010, a proposed local law entitled **"A LOCAL LAW TO PROMOTE THE PRESERVATION AND INTEGRITY OF THE PINE BARRENS CORE AREA BY PROHIBITING THE REDEMPTION OR CONVEYANCE OF VACANT OR UNIMPROVED PINE BARRENS CORE PARCELS ACQUIRED BY SUFFOLK COUNTY BY TAX DEED,"** 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. -2010, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO PROMOTE THE PRESERVATION AND INTEGRITY OF THE PINE BARRENS CORE AREA BY PROHIBITING THE REDEMPTION OR CONVEYANCE OF VACANT OR UNIMPROVED PINE BARRENS CORE PARCELS ACQUIRED BY SUFFOLK COUNTY BY TAX DEED

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

Section 1. Legislative Intent.

This Legislature hereby finds that this Legislature has previously recognized and reaffirmed on several occasions that former owners of properties acquired by the County by tax deed should be entitled to an opportunity to reacquire those properties.

The Legislature further finds and determines that under Section 49 of the Suffolk County Tax Act, the local law providing for a further redemption period, and the Suffolk County Administrative Code, the County of Suffolk permits and affords the owner, and in certain instances any person interested in, or having a lien upon, any real estate sold for taxes and assessments, several opportunities to recover said real estate within certain time periods.

This Legislature further finds that Section A42-3 of the Suffolk County Administrative Code affords one of the means to redeem subsequent to the taking of a tax deed.

The Legislature further finds that pursuant to Section A-42-3 (I) of the Suffolk County Administrative Code, the redemption of properties acquired by the County by tax deed pursuant to the Suffolk County Tax Act may be precluded if the governing village, town, or county within which said real property is located is determined by this Legislature to have a governmental need for the premises and such village, town or county has enacted a resolution specifically stating the nature of that governmental need.

The Legislature further finds that Chapter 27 of the Suffolk County Administrative Local Laws permits Suffolk County to convey properties acquired by Suffolk County by tax deed pursuant to the Suffolk County Tax Act.

The Legislature further finds that pursuant to New York State Environmental Conservation Law Section 57-0117-5, land in the Pine Barrens Core Preservation Area which comes into the public domain shall be deemed to be dedicated to the Long Island Pine Barrens Preserve.

The Legislature further finds that pursuant to New York State Environmental Conservation Law Section 57-0117-7, no publicly owned real property dedicated to the Long Island Pine Barrens Preserve shall be alienated except by law enacted by two successive regular sessions of the New York State Legislature.

The Legislature further finds that the integrity of the Long Island Pine Barrens Preserve can best be maintained by government ownership and maintenance of vacant or unimproved Pine Barrens Core properties.

The Legislature further finds that Suffolk County government has a superior governmental interest and need for vacant or unimproved Pine Barrens Core properties.

Therefore, the purpose of this law is to amend the provisions of Suffolk County Administrative Code Article XLII that permit redemption and the provisions of Chapter 27 of the Suffolk County Administrative Local Laws that permit conveyances to require that vacant or unimproved properties acquired by the County of Suffolk by tax deed that are located in the Pine Barrens Core be deemed to have come into the public domain and shall further be deemed to be dedicated to the Long Island Pine Barrens Preserve, and the redemption or conveyance of said vacant or unimproved Pine Barrens Core properties be prohibited.

Section 2. Amendments.

I. Article XLII of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended as follows:

Article XLII, Department of Environment and Energy

* * * *

§ A42-3. Procedure for redemption of property under Suffolk County Tax Act.

The following rules and regulations for the sale of property acquired by Suffolk County pursuant to Section 46 of the Suffolk County Tax Act shall apply:

* * * *

K. Notwithstanding any provisions of this Article to the contrary, the redemption of vacant or unimproved properties that are located in the Pine Barrens Core that were acquired by the County of Suffolk by tax deed pursuant to the Suffolk County Tax Act is prohibited and the interest acquired by the County of Suffolk in vacant or unimproved Pine Barrens Core properties may not be released. Vacant or unimproved properties acquired by the County of Suffolk by tax deed that are located in the Pine Barrens Core shall be deemed to have come

into the public domain, and shall further be deemed to be dedicated to the Long Island Pine Barrens Preserve pursuant to NYS Environmental Conservation Law Section 57-0117-5.

L. The foregoing regulations may be amended only by local law.

II. Chapter 27 of the SUFFOLK COUNTY ADMINISTRATIVE LOCAL LAWS is hereby amended as follows:

Chapter 27, CONVEYANCE OF REAL PROPERTY

* * * *

§ 27-3. Guidelines for conveyance procedure.

* * * *

L. Notwithstanding any provisions of this Article to the contrary, no resolution authorizing the conveyance of vacant or unimproved properties that are located in the Pine Barrens Core that were acquired by the County of Suffolk by tax deed pursuant to the Suffolk County Tax Act shall be approved by the Legislature. The conveyance of vacant or unimproved properties that are located in the Pine Barrens Core that were acquired by the County of Suffolk by tax deed pursuant to the Suffolk County Tax Act is prohibited and the interest acquired by the County of Suffolk in vacant or unimproved Pine Barrens Core properties may not be released or conveyed. Vacant or unimproved properties acquired by the County of Suffolk by tax deed that are located in the Pine Barrens Core shall be deemed to have come into the public domain, and shall further be deemed to be dedicated to the Long Island Pine Barrens Preserve pursuant to NYS Environmental Conservation Law Section 57-0117-5.

[§ 27-4. Exemptions.

If the Legislature fails to approve a resolution authorizing a conveyance for a vacant parcel located within the Suffolk County Pine Barrens Zone, as more particularly described in Exhibit A attached hereto, then such parcel shall not be disposed of by the county but shall be retained by the county for open space or watershed protection purposes.]

§ 27-[5] 4. * * * *

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 filing in the Office of the Secretary of State.

_____ Underlining denotes addition of new language.

[ ] Brackets denote deletion of existing language.

Dated:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

OFFICE OF THE COUNTY LEGISLATURE

2018

COUNTY OF SUFFOLK

GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
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HAUPPAUGE, NY 11788-0099
(631) 853-5494 (PHONE)
(631) 853-4415 (FAX)

DATE: OCTOBER 6, 2010

TO: CLERK OF THE COUNTY LEGISLATURE

RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2010

TITLE: I.R. NO. -2010; A LOCAL LAW TO PROMOTE THE PRESERVATION AND INTEGRITY OF THE PINE BARRENS CORE AREA BY PROHIBITING THE REDEMPTION OR CONVEYANCE OF VACANT OR UNIMPROVED PINE BARRENS CORE PARCELS ACQUIRED BY SUFFOLK COUNTY BY TAX DEED

SPONSOR: THE PRESIDING OFFICER ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL:	10/5/2010	PUBLIC HEARING:	11/16/2010
DATE ADOPTED/NOT ADOPTED:		CERTIFIED COPY RECEIVED:	

Presently, persons who lose their property due to non-payment of taxes may apply to the County to reclaim ownership under § A42-3 of the SUFFOLK COUNTY ADMINISTRATIVE CODE (commonly referred to as a Local Law 16 application) and Chapter 27 of the SUFFOLK COUNTY CODE (commonly referred to as a § 215 redemption).

This proposed local law would prohibit the redemption of vacant properties located in the Pine Barrens Core.

This law will take effect immediately upon its filing in the Office of the Secretary of State and apply to all actions occurring on or after that date.

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-promote-preservation-pine-barrens

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. -2010, ADOPTING LOCAL LAW NO. - 2010, A LOCAL LAW TO PROMOTE THE PRESERVATION AND INTEGRITY OF THE PINE BARRENS CORE AREA BY PROHIBITING THE REDEMPTION OR CONVEYANCE OF VACANT OR UNIMPROVED PINE BARRENS CORE PARCELS ACQUIRED BY SUFFOLK COUNTY BY TAX DEED

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 5 is "yes", Provide Detailed Explanation of Impact

N/A

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

N/A.

8. Proposed Source of Funding

N/A

9. Timing of Impact

Upon adoption

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		October 1st, 2010

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 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 2009.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2009-2010.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2009 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office