LAID ON THE TABLE JUNE 7, 2011

LADS REPORT PREPARED BY:
Michele Gerardi

1477. Adopting Local Law No. -2011, A Local Law to require companies doing business with the County to certify utilization of the Social Security Number Verification Service (SSNVS) and the E-Verify Program. (Co. Exec.) WAYS & MEANS

1478. Adopting Local Law No. -2011, A Local Law to require occupational licensees to utilize the Social Security Number Verification Service (SSNVS) and the E-Verify System. (Co. Exec.) LABOR, HOUSING & CONSUMER PROTECTION

1479. Authorizing use of Smith Point County Park property by Mastic Beach Fire Department, Inc. for public safety services fund drive. (Browning) PARKS & RECREATION

1480. To appoint Andriani L. Mikolaitis as a member of the Suffolk County Citizens Advisory Board for the Arts. (Gregory) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1481. Authorizing planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Lang Property - Town of Shelter Island (SCTM No. 0700-018.00-03.00-004.000). (Romaine) ENVIRONMENT, PLANNING & AGRICULTURE

1482. Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - open space component - for the Flandhampton Holdings LLC property - Reeves Bay - Town of Southampton - (SCTM No. 0900-147.00-02.00-028.001). (Schneiderman) ENVIRONMENT, PLANNING & AGRICULTURE

1483. Authorizing use of Raynor County Park by the Lake Ronkonkoma Heritage Association. (Muratore) PARKS & RECREATION

1484. To reappoint Frederic DeFeis as a member of the Suffolk County Citizens Advisory Board for the Arts. (D'Amaro) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1485. To extend the deadline for the Heroin and Opiate Epidemic Advisory Panel. (Nowick) HEALTH & HUMAN SERVICES

1486. Authorizing certain technical corrections to Adopted Resolution No. 163-2011. (Co. Exec.) WAYS & MEANS

1487. Authorizing public hearing for authorization of approval to alter rates for North Ferry Co., Inc. (Pres. Off.) PUBLIC WORKS & TRANSPORTATION

1488. Authorization of alteration of rates for North Ferry Co., Inc. (Pres. Off.) PUBLIC WORKS & TRANSPORTATION

1489. Amending the 2011 Operating Budget to support the EAC-Suffolk County Children's Center at Cohalan Court. (D'Amaro) BUDGET & FINANCE/INFORMATION TECHNOLOGY

1490. Authorizing planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 (Carpenter Farm Property) Town of Huntington (SCTM No. 0400-080.00-02.00-022.000). (Stern) ENVIRONMENT, PLANNING & AGRICULTURE

1491. Authorizing a custodial license agreement with Independent Group Home Living Program Foundation for TWA Flight 800 Memorial, Smith Point Beach County Park, Shirley. (Co. Exec.) PARKS & RECREATION

1492. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 855-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1493. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 856-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1494. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 857-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1495. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 858-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1496. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 859-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1497. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 860-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1498. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 861-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1499. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 862-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1500. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 863-2011). (Co. Exec.). BUDGET & FINANCE/INFORMATION TECHNOLOGY

1501. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Oswaldo Guzman a/k/a Oswald Guzman (SCTM No. 0200-824.00-04.00-021.000). (Co. Exec.) WAYS & MEANS

1502. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Liberty Estates, Inc., by Ernest Pereira, President (SCTM No. 0200-954.00-02.00-003.001). (Co. Exec.) WAYS & MEANS

1503. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act estate of Emence Brown, by Everly Brown, as administrator (SCTM No. 0800-112.00-01.00-001.000). (Co. Exec.) WAYS & MEANS

1504. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Kenneth Church (SCTM Nos. 0200-979.00-05.00-009.000 n/k/a 0209-022.00-05.00-009.000). (Co. Exec.) WAYS & MEANS

1505. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Sheldon D. Brenner (SCTM No. 0500-032.00-01.00-120.000). (Co. Exec.) WAYS & MEANS

1506. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Paul Felix, Marie Felix and Pierre Felix (SCTM No. 0100-055.00-01.00-036.002). (Co. Exec.) WAYS & MEANS

1507. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Glen Belostock and Ann DeMarco (SCTM No. 0800-019.00-07.00-036.000). (Co. Exec.) WAYS & MEANS

1508. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Anna Wintour (SCTM No. 0200-971.00-01.00-011.001). (Co. Exec.) WAYS & MEANS

1509. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act John H. Meyer, III (SCTM No. 0500-020.00-03.00-060.001). (Co. Exec.) WAYS & MEANS

1510. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Njideka Kellyman (SCTM No. 0100-092.00-03.00-048.000). (Co. Exec.) WAYS & MEANS

1511. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Robert Greenberg (SCTM No. 0600-033.00-06.00-039.004). (Co. Exec.) WAYS & MEANS

1512. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Sei Wong Jung and Yang Ja Jung, his wife (SCTM No. 0208-014.00-02.00-010.000). (Co. Exec.) WAYS & MEANS

1513. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Avalonbay Communities (SCTM No. 0200-372.00-04.00-044.006). (Co. Exec.) WAYS & MEANS

1514. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Vincent Vitale (SCTM No. 0800-167.00-01.00-047.000). (Co. Exec.) WAYS & MEANS

1515. Authorizing the inclusion of new parcels into existing certified agricultural districts

in the County of Suffolk. (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

1516. Authorizing an Intermunicipal Agreement with the Village of Babylon for drainage improvements to CR 96, Great East Neck Road in the vicinity of Evergreen Street. (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1517. Authorizing use of Indian Island County Park by Birthright of Peconic, Inc. for its Walkathon Fundraiser. (Co. Exec.) PARKS & RECREATION

1518. Authorizing use of the Long Island Maritime Museum by the Cystic Fibrosis Foundation for their Annual "Sayville Run/Walk & Barbeque" Fundraiser. (Co. Exec.) PARKS & RECREATION

1519. Authorizing use of Cedar Beach County Park by Event Power for its Mighty North Fork Triathlon Fundraiser. (Co. Exec.) PARKS & RECREATION

1520. To readjust, compromise, and grant refunds and chargebacks on correction or errors/County Treasurer By: County Legislature No. 355. (Co. Exec.) BUDGET & FINANCE/INFORMATION TECHNOLOGY

1521. Amending Resolution No. 1378-2007, amending the Adopted 2007 Operating Budget to transfer funds from Fund 477 Water Quality Protection, amending the 2007 Capital Budget And Program, and appropriating funds in connection with an Aquatic Invasive/Nuisance Species Eradication in Canaan Lake, N. Patchogue and Upper And Lower Lakes, Yaphank (CP 8710). (Browning) ENVIRONMENT, PLANNING & AGRICULTURE

1522. Amending the 2011 Operating Budget to support the Veterans of Foreign Wars Suffolk County Council. (Kennedy) BUDGET & FINANCE/INFORMATION TECHNOLOGY

1523. Amending the 2011 Adopted Operating Budget to transfer 100% State Aid funding from Suffolk County Department of Health Services to the Pederson-Krag Center, Inc. and to accept and appropriate 100% additional State Aid from the New York State Office of Alcoholism and Substance Abuse Services to Brentwood Union Free School District. (Co. Exec.) HEALTH & HUMAN SERVICES

1524. Accepting 100% Federal grant funds from the United States Environmental Protection Agency passed through the New York State Department of Environmental Conservation to the Department of Health Services for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program and authorizing the County Executive to execute any related agreements. (Co. Exec.) HEALTH & HUMAN SERVICES

1525. Accepting and appropriating 100% Federal pass-through grant funds from the New York State Division of Criminal Justice Services for the Suffolk County Department of Probation to implement the Ignition Interlock Program. (Co. Exec.) PUBLIC SAFETY

1526. Accepting and appropriating 100% Federal pass-through grant funds from the NYS Division of Homeland Security and Emergency Services in the amount of $143,050 for the 2010 Technical Rescue/Urban Search and Rescue (USAR) Grant Program administered by the Suffolk County Department of Fire, Rescue and Emergency Services and to execute grant related agreements. (Co. Exec.) PUBLIC SAFETY

1527. Accepting and appropriating 100% Federal pass-through grant funds from the NYS Division of Homeland Security and Emergency Services in the amount of $100,000 for the 2009 HazMat Grant Program administered by the Suffolk County Department of Fire, Rescue and Emergency Services and to execute grant related agreements. (Co. Exec.) PUBLIC SAFETY

1528. Authorizing the sales of surplus property sold at the May 11, 2011 Auction pursuant to Local Law No. 13-1976 as per Exhibit "A" (Omnibus Resolution). (Co. Exec.) WAYS & MEANS

1529. Accepting and appropriating a grant amendment to the National Science Foundation Science, Technology, Engineering and Mathematics Scholarships, Program (S-STEM) 100% reimbursed by Federal funds at Suffolk County Community College. (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1530. Authorizing the conveyance of County-owned surplus unused right-of-way fronting a parcel of land, having a Suffolk County Tax Map Identification Number of District 0200 Section 663.00 Block 03.00 Lot 001.000, pursuant to Section 125 of the New York State Highway Law. (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1531. Accepting and appropriating a grant award from the National Science Foundation for an NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF Stems II) 100% reimbursed by Federal funds at Suffolk County Community College. (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1532. Accepting and appropriating a grant award from the Research Foundation of the State University of New York, for a project Win-Win, funded by the Lumina Foundation for Education 100% reimbursed by Federal funds at Suffolk County Community College. (Co. Exec.) ECONOMIC DEVELOPMENT, HIGHER EDUCATION & ENERGY

1533. Accepting and appropriating 100% Federal funds awarded by the United States Department of Justice, Drug Enforcement Administration to the Suffolk County District Attorney and authorizing the Suffolk County Executive to execute related agreements. (Co. Exec.) PUBLIC SAFETY

1534. A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 3 – Southwest (CP 8181). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1535. A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 3 – Southwest (Outfall Final Effluent Pump Station) (CP 8108). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1536. Amending the 2011 Capital Budget and Program, transferring funds from the Assessment Stabilization Reserve Fund, and appropriating funds in connection with improvements to Suffolk County Sewer District No. 21 – SUNY (CP 8121). (Co. Exec.) PUBLIC WORKS & TRANSPORTATION

1537. Authorizing planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Landing Road Property – Town of Brookhaven (SCTM Nos. 0200-027.00-03.00-001.001, 0200-027.00-03.00-001.002, 0200-027.00-03.00-001.003, 0200-027.00-03.00-001.004 and 0200-027.00-03.00-001.005). (Anker) ENVIRONMENT, PLANNING & AGRICULTURE

1538. Authorizing planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - New Hope Revival Church Property - Town of Brookhaven (SCTM No. 0200-876.00-03.00-001.000). (Browning) ENVIRONMENT, PLANNING & AGRICULTURE

1539. Authorizing planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 (Old Neck Creek Property - Town of Brookhaven) (SCTM Nos. 0200-855.00-02.00-001.000, 0200-856.00-01.00-001.000 and 0200-856.00-04.00-002.000). (Browning) ENVIRONMENT, PLANNING & AGRICULTURE

1540. Authorizing planning steps for the acquisition of development rights under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Szuster Farm Property - Town of Brookhaven (SCTM Nos. 0200-500.00-01.00-001.003 p/o). (Browning) ENVIRONMENT, PLANNING & AGRICULTURE

1541. Authorizing planning steps for the acquisition of development rights under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Longmeadow Farm Property - Town of Brookhaven (SCTM No. 0200-974.20-02.00-021.100). (Browning) ENVIRONMENT, PLANNING & AGRICULTURE

1542. VOID

1543. Establishing A Sober Home Oversight Board. (Browning) HEALTH & HUMAN SERVICES

1544. Adopting Local Law No. -2011, A Local Law eliminating financial disclosure requirements for Farmland Committee members. (Romaine) ENVIRONMENT, PLANNING & AGRICULTURE

1545. Adopting Local Law No. -2011, A Local Law banning the retail sale of puppies in Suffolk County to combat the problem of puppy mills. (Cooper) LABOR, HOUSING & CONSUMER PROTECTION

1546. Adopting Local Law No. -2011, A Local Law amending Chapter 260A of The Suffolk County Code Pertaining to demonstrations at Funeral Services. (Stern) PUBLIC SAFETY

1547. Adopting Local Law No. -2011, A Charter Law utilizing Assessment Stabilization

Reserve Fund surpluses for enhancing sewer capacity and County-wide taxpayer protection. (Co. Exec.) ENVIRONMENT, PLANNING & AGRICULTURE

HOME RULE

HR.05 Requesting the State of New York to authorize Suffolk County to discontinue use of certain land for park purposes and sell such property to the First Baptist Church of Bay Shore (Senate Bill S.4416-B and Assembly Bill A.07456-A). (Barraga) WAYS & MEANS

Intro. Res. No. 1477 –2011 Laid on Table 6/7/11
Introduced by the Presiding Officer, on Request of the County Executive

RESOLUTION NO. –2011, A LOCAL LAW TO REQUIRE COMPANIES DOING BUSINESS WITH THE COUNTY TO CERTIFY UTILIZATION OF THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY PROGRAM

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2011, a proposed local law entitled, **"A LOCAL LAW TO REQUIRE COMPANIES DOING BUSINESS WITH THE COUNTY TO CERTIFY UTILIZATION OF THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY PROGRAM,"** 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. –2011, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO REQUIRE COMPANIES DOING BUSINESS WITH THE COUNTY TO UTILIZE THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY SYSTEM

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

Section 1. Legislative Intent.

This Legislature finds and determines that the federal government operates the Social Security Number Verification Service (SSNVS). It is a no-cost service offered by the Social Security Administration's Business Services Online, which allows registered users to verify the names and social security numbers of employees against Social Security Administration records.

This Legislature further finds and determines that the United States Department of Homeland Security and the Social Security Administration have established E-Verify. Under this program, employers can check the I-9 information supplied by employees to insure that an employee's name, social security number, date of birth and citizenship status match government records.

E-Verify is designed to assist employers in verifying the employment eligibility of all newly hired employees. SSNVS is designed only to verify the names and social security numbers of existing employees, as well as those newly hired, against Social Security Administration records. SSNVS cannot be used to determine employment eligibility.

Employers can access E-Verify and SSNVS at no cost and they are relatively easy to use.

This Legislature further finds and determines that by requiring companies that are one-hundred (100%) percent funded by the County of Suffolk to use both E-Verify and the SSNVS, the County would, thereby,

(i) facilitate the promotion of the federal policy of requiring employers to verify the employment status of potential employees;
(ii) support the eradication of unfair competitive advantages between businesses;
(iii) aid in the elimination of unfair labor practices and exploitations;
(iv) assist in allowing the Social Security Administration to properly credit employees' earnings records, which will be important information in determining their Social Security benefits in the future;
(v) assure taxpayers that employers and employees are paying their fair share of taxes by complying with tax laws; and
(vi) reduce incidents of identity theft.

Therefore, the purpose of this law is to require that companies that are one-hundred (100%) percent funded by the County must certify that they have registered with E-Verify and SSNVS and certify that the E-Verify program is used to ensure that new employees are eligible to work in the United States, and that the SSNVS is used to verify existing employees' social security numbers as compared to Social Security Administration records.

Section 2. Definitions.

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

A.) AWARDING AGENCY – That subordinate or component entity or person of the County of Suffolk that is responsible for solicitation of proposals or bids and responsible for the award and administration of contracts, license agreements, leases and other financial compensation agreements.

B.) COMPENSATION –

1.) Any grant, loan, tax incentive funding, appropriation, payment, subsidy or other form of financial assistance which is realized by or provided to a covered employer, or the owners thereof, by or through the authority or approval of the County of Suffolk including, but not limited to, Community Development Block Grant (CDBG) loans, Industrial Development Agency (IDA) loans, and Enterprise-Zone-related incentives.

2.) Any contract, subcontract, license agreement, lease or other financial compensation agreement let to a person with or by the County of Suffolk for the furnishing of services, goods, equipment, supplies, materials, public works, or other property to or for the County of Suffolk.

C.) CONTRACTOR – A person who contracts to do work for another. This term does not include wholesalers.

D.) COUNTY – The County of Suffolk, any agency, office, position, administration, department, division, bureau, board, commission, corporation, public authority or unit of government, the expenses of which are paid in whole or in part by the County of Suffolk, or over which majority control is exercised by officers of the County of Suffolk or of a County-affiliated agency or their appointees.

E.) COVERED EMPLOYEE – An individual employed on either a full-time, part-time, temporary or seasonal basis, by a covered employer to perform work on or for the project or matter for which the recipient has received compensation.

F.) COVERED EMPLOYER – A recipient of, or an applicant for, compensation that is not exempt from this law, and who has at least one (1) covered employee working within the County of Suffolk or the County of Nassau, or who has at least one 50% or more owner living within the County of Suffolk.

G.) E-VERIFY - An Internet based system operated by the Department of Homeland Security in partnership with the Social Security Administration that allows participating employers to electronically verify the employment eligibility of their newly hired employees.

H.) ELECTRONIC FILE - A specifically formatted file submitted electronically to the Social Security Administration for processing social security number verification.

I.) PERSON – One or more of the following or their agents, employees, representatives and legal representatives: individuals, corporations, partnerships, joint ventures, associations, labor organizations, educational institutions, mutual companies, joint-stock companies, all trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers, fiduciaries and other entities recognized at law by this County.

J.) RECIPIENT – Any person that receives compensation, as defined in this law, and any contractor or subcontractor of such a person.

K.) SEASONAL – A period of time not to exceed ninety (90) consecutive days at any given time within a six-month period.

L.) SSA - Social Security Administration.

M.) SSN - Social Security Number.

N.) SSNVS - Social Security Number Verification Service; an online service provided by SSA that allows registered users to verify employee names and SSNs against SSA's records.

O.) SUBCONTRACTOR – A person who takes portions of a contract from a covered employer, a contractor or another subcontractor. This term does not include wholesalers.

P.) WHOLESALER – A person who buys in comparatively large quantities, and then resells, usually in small quantities, to a middleman or retailer, but never to the ultimate consumer.

Section 3. Requirements.

A.) Every covered employer, and the owner thereof, as the case may be, that is a recipient of compensation from the County or an awarding agency, where such compensation is one-hundred-percent funded by the County, shall submit a completed sworn affidavit (under penalty of perjury), the form of which shall be established by the County Department of Labor certifying the following:

1.) that it is registered to use E-Verify and SSNVS;

2.) that it utilizes E-Verify to electronically verify the employment eligibility of newly hired employees, and that the SSNVS is used to verify the accuracy of existing covered employees' SSN; and

3.) that it is in compliance with E-Verify and SSNVS program requirements, including but not limited to, following the SSNVS directives regarding steps to be taken in case of a failed SSN verification.

The affidavit shall be executed by an authorized representative of the covered employer or owner, as the case may be, and shall be part of any compensation agreement with the County. Such affidavit shall be made available to the public upon request.

B.) Every contractor and subcontractor of a covered employer, and every owner thereof, as the case may be, that is assigned to perform work in connection with a County compensation agreement issued by the County or awarding agency, where such compensation is one-hundred-percent funded by the County, shall submit to the covered employer a completed sworn affidavit (under penalty of perjury), the form of which shall be established by the Department of Labor, certifying the following:

1.) that it is registered to use E-Verify and SSNVS;

2.) that it utilizes E-Verify to electronically verify the employment eligibility of newly hired employees, and that the SSNVS is used to verify the accuracy of existing covered employees' SSN;

3.) that it is in compliance with E-Verify and SSNVS program requirements, including but not limited to, following the SSNVS directives regarding steps to be taken in case of a failed SSN verification.

The affidavit shall be executed by an authorized representative of any contractor and subcontractor of a covered employer, or owners, as the case may be, and shall be part of any executed compensation agreement with the County. Such affidavit shall be made available to the public upon request.

C.) Covered employer and owner sworn affidavits shall be submitted to the awarding agency at the following times:

1.) upon application made to the County for any grant, loan, subsidy, tax incentive funding, appropriation, payment, or other form of financial assistance;

2.) upon submission to the County of any response to a County bid, request for proposals (RFP), request for qualifications (RFQ), request for expressions of interest (RFEI), or similar contract letting process, including but not limited to, letting for compensation agreements;

3.) on January 1st of each year for the duration of the compensation agreement; and

4.) upon renewal and amendment of any County compensation agreement.

D.) Contractor and subcontractor sworn affidavits shall be submitted by the covered employer to the awarding agency at the following times:

1.) within one (1) week after the contractor or subcontractor is hired by the covered employer to perform the work in connection with the County compensation agreement;

2.) in the event of a County compensation agreement that is being renewed or amended, where a contractor or subcontractor was previously hired by a covered employer to perform work in connection with such compensation agreement, upon such renewal or amendment; and

3.) on January 1st of each year for the duration of the County compensation agreement, provided that the contractor or subcontractor was previously hired by the covered employer to perform work in connection with such compensation agreement and is continuing to perform such work.

Section 4. Reporting.

In the event that a SSN fails verification:

1.) Upon learning of a failed SSN verification, contractors and subcontractors of covered employers, and the owners thereof, as the case may be, that are assigned to perform work in connection with a County compensation agreement, shall notify the covered employer of the failed verification number.

2.) Covered employers and the owners thereof, as the case may be, shall notify the County of any failed verification SSN about which it receives notice within fourteen (14) days of receipt of such notice.

Section 5. Maintenance of Records.

A.) All covered employers and the owners thereof, as the case may be, shall maintain the following:

1.) As evidence of compliance with Section 3(A) of this law, all electronic files submitted and returned results in connection with the E-Verify program and SSNVS; and

2.) As evidence of compliance with Section 3(B) of this law, all sworn affidavits submitted by all contractors and subcontractors, and the owners thereof, as the case may be.

B.) Unless a shorter time is prescribed by law or regulation, such records shall be maintained for six (6) years after the County compensation agreement either expires or is terminated.

C.) Authorized County employees shall be entitled to review such records, on a periodic basis, as may be reasonably requested by the County or awarding agency.

Section 6. County contracts; subcontractor contracts.

A.) No grant, loan, subsidy, tax incentive, funding, appropriation, payment, lease or other compensation agreement shall be awarded to a covered employer, or the owners thereof, as the case may be, that does not certify that it has complied with Section 3 of this law. All compensation agreements awarded shall set forth the obligations of the covered employer and owners as enumerated in this article.

B.) All covered employers, or the owners thereof, as the case may be, shall inform their contractors and subcontractors to comply with the provisions of this law for as long as the covered employer or owner, as the case may be, is a recipient. Language indicating the contractor's and subcontractor's requirement to comply shall be included in any contract or agreement between a covered employer and its contractors and subcontractors. A copy of such subcontracts or other agreements shall be submitted to the County and made available to the public upon request.

Section 7. Enforcement; penalties for offenses.

A.) Notwithstanding any provision of law to the contrary, any covered employer, or owner thereof, as the case may be, who submits a false, fictitious or fraudulent affidavit to the County or awarding agency in connection with Sections 3 or 6 of this law shall, upon conviction, be guilty of a Class A misdemeanor, punishable by a fine of not less than $250.00 nor more than $2,000.00, or up to six (6) months imprisonment, or both. Each such violation shall constitute a separate and distinct offense.

B.) Notwithstanding any provision of law to the contrary, any covered employer, or the owner thereof, as the case may be, who violates the provisions of Section 5 of this law, shall be subject to a civil penalty, in an amount not less than $250.00, nor more than $2,000.00.

C.) Any covered employer, or the owners thereof, as the case may be, who violates the provisions of Sections 3, 4, or 6 of this law, more than two (2) times, shall have its compensation agreement terminated immediately; and, in the case of a County loan, subsidy or other form of financial assistance, same shall be declared in default for purposes of the County collecting on the full amount of the loan, subsidy or other form of financial assistance. In addition, such covered employers shall be barred from bidding on future County contracts and shall be ineligible to receive any future loans, subsidies or other financial assistance from the County.

D.) Any determination made under subdivisions (B) or (C) of this section by the County of Suffolk shall be reviewable pursuant to Article 78 of the Civil Practice Law and Rules.

Section 8. Promulgation of Rules and Regulations.

The Suffolk County Department of Labor shall promulgate such rules and regulations as it deems necessary and appropriate for the implementation and enforcement of any provisions of this chapter. Such rules shall further provide for due process procedural mechanisms.

Section 9. Applicability.

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

Section 10. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person 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 hereof, 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 or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 11. 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 12. Effective Date.

This law shall take effect no sooner than one hundred twenty (120) days after filing in the Office of the Secretary of State

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1477

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: May 19, 2011

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A LOCAL LAW TO REQUIRE COMPANIES DOING BUSINESS WITH THE COUNTY TO CERTIFY UTILIZATION OF THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY PROGRAM

SPONSOR: PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 5/5/11 **PUBLIC HEARING:** 6/7/11

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

This proposed local law would require all "covered employers"[1] who are recipients or applicants for "compensation"[2] (when such compensation is 100% County funded) to submit to the County a sworn affidavit, under penalty of perjury, certifying that they have registered with the federal Social Security Number Verification Service ("SSNVS") and the E-Verify program; that they utilize SSNVS to verify the accuracy and veracity of their existing covered employees'[3] social security numbers and utilize E-Verify to verify the employment eligibility of newly hired employees; and that they are in compliance with the SSNVS and E-Verify program requirements.

No grant, loan, funding, appropriation, contract, et. al., may be awarded to a covered employer that does not certify its compliance with the above described Social Security Number and employment eligibility verification requirements.

Further, all contractors and subcontractors of covered employers, that are assigned to perform work in connection with a county contract, subcontract, license agreement, lease, or other financial agreement, that is 100% county funded, must file a similar affidavit with the covered employer. Covered employers are required to submit these

---

[1] "Covered Employer" is defined as a recipient, or applicant for, compensation who has at least one covered employee working within Suffolk County or Nassau County or has at least one 50% or more owner living within Suffolk County.

[2] "Compensation" is defined as any County grant, loan, tax incentive funding, appropriation, payment, subsidy or other form of financial assistance, including community development block grants, Industrial Development Agency loans and Enterprise Zone related incentives.

[3] "Covered Employee" is defined as an individual employed on a full time, part time, temporary or seasonal basis to perform work on the project or matter for which their employer is receiving compensation.

affidavits to the county's awarding agency. Covered employers are also required to advise their contractors and subcontractors that they comply with the provisions of this law and to include this requirement in any contract or agreement between an employer and its contractors and subcontractors.

Covered employers shall maintain records of all electronic files of submitted and returned results in connection with the E-Verify program and SSNVS, as well as copies of sworn affidavits submitted by its contractors and subcontractors for six years after the County compensation agreement expires or is terminated.

If this law is enacted, covered employers will be required to notify the County of any failed Social Security Number verification within 14 days of receiving notice of the failed verification. The law does not describe the form and parameters of such notification or address how the County should treat such information.

A covered employer who files a false, fictitious or fraudulent affidavit with the County will be guilty of a Class A misdemeanor, punishable by a fine of not less than $250 nor more than $2,000 or up to six months imprisonment, or both. The law also authorizes civil penalties of no less than $250 nor more than $2,000 against employers who violate the record maintenance requirements. Any employer who violates the law more than two times shall have its financial compensation agreement terminated immediately and shall be barred from bidding on future county contracts and ineligible for future compensation from the county.

The Department of Labor will enforce the provisions of this law. The Department of Labor is authorized to promulgate rules and regulations deemed necessary for the implementation and enforcement of the law.

This law will take effect on the 120th day following its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-everify

Intro. Res. No. 1478 –2011 Laid on Table 6/7/11
Introduced by the Presiding Officer, on Request of the County Executive

RESOLUTION NO. –2011, A LOCAL LAW TO REQUIRE OCCUPATIONAL LICENSEES TO UTILIZE THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY SYSTEM

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2011, a proposed local law entitled, **"A LOCAL LAW TO REQUIRE OCCUPATIONAL LICENSEES TO UTILIZE THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY SYSTEM,"** 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. –2011, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO REQUIRE OCCUPATIONAL LICENCEES TO UTILIZE THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY SYSTEM

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

Section 1. Legislative Intent.

This Legislature finds and determines that the federal government operates the Social Security Number Verification Service (SSNVS). It is a no-cost service offered by the Social Security Administration's Business Services Online, which allows registered users to verify the names and social security numbers of employees against Social Security Administration records.

This Legislature further finds and determines that the United States Department of Homeland Security and the Social Security Administration have established E-Verify. Under this program, employers can check the I-9 information supplied by employees to insure that an employee's name, social security number, date of birth and citizenship status match government records.

E-Verify is designed to assist employers in verifying the employment eligibility of all their newly hired employees. SSNVS is designed only to verify the names and social security numbers of existing employees, as well as those newly hired, against Social Security Administration records. SSNVS cannot be used to determine employment eligibility.

Employers can access both systems at no cost and it is relatively easy to use.

This Legislature further finds and determines that by requiring occupational license holders to use both E-Verify and the SSNVS the County would, thereby,

(i) facilitate the promotion of the federal policy of requiring employers to verify the employment status of potential employees;
(ii) support the eradication of unfair competitive advantages between businesses;
(iii) aid in the elimination of unfair labor practices and exploitations;
(iv) assist in allowing the Social Security Administration to properly credit employees' earnings records, which will be important information in determining their Social Security benefits in the future;
(v) assure taxpayers that employers and employees are paying their fair share of taxes by complying with tax laws; and
(vi) reduce incidents of identity theft.

Therefore, the purpose of this law is to amend Chapter 345 of the Regulatory Local Laws of the Laws of Suffolk County to require that occupational license applicants and applicants for license renewal must represent that they have registered with E-Verify and SSNVS, that the E-Verify program is used to ensure that employees are eligible to work in the United States, and that the SSNVS is only used to verify that existing employees have accurate social security numbers as compared to Social Security Administration records.

Section 2. Amendments.

I.) Chapter 345 of the Regulatory Local Laws of the Laws of Suffolk County is hereby amended to add the following:

Chapter 345
Licensed Occupations
Article I
Provisions Applicable to All Licenses

****

§ 345-5. Application procedure; information required; qualifications; issuance of license.

****

(M) Every application shall include a representation by the applicant that it is registered to use E-Verify and the federal Social Security Number Verification Service (SSNVS); that it utilizes E-Verify to electronically verify the employment eligibility of newly hired employees, and that the SSNVS is used to verify the accuracy and veracity of existing employees' social security numbers; that it is in compliance with E-Verify program requirements and the directives of the SSNVS handbook and/or manual, including but not limited to, following the SSNVS directives regarding steps to be taken in case of a failed social security number verification. Failure to utilize E-Verify or SSNVS as described herein, shall constitute grounds for the imposition of a fine or the suspension or revocation of a license or the denial of an application for the renewal of a license in accordance with the applicable provisions of this Chapter.

****

II.) Chapter 345 of the Regulatory Local Laws of the Laws of Suffolk County is hereby amended to add the following:

Chapter 345
Article XI
Electricians and Plumbers

****

§ 345-123. Application procedure; qualifications; examinations.

****

B. Qualifications of applicant

****

(6) Every application shall include a representation by the applicant that it is registered to use E-Verify and the federal Social Security Number Verification Service (SSNVS); that it utilizes E-Verify to electronically verify the employment eligibility of newly hired employees, and that the SSNVS is used to verify the accuracy and veracity of existing employees' social security numbers; that it is in compliance with E-Verify program requirements and the directives of the SSNVS handbook and/or manual, including but not limited to, following the SSNVS directives regarding steps to be taken in case of a failed social security number verification. Failure to utilize E-Verify or SSNVS as described herein, shall constitute grounds for the imposition of a fine or the suspension or revocation of a license or the denial of an application for the renewal of a license in accordance with the applicable provisions of this Chapter.

****

Section 3. Affirmative Defense.

It shall be an affirmative defense in any hearing or proceeding brought under this law that an applicant or licensee has complied in good faith with the requirements herein.

Section 4. Investigations.

The Suffolk County Department of Labor is hereby authorized and empowered to investigate alleged violations of this law upon the request of the Director of the Suffolk County Office of Consumer Affairs. Authorized employees of the Department of Labor shall be entitled to request and review records maintained by licensees that demonstrate their compliance with this law. Upon the completion of an investigation, the Suffolk County Department of Labor shall forward its findings to the Director of the Suffolk County Office of Consumer Affairs.

Section 5. Promulgation of Rules and Regulations.

A. The Suffolk County Office of Consumer Affairs is hereby authorized, empowered and directed to promulgate such rules and regulations as it deems necessary for the implementation and enforcement of the provisions of this law.

B. The Suffolk County Department of Labor is hereby authorized, empowered and directed to promulgate such rules and regulations as it deems necessary to carry out the investigations described in Section 2 of this law.

Section 6. Applicability.

This law shall apply to all applications for licenses and license renewals submitted to the Office of Consumer Affairs on and after the effective date of this law.

Section 7. 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 8. 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 9. Effective Date.

This law shall take effect 120 days after its filing in the Office of the Secretary of State.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

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

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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

1478

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

DATE: **MAY 13, 2011**

TO: **CLERK OF THE COUNTY LEGISLATURE**

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: **I.R. NO. -2011; A LOCAL LAW TO REQUIRE OCCUPATIONAL LICENSEES TO UTILIZE THE SOCIAL SECURITY NUMBER VERIFICATION SERVICE (SSNVS) AND THE E-VERIFY SYSTEM**

SPONSOR: **PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE**

DATE OF RECEIPT BY COUNSEL: **5/10/11** **PUBLIC HEARING:** **6/21/11**

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

This proposed law would require applicants for occupational licenses to make the following representations at the time of their application:

1. That they have registered to use E-Verify and the Social Security Number Verification Service ("SSNVS").

2. That they utilize E-Verify and SSNVS to verify the employment eligibility of newly hired employees and the accuracy of existing employees' social security numbers.

3. That they are in compliance with the E-Verify program requirements and the directives of the SSNVS handbook/manual.

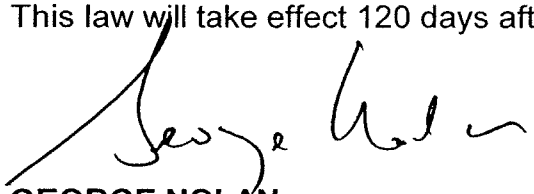
The failure of an applicant to utilize E-Verify or SSNVS will constitute grounds for the imposition of a fine, the suspension or revocation of a license or the denial of an application for the renewal of a license.

The Department of Labor is authorized to investigate violations of this law at the request of the Department of Consumer Affairs (which is wrongfully described in the law as the Office of Consumer Affairs). At the conclusion of its investigations, the Department of Labor will forward its findings to Consumer Affairs.

This law will apply to applications for licenses and license renewals submitted to the County on or after the effective date of this law.

1478

This law will take effect 120 days after it is filed in the Office of the Secretary of State.



GEORGE NOLAN
Counsel to the Legislature

GN:tm

s:\rule28\e-verify - SSNVS

1479

Intro. Res. No. -2011 Laid on Table 6/7/11
Introduced by Legislator Browning

RESOLUTION NO. -2011, AUTHORIZING USE OF SMITH POINT COUNTY PARK PROPERTY BY MASTIC BEACH FIRE DEPARTMENT, INC. FOR PUBLIC SAFETY SERVICES FUND DRIVE

WHEREAS, the Mastic Beach Fire Department responds to over 100 calls at the Smith Point County Park each year; and

WHEREAS, the Mastic Beach Fire Department, Inc. (Department), would like to host a fundraising drive at Smith Point County Park in Shirley; and

WHEREAS, the fundraising drive for support of the public-safety services provided by the Department will be held from July 2, 2011 through July 4, 2011, and July 30, 2011 and July 31, 2011; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Two Hundred and Fifty and 00/100 Dollars ($250.00), plus public-safety services rendered by the Department to the Smith Point County Park, payment of which shall be guaranteed by the Department; and

WHEREAS, a Certificate of Insurance and accompanying declaration page naming Suffolk County as an additional insured will be provided by the Department; and

WHEREAS, the use of County property for such fund drive for support of the public-safety services provided by the Department would promote and protect the public health, safety, and general welfare of the residents of Suffolk County; now, therefore be it

1st **RESOLVED**, that the use of County-owned property, i.e. the Smith Point County Park in Shirley, by the Mastic Beach Fire Department, Inc. (Department), in consideration of the payment of Two Hundred and Fifty and 00/100 Dollars ($250.00), and in consideration of public-safety services rendered by the Department to the Smith Point County Park, for the purpose of hosting a fund drive by standing at the tollbooths with a sign asking the public to "Help Us Save You", for support of the public safety services provided by the Department from July 2, 2011 through July 4, 2011, and July 30, 2011 and July 31, 2011 between the hours of 7:00 a.m. and 4:30 p.m. each day is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from the Department, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

2nd **RESOLVED**, that before this event shall be permitted to occur, the Department 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 support of the public-safety services provided by the Department at Smith Point County Park in Shirley by the Department; and be it further

4th **RESOLVED**, that the Department 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 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-smith-point-mastic-beach-fd-2011

1480

Intro. Res. No. -2011 Laid on Table 6/7/11
Introduced by Legislator Gregory

RESOLUTION NO. -2011, TO APPOINT ANDRIANI L. MIKOLAITIS AS A MEMBER OF THE SUFFOLK COUNTY CITIZENS ADVISORY BOARD FOR THE ARTS

WHEREAS, the Citizens Advisory Board for the Arts was created to suggest, review and recommend arts policies and programs for Suffolk County; and

WHEREAS, members of the Citizens Advisory Board for the Arts may be recommended by individual County Legislators and are subject to approval by the full Legislature; and

WHEREAS, Local Law 9-2011 expanded the membership of the Citizens Advisory Board for the Arts to 18 members, with one representative from each Legislative district; now, therefore, be it

1st **RESOLVED**, that **Andriani L. Mikolaitis**, currently residing in Amityville, New York, is hereby appointed as a member of the Suffolk County Citizens Advisory Board for the Arts to represent Legislative District No. 15, for a term of office to expire three years subsequent to the effective date of this resolution, pursuant to Section 68-3(C)(1) of the SUFFOLK COUNTY CODE; and be it further

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

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

s:\res\r-appt-citizens-arts-mikolaitis

Amityville, New York 11701

Andriani L. Mikolaitis

Exhibitions

- October 2010 – Open Studio Show
- July 2010 –Smithtown Township Arts Council Juried Show "X marks the spot" Honorable Mention
- August 2009 - Huntington Arts Council Annual Member Show
- June 2009 - Circle Gallery Juried Show "Long Island Summer" First Place Winner
- January, May, October & December 2009 – Amityville Artists Circle Member Shows
- November 2007 – One Woman Show at the Amityville Public Library
- October 2007 – Open Studio Show
- October 2006 Open Studio Show
- May 2006 First United Methodist Church Art Show and Sale
- Summer 2005 – Huntington Arts Council Members Show
- June 2004 – East End Arts Council "Savor Long Island" Juried Exhibit, "Green Peppers" First Place Winner
- November 2003 -Unveiling of the mural at Amityville Public Library
- June 2002 – BACCA 14th Annual Art Exhibition (Won Honorable Mention in Watercolors category for "Tomatoes from my Garden")
- April 2002 – Amityville Artists Circle Group Exhibit at the Copiague Library
- January 2002 – One Woman Show at the Amityville Public Library
- September 2001 - Art League of Long Island Member's Showcase
- June 2001 - East End Arts Council Juried Exhibition "Flora and Fauna"
- April 2001 - Amityville Historical Society "European Coffee Tasting and Art Show
- September 2000 - Art League of Long Island Member's Showcase
- April 1996 - Art League of Long Island Gallery Exhibit

Grants

- January 2003 – Received a grant from the New York State council on the Arts to create a 40' long by 4' high mural in the Amityville Public Library.
- Fall 2001 – Special Opportunity Stipend from the New York Foundation for the Arts and the East End Arts Council

Collections

- Private collections in U.S.A, Sweden, Austria, Greece and Cyprus.
- Government of the Republic of Cyprus (Mission to the UN in New York)

Commissions

- Landscapes
- Portraits

Galleries

- Circle Gallery, Amityville, New York

Education

- 1996-2004 Various Classes and Workshops at Art League of Long Island
- 1996 Nassau Community College, 36 credits in art courses
- 1983 Polytechnic University, New York, BS in Civil Engineering

Affiliations

- Amityville Artists Circle (Member of Executive Board, Past President and Treasurer and Founding Member)
- East End Arts Council
- Huntington Arts Council (Chairperson – New York State Arts Council Grant Application Review Panel in 2003 and 2004)

1481

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Romaine

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 (LANG PROPERTY – TOWN OF SHELTER ISLAND) (SCTM NO. 0700-018.00-03.00-004.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 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 11.57 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

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

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

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

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

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may

be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-lang-property-open-space-drinking-water-plan-steps

PARCEL	SUFFOLK COUNTY TAX MAP NUMBER		ACRES	REPUTED OWNER AND ADDRESS
1	District:	0700	±11.57	Gary & Maureen Lang PO Box 935 Shelter Island, NY 11964
	Section	018.00		
	Block	03.00		
	Lot	004.000		

EXHIBIT "A"

1482

Intro. Res. No. – 2011 Laid on Table 6/7/11

Introduced by the Legislator Schneiderman

RESOLUTION NO. -2011, AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE FLANDHAMPTON HOLDINGS LLC PROPERTY – REEVES BAY (TOWN OF SOUTHAMPTON - SCTM# 0900-147.00-02.00-028.001)

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

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

WHEREAS, Resolution No. 676-2008, 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 Three Hundred Thirty Thousand Dollars ($330,000.00), 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	0.60±	Flandhampton Holdings LLC
	Section	147.00		60 East 42nd Street
	Block	02.00		New York, NY 10165
	Lot	028.001		

and be it further

2nd **RESOLVED,** that the Director of the Division of Real Property Acquisition and Management and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-3(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Three Hundred Thirty Thousand Dollars ($330,000.00), 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 Three Hundred Thirty Thousand Dollars ($330,000.00), 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 One (1) Workforce Housing Development Rights shall be removed and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Planning, consistent with Resolution No. 412-2005, as amended, and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

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

a.) freshwater/tidal wetlands and buffer lands for same; and be it further

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

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

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

1.) the proposed action will not exceed any of the criteria of 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and

2.) the proposed use of the subject parcel(s) is passive recreation; and

3.) if not acquired, the property will most likely be developed for residential purposes; incurring far greater environmental impact than the proposed acquisition and preservation of the site would have; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

s:\res\r-acquisition-Flandhampton-holdings

1483

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Muratore

RESOLUTION NO. -2011, AUTHORIZING USE OF RAYNOR COUNTY PARK BY THE LAKE RONKONKOMA HERITAGE ASSOCIATION

WHEREAS, the Lake Ronkonkoma Heritage Association is hosting its first annual Motor Parkway "Sunday Drive" to Lake Ronkonkoma Parade and Car Show to honor Lake Ronkonkoma; and

WHEREAS, the Heritage Association was developed with the intent to introduce and showcase all groups of Lake Ronkonkoma that promote history and goodwill to the public, with the theme for this event being "Vintage Lake Ronkonkoma"; and

WHEREAS, the Lake Ronkonkoma Heritage Association would like to use Raynor County Park for its parade, event show and many other smaller events within; and

WHEREAS, this event will be held on Sunday, August 7, 2011 at Raynor County Park; and

WHEREAS, a Certificate of Insurance naming Suffolk County as an additional insured has been provided by the Lake Ronkonkoma Heritage Association; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of One Hundred Fifty Dollars and 00/100 ($150.00), payment of which shall be guaranteed by the Lake Ronkonkoma Heritage Association; now, therefore be it

1st **RESOLVED**, that the use of County-owned property, i.e., Raynor County Park, in consideration of the payment of One Hundred Fifty Dollars and 00/100 ($150.00), for the purpose of hosting a parade, event show and other smaller events within on Sunday, August 7, 2011, between the hours of 8:00 a.m. and 8:00 p.m., is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the County's receipt of a Certificate of Insurance naming the County of Suffolk as an additional insured from the Lake Ronkonkoma Heritage Association, 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 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 Section 378-7 of the SUFFOLK COUNTY CODE to issue a permit to the Lake Ronkonkoma Heritage Association. The Department of Parks, Recreation and Conservation and the County Department of Public Works are further authorized, empowered and directed 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 Lake Ronkonkoma Heritage Association; and be it further

3rd **RESOLVED**, that the Lake Ronkonkoma Heritage Association 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

4th **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-use-raynor-park-lake-ronkonkoma heritage assoc

1484

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator D'Amaro

RESOLUTION NO. -2011, TO REAPPOINT FREDERIC DEFEIS AS A MEMBER OF THE SUFFOLK COUNTY CITIZENS ADVISORY BOARD FOR THE ARTS

WHEREAS, the term of **Frederic DeFeis**, as a member of the Suffolk County Citizens Advisory Board for the Arts, is set to expire on June 27, 2011; now, therefore be it

1st **RESOLVED**, that **Frederic DeFeis**, currently residing in Deer Park, New York, is hereby reappointed as a member of the Suffolk County Citizens Advisory Board for the Arts to represent Legislative District No. 17, for a three year term of office to expire on June 27, 2014 pursuant to Section 68-3(C)(1) of the SUFFOLK COUNTY CODE; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-reappt-citizens-arts-defeis

Frederic DeFeis

Deer Park, New York

Training

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

Certification

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

Teaching

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

Administration

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

1485

Intro. Res. No. -2011
Introduced by Legislator Nowick

Laid on Table 6/7/11

RESOLUTION NO. –2011, TO EXTEND THE DEADLINE FOR THE HEROIN AND OPIATE EPIDEMIC ADVISORY PANEL

WHEREAS, Res. No. 413-2010 established a Heroin and Opiate Epidemic Advisory Panel to provide solutions and suggestions to better address the treatment of youth who are addicted to heroin and opiates, as well as to improve preventative programs; and

WHEREAS, the Panel needs additional time to complete their work; now, therefore be it

1st **RESOLVED**, that the 13th RESOLVED clause of Resolution No. 413-2010 is hereby amended as follows:

> **13th** **RESOLVED**, that the Advisory Panel shall expire, and the terms of office of its members terminate, as of June 30, **[**2011**]** 2012 at which time the Advisory Panel shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

and be it further

2nd **RESOLVED**, that all other terms and conditions of Resolution No. 413-2010 shall remain in full force and effect; 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-extend-heroin-panel

1486

Intro. Res. No. -2011 Laid on Table 6/7/2011
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2011, AUTHORIZING CERTAIN TECHNICAL CORRECTIONS TO ADOPTED RESOLUTION NO. 163-2011

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 163-2011; and

WHEREAS, this resolution when adopted contained technical errors; and

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

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

Resolution No. 163-2011

In the 1st RESOLVED clause under REVENUES: change the fund number:

FROM:

115-4399-Federal Aid: LIE/HOV Enforcement Program 2011
115-3364-State Aid: LIE/HOV Enforcement Program 2011

TO:

001-4399-Federal Aid: LIE/HOV Enforcement Program 2011
001-3364-State Aid: LIE/HOV Enforcement Program 2011

In the 1st RESOLVED clause under ORGANIZATIONS: change the number:

FROM:

2000-Equipment

TO:

3000-Equipment

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

Intro. Res. No. 1487-2011 Laid on Table 6/7/2011
Introduced by Presiding Officer, pursuant to Rule 3(A)(14) of the Suffolk County Legislature

RESOLUTION NO. -2011, AUTHORIZING PUBLIC HEARING FOR AUTHORIZATION OF APPROVAL TO ALTER RATES FOR NORTH FERRY CO., INC.

WHEREAS, North Ferry Co., Inc. has applied to the Suffolk County Legislature by a Petition dated and verified, August 2, 2011, pursuant to Article 8 of the Navigation Law and Section 71 of the Transportation Corporations Law and Section 131(g) of the Highway Law of the State of New York, Chapter 287 (Ferry Service) of the Suffolk County Code and enacted by Local Law No. 7 of 1982 for the alteration of ferry rates for the regularly scheduled service between Shelter Island, New York and Greenport, New York.; now, therefore be it

1st **RESOLVED**, that consideration of the Petition of the North Ferry Co., Inc. for the purpose of publication of the notice required by the Suffolk County Legislature, the Public Hearing on this Petition shall be held at 6:30 p.m., August 2, 2011, at Hauppauge, New York; and be it further

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

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

1488

Intro. Res. No. -2011 Laid on Table 6/7/2011

Introduced by Presiding Officer, pursuant to Rule 3(A)(14) of the Suffolk County Legislature

RESOLUTION NO. -2011, AUTHORIZATION OF ALTERATION OF RATES FOR NORTH FERRY CO., INC.

WHEREAS, North Ferry Co., Inc. has applied to the Suffolk County Legislature by a verified petition, pursuant to Article 8 of the Navigation Law and Section 71 of the Transportation Corporations Law and Section 131-g of the Highway Law of the State of New York, Chapter 287 (Ferry Service) of the Suffolk County Code and enacted by Local Law No. 7 of 1982 for alteration of its ferry rates for the operating and capital needs of the company; and

WHEREAS, the Legislative Office of Budget Review has submitted its recommendations on said application to this Legislature and made its recommendations of the revisions in the rates requested; and

1st **RESOLVED**, that the verified petition as of May , 2011 of the North Ferry Co., Inc. is approved and the existing North Ferry Co., Inc. rate schedule is hereby modified as follows:

REGULAR SCHEDULED SERVICE BETWEEN
SHELTER ISLAND HEIGHTS, NEW YORK AND GREENPORT, NEW YORK

CATEGORY	CURRENT RATES	PROPOSED RATES
CARS		
One-way Car and Driver	$9.00	$10.00
Round Trip Car and Driver	$13.00	$15.00
SUV Surcharge	$1.00	$ Discontinued
PREPAID 10 TICKET DISCOUNT BOOKS (FOR CARS)		
Resident One-Way	$45.00	$49.00
Resident Round Trip	$48.00	$52.00
5-Day Resident Commuter	$22.00	$26.00
6-Day Resident Commuter	$26.00	$Discontinued (Use Resident Round Trip Discount Tickets)
Non-Resident One-Way	$57.00	$62.00
Non-Resident Round Trip	$72.00	$78.00
5-Day Non-Resident Commuter	$28.00	$32.00
6-Day Non-Resident Commuter	$33.00	$38.00
PASSENGERS – See Definition		
In Vehicles or Walk-Ons	$2.00	$2.00
In Commuter Cars	$2.00 (one-way) $3.00 (round-trip)	$2.00 (one-way) $3.00 (round-trip)
In Residents Cars	$2.00 (one-way) $3.00 (round-trip)	$2.00 (one-way) $3.00 (round-trip)

10 Tokens, Resident	$15.00	$15.00
MOTORCYCLES		
One-Way including Driver	$6.00	$6.00
Round Trip including Driver	$8.00	$8.00
BICYCLES		
One-Way including Rider	$3.00	$3.00
Round Trip including Rider	$5.00	$5.00
Round Trip for Work	$3.00 per day	$15.00 per 5 days
TRUCKS		
Each Way:		
Two-Axle (includes Boat Trailer, Light duty Trailer, Limousine and Driver)	$11.00 for 1st 18' +1.00 per foot over 18'	$11.00 For 1st 18' +1.00 per foot over 18'
Three-Axle	$18.00 For 1st 18' +1.00 per foot over 18'	$18.00 For 1st 18' +1.00 per foot over 18'
Dump Trucks:		
Under 18,000 GVWR	$11.00 for 1st 18' +1.00 per foot over 18'	$11.00 for 1st 18' +1.00 per foot over 18'
Over 18,000 GVWR		
Empty	Truck rate by axle	Truck rate by axle
Loaded	$10.00+$2.00 per foot	$10.00+ $2.00 per foot
Trailer (More than 4 tires)		
Commercial Construction Empty	$2.00 per foot	$2.00 per foot
Loaded	$2.00 per foot	$2.00 per foot
Truck-Heavy (Transit mix, sheet rock, log, sod, cinder block, tank/water/fuel, dumpster, roll-off, or other heavy vehicle)	$75.00	$75.00

BUSES:

		Car Rates	Car Rates
Mini-Bus			
School	One-Way	$45.00	$45.00
	Round Trip	$55.00	$55.00
Coach	One-Way	$70.00	$70.00
	Round Trip	$95.00	$95.00
HAZARDOUS MATERIALS (Service on small boats only) if on large boat, rate is $250.00		$100.00	$100.00

Notes – See Exhibit "A", definitions.
All rates to become effective upon adoption of Resolution

5. FINANCIAL REPORTS AND SUPPORTING INFORMATION

a. Filed herewith as Exhibit "B" are the financial reports for the fiscal years ending December 31 for the years 2009 and 2010, as required by Chapter 287 (FERRY SERVICE) of the Suffolk County Code.

6. RELIEF

a. Your Petitioner respectfully requests that the Suffolk County Legislature grant and authorize the rates set forth in this Petition, pursuant to Section 131(g) of the Highway Law of the State of New York and Chapter 287 (FERRY SERVICES) of the Suffolk County Code.

and be it further

2nd **RESOLVED**, that the rates authorized by this Resolution shall take effect on the effective date of this Resolution.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

Law Offices Of
Thomas C. Sledjeski & Associates, PLLC
18 First Street
Riverhead, New York 11901-0401
(631) 727-1515

THOMAS C. SLEDJESKI
BRIAN A. ANDREWS

May 16, 2011

Suffolk County Legislature
William H. Rogers Building
725 Veterans Memorial Highway
Smithtown, New York 11787

Re: North Ferry Co., Inc.

Dear Sir/Madam:

Enclosed please find the Verified Petition of Bridgford Hunt and supporting documents associated with the North Ferry Co.'s request for a rate increase.

Please feel free to call if you have any questions. Thank you for your attention to this matter.

Very truly yours,

Thomas C. Sledjeski

TCS/jmc
Encls.

PETITION

TO THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK

1. NATURE OF APPLICATION

a. This application is made pursuant to Section 131 (g) of the Highway Law of the State of New York, Section 71 of the Transportation Corporation Law of the State of New York, Article 8 of the Navigation Law of the State of New York, and Chapter 287 (FERRY SERVICE) of the Suffolk County Code as enacted by Local Law No.7 of 1982.

b. Pursuant to Section 131 (g) of the Highway Law of the State of New York, the

New York State Legislature has empowered the Suffolk County Legislature to grant alterations in ferry rates upon the application of the ferry operator, for ferries operating wholly within Suffolk County.

c. Petitioner is seeking relief from the Suffolk County Legislature to provide for an alteration in its existing ferry rates, which will be applicable to the Petitioner's vehicle and passenger ferry service operating between Shelter Island Heights, New York, and Greenport, New York.

2. PERTINENT FACTS CONCERNING THE PETITIONER

a. Petitioner is a for-profit Transportation Corporation organized under the Laws of the State of New York, and has been and remains in good standing under said laws, and is authorized to do business in the State of New York.

b. Petitioner is duly licensed by the Suffolk County Legislature to operate a vehicle and passenger ferry between Shelter Island Heights, New York and Greenport, New York pursuant to Section 71 of the Transportation Corporations Law of the State of New York, Article 8 of the Navigation Law of New York State, and Chapter 287 (FERRY SERVICE) of the Suffolk County Code, enacted by Local Law No.7 of 1982.

3. PRESENT FARE STRUCTURE

a. Petitioner has been authorized in its present fare structure pursuant to Resolution No. 1187-2008, approved December 22, 2008. Petitioner has before the Legislature Resolution _____ that addresses the operating and capital needs of the Company. Resolution_____ increases the cash one way, round trip and discounted fares and eliminates the SUV surcharge. The CURRENT column refers to fares prior to the anticipated adoption of Res _____.

4. PROPOSED FARE STRUCTURE

a. Petitioner requests an alteration of the ferry rates and fares authorized as follows:

REGULAR SCHEDULED SERVICE BETWEEN
SHELTER ISLAND HEIGHTS, NEW YORK AND GREENPORT, NEW YORK

CATEGORY	CURRENT RATES	PROPOSED RATES
CARS		
One Way Car and Driver	$ 9.00	$ 10.00
Round Trip Car and Driver	$ 13.00	$ 15.00
SUV Surcharge	$ 1.00	$ Discontinued
PREPAID 10 TICKET DISCOUNT BOOKS (FOR CARS)		
Resident One Way	$ 45.00	$ 49.00
Resident Round Trip	$ 48.00	$ 52.00
5-day Resident Commuter	$ 22.00	$ 26.00
6-day Resident Commuter	$ 26.00	$ Discontinued (Use Resident Round Trip Discount Tickets)
Non-Resident One Way	$ 57.00	$ 62.00
Non-Resident Round Trip	$ 72.00	$ 78.00
5-Day Non-Resident Commuter	$ 28.00	$ 32.00
6-Day Non-Resident Commuter	$ 33.00	$ 38.00
PASSENGERS - See Definition		
In Vehicles or Walk-Ons	$ 2.00	$ 2.00
In Commuter Cars	$ 2.00 (one-way)	$ 2.00 (one-way)
	$ 3.00 (round-trip)	$ 3.00 (round-trip)
In Resident Cars	$ 2.00 (one-way)	$ 2.00 (one-way)
	$ 3.00 (round-trip)	$ 3.00 (round-trip)
10 Tokens, Resident	$ 15.00	$ 15.00
MOTORCYCLES		
One Way Including Driver	$ 6.00	$ 6.00
Round Trip Including Driver	$ 8.00	$ 8.00
BICYCLES		
One Way Including Rider	$ 3.00	$ 3.00
Round Trip Including Rider	$ 5.00	$ 5.00
Round Trip For Work	$ 3.00 per day	$ 15.00 per 5 days

TRUCKS
Each Way:

Two-Axle (includes boat trailer, light duty trailer, limousine and driver	$ 11.00 for 1st 18' +1.00 per foot over 18'	$ 11.00 for 1st 18' +1.00 per foot over 18'
Three-Axle	$ 18.00 for 1st 18' +1.00 per foot over 18'	$ 18.00 for 1st 18' +1.00 per foot over 18'
Dump Trucks:		
Under 18,000 GVWR	$ 11.00 for 1st 18' +1.00 per foot over 18'	$ 11.00 for 1st 18' +1.00 per foot over 18'
Over 18,000 GVWR		
Empty	Truck rate by axle	Truck rate by axle
Loaded	$ 10.00 + $2.00 per foot	$ 10.00 + $2.00 per foot
Trailer (More than 4 tires)		
Commercial construction Empty	$ 2.00 per foot	$ 2.00 per foot
Loaded	$ 2.00 per foot	$ 2.00 per foot
Truck-Heavy (Transit mix, sheet rock, log, sod, cinder block, tank/water/fuel, dumpster, roll-off or other heavy vehicle)	$ 75.00	$ 75.00

BUSES

Mini-Bus		Car Rates	Car Rates
School	One Way	$ 45.00	$ 45.00
	Round Trip	$ 55.00	$ 55.00
Coach	One Way	$ 70.00	$ 70.00
	Round Trip	$ 95.00	$ 95.00
HAZARDOUS MATERIALS (Service on small boats only If on large boat, rate is $250.00)		$ 100.00	$ 100.00

Notes - See Exhibit "A", definitions.
All rates to become effective upon adoption of Resolution

5. FINANCIAL REPORTS AND SUPPORTING INFORMATION

a. Filed herewith as Exhibit "B" are the financial reports for the fiscal years ending December 31 for the years 2009 and 2010, as required by Chapter 287 (FERRY SERVICE) of the Suffolk County Code.

6. RELIEF

a. Your Petitioner respectfully requests that the Suffolk County Legislature grant and authorize the rates set forth in this Petition, pursuant to Section 131(g) of the Highway Law of the State of New York and Chapter 287 (FERRY SERVICE) of the Suffolk County Code.

Dated: May 16, 2011

Shelter Island Heights, New York

NORTH FERRY CO., INC.

BY

Bridgford Hunt
General Manager

VERIFICATION

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, Bridgford Hunt, being duly sworn, depose and say:

I am the General Manager for North Ferry Co., Inc., the Petitioner in this proceeding. I have read the foregoing Petition and know the contents thereof, and the same is true to my own knowledge, except those matters therein stated to be alleged on information and belief, and as to those matters, I believe them to be true.

Bridgford Hunt

Sworn to before me this
16th day of May, 2011

Jeanne M. Coakley

JEANNE M. COAKLEY
NOTARY PUBLIC, STATE OF NEW YORK
NO. 01CO6179391
QUALIFIED IN SUFFOLK COUNTY
COMMISSION EXPIRES 12/24/2011

SCHEDULE A DEFINITIONS

Cars are vehicles under twenty two (22) feet. This class also includes pick-up trucks or passenger vans less than twenty two (22) feet long. Modified vehicles with changes to the body width or height (excluding roof racks) or profile and vehicles with more than four (4) wheels are not eligible for the use of discount or commuter tickets.

Resident Round Trip tickets are not accepted for trips originating in Greenport. Resident one-way tickets may be used for that purpose.

Round Trip means same business day, which is from our first boat until our last boat that day.

Shelter Island Resident: A Shelter Island property owner, or a person with a New York State Driver's license with a Shelter Island address, or a residential leaseholder with a lease term of a minimum of ten (10) months. Qualified resident commuters will be issued a resident identification certificate or other validation to be shown or displayed when commuting. Resident commuter tickets may also be purchased by validated employees of a Shelter Island-based business.

Passengers: A person of ten (10) years of age or older riding in a vehicle or as a walk on. Passengers who are working and accompanying a driver with a commuter ticket will be granted a discounted same day round-trip fare of $3.00. Also, passengers in cars accompanying Shelter Island Residents (as defined above) using resident discount round trip tickets (and initiating their journey from Shelter Island) will also be entitled to the same discounted $3.00 round trip fare. Shelter Island Residents may also use a discount passenger token in a vehicle or as a walk-on.

Discount Tickets which are sold only in the office are valid until December of the year following purchase. Expiring tickets may be renewed for an additional year if presented within three (3) months of their expiration.

Non Resident Commuters can purchase a ticket (on the boats Monday or Tuesday and in the office through Wednesday) which entitles them to ten (10) or twelve (12) crossings during the course of the week starting Monday morning and ending Sunday night.

Resident Commuters can purchase a ticket which entitles them to ten (10) crossings during the course of the week starting Monday morning and ending Sunday night. Resident commuter tickets can be purchased by validated employees of the Shelter Island based businesses. Resident Commuters desiring more trips may purchase Resident Round Trip Discount Tickets at the same price per trip as a ten (10) crossing ticket.

Bicycle Commuters who travel to work on bicycles are eligible to buy a weekly commuter ticket. These tickets may only be used when traveling by bicycle or in a vehicle using a commuter ticket.

Shelter Island Resident Trucks on Account will be discounted by twenty percent (20%) for Non-Municipal accounts only.

NORTH FERRY CO., INC.

Financial Statements

Years ended December 31, 2009 and 2008

NORTH FERRY CO., INC.

Financial Statements
Years ended December 31, 2009 and 2008

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Leonard, Mulherin & Greene, P.C.
CERTIFIED PUBLIC ACCOUNTANTS

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REPORT OF INDEPENDENT AUDITORS

To the Board of Directors
North Ferry Co., Inc.
Shelter Island Heights, New York

We have audited the accompanying balance sheets of North Ferry Co., Inc. (the "Ferry") as of December 31, 2009 and 2008 and the related statements of income, changes in stockholder's equity, and cash flows for the years then ended. These financial statements are the responsibility of the Ferry's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Ferry as of December 31, 2009 and 2008 and the results of its operations and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America.

Leonard, Mulherin & Greene, P.C.
LEONARD, MULHERIN & GREENE, P.C.
Braintree, Massachusetts

April 6, 2010

NORTH FERRY CO., INC.

Balance Sheets
December 31, 2009 and 2008

	2009	2008
ASSETS		
CURRENT ASSETS		
Cash and cash equivalents	$ 874,476	$ 983,576
Accounts receivable	94,390	67,921
Prepaid expenses	95,344	101,868
Total current assets	1,064,210	1,153,365
PROPERTY, PLANT AND EQUIPMENT, at cost, net of accumulated depreciation	5,720,201	6,288,578
OTHER ASSETS		
Deposits	5,672	5,672
Total assets	$ 6,790,083	$ 7,447,615
LIABILITIES AND STOCKHOLDER'S EQUITY		
CURRENT LIABILITIES		
Accounts payable, trade	$ 61,284	$ 109,053
Dividend payable	100,000	100,000
Accrued expenses	197,963	193,998
Accrued transportation tax	23,037	-
Deferred tax liability	27,444	39,347
Mortgage notes payable, current maturities	223,263	190,815
Deferred revenue	246,540	244,802
Total current liabilities	879,531	878,015
LONG-TERM LIABILITIES		
Accounts payable, affiliate	149,150	179,614
Mortgage notes payable, less current maturities	4,455,881	4,975,206
Total liabilities	5,484,562	6,032,835
COMMITMENTS AND CONTINGENCIES		
STOCKHOLDER'S EQUITY		
Common stock, no par value, 2,000 shares authorized, issued and outstanding	40,000	40,000
Retained earnings	1,265,521	1,374,780
Total stockholder's equity	1,305,521	1,414,780
Total liabilities and stockholder's equity	$ 6,790,083	$ 7,447,615

The accompanying notes are an integral part of these financial statements.

NORTH FERRY CO., INC.

Statements of Income
Years ended December 31, 2009 and 2008

	2009	2008
REVENUE	$ 5,189,252	$ 5,499,530
OPERATING EXPENSES		
Payroll and related costs	3,157,456	3,118,920
Overhead costs	1,009,214	1,035,766
Other operating costs	510,376	846,795
Repairs and maintenance	223,927	189,398
State use tax	3,849	-
State transportation tax	27,654	24,324
Total operating expenses	4,932,476	5,215,203
INCOME FROM OPERATIONS	256,776	284,327
OTHER INCOME (EXPENSE)		
Interest income	5,633	6,357
Miscellaneous income	16,007	19,061
Gain on sale of M/V Shelter Island	40,000	-
Interest expense	(330,413)	(338,735)
Total other expense	(268,773)	(313,317)
Net loss before federal income taxes	(11,997)	(28,990)
FEDERAL INCOME TAX BENEFIT	(2,738)	(22,382)
NET LOSS	$ (9,259)	$ (6,608)

The accompanying notes are an integral part of these financial statements.

NORTH FERRY CO., INC.

Statements of Changes in Stockholder's Equity
Years ended December 31, 2009 and 2008

	Common Stock	Retained Earnings	Total
Balance, December 31, 2007	$ 40,000	$ 1,481,388	$ 1,521,388
Dividend declared December 13, 2008	-	(100,000)	(100,000)
Net loss for the year ended December 31, 2008	-	(6,608)	(6,608)
Balance, December 31, 2008	$ 40,000	$ 1,374,780	$ 1,414,780
Dividend declared December 12, 2009	-	**(100,000)**	**(100,000)**
Net loss for the year ended December 31, 2009	-	**(9,259)**	**(9,259)**
Balance, December 31, 2009	**$ 40,000**	**$ 1,265,521**	**$ 1,305,521**

The accompanying notes are an integral part of these financial statements.

NORTH FERRY CO., INC.

Statements of Cash Flows
Years ended December 31, 2009 and 2008

	2009	2008
CASH FLOWS FROM OPERATING ACTIVITIES		
Net loss	$ (9,259)	$ (6,608)
Adjustments to reconcile net loss to net cash provided by operating activities		
Depreciation	631,213	647,411
Deferred tax benefit	(11,903)	(28,078)
Gain on sale of M/V Shelter Island	(40,000)	-
(Increase) decrease in asset accounts		
Accounts receivable	(26,469)	(4,917)
Prepaid expenses	6,524	1,301
Increase (decrease) in liability accounts		
Accounts payable, trade	(47,769)	(273,370)
Accounts payable, affiliate	(30,464)	141,442
Accrued expenses	3,965	22,652
Accrued transportation tax	23,037	-
Deferred revenue	1,738	16,994
Net cash provided by operating activities	500,613	516,827
CASH FLOWS FROM INVESTING ACTIVITIES		
Purchase of property and equipment	(62,836)	(1,853,261)
Proceeds from sale of M/V Shelter Island	40,000	-
Net cash used in investing activities	(22,836)	(1,853,261)
CASH FLOWS FROM FINANCING ACTIVITIES		
Repayment of mortgage notes payable	(486,877)	(181,704)
Dividend paid	(100,000)	(100,000)
Net cash used in financing activities	(586,877)	(281,704)
Net decrease in cash	(109,100)	(1,618,138)
Cash and cash equivalents, beginning of year	983,576	2,601,714
Cash and cash equivalents, end of year	$ 874,476	$ 983,576
SUPPLEMENTAL DISCLOSURES		
Cash paid during the year for		
Interest	$ 330,988	$ 338,881
Income taxes	$ -	$ -

The accompanying notes are an integral part of these financial statements.

1 – NATURE OF ORGANIZATION

North Ferry Co., Inc. (the "Ferry") was incorporated in November 1979 for the purpose of operating and maintaining ferry service between Shelter Island and Greenport, New York. The Ferry is a wholly-owned subsidiary of the Shelter Island Heights Property Owners Corporation ("P.O.C.").

2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting and Presentation
The Ferry's financial statements have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America. These financial statements may be used only in connection with the consolidated financial statements of P.O.C. and its subsidiary.

Cash and Cash Equivalents
For the purpose of the Statements of Cash Flows, the Ferry considers all highly liquid investments with an initial maturity of three months or less to be cash equivalents.

Property, Plant and Equipment
Property, plant and equipment are recorded at cost. Additions, renewals and betterments of property, plant and equipment are capitalized, unless of a relatively minor amount. Expenditures for repairs and maintenance are expensed as incurred. Depreciation is calculated using straight-line and accelerated methods over the useful life of the assets, ranging from 3 to 39 years.

Accounts Receivable
Accounts receivable are stated at the amount management expects to collect from outstanding balances. The Ferry extends credit terms to certain accounts for ferry services. These accounts include municipalities, school districts, utilities, and local businesses. The Ferry considers all accounts receivable at December 31, 2009 and 2008 to be fully collectible. Accordingly, no allowance for doubtful accounts has been recorded.

Accounts Payable, Affiliate
Accounts payable, affiliate, represents amounts due to the Ferry's parent company, P.O.C. Each company pays certain common expenses that benefit both companies, such as administrative payroll and benefits, payroll taxes, telephone, insurance, office expenses, etc. The common expenses are allocated to each company on a monthly basis, based on an estimate of usage. Intercompany balances are non-interest bearing.

Deferred Revenue
Deferred revenue represents monies collected in advance for ferry tickets that have not yet been redeemed.

Advertising
The Ferry expenses advertising costs as incurred. Advertising expenses primarily consist of public relations expenses and totaled $1,499 and $4,882 for the years ended December 31, 2009 and 2008, respectively.

2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Federal Income Tax
The Ferry accounts for income taxes in accordance with accounting principles generally accepted in the United States of America which requires recognition of deferred tax liabilities and assets for the expected future tax consequences of events that have been included in the financial statements or tax returns. Under this "liability" method, deferred tax liabilities and assets are determined based on the temporary differences between the financial statement and tax bases of assets and liabilities by applying enacted statutory tax rates applicable to future years in which the differences are expected to reverse.

The Ferry also accounts for uncertainty with regard to income taxes in accordance with generally accepted accounting principles. The Ferry is not aware of any material unrecognized tax benefits or adjustments to liabilities or operations that would be required as of December 31, 2009.

The Ferry's tax returns for the years ended December 31, 2006 through 2009 are subject to examination by the Internal Revenue Service and state tax authorities, although no such examinations have been initiated as of the date of the Auditors' Report.

Use Tax
The Ferry incurs a use tax payable to the State of New York based on items purchased outside of New York for use within the state. The total use tax for the year ended December 31, 2009 totaled $3,849.

Transportation Tax
The Ferry incurs a transportation tax payable to the State of New York based on gross transportation revenue. Transportation tax totaled $27,654 and $24,324 for the years ended December 31, 2009 and 2008, respectively.

Fair Value Measurements
Effective January 1, 2009, the Ferry adopted the provisions of generally accepted accounting principles with regard to fair value measurements of financial assets and financial liabilities, and for fair value measurements of non-financial items that are recognized and disclosed at fair value in the financial statements on a recurring basis. The provisions define fair value as the price that would be received in selling an asset or paid in transferring a liability in an orderly transaction between market participants at the measurement date. The provisions also establish a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. Adopting these provisions did not result in any change in the measurement of the carrying value of any of the Ferry's financial assets or liabilities.

Estimates
The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

Subsequent events
The Ferry evaluated events that occurred after December 31, 2009, the balance sheet date, but before the date the financial statements were available to be issued, April 6, 2010, for potential recognition or disclosure in the financial statements. The Ferry did not identify any subsequent events that had a material effect on the accompanying financial statements.

3 – PROPERTY, PLANT AND EQUIPMENT

Property, plant and equipment are summarized below:

Asset Cost	2009	2008
Ferry boats and boat improvements	$ 7,482,541	$ 7,726,283
Engines and equipment	1,271,254	1,237,083
Leasehold improvements	1,909,277	1,894,157
Office building	270,962	270,962
Furniture, fixtures and office equipment	95,887	82,342
Web site	4,800	4,800
	$ 11,034,721	$ 11,215,627

Accumulated Depreciation	2009	2008
Ferry boats and boat improvements	$ 2,655,808	$ 2,451,348
Engines and equipment	1,356,655	1,277,836
Leasehold improvements	1,147,982	1,054,986
Office building	73,425	66,477
Furniture, fixtures and office equipment	78,196	74,909
Web site	2,454	1,493
	$ 5,314,520	$ 4,927,049

Leasehold improvements categorized above include ramps, slips, approaches and buildings.

For the years ended December 31, 2009 and 2008, depreciation expense totaled $631,213 and $647,411, respectively.

4 – LINE OF CREDIT

The Ferry has established a $200,000 revolving line of credit agreement with Bridgehampton National Bank. Interest is payable at the bank's prime rate plus one (3.25% at December 31, 2009) but not less than 5.5%, and principal is payable on demand. The line of credit is secured by all business assets of the Ferry. As of December 31, 2009 and 2008, there were no amounts outstanding under the line of credit agreement.

5 – MORTGAGE NOTES PAYABLE

At December 31, 2009 and 2008, the Ferry was obligated for the following mortgage notes payable:

	2009	2008
$2,000,000 mortgage note payable, Bridgehampton National Bank, interest at 6.5%, due December 2027, payable in monthly installments of principal and interest of $13,504, secured by M/V Manhansett, four other ferry boats, slips, accounts receivable, fixtures and other assets.	$1,635,599	$1,966,894

5 – MORTGAGE NOTES PAYABLE (continued)

	2009	2008
$2,300,000 mortgage note payable, Bridgehampton National Bank, interest at 6.4%, due December 2017, payable in monthly installments of principal and interest of $16,272, secured by M/V Mashomack, three other ferry boats, slips, commercial real estate, accounts receivable, fixtures and other assets.	**1,220,040**	1,333,256
$2,000,000 mortgage note payable, Bridgehampton National Bank, interest at 6.4% due April 2025, payable in monthly installments of principal and interest of $13,379, secured by M/V Menantic, four other ferry boats, slips, accounts receivable, fixtures and other assets.	**1,823,505**	1,865,871
	4,679,144	5,166,021
Less current maturities	**223,263**	190,815
	$4,455,881	$4,975,206

Future principal maturities are due as follows for the years ending December 31:

2010	**$ 223,263**
2011	**238,039**
2012	**253,793**
2013	**270,590**
2014	**288,499**
2015 and thereafter	**3,404,960**
	$ 4,679,144

The Ferry incurred interest costs of $330,413 and $338,735 during the years ended December 31, 2009 and 2008, respectively.

6 – PENSION PLAN

Effective January 1, 1995, the Ferry adopted a 401(k) deferred compensation plan (the "Plan") in association with its parent company, P.O.C. All employees who are at least 18 years of age are eligible to participate in the Plan. Participants may defer up to 10% of their annual compensation and contributions by the Ferry to the Plan are at management's discretion. For the years ended December 31, 2009 and 2008, the Ferry made no contributions to the Plan.

Effective January 1, 1989, the Ferry adopted a defined contribution benefit plan in association with its parent company (P.O.C.).

The Ferry's pension contributions are computed at 10 - 13% of wages (depending on position) up to annual compensation limits as outlined in the Plan. To be eligible for Plan contributions, an employee must have attained the age of 18 and completed at least six months with 1,000 hours of service. For the years ended December 31, 2009 and 2008, contributions to this Plan totaled $202,872 and $192,457, respectively.

7 – FEDERAL INCOME TAX EXPENSE (BENEFIT)

The provision for income tax expense (benefit) is as follows for the years ended December 31:

	2009	2008
Current	$ 3,776	$ 5,696
Prior year underpayments	5,389	-
Deferred	(11,903)	(28,078)
	$ (2,738)	$(22,382)

The deferred tax liabilities of $27,444 at December 31, 2009 and $39,347 at December 31, 2008, represent the future federal income tax liabilities relative to the Ferry's use of accelerated depreciation methods for income tax purposes.

8 – RELATED PARTY TRANSACTIONS

The Ferry engages in a variety of activities with its parent company, Shelter Island Heights Property Owners Corporation ("P.O.C"). The companies share certain common expenses, such as administrative payroll and benefits, payroll taxes, telephone, insurance, office expenses, etc. Additionally, the Ferry leases docks, slips, ramps, land, terminal buildings, an engineering building and a parking area from P.O.C.

Activities between the companies consisted of the following for the years ended December 31:

	2009	2008
Rent paid to P.O.C. by Ferry	$ 201,870	$ 190,948
Expenses incurred by Ferry billed to P.O.C.	$ 147,647	$ 164,492
Expenses incurred by P.O.C. billed to Ferry	$ 75,362	$ 78,801
Balance due to P.O.C. from Ferry	$ 149,150	$ 179,614
Dividend paid by Ferry to P.O.C.	$ 100,000	$ 100,000

9 – COMMITMENTS AND CONTINGENCIES

Concentration of Credit Risk

The Ferry maintains its cash in two commercial banks located in New York. The bank accounts are guaranteed by the Federal Deposit Insurance Corporation (FDIC) up to $250,000 per bank per depositor. One of the banks that maintains the Ferry's cash balances also participates in the Transaction Account Guarantee Program, which temporarily provides separate unlimited FDIC coverage on deposits held in non-interest bearing accounts through June 30, 2010. Cash balances in excess of FDIC limits totaled $243,001 at December 31, 2009.

9 – COMMITMENTS AND CONTINGENCIES (continued)

Leases
The Ferry leases land and buildings from P.O.C. at a combined annual base rent of $33,223 per year. Additionally, the Ferry also leases from P.O.C. the premises commonly known as the ferry docks, slips, ramps, terminal, parking facility and approaches at a base rent of $114,029 per year. The leases allow for an annual adjustment based on the Consumer Price Index and expire in 2021.

The Ferry also leases land at the ferry terminal in Greenport, New York, that contains ferry slips, a ferry house and bulkhead from the Long Island Railroad Company, a division of the Metropolitan Transportation Authority, through August 2021.

Rent expense totaled $238,075 and $225,930 for the years ended December 31, 2009 and 2008, respectively.

Future lease commitments on all lease obligations are as follows for the years ending December 31:

2010	**$ 168,900**
2011	**169,987**
2012	**171,210**
2013	**173,274**
2014	**174,579**
Thereafter	**1,162,666**
	$ 2,020,616

Legal Matters
The Ferry is party to claims arising in the normal course of business. While the ultimate resolution of these claims or proceedings against the Ferry cannot be predicted with certainty, management does not expect that these matters would have a materially adverse effect on the Ferry's financial position or results of operations and that any potential damages would be covered by insurance.

Union Contract
Employees of the Ferry are subject to the terms and conditions of a collective bargaining agreement between the North Ferry Co., Inc. and Local 333, United Marine Division, International Longshoremen's Association, AFL-CIO. The agreement was renewed on January 6, 2007 and expires on January 5, 2011. The revised agreement added a longevity clause whereby employees receive a longevity bonus based on years of service. The amended agreement also established a wage increase for operators, pursers and engineers.

Licensing
The Suffolk County Legislature granted the North Ferry Co., Inc. a license to operate a public ferry service between Greenport and Shelter Island Heights, New York. The license covers a five-year period and was renewed in June 2008.

10 – SALE OF FERRY BOAT

During 2009, the Ferry sold one of its boats, the M.V. Shelter Island. As a result of this sale, the Ferry recognized a gain totaling $40,000, which is included in the accompanying Statements of Income.

Leonard, Mulherin & Greene, P.C.
CERTIFIED PUBLIC ACCOUNTANTS

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REPORT ON SUPPLEMENTAL INFORMATION

To the Board of Directors
North Ferry Co., Inc.
Shelter Island Heights, New York

The report on our audits of the basic financial statements of North Ferry Co., Inc. for the years ended December 31, 2009 and 2008 appears on page one. These audits were conducted for the purpose of forming an opinion on the basic financial statements taken as a whole. The supplemental information contained on pages 13 and 14 is presented for purposes of additional analysis and is not a required part of the basic financial statements. Such information has not been subjected to the auditing procedures applied in the audit of the basic financial statements and, accordingly, we express no opinion on it.

Leonard, Mulherin & Greene, P.C.

Leonard, Mulherin & Greene, P.C.
Braintree, Massachusetts

April 6, 2010

NORTH FERRY CO., INC.

Schedules of Revenue
Years ended December 31, 2009 and 2008
(Unaudited)

	2009	2008
REVENUE		
One-way	$ 1,489,334	$ 1,531,470
Round trip	1,357,359	1,375,688
Passenger	1,004,514	1,022,784
Trucks	790,674	948,074
Commuter, five day	392,580	438,178
Commuter, six day	81,804	106,948
Bicycles	58,079	61,093
Sport Utility Vehicles	14,908	15,295
	$ 5,189,252	$ 5,499,530

See Report on Supplemental Information.

NORTH FERRY CO., INC.

Schedules of Expenses
Years ended December 31, 2009 and 2008
(Unaudited)

	2009	2008
EXPENSES		
Payroll and related costs		
Payroll		
Boat crew	$ 1,749,659	$ 1,769,582
Management and office	319,774	255,681
Maintenance	245,124	248,315
Health, dental and life insurance	442,112	461,424
Pension	202,872	192,457
Payroll tax	186,837	177,349
Uniforms	11,078	14,112
Total payroll and related costs	$ 3,157,456	$ 3,118,920
Overhead Costs		
Depreciation	$ 631,213	$ 647,411
Rent	238,075	225,930
Insurance	139,926	162,425
Total overhead costs	$ 1,009,214	$ 1,035,766
Other Operating Costs		
Fuel, oil, grease	$ 299,869	$ 591,245
Boat supplies	66,217	73,505
Tickets, office, postage	51,672	56,647
Professional and regulatory fees	46,050	62,862
Utilities	28,449	32,994
Auto damages	9,599	4,446
Entertainment, travel, seminars	5,390	10,919
Advertising	1,499	4,882
Automotive	861	2,959
Miscellaneous	770	6,336
Total other operating costs	$ 510,376	$ 846,795
Repairs and maintenance		
Waterfront maintenance	$ 80,700	$ 69,372
"Mashomack"	42,202	35,830
"Menantic"	39,659	32,368
"Manhasset"	35,670	5,912
"Islander"	13,371	14,022
"Greenport"	9,019	11,666
Ferry house and office	3,306	8,916
"Shelter Island"	-	7,242
Road maintenance	-	4,070
Total repairs and maintenance	$ 223,927	$ 189,398

See Report on Supplemental Information.

NORTH FERRY CO., INC.

Financial Statements

Years ended December 31, 2010 and 2009

NORTH FERRY CO., INC.

Financial Statements
Years ended December 31, 2010 and 2009

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Leonard, Mulherin & Greene, P.C.
CERTIFIED PUBLIC ACCOUNTANTS

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REPORT OF INDEPENDENT AUDITORS

To the Board of Directors
North Ferry Co., Inc.
Shelter Island Heights, New York

We have audited the accompanying balance sheets of North Ferry Co., Inc. (the "Ferry") as of December 31, 2010 and 2009 and the related statements of income, changes in stockholder's equity and cash flows for the years then ended. These financial statements are the responsibility of the Ferry's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the financial position of the Ferry as of December 31, 2010 and 2009 and the results of its operations and its cash flows for the years then ended in conformity with accounting principles generally accepted in the United States of America.

Leonard, Mulherin & Greene, P.C.
LEONARD, MULHERIN & GREENE, P.C.
Braintree, Massachusetts

May 4, 2011

NORTH FERRY CO., INC.

Balance Sheets
December 31, 2010 and 2009

	2010	2009
ASSETS		
CURRENT ASSETS		
Cash and cash equivalents	$ 561,583	$ 874,476
Accounts receivable	72,640	94,390
Prepaid expenses	105,342	95,344
Other current assets	2,200	-
Total current assets	741,765	1,064,210
PROPERTY, PLANT AND EQUIPMENT, at cost, net of accumulated depreciation	5,374,609	5,720,201
OTHER ASSETS		
Deferred tax asset	22,650	-
Deposits	5,672	5,672
Total assets	$ 6,144,696	$ 6,790,083
LIABILITIES AND STOCKHOLDER'S EQUITY		
CURRENT LIABILITIES		
Accounts payable, trade	$ 64,253	$ 61,284
Dividend payable	100,000	100,000
Accrued expenses	219,125	197,963
Accrued transportation tax	24,593	23,037
Deferred tax liability	-	27,444
Mortgage notes payable, current maturities	238,039	223,263
Deferred revenue	244,454	246,540
Total current liabilities	890,464	879,531
LONG-TERM LIABILITIES		
Accounts payable, affiliate	44,599	149,150
Mortgage notes payable, less current maturities	4,219,667	4,455,881
Total liabilities	5,154,730	5,484,562
COMMITMENTS AND CONTINGENCIES		
STOCKHOLDER'S EQUITY		
Common stock, no par value, 2,000 shares authorized, issued and outstanding	40,000	40,000
Retained earnings	949,966	1,265,521
Total stockholder's equity	989,966	1,305,521
Total liabilities and stockholder's equity	$ 6,144,696	$ 6,790,083

The accompanying notes are an integral part of these financial statements.

NORTH FERRY CO., INC.

Statements of Income
Years ended December 31, 2010 and 2009

	2010	2009
REVENUE	$ 5,229,709	$ 5,189,252
OPERATING EXPENSES		
Payroll and related costs	3,323,471	3,157,456
Overhead costs	1,029,725	1,009,214
Other operating costs	647,823	514,225
Repairs and maintenance	179,063	223,927
State transportation tax	33,530	27,654
Total operating expenses	5,213,612	4,932,476
INCOME FROM OPERATIONS	16,097	256,776
OTHER INCOME (EXPENSE)		
Interest income	4,427	5,633
Miscellaneous income	10,252	16,007
Gain on sale of M/V Shelter Island	-	40,000
Interest expense	(296,425)	(330,413)
Total other expense	(281,746)	(268,773)
Net loss before federal income taxes	(265,649)	(11,997)
FEDERAL INCOME TAX BENEFIT	(50,094)	(2,738)
NET LOSS	$ (215,555)	$ (9,259)

The accompanying notes are an integral part of these financial statements.

NORTH FERRY CO., INC.

Statements of Changes in Stockholder's Equity
Years ended December 31, 2010 and 2009

	Common Stock	Retained Earnings	Total
Balance, December 31, 2008	$ 40,000	$ 1,374,780	$ 1,414,780
Dividend declared December 12, 2009	-	(100,000)	(100,000)
Net loss for the year ended December 31, 2009	-	(9,259)	(9,259)
Balance, December 31, 2009	$ 40,000	$ 1,265,521	$ 1,305,521
Dividend declared December 11, 2010	-	**(100,000)**	**(100,000)**
Net loss for the year ended December 31, 2010	-	**(215,555)**	**(215,555)**
Balance, December 31, 2010	**$ 40,000**	**$ 949,966**	**$ 989,966**

The accompanying notes are an integral part of these financial statements.

NORTH FERRY CO., INC.

Statements of Cash Flows
Years ended December 31, 2010 and 2009

	2010	2009
CASH FLOWS FROM OPERATING ACTIVITIES		
Net loss	$ (215,555)	$ (9,259)
Adjustments to reconcile net loss to net cash provided by operating activities		
Depreciation	637,817	631,213
Deferred tax benefit	(50,094)	(11,903)
Gain on sale of M/V Shelter Island	-	(40,000)
(Increase) decrease in asset accounts		
Accounts receivable	21,750	(26,469)
Prepaid expenses	(9,998)	6,524
Other current assets	(2,200)	-
Increase (decrease) in liability accounts		
Accounts payable, trade	2,969	(47,769)
Accounts payable, affiliate	(104,551)	(30,464)
Accrued expenses	21,162	3,965
Accrued transportation tax	1,556	23,037
Deferred revenue	(2,086)	1,738
Net cash provided by operating activities	300,770	500,613
CASH FLOWS FROM INVESTING ACTIVITIES		
Purchase of property and equipment	(292,225)	(62,836)
Proceeds from sale of M/V Shelter Island	-	40,000
Net cash used in investing activities	(292,225)	(22,836)
CASH FLOWS FROM FINANCING ACTIVITIES		
Repayment of mortgage notes payable	(221,438)	(486,877)
Dividend paid	(100,000)	(100,000)
Net cash used in financing activities	(321,438)	(586,877)
Net decrease in cash	(312,893)	(109,100)
Cash and cash equivalents, beginning of year	874,476	983,576
Cash and cash equivalents, end of year	$ 561,583	$ 874,476
SUPPLEMENTAL DISCLOSURES		
Cash paid during the year for		
Interest	$ 296,425	$ 330,988
Income taxes	$ -	$ -

The accompanying notes are an integral part of these financial statements.

1 – NATURE OF ORGANIZATION

North Ferry Co., Inc. (the "Ferry") was incorporated in November 1979 for the purpose of operating and maintaining ferry service between Shelter Island and Greenport, New York. The Ferry is a wholly-owned subsidiary of the Shelter Island Heights Property Owners Corporation ("P.O.C.").

2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

Basis of Accounting and Presentation
The Ferry's financial statements have been prepared on the accrual basis of accounting in accordance with accounting principles generally accepted in the United States of America. These financial statements may be used only in connection with the consolidated financial statements of P.O.C. and its subsidiary.

Cash and Cash Equivalents
For the purpose of the Statements of Cash Flows, the Ferry considers all highly liquid investments with an initial maturity of three months or less to be cash equivalents.

Property, Plant and Equipment
Property, plant and equipment are recorded at cost. Additions, renewals and betterments of property, plant and equipment are capitalized, unless of a relatively minor amount. Expenditures for repairs and maintenance are expensed as incurred. Depreciation is calculated using straight-line and accelerated methods over the useful life of the assets, ranging from 3 to 39 years.

Accounts Receivable
Accounts receivable are stated at the amount management expects to collect from outstanding balances. The Ferry extends credit terms to certain accounts for ferry services. These accounts include municipalities, school districts, utilities, and local businesses. The Ferry considers all accounts receivable at December 31, 2010 and 2009 to be fully collectible. Accordingly, no allowance for doubtful accounts has been recorded.

Accounts Payable, Affiliate
Accounts payable, affiliate represents amounts due to the Ferry's parent company, P.O.C. Each company pays certain common expenses that benefit both companies, such as administrative payroll and benefits, payroll taxes, telephone, insurance, office expenses, etc. The common expenses are allocated to each company on a monthly basis, based on an estimate of usage. Intercompany balances are non-interest bearing.

Deferred Revenue
Deferred revenue represents monies collected in advance for ferry tickets that have not yet been redeemed.

Revenue Recognition
The Ferry's revenue is derived primarily from the sale of ferry tickets and is recognized as the tickets are redeemed.

2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Federal Income Tax
The Ferry accounts for income taxes in accordance with accounting principles generally accepted in the United States of America which requires recognition of deferred tax liabilities and assets for the expected future tax consequences and benefits of events that have been included in the financial statements or tax returns. Under this "liability" method, deferred tax liabilities and assets are determined based on the temporary differences between the financial statement and tax bases of assets and liabilities by applying enacted statutory tax rates applicable to future years in which the differences are expected to reverse.

The Ferry also accounts for uncertainty with regard to income taxes in accordance with accounting principles generally accepted in the United States of America. The Ferry is not aware of any material unrecognized tax benefits or adjustments to liabilities or operations that would be required as of December 31, 2010.

The Ferry's tax returns for the years ended December 31, 2007 through 2010 are subject to examination by the Internal Revenue Service and state tax authorities, although no such examinations have been initiated as of the date of the Report of Independent Auditors.

Transportation Tax
The Ferry incurs a transportation tax payable to the State of New York based on gross transportation revenue. Transportation tax totaled $33,530 and $27,654 for the years ended December 31, 2010 and 2009, respectively.

Fair Value Measurements
The Ferry applies the provisions of accounting principles generally accepted in the United States of America with regard to fair value measurements of financial assets and financial liabilities, and for fair value measurements of non-financial items that are recognized and disclosed at fair value in the financial statements on a recurring basis. The provisions define fair value as the price that would be received in selling an asset or paid in transferring a liability in an orderly transaction between market participants at the measurement date. The provisions also establish a fair value hierarchy that prioritizes the inputs to valuation techniques used to measure fair value. Applying these provisions did not result in any change in the measurement of the carrying value of any of the Ferry's financial assets or liabilities.

Estimates
The preparation of financial statements in conformity with accounting principles generally accepted in the United States of America requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

Subsequent events
The Ferry evaluated events that occurred after December 31, 2010, the balance sheet date, but before the date the financial statements were available to be issued, May 4, 2011, for potential recognition or disclosure in the financial statements.

In April 2011, the Ferry entered into an agreement with P.O.C. to borrow up to $250,000 at a rate of 5.5% annually to meet current cash flow needs. Payments of interest only will be due on a monthly basis. The entire principal balance and any unpaid interest will be due December 31, 2011. As of May 4, 2011, the Ferry had borrowed the entire $250,000.

2 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (continued)

Reclassifications
Certain amounts in the 2009 financial statements have been reclassified to conform to the classification in the 2010 financial statements. These reclassifications had no effect on the Ferry's 2009 net income.

3 – PROPERTY, PLANT AND EQUIPMENT

Property, plant and equipment are summarized below:

Asset Cost	2010	2009
Ferry boats and boat improvements	**$ 7,530,941**	$ 7,482,541
Engines and equipment	**1,359,536**	1,271,254
Leasehold improvements	**2,041,761**	1,909,277
Office building	**275,262**	270,962
Furniture, fixtures and office equipment	**114,646**	95,887
Web site	**4,800**	4,800
	$11,326,946	$11,034,721

Accumulated Depreciation	2010	2009
Ferry boats and boat improvements	**$ 3,112,712**	$ 2,655,808
Engines and equipment	**1,424,123**	1,356,655
Leasehold improvements	**1,245,243**	1,147,982
Office building	**80,515**	73,425
Furniture, fixtures and office equipment	**86,331**	78,196
Web site	**3,413**	2,454
	$ 5,952,337	$ 5,314,520

Leasehold improvements categorized above include ramps, slips, approaches and buildings.

For the years ended December 31, 2010 and 2009, depreciation expense totaled $637,817 and $631,213, respectively.

4 – LINE OF CREDIT

The Ferry has established a $200,000 revolving line of credit agreement with Bridgehampton National Bank. Interest is payable monthly at the bank's prime rate plus one percent (4.25% at December 31, 2010) but not less than 5.5%, and principal is payable on demand. The line of credit is secured by all business assets of the Ferry. As of December 31, 2010 and 2009, there were no amounts outstanding under the line of credit agreement.

5 – MORTGAGE NOTES PAYABLE

At December 31, 2010 and 2009, the Ferry was obligated for the following mortgage notes payable:

5 – MORTGAGE NOTES PAYABLE (continued)

	2010	2009
$2,000,000 mortgage note payable, Bridgehampton National Bank, interest at 6.5%, due December 2027, payable in monthly installments of principal and interest of $13,504, secured by M/V Manhansett, four other ferry boats, slips, accounts receivable, fixtures and other assets.	**$1,579,996**	$1,635,599
$2,300,000 mortgage note payable, Bridgehampton National Bank, interest at 6.4%, due December 2017, payable in monthly installments of principal and interest of $16,272, secured by M/V Mashomack, two other ferry boats, slips, commercial real estate, accounts receivable, fixtures and other assets.	**1,099,363**	1,220,040
$2,000,000 mortgage note payable, Bridgehampton National Bank, interest at 6.4% due April 2025, payable in monthly installments of principal and interest of $13,379, secured by M/V Menantic, three other ferry boats, slips, accounts receivable, fixtures and other assets.	**1,778,347**	1,823,505
	4,457,706	4,679,144
Less current maturities	**238,039**	223,263
	$4,219,667	$4,455,881

Future principal maturities are due as follows for the years ending December 31:

2011	**$ 238,039**
2012	**253,793**
2013	**270,590**
2014	**288,499**
2015	**307,594**
2016 and thereafter	**3,099,191**
	$ 4,457,706

The Ferry incurred interest costs of $296,425 and $330,413 during the years ended December 31, 2010 and 2009, respectively.

6 – PENSION PLAN

Effective January 1, 1995, the Ferry adopted a 401(k) deferred compensation plan (the "Plan") in association with its parent company, P.O.C. All employees who are at least 18 years of age are eligible to participate in the Plan. Participants may defer up to 10% of their annual compensation and contributions by the Ferry to the Plan are at management's discretion. For the years ended December 31, 2010 and 2009, the Ferry made no contributions to the Plan.

Effective January 1, 1989, the Ferry adopted a defined contribution benefit plan in association with its parent company (P.O.C.).

6 – PENSION PLAN (continued)

The Ferry's pension contributions are computed at rates of 10 - 13% of wages (depending on position) up to annual compensation limits as outlined in the Plan. To be eligible for Plan contributions, an employee must have attained the age of 18 and completed at least six months with 1,000 hours of service. For the years ended December 31, 2010 and 2009, contributions to this Plan totaled $212,230 and $202,872, respectively.

7 – FEDERAL INCOME TAX EXPENSE (BENEFIT)

The provision for income tax expense (benefit) is as follows for the years ended December 31:

	2010	2009
Current	**$ -**	$ 3,776
Prior year underpayments	**-**	5,389
Deferred	**(50,094)**	(11,903)
	$ (50,094)	$ (2,738)

The deferred tax asset of $22,650 at December 31, 2010, represents the future federal income tax liability relative to the Ferry's use of accelerated depreciation methods for income tax purposes, offset by the future federal income tax benefit for operating losses that are available to reduce future taxable income.

The deferred tax liability of $27,444 at December 31, 2009, represents the future federal income tax liability relative to the Ferry's use of accelerated depreciation methods for income tax purposes.

8 – RELATED PARTY TRANSACTIONS

The Ferry engages in a variety of activities with its parent company, Shelter Island Heights Property Owners Corporation ("P.O.C"). The companies share certain common expenses, such as administrative payroll and benefits, payroll taxes, telephone, insurance, office expenses, etc. Additionally, the Ferry leases docks, slips, ramps, land, terminal buildings, an engineering building and a parking area from P.O.C.

Activities between the companies consisted of the following for the years ended December 31:

	2010	2009
Rent paid to P.O.C. by Ferry	**$ 206,678**	$ 201,870
Expenses incurred by Ferry billed to P.O.C.	**$ 157,634**	$ 147,647
Expenses incurred by P.O.C. billed to Ferry	**$ 89,360**	$ 76,362
Balance due to P.O.C. from Ferry	**$ 44,599**	$ 149,150
Dividend paid by Ferry to P.O.C.	**$ 100,000**	$ 100,000

9 – COMMITMENTS AND CONTINGENCIES

Concentration of Credit Risk
The Ferry maintains its cash in two commercial banks located in New York. The bank accounts are guaranteed by the Federal Deposit Insurance Corporation (FDIC) up to $250,000 per bank per depositor. The FDIC also provides separate unlimited coverage on deposits held in non-interest bearing accounts through December 31, 2012. Cash balances in excess of FDIC limits totaled $28,400 at December 31, 2010.

Leases
The Ferry leases land and buildings from P.O.C. at a combined annual base rent of $33,223 per year. Additionally, the Ferry also leases from P.O.C. the premises commonly known as the ferry docks, slips, ramps, terminal, parking facility and approaches at a base rent of $114,029 per year. The leases allow for an annual adjustment based on the Consumer Price Index and expire in 2021.

The Ferry also leases land at the ferry terminal in Greenport, New York, that contains ferry slips, a ferry house and bulkhead from the Long Island Railroad Company, a division of the Metropolitan Transportation Authority, through August 2021.

Rent expense totaled $244,980 and $238,075 for the years ended December 31, 2010 and 2009, respectively.

Future lease commitments on all lease obligations are as follows for the years ending December 31:

2011	**$ 169,987**
2012	**171,210**
2013	**173,274**
2014	**174,579**
2015	**175,399**
Thereafter	**987,267**
	$ 1,851,716

Legal Matters
The Ferry is party to claims arising in the normal course of business. While the ultimate resolution of these claims or proceedings against the Ferry cannot be predicted with certainty, management does not expect that these matters would have a materially adverse effect on the Ferry's financial position or results of operations and that any potential damages would be covered by insurance.

Union Contract
Employees of the Ferry are subject to the terms and conditions of a collective bargaining agreement between the North Ferry Co., Inc. and Local 333, United Marine Division, International Longshoremen's Association, AFL-CIO. The agreement was renewed on January 6, 2011 and expires on January 5, 2015. The revised agreement established a tier-based compensation scale based on years of service as well as experience level. The revised agreement also allows for the carryover of vacation days each calendar year by all ferry employees, up to a maximum of three days.

9 – COMMITMENTS AND CONTINGENCIES (continued)

Licensing

The Suffolk County Legislature granted the North Ferry Co., Inc. a license to operate a public ferry service between Greenport and Shelter Island Heights, New York. The license covers a five-year period and was renewed in June 2008.

10 – SALE OF FERRY BOAT

During 2009, the Ferry sold one of its boats, the M.V. Shelter Island. As a result of this sale, the Ferry recognized a gain totaling $40,000, which is included in the accompanying Statements of Income.

Leonard, Mulherin & Greene, P.C.
CERTIFIED PUBLIC ACCOUNTANTS

625 Grove Street
Braintree, MA 02184
Phone (781) 356-4800
Fax (781) 356-5800

REPORT ON SUPPLEMENTARY INFORMATION

To the Board of Directors
North Ferry Co., Inc.
Shelter Island Heights, New York

We have audited the financial statements of North Ferry Co., Inc. as of and for the years ended December 31, 2010 and 2009, and our report thereon dated May 4, 2011, which expressed an unqualified opinion on those financial statements, appears on page one. Our audit was conducted for the purpose of forming an opinion on the financial statements as a whole. The supplementary information, which is the responsibility of management, is presented for purposes of additional analysis and is not a required part of the financial statements. Such information has not been subjected to the auditing procedures applied in the audit of the financial statements, and, accordingly, we do not express an opinion or provide any assurance on it.

Leonard, Mulherin & Greene, P.C.

Leonard, Mulherin & Greene, P.C.
Braintree, Massachusetts

May 4, 2011

NORTH FERRY CO., INC.

Schedules of Revenue
Years ended December 31, 2010 and 2009
(Unaudited)

	2010	2009
REVENUE		
One-way	$ **1,489,425**	$ 1,489,334
Round trip	**1,356,539**	1,357,359
Passenger	**993,373**	1,004,514
Trucks	**822,669**	790,674
Commuter, five day	**406,314**	392,580
Commuter, six day	**77,011**	81,804
Bicycles	**71,871**	58,079
Sport Utility Vehicles	**12,507**	14,908
	$ **5,229,709**	$ 5,189,252

See Report on Supplementary Information.

NORTH FERRY CO., INC.

Schedules of Expenses
Years ended December 31, 2010 and 2009
(Unaudited)

	2010	2009
EXPENSES		
Payroll and related costs		
Payroll		
Boat crew	$ 1,867,196	$ 1,749,659
Management and office	295,381	319,774
Maintenance	260,729	245,124
Health, dental and life insurance	476,549	442,112
Pension	212,230	202,872
Payroll tax	200,245	186,837
Uniforms	11,141	11,078
Total payroll and related costs	$ 3,323,471	$ 3,157,456
Overhead Costs		
Depreciation	$ 637,817	$ 631,213
Rent	244,980	238,075
Insurance	146,928	139,926
Total overhead costs	$ 1,029,725	$ 1,009,214
Other Operating Costs		
Fuel, oil, grease	$ 382,137	$ 299,869
Boat supplies	87,014	66,217
Tickets, office, postage	57,258	51,672
Professional and regulatory fees	65,577	46,050
Utilities	28,200	28,449
Auto damages	7,072	9,599
Entertainment, travel, seminars	9,436	5,390
Public relations	5,710	1,499
Automotive	2,409	861
Miscellaneous	3,010	4,619
Total other operating costs	$ 647,823	$ 514,225
Repairs and maintenance		
Waterfront maintenance	$ 46,090	$ 80,700
"Mashomack"	38,914	42,202
"Menantic"	25,084	39,659
"Manhansett"	24,661	35,670
"Islander"	17,787	13,371
"Greenport"	16,406	9,019
Ferry house and office	5,846	3,306
Road maintenance	4,275	-
Total repairs and maintenance	$ 179,063	$ 223,927

See Report on Supplementary Information.

1489

Intro. Res. No. -2011 Laid on Table 6/7/2011
Introduced by Legislator D'Amaro

RESOLUTION NO. –2011, AMENDING THE 2011 OPERATING BUDGET TO SUPPORT THE EAC-SUFFOLK COUNTY CHILDREN'S CENTER AT COHALAN COURT

WHEREAS, the 2011 Operating Budget does not include funds for the EAC-Suffolk County Children's Center at Cohalan Court; and

WHEREAS, the EAC-Suffolk County Children's Center at Cohalan Court provides for supervision of children while their parents attend Court proceedings; and

WHEREAS, the EAC-Suffolk County Children's Center at Cohalan Court provides recreational and educational activities, healthy snacks, and a new book for the children and community referrals for their parents; and

WHEREAS, it is the desire of this Legislature to provide $5,000 for the EAC-Suffolk County Children's Center at Cohalan Court; and

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

1st **RESOLVED**, that the 2011 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	EXE	7320	HGV1	4980	Huntington Station Enrichment Center	($5,000)

TO:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	EXE	7320	XXXX	4980	EAC-Suffolk County Children's Center at Cohalan Court	+$5,000

and be it further

2nd **RESOLVED**, that the County Executive's Budget Office is authorized to assign an activity (pseudo) code for the EAC-Suffolk County Children's Center at Cohalan Court, and be it further

3rd **RESOLVED**, that the moneys appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding the EAC-Suffolk County Children's Center at Cohalan Court.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\R 2011 OB Amend- EAC- SC Children's Center at Cohalan Court.docx

1490

Intro. Res. No. -2011
Introduced by Legislator Stern

Laid on Table 6/7/11

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW 24-2007 (CARPENTER FARM PROPERTY) TOWN OF HUNTINGTON (SCTM NO. 0400-080.00-02.00-022.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of land for use as wetlands, woodlands, pine barrens, and other lands which are suitable only for passive, recreational use; 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, the Town of Huntington has expressed an interest in sharing the cost of the acquisition of said parcel; and

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

1st **RESOLVED**, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately 12 acres, are hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER for use as passive recreation; and be it further

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

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

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

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

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-carpenter-farm-passive-recreation-plan-steps

PARCEL:	SUFFOLK COUNTY TAX MAP NUMBER:		ACRES:	REPUTED OWNER AND ADDRESS:
No. 1	District	0400	12	Walter Carpenter (Estate of) c/o Joy B. Chadwick 26 Horseshoe Road Chelmsford, MA 01824-1030
	Section	080.00		
	Block	02.00		
	Lot	022.000		

EXHIBIT "A"

2011-239 1490

RESOLUTION SCHEDULING A PUBLIC HEARING TO CONSIDER ACQUIRING HUNTINGTON PROPERTY (CARPENTER FARM)

Resolution for Town Board Meeting Dated: May 3, 2011

The following resolution was offered by Councilman Cuthbertson

and seconded by COUNCILWOMAN JACKSON

WHEREAS, on November 3, 1998 the voters of the Town of Huntington approved the establishment of the $15 million Environmental Open Space and Park Fund; on November 4, 2003 Huntington voters extended the program by an additional $30 million; and on November 4, 2008 voters extended the initial $15 million program by an overwhelming 75% margin, and

WHEREAS, the Environmental Open Space and Park Fund Review Advisory (EOSPA) Committee

- received a nomination for a 12-acre site, identified as SCTM 0400-080-02-022.000, located at 55 Old Field Lane in Huntington;
- conducted a field investigation, subsequent to which all site improvements have been removed;
- received indication from representatives of the owner of the property, Estate of Walter Carpenter, that there is a potentially willing seller; and
- recommended that the Town Board pursue acquisition for passive parks uses, potentially including hiking and nature observation, environmental education, and community gardening; and

WHEREAS, the Town Board wishes to proceed with acquisition for this specific real property as recommended by the EOSPA Committee; and

WHEREAS, prior to acquiring an interest in the property, a public hearing is required to be held pursuant to General Municipal Law §247, and

WHEREAS, the Town Board wishes to proceed with acquisition of this specific real property as recommended by the EOSPA Committee as a cooperative project with Suffolk County, and

WHEREAS, prior to acquiring an interest in the property, a public hearing is required to be held pursuant to General Municipal Law §247, and

WHEREAS, it is anticipated that matching cooperative governmental funding will be availed through a Suffolk County land protection program to assist the Town of Huntington in securing ownership rights for this land, and the Town Board assured Town residents prior to the votes on the EOSPA referenda that every effort would be made to leverage local funding, and

WHEREAS, this action is classified Type II pursuant to SEQRA 6 NYCRR 617.5(c)(21) as it involves conducting studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not

2011-239 1490

commit the agency to commence, engage in or approve such action and a SEQRA review will be completed by the Town Board prior to any authorization related to this project;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board hereby schedules a public hearing pursuant to General Municipal Law §247.2 for the 6th day of June, 2011 at 7:00 p.m. at Huntington Town Hall, 100 Main Street, Huntington, New York to consider acquiring the identified Carpenter Farm Property as passive parkland; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Town Attorney and Special EOSPA Committee Counsel to take the necessary actions to obtain an appraisal and, upon receipt of appraisal, to facilitate negotiation of a contract to purchase the property identified above; and

BE IT FURTHER

RESOLVED, that the Town Board hereby authorizes the Comptroller to appropriate funds from Budget Item PL7197-2109 as necessary for the appraisal, and

BE IT FURTHER

RESOLVED, that the Town Board recommends this open space acquisition to the Director of the Suffolk County Planning Department and Suffolk County Legislature for consideration as a partnership project under a program for which it may qualify with an offer of a portion of matching capital to be provided by the Huntington Environmental Open Space and Park Fund, and

BE IT FURTHER

RESOLVED, that the Town Board directs the Town Clerk to forward a copy of this resolution with a letter to the Suffolk County Planning Director, Presiding Officer of the Suffolk County Legislature and to the County legislators that represent the Town of Huntington, urging support of the proposed cooperative open space initiative to secure the identified Carpenter Farm Property.

VOTE: AYES: 5 NOES: 0 ABSTENTIONS: 0

Supervisor Frank P. Petrone	AYE
Councilwoman Susan A. Berland	AYE
Councilman Mark A. Cuthbertson	AYE
Councilwoman Glenda A. Jackson	AYE
Councilman Mark Mayoka	AYE

THE RESOLUTION WAS THEREUPON DECLARED DULY ADOPTED.

OS res phrg Carpenter.doc
Planning & Envmnt
Last printed 4/19/2011 3:22 PM

1491

Intro. Res. No. -2011 Laid on Table 6/7/2011
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2011, AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH INDEPENDENT GROUP HOME LIVING PROGRAM FOUNDATION FOR TWA FLIGHT 800 MEMORIAL, SMITH POINT BEACH COUNTY PARK, SHIRLEY

WHEREAS, Independent Group Home Living Program Foundation is a not-for-profit organization located at 221 North Sunrise Service Road, Manorville, New York; and

WHEREAS, Resolution 249-1999 authorized the erection, on County land, of a memorial in honor of those who lost their lives in the crash of TWA Flight 800 and those who aided in the recovery operation; and

WHEREAS, since 2005, Independent Group Home Living Program Foundation with its own staff and volunteers has assisted the County with maintenance and management of the TWA Flight 800 Memorial at Smith Point Beach County Park; and

WHEREAS, in order to properly assist the County with the maintenance and management of the TWA Flight 800 Memorial, Independent Group Home Living Program Foundation wishes to maintain an office/storage trailer, shed and pickup truck upon County property; and

WHEREAS, Independent Group Home Living Program Foundation would like to enter into a custodial license agreement with the County to assist in the maintenance and management of the TWA Flight 800 Memorial at Smith Point Beach County Park; now, therefore, be it

1st RESOLVED, that the Suffolk County Department of Parks, Recreation, Conservation is hereby authorized, empowered, and directed, pursuant to Section 28-4(D) of the SUFFOLK COUNTY CHARTER, to enter into a License Agreement, for a term of ten (10) years with two (2) optional terms of an additional five (5) years each with Independent Group Home Living Program Foundation, for the maintenance and management of the TWA Flight 800 Memorial at Smith Point County Park, Shirley; and be it further

2nd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law ____

2. Title of Proposed Legislation

AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH INDEPENDENT GROUP HOME LIVING PROGRAM FOUNDATION FOR TWA FLIGHT 800 MEMORIAL, SMITH POINT BEACH COUNTY PARK, SHIRLEY.

3. Purpose of Proposed Legislation

See # 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 Impact

N/A

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tom Malanga Intergovernmental Relations Coordinator Dept. of Parks, Recreation &Conservation	Thomas J Malanga	4/1/2011

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

JOSEPH J. MONTUORI
COMMISSIONER

TRACEY BELLONE
DEPUTY COMMISSIONER

TO: **KEN CRANNELL, Deputy County Executive**

FROM: **JOSEPH J. MONTUORI, Commissioner**

CC: **CHRISTOPHER KENT, Chief Deputy County Executive**

DATE: **APRIL 1, 2011**

RE: **INTRODUCTORY RESOLUTION AUTHORIZING A CUSTODIAL LICENSE AGREEMENT WITH INDEPENDENT GROUP HOME LIVING PROGRAM FOUNDATION FOR TWA FLIGHT 800 MEMORIAL, SMITH POINT BEACH COUNTY PARK, SHIRLEY**

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "RESO-PKS-Authorizing Custodial License Agreement with IGHL for Flight 800 Memorial.doc".

Independent Group Home Living Program Foundation has assisted the County with maintenance and management of the TWA Flight 800 Memorial at Smith Point Beach County Park since 2005. This resolution seeks to formalize the organization's relationship with the Parks Department and provide the organization with the ability to store equipment on County property in order to fulfill its responsibilities.

Should you require anything further, please contact my office at 4-4984.

Enclosures

MONTAUK HIGHWAY – P.O. BOX 144 WEST SAYVILLE, NEW YORK 11796-0144 (631) 854-4949 FAX: (631) 854-4977

RESOLUTION NO.

CONTROL#855-2011

Intro. Res. # 1492-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #855-2011)

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.

RESOLUTION NO. CONTROL#855-2011

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#855-2011

(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
A	BROOKHAVEN	08/09	0200 55200 0100 003000	17864.35	0.00	17864.35

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

APPROVED BY:

County Executive of Suffolk County Date of Approval:

1492

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

2011

10. Typed Name & Title of Preparer
B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 9, 2011

Additional back-up material regarding IR 1492 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO. CONTROL#856-2011

Intro. Res. # 1493-11 Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #856-2011)

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.

RESOLUTION NO. CONTROL#856-2011

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#856-2011

(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
A	BROOKHAVEN	10/11	0200 30600 1000 043000	16062.18	13523.26	2538.92
A	BROOKHAVEN	10/11	0201 00300 0400 009000	13111.50	10519.02	2592.48
A	BROOKHAVEN	10/11	0205 00300 0100 008000	12783.56	9852.68	2930.88
A	BROOKHAVEN	10/11	0200 03100 1000 001000	20778.25	17490.44	3287.81
A	BROOKHAVEN	10/11	0204 00300 0300 010000	12690.75	9307.91	3382.84
A	BROOKHAVEN	10/11	0201 00300 0100 011000	24073.01	18054.76	6018.25

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

County Executive of Suffolk County Date of Approval:

1493

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

2011

10. Typed Name & Title of Preparer B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 9, 2011

Additional back-up material regarding IR 1493 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO. CONTROL#857-2011

Intro. Res. # 1494-11 Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #857-2011)

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.

RESOLUTION NO. CONTROL#857-2011

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#857-2011

(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
A	SMITHTOWN	10/11	0800 18200 0100 016000	95830.04	77098.68	18731.36

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

County Executive of Suffolk County Date of Approval:

1494

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

2011

10. Typed Name & Title of Preparer
B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 9, 2011

Additional back-up material regarding IR 1494 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO.

CONTROL#858-2011

Intro. Res. # 1495-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL# 858-2011)

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.

RESOLUTION NO. CONTROL#858-2011

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#858-2011

(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	10/11	0200 97910 0700 037000	4824.45	684.08	4140.37

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

APPROVED BY:

County Executive of Suffolk County Date of Approval:

1495

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

2011

10. Typed Name & Title of Preparer B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 16, 2011

Additional back-up material regarding IR 1495 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO.

CONTROL#859-2011

Intro. Res. # 1496-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #859-2011)

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.

RESOLUTION NO. CONTROL#859-2011

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#859-2011

(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
A	BROOKHAVEN	10/11	0200 54500 0100 003000	21578.46	9380.87	12197.59

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

County Executive of Suffolk County Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Legislation

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

2011

10. Typed Name & Title of Preparer 11. Signature of Preparer 12. Date May 16, 2011

B.M. Hotchkiss RPAT. I

Additional back-up material regarding IR 1496 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO.

CONTROL#860-2011

Intro. Res. # 1497-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #860-2011)

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.

RESOLUTION NO. CONTROL#860-2011

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#860-2011

(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	Riverhead	10/11	0600 08500 0100 005000	127148.23	103372.17	23776.06

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

County Executive of Suffolk County Date of Approval:

1479

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

2011

10. Typed Name & Title of Preparer
B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 16, 2011

Additional back-up material regarding IR 1497 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO.

CONTROL#861-2011

Intro. Res. # 1498-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #861-2011)

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.

RESOLUTION NO. CONTROL#861-2011

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#861-2011

(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
A	ISLIP	09/10	0500 44100 0100 007001	32578.67	27957.84	4620.83

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

County Executive of Suffolk County Date of Approval:

1498

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

2011

10. Typed Name & Title of Preparer
B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 17, 2011

Additional back-up material regarding IR 1498 is on file in the

Legislative Clerk's Office, Hauppauge.

RESOLUTION NO.

CONTROL#862-2011

Intro. Res. # 1499-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #862-2011)

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.

RESOLUTION NO. CONTROL#862-2011

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#862-2011

(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
A	RIVERHEAD	09/10	0600 11500 0100 024000	21282.52	17508.03	3774.49

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

APPROVED BY:

County Executive of Suffolk County Date of Approval:

1499

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

2011

10. Typed Name & Title of Preparer
B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 17, 2011

Additional back-up material regarding IR 1499 is on file in the

Legislative Clerk's Office, Hauppauge.

Gen 29

RESOLUTION NO.

CONTROL#863-2011

Intro. Res. # 1500-11

Laid on Table 6/7/11

INTRODUCED BY THE PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. _____2011
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #863-2011)

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.

RESOLUTION NO. CONTROL#863-2011

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#863-2011

(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
A	RIVERHEAD	08/09	0600 11500 0100 024000	18556.62	15269.66	3285.96

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

County Executive of Suffolk County Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law Charter Law

2. Title of Proposed Legislation

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

2011

10. Typed Name & Title of Preparer
B.M. Hotchkiss RPAT. I

11. Signature of Preparer

12. Date May 17, 2011

Additional back-up material regarding IR 1500 is on file in the

Legislative Clerk's Office, Hauppauge.

Introductory Resolution No. 1501-11 Laid on Table 6/7/11

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
OSWALDO GUZMAN A/K/A OSWALD GUZMAN
0200-824.00-04.00-021.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 824.00, Block 04.00, Lot 021.000, and acquired by tax deed on October 06, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010, in Liber 12639, at Page 481, and otherwise known and designated by the Town of Brookhaven, as Lots 4783 & 4784 on a certain map entitled "Map of Mastic Park, Section 5", and filed in the Office of the Clerk of Suffolk County on Nov. 26, 1920 as certain Map No. 735; 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 06, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010 in Liber 12639 at Page 481.

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, DEUTSCHE BANK NATIONAL TRUST COMPANY BY JENNIFER SHANNON, SR. VICE PRESIDENT OF LITTON LOAN SERVICING LP has made application of said above described parcel and DEUTSCHE BANK NATIONAL TRUST COMPANY BY JENNIFER SHANNON, SR. VICE PRESIDENT OF LITTON LOAN SERVICING LP has paid the application fee and has paid $43,275.68, 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, 2011, 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 OSWALDO GUZMAN A/K/A OSWALD GUZMAN, 17 Stuyvesant Avenue, Mastic, NY 11950, 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: _____

1501

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 02, 2011

Tax Map No.: 0200-824.00-04.00-021.000
Name of Last Legal Fee Owner: OSWALDO GUZMAN A/K/A OSWALD GUZMAN

TREASURER'S COMPUTATION	$36,590.82
Taxes.....2010/2011	$6,684.86
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$43,275.68
Monies Received	$43,275.68
RESOLUTION AMOUNT	$43,275.68

APPROVED:

Karen A Slater 5/3/11
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0200	824.00	04.00	021.000

1501

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	885.60
2006/07	8907.57
2007/08	8622.02
2008/09	8163.97
2009/10	6321.06

2010/11 PROPERTY TAXES $6,684.86 NOT INCLUDED IN COMPUTATION

TOTAL:	32900.22
B. INTEREST DUE	1948.18
C. TOTAL	34848.40
D. 5% LINE C	1742.42
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$36,590.82

5/3/11

CERTIFICATION BY COUNTY TREASURER

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

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 13-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/10/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0200-824.00-04.00-021.000

1501

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

2011

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

Diane Bishop | Diane Bishop | 5-3-11

06-29-94
09-13-96
06-10-98
09-09-99
01-24-00
02-02-00
09-29-00
10-06-00
11-03-00
05-04-01
09-17-02
06-05-03
06-16-03
11-14-03
12-23-03
02-20-04
07-19-04
02-09-05
02-15-05
06-06-05
06-05-05
10-26-05
11-02-05
03-01-07
03-14-08
01-05-09
03-06-09
06-12-09
09-25-09

LEGEND

Property or RR Line		Subdivision Lot No.	(12)	Block Limit		School District Line	SCH	Hydrant District Line	H	UNLESS OTHERWISE, A	
Denotes Common Owner	Z	Subdivision Block/Bldg. No.	(21)	Block No.	2	Fire District Line	F	Refuse District Line	R	ARE DRAWN WITHIN THE FOLLOWI	
Subdivision Lot Line		Deed Dimension	62	County Line		Water District Line	W	Historical District Line	HST	SCHOOL 32	SEWER
Stream / Shore		Scaled Dimension	62a	Town Line		Light District Line	L	Ambulance District Line	A	FIRE FS1	HYDRANT
Parcel No.	23	Deed Area	12.1 A(d) or 12.1A	Village Line		Park District Line	P	Wastewater District Line	WW	LIGHT LX1	WATER
		Calculated Area	12.1 A(c)			Sewer District Line	S			PARK	REFUSE
										AMBULANCE MAS.-AM.D.	WASTEW

0200-824.00-04.00-021.000

Quickly estimate distance:
Each grid box represents approximately 0.65 mi. horizontally by 0.88 mi. vertically.

1:24,000

0 1,000 2,000 3,000
0 200 400 600 800 1,00

Joins Map 33

B2 C2 D2 E2 F2

72°51'45" 72°51'00" 72°50'15" 72°49'30" 72°48'45"

1501

11955

11950

11953

11951

MORICHES

MASTIC

CENTER MORICHES

OLD MASTIC

MASTIC BEACH

Center Moriches HS

William Floyd HS

Poospatuck Ind res

Long Island

Masury Pt

Floyd Pt

Mastic Beach YC

William Floyd Estate and Fire Island National Seashore

SEE GRID D2 17
1 N. MIDLAND POND CT
2 UPPER MIDLAND POND CT
3 E. MIDLAND POND CT
4 W. MIDLAND POND CT

Gen-D1

COUNTY OF SUFFOLK

1501

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 11, 2011

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

Re: Tax Map No. 0200-824.00-04.00-021.000
OSWALDO GUZMAN A/K/A OSWALD GUZMAN

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, Planning Dept.
Alice Kubicsko, Inventory

53

Introductory Resolution No. 1502-11 Laid on Table 6/7/11

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
LIBERTY ESTATES, INC., BY ERNEST PEREIRA, PRESIDENT
0200-954.00-02.00-003.001

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 954.00, Block 02.00, Lot 003.001, and acquired by tax deed on November 02, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 04, 2010, in Liber 12605, at Page 51, and otherwise known and designated by the Town of Brookhaven, as Suffolk County Tax Map Number District 0200, Section 954.00, Block 02.00, Lot 003.001; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on November 02, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 04, 2010 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, LIBERTY ESTATES, INC., BY ERNEST PEREIRA, PRESIDENT has made application of said above described parcel and LIBERTY ESTATES, INC., BY ERNEST PEREIRA, PRESIDENT has paid the application fee and has paid $5,308.25, 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, 2011, 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 LIBERTY ESTATES, INC., BY ERNEST PEREIRA, PRESIDENT, 27 Abbey Lane, Patchogue NY 11772, 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

1502

May 03, 2011

Tax Map No.: 0200-954.00-02.00-003.001
Name of Last Legal Fee Owner: LIBERTY ESTATES, INC., BY ERNEST PEREIRA, PRESIDENT

TREASURER'S COMPUTATION	$4,634.02
Taxes.....2010/2011	$674.23
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$5,308.25
Monies Received	$5,308.25
RESOLUTION AMOUNT	$5,308.25

APPROVED:

Karen A Slater 5/3/11
Accounting
DB:lag

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

COMPUTATIO. BY SUFFOLK COUNTY TRE. SURER

1502

DISTRICT	SECTION	BLOCK	LOT
0200	954.00	02.00	003.001

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07	1043.33
2007/08	1126.74
2008/09	891.98
2009/10	929.53

2010/11 PROPERTY TAXES $674.23 NOT INCLUDED IN COMPUTATION

TOTAL:	3991.58
B. INTEREST DUE	421.78
C. TOTAL	4413.36
D. 5% LINE C	220.67
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$4,634.02

-01 Sent 19 5/8/11

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. 19-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/16/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1502

1. Type of Legislation

Resolution X
Tax Map Number 0200-954.00-02.00-003.001

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

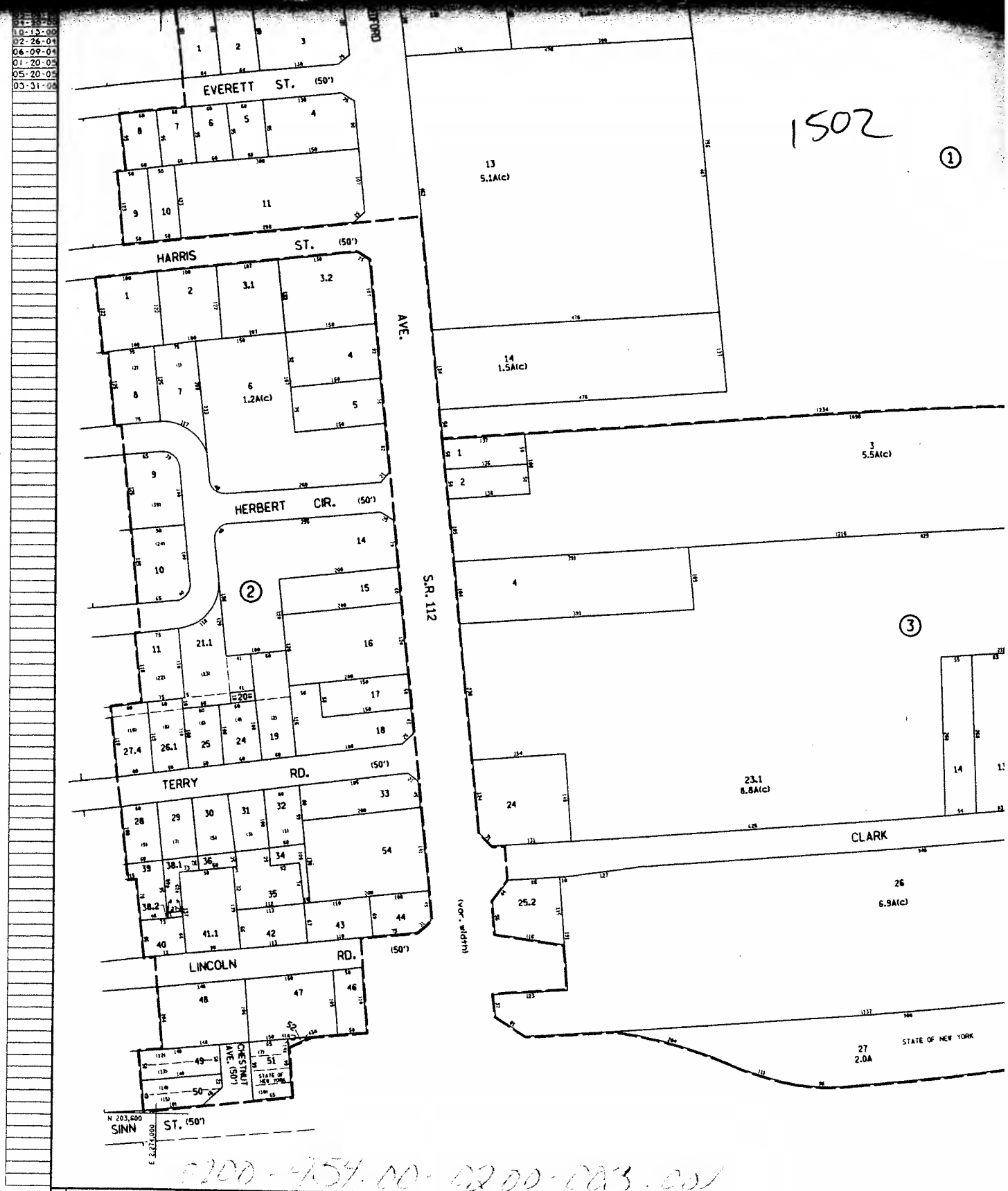
N/A

9. Timing of Impact

2011

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

Diane Bishop Diane Bishop 5-3-11



0200-454.00-0200-003.001

LEGEND							
Property or RW Line		Subdivision Lot No.	(12)	Block Limit		School District Line	SCH
Denotes Common Owner	Z	Subdivision Block/Bldg. No.	(21)	Block No.	2	Fire District Line	F
Subdivision Lot Line		Deed Dimension	62	County Line		Water District Line	W
Stream / Shore		Scaled Dimension	67a	Town Line		Light District Line	L
Parcel No.	23	Deed Area	12.1 A(d) or 12.1A	Village Line		Park District Line	P
		Calculated Area	12.1 A(c)			Sewer District Line	S

Hydrant District Line	H	UNLESS DRAWN OTHERWISE, ARE WITHIN THE FOLLO	
Refuse District Line	R	SCHOOL	24
Historical District Line	HST	FIRE	FP1
Ambulance District Line	A	LIGHT	LX1
Wastewater District Line	WW	PARK	
		AMBULANCE	

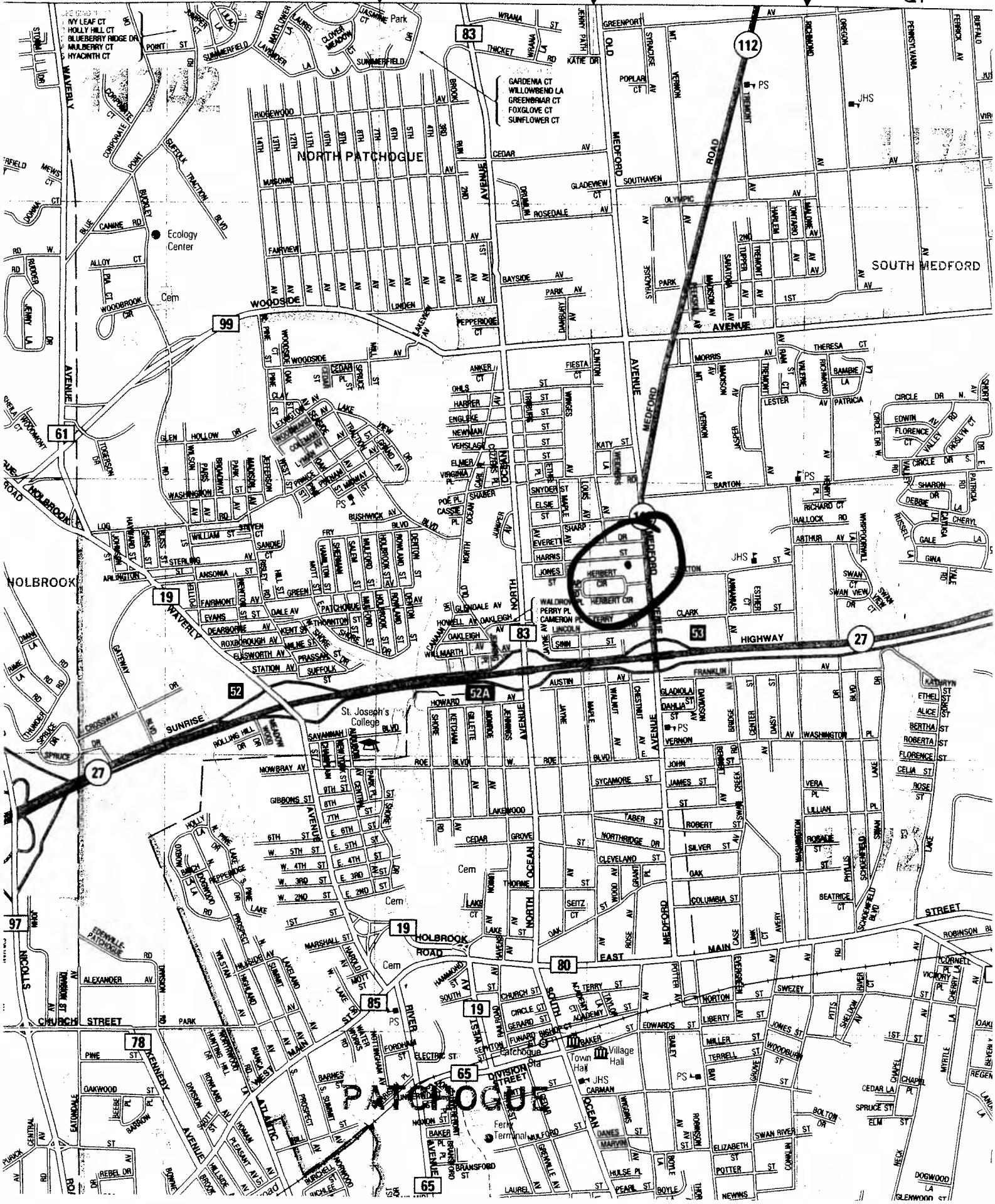
Suffolk Co.

Joins Map 27

1502

N1 O1 P1 Q1

73°01'30" 73°00'45" 73°00'00"



D2

COUNTY OF SUFFOLK

1502

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 11, 2011

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

Re: Tax Map No. 0200-954.00-02.00-003.001
LIBERTY ESTATES, INC., BY ERNEST PEREIRA, PRESIDENT

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, Planning Dept.
Alice Kubicsko, Inventory

53

Introductory Resolution No. 1503-11 Laid on Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT
ESTATE OF EMENCE BROWN, BY EVERLY BROWN, AS ADMINISTRATOR
0800-112.00-01.00-001.000

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 112.00, Block 01.00, Lot 001.000, and acquired by tax deed on January 05, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 05, 2011, in Liber 12647, at Page 708, and otherwise known and designated by the Town of Smithtown, as Lot Nos. 35 to 47 inclusive, as shown on a certain map entitled, "Oak Park" and filed in the Office of the Clerk of Suffolk County on April 23, 1929 as Map No. 752; 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 January 05, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 05, 2011 in Liber 12647 at Page 708.

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

WHEREAS, ESTATE OF EMENCE BROWN, BY EVERLY BROWN, AS ADMINISTRATOR has made application of said above described parcel and ESTATE OF EMENCE BROWN, BY EVERLY BROWN, AS ADMINISTRATOR has paid the application fee and has paid $8,255.09, 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, 2011, and

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

2nd - **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to ESTATE OF EMENCE BROWN, BY EVERLY BROWN, AS ADMINISTRATOR, 118-83 Riverton Street, St. Albans NY 11412, 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: _____

1503

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 10, 2011

Tax Map No.: 0800-112.00-01.00-001.000
Name of Last Legal Fee Owner: ESTATE OF EMENCE BROWN, BY EVERLY BROWN, AS ADMINISTRATOR

TREASURER'S COMPUTATION	$6,634.94
Taxes.....2010/2011	$1,620.15
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$8,255.09
Monies Received	$8,255.09
RESOLUTION AMOUNT	$8,255.09

APPROVED:

PREPARED BY:

Diane Bishop
Redemption Unit
(631)853-5932

C Brownell 5/12/2011
Accounting
DB:lag

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0800	112.00	01.00	001.000

1503

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2007/08	2047.82
2008/09	2064.59
2009/10	1958.03

2010/11 PROPERTY TAXES $1,620.15 NOT INCLUDED IN COMPUTATION

TOTAL:	6070.44
B. INTEREST DUE	248.55
C. TOTAL	6318.99
D. 5% LINE C	315.95
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$6,634.94

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. 14-Mar-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 09/10/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1503

1. Type of Legislation

Resolution X
Tax Map Number 0800-112.00-01.00-001.000

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

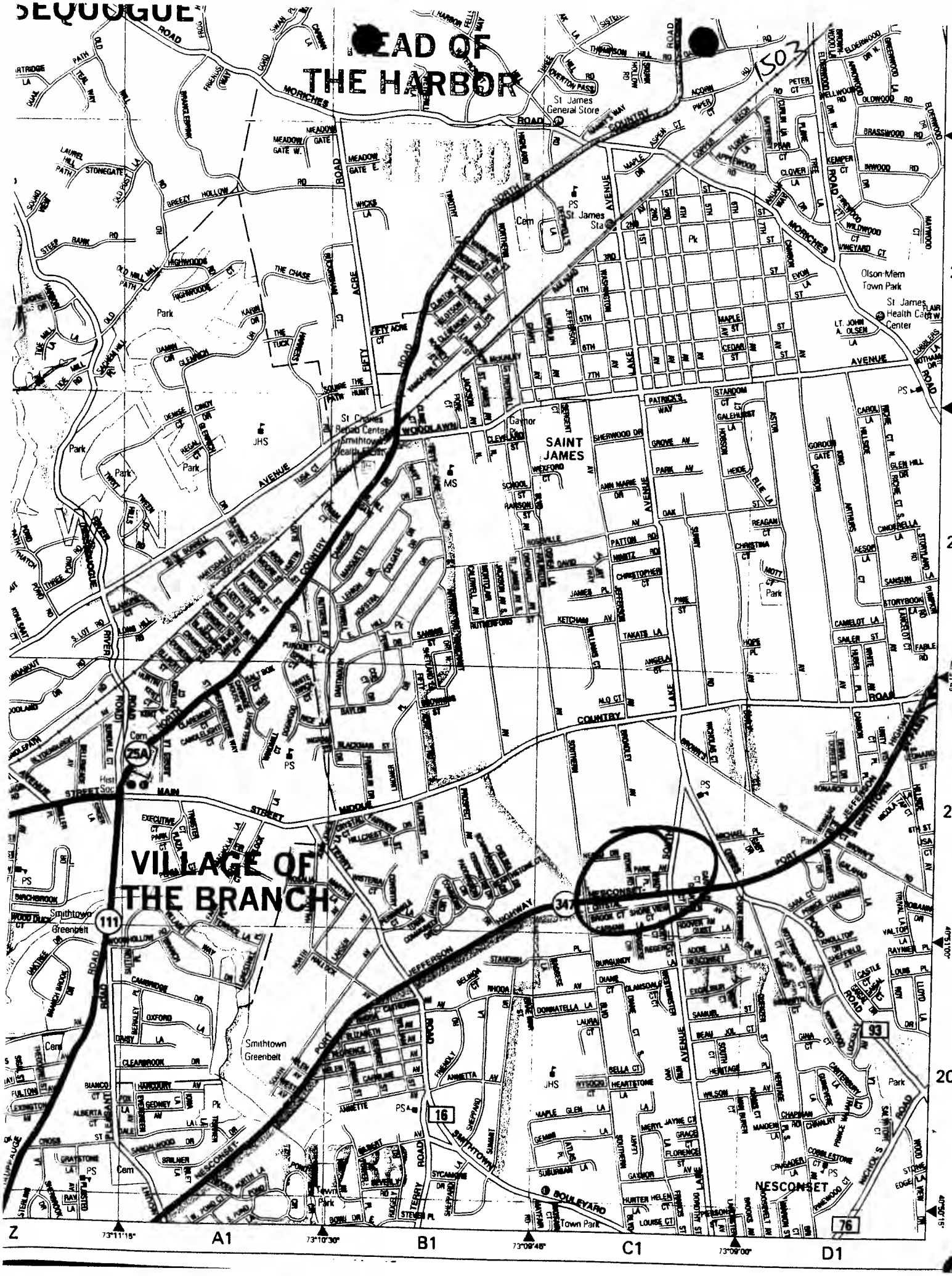
N/A

9. Timing of Impact

2011

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

Diane Bishop | Diana Bishop | 5-20-11



SEQUOGUE
HEAD OF THE HARBOR
VILLAGE OF THE BRANCH
SAINT JAMES
NESCONSET
St James General Store
St James Sta
Olson Mem Town Park
St James Health Care Center
St Charles Rehab Center
Smithtown Health Center
Smithtown Greenbelt
Town Park
Hist Soc
Park
Cem
PS
JHS
MS
Pk
23
22
21
20
Z
A1
B1
C1
D1
73°11'15"
73°10'30"
73°09'45"
73°09'00"
40°53'15"
40°52'30"
40°51'45"
40°51'00"
40°50'15"

N D	Parcel No.	23	Scaled Dimension		County Line		Light District Line	L	Ambulance District Line	A	Light	
			Deed Area	12.1 A(d) or 12.1A	Town Line		Park District Line	P	Wastewater District Line	WW	PARK	REF
			Calculated Area	12.1 A(c)	Village Line		Sewer District Line	S			AMBULANCE	WAS

Revisions
05-17-96
10-03-97
02-01-99
02-11-99
04-06-99
07-14-99
10-29-99
01-24-00
09-13-00
10-25-00
11-02-00
07-03-01
08-30-01
03-29-02
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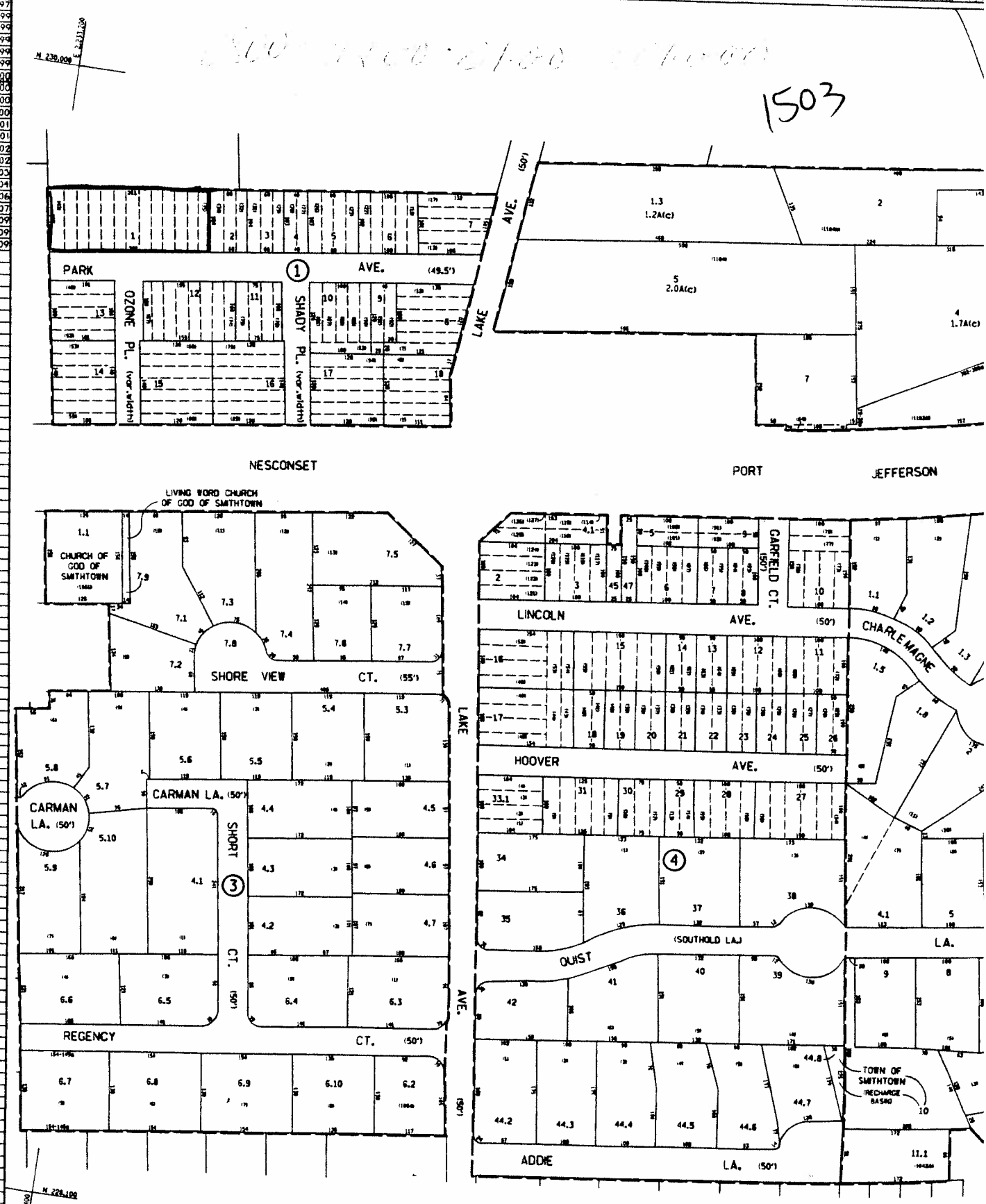
06-25-09
06-29-09
10-22-09



LEGEND											
Property or RR Line		Subdivision Lot No.		Block Limit		School District Line	SCH	Hydrant District Line	H	UNLESS DRAWN OTHERWISE, ALL ARE WITHIN THE FOLLOWING	
Denotes Common Owner	Z	Subdivision Block/Bldg. No.	(21)	Block No.	2	Fire District Line	F	Refuse District Line	R	SCHOOL	SMITHTOWN
Subdivision Lot Line		Deed Dimension		County Line		Water District Line	W	Historical District Line	HST	FIRE	23
Stream / Shore		Scaled Dimension		Town Line		Light District Line	L	Ambulance District Line	A	LIGHT	3800
Parcel No.	23	Deed Area	12.1 A(d) or 12.1A	Village Line		Park District Line	P	Wastewater District Line	WW	PARK	112
		Calculated Area	12.1 A(c)								

SEWER
HYDRANT
WATER
REFUSE
WASTEWATER

1503

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 12, 2011

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

Re: Tax Map No. 0800-112.00-01.00-001.000
ESTATE OF EMENCE BROWN, BY EVERLY BROWN, AS ADMINISTRATOR

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, 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

Introductory Resolution No. 1504-11 Laid on Table 6/7/11

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
KENNETH CHURCH
0200-979.00-05.00-009.000 n/k/a 0209-022.00-05.00-009.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 979.00, Block 05.00, Lot 009.000 n/k/a District 0209, Section 022.00, Block 05.00, Lot 009.000, and acquired by tax deed on October 06, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010, in Liber 12639, at Page 481, and otherwise known and designated by the Town of Brookhaven, as Lots 322-328 inclusive as designated on a map entitled, "Ninth Map of Mastic Beach", and filed in the Suffolk County Clerk's Office on June 17, 1938 as File No. 1259; 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 06, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010 in Liber 12639 at Page 481.

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, KENNETH CHURCH has made application of said above described parcel and KENNETH CHURCH has paid the application fee and has paid $26,568.32 , as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2011, 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 KENNETH CHURCH, 203 Jefferson Drive, Mastic Beach NY 11751, 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: _____

1504

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 09, 2011

Tax Map No.: 0200-979.00-05.00-009.000 n/k/a 0209-022.00-05.00-009.000
Name of Last Legal Fee Owner: KENNETH CHURCH

TREASURER'S COMPUTATION.....	$23,112.05
Taxes.....2010/2011.....	$3,456.27
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$26,568.32
Monies Received.....	$26,568.32
RESOLUTION AMOUNT.....	$26,568.32

APPROVED:

A. Brownell 5/12/2011
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	1504	LOT
0200	979.00	05.00		009.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	4256.90
2006/07	4638.07
2007/08	4461.38
2008/09	4219.17
2009/10	3271.82

2010/11 PROPERTY TAXES $3,456.27 NOT INCLUDED IN COMPUTATION

TOTAL:	20847.34
B. INTEREST DUE	1164.14
C. TOTAL	22011.48
D. 5% LINE C	1100.57
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$23,112.05

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. 22-Mar-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 09/18/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1504

1. Type of Legislation

Resolution X
Tax Map Number 0200-979.00-05.00-009.000 n/k/a 0209-022.00-05.00-009.000

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

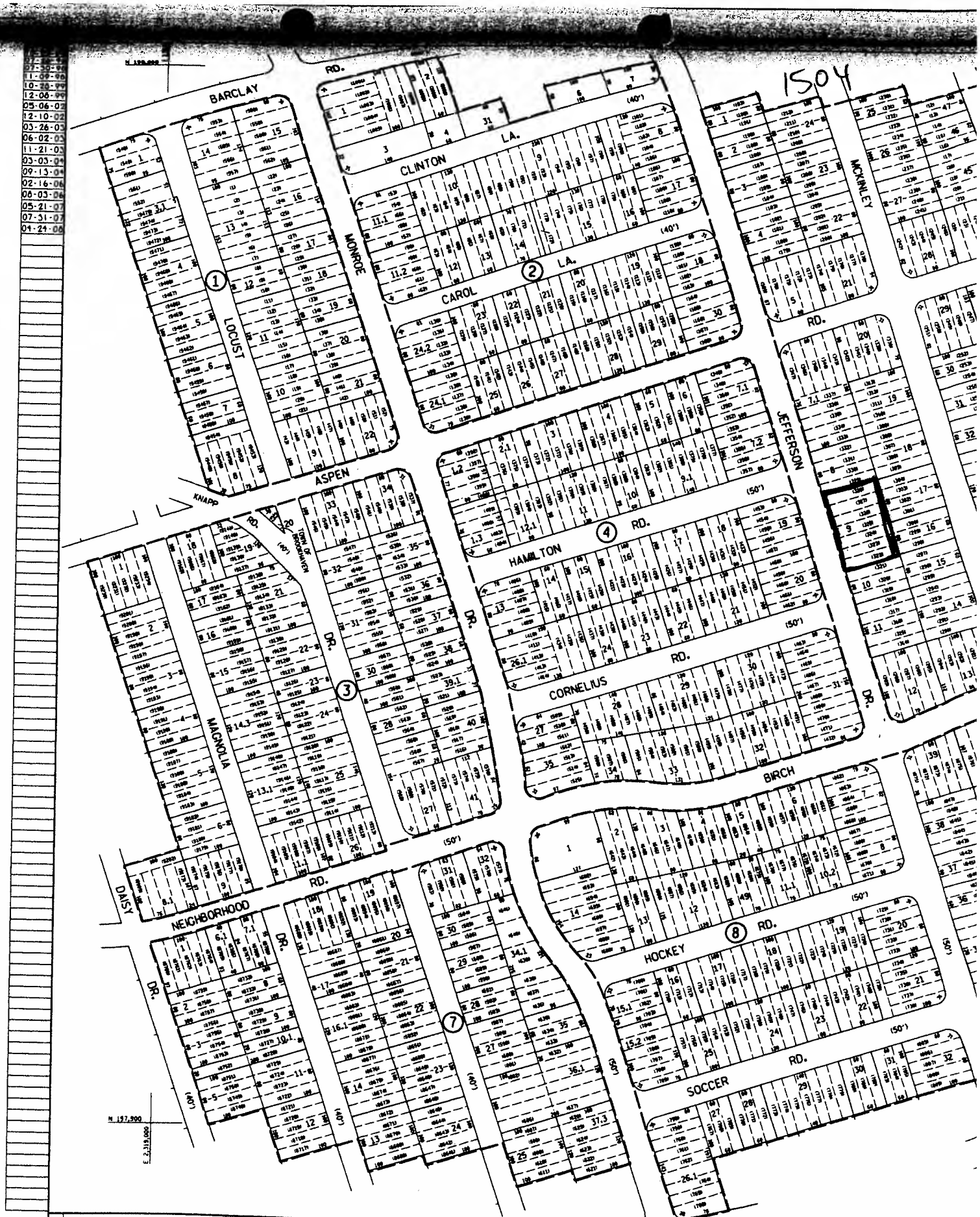
N/A

9. Timing of Impact

2011

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

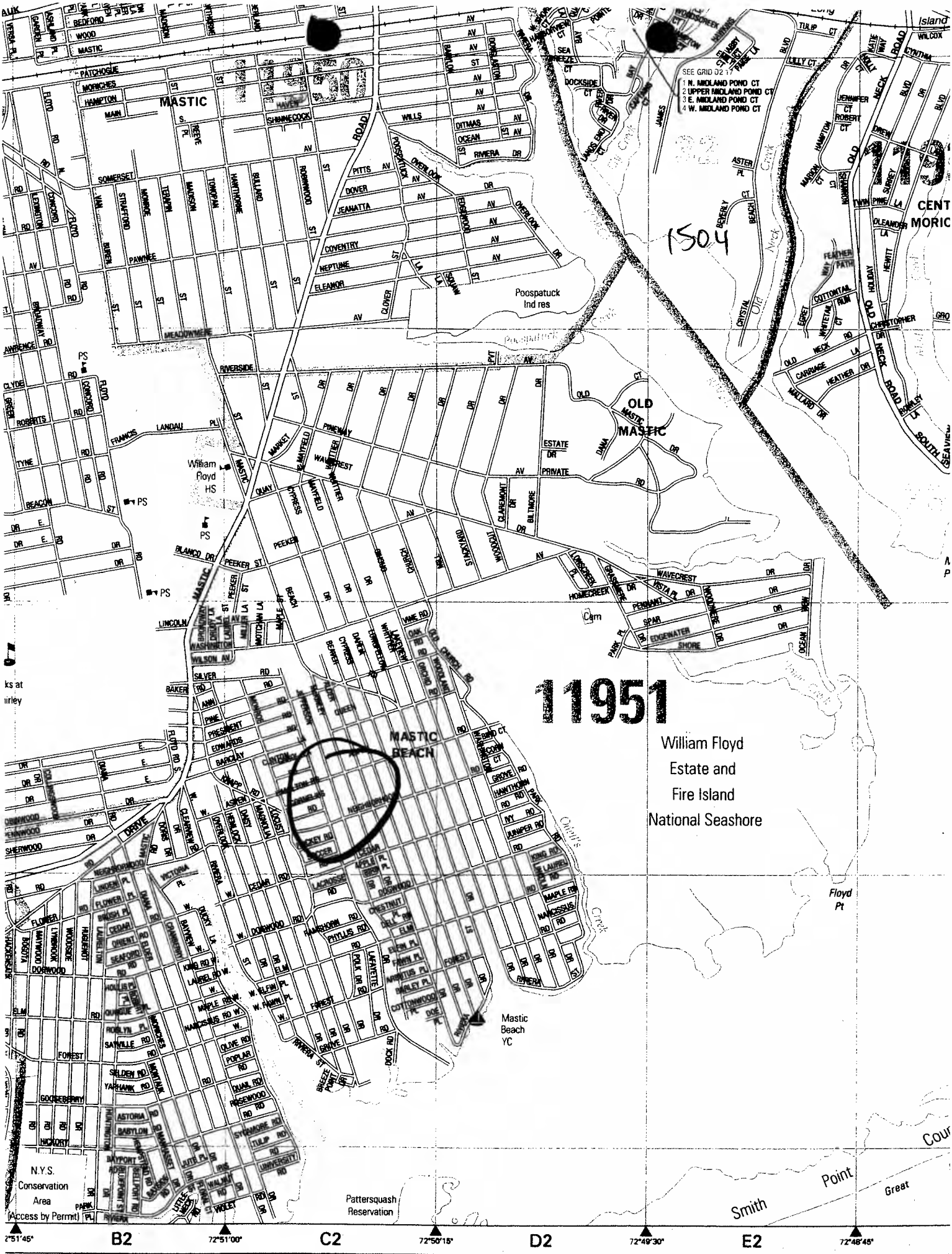
Diane Bishop Diane Bishop 5-9-11



LEGEND							
Property or RW Line		Subdivision Lot No.	(12)	Block Limit		School District Line — SCH —	Hydrant District Line — H —
Denotes Common Owner	Z	Subdivision Block/Bldg. No.	(21)	Block No.	2	Fire District Line — F —	Refuse District Line — R —
Subdivision Lot Line		Deed Dimension	42	County Line		Water District Line — W —	Historical District Line — HST —
Stream / Shore		Scaled Dimension	42a	Town Line		Light District Line — L —	Ambulance District Line — A —
Parcel No.	23	Deed Area	12.1 A(d) or 12.1A	Village Line		Park District Line — P —	Wastewater District Line — NW —
		Calculated Area	12.1 A(c)			Sewer District Line — S —	

UNLESS DRAWN OTHERWISE, ALL ARE WITHIN THE FOLLOWING

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


11951
William Floyd
Estate and
Fire Island
National Seashore
MASTIC
MASTIC BEACH
OLD MASTIC
William Floyd HS
Poospatuck Ind res
Mastic Beach YC
N.Y.S. Conservation Area (Access by Permit)
Pattersquash Reservation
Smith Point
Great
Floyd Pt
SEE GRID D2 17
1 N. MIDLAND POND CT
2 UPPER MIDLAND POND CT
3 E. MIDLAND POND CT
4 W. MIDLAND POND CT
1504
B2
C2
D2
E2
72°51'00"
72°50'15"
72°49'30"
72°48'45"
Joins Map 35

Gen D4

COUNTY OF SUFFOLK

1504

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 12, 2011

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

Re: Tax Map No. 0200-979.00-05.00-009.000 n/k/a 0209-022.00-05.00-009.000
KENNETH CHURCH

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, 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

Introductory Resolution No. 1505-11 Laid on Table 6/7/11

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
SHELDON D. BRENNER
0500-032.00-01.00-120.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500, Section 032.00, Block 01.00, Lot 120.000, and acquired by tax deed on September 22, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 23, 2010, in Liber 12638, at Page 405, and otherwise known and designated by the Town of Islip, as Lots 83 to 87 Inclusive, on a certain map entitled "Map of Lake Hills, Unit 1", filed in the office of the Clerk of Suffolk County on June 29, 1942 as Map No. 1362; 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 22, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 23, 2010 in Liber 12638 at Page 405.

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, AMERICAN HOME MORTGAGE SERVICE, INC. has made application of said above described parcel and AMERICAN HOME MORTGAGE SERVICE, INC. has paid the application fee and has paid $66,177.60, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2011, 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 SHELDON D. BRENNER, 385 Shelter Road, Ronkonkoma NY 11779, 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

1505

May 06, 2011

Tax Map No.: 0500-032.00-01.00-120.000
Name of Last Legal Fee Owner: SHELDON D. BRENNER

TREASURER'S COMPUTATION	$57,001.64
Taxes.....2010/2011	$9,175.96
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$66,177.60
Monies Received	$66,177.60
RESOLUTION AMOUNT	$66,177.60

APPROVED:

A. Brownell 5/12/2011
Accounting
LS:lag

PREPARED BY:
Lori Sklar
Lori Sklar
Redemption Unit
(631)853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0500	032.00	01.00	1505	120.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	6253.19
2006/07	12633.93
2007/08	12041.25
2008/09	11341.71
2009/10	8913.53

2010/11 PROPERTY TAXES $9,175.96 NOT INCLUDED IN COMPUTATION

TOTAL:	51183.61
B. INTEREST DUE	3103.67
C. TOTAL	54287.28
D. 5% LINE C	2714.36
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE	$57,001.64

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. 19-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/16/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1505

1. Type of Legislation

Resolution X
Tax Map Number 0500-032.00-01.00-120.000

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

2011

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

Lori Sklar Lori Sklar 5/12/11

REVISIONS
11-19-96
04-15-97
06-11-98
12-07-98
04-06-99
06-20-01
06-23-01
09-24-01
01-16-02
09-19-02
12-03-02
11-19-04
01-26-07
03-12-07
05-03-07
07-30-07
09-20-07
05-27-09

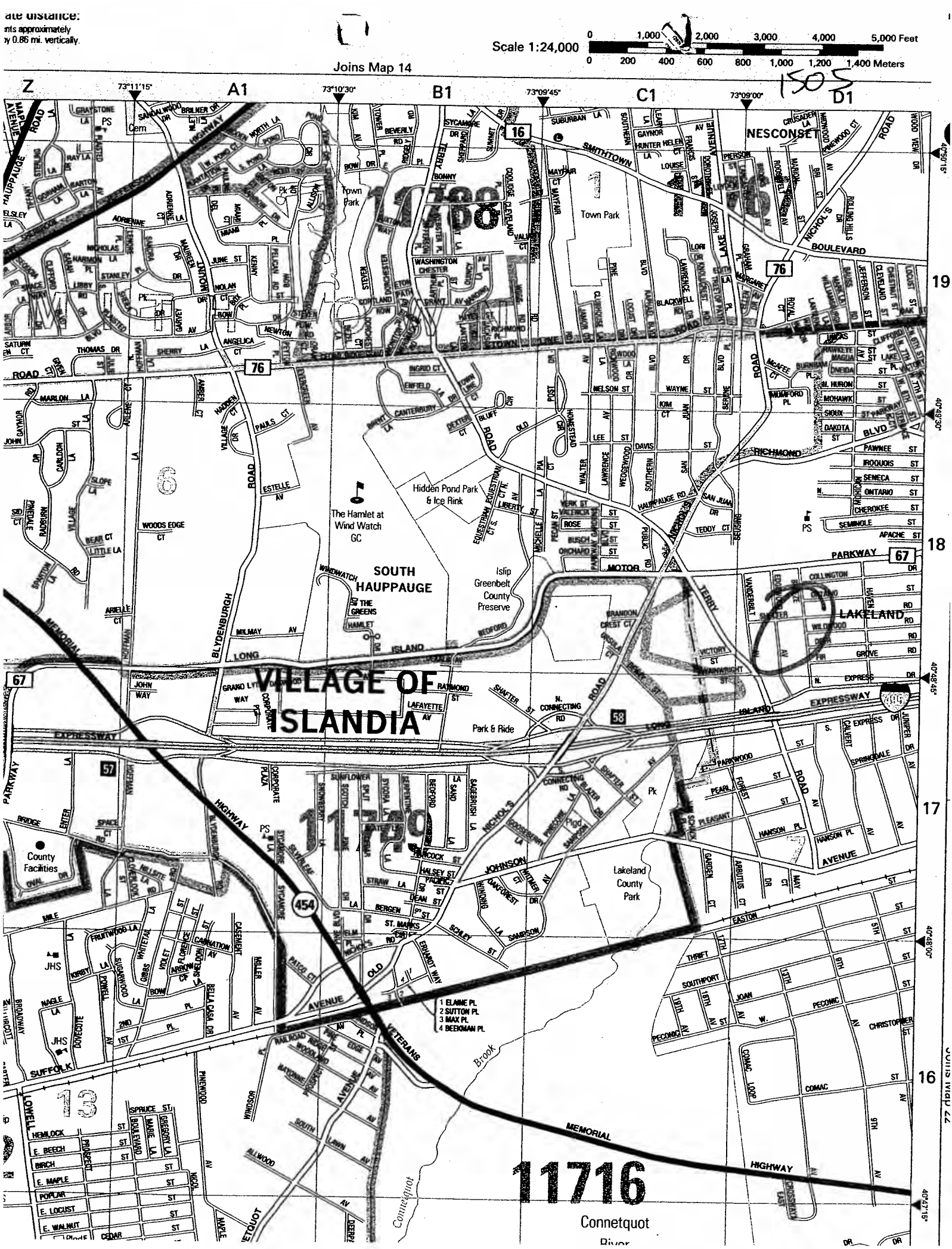
LEGEND

Property or RR Line		Subdivision Lot No.	(2)	Block Limit		School District Line — SCH —	Hydrant District Line — H —
Denotes Common Owner	Z	Subdivision Block/Bldg. No.	(21)	Block No.	2	Fire District Line — F —	Refuse District Line — R —
Subdivision Lot Line		Deed Dimension	82	County Line		Water District Line — W —	Historical District Line — HST —
Stream / Shore		Scaled Dimension	82±	Town Line		Light District Line — L —	Ambulance District Line — A —
Parcel No.	23	Deed Area	12.1 A(c) or 12.1A	Village Line		Park District Line — P —	Bostewater District Line — WW —
		Calculated Area	12.1 A(c)			Sewer District Line — S —	

UNLESS OTHERWISE, DRAWN ARE WITHIN THE FOLLO

SCHOOL 7 SEWER
FIRE 14 HYDRA
LIGHT WATER
PARK 1 REFUS
AMBULANCE WASTE

Revisions



ate distance:
nts approximately
y 0.86 mi. vertically.
Scale 1:24,000
0 1,000 2,000 3,000 4,000 5,000 Feet
0 200 400 600 800 1,000 1,200 1,400 Meters
Joins Map 14
1505
Z
A1
B1
C1
D1
73°11'15"
73°10'30"
73°09'45"
73°09'00"
40°50'15"
40°49'30"
40°48'45"
40°48'00"
40°47'15"
19
18
17
16
NESCONSET
Town Park
Hidden Pond Park & Ice Rink
The Hamlet at Wind Watch GC
SOUTH HAUPPAUGE
Islip Greenbelt County Preserve
LAKELAND
VILLAGE OF ISLANDIA
Park & Ride
County Facilities
Lakeland County Park
1 ELAINE PL
2 SUTTON PL
3 MAX PL
4 BEEKMAN PL
11716
Connetquot River
Connetquot Brook
MEMORIAL HIGHWAY
LONG ISLAND EXPRESSWAY
SMITHTOWN BOULEVARD
RICHMOND BLVD
PARKWAY
MOTOR
BLYDENBURGH ROAD
VETERANS AVENUE
SUFFOLK AVENUE
JOHNSON AVENUE
EASTON
SHAFTER ST
N. CONNECTING RD
Joins Map 22

Introductory Resolution No. 1506-11 Laid on Table 6/7/11

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
PAUL FELIX, MARIE FELIX AND PIERRE FELIX
0100-055.00-01.00-036.002

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 Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 055.00, Block 01.00, Lot 036.002, and acquired by tax deed on October 19, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2010, in Liber 12640, at Page 823, and otherwise known and designated by the Town of Babylon, as Lot No. 4, Block 31, on a certain map entitled "Map 28, New York and Brooklyn Suburban Investment Company", filed in the office of the Clerk of Suffolk County on June 1, 1892 as Map No. 44; 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 19, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 20, 2010 in Liber 12640 at Page 823.

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, WELLS FARGO BANK, NA has made application of said above described parcel and WELLS FARGO BANK, NA has paid the application fee and has paid $991.09, 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, 2011, 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 PAUL FELIX, MARIE FELIX AND PIERRE FELIX, 62 Jamaica Avenue, Wyandanch, NY 11798, 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: _____

1506

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

May 06, 2011

Tax Map No.: 0100-055.00-01.00-036.002
Name of Last Legal Fee Owner: PAUL FELIX, MARIE FELIX AND PIERRE FELIX

TREASURER'S COMPUTATION	$792.14
Taxes.....2010/2011	$198.95
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$991.09
Monies Received	$991.09
RESOLUTION AMOUNT	$991.09

APPROVED:

A. Brownell 5/12/2011
Accounting
LS:lag

PREPARED BY:
Lori Sklar
Lori Sklar
Redemption Unit
(631)853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0100	055.00	01.00	1506	036.002

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2007/08	255.69
2008/09	266.98
2009/10	189.48

2010/11 PROPERTY TAXES $198.95 NOT INCLUDED IN COMPUTATION

TOTAL:	712.15
B. INTEREST DUE	42.27
C. TOTAL	754.42
D. 5% LINE C	37.72
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$792.14

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-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/17/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1506

1. Type of Legislation

Resolution X
Tax Map Number 0100-055.00-01.00-036.002

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

2011

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

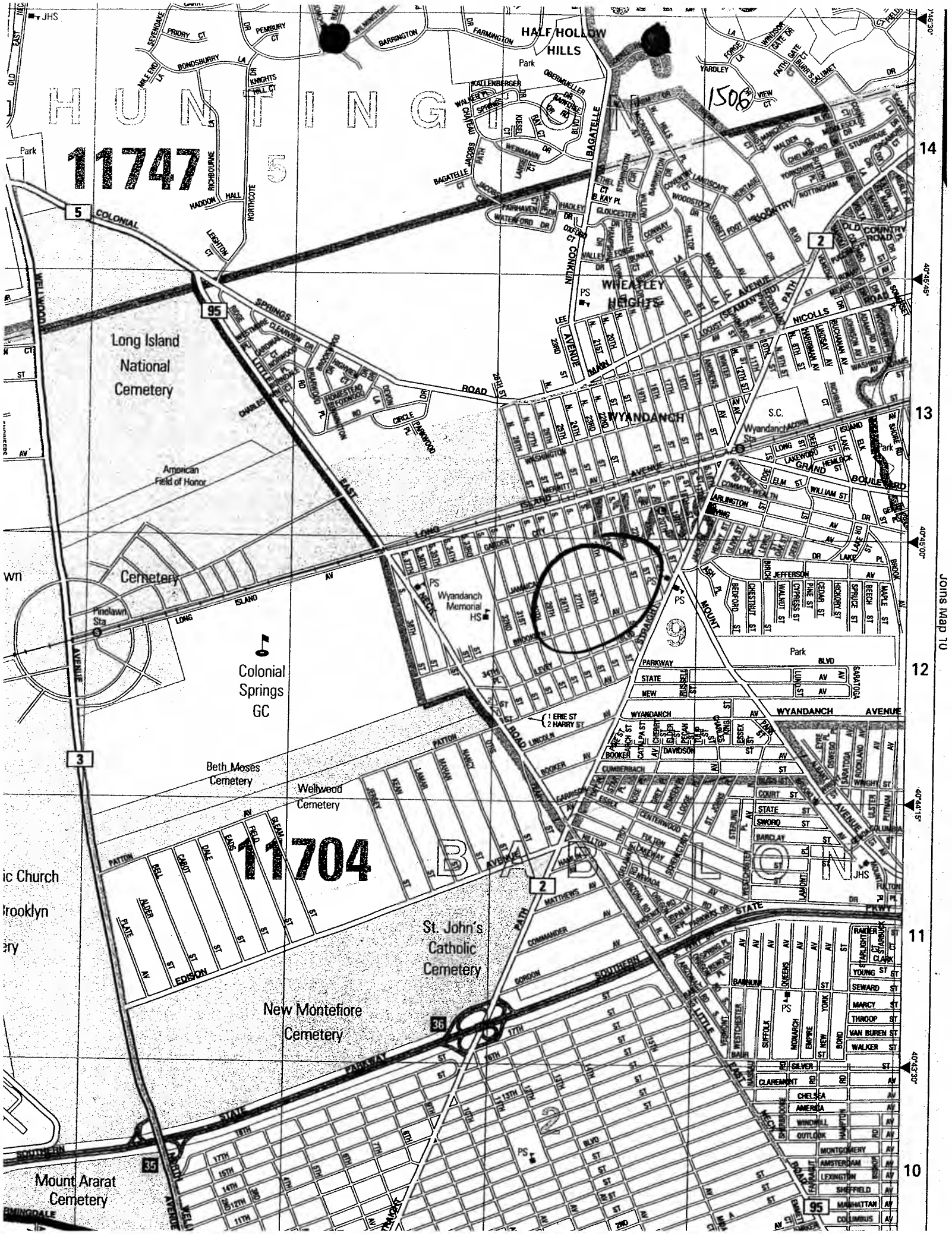
Lori Sklar Lori Sklar 5/12/11

Revisions
11-04-96
11-21-97
10-17-98
10-20-98
04-20-99
05-25-99
06-09-99
11-10-99
03-20-00
06-30-00
07-05-00
12-29-00
02-27-01
04-17-01
09-21-01
01-14-04
04-09-04
04-22-04
02-09-05
08-23-05
04-26-06
07-03-06
02-22-07
05-03-07
05-23-07
07-03-07
12-10-07
08-01-08
10-29-08
02-26-09
03-11-09

1506

LEGEND						
Property or RR Line	Subdivision Lot No. (12)	Block Limit	School District Line — SCH —	Hydrant District Line — H —	UNLESS DRAWN OTHERWISE, AL ARE WITHIN THE FOLLOWIN	
Denotes Common Owner	Subdivision Block/Bldg. No. (21)	Block No. (2)	Fire District Line — F —	Refuse District Line — R —	SCHOOL 9	SEWER
Subdivision Lot Line	Bond Dimension 52	County Line	Water District Line — W —	Historical District Line — HST —	FIRE 13	HYDRANT
Stream / Shore	Scaled Dimension 52a	Town Line	Light District Line — L —	Ambulance District Line — A —	LIGHT 55	WATER
Parcel No. 23	Bond Area 12.1 A(d) or 12.1A		Park District Line — P —	Wastewater District Line — WW —	PARK	REFUSE
					AMBULANCE	WASTEWA

Revisions



HUNTINGTON
11747
11704
HALF HOLLOW HILLS
Park
WHEATLEY HEIGHTS
WYANDANCH
Long Island National Cemetery
American Field of Honor
Cemetery
Pinelawn Sta
Colonial Springs GC
Wyandanch Memorial HS
Beth Moses Cemetery
Wellwood Cemetery
St. John's Catholic Cemetery
New Montefiore Cemetery
Mount Ararat Cemetery
Joins Map 10
14
13
12
11
10

Gen D6

COUNTY OF SUFFOLK

1506

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 12, 2011

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

Re: Tax Map No. 0100-055.00-01.00-036.002
PAUL FELIX, MARIE FELIX AND PIERRE FELIX

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

LS: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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, Planning Dept.
Alice Kubicsko, Inventory

53

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

Introductory Resolution No. 1507-11 Laid on Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2011, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 GLEN BELOSTOCK AND ANN DeMARCO (SCTM NO. 0800-019.00-07.00-036.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 019.00 Block 07.00 Lot 036.000 and acquired by Tax Deed on June 3, 2008 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 9, 2008 in Liber 12553 at CP 886 and described as follows, known and designated a Lot 4185 on a certain map entitled "Second Map of San Remo", and filed in the Office of the Clerk of the County of Suffolk on July 7, 1926 as Map No. 180,

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

WHEREAS, Glen Belostock and Ann DeMarco, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $ 2,500.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described has been appraised at $ 2,500.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of $ 2,500.00, pursuant to said purchase offer; and

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

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

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

3rd **RESOLVED,** that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Bargain and Sale Deed, without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Glen Belostock and Ann DeMarco, 7 Beaver Drive, Kings Park, New York 11754.

DATED:

APPROVED BY

_____

County Executive of Suffolk County

Date of Approval:

1507

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

SUMMARY STATEMENT

DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0800-019.00-07.00-036.000

ADJOINING OWNER	BID	BID	BID
Glen Belostock and Ann DeMarco 7 Beaver Drive Kings Park, New York 11754 0800-019.00-07.00-037.000	$2,500.00		
Michael & Cynthia Sweeney 7 Beaver Drive Kings Park, New York 11754 0800-019.00-07.00-035.000	$0		
Anthony Kozyrski 64 Rosewood Drive Kings Park, New York 11754 0800-019.00-07.00-039.000	$0		

SIZE OF PARCEL: 20' x 100'
APPRAISED VALUE: $2,500.00
COMMENT: Direct Sale to Adjacent Owner

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

Tm# 0800-019.00-07.00-036.000

1507

Alder Dr
Beaver Dr
Rosewood Rd
Cypress Dr
Walnut Rd
TM# 0800-019.00-07.00-036.000

1507

Tm# 0800-019.00-07.00-036.000

1507

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

   Resolution X Local Law X Charter Law _____

2. Title of Proposed Legislation

   Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

3. Purpose of Proposed Legislation

   Convey County owned parcel to adjacent owner

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

5. If the answer to Item 4 is "yes", on what will it impact?

   X County _____Town _____Economic Impact

   _____Village _____School District Other (Specify):

   _____Library District _____Fire District

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

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

   Unknown

8. Proposed Source of Funding

   None

9. Timing of Impact

   2011

10. Name & Title of Preparer Signature of Preparer Date

    R.J. Bhatt R.J. Bhatt 5/10/11
    Land Management Specialist

Gen D7

COUNTY OF SUFFOLK

1507

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN T. CULHANE
COMMISSIONER

May 10, 2011

Ken Crannell
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0800-019.00-07.00-036.000

Dear Mr. Crannell:

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

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

I would appreciate your placing this on the legislative agenda.

Very truly yours,

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

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

Copy to:
Christopher E. Kent, Chief Deputy County Executive
Eric Kopp, Assistant Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Thomas A. Isles, Director of Planning
CE Reso Review, via e-mail

Introductory Resolution No. 1508-11 Laid on Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2011, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 ANNA WINTOUR (SCTM NO. 0200-971.00-01.00-011.001)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200 Section 971.00 Block 01.00 Lot 011.001 and acquired by Tax Deed on August 16, 2004 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on September 12, 2004 in Liber 12341 at CP 445 and described as follows, being and intended to be that parcel of land carried on the tax rolls of the Town of Brookhaven under SCTM # District 0200, Section 971.00, Block 01.00, Lot 011.001; and

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

WHEREAS, Anna Wintour, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $ 3,000.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described has been appraised at $ 3,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, and/or her designee, has received and deposited the sum of $ 3,000.00, pursuant to said purchase offer; and

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

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

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

3rd **RESOLVED,** that the Director of the Division of Real Property Acquisition and Management, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Anna Wintour, 172 Sullivan Street, New York, New York 10012.

DATED:

APPROVED BY

_____

County Executive of Suffolk County

Date of Approval:

1508

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

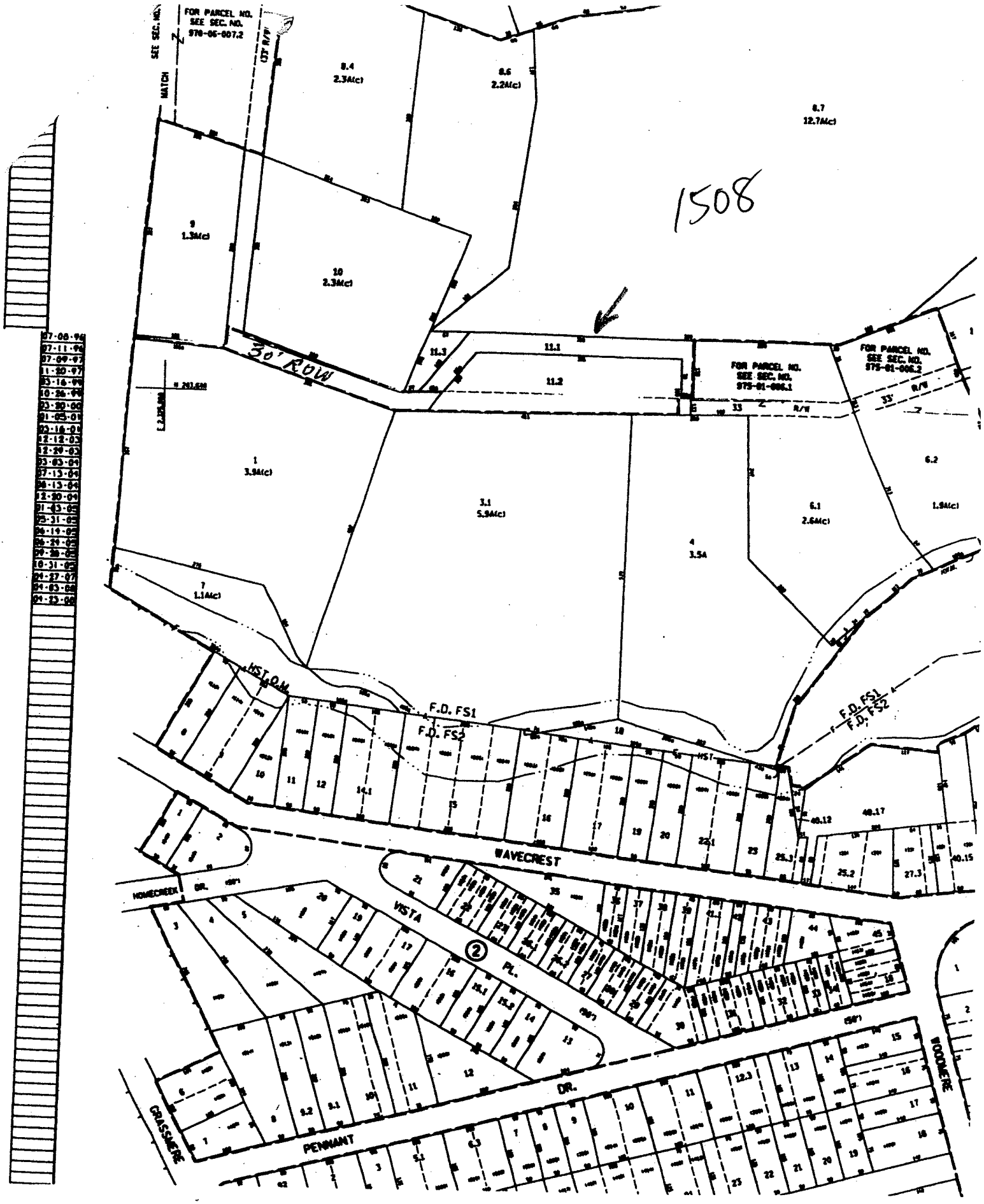
SUMMARY STATEMENT

DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0200-971.00-01.00-011.001

ADJOINING OWNER	BID	BID	BID
Anna Wintour 172 Sullivan Street New York, New York 10012 0200-971.00-01.00-008.007	$3,000.00		
Philip M. & Joann M. Strong 15 Private Road Mastic Beach, New York 11951 0200-971.00-01.00-001.002 & 001.003	$0		
Susan Lariviere 16 Private Road Mastic Beach, New York 11951 0200-975.00-01.00-006.001	$0		

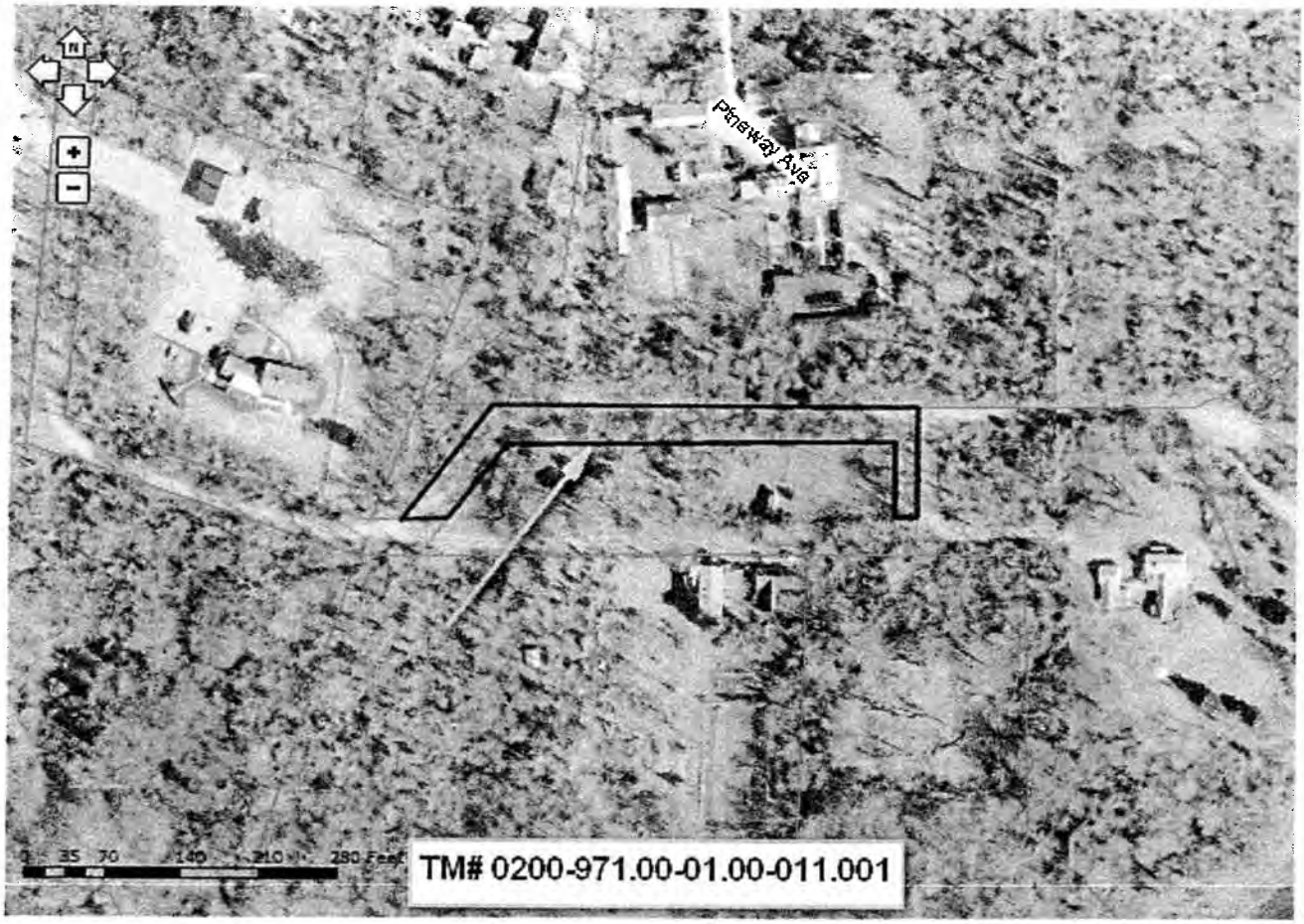
SIZE OF PARCEL: 40' x 128' x variable
APPRAISED VALUE: $3,000.00
COMMENT: Direct Sale to Adjacent Owner

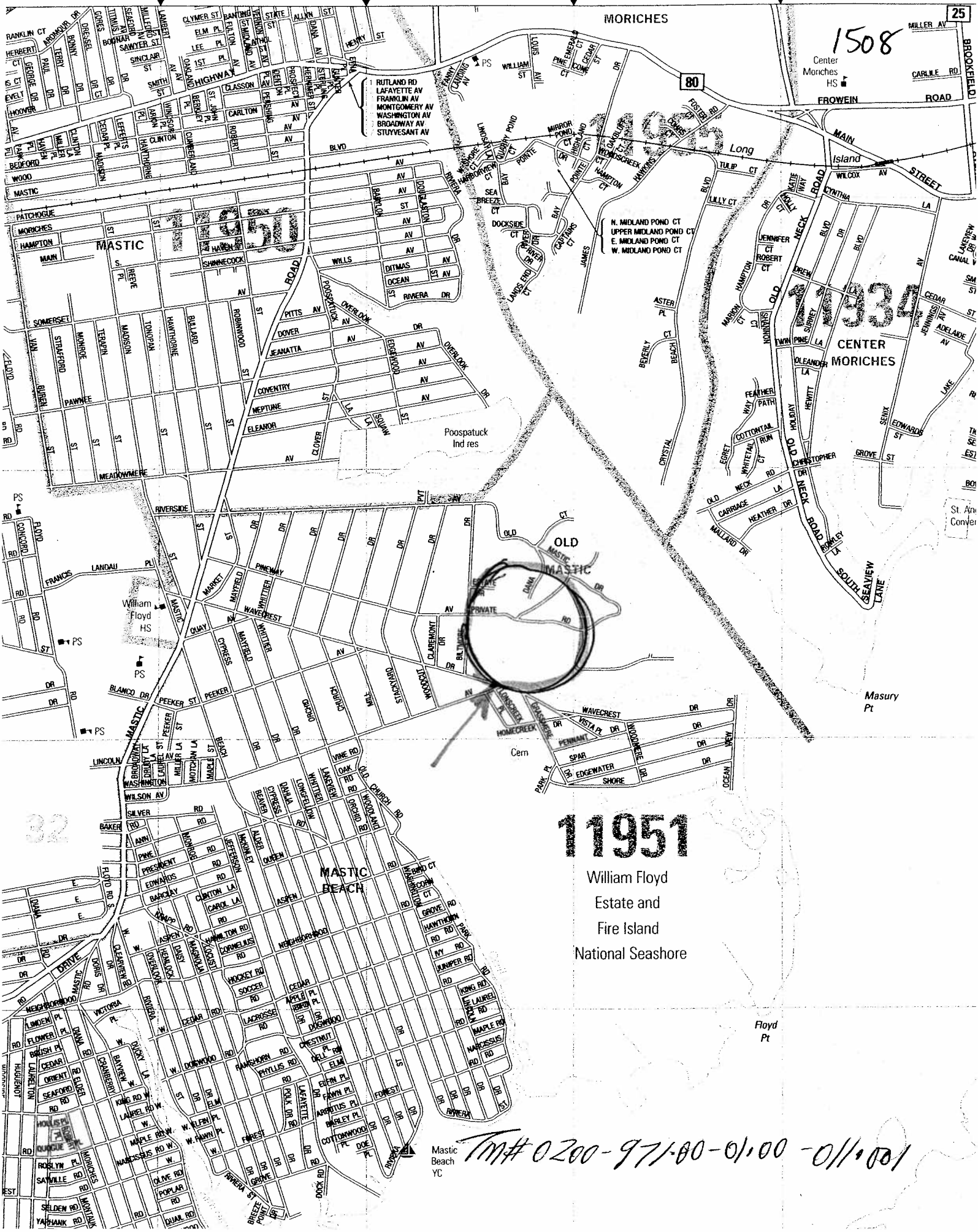
Wayne R. Thompson
Property Manager
(631) 853-5971



TM# 0200-971.00-01.00-011.001

1508




B2
C2
D2
E2
F2
72°51'00"
72°50'15"
72°49'30"
72°48'45"
MORICHES
MASTIC
CENTER MORICHES
MASTIC BEACH
Long Island
MAIN STREET
FROWEIN ROAD
OLD NECK ROAD
SOUTH SEAVIEW LANE
Poospatuck Ind res
William Floyd HS
Center Moriches HS
Masury Pt
Floyd Pt
Cem
Mastic Beach YC
RUTLAND RD
LAFAYETTE AV
FRANKLIN AV
MONTGOMERY AV
WASHINGTON AV
BROADWAY AV
STUYVESANT AV
N. MIDLAND POND CT
UPPER MIDLAND POND CT
E. MIDLAND POND CT
W. MIDLAND POND CT
1508
11951
William Floyd
Estate and
Fire Island
National Seashore
Tm# 0200-971-00-01.00-011.001

1508

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

   Resolution _X_ Local Law _X_ Charter Law _____

2. Title of Proposed Legislation

   Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

3. Purpose of Proposed Legislation

   Convey County owned parcel to adjacent owner

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

5. If the answer to Item 4 is "yes", on what will it impact?

   _X_County _____Town _____Economic Impact

   _____Village _____School District Other (Specify):

   _____Library District _____Fire District

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

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

   Unknown

8. Proposed Source of Funding

   None

9. Timing of Impact

   2011

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

    R.J. Bhatt
    Land Management Specialist

    RJ Bhatt

    5/4/11

Gen 7.8

1508

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN T. CULHANE
COMMISSIONER

May 3, 2011

Ken Crannell
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0200-971.00-01.00-011.001

Dear Mr. Crannell:

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

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

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Pamela J. Greene

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

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

Copy to:

Christopher E. Kent, Chief Deputy County Executive
Eric Kopp, Assistant Deputy County Executive
Brendan Chamberlain, Director, Intergovernmental Relations (2 hard copies)
Thomas A. Isles, Director of Planning
CE Reso Review, via e-mail

Introductory Resolution No. 1509-11 Laid on Table 6/7/11

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 H. MEYER, III
0500-020.00-03.00-060.001

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500, Section 020.00, Block 03.00, Lot 060.001, and acquired by tax deed on September 22, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 23, 2010, in Liber 12638, at Page 405, and otherwise known and designated by the Town of Islip, as Lots 17 to 19 inclusive and 48 to 50 inclusive, Block 6, on a certain map entitled "Map of Lake Ronkonkoma Heights, Section 1", filed in the office of the Clerk of Suffolk County on July 3, 1930 as Map No. 851; 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 22, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 23, 2010 in Liber 12638 at Page 405.

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 H. MEYER, III has made application of said above described parcel and JOHN H. MEYER, III has paid the application fee and has paid $55,044.63, 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, 2011, 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 H. MEYER, III, P.O. Box 1261, 230 Iroquois Street, Ronkonkoma NY 11779, 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

1509

May 18, 2011

Tax Map No.: 0500-020.00-03.00-060.001
Name of Last Legal Fee Owner: JOHN MEYER III

TREASURER'S COMPUTATION	$48,849.00
Taxes.....2010/2011	$6,195.63
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$55,044.63
Monies Received	$55,044.63
RESOLUTION AMOUNT	$55,044.63

APPROVED:

Karen Slater 5/19/11
Accounting
LS:lag

PREPARED BY:
Lori Sklar
Lori Sklar
Redemption Unit
(631)853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0500	020.00	03.00	1509	060.001

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	9567.41
2006/07	9920.28
2007/08	9444.43
2008/09	8893.40
2009/10	6098.51

2010/11 PROPERTY TAXES $6,195.63 NOT INCLUDED IN COMPUTATION

TOTAL:	43924.03
B. INTEREST DUE	2598.83
C. TOTAL	46522.86
D. 5% LINE C	2326.14
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE	$48,849.00

8/19/11

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-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/05/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

1509

Resolution X
Tax Map Number 0500-020.00-03.00-060.001

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

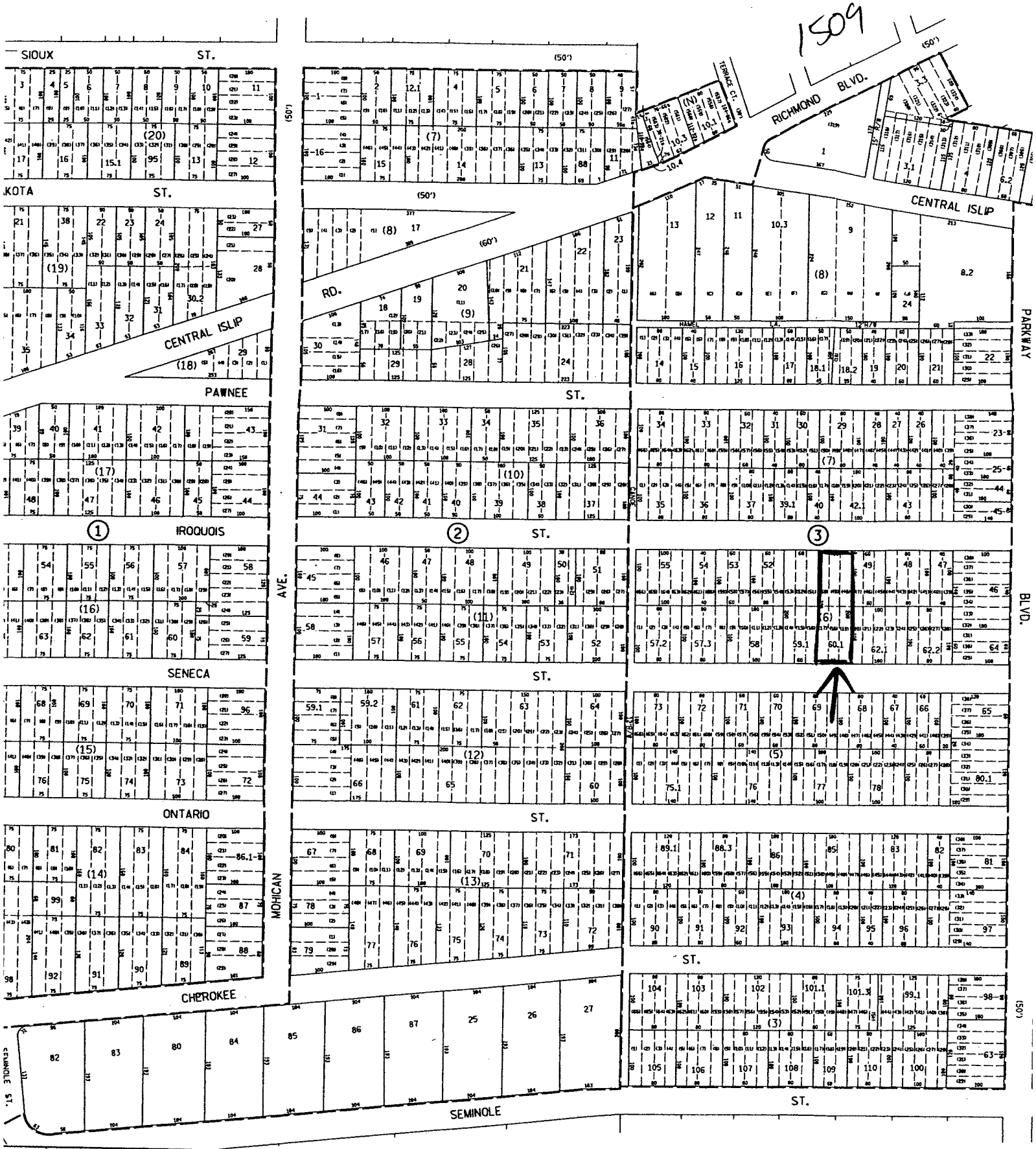
N/A

9. Timing of Impact

2011

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

Lori Sklar | Lori Sklar | 5/19/11



Subdivision Lot No.	(2)	Block Limit	School District Line — SCH	Hydrant District Line — H	UNLESS DRAWN OTHERWISE, ALL PROPERTIES ARE WITHIN THE FOLLOWING DISTRICTS:		NOTICE
Subdivision Block/Bldg. No.	(21)	Block No. (2)	Fire District Line — F	Refuse District Line — R	SCHOOL 7	SEWER	MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION OF ANY PORTION OF TH SUFFOLK COUNTY TAX MAP IS PROHI WITHOUT WRITTEN PERMISSION OF THE REAL PROPERTY TAX SERVICE AGENC
Board Dimension	62	County Line	Water District Line — W	Historical District Line — HST	FIRE 14	HYDRANT	
Scaled Dimension	62a	Town Line	Light District Line — L	Ambulance District Line — A	LIGHT	WATER	
Deed Area	12.1 A(d) or 12.1A	Village Line	Park District Line — P	Wastewater District Line — WW	PARK 1	REFUSE 3,4	
Calculated Area	12.1 A(c)		Sewer District Line — S		AMBULANCE	WASTEWATER	

LAKE GROVE
NESCONSET
FIVE CORNERS
Lake Ronkonkoma County Park
Lake Ronkonkoma
Ronkonkoma Beach
Smith Haven Mall
Gould Pond
Gibbs Pond
Spectacle Pond
Sachem Sr HS
Bird Refuge
Cenacle of St. Re
LAKELAND
MIDDLE COUNTRY ROAD
LAKE SHORE COUNTY ROAD
NEW PORTION ROAD
MOTOR PARKWAY
LONG ISLAND EXPRESSWAY
UNION SQUARE AVENUE
MORICHES ROAD
HAWKINS AVENUE
NICHOLS ROAD
BOULEVARD
RICHMOND
CENTRAL
LAKE SHORE

Gen 39

COUNTY OF SUFFOLK

MAY 2 4 2011

1509

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 23, 2011

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

Re: Tax Map No. 0500-020.00-03.00-060.001
JOHN H. MEYER, III

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

LS: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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, Planning Dept.
Alice Kubicsko, Inventory

53

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

Introductory Resolution No. 1510-11 Laid on Table 6/7/11

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
NJIDEKA KELLYMAN
0100-092.00-03.00-048.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 092.00, Block 03.00, Lot 048.000, and acquired by tax deed on September 01, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 01, 2010, in Liber 12636, at Page 227, and otherwise known and designated by the Town of Babylon, as Lots 52 & 53, on a certain map entitled "Map of Babylon Farms", filed in the office of the Clerk of Suffolk County on August 3, 1933 as Map No. 1138; 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 01, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 01, 2010 in Liber 12636 at Page 227.

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, NJIDEKA KELLYMAN has made application of said above described parcel and NJIDEKA KELLYMAN has paid the application fee and has paid $302.24, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2011, 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 NJIDEKA KELLYMAN, 222 Suburban Avenue, Deer Park NY 11729, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: _____
County Executive of Suffolk County

Date of Approval: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1510

April 27, 2011

Tax Map No.: 0100-092.00-03.00-048.000
Name of Last Legal Fee Owner: NJIDEKA KELLYMAN

TREASURER'S COMPUTATION	$302.24
Taxes.....2010/2011	PAID
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$302.24
Monies Received	$302.24
RESOLUTION AMOUNT	$302.24

APPROVED:

Karen A Slater 4/21/11
Accounting
LS:lag

PREPARED BY:

Lori Sklar
Lori Sklar
Redemption Unit
(631)853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0100	092.00	03.00	048.000

1510

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06 271.94

2006/07 THROUGH 2009/10 TAXES PAID BY MORTGAGE COMPANY
2010/11 FIRST HALF TAXES PAID BY MORTGAGE COMPANY

TOTAL: 271.94

B. INTEREST DUE 15.91
C. TOTAL 287.85
D. 5% LINE C 14.39
E. FEE
F. MISC
G. MISC

H. TOTAL DUE $302.24

4/27/11

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. 23-Feb-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 08/22/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

1510

Resolution X
Tax Map Number 0100-092.00-03.00-048.000

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

2011

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

Lori Sklar Lori Sklar 4/27/11

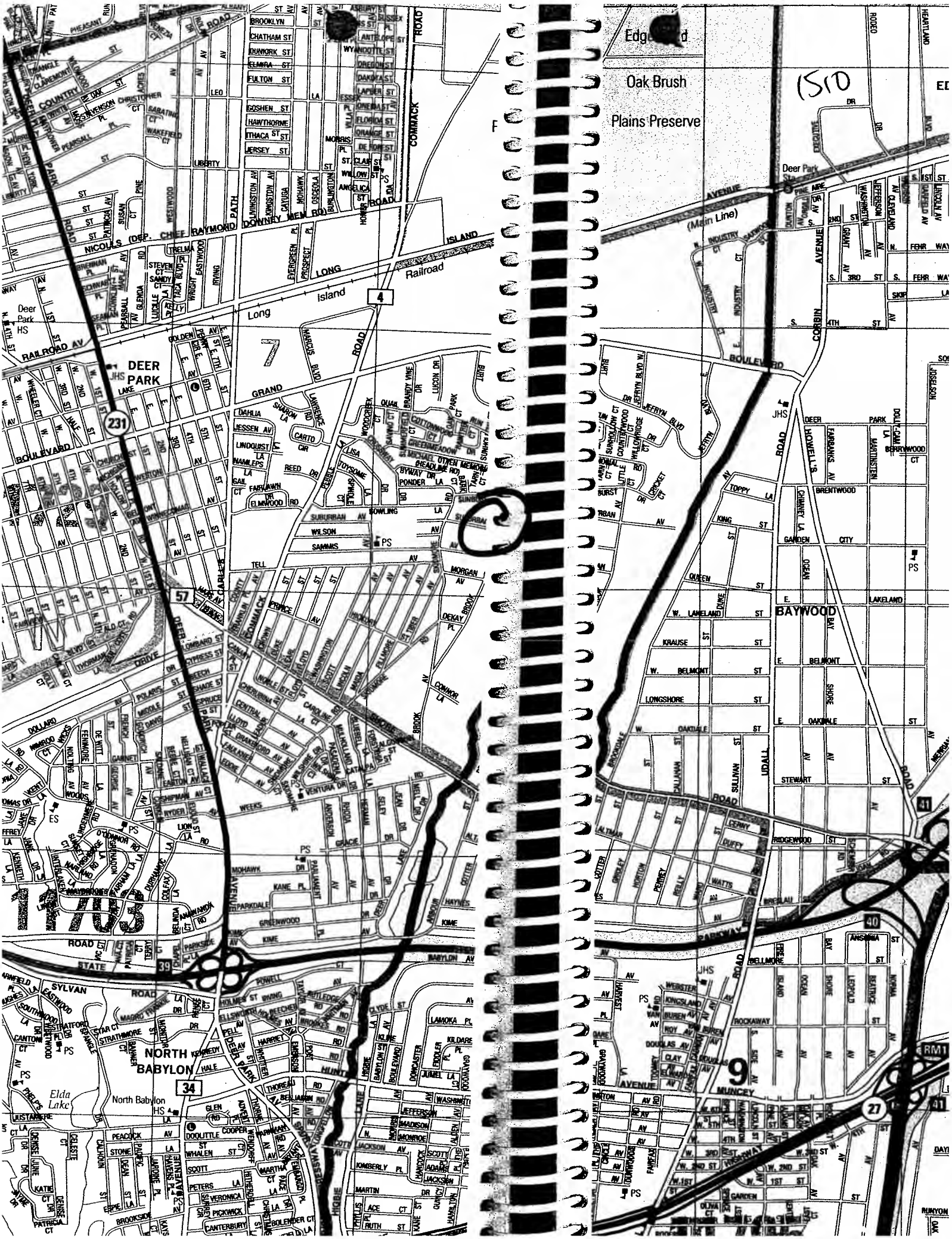
Date
09-04-98
11-02-00
01-05-01
05-13-03
06-17-05
02-25-06
09-10-06

1510

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

UNLESS DRAWN OTHERWISE, ARE WITHIN THE FOLL

SCHOOL	7	SEWE
FIRE	14	HYDR
LIGHT	55	WATE
PARK		REFU
AMBULANCE		WAS



Oak Brush
Plains Preserve
1510
DEER PARK
BAYWOOD
NORTH BABYLON
Elda Lake
North Babylon
Long Island Railroad
Deer Park Sta
(Main Line)
7
9
11703

Gen 2.0

1510

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 4, 2011

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

Re: Tax Map No. 0100-092.00-03.00-048.000
NJIDEKA KELLYMAN

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

LS: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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, Planning Dept.
Alice Kubicsko, Inventory

53

Introductory Resolution No. 1511-11 Laid on Table 6/7/11

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
ROBERT GREENBERG
0600-033.00-06.00-039.004

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0600, Section 033.00, Block 06.00, Lot 039.004, and acquired by tax deed on May 10, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 12, 2010, in Liber 12624, at Page 604, and otherwise known and designated by the Town of Riverhead, as Suffolk County Tax Map Number District 0600, Section 033.00, Block 06.00, Lot 039.004; 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 10, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on May 12, 2010 in Liber 12624 at Page 604.

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, ROBERT GREENBERG has made application of said above described parcel and ROBERT GREENBERG has paid the application fee and has paid $42,835.60, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2011, 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 ROBERT GREENBERG, 6 Park Street, Wading River NY 11792, 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: _____

1511

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

April 26, 2011

Tax Map No.: 0600-033.00-06.00-039.004
Name of Last Legal Fee Owner: ROBERT GREENBERG

TREASURER'S COMPUTATION	$36,749.44
Taxes.....2010/2011	$6,086.16
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$42,835.60
Monies Received	$42,835.60
RESOLUTION AMOUNT	$42,835.60

APPROVED:

Karen A Slater 4/27/11
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0600	033.00	06.00	039.004

1511

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2005/06	2740.03
2006/07	8201.92
2007/08	7969.63
2008/09	7351.14
2009/10	6145.09

2010/11 PROPERTY TAXES $6,086.16 NOT INCLUDED IN COMPUTATION

TOTAL:	32407.81
B. INTEREST DUE	2591.66
C. TOTAL	34999.47
D. 5% LINE C	1749.97
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$36,749.44

4/27/11

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-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/05/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0600-033.00-06.00-039.004

1511

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

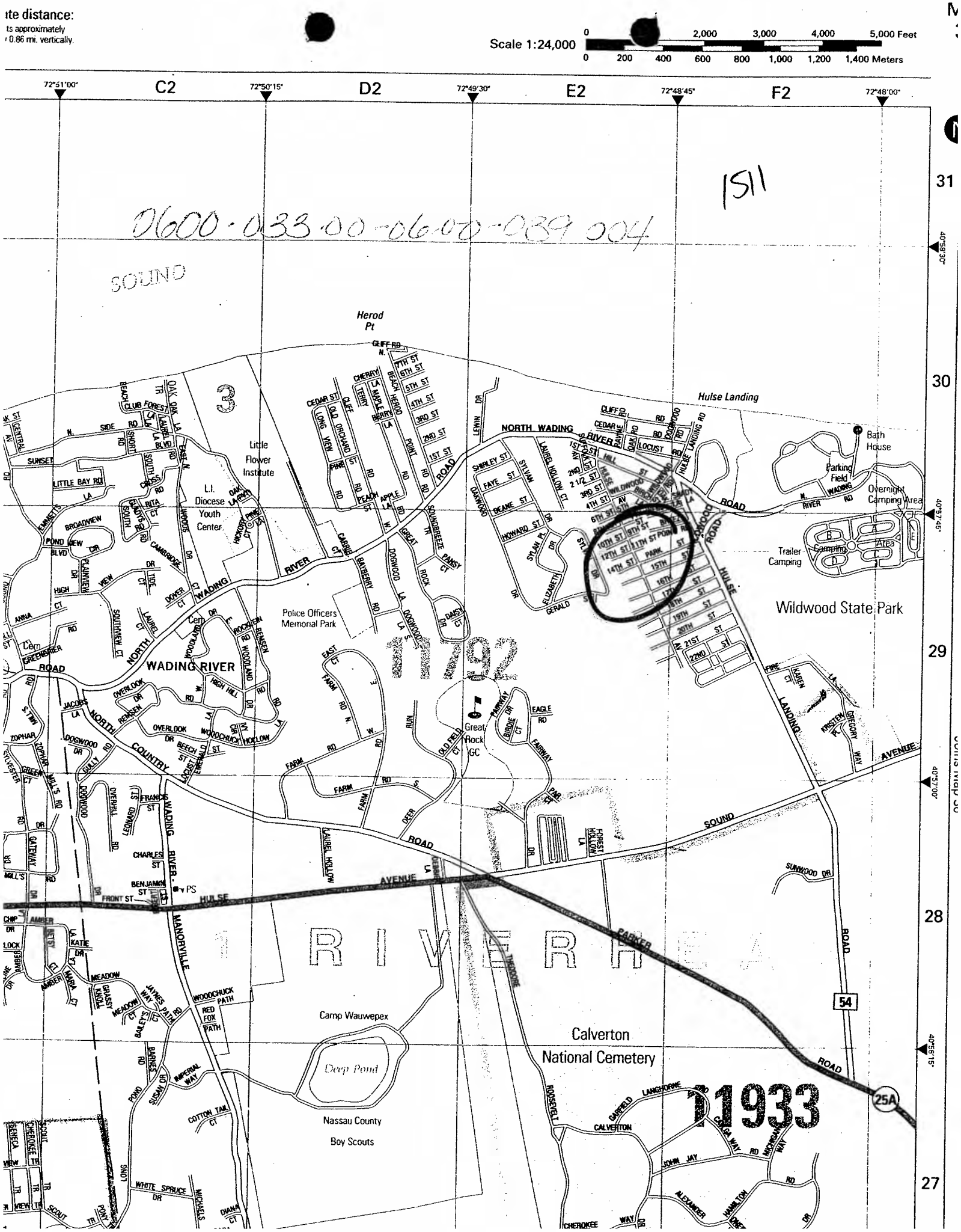
N/A

9. Timing of Impact

2011

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

Diane Bishop | Diane Bishop | 4.26.11



ite distance:
ts approximately
0.86 mi. vertically.
Scale 1:24,000
0 2,000 3,000 4,000 5,000 Feet
0 200 400 600 800 1,000 1,200 1,400 Meters
72°51'00"
C2
72°50'15"
D2
72°49'30"
E2
72°48'45"
F2
72°48'00"
31
30
29
28
27
40°58'30"
40°57'45"
40°57'00"
40°56'15"
1511
0600-033-00-06-00-039-004
SOUND
Herod Pt
Hulse Landing
Bath House
Parking Field
Overnight Camping Area
Trailer Camping
Wildwood State Park
Little Flower Institute
L.I. Diocese Youth Center
Police Officers Memorial Park
WADING RIVER
NORTH WADING RIVER ROAD
NORTH COUNTRY ROAD
HULSE AVENUE
SOUND AVENUE
PARKER ROAD
Great Rock GC
11792
RIVERHEAD
Camp Wauwepex
Deep Pond
Nassau County Boy Scouts
Calverton National Cemetery
11933
54
25A

PROPERTIES DISTRICTS:	NOTICE	COUNTY OF SUFFOLK © Real Property Tax Service Agency County Center Riverhead, N Y 11901 SCALE IN FEET:	KEY MAP	TOWN OF RIVERHEAD	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.			VILLAGE OF	033
				DISTRICT NO 0600	PROPERTY MAP

1511

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 4, 2011

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

Re: Tax Map No. 0600-033.00-06.00-039.004
ROBERT GREENBERG

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, 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

Introductory Resolution No. 1512-11 Laid on Table 6/7/11

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
SEI WONG JUNG AND YANG JA JUNG, HIS WIFE
0208-014.00-02.00-010.000

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 0208, Section 014.00, Block 02.00, Lot 010.000, and acquired by tax deed on October 05, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010, in Liber 12639, at Page 481, and otherwise known and designated by the Town of Brookhaven , as District 0208, Section 014.00, Block 02.00, Lot 010.000; 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 05, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 06, 2010 in Liber 12639 at Page 481.

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, SEI WONG JUNG AND YANG JA JUNG, HIS WIFE have made application of said above described parcel and SEI WONG JUNG AND YANG JA JUNG, HIS WIFE have paid the application fee and will be paying $69,278.74, 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, 2011, 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 SEI WONG JUNG AND YANG JA JUNG, HIS WIFE, 1144 Stony Brook Rd., Lake Grove NY 11755, 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

1512

April 20, 2011

Tax Map No.: 0208-014.00-02.00-010.000
Name of Last Legal Fee Owner: SEI WONG JUNG AND YANG JA JUNG, HIS WIFE

TREASURER'S COMPUTATION.....	$63,394.14
Taxes.....2010/2011.....	$5,884.60
License/Storage Fee.....	OPEN
Repairs.....	OPEN
Miscellaneous Expenses.....	OPEN
TOTAL.....	$69,278.74
Monies to be Received.....	$69,278.74
RESOLUTION AMOUNT.....	$69,278.74

APPROVED:

Karen A Slater 4/21/11
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK	LOT
0208	014.00	02.00	010.000

1512

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

Year	Village	Town	Combined
2003/04	1255.75	**PAID**	1255.75
2004/05	1239.02	**PAID**	1239.02
2005/06	1215.75	1000.66	2216.41
2006/07	1132.00	14748.47	15880.47
2007/08	1075.31	14307.93	15383.24
2008/09	947.72	13466.87	14414.59
2009/10	877.17	5783.75	6660.92
2010/11	578.35	**NOT DUE YET**	578.35

2010/11 TOWN PROPERTY TAXES $5,884.60 NOT INCLUDED IN COMPUTATION

TOTAL: 57628.75

B. INTEREST DUE	2746.62
C. TOTAL	60375.37
D. 5% LINE C	3018.77
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE $63,394.14

4/21/11

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. 23-Mar-11

Diane M. Stuke
Deputy County Treasurer

** Interest and penalty computed to and including 09/19/11

DZ

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0208-014.00-02.00-010.000

1512

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

2011

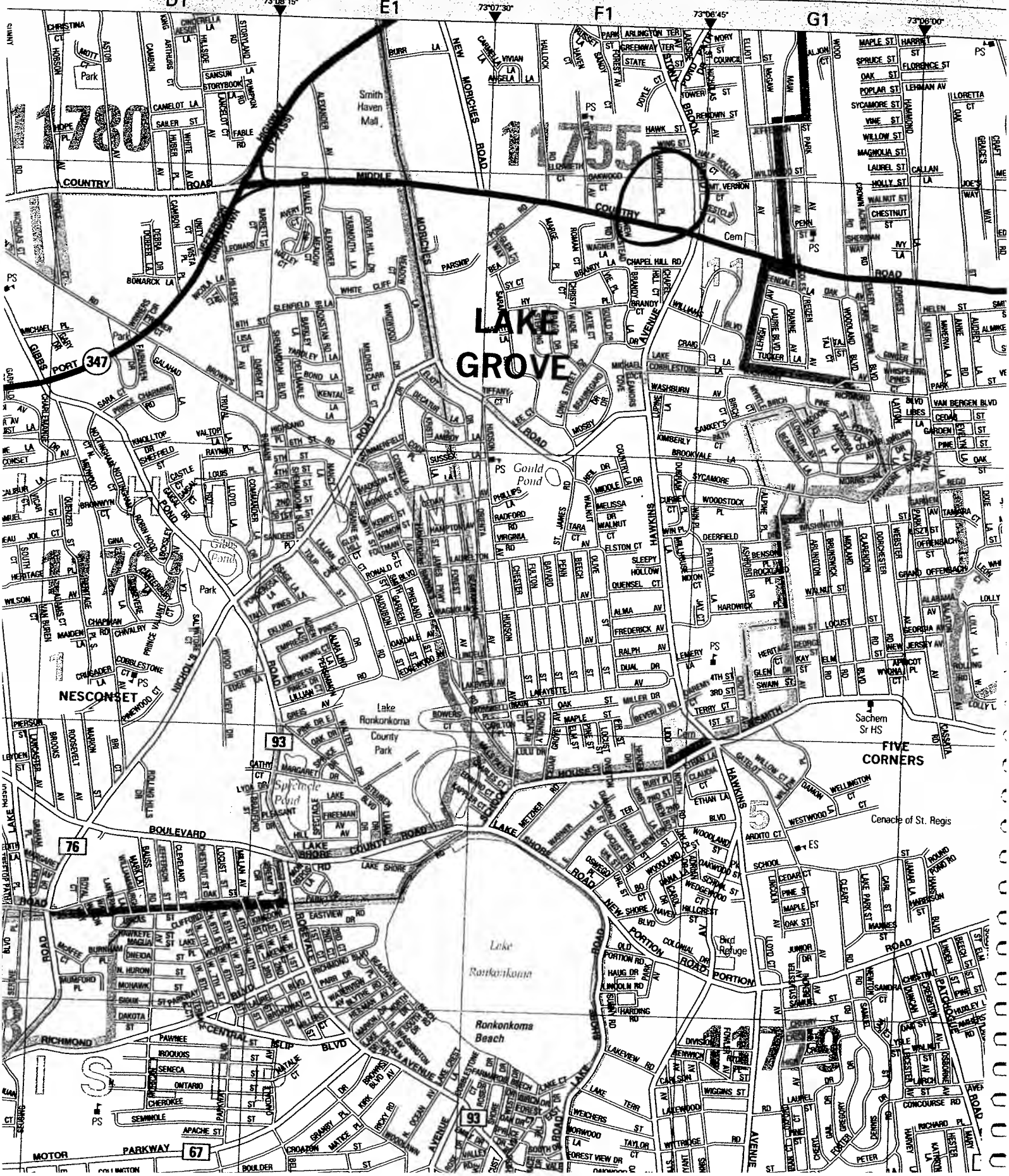
10. Typed Name & Title of Preparer Signature of Preparer Date

Diane Bishop Diane Bishop 4-2011

Suffolk Co.

1512

Joins Map 20



Revisions
04-30-96
12-14-98
04-12-99
07-16-99
11-19-99
08-10-00
11-29-00
12-05-00
02-21-01
03-22-01
04-25-01
06-05-03
01-10-06
08-24-06
09-05-06
10-11-06
01-08-07
01-25-07
01-26-07
01-29-07
01-30-07
12-18-07
04-11-08

0208 · 014.00 · 02.00 - 010.000

LEGEND							
Property or RW Line		Subdivision Lot No. (12)	Block Limit	School District Line — SCH —	Hydrant District Line — H —	UNLESS DRAWN OTHERWISE ARE WITHIN THE FOL	
Denotes Common Owner		Subdivision Block/Bldg. No. (21)	Block No. ②	Fire District Line — F —	Refuse District Line — R —	SCHOOL 11	SE
Subdivision Lot Line		Deed Dimension 62	County Line	Water District Line — W —	Historical District Line — HST —	FIRE FK1	HY
Stream / Shore		Scaled Dimension 63a	Town Line	Light District Line — L —	Ambulance District Line — A —	LIGHT	WA
Parcel No. 23		Deed Area 12.1 A(d) or 12.1A	Village Line	Park District Line — P —	Wastewater District Line — WW —	PARK	RE
		Calculated Area 12.1 A(c)		Sewer District Line — S —		AMBULANCE	WA

1512

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 4, 2011

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

Re: Tax Map No. 0208-014.00-02.00-010.000
SEI WONG JUNG AND YANG JA JUNG, HIS WIFE

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, Planning Dept.
Alice Kubicsko, Inventory

53

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

Introductory Resolution No. 1513-11 Laid on Table 6/7/10

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
AVALONBAY COMMUNITIES
0200-372.00-04.00-044.006

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 372.00, Block 04.00, Lot 044.006, and acquired by tax deed on January 05, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 05, 2011, in Liber 12647, at Page 724, and otherwise known and designated by the Town of Brookhaven, as Suffolk County Tax Map Number District 0200, Section 372.00, Block 04.00, Lot 044.006; 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 January 05, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 05, 2011 in Liber 12647 at Page 724.

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, AVALONBAY COMMUNITIES has made application of said above described parcel and AVALONBAY COMMUNITIES has paid the application fee and has paid $555,097.04, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2011, 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 AVALONBAY COMMUNITIES, 135 Pinelawn Rd., Suite 130 South, Melville, NY 11747, 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

1513

April 26, 2011

Tax Map No.: 0200-372.00-04.00-044.006
Name of Last Legal Fee Owner: AVALONBAY COMMUNITIES

TREASURER'S COMPUTATION	$442,550.54
Taxes.....2010/2011	$112,546.50
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$555,097.04
Monies Received	$555,097.04
RESOLUTION AMOUNT	$555,097.04

APPROVED:

Karen A Slater 4/27/11
Accounting
DB:lag

PREPARED BY:

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

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0200	372.00	04.00	1513	044.006

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2007/08	130363.29
2008/09	137926.42
2009/10	135253.60

2010/11 PROPERTY TAXES $112,546.35 NOT INCLUDED IN COMPUTATION

TOTAL:	403543.31
B. INTEREST DUE	17933.40
C. TOTAL	421476.71
D. 5% LINE C	21073.84
E. FEE	
F. MISC	
G. MISC	

H. TOTAL DUE	$442,550.54

.01 short
EP 4/27/11

CERTIFICATION BY COUNTY TREASURER

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

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York. 04-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/01/11

dz

Gen 23

COUNTY OF SUFFOLK

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 4, 2011

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

Re: Tax Map No. 0200-372.00-04.00-044.006
AVALONBAY COMMUNITIES

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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, 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

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1513

1. Type of Legislation

Resolution X
Tax Map Number 0200-372.00-04.00-044.006

2. Title of Proposed Legislation

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

3. Purpose of Proposed Legislation

Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No____

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

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

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

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

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

N/A

8. Proposed Source of Funding

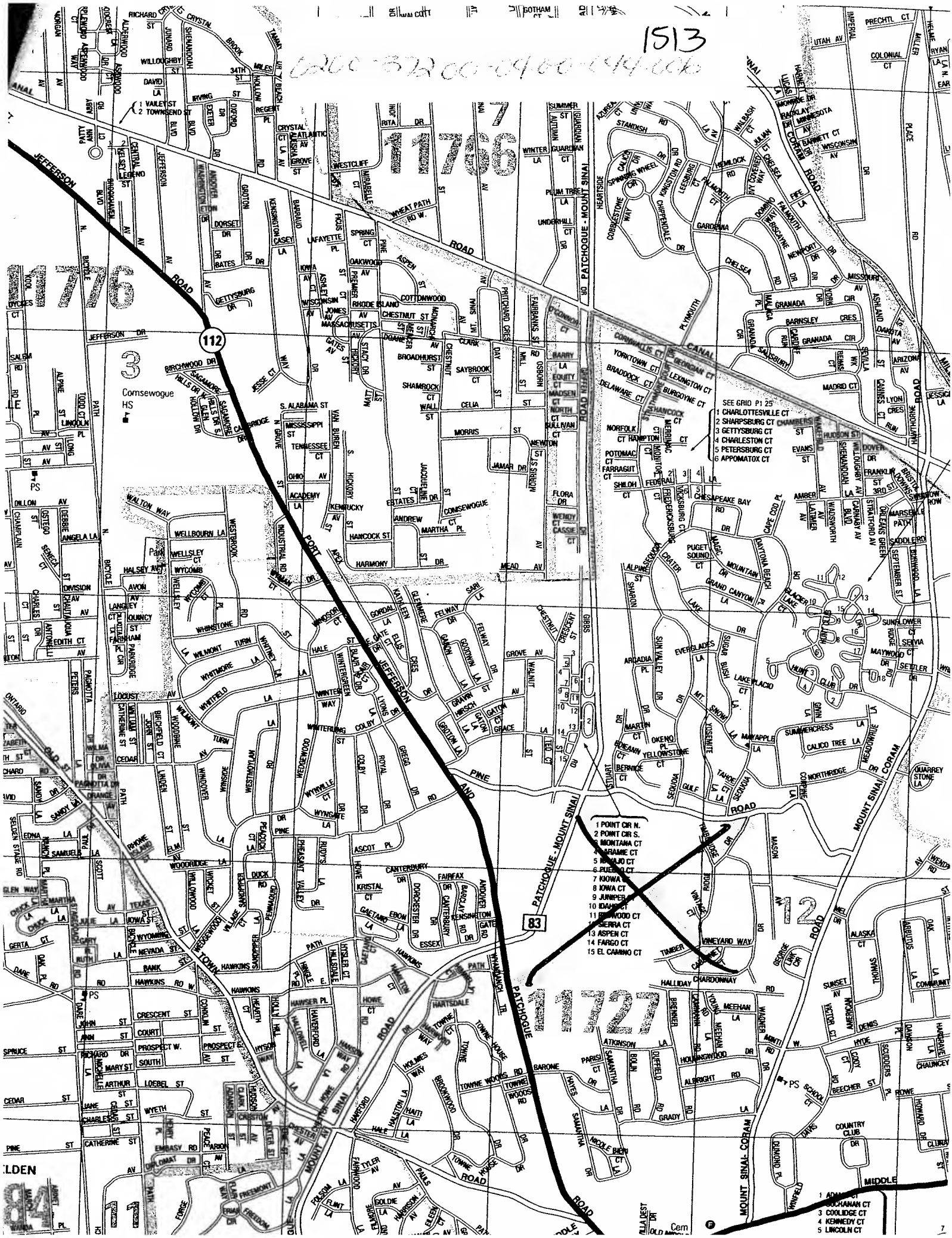
N/A

9. Timing of Impact

2011

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

Diane Bishop Diane Bishop 4-26-11


1513
11766
11776
11727
3
Comsewogue
HS
112
83
JEFFERSON ROAD
PATCHOGUE - MOUNT SINAI ROAD
PORT JEFFERSON AND PINE ROAD
MOUNT SINAI - CORAM ROAD
CANAL
1 VAILEY ST
2 TOWNSEND ST
SEE GRID P1 25
1 CHARLOTTESVILLE CT
2 SHARPSBURG CT
3 GETTYSBURG CT
4 CHARLESTON CT
5 PETERSBURG CT
6 APPOMATOX CT
1 POINT CIR N.
2 POINT CIR S.
3 MONTANA CT
4 ARAMIE CT
5 NAVAJO CT
6 PUEBLO CT
7 KIOWA CT
8 IOWA CT
9 JUNIPER CT
10 IDAHO CT
11 REDWOOD CT
12 SIERRA CT
13 ASPEN CT
14 FARGO CT
15 EL CAMINO CT
1 ADAMS CT
2 BUCHANAN CT
3 COOLIDGE CT
4 KENNEDY CT
5 LINCOLN CT
MIDDLE
Cem

Introductory Resolution No. 1514-11 Laid on Table 6/7/11

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
VINCENT VITALE
0800-167.00-01.00-047.000

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 167.00, Block 01.00, Lot 047.000, and acquired by tax deed on October 08, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 14, 2010, in Liber 12640, at Page 243, and otherwise known and designated by the Town of Smithtown, as Lot No. 13, on a certain map entitled "Map of Ronkonkoma Knolls, Section 3", filed in the office of the Clerk of Suffolk County on September 13, 1946 as Map No. 1500; 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 08, 2010, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 14, 2010 in Liber 12640 at Page 243.

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, VINCENT VITALE has made application of said above described parcel and has paid the application fee and CHASE HOME FINANCIAL, LLC has paid $1,193.81, 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 VINCENT VITALE, 49 Joseph Place, 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: _____

SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

1514

April 29, 2011

Tax Map No.: 0800-167.00-01.00-047.000
Name of Last Legal Fee Owner: VINCENT VITALE

TREASURER'S COMPUTATION	$925.36
Taxes.....2010/2011	$268.45
License/Storage Fee	OPEN
Repairs	OPEN
Miscellaneous Expenses	OPEN
TOTAL	$1,193.81
Monies Received	$1,193.81
RESOLUTION AMOUNT	$1,193.81

APPROVED:

Karen A Slater 5/3/11
Accounting
LS:lag

PREPARED BY:
Lori Sklar
Lori Sklar
Redemption Unit
(631)853-5937

COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT	SECTION	BLOCK		LOT
0800	167.00	01.00	1514	047.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2007/08	201.20
2008/09	370.77
2009/10	259.74

2010/11 PROPERTY TAXES $268.45 NOT INCLUDED IN COMPUTATION

TOTAL:	831.71
B. INTEREST DUE	49.58
C. TOTAL	881.29
D. 5% LINE C	44.06
E. FEE	
F. MISC	
G. MISC	
H. TOTAL DUE	$925.36

01 over
KB 5/3/11

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. 14-Apr-11

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/11/11

dz

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1514

1. Type of Legislation

Resolution X
Tax Map Number 0800-167.00-01.00-047.000

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

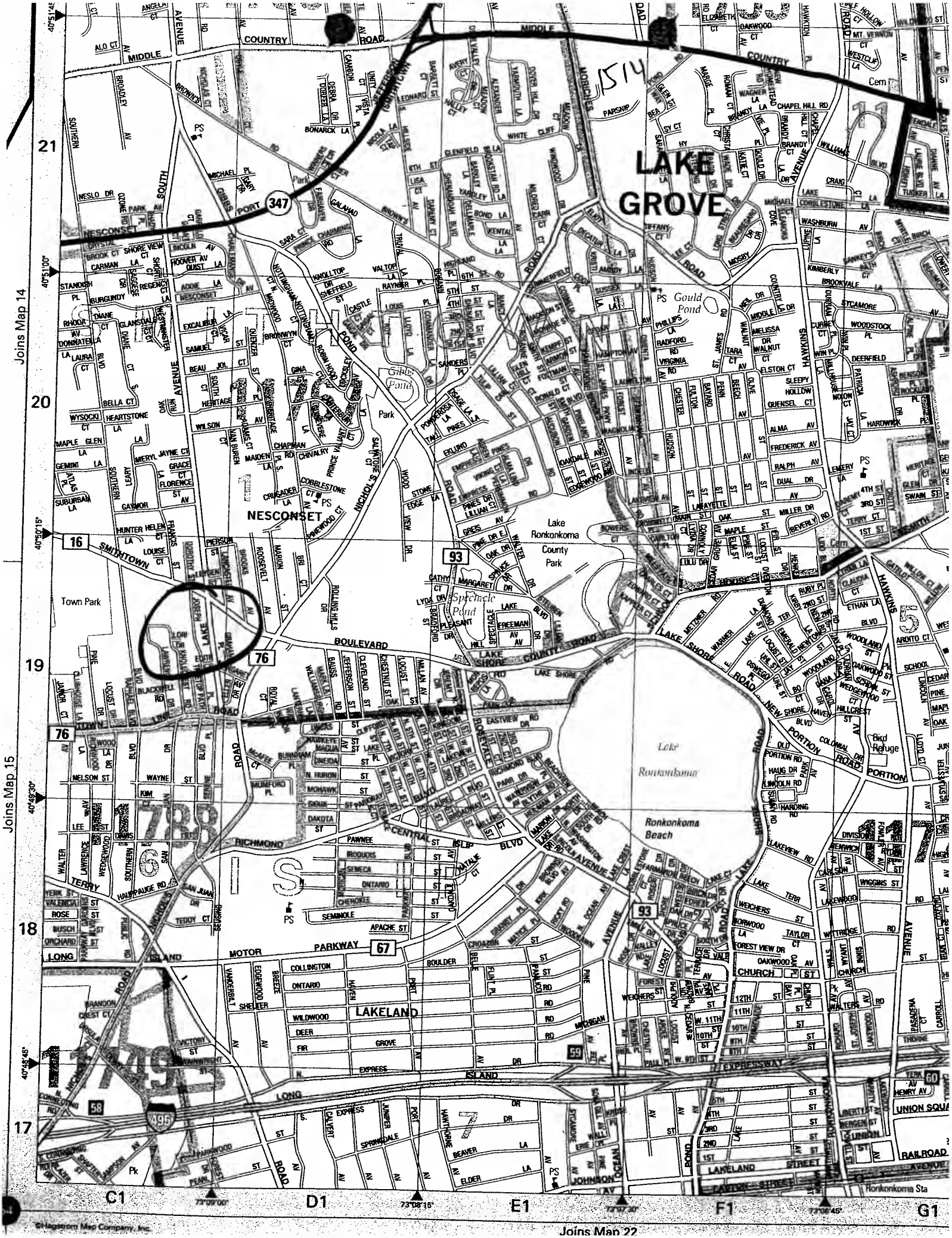
N/A

9. Timing of Impact

2011

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

Lori Sklar Lori Sklar 4/29/11


LAKE GROVE
NESCONSET
LAKELAND
Lake Ronkonkoma County Park
Lake Ronkonkoma
Ronkonkoma Beach
Gould Pond
Gibbs Pond
Spectacle Pond
Town Park
Bird Refuge
Joins Map 14
Joins Map 15
Joins Map 22
©Hagstrom Map Company, Inc.

Sewer District Line — S —

Revisions
06-11-96
11-04-96
04-08-97
05-30-97
07-28-97
10-02-97
06-18-98
12-16-98
11-15-99
05-17-00
08-11-00
01-08-01
01-18-01
09-26-01
11-02-01
01-14-02
02-07-02
03-01-02
06-21-02
12-09-02
02-03-04
07-19-06
10-02-06
04-24-07
01-15-08
11-19-09
01-20-10

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

UNLESS DRAWN OTHERWISE, AL
ARE WITHIN THE FOLLOWIN

SCHOOL	1	SEWER	
FIRE	23	HYDRANT	
LIGHT		WATER	
PARK		REFUSE	
AMBULANCE		WASTEWAT	

D14

COUNTY OF SUFFOLK

1514

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN CULHANE
COMMISSIONER

May 4, 2011

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

Re: Tax Map No. 0800-167.00-01.00-047.000
VINCENT VITALE

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

LS: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:
Eric Kopp, Assistant Deputy County Executive
Eric C. Naughton, Budget Director
Sarah Lansdale, Director, Planning Dept.
Lauretta Fischer, Chief Environmental Analyst, 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

Intro. Res. No. 1515-11 Laid on Table 6/7/11

Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2011, AUTHORIZING THE INCLUSION OF NEW PARCELS INTO EXISTING CERTIFIED AGRICULTURAL DISTRICTS IN THE COUNTY OF SUFFOLK

WHEREAS, Article 25-AA of the New York State Agriculture and Markets Law provides for a locally-initiated mechanism for the protection and enhancement of New York State's agricultural land as a viable segment of the local and state economies and as an economic and environmental resource of major importance; and

WHEREAS, Article 25-AA of the New York State Agriculture and Markets Law established and articulates the Agricultural Districts Program, wherein viable agricultural land included within a certified agricultural district receives certain benefits and protections in order to perpetuate farming; and

WHEREAS, Article 25-AA of the New York State Agriculture and Markets Law was amended in 2003 to include Section 303-B which allows county legislative bodies the opportunity to designate an annual thirty-day period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within an existing certified agricultural district; and

WHEREAS, this Legislature designated the month of January as the annual enrollment period during which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within an existing certified agricultural district; and

WHEREAS, ten applications were received from land owners during the 2011 annual enrollment period; and

WHEREAS, the Suffolk County Agricultural and Farmland Protection Board found the parcels identified by Exhibit "A" consist of predominately viable agricultural land and that inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the existing certified agricultural districts; and

WHEREAS, the Suffolk County Agricultural and Farmland Protection Board found the parcels identified by Exhibit "B" do not consist of predominately viable agricultural land and that inclusion of such land would not serve the public interest; and

WHEREAS, the parcels identified by Exhibit "C" were recommended for disapproval for inclusion in existing certified agricultural districts by staff but failed to garner a majority vote by the Suffolk County Agricultural and Farmland Protection Board and, therefore, received no action; now, therefore, be it

1st **RESOLVED**, that this Legislature hereby finds that it is in the best interest of the people of the County of Suffolk to include the parcels identified by Exhibit "A" into existing certified agricultural districts, as recommended by the Suffolk County Agricultural and Farmland Protection Board; and be it further

2nd **RESOLVED**, that the petition for inclusion of the parcels identified by Exhibit "A" in existing certified agricultural districts is hereby approved, adopted, and referred to the

Commissioner of the New York State Department of Agriculture and Markets for review of the petition as required by Section 303(B)(4) of Article 25-AA of the New York State Agriculture and Markets Law; and be it further

3rd **RESOLVED**, that the Clerk of the Suffolk County Legislature is hereby directed to submit said petition including this resolution, the report of the Suffolk County Agricultural and Farmland Protection Board, the tax map identification numbers, and tax maps for each parcel of land to be included in an agricultural district to the Commissioner of the New York State Department of Agriculture and Markets; and be it further

4th **RESOLVED**, that this Legislature herby finds that it is in the best interest of the people of the County of Suffolk not to include the parcels identified by Exhibit "B" into existing certified agricultural districts, as recommended by the Suffolk County Agricultural and Farmland Protection Board; and be it further

5th **RESOLVED**, that this Legislature herby finds that it is in the best interest of the people of the County of Suffolk not to include the parcels identified by Exhibit "C" into existing certified agricultural districts due to the failure of the Suffolk County Agricultural and Farmland Protection Board to garner a majority vote; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

ADDENDUM A

1. Board Resolution #AFPB-10-2011
2. Staff Report for Application # OEP-2011-10
3. Board Resolution #AFPB-4-2011
4. Staff Report for Application # OEP-2011-02
5. Board Resolution #AFPB-__-2011
6. Staff Report for Application # OEP-2011-07
7. Board Resolution #AFPB-5-2011
8. Staff Report for Application # OEP-2011-03
9. Board Resolution #AFPB-__-2011
10. Staff Report for Application # OEP-2011-04
11. Board Resolution #AFPB-6-2011
12. Staff Report for Application # OEP-2011-05
13. Board Resolution #AFPB-7-2011
14. Staff Report for Application # OEP-2011-06
15. Board Resolution #AFPB-8-2011
16. Staff Report for Application # OEP-2011-08
17. Board Resolution #AFPB-3-2011
18. Staff Report for Application # OEP-2011-01
19. Board Resolution #AFPB-9-2011
20. Staff Report for Application # OEP-2011-09

RESOLUTION NO. AFPB-10-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCELS 0200-133.00-01.00-007.000, 0200-133.00-01.00-008.002, 0200-133.00-01.00-008.003, 0200-133.00-01.00-009.001, 0200-133.00-01.00-020.002, 0200-133.00-01.00-023.000, 0200-133.00-03.00-027.002, 0200-133.00-03.00-028.000, 0200-133.00-03.00-029.000, AND 0200-133.00-03.00-030.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT AND DISAPPROVING TAX MAP PARCELS 0200-133.00-01.00-021.000 AND 0200-133.00-03.00-031.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-10)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Robert F. and Jean S. Benner in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-10; and

WHEREAS, the property owned by Robert F. and Jean S. Benner and known as "Benner's Farm" is located in the hamlet of East Setauket, identified by Suffolk County Real Property Tax Map numbers 0200-133.00-01.00-007.000, 0200-133.00-01.00-008.002, 0200-133.00-01.00-008.003, 0200-133.00-01.00-009.001, 0200-133.00-01.00-020.002, 0200-133.00-01.00-021.000, 0200-133.00-01.00-023.000, 0200-133.00-03.00-027.002, 0200-133.00-03.00-028.000, 0200-133.00-03.00-029.000, 0200-133.00-03.00-030.000, and 0200-133.00-03.00-031.000 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 3 the following parcels:

1) 0200-133.00-01.00-007.000,
2) 0200-133.00-01.00-008.002,
3) 0200-133.00-01.00-008.003,
4) 0200-133.00-01.00-009.001,
5) 0200-133.00-01.00-020.002,
6) 0200-133.00-01.00-023.000,
7) 0200-133.00-03.00-027.002,
8) 0200-133.00-03.00-028.000,
9) 0200-133.00-03.00-029.000, and
10) 0200-133.00-03.00-030.000; and be it further

4th RESOLVED, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

1) 0200-133.00-01.00-021.000 and
2) 0200-133.00-03.00-031.000.

Motion by:	Lyle C. Wells	Seconded by:	Lee Foster

Committee Vote:	Ayes	7
	Nays	0
	Abstentions	0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-10

Landowner:	Robert F. and Jean S. Benner	
Applicant:	Robert F. and Jean S. Benner, 56 Gnarled Hollow Rd., East Setauket, NY 11733	
Tax Map #:	0200-133.00-01.00-007.000 (SCPDR)	0200-133.00-01.00-023.000 (SCPDR)
	0200-133.00-01.00-008.002 (SCPDR)	0200-133.00-03.00-027.002 (SCPDR)
	0200-133.00-01.00-008.003	0200-133.00-03.00-028.000 (SCPDR)
	0200-133.00-01.00-009.001	0200-133.00-03.00-029.000 (SCPDR)
	0200-133.00-01.00-020.002 (SCPDR)	0200-133.00-03.00-030.000 (SCPDR)
	0200-133.00-01.00-021.000	0200-133.00-03.00-031.000
Property Name:	Benner's Farm	
Operation:	Vegetables, Fruit	

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 3.

Analysis:

The proposal includes 13 parcels — ranging from 0.2± acres to 7.1± acres — that total 12.9± acres in the hamlet of East Setauket, Town of Brookhaven. The subject parcels are located south of Old Town Road, east of Bancroft Street, and west of Gnarled Hollow Road. The County of Suffolk owns the development rights to eight of the 13 parcels, which includes approximately 11 of the 12.9± acres (See above list for further information).

The property has been in active bona fide agricultural production since approximately 1751. The current commercial agricultural operation (i.e., pumpkin and strawberry cultivation, agri-education, and agri-tourism) generates an average annual gross farm sales between $100,000 and $199,999. In addition, capital improvements totaling between $100,000 and $199,999 have been made over the past seven years. An inspection of the premises on April 19, 2011 confirmed evidence of said enterprise.

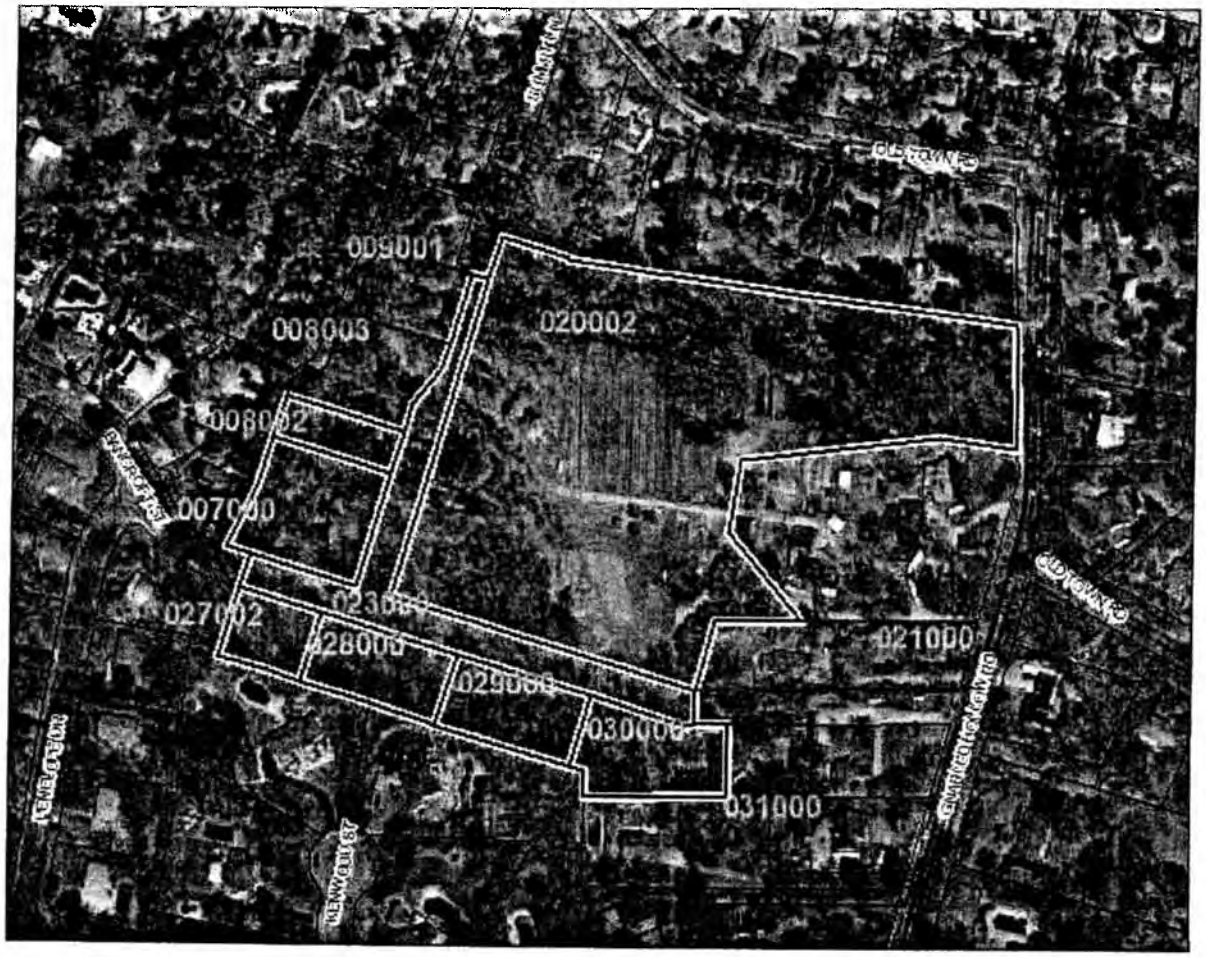
Lots 0200-133.00-01.00-021.000 and 0200-133.00-03.00-031.000 appear to be used solely for residential rather than agricultural uses. The former is improved with a residence. The latter is improved with a swimming pool and appears to be associated with the residential use on an adjoining lot (SCTM No. 0200-133.00-03.00-032.000). Neither parcel displays evidence that such lands are actively used in commercial agricultural production or as support land for a commercial agricultural production operation.

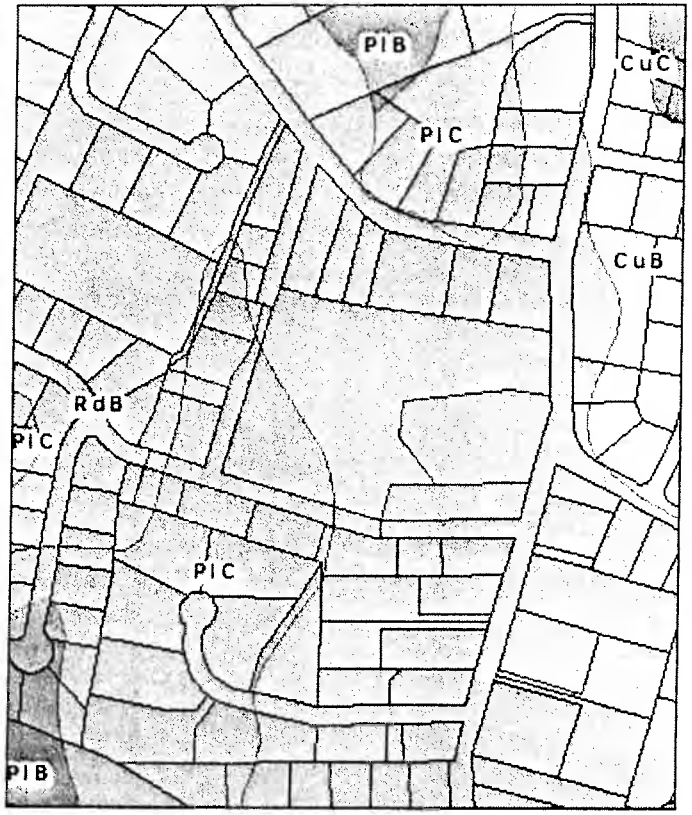
More than 50% of the remaining 11 parcels is in active commercial agricultural production, more than 50% of the said parcels contains prime soils and/or soils of statewide significance, and more than 50% of

Agricultural District 3
Brookhaven Town

Setauket – East Setauket
OEP-2011-10

Tax Map Number	Acres	Owner	Notes
0200 13300 0100 007000	0.7	Robert F. & Jean S. Benner	SC PDR
0200 13300 0100 008002	0.2	Robert F. & Jean S. Benner	SC PDR
0200 13300 0100 008003	0.5	Robert F. & Jean S. Benner	
0200 13300 0100 009001	0.3	Robert F. & Jean S. Benner	
0200 13300 0100 020002	7.1	Robert F. & Jean S. Benner	SC PDR
0200 13300 0100 021000	0.8	Robert F. & Jean S. Benner	
0200 13300 0100 023000	1.2	Robert F. & Jean S. Benner	SC PDR
0200 13300 0300 027002	0.3	Robert F. & Jean S. Benner	SC PDR
0200 13300 0300 028000	0.5	Robert F. & Jean S. Benner	SC PDR
0200 13300 0300 029000	0.5	Robert F. & Jean S. Benner	SC PDR
0200 13300 0300 030000	0.5	Robert F. & Jean S. Benner	SC PDR
0200 13300 0300 031000	0.3	Robert F. & Jean S. Benner	





© 2007 Aerial Photography New York State Office for Technology.

0 320 640 1,280 Feet

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Prepared April 2011
JHC

said land is in the Suffolk County Purchase of Development Rights Program. Thus, there is significant evidence that the premises — excluding lots 21 and 31 — that the premises contain unique and irreplaceable and/or viable agricultural land.

Staff Recommendation:

Approve 11.8± acres, as identified below, for recommendation to the Suffolk County Legislature for inclusion in existing certified Agricultural District number 3:

1. 0200-133.00-01.00-007.000,
2. 0200-133.00-01.00-008.002,
3. 0200-133.00-01.00-008.003,
4. 0200-133.00-01.00-009.001,
5. 0200-133.00-01.00-020.002,
6. 0200-133.00-01.00-023.000,
7. 0200-133.00-03.00-027.002,
8. 0200-133.00-03.00-028.000,
9. 0200-133.00-03.00-029.000, and
10. 0200-133.00-03.00-030.000.

Disapprove 1.1± acres, as identified below, for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district:

1. 0200-133.00-01.00-021.000 and
2. 0200-133.00-03.00-031.000.

EXHIBIT A

Application No.	District No.	DSBL	Land Use Restriction	Farm Name	Owner Name	Hamlet	Principal Farm Enterprise	Acres*
OEP-2011-08	1	1000 01300 0200 007012	SC PDR	Jamesons Farm	PJH Realty Corp	Orient	Livestock	11.9
OEP-2011-08	1	1000 01300 0200 007014	N/A	Jamesons Farm	PJH Realty Corp	Orient	Livestock	2.5
OEP-2011-01	1	1000 03100 0100 001003	SC PDR	Sep Farm	Ghassemi & Co LLC	East Marion	Vegetable	22.9
OEP-2011-09	1	1000 06900 0500 007001	N/A	Double B Ranch LTD	William J. Bergrath	Southold	Other (commercial horse boarding)	10.0
							Town of Southold	47.3
							Total Acreage AD #1	**47.3**
OEP-2011-10	3	0200 13300 0100 007000	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.7
OEP-2011-10	3	0200 13300 0100 008002	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.2
OEP-2011-10	3	0200 13300 0100 008003	N/A	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.5
OEP-2011-10	3	0200 13300 0100 009001	N/A	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.3
OEP-2011-10	3	0200 13300 0100 020002	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	7.1
OEP-2011-10	3	0200 13300 0100 023000	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	1.2
OEP-2011-10	3	0200 13300 0300 027002	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.3
OEP-2011-10	3	0200 13300 0300 028000	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.5
OEP-2011-10	3	0200 13300 0300 029000	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.5
OEP-2011-10	3	0200 13300 0300 030000	SC PDR	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.5
							Town of Brookhaven	11.8
							Total Acreage AD #3	**11.8**
OEP-2011-02	5	0300 15700 0300 008002	EH PDR	Henry Dankowski & Son	Dorothy V. Osborn	East Hampton North	Vegetable	13.3
							Town of East Hampton	13.3
							Total Acreage AD #5	**13.3**

*Source: SC Real Property Tax Service Agency

TOTAL ACRES: 72.4

EXHIBIT B

Application No.	District No.	DSBL	Land Use Restriction	Farm Name		Hamlet	Principal Farm Enterprise	Acres*
OEP-2011-10	3	0200 13300 0100 021000	N/A	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.8
OEP-2011-10	3	0200 13300 0300 031000	N/A	Benner's Farm LLC	Robert F. & Jean S. Benner	Setauket-East Setauket	Vegetable	0.3
							Town of Brookhaven	1.1
							Total Acreage AD #3	**1.1**
OEP-2011-05	5	0900 31600 0100 023000	N/A	Kochals	East Quogue Development LLC	East Quogue	Proposed Vineyard	0.2
OEP-2011-05	5	0900 31600 0100 029000	N/A	Kochals	C&C Shorelands INC	East Quogue	Proposed Vineyard	1.0
OEP-2011-05	5	0900 31600 0100 030000	N/A	Kochals	East Quogue Development LLC	East Quogue	Proposed Vineyard	33.1
OEP-2011-06	5	0900 31700 0100 024000	N/A	Weesuck Creek	Coastal Vision LLC	East Quogue	Proposed Horticulture Specialties	0.4
OEP-2011-06	5	0900 31700 0100 025000	N/A	Weesuck Creek	C&C Shorelands INC	East Quogue	Proposed Horticulture Specialties	1.1
OEP-2011-06	5	0900 31700 0100 026000	N/A	Weesuck Creek	Swan Acres LLC	East Quogue	Proposed Horticulture Specialties	4.9
OEP-2011-06	5	0900 31700 0100 027000	N/A	Weesuck Creek	Coastal Vision LLC	East Quogue	Proposed Horticulture Specialties	22.2
							Town of Southampton	62.9
							Total Acreage AD #5	**62.9**
							TOTAL ACRES:	**64.0**

*Source: SC Real Property Tax Servce Agency

EXHIBIT C

Application No.	District No.	DSBI.	Land Use Restriction	Farm Name		Hamlet	Principal Farm Enterprise	Acres*
OEP-2011-07	3	0401 00100 0100 001001	N/A	Sandpiper Farm	Eatons Neck LLC	Village of Asharoken	Livestock (horses)	400 3
OEP-2011-07	3	0401 00100 0100 001002	N/A	Sandpiper Farm	Eatons Neck LLC	Village of Asharoken	Livestock (horses)	41 2
							Village of Asharoken	441 5
							Total Acreage AD #3	**441.5**
OEP-2011-04	5	0900 25100 0100 090000	CGA	The Wright Farm	Swan Acres LLC	East Quogue	Proposed Orchard	55 7
OEP-2011-04	5	0900 28900 0200 010000	N/A	The Wright Farm	Coastal Vision LLC	East Quogue	Proposed Orchard	3 2
OEP-2011-04	5	0900 28900 0200 011000	N/A	The Wright Farm	Coastal Vision LLC	East Quogue	Proposed Orchard	6 3
							Town of Southampton	65 2
							Total Acreage AD #5	**65.2**

*Source: SC Real Property Tax Servce Agency

TOTAL ACRES: 506.7

EXHIBIT D

Application No.	District No.	DSBL	Land Use Restriction	Farm Name		Hamlet	Principal Farm Enterprise	Acres*
OEP-2011-03	1	0700 00800 0100 005002	Pend PDR & Cons Eas	Sylvester Manor Educational Farm	Eben Fiske Otsby	Shelter Island Heights	Vegetable	241.7
							Town of Shelter Island	241.7
							Total Acreage AD #1	**241.7**
							TOTAL ACRES:	**241.7**

*Source: SC Real Property Tax Service Agency

reports are attached to this report in Addendum "A".

The Board found that 64.0± acres did not consist of predominately viable agricultural land (See Exhibit "B") and that the inclusion of such land would not assist in maintaining a viable agricultural industry. The corresponding Board resolutions and staff reports are attached to this report in Addendum "A".

Staff recommended disapproval for inclusion in existing certified agricultural districts the 506.7± acres identified by Exhibit "C". The Board failed to garner a majority vote for the subject parcels. Therefore, no action was taken (See Addendum "A").

With the consent of the applicant, the Board tabled the application for the 241.7± acres identified by Exhibit "D". Please see Addendum "A" for further information.

In conclusion, the Board respectfully submits to the Legislature 15 parcels consisting of 72.4± acres, as identified by Exhibit "A", for inclusion in existing certified agricultural districts pursuant to Section 303-B of the New York State Agriculture and Markets Law.

Report of the Suffolk County Agricultural and Farmland Protection Board Regarding the 2011 Annual Agricultural District Open Enrollment Period

New York State Agricultural Districts are established in Suffolk County pursuant to Article 25-AA of the New York State Agriculture and Markets Law. This law is the authority for the creation and continuation of agricultural districts in the state and is amended each year, as necessary, to clarify sections of the law in order to foster the continuation of farming.

The existence of agricultural districts encourages the continuation of viable farming operations within Suffolk County. Inclusion within an agricultural district provides the farmer with many benefits. Such agricultural district status limits the exercise of eminent domain on agricultural district parcels and also limits burdensome benefit assessments, special ad valorem levies, and other rates or fees in certain improvement districts or benefit areas for which the farmers would be assessed. Perhaps the most important reason for farms being in an agricultural district is the protection it gives viable farms from nuisance complaints and unduly restrictive local laws. If neighbors are complaining about a farm in the agricultural district the state will support the farm as long as the activities being conducted on the farm are consistent with standard agricultural practices.

In 2003 the Agricultural Districts Law was amended and a new section (303-B) was added to establish an annual 30-day period during which farmers can submit proposals to include viable agricultural land within existing certified agricultural districts. The Suffolk County Legislature ("Legislature") designated the month of January as the 30-day annual open enrollment period ("OEP").

Advertisement of the 2011 OEP commenced in November 2010. The public notice was posted in the office of the Suffolk County Planning Department ("Department") as well as on the website, submitted to Suffolk County's official newspapers, and provided to both Cornell Cooperative Extension for printing in *Suffolk County Agricultural News* and the Long Island Farm Bureau for posting on the organization's website. The 2011 OEP was announced at the November 23, 2010 and January 25, 2011 meetings of the Suffolk County Farmland Committee. Application forms were distributed at the Long Island Agricultural Forum, held at the Eastern Campus of Suffolk County Community College, on January 13, 2011 and January 14, 2011 and were posted on the Department's website. (Section 303-B does not require public notice of the annual open enrollment period.)

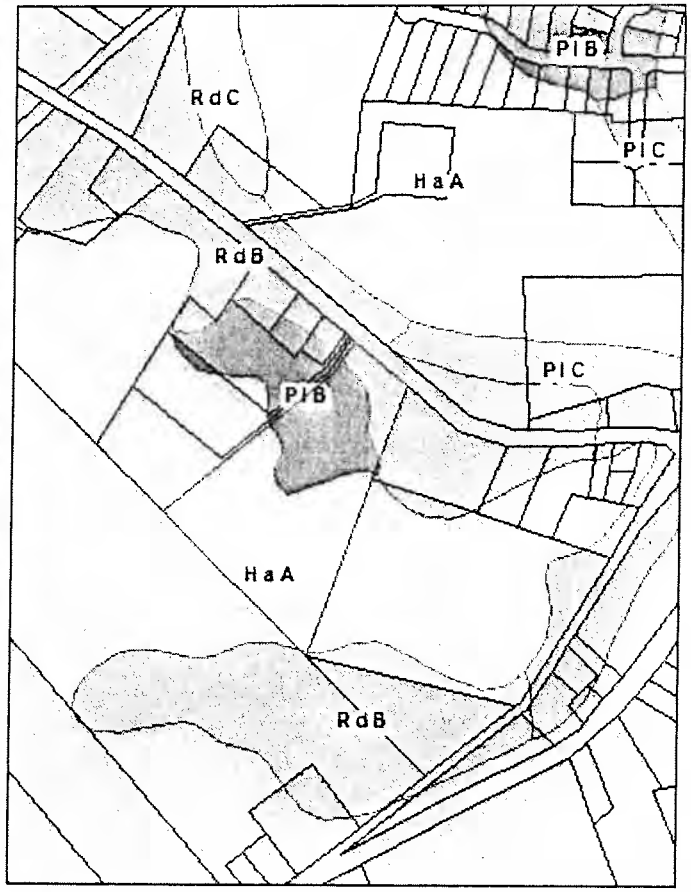
Ten applications identifying 884.8± acres of land requesting inclusion in existing certified agricultural districts were received during the 2011 OEP. The Suffolk County Agricultural and Farmland Protection Board ("Board") convened a public meeting on April 21, 2011 to consider said applications.

The Board found that 72.4± acres consisted of predominately viable agricultural land (See Exhibit "A") and that the inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the agricultural districts. The principal farm enterprises on those lands included vegetable cultivation (66% of the acres), livestock husbandry (20%), and commercial horse boarding (14%). The corresponding Board resolutions and staff

Agricultural District 1
Southold Town

Southold
OEP-2011-09

Tax Map Number	Acres	Owner	Notes
1000 06900 0500 007001	10.0	William J. Bergrath	



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Prepared April 2011
JHC

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-09

Landowner: William J. Bergrath
Applicant: William J. Bergrath, 1375 Ackerly Pond Lane, Southold, NY 11971
Tax Map #: 1000-069.00-05.00-007.001
Operation: Commercial Horse Boarding Operation

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 1.

Analysis: The property consists of approximately 10 acres located on the west side of Ackerly Pond Lane (Bowery Lane), south of Old North Road, and north of Lower Road in the hamlet of Southold, Town of Southold (i.e. 1375 Ackerly Pond Lane, Southold). Moreover, the property is identified by Suffolk County Real Property Tax Map number 1000-069.00-05.00-007.001 ("premises").

Based on information received from the applicant the property has been in active agricultural production as a commercial horse farm for almost 12 years. The property is ten acres in size and the application states an Average Annual Gross Farm Sales from the premises of $10,000 to $39,999. More than 50% of the property is currently in agricultural production. In addition more than 50% of the property has prime farmland soils. The property's development rights have not been purchased by either Southold Town or Suffolk County. Thus, there is significant evidence that the premises contain unique and irreplaceable and/or viable agricultural land.

Staff Recommendation:

Approve for recommendation to the Suffolk County Legislature the below parcel for inclusion in existing certified Agricultural District number 1:

1. 1000- 069.00-05.00-007.001.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

RESOLUTION NO. AFPB-9-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCEL 1000-069.00-05.00-007.001 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-09)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by William J. Bergrath in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-09; and

WHEREAS, the property owned by William J. Bergrath and known as "Double B Ranch LTD" is located in the hamlet of Southold, identified by Suffolk County Real Property Tax Map number 1000-069.00-05.00-007.001("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 1 the following parcel:

1) 1000-069.00-05.00-007.001.

Motion by: Lyle C. Wells Seconded by: John E. Bokina, Jr.

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

Agricultural District 1
Southold Town

East Marion
OEP-2011-01

Tax Map Number	Acres	Owner	Notes
1000 03100 0100 001003	22.9	Ghassemi & Co LLC	SC PDR

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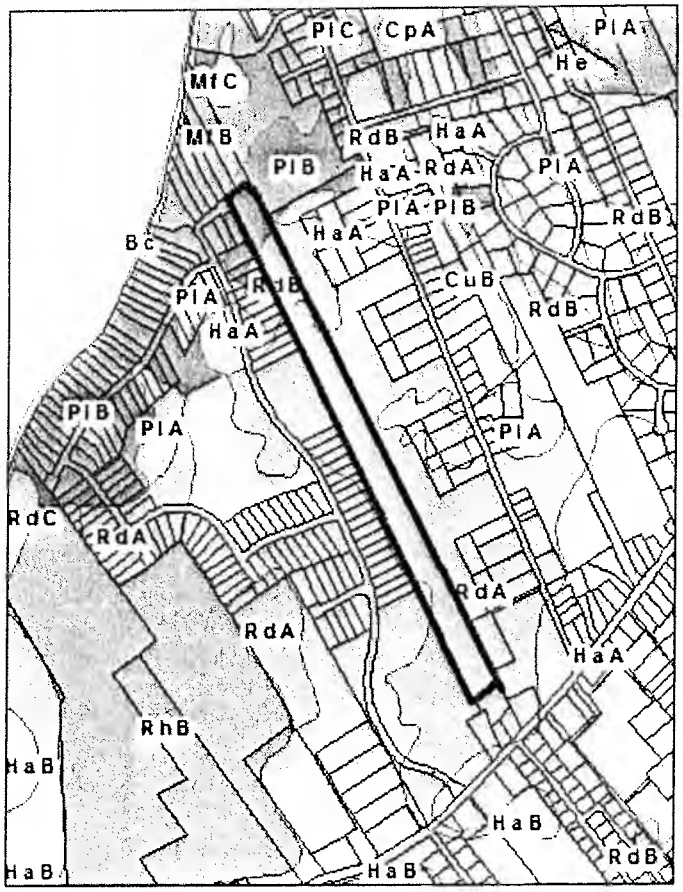

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Prepared April 2011

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-01

Landowner: Ghassemi & Co LLC (Sy & Catherine Ghassemi)
Applicant: Sy & Catherine Ghassemi, PO Box 20, Lynbrook, NY 11563
Tax Map #: 1000-031.00-01.00-001.003
Operation: Vegetables

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 1.

Analysis: The property consists of approximately 22.9 acres located north of Main Road (SR 25), east of The Long Way, and west of Rocky Point Road in the hamlet of East Marion, Town of Southold. Moreover, the property is identified by Suffolk County Real Property Tax Map number 1000-031.00-01.00-001.003 ("premises").

Information provided by the applicant states that the property has been in active agricultural production for forty years and is currently being farmed by an agricultural lessee. The principle agricultural production taking place on the property is the farming of vegetables. The property is 22.9 acres is size and has annual gross farm sales of $10,000 to $39,000.

There is a small area of woodlands in the northern portion of the premises but the majority of the property has been cleared of vegetation. More than 50 % of the property has prime farmland soils. In addition greater than 50% of the property is in active agricultural production. Furthermore, Suffolk County has purchased the development rights for the parcel precluding future non-agricultural uses for this property. Thus, there is significant evidence that the premises contain unique and irreplaceable and/or viable agricultural land.

Staff Recommendation:

Approve for recommendation to the Suffolk County Legislature the below parcel for inclusion in existing certified Agricultural District number 1:

1. 1000-031.00-01.00-001.003.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

RESOLUTION NO. AFPB-3-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCEL 1000-031.00-01.00-001.003 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-01)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Ghassemi & Co. LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-01; and

WHEREAS, the property owned by Ghassemi & Co. LLC and known as "Sep Farm" is located in the hamlet of East Marion, identified by Suffolk County Real Property Tax Map number 1000-031.00-01.00-001.003 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 1 the following parcel:

1) 1000-031.00-01.00-001.003.

Motion by: Lee Foster Seconded by: Lyle C. Wells

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

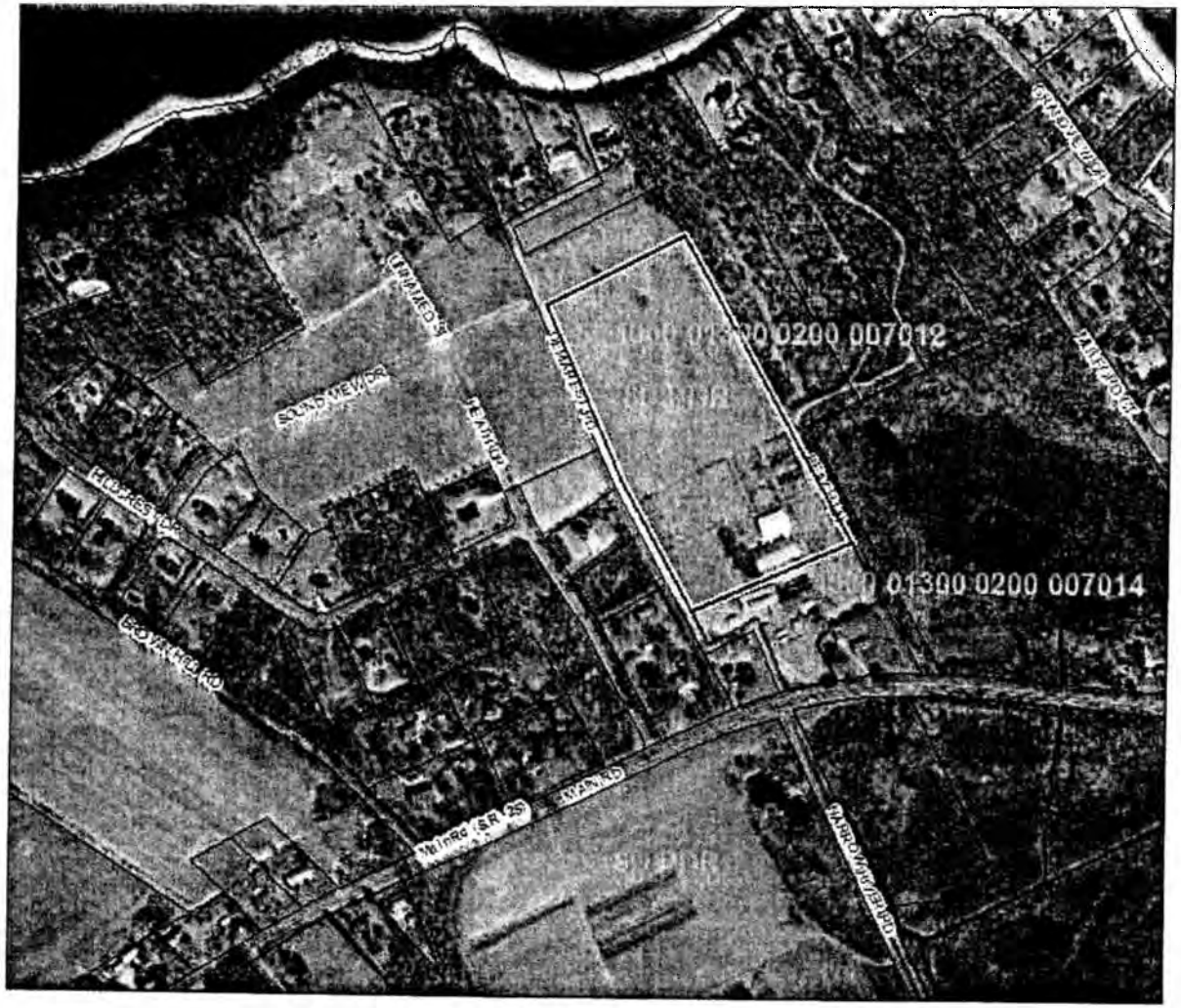
Dated: April 21, 2011

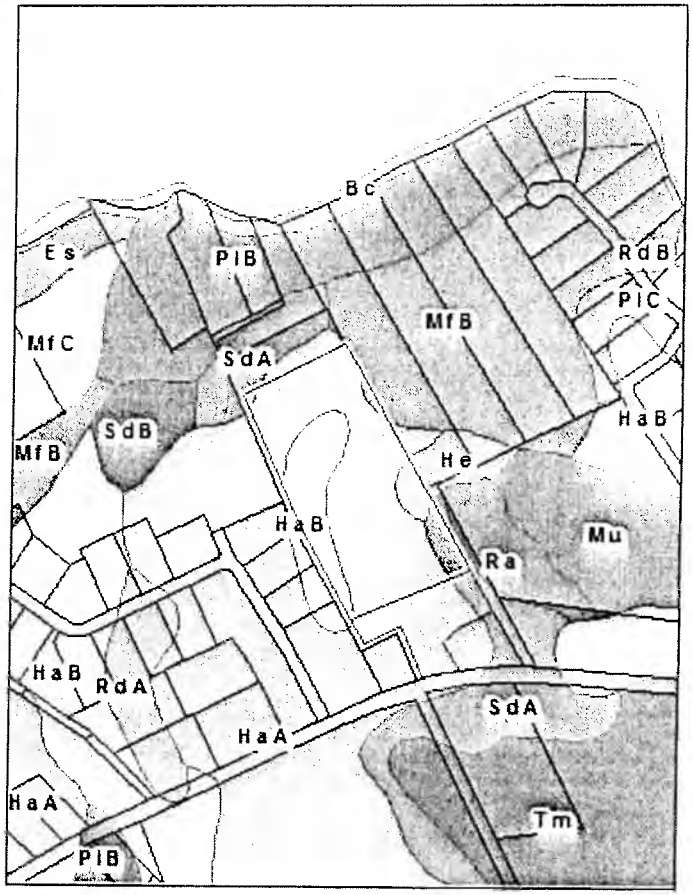
Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

Agricultural District 1
Southold Town

Orient
OEP-2011-08

Tax Map Number	Acres	Owner	Notes
1000 01300 0200 007012	11.9	PJH Realty Corp	SC PDR
1000 01300 0200 007012	2.5	PJH Realty Corp	





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Prepared April 2011

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-08

Landowner: PJH Realty Corp (John Boyle)
Applicant: Bruce A. Anderson, PO Box 2003, Bridgehampton, NY 11932
Tax Map #: 1000-013.00-02.00-007.012 (SC PDR), 1000-013.00-02.00-007.014
Property Name: Jamesons Farm
Operation: Livestock (cattle)

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 1.

Analysis: The proposal includes two parcels — 1000-013.00-02.00-007.012 (11.9± acres), and 1000-013.00-02.00-007.014 (2.5± acres) — that total 14.4± acres in the hamlet of Orient, Town of Southold. Lots 1000-013.00-02.00-007.012 and 1000-013.00-02.00-007.014 are west of Heath Drive, east of Beach Lane, and on the north side of Main Road (SR 25). The County of Suffolk owns the development rights to lot 1000-013.00-02.00-007.012.

The property has been in active bona fide commercial agricultural production (i.e., potato cultivation, commercial horse boarding, and, now, animal husbandry) for approximately 100 years. The current commercial agricultural operation is in its first year; therefore, the average annual gross farm sales have been less than $10,000. However, capital improvements totaling more than $200,000 have been made over the last past seven years. An inspection of the premises on April 19, 2011 confirmed evidence of said recent capital improvements.

Although the operation has generated less than $10,000 in annual gross farm sales during its first year of operation, more than 50% of the premises is in active commercial agricultural production, more than 50% of the premises contains prime soils, and more than 50% of the premises is in the Suffolk County Purchase of Development Rights Program. Thus, there is significant evidence that the premises contain unique and irreplaceable and/or viable agricultural land.

Staff Recommendation:

Approve the below parcels for recommendation to the Suffolk County Legislature for inclusion in existing certified Agricultural District number 1:

1. 1000-013.00-02.00-007.012 and
2. 1000-013.00-02.00-007.014.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

RESOLUTION NO. AFPB-8-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCELS 1000-013.00-02.00-007.012 AND 1000-013.00-02.00-007.014 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-08)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by PJH Realty Corp in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-08; and

WHEREAS, the property owned by PJH Realty Corp and known as "Jamesons Farm" is located in the hamlet of Orient, identified by Suffolk County Real Property Tax Map numbers 1000-013.00-02.00-007.012 and 1000-013.00-02.00-007.014 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 1 the following parcels:

1) 1000-013.00-02.00-007.012 and
2) 1000-013.00-02.00-007.014.

Motion by: Lee Foster Seconded by: Penny Wells LaValle

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

THOMAS A. ISLES, A.I.C.P.
DIRECTOR OF PLANNING

August 2, 2010

Charles A. Martin
Campanelli and Associates, P.C.
623 Stewart Ave-Suite 203
Garden City, NY 11530

Re: 2010 Agricultural Districts program- William H. Swan Family Farms Project

Dear Mr. Martin:

I have received your letter of July 20, 2010 in which you have asked about the status of the above captioned application. Please be advised that the Suffolk County Agricultural and Farmland Protection Board recommended disapproval of the application. However, the Board did indicate that they would reconsider the application in the future if and when the properties were put into commercial agricultural production or could otherwise be established as viable agricultural lands.

The parcels that were recommended by the Board have been submitted to the Suffolk County Legislature. Following review by the Legislature and a public hearing, the parcels approved will be sent to the New York State Commissioner of Agriculture and Markets for his consideration. Upon approval by the Commissioner, all of the applicants in the 2010 application cycle will be notified of the final outcome of the process.

Please contact me if you have any questions.

Sincerely,

Thomas A. Isles, Director
Department of Planning

TAI:ce
cc: Jessica Kalmbacher, Planner

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

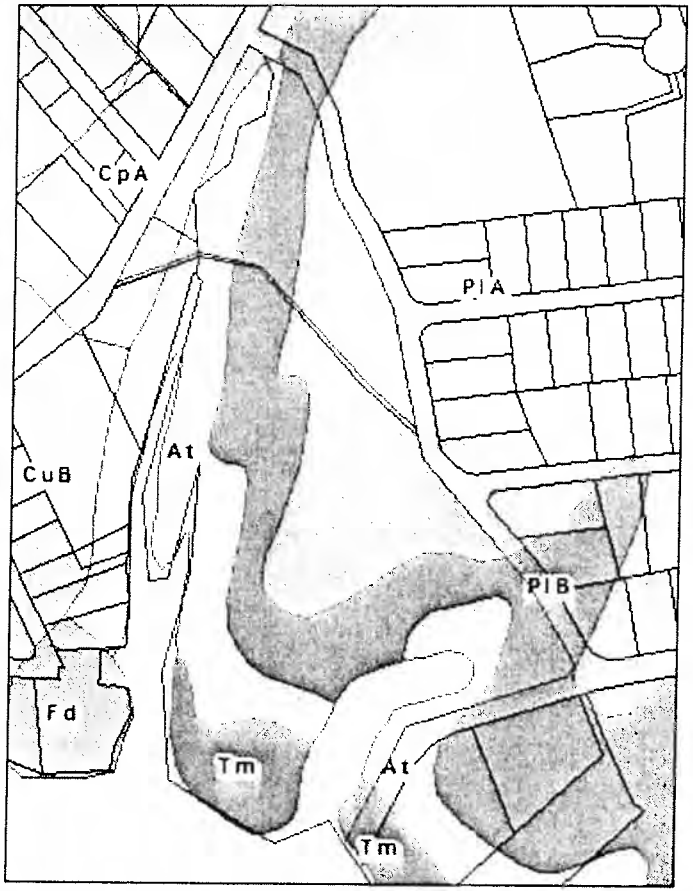
MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-5191
TELECOPIER (631) 853-4044

Agricultural District 5
Southampton Town

East Quogue
OEP-2011-06

Tax Map Number	Acres	Owner	Notes
0900 31700 0100 024000	0.36	Coastal Vision, LLC	
0900 31700 0100 025000	1.1	C & C Shorelands, Inc.	
0900 31700 0100 026000	4.9	Swan Acres, LLC	
0900 31700 0100 027000	22.2	Coastal Vision, LLC	



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0 430 860 1,720 Feet

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Prepared April 2011
JHC

was disapproved by the Suffolk County Agricultural and Farmland Protection Board ("Board") for inclusion in an existing certified agricultural district. The Board advised the landowner that it would reconsider the petition for inclusion in an existing certified agricultural district if and when the premises had been brought into active bona fide commercial agricultural production and used for such for at least two years.

Absent evidence that the premises are actively used for bona fide commercial agricultural production there is no evidence that the premises contain unique and irreplaceable and/or viable agricultural land. Therefore, staff makes the following recommendation.

Staff Recommendation:

Disapprove the below parcels for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district:

1. 0900-317.00-01.00-024.000,
2. 0900-317.00-01.00-025.000,
3. 0900-317.00-01.00-026.000, and
4. 0900-317.00-01.00-027.000.

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-06

Landowner: Coastal Vision LLC, C&C Shorelands Inc, and Swan Acres LLC (Carolyn S. Parlato)
Applicant: Andrew J. Campanelli, Esq., 623 Stewart Avenue, Suite 203, Garden City, NY 11530
Tax Map #: 0900-317.00-01.00-024.000, -025.000, -026.000, -027.000
Property Name: Weesuck Creek
Operation: Proposed Native Species Nursery
(Note: identified as a proposed native species nursery during the 2010 AD OEP)

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 5.

Analysis:

The proposal includes four parcels — 0900-317.00-01.00-024.000 (0.4± acres), 0900-317.00-01.00-025.000 (1.1± acres), 0900-317.00-01.00-026.000 (4.9± acres), and 0900-317.00-01.00-027.000 (22.2± acres) — that total 28.6± acres in the hamlet of East Quogue, Town of Southampton. Lots 0900-317.00-01.00-024.000 and 0900-317.00-01.00-025.000 are east of Bayberry Lane, west of Josiah Foster Path, and on the south side of Montauk Highway (CR 80). Lot 0900-317.00-01.00-026.000 is south of Montauk Highway (CR 80) and on the west side of Josiah Foster Path. Lot 0900-317.00-01.00-027.000 is south of Montauk Highway (CR 80), west of Josiah Foster Path, and on the east side of Weesuck Creek.

The proposal concerns a proposed native species nursery. An inspection of the premises on April 19, 2011 revealed that lot 0900-317.00-01.00-024.000 is improved with both a residence and a realty office (i.e., in two separate structures). Lot 0900-317.00-01.00-025.000 is predominately wooded. Lot 0900-317.00-01.00-026.000 is entirely wooded. Lot 0900-317.00-01.00-027.000 is predominately wooded but is improved with a dock, a residence, and possibly other nonagricultural structures. There are no signs of commercial agricultural production. Since the application indicates that the average annual gross farm sales is between $10,000 and $39,999, it is believed that such is an estimate of the revenue that could be generated if the parcels were used for a commercial agricultural endeavor rather than an account of actual revenue generated. The absence of commercial agricultural production is further highlighted by the absence of capital investments over the last seven years (i.e., "Below $10,000" as stated on the application form).

The proposal was previously reviewed during the 2010 Agricultural District Open Enrollment Period and

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

RESOLUTION NO. AFPB-7-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, DISAPPROVING TAX MAP PARCELS 0900-317.00-01.00-024.000, 0900-317.00-01.00-025.000, 0900-317.00-01.00-026.000, AND 0900-317.00-01.00-027.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-06)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Coastal Vision LLC, C&C Shorelands Inc. and Swan Acres LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-06; and

WHEREAS, the property owned by Coastal Vision LLC, C&C Shorelands Inc. and Swan Acres LLC and known as "Weesuck Creek" is located in the hamlet of East Quogue, identified by Suffolk County Real Property Tax Map numbers 0900-317.00-01.00-024.000, 0900-317.00-01.00-025.000, 0900-317.00-01.00-026.000, and 0900-317.00-01.00-027.000 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

1) 0900-317.00-01.00-024.000,
2) 0900-317.00-01.00-025.000,
3) 0900-317.00-01.00-026.000, and
4) 0900-317.00-01.00-027.000.

Motion by: Daniel J. Gulizio Seconded by: Dale D. Moyer

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

THOMAS A. ISLES, A.I.C.P.
DIRECTOR OF PLANNING

August 2, 2010

Charles A. Martin
Campanelli and Associates, P.C.
623 Stewart Ave-Suite 203
Garden City, NY 11530

Re: 2010 Agricultural Districts program- William H. Swan Family Farms Project

Dear Mr. Martin:

I have received your letter of July 20, 2010 in which you have asked about the status of the above captioned application. Please be advised that the Suffolk County Agricultural and Farmland Protection Board recommended disapproval of the application. However, the Board did indicate that they would reconsider the application in the future if and when the properties were put into commercial agricultural production or could otherwise be established as viable agricultural lands.

The parcels that were recommended by the Board have been submitted to the Suffolk County Legislature. Following review by the Legislature and a public hearing, the parcels approved will be sent to the New York State Commissioner of Agriculture and Markets for his consideration. Upon approval by the Commissioner, all of the applicants in the 2010 application cycle will be notified of the final outcome of the process.

Please contact me if you have any questions.

Sincerely,

Thomas A. Isles, Director
Department of Planning

TAI:ce
cc: Jessica Kalmbacher, Planner

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

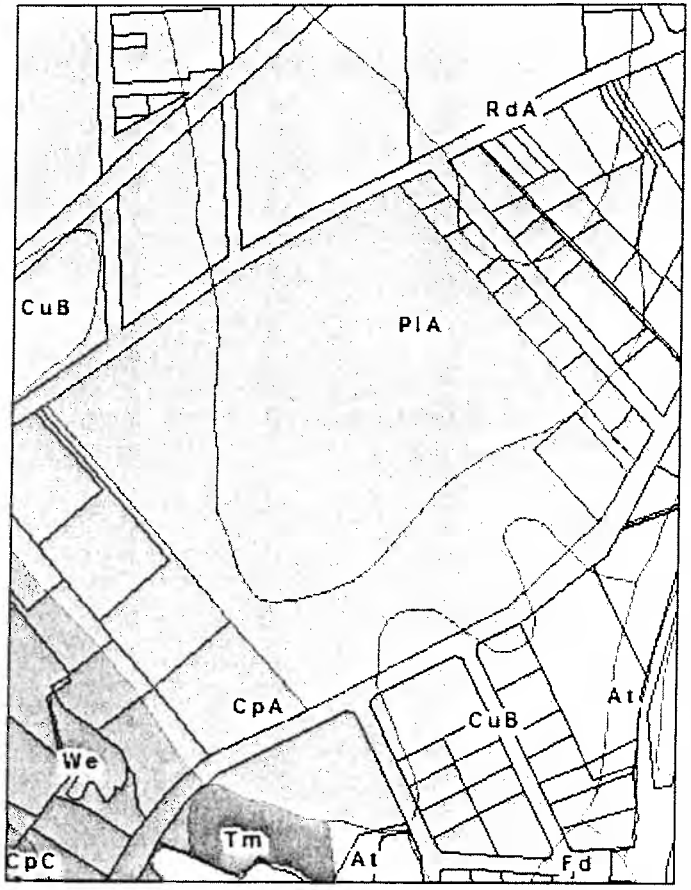
MAILING ADDRESS
P. O. BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-5191
TELECOPIER (631) 853-4044

Agricultural District 5
Southampton Town

East Quogue
OEP-2011-05

Tax Map Number	Acres	Owner	Notes
0900 31600 0100 023000	0.22	East Quogue Development, LLC	
0900 31600 0100 029000	0.98	C & C Shorelands, Inc.	
0900 31600 0100 030000	33.1	East Quogue Development, LLC	



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0 330 660 1,320 Feet

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Prepared April 2011

had been brought into active bona fide commercial agricultural production and used for such for at least two years.

Absent evidence that the premises are actively used for bona fide commercial agricultural production there is no evidence that the premises contain unique and irreplaceable and/or viable agricultural land. Therefore, staff makes the following recommendation.

Staff Recommendation:

Disapprove the below parcels for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district:

1. 0900-316.00-01.00-023.000,
2. 0900-316.00-01.00-029.000, and
3. 0900-316.00-01.00-030.000.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-05

Landowner: East Quogue Development LLC and C&C Shorelands Inc (Carolyn S. Parlato)
Applicant: Andrew J. Campanelli, Esq., 623 Stewart Avenue, Suite 203, Garden City, NY 11530
Tax Map #: 0900-316.00-01.00-023.000, 0900-316.00-01.00-029.000, 0900-316.00-01.00-030.000
Property Name: Kochals
Operation: Proposed Vineyard (Note: identified as a proposed vineyard during the 2010 AD OEP)

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 5.

Analysis:

The proposal includes three parcels — 0900-316.00-01.00-023.000 (0.2± acres), 0900-316.00-01.00-029.000 (1.0± acres), and 0900-316.00-01.00-030.000 (33.1± acres) — that total 34.3± acres in the hamlet of East Quogue, Town of Southampton. Lot 0900-316.00-01.00-023.000 is north of Montauk Highway (CR 80), south of Old Country Road, and on the west side of East End Avenue. Lots 0900-316.00-01.00-029.000 and 0900-316.00-01.00-030.000 are east of Wedgewood Road, west of East End Avenue, and on the north side of Montauk Highway (CR 80).

The proposal concerns a proposed vineyard. An inspection of the premises on April 19, 2011 revealed that lot 0900-316.00-01.00-023.000 is entirely wooded, lot 0900-316.00-01.00-029.000 is improved with a residence, and lot 0900-316.00-01.00-030.000 is predominately wooded but improved with a seasonal grocery store (i.e., "Hampton Farm Market") and with an office building (i.e., the office of C&C Shorelands Inc.). There are no signs of commercial agricultural production. Since the application indicates that the average annual gross farm sales is between $100,000 and $199,999, it is believed that such is an estimate of the revenue that could be generated if the parcels were used for a commercial agricultural endeavor rather than an account of actual revenue generated. The absence of commercial agricultural production is further highlighted by the absence of capital investments over the last seven years (i.e., "Below $10,000" as stated on the application form).

The proposal was previously reviewed during the 2010 Agricultural District Open Enrollment Period and was disapproved by the Suffolk County Agricultural and Farmland Protection Board ("Board") for inclusion in an existing certified agricultural district. The Board advised the landowner that it would reconsider the petition for inclusion in an existing certified agricultural district if and when the premises

RESOLUTION NO. AFPB-6-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, DISAPPROVING TAX MAP PARCELS 0900-316.00-01.00-023.000, 0900-316.00-01.00-029.000, AND 0900-316.00-01.00-030.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-05)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by East Quogue Development LLC and C&C Shorelands Inc in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-05; and

WHEREAS, the property owned by East Quogue Development LLC and C&C Shorelands Inc and known as "Kochals" is located in the hamlet of East Quogue, identified by Suffolk County Real Property Tax Map numbers 0900-316.00-01.00-023.000, 0900-316.00-01.00-029.000, and 0900-316.00-01.00-030.000 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

1) 0900-316.00-01.00-023.000,
2) 0900-316.00-01.00-029.000, and
3) 0900-316.00-01.00-030.000.

Motion by: Daniel J. Gulizio Seconded by: Lee Foster

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

THOMAS A. ISLES, A.I.C.P.
DIRECTOR OF PLANNING

August 2, 2010

Charles A. Martin
Campanelli and Associates, P.C.
623 Stewart Ave-Suite 203
Garden City, NY 11530

Re: 2010 Agricultural Districts program- William H. Swan Family Farms Project

Dear Mr. Martin:

I have received your letter of July 20, 2010 in which you have asked about the status of the above captioned application. Please be advised that the Suffolk County Agricultural and Farmland Protection Board recommended disapproval of the application. However, the Board did indicate that they would reconsider the application in the future if and when the properties were put into commercial agricultural production or could otherwise be established as viable agricultural lands.

The parcels that were recommended by the Board have been submitted to the Suffolk County Legislature. Following review by the Legislature and a public hearing, the parcels approved will be sent to the New York State Commissioner of Agriculture and Markets for his consideration. Upon approval by the Commissioner, all of the applicants in the 2010 application cycle will be notified of the final outcome of the process.

Please contact me if you have any questions.

Sincerely,

Thomas A. Isles, Director
Department of Planning

TAI:ce
cc: Jessica Kalmbacher, Planner

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

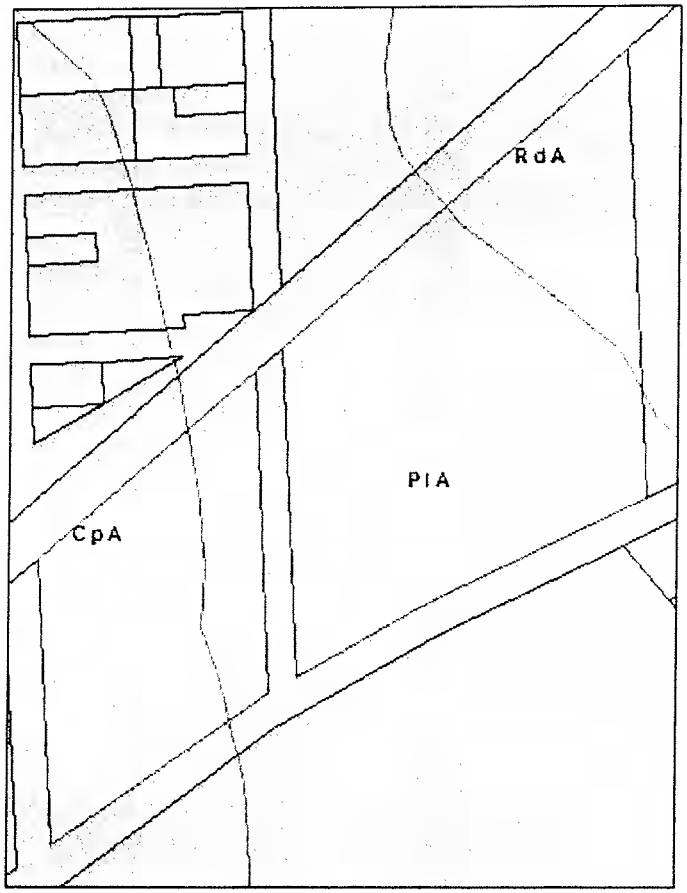
MAILING ADDRESS
P. O BOX 6100
HAUPPAUGE, NY 11788-0099

(631) 853-5191
TELECOPIER (631) 853-4044

Agricultural District 5
Southampton Town

East Quogue
OEP-2011-04 p/o

Tax Map Number	Acres	Owner	Notes
0900 28900 0200 010000	3.2	Coastal Vision, LLC	
0900 28900 0200 011000	6.3	Coastal Vision, LLC	



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0 235 470 940 Feet

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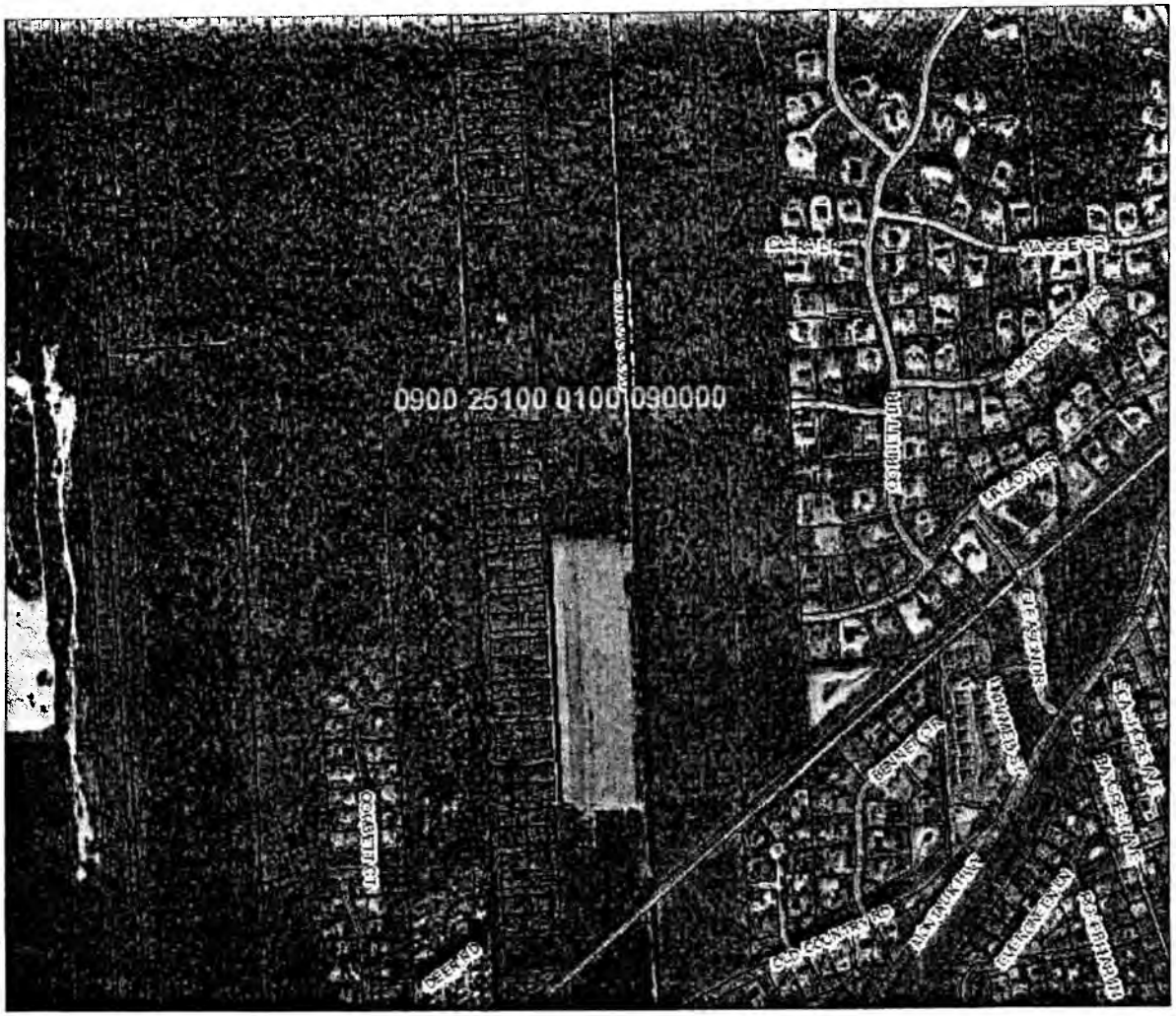
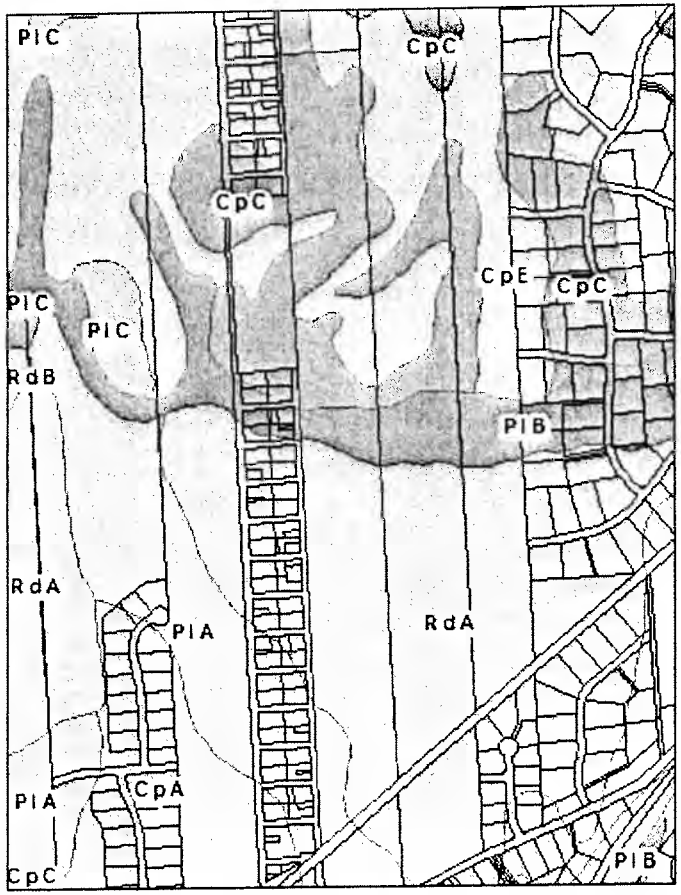
Prepared April 2011
JFC

Agricultural District 5
Southampton Town

East Quogue
OEP-2011-04 p/o

Tax Map Number	Acres	Owner	Notes
0900 25100 0100 090000	55.7	Swan Acres, LLC	Central Pine Barrens CGA





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0 1,050 2,100 4,200 Feet

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Prepared April 2011
JHC

there is no evidence that the premises contain unique and irreplaceable and/or viable agricultural land. Therefore, staff makes the following recommendation.

Staff Recommendation:

Disapprove the below parcels for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district:

1. 0900-251.00-01.00-090.000,
2. 0900-289.00-02.00-010.000, and
3. 0900-289.00-02.00-011.000.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-04

Landowner: Swan Acres LLC and Coastal Vision LLC (Carolyn S. Parlato)
Applicant: Andrew J. Campanelli, Esq., 623 Stewart Avenue, Suite 203, Garden City, NY 11530
Tax Map #: 0900-251.00-01.00-090.000, 0900-289.00-02.00-010.000, 0900-289.00-02.00-011.000
Property Name: The Wright Farm
Operation: Proposed Orchard (Note: identified as a proposed vineyard during the 2010 AD OEP)

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 5.

Analysis:

The proposal includes three parcels — 0900-251.00-01.00-090.000 (55.7± acres), 0900-289.00-02.00-010.000 (3.2± acres), and 0900-289.00-02.00-011.000 (6.3± acres) — that total 65.2± acres in the hamlet of East Quogue, Town of Southampton. Lot 0900-251.00-01.00-090.000 is east of Lewis Road, west of East End Avenue, and north of the MTA right-of-way. Said parcel is located within the Central Pine Barrens Compatible Growth Area. Lots 0900-289.00-02.00-010.000 and 0900-289.00-02.00-011.000 are east of Lewis Road, west of East End Avenue, and north of Old Country Road.

The proposal concerns a proposed orchard. An inspection of the premises on April 19, 2011 revealed that the parcels are predominately wooded and contain no signs of commercial agricultural production. Although the application indicates that the average annual gross farm sales is between $200,000 and $499,999, it is believed that such is an estimate of the revenue that could be generated if the parcels were used for a commercial agricultural endeavor rather than an account of actual revenue generated. The absence of commercial agricultural production is further highlighted by the absence of capital investments over the last seven years (i.e., "Below $10,000" as stated on the application form).

The proposal was previously reviewed during the 2010 Agricultural District Open Enrollment Period and was disapproved by the Suffolk County Agricultural and Farmland Protection Board ("Board") for inclusion in an existing certified agricultural district. The Board advised the landowner that it would reconsider the petition for inclusion in an existing certified agricultural district if and when the premises had been brought into active bona fide commercial agricultural production and used for such for at least two years.

Absent evidence that the premises are actively used for bona fide commercial agricultural production

- NO ACTION TAKEN -

RESOLUTION NO. AFPB-__-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, DISAPPROVING TAX MAP PARCELS 0900-251.00-01.00-090.000, 0900-289.00-02.00-010.000, AND 0900-289.00-02.00-011.000 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-04)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Swan Acres LLC and Coastal Vision LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-04; and

WHEREAS, the property owned by Swan Acres LLC and Coastal Vision LLC and known as "The Wright Farm" is located in the hamlet of East Quogue, identified by Suffolk County Real Property Tax Map numbers 0900-251.00-01.00-090.000, 0900-289.00-02.00-010.000, and 0900-289.00-02.00-011.000 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st **RESOLVED**, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd **RESOLVED**, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd **RESOLVED**, that the Board hereby disapproves for recommendation to the Suffolk County Legislature for inclusion in an existing certified agricultural district the following parcels:

1) 0900-251.00-01.00-090.000,
2) 0900-289.00-02.00-010.000, and
3) 0900-289.00-02.00-011.000.

Motion by: Daniel J. Gulizio Seconded by: Lee Foster

Committee Vote: Ayes 4
Nays 2
Abstentions 1

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*			X	
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*		X		
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director		X		
	Totals	*4*	*2*	*1*	*4*

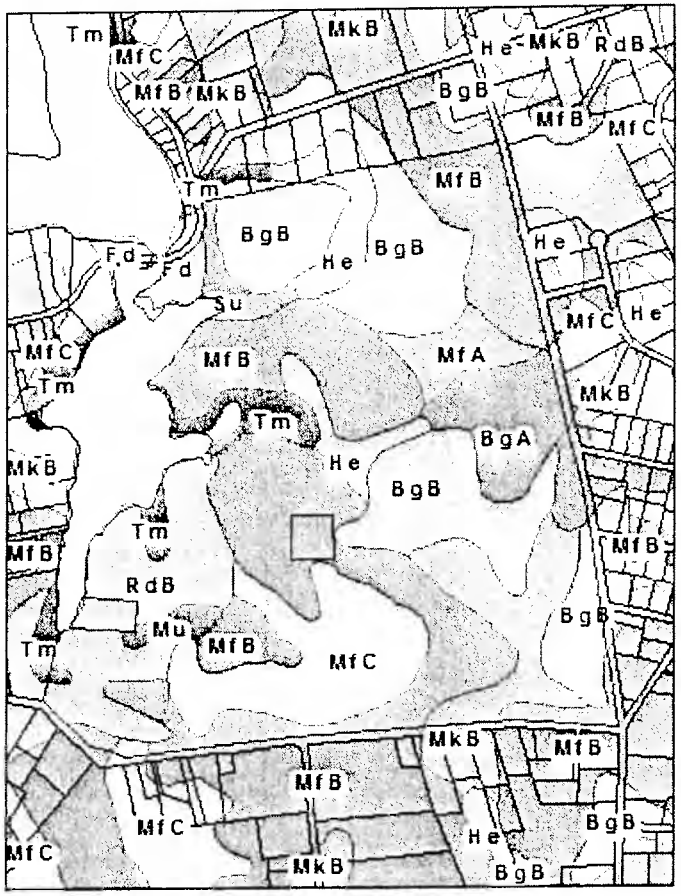
Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

Agricultural District 1
Shelter Island Town

Shelter Island Heights
OEP-2011-03

Tax Map Number	Acres	Owner	Notes
0700 00800 0100 005002	241.7	Eben Fiske Ostby	Pending SC PDR



© 2007 Aerial Photography New York State Office for Technology.

0 1,050 2,100 4,200 Feet

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Prepared April 2011
JPC

Staff Recommendation:

Disapprove for recommendation to the Suffolk County Legislature the below parcel for inclusion in an existing certified agricultural district:

1. 0700-008.00-01.00-005.002.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-03

Landowner:	Eben Fiske Ostby
Applicant:	Sara Gordon c/o Peconic Land Trust, 296 Hampton Road, PO Box 1776, Southampton, NY 11969
Tax Map #:	0700-008.00-01.00-005.002
Operation:	Vegetable

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 1.

Analysis: The property consists of approximately 241.7 acres located on the north side of Ferry Rd. (S.R. 114), the west side of Manhanset Road, and south of Cobbetts Lane in the hamlet of Shelter Island Heights, Town of Shelter Island. Moreover, the property is identified by Suffolk County Real Property Tax Map number 0700-008.00-01.00-005.002 ("premises").

Information provided in the current application states that the property has been in active agricultural production for 1 – 2 years. In the past the Suffolk County Agricultural and Farmland Protection Board has used 2 years in agricultural production as a minimum time guideline for the establishment of a property's active commercial agricultural production.

The application describes that the farming of vegetables is the principle agricultural activity on the property. This activity is stated to occur on 45 acres of the property's 241.7 acres and results in an average annual gross farm sale of $40,000 to $99,000. The property is mainly wooded with large cleared sections in the eastern portion of the property. In addition more than half of the soils on the property are prime farmland soils.

Currently the property development rights for this parcel have not been acquired by either the Shelter Island Town or Suffolk County. However, development rights acquisition by the Town and County for eastern portions of the property is currently pending. Because New York State Law allows only the inclusion of whole tax parcels into agricultural districts the Board has typically looked to include only parcels having more than 50% in agricultural production. Thus, it appears premature for this entire parcel to be included into Agricultural District # 1 but may be appropriate in the future for portions of the property, contained in separate tax parcels, to be included into the Agricultural District.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

RESOLUTION NO. AFPB-5-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, CONSIDERING TAX MAP PARCEL 0700-008.00-01.00-005.002 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-03)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Eben Fiske Otsby in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-03; and

WHEREAS, the property owned by Eben Fiske Otsby and known as "Sylvester Manor Educational Farm" is located in the hamlet of Shelter Island Heights, identified by Suffolk County Real Property Tax Map ("SCRPTM") number 0700-008.00-01.00-005.002 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, the staff report finds that the application to include all 241.7± acres of the premises is premature and therefore recommends disapproval; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby tables said petition for inclusion in an existing certified agricultural district, thereby providing the applicant, the County of Suffolk, and the Town of Shelter Island more time to consider potential development rights acquisitions and to modify the SCRPTM number as may be necessary to reflect said acquisitions.

Motion by: Lyle C. Wells Seconded by: Dale D. Moyer

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*7*	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

inclusion of whole tax parcels into agricultural districts the Board has typically looked to include only parcels having more than 50% in agricultural production.

While some areas in the northern and eastern portion of the property have been cleared of vegetation a majority of the property is wooded with wetlands located in the eastern portion of the property. It also should be noted that properties development rights have not been purchased for this property.

As stated above, because this property has been in Agricultural production for less than two years and does not appear to have more than 50% of the property in active agricultural production it is not recommended for inclusion in Agricultural District 3.

Staff Recommendation:

Disapprove for recommendation to the Suffolk County Legislature the below parcels for inclusion in an existing certified agricultural district:

1. 0401-001.00-01.00-001.001 and
2. 0401-001.00-01.00-001.002.

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-07

Landowner:	Eatons Neck LLC (A. Elizabeth Maumenee)
Applicant:	Adam L. Glaser, Santemma & Deutsch LLP Counselors At Law, 575 Underhill Boulevard, Suite 222 Syosset, NY 11791
Tax Map #:	0401-001.00-01.00-001.001, 0401-001.00-01.00-001.002
Operation:	Livestock (Horse Training)

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 3.

Analysis: The proposal includes two parcels - 0401-001.00-01.00-001.001 (400.3 acres) and 0401-001.00-01.00-001.002 (41.2 acres) – that total 441.5 acres in the Village of Asharoken and the Town of Huntington. The property (Lots 0401-001.00-01.00-001.001 and 0401-001.00-01.00-001.002) is located on the North side of Eatons Neck Road and east of Creek Road. Furthermore, this property is located in the Village of Asharoken "C" Residence Zoning District. In 2006 the Village of Asharoken amended its Village Code to prohibit all agricultural activities in Residential districts including the "C" Residence Zoning District.

A previous application for inclusion of this property in Agricultural District number 3 was submitted in 2010 to the Suffolk County Agricultural and Farmland Protection Board (Board). The 2010 application was withdrawn by the applicant at the May 3, 2010 Board Meeting. Said applications are very similar with the notable exception that the current 2011 application states that the property has been in active agricultural production since 2010 whereas the previous 2010 application did not specify that the property was currently in active agricultural production.

Information provided in the current application states that the property has been in active agricultural production since 2010. Based on this provided information the property has currently been in agricultural production for less than 2 years. In the past the Board has used 2 years in agricultural production as a minimum time guideline for the establishment of active commercial agricultural production on a property.

The application describes that the principle Agricultural activity is livestock and more specifically horse training involving the purchase and then sale of trained horses. This activity is stated to occur on 430 acres of the 441.5 acres of the property and results in an average annual gross farm sale of $10,000 to $39,000. In the material submitted in the application narrow horse trails are shown to traverse through a large portion of the property. The presence of a horse barn, paddocks, and fields with existing jumps is also noted in the application materials. However, these features do not appear to result in more than 50 % of the property being in active agricultural production. Because New York State Law allows only the

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

- NO ACTION TAKEN -

RESOLUTION NO. AFPB-__-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCELS 0401-001.00-01.00-001.001 AND 0401-001.00-01.00-001.002 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-07)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Eatons Neck LLC in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-07; and

WHEREAS, the property owned by Eatons Neck LLC and known as "Sandpiper Farm" is located in the Village of Asharoken, identified by Suffolk County Real Property Tax Map number 0401-001.00-01.00-001.001 and 0401-001.00-01.00-001.002 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 3 the following parcels:

1) 0401-001.00-01.00-001.001 and
2) 0401-001.00-01.00-001.002.

Motion by: Lyle C. Wells Seconded by: Lee Foster

Committee Vote: Ayes 5
Nays 1
Abstentions 1

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*		X		
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension			X	
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	*5*	*1*	*1*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING
SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD

KENNETH J. SCHMITT
CHAIRMAN

STAFF REPORT

Pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law

Application No. OEP-2011-02

Landowner:	Dorothy V. Osborn (Hilary Malecki & Eric Malecki as guardians of the property of Benjamin Malecki & Christine Malecki)
Applicant:	Hilary Malecki & Eric Malecki, 148 Long Lane, East Hampton, NY 11937
Tax Map #:	0300-157.00-03.00-008.002
Operation:	Vegetables

Proposal: The applicant seeks inclusion in existing certified Agricultural District number 5.

Analysis: The property consists of approximately 13.3 acres located on the north side of Long Lane (CR 59), east of Stephens Hand Path (CR 113), and west of Roberts Lane in the hamlet of East Hampton North, Town of East Hampton (148 Long Lane, East Hampton, NY 11937). Moreover, the property is identified by Suffolk County Real Property Tax Map number 0300-157.00-03.00-008.002 ("premises").

Information provided by the applicant states that the property has been in active agricultural production for three generations. The principle agricultural production on the property is vegetables. The property is 13.3 acres in size and part of a larger farm operation that has average annual gross farm sales over $500,000 with capital investments of over $200,000.

The property is cleared of vegetation and more than 50% of the premises have prime farmland soil. More than 50% of the premises also appear to be in active agricultural production for vegetables. In addition the Town of East Hampton has purchased the development rights for the parcel precluding future non-agricultural uses for this property. Thus, there is significant evidence that the premises contain unique and irreplaceable and/or viable agricultural land.

Staff Recommendation:

Approve for recommendation to the Suffolk County Legislature the below parcel for inclusion in existing certified Agricultural District number 5:

1. 0300-157.00-03.00-008.002.

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

RESOLUTION NO. AFPB-4-2011 OF THE SUFFOLK COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD, PURSUANT TO SECTION 303(B) OF ARTICLE 25-AA OF THE NEW YORK STATE AGRICULTURE AND MARKETS LAW, APPROVING TAX MAP PARCEL 0300-157.00-03.00-008.002 FOR INCLUSION IN AN EXISTING CERTIFIED AGRICULTURAL DISTRICT (APPLICATION NO. OEP-2011-02)

WHEREAS, pursuant to Section 303(B) of Article 25-AA of the New York State Agriculture and Markets Law, a petition to include the property owned by Dorothy V. Osborn in an existing certified agricultural district has been received by the Suffolk County Agricultural and Farmland Protection Board ("Board") and is identified by application number OEP-2011-02; and

WHEREAS, the property owned by Dorothy V. Osborn and operated by Henry Dankowski & Son is located in the hamlet of East Hampton North, identified by Suffolk County Real Property Tax Map number 0300-157.00-03.00-008.002 ("premises"); and

WHEREAS, the applicant seeks inclusion of the premises in an existing certified agricultural district; and

WHEREAS, said application was considered by the Board at its meeting on April 21, 2011; now, therefore, be it

1st RESOLVED, that the Board hereby finds and determines that this proposal constitutes a Type II action pursuant to 6 NYCRR §617.5(c)(3) and (20), which completes the SEQRA review; and be it further

2nd RESOLVED, that the Board hereby approves and adopts the report of its staff, as may be amended; and be it further

3rd RESOLVED, that the Board hereby approves for recommendation to the Suffolk County Legislature for inclusion in existing certified agricultural district number 5 the following parcel:

1) 0300-157.00-03.00-008.002.

Motion by: Lee Foster Seconded by: Penny Wells LaValle

Committee Vote: Ayes 7
Nays 0
Abstentions 0

Committee Member	*Appointment*	*Yay*	*Nay*	*Abst.*	*Not Present*
BOKINA, John E., Jr.	Agri-business	X			
FOSTER, Lee	Local Farmer *(rep. AD #4 & #5)*	X			
GULIZIO, Daniel J.	SC Planning Director *(Acting)*	X			
HALSEY, John v.H.	Land Preservation				X
MOYER, Dale D.	Cornell Cooperative Extension	X			
MUDD, Stephen	Local Farmer *(rep. AD #1)*				X
PROIOS, George	SC Soil & Water District Board of Directors Chair				X
ROMAINE, Edward P.	SC Legislator				X
SCHMITT, Kenneth J.	Local Farmer *(rep. AD #3)*	X			
WELLS, Lyle C.	Local Farmer *(rep. AD #6 & #7)*	X			
LAVALLE, Penny Wells	SC Real Property Tax Service Agency Director	X			
	Totals	7	*0*	*0*	*4*

Dated: April 21, 2011

Location: Kermit W. Graf Cornell Cooperative Extension Building, 423 Griffing Avenue, Riverhead, NY

Exhibit A

Parcels Approved for Inclusion in Existing Certified Agricultural Districts

Tax Map Number	Name	Acres	Ag. District Number
0200 13300 0100 007000	Robert F. & Jean S. Benner	0.7	3
0200 13300 0100 008002	Robert F. & Jean S. Benner	0.2	3
0200 13300 0100 008003	Robert F. & Jean S. Benner	0.5	3
0200 13300 0100 009001	Robert F. & Jean S. Benner	0.3	3
0200 13300 0100 020002	Robert F. & Jean S. Benner	7.1	3
0200 13300 0100 023000	Robert F. & Jean S. Benner	1.2	3
0200 13300 0300 027002	Robert F. & Jean S. Benner	0.3	3
0200 13300 0300 028000	Robert F. & Jean S. Benner	0.5	3
0200 13300 0300 029000	Robert F. & Jean S. Benner	0.5	3
0200 13300 0300 030000	Robert F. & Jean S. Benner	0.5	3
0300 15700 0300 008002	Dorothy V. Osborn	13.3	5
1000 01300 0200 007012	PJH Realty Corp	11.9	1
1000 01300 0200 007014	PJH Realty Corp	2.5	1
1000 03100 0100 001003	Ghassemi & Co LLC	22.9	1
1000 06900 0500 007001	William J. Bergrath	10.0	1
	TOTAL ACRES	**72.4**	

Exhibit B

Parcels Disapproved for Inclusion in Existing Certified Agricultural Districts

Tax Map Number	Name	Acres
0200 13300 0100 021000	Robert F. & Jean S. Benner	0.8
0200 13300 0300 031000	Robert F. & Jean S. Benner	0.3
0900 31600 0100 023000	East Quogue Development LLC	0.2
0900 31600 0100 029000	C&C Shorelands INC	1.0
0900 31600 0100 030000	East Quogue Development LLC	33.1
0900 31700 0100 024000	Coastal Vision LLC	0.4
0900 31700 0100 025000	C&C Shorelands INC	1.1
0900 31700 0100 026000	Swan Acres LLC	4.9
0900 31700 0100 027000	Coastal Vision LLC	22.2
	TOTAL ACRES	**64.0**

Exhibit C

Parcels Disapproved for Inclusion in Existing Certified Agricultural Districts

Tax Map Number	Name	Acres
0401 00100 0100 001001	Eatons Neck LLC	400.3
0401 00100 0100 001002	Eatons Neck LLC	41.2
0900 25100 0100 090000	Swan Acres LLC	55.7
0900 28900 0200 010000	Coastal Vision LLC	3.2
0900 28900 0200 011000	Coastal Vision LLC	6.3
	TOTAL ACRES	**506.7**

Gen 61

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PLANNING

SARAH LANSDALE, AICP
DIRECTOR

May 13, 2011

Mr. Ken Crannell, Deputy County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

Attached for your review and consideration is a proposed Introductory Resolution that would authorize the inclusion of fifteen (15) parcels representing seventy two and four- tenths (72.4) acres of farmland into the county's existing certified agricultural districts. This inclusion of new parcels is being done in accordance with the provisions of Section 303-b of the New York State Agriculture and Markets Law, Article 25-AA, which requires an annual opportunity for property owners to enter into existing certified agricultural districts. These parcels have all been approved by the Agricultural and Farmland Protection Board.

Agricultural districts encourage the continuation of farming by providing the "right to farm" protections and property tax benefits.

Please contact me if you require any additional information.

Sincerely,

Sarah Lansdale, Director
Department of Planning

cc: Christopher E. Kent, Chief Deputy County Executive
Jessica L. Kalmbacher, Planner, Department of Planning
Brendan Chamberlain, Director of Intergovernmental Relations
CE Reso Review (e-mail copy only)

LOCATION
H. LEE DENNISON BLDG. - 4TH FLOOR
100 VETERANS MEMORIAL HIGHWAY

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

(631) 853-5191
TELECOPIER (631) 853-4044

1515

FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

1515

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___X____ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

AUTHORIZING THE INCLUSION OF NEW PARCELS INTO EXISTING CERTIFIED AGRICULTURAL DISTRICTS IN THE COUNTY OF SUFFOLK

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

N/A

9. Timing of Impact

N/A

10. Typed Name & Title of Preparer	*11. Signature of Preparer*	*12. Date*
Jessica L. Kalmbacher Planner	Jessica L. Kalmbacher	May 12, 2011

SCIN FORM 175b (10/95)

GHKomner

Gina H. Kommer
Asst Exec Analyst

May 26, 2011

1516

Intro. Res. No. - 2011

Laid on the Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2011, AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BABYLON FOR DRAINAGE IMPROVEMENTS TO CR 96, GREAT EAST NECK ROAD IN THE VICINITY OF EVERGREEN STREET

WHEREAS, Resolution No. 595-2006 amended the 2006 Capital Budget and Program and appropriated funds for Drainage Improvements to CR 96, Great East Neck Road in the Vicinity of Evergreen Street in the Village of Babylon, Town of Babylon; and

WHEREAS, the preliminary design of this project proposed the construction of a recharge basin to remove stormwater from the swale, however, it was further determined that, due to grading issues, this would only remove about twenty percent (20%) of the stormwater; and

WHEREAS, the Village of Babylon has proposed an alternative plan in which the stormwater is routed down a Village street and connected into an existing Village drainage system; and

WHEREAS, the Village plan reduces the estimated project construction costs; and

WHEREAS, the Village has offered to assume responsibility for the letting and management of the construction project on the Village street; and

WHEREAS, it is in the best interests of the County of Suffolk and the Village of Babylon to enter into an Intermunicipal Agreement whereby the Village will make the improvements contemplated by Resolution No. 595-2006 along CR 96, Great East Neck Road in the Vicinity of Evergreen Street, Village of Babylon as outlined and agreed to by the County and Village; and

WHEREAS, the Village of Babylon will maintain, in perpetuity, the weir and leaching field installed under this project, and all costs incurred for the maintenance and repair of these drainage systems shall be borne by the Village of Babylon; now, therefore be it

1st **RESOLVED**, that, pursuant to New York General Municipal Law §119-o, the County Executive or his designee is hereby authorized to enter into an Intermunicipal Agreement with the Village of Babylon whereby the Village of Babylon will utilize the monies appropriated by Resolution No. 595-2006 to complete improvements along CR 96, Great East Neck Road in the Vicinity of Evergreen Street, Village of Babylon; 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) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR") in that the resolution pertains to routine or continuing agency administration and management, not

including new programs or major reordering of priorities that may affect the environment; since this resolution is a Type II action, the Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

1516

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. - 2011, AUTHORIZING AN INTERMUNICIPAL AGREEMENT WITH THE VILLAGE OF BABYLON FOR DRAINAGE IMPROVEMENTS TO CR 96, GREAT EAST NECK ROAD IN THE VICINITY OF EVERGREEN STREET

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		May 27th, 2011

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1516

GENERAL FUND

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1516

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: March 15, 2011

RE: Authorizing an Intermunicipal Agreement with the Village of Babylon for Drainage Improvements to CR 96, Great East Neck Road in the Vicinity of Evergreen Street

Attached is a draft resolution and duplicate copy to authorize and Intermunicipal Agreement (IMA) with the Village of Babylon. This IMA will allow for the Village of Babylon to make improvements contemplated by Resolution No. 595-2006, along CR 96, Great East Neck Road in the vicinity of Evergreen Street, utilizing monies appropriated by this resolution to complete these improvements.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-IMA Bab Village(Drainage CR96).doc".

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

RESOLUTION CHECKLIST

Intro. Res. No. 1517-2011 Laid on Table 6/7/2011
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2011, AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK BY BIRTHRIGHT OF PECONIC, INC. FOR ITS WALKATHON FUNDRAISER

WHEREAS, Birthright of Peconic, Inc. is a 501(c)(3) nonprofit organization having its principal place of business at 99 West Montauk Highway, Hampton Bays, New York; and

WHEREAS, Birthright of Peconic, Inc. would like to hold its Walkathon Fundraiser at Indian Island County Park in the Town of Riverhead; and

WHEREAS, Birthright of Peconic, Inc. would like to use the pavilion at Indian Island County Park for this event; and

WHEREAS, the Birthright of Peconic, Inc. Walkathon is scheduled to be held on October 8, 2011; and

WHEREAS, Indian Island County Park will be used as the beginning and ending point of the walk route; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming Suffolk County as an additional insured has been provided by Birthright of Peconic, Inc.; now, therefore be it

1st **RESOLVED**, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA; and be it further

2nd **RESOLVED**, that the use of Indian Island Park by Birthright of Peconic, Inc. for the purpose of hosting a fundraiser on Saturday, October 8, 2011, is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page by the County of Suffolk from Birthright of Peconic and the payment of Two Hundred Dollars ($200.00) event fee (including use of the pavilion), and the issuance of a permit by the Commissioner of Parks, Recreation and Conservation pursuant to section 378-7B(c) of the Suffolk County Code, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

3rd **RESOLVED**, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4 (A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be

necessary and appropriate to facilitate the hosting of the fundraiser at Indian Island County Park by Birthright of Peconic. Inc..

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

Suffolk County Department of Parks, Recreation & Conservation
Mail Application to: P.O. Box 144, West Sayville, NY 11796
Phone: 631-854-4964
www.suffolkcountyny.gov/parks

SUFFOLK COUNTY PARKS

1517

APPLICATION FOR PARKLAND GROUP PERMIT

Permit Requested (Check One)

YOUTH GROUP CAMPING _____ **GROUP PICNIC** _____ **ADULT (FAMILY) CAMPING CLUB** _____

SPECIAL GROUP EVENT ✓ **(Specify Below)** **GENERAL GROUP** _____ **(HIKE/FIELD TRIP)**

_____

(Horse/Dog Event, Fundraiser, Other)

PARK(S) Requested

1st Choice Indian Island

2nd Choice _____

DATE(S) Requested

1st Choice Sat. October 8, 2011

2nd Choice _____

Name of Group/Organization Birthright of Peconic INC.

Address 99 W. MONTAUK Hwy, Hampton Bays Zip Code 11946

Applicant Name MARY TERRY Phone 631-728-8100 Cell # _____

Address 57 Foster Ave. Applicant Signature Mary Terry

Town Hampton Bays State NY Zip 11946 Today's Date 2/18/11

Arrival Time 9:00 A.M. (a.m./p.m.) Departure Time 1:00 P.M. (Parks Close at Dusk)

Estimated # Attending 100 # Cars/Vans _____ # Buses _____

ADULT (FAMILY) CAMPING CLUBS: Total # of Families _____ (7 families minimum non-holiday weekends, 10 families minimum holiday weekends)

SPECIAL EVENTS & PICNICS

Will Food/Beverages be provided? **YES** ✓ **NO** _____ BOTTLED WATERS

Is event open to the general public? **YES** ✓ **NO** _____

If event is open to public ***AND*** food/beverages are being provided a *SUFFOLK COUNTY HEALTH SERVICES ORGANIZER'S APPLICATION FOR TEMPORARY PERMIT* *must* be filed. Non-compliance with Health Services regulations may result in event being shut down.

Is event being catered? **YES** _____ **NO** ✓ Name of Caterer _____

Will alcoholic beverages be provided? **YES** _____ **NO** ✓ (If **YES** the Hold Harmless Agreement attached must be Signed & notarized).

Will alcoholic beverages be **sold? YES** _____ **NO** ✓ (If **YES** a *Special Event Permit* must be filed with the *NYS Liquor Authority* to obtain a temporary liquor license).

Is this a **Fundraiser? YES** ✓ **NO** _____ Groups wishing to hold fundraisers on Suffolk County Park property must contact the Parks Permit Department at 854-4917 a ***minimum of three months prior*** to event for permission as Suffolk County Legislative approval is required.

TENTS - Suffolk County Fire Marshall inspection may be required contact Permit Dept. at 854-4964 for information.

VENDORS? **YES** _____ **NO** ✓ List all _____

Names of vendors (amusement/entertainment, etc.) at event must be listed above. Attach separate sheet if necessary. Vendor(s) chosen must provide a certificate of insurance naming SUFFOLK COUNTY as an additional insured in the amount of **$2,000,000** per occurrence Comprehensive General Liability.

SPECIAL REQUESTS/COMMENTS: WE Request A PAVILION

Office Use Only

DATE(S) APPROVED _____ AREA ASSIGNED _____ Picnic ___ Youth ___ Adult ___

PARK APPROVED _____ County Park _____

Received of _____ Amount $ _____ Cash ___ MO ___ Credit ___

Alcohol Permit Approved _____ (Staff Initials) Transaction # _____ Check _____

SPECIAL INSTRUCTIONS _____

PERMIT # 035616 PARKS DEPT. APPROVAL _____

1517

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 2/16/2011

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER

Maran Corporate Risk Associates, Inc.
300 Hampton Road

Southampton NY 11968

CONTACT NAME: Stacia Woolford, AAI
PHONE (A/C, No, Ext): (631) 283-8000 FAX (A/C, No): (631) 287-2207
E-MAIL ADDRESS: swoolford@mcrainsurance.com
PRODUCER CUSTOMER ID #: 00000441

INSURED

Birthright of Peconic Inc.
99 W. Montauk Highway

Hampton Bays NY 11946

INSURER(S) AFFORDING COVERAGE	NAIC #
INSURER A: Hartford Fire Insurance Co	19682
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	
INSURER F:	

COVERAGES CERTIFICATE NUMBER: 10-11 GL REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
	GENERAL LIABILITY						EACH OCCURRENCE	$ 2,000,000
	X COMMERCIAL GENERAL LIABILITY						DAMAGE TO RENTED PREMISES (Ea occurrence)	$ 300,000
A	CLAIMS-MADE X OCCUR			12SBAGC2800	11/22/2010	11/22/2011	MED EXP (Any one person)	$ 10,000
							PERSONAL & ADV INJURY	$ 2,000,000
							GENERAL AGGREGATE	$ 4,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:						PRODUCTS - COMP/OP AGG	$ 4,000,000
	X POLICY PRO-JECT LOC							$
	AUTOMOBILE LIABILITY						COMBINED SINGLE LIMIT (Ea accident)	$
	ANY AUTO						BODILY INJURY (Per person)	$
	ALL OWNED AUTOS						BODILY INJURY (Per accident)	$
	SCHEDULED AUTOS						PROPERTY DAMAGE (Per accident)	$
	HIRED AUTOS							$
	NON-OWNED AUTOS							$
	UMBRELLA LIAB OCCUR						EACH OCCURRENCE	$
	EXCESS LIAB CLAIMS-MADE						AGGREGATE	$
	DEDUCTIBLE							$
	RETENTION $							$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY						WC STATU-TORY LIMITS / OTH-ER	
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y / N (Mandatory in NH)	N / A					E.L. EACH ACCIDENT	$
	If yes, describe under DESCRIPTION OF OPERATIONS below						E.L. DISEASE - EA EMPLOYEE	$
							E.L. DISEASE - POLICY LIMIT	$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Certificate holder is listed as additional insured under general liability regarding Walk-a-Thon held at Indian Island Park on October 8, 2011.

CERTIFICATE HOLDER

County of Suffolk
PO Box 144
West Sayville, NY 11796

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

B Gardner, CPCU, AAI/ Beth M Gardner

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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1567

1. Type of Legislation

Resolution X Local Law _____ Charter Law ____

2. Title of Proposed Legislation

AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK BY BIRTHRIGHT OF PECONIC, INC. FOR ITS WALKATHON FUNDRAISER

3. Purpose of Proposed Legislation

Authorize use of County Parkland for fundraising event.

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

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

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

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

There is a fee of $200.00 collected by the County for use of the park and pavilion.

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

N/A

8. Proposed Source of Funding

N/A

9. Timing Impact

N/A

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tom Malanga **Intergovernmental Relations Coordinator** **Dept. of Parks, Recreation &Conservation**	Thomas J Malanga	5/12/2011

Gen 63

COUNTY OF SUFFOLK

1517

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

JOSEPH J. MONTUORI
CHIEF DEPUTY COMMISSIONER

TRACEY BELLONE
DEPUTY COMMISSIONER

TO: KEN CRANNELL, Deputy County Executive

FROM: JOSEPH J. MONTUORI, Chief Deputy Commissioner

CC: CHRISTOPHER KENT, Chief Deputy County Executive

DATE: MAY 12, 2011

RE: INTRODUCTORY RESOLUTION AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK BY THE BIRTHRIGHT OF PECONIC, INC. FOR ITS WALKATHON FUNDRAISER

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "RESO-PKS-Birthright of Peconic Fundraising Event.doc."

Should you require anything further, please contact my office at 4-4984.

Enclosures

MONTAUK HIGHWAY – P.O. BOX 144 WEST SAYVILLE, NEW YORK 11796-0144 (631) 854-4949 FAX: (631) 854-4977
SUFFOLK COUNTY PARKS

1518

Intro. Res. No. -2011 Laid on Table 6/7/2011

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2011, AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY THE CYSTIC FIBROSIS FOUNDATION FOR THEIR ANNUAL "SAYVILLE RUN/WALK & BARBEQUE" FUNDRAISER

WHEREAS, Cystic Fibrosis Foundation is a 501(c)(3) nonprofit organization having its principal place of business at 6931 Arlington Road, Suite 200, Bethesda, Maryland and its Long Island office at 425 Broad Hollow Road, Suite 318, Melville, New York ; and

WHEREAS, the Cystic Fibrosis Foundation would like to use the Long Island Maritime Museum in West Sayville for the purpose of hosting their Annual "Sayville Run/Walk & Barbeque" Fundraiser to raise money for the Foundation; and

WHEREAS, the fundraiser will be held on the grounds of the Long Island Maritime Museum on Sunday, July 24, 2011; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming Suffolk County as an additional insured has been provided by the Cystic Fibrosis Foundation; now therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA, and be it further

2nd RESOLVED, that the use of Long Island Maritime Museum by the Cystic Fibrosis Foundation for the purpose of hosting a fundraiser on Sunday, July 24, 2011, is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page by the County of Suffolk from the Cystic Fibrosis Foundation and the payment of the Five Hundred Dollar ($500.00) event fee to the Long Island Maritime Museum, and the issuance of a permit by the Commissioner of Parks, Recreation and Conservation pursuant to section 378-7B(c) of the Suffolk County Code, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

3rd RESOLVED, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the fundraiser at the Long Island Maritime Museum by the Cystic Fibrosis Foundation.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law ____

1518

2. Title of Proposed Legislation

AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY THE CYSTIC FIBROSIS FOUNDATION FOR THEIR ANNUAL "SAYVILLE RUN / WALK & BARBEQUE" FUNDRAISER

3. Purpose of Proposed Legislation

Authorize use of County Parkland for fundraising event.

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 Impact

N/A

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tom Malanga Intergovernmental Relations Coordinator Dept. of Parks, Recreation &Conservation	Thomas J Malanga	5/12/2011

1518 #98768

LONG ISLAND MARITIME MUSEUM
APPLICATION FOR USE OF FACILITIES

Please read and complete entire application.

APPLICANT'S NAME Cystic Fibrosis Foundation

ORGANIZATION NAME (if applicable) _____

ADDRESS 425 Broad Hollow Road, Suite 319, Melville, NY 11747

CONTACT NAME _____

PHONE NUMBER 516-827-1290 **E-Mail** _____

REQUEST USE OF (CHECK ALL THAT APPLY)

x ENTIRE GROUNDS (Up to 250 people).....$1,000.00
_____ ENTIRE GROUNDS (250+ people).....Additional $2.00 per person
_____ GAZEBO (1).....$ 250.00
_____ ELWARD SMITH III LIBRARY & GARDEN AREA.....$ 500.00
_____ ELWARD SMITH III LIBRARY & MAIN GALLERY.....$ 500.00
_____ STAFF FEE FOR EVENTS.....$ 20.00 per hour
_____ EVENTS EXCEEDING 5 HOURS.....$ 150.00 per hour

There is a maximum of five (5) hours for all events. If a party extension or additional set-up time is needed, a fee of $150.00 per hour is applied. You must obtain pre-approval for events longer than five (5) hours. **All events must end no later than 10:00 p.m.**

TYPE OF EVENT Run/Walk with BBQ to follow (Please be specific)

Will Food/Beverages be provided? **YES** x **NO** _____

Is event open to the general public? **YES** x **NO** _____

If the event is open to public ***AND*** food/beverages are being provided, the **SUFFOLK COUNTY HEALTH SERVICES ORGANIZER'S APPLICATION FOR TEMPORARY PERMIT *must*** be filed. Non-compliance with Health Services regulations may result in event being shut down.

DATE(S) REQUESTED July 24, 2011 ALTERNATE DATE(S) _____
(THIS IS NOT A RAIN DATE)

EVENT START TIME 5 (AM) (PM) ESTIMATED ATTENDANCE 250

ARRIVAL TIME 12:00 Noon DEPARTURE TIME 9:00 PM
(PREMISES MUST BE VACATED BY 10 PM)

ADDITIONAL TIME NEEDED: Y N Hours Needed _____
(ADDITIONAL TIME MUST BE APPROVED)

Ref#98768
Ready for Payment
NYNB

Is event being catered? **YES** x **NO** _____ Name of Caterer _____

PO# _____

Addendum PO# _____

Vendor ID # _____

_____
Sig Signature Date

1518

Will alcoholic beverages be provided? **YES** x **NO** ___

Will alcoholic beverages be **sold? YES** ___ **NO** x (If **YES,** a Special Event Permit must be filed with the NYS Liquor Authority to obtain a temporary liquor license).

Is this a **Fundraiser? YES** x **NO**___ Please see page 6.

TENTS (Excludes Museum tent)
Additional Tent(s) ___ Canopy___ Arch___ (Suffolk County Fire Marshall inspection may be required, see attached)

VENDORS: YES ___ **NO** x List all ___

Names of vendors (amusement/entertainment, etc.) at event must be listed above. Attach separate list if necessary. Vendor(s) chosen must provide a certificate of insurance 2 million dollars general liability, listing BOTH the County of Suffolk and the Long Island Maritime Museum as both Certificate Holder AND Additional Insured on the Policy.

Applicant Signature

Rizwan Rahman
Senior Director of Administration
Please Print

4/21/11
Date

1518

* *

OFFICE USE ONLY

SCHEDULE OF PAYMENTS AND DEPOSITS

ENTIRE GROUNDS (Up to 250 People)	$1,000.00________	Date Received______
ENTIRE GROUNDS (250+ People) $2.00 PER PERSON	________________	Date Received______
ELWARD SMITH III LIBRARY & GARDEN AREA	$500.00________	Date Received______
ELWARD SMITH III LIBRARY & MAIN GALLERY	$500.00________	Date Received______
ELWARD SMITH III LIBRARY ONLY	$250.00________	Date Received______
STAFF FEE FOR AFTER HOURS EVENT – PER HOUR	$20.00/hr.________	Date Received______
EVENTS EXCEEDING 5 HOURS	$150.00/hr.________	Date Received______
	SUB TOTAL $________	
GARBAGE SECURITY DEPOSIT – Group Size	$________	Date Received______
	SUB TOTAL $________	
DEPOSIT TO GUARANTEE RESERVATION - $100.00	500.00	Date Received 4/22/11
	TOTAL DUE $ ∅ MP	

ALL CHECKS ARE TO BE MADE PAYABLE TO: **LONG ISLAND MARITIME MUSEUM**

MAIL TO: LONG ISLAND MARITIME MUSEUM
P.O. BOX 184
WEST SAYVILLE, NY 11751

[signature] 4/25/11
Museum Chairman Approval Date
(Only Necessary for Fundraisers)

[signature] 4/25/11
Maritime Museum Staff Approval Date
Phone: 631-854-4974

Parks Department Staff Approval Date
Phone: 631-854-4951

1518

SUFFOLK COUNTY DEPARTMENT OF PARKS

THIS "HOLD HARMLESS AGREEMENT" MUST BE SIGNED AND NOTARIZED TO HOLD AN EVENT AT THE LONG ISLAND MARITIME MUSEUM.

HOLD HARMLESS AGREEMENT

THE APPLICANT/ORGANIZATION AGREES TO INDEMNIFY AND SAVE HARMLESS THE COUNTY OF SUFFOLK, ITS OFFICIALS, EMPLOYEES AND AGENTS FROM SUITS, ACTION, DAMAGES AND COST OF EVERY NATURE AND DESCRIPTION RESULTING FROM THE ACTIONS OF THE APPLICANT/ORGANIZATION.

THE APPLICANT/ORGANIZATION AGREES TO INDEMNIFY AND SAVE HARMLESS THE COUNTY OF SUFFOLK FROM ANY LIABILITY OR ACTION ARISING FROM ANY PROPERTY OWNED BY OR IN THE CARE, CUSTODY AND CONTROL OF THE APPLICANT.

4/21/11
DATE

Rizwan Rahman
Senior Director of Administration
PRINCIPAL OR AUTHORIZED REPRESENTATIVE
(APPLICANT/ORGANIZATION)

Cystic Fibrosis Foundation
GROUP/ORGANIZATION NAME

NOTARY Ashlee L. McNaughton
DATE 4/21/2011

Ashlee L. McNaughton
Notary Public
Montgomery County, Maryland
My Commission Expires Feb. 24, 2015

Cystic Fibrosis Foundation
...adding tomorrows every day.

1518

April 20, 2011

Long Island Maritime Museum
Attn: Felicia Polizzi

Dear Ms. Polizzi:

The Annual Sayville Run/Walk & Barbeque benefiting the Cystic Fibrosis Foundation was established fourteen years ago to raise money and awareness leading to a cure for cystic fibrosis. CF is a life threatening genetic disease that affects over 30,000 children and young adults in the United States.

The Sayville Run/Walk provides an opportunity for serious runners as well as those who are interested in a relaxing walk to support a worthy cause. The 4-mile route, starting and finishing at the Long Island Maritime Museum in West Sayville, winding along the Great South Bay through South Sayville, is a USATF certified course. After the Run/Walk, we would like to host a family barbeque, complete with live entertainment and catered food donated by Panera Bread and Lovin' Oven for participants, family members and all others interested in joining the fight for a cure.

For the past fourteen years, the people of Sayville and the surrounding Long Island area have united to help find a cure for cystic fibrosis. This run allows them, each year, to come together and run for a unified cause.

Thank you so much for your support in the past and we look forward to working with you again.

Warm regards,

Karen Blank

Karen Blank
Director of Development

Greater New York Chapter – Long Island Office
425 Broad Hollow Road, Suite 318 Melville, New York 11747
(516) 827-1290 Fax: (516) 827-1295
National: www.cff.org Local: http://longisland.cff.org email: long-island@cff.org

ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 04/21/2011

PRODUCER (800)666-0200 FAX (781)261-1111
Eastern Insurance Group LLC Commercial
77 Accord Park Drive
Unit B1
Norwell, MA 02061

1518

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED CYSTIC FIBROSIS FOUNDATION
6931 ARLINGTON RD
BETHESDA, MD 20814

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: Valley Forge Insurance Co	20508
INSURER B: Transportation Insurance Co	20494
INSURER C: American Guarantee & Liability	16535
INSURER D:	
INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS	
A		GENERAL LIABILITY X COMMERCIAL GENERAL LIABILITY CLAIMS MADE X OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: POLICY PRO-JECT X LOC	C1057198720	01/01/2011	01/01/2012	EACH OCCURRENCE DAMAGE TO RENTED PREMISES (Ea occurrence) MED EXP (Any one person) PERSONAL & ADV INJURY GENERAL AGGREGATE PRODUCTS - COMP/OP AGG	$ 1,000,000 $ 1,000,000 $ 15,000 $ 1,000,000 $ 2,000,000 $ 2,000,000
B		AUTOMOBILE LIABILITY ANY AUTO ALL OWNED AUTOS X SCHEDULED AUTOS X HIRED AUTOS X NON-OWNED AUTOS	C2083490852	01/01/2011	01/01/2012	COMBINED SINGLE LIMIT (Ea accident) BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)	$ 1,000,000 $ $ $
		GARAGE LIABILITY ANY AUTO				AUTO ONLY - EA ACCIDENT OTHER THAN AUTO ONLY: EA ACC AGG	$ $ $
C		EXCESS / UMBRELLA LIABILITY X OCCUR CLAIMS MADE DEDUCTIBLE X RETENTION $ 0	AUC594656602	01/01/2011	01/01/2012	EACH OCCURRENCE AGGREGATE	$ 5,000,000 $ 5,000,000 $ $ $
A		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? Y / N (Mandatory in NH) If yes, describe under SPECIAL PROVISIONS below	[illegible]	01/01/2011	01/01/2012	WC STATU-TORY LIMITS OTH-ER E.L. EACH ACCIDENT E.L. DISEASE - EA EMPLOYEE E.L. DISEASE - POLICY LIMIT	$ 1,000,000 $ 1,000,000 $ 1,000,000
A		OTHER Property coverage	C1057198720	01/01/2011	01/01/2012	Limit $20,000	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

County of Suffolk is named as Additional Insured, ATIMA, for General Liability only, per written contract or agreement as respects to the location of the fund raising event "Sayville Run" being held on July 24, 2011. (NYNS-Long Island Chapter)

CERTIFICATE HOLDER

County of Suffolk
P. O. Box 84
West Sayville, NY 11751

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
Ronald Cleaves/MDN

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1518

IRS Department of the Treasury
Internal Revenue Service
P.O. Box 2508
Cincinnati OH 45201

In reply refer to: 0248564828
May 04, 2009 LTR 4167C EO
13-1930701 000000 00 000
00018927
BODC: TE

CYSTIC FIBROSIS FOUNDATION
HEADQUARTERS
6931 ARLINGTON RD STE 200
BETHESDA MD 20814-5269

058

Employer Identification Number: 13-1930701
Group Exemption Number: 1393
Person to Contact: Tonya Morris
Toll Free Telephone Number: 1-877-829-5500

Dear Taxpayer:

This is in response to your Apr. 23, 2009, request for information about your tax-exempt status.

Our records indicate that you were issued a determination letter in November 1957, and that you are currently exempt under section 501(c)(03) of the Internal Revenue Code.

Based on the information supplied, we recognized the subordinates named on the list you submitted as exempt from Federal income tax under section 501(c)(03) of the Code.

Donors may deduct contributions to you as provided in section 170 of the Code. Bequests, legacies, devises, transfers, or gifts to you or for your use are deductible for Federal estate and gift tax purposes if they meet the applicable provisions of sections 2055, 2106 and 2522 of the Code.

If you have any questions, please call us at the telephone number shown in the heading of this letter.

Sincerely yours,

Michele M. Sullivan

Michele M. Sullivan, Oper. Mgr.
Accounts Management Operations I

Gen E 4

COUNTY OF SUFFOLK

1598

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

JOSEPH J. MONTUORI
COMMISSIONER

TRACEY BELLONE
DEPUTY COMMISSIONER

TO: **KEN CRANNELL, Deputy County Executive**

FROM: **JOSEPH J. MONTUORI, Commissioner**

CC: **CHRISTOPHER KENT, Chief Deputy County Executive**

DATE: **MAY 12, 2011**

RE: **INTRODUCTORY RESOLUTION AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY THE CYSTIC FIBROSIS FOUNDATION FOR THEIR ANNUAL "SAYVILLE RUN / WALK & BARBEQUE" FUNDRAISER**

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "RESO-PKS-Cystic Fibrosis Foundation Fundraising Event at LIMM.doc."

Should you require anything further, please contact my office at 4-4984.

Enclosures

MONTAUK HIGHWAY – P.O. BOX 144 WEST SAYVILLE, NEW YORK 11796-0144 (631) 854-4949 FAX: (631) 854-4977

SUFFOLK COUNTY PARKS

1519

Intro. Res. No. -2011 Laid on Table 6/7/2011

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2011, AUTHORIZING USE OF CEDAR BEACH COUNTY PARK BY EVENT POWER FOR ITS MIGHTY NORTH FORK TRIATHLON FUNDRAISER

WHEREAS, an unincorporated entity known as "Event Power" hosts the Mighty North Fork Triathlon events which are sanctioned by USA Triathlon, Inc., a nonprofit corporation having its principal place of business in Colorado Springs, CO; and

WHEREAS, Event Power would like to use Cedar Beach County Park in Southold for the purpose of hosting their Mighty North Fork Triathlon on Sunday, July 10, 2011; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming Suffolk County as an additional insured has been provided by USA Triathlon, Inc.; now therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA, and be it further

2nd RESOLVED, that the use of Cedar Beach County Park by Event Power for the purpose of hosting a fundraiser on Sunday, July 10, 2011, is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page by the County of Suffolk from USA Triathlon, Inc. and the payment of the Two Hundred and Twenty-Five Dollars ($225.00) event fee, and the issuance of a permit by the Commissioner of Parks, Recreation and Conservation pursuant to section 378-7B(c) of the Suffolk County Code, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division; and be it further

3rd RESOLVED, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the fundraiser at Cedar Beach County Park by Event Power.

DATED:

APPROVED BY:

_____

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law ____ 1519

2. Title of Proposed Legislation

AUTHORIZING USE OF THE CEDAR BEACH COUNTY PARK BY EVENT POWER FOR ITS MIGHTY NORTH FORK TRIATHLON FUNDRAISER

3. Purpose of Proposed Legislation

Authorize use of County Parkland for fundraising event.

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

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

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

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

There is a fee of $225.00 collected by the County for use of the Park.

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

N/A

8. Proposed Source of Funding

N/A

9. Timing Impact

N/A

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tom Malanga Intergovernmental Relations Coordinator Dept. of Parks, Recreation &Conservation	Thomas J Malanga	5/12/2011

SUFFOLK COUNTY PARKS

Suffolk County Department of Parks, Recreation & Conservation
Mail Application to: P.O. Box 144, West Sayville, NY 11796
Phone: 631-854-~~4951~~ 4964
www.suffolkcountyny.gov/parks

1519

APPLICATION FOR PARKLAND GROUP PERMIT

Permit Requested (Check One)

YOUTH GROUP CAMPING _____ **GROUP PICNIC** _____ **ADULT (FAMILY) CAMPING CLUB** _____

SPECIAL GROUP EVENT X **(Specify Below)** **GENERAL GROUP** _____ **(HIKE/FIELD TRIP)**

Triathlon - Fundraiser (Mighty North Fork Triathlon

(Horse/Dog Event, Fundraiser, Other)

PARK(S) Requested **DATE(S) Requested**

1st Choice Cedar Beach, Southold 1st Choice 7/10/2011

2nd Choice _____ 2nd Choice _____

Name of Group/Organization Event Power

Address P.O. Box 1626 Southampton, NY Zip Code 11969

Applicant Name Ralph Reuben Kline Phone (631) 268-4514 Cell # 717-357-2126

Address 3620 Wantagh Ave. Applicant Signature [signature]

Town Wantagh State NY Zip 11793 Today's Date 1/1/2011

Arrival Time 7:00 a.m./p.m. Departure Time 12 pm (Parks Close at Dusk)

Estimated # Attending 500 # Cars/Vans 250 # Buses NA

ADULT (FAMILY) CAMPING CLUBS: Total # of Units _____ (7 unit minimum non-holiday weekends, 10 unit minimum holiday weekends)

SPECIAL EVENTS & PICNICS For athletes only - [illegible]

Will Food/Beverages be provided? **YES** X **NO** ____

Is event open to the general public? **YES** X **NO** ____

If event is open to public ***AND*** food/beverages are being provided a *SUFFOLK COUNTY HEALTH SERVICES ORGANIZER'S APPLICATION FOR TEMPORARY PERMIT must* be filed. Non-compliance with Health Services regulations may result in event being shut down.

Is event being catered? **YES** ____ **NO** X Name of Caterer _____

Will alcoholic beverages be provided? **YES** ____ **NO** X (If **YES** the Hold Harmless Agreement attached must be Signed & notarized).

Will alcoholic beverages be **sold? YES** ____ **NO** X (If **YES** a *Special Event Permit* must be filed with the *NYS Liquor Authority* to obtain a temporary liquor license).

Is this a **Fundraiser? YES** X **NO** ____ Groups wishing to hold fundraisers on Suffolk County Park property must contact the Parks Permit Department at 854-4951 a ***minimum of three months prior*** to event for permission as Suffolk County Legislative approval is required.

TENTS - Suffolk County Fire Marshall inspection may be required contact Permit Dept. at 854-4951 for information.

VENDORS? **YES** ____ **NO** X List all _____

Names of vendors (amusement/entertainment, etc.) at event must be listed above. Attach separate sheet if necessary. Vendor(s) chosen must provide a certificate of insurance naming SUFFOLK COUNTY as an additional insured in the amount of **$2,000,000** per occurrence Comprehensive General Liability.

SPECIAL REQUESTS/COMMENTS: _____

Office Use Only

DATE(S) APPROVED _____ AREA ASSIGNED _____ Picnic ___ Youth ___ Adult ___

PARK APPROVED _____ County Park _____

Received of _____ Amount $ _____ Cash ____ MO ____ Credit ____

Alcohol Permit Approved _____ (Staff Initials) Transaction # _____ Check _____

SPECIAL INSTRUCTIONS _____

PERMIT # 033567 PARKS DEPT. APPROVAL _____

43-0201.. 03/07

1519

DATE: 5/4/2011

CERTIFICATE OF INSURANCE

CERTIFICATE NUMBER: 20110222040784

AGENCY:

Entertainment & Sports Insurance eXperts (ESIX)
5660 New Northside Drive, Suite 640
Atlanta, Georgia 30328
Phone: 678-324-3300 Fax: 678-324-3303

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

NAMED INSURED:

USA Triathlon
5825 Delmonico Drive
Colorado Springs, Colorado 80919-2401

INSURERS AFFORDING COVERAGE:

INSURER A: AXIS Insurance Company
INSURER B: AXIS Insurance Company

EVENT INFORMATION:

Mighty North Fork Triathlon (7/10/2011 - 7/10/2011)

POLICY/COVERAGE INFORMATION:

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INS	TYPE OF INSURANCE:	POLICY NUMBER(S):	EFFECTIVE:	EXPIRES:	LIMITS:	
A	GENERAL LIABILITY					
	X Occurrence	AXGL03100260-10	12/1/2010 12:01 AM	12/1/2011 12:01 AM	GENERAL AGGREGATE (Applies Per Event)	$2,000,000
					EACH OCCURRENCE	$1,000,000
					DAMAGE TO RENTED PREMISES (Each Occ.)	$1,000,000
					MED EXP (Any one person)	EXCLUDED
					PERSONAL & ADV INJURY	$1,000,000
					PRODUCTS-COMP/OP AGG	$2,000,000
B	UMBRELLA/EXCESS LIABILITY					
	X Occurrence	AXXS02100446-10	12/1/2010 12:01 AM	12/1/2011 12:01 AM	AGGREGATE (Applies Per Event)	$10,000,000

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS:

The certificate holder is an additional insured, as required by written contract or written agreement, but only for liability arising out of the negligence of the named insured, but only with respect to the USAT sanctioned or approved event specified on this certificate.

This policy excludes any police/law enforcement or Fire Department services rendered or on behalf of the certificate holder.

CERTIFICATE HOLDER:

Suffolk County
P.O. Box 144
West Sayville, New York 11796

NOTICE OF CANCELLATION:

Should any of the above described policies be cancelled before the expiration date thereof, notice will be delivered in accordance with the policy provisions.

AUTHORIZED REPRESENTATIVE:

1519

EventPower
P.O. Box 1626
Southampton, NY 11969
631.259.4516

January 3, 2011

Leslie Butler
Suffolk County Parks
P.O. Box 144
West Sayville, NY 11796

Dear Leslie,

I submitted the permit application for the use of Cedar Beach for July 10, 2011 for the 13th Annual Mighty North Fork Triathlon. Enclosed please find a check for $225.00. We are currently waiting for the insurance certificate and will forward this on to you as soon as it is in our possession.

The triathlon would start at 6:50 AM and be over by 10:00 AM. We will clean up the parking lot, beach, and roads, and leave the race site by 12:00 PM. The race consists of a 500 meter swim, an 8 mile bike, and a 3.5 mile run.

If you have any questions, please contact me.

Thank you in advance for processing the permit.

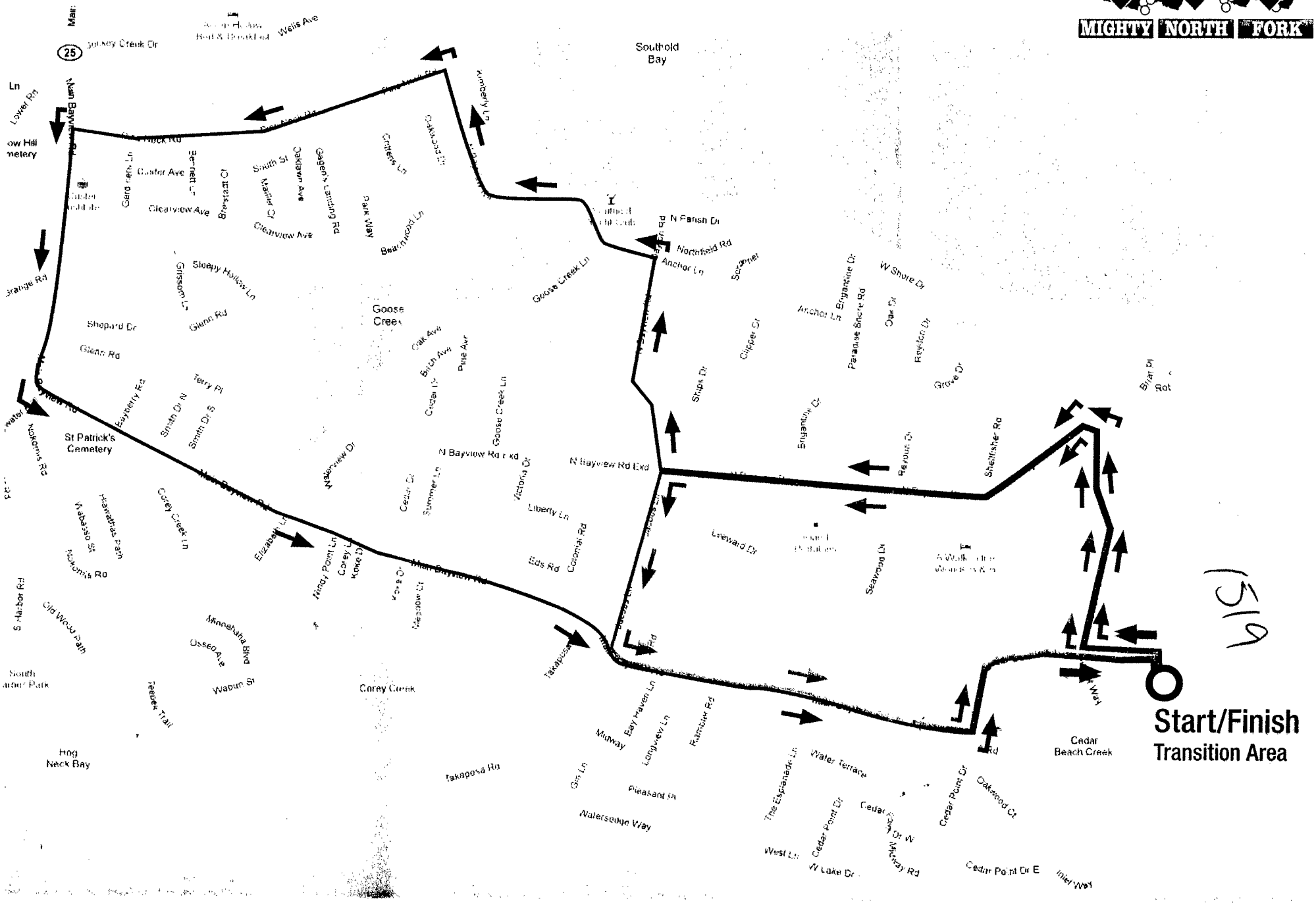
Sincerely,

Reuben Kline
Race Director, Event Power
reuben@eventpowerli.com
717.357.0126

Mighty North Fork™ Long Island Triathlon Tour™

— Bike course: 8 Miles

- Run course: 3.1 Miles



www.eventpowerli.com

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COUNTY OF SUFFOLK

1579

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

JOSEPH J. MONTUORI
COMMISSIONER

TRACEY BELLONE
DEPUTY COMMISSIONER

TO: KEN CRANNELL, Deputy County Executive

FROM: JOSEPH J. MONTUORI, Commissioner

CC: CHRISTOPHER KENT, Chief Deputy County Executive

DATE: MAY 12, 2011

RE: INTRODUCTORY RESOLUTION AUTHORIZING USE OF THE CEDAR BEACH COUNTY PARK BY EVENT POWER FOR ITS MIGHTY NORTH FORK TRIATHLON FUNDRAISER

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "RESO-PKS-Event Power Triathlon Fundraising Event.doc."

Should you require anything further, please contact my office at 4-4984.

Enclosures

MONTAUK HIGHWAY – P.O. BOX 144 WEST SAYVILLE, NEW YORK 11796-0144 (631) 854-4949 FAX: (631) 854-4977

SUFFOLK COUNTY PARKS

Intro Res. No. 1520-11 Laid on Table 6/7/11
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 #355

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
BROOKHAVEN	**2008/09**	**$44,813.30**	**0.00**	**$44,813.30**

Dated:

Approved By:

Suffolk County Executive

Date of Approval:

1520

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

Gen 66

1520

SUFFOLK COUNTY TREASURER

330 CENTER DRIVE RIVERHEAD, N.Y. 11901-3311
Telephone: (631) 852-1500 FAX (631) 852-1507

ANGIE M. CARPENTER
COUNTY TREASURER

DOUGLAS W. SUTHERLAND
CHIEF DEPUTY

DIANE M. STUKE
DEPUTY

MEMORANDUM

TO: Brendan Chamberlain, County Executive Assistant for Intergovernmental Relations

FROM: Angie M. Carpenter, Suffolk County Treasurer

DATE: May 4, 2011

RE: RESOLUTION FOR CANCELLATION OF TAXES, CONTROL # 355

Enclosed please find a proposed resolution, which this office requests be submitted to the Suffolk County Legislature for approval.

Also enclosed is any back-up material pertaining to this request.

Should you need anything further, please contact me.

AMC:dz
Enc.

Intro. Res. No. 1521 -2011 Laid on Table 6/7/2011
Introduced by Legislator Browning

RESOLUTION NO. -2011, AMENDING RESOLUTION NO. 1378- 2007, AMENDING THE ADOPTED 2007 OPERATING BUDGET TO TRANSFER FUNDS FROM FUND 477 WATER QUALITY PROTECTION, AMENDING THE 2007 CAPITAL BUDGET AND PROGRAM, AND APPROPRIATING FUNDS IN CONNECTION WITH AN AQUATIC INVASIVE/NUISANCE SPECIES ERADICATION IN CANAAN LAKE, N. PATCHOGUE AND UPPER AND LOWER LAKES, YAPHANK (CP 8710)

WHEREAS, Resolution No. 1378-2007 authorized the County to transfer funds from Fund 477, Water Quality Reserve Fund Balance, to the County's Capital Budget, in connection with an Aquatic Invasive/Nuisance Species Eradication in Canaan Lake, N. Patchogue and Upper and Lower Lakes, Yaphank (CP 8710); and

WHEREAS, the resolution provided funding for planning and construction for this project; and

WHEREAS, construction funding of $50,000 was intended to be used to implement a pilot program, but it has now been determined that the full plan should be implemented directly, and a pilot program will not be needed; and

WHEREAS, additional funding is necessary for planning to allow implementation of the full plan; and

WHEREAS, there exists enough funding in the construction phase of this project to cover the necessary additional planning cost; and

WHEREAS, it is necessary to amend Resolution No. 1378- 2007 by re-appropriating $50,000 from construction to planning; now, therefore be it

1st RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this 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; and be it further

2nd RESOLVED, that the 6th RESOLVED clause of Resolution No. 1378- 2007 is hereby amended by reducing the appropriation for construction by $50,000, and increasing the appropriation for planning by $50,000 as follows:

6th RESOLVED, that the 2007 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 8710
Project Title: Water Quality Protection-Aquatic Invasive/Nuisance Species Eradication In Canaan Lake, N. Patchogue, and Upper and Lower Lakes, Yaphank

	Total Est'd Cost	Current 2007 Capital Budget & Program	Revised 2007 Capital Budget & Program
1. Planning/Engineering	[$1,757,000] $1,807,000	$0	[$200,000W] $250,000W
3. Construction	[$720,000] $670,000	$0	[$50,000W] $0
TOTAL	$250,000	$0	$250,000

and be it further

3rd **RESOLVED,** that the 7th RESOLVED clause of Resolution No. 1378-2007 is hereby amended as follows:

7th RESOLVED, that the transfer in the amount of $250,000 be and hereby is appropriated as follows:

Project No.	JC	Project Title	Amount
525-CAP-8710.124	50	Planning/Engineering for Aquatic Invasive/Nuisance Species Eradication In Canaan Lake, N. Patchogue and Upper and Lower Lakes, Yaphank, and an evaluation of options to restore fish passage at the Upper and Lower Lakes	[$200,000] $250,000
[Project No.]	[JC]	[Project Title]	[Amount]
[525-CAP-8710.317]	[50]	[Implementation (vegetation eradication) for Aquatic Invasive/ Nuisance Species Eradication In Canaan Lake, N. Patchogue and Upper and Lower Lakes, Yaphank]	[$50,000]

and be it further

4th **RESOLVED**, that the County Treasurer and County Comptroller are hereby authorized and directed to effectuate the associated cash transfers for this capital project.

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

T:\BRO\Amend Res. 1378-2007.doc

1522

Intro. Res. No. -2011 Laid on Table 6/7/2011
Introduced by Legislator Kennedy

RESOLUTION NO. -2011, AMENDING THE 2011 OPERATING BUDGET TO SUPPORT THE VETERANS OF FOREIGN WARS SUFFOLK COUNTY COUNCIL

WHEREAS, the 2011 Operating Budget does not include sufficient funds for Veterans of Foreign Wars Suffolk County Council; and

WHEREAS, Veterans of Foreign Wars Suffolk County Council administers a Veterans Emergency Assistance Program which provides emergency assistance to eligible active duty or honorably discharged military veterans, spouses, and dependents, including funds for basic living expenses such as food, shelter, and utilities, and

WHEREAS, this program provides valuable services to eligible County residents who have honorably served our Country and those who are currently on active-duty; and

WHEREAS, it is the desire of this Legislature to provide an additional $10,000 to support Veterans of Foreign Wars Suffolk County Council in its mission; and

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

1st RESOLVED, that the 2011 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

FD	AGY	UNIT	ACT	OBJ	OBJECT NAME	AMOUNT
001	DPW	1363	0000	4410	Rent: Offices & Buildings	($3,168)
001	PLN	8030	0000	4560	Fees for Services	($6,832)

TO:

FD	AGY	UNIT	ACT	OBJ	ACTIVITY NAME	AMOUNT
001	EXE	6510	JDR1	4980	Veterans of Foreign Wars Suffolk County Council	+$10,000

and be it further

2nd RESOLVED, that the moneys appropriated pursuant to this resolution shall be used for the sole and exclusive purpose of funding Veterans of Foreign Wars Suffolk County Council.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

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1523

Intro. Res. No. - 2011 Laid on the Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. – 2011, AMENDING THE 2011 ADOPTED OPERATING BUDGET TO TRANSFER 100% STATE AID FUNDING FROM SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES TO THE PEDERSON-KRAG CENTER, INC. AND TO ACCEPT AND APPROPRIATE 100% ADDITIONAL STATE AID FROM THE NEW YORK STATE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES TO BRENTWOOD UNION FREE SCHOOL DISTRICT

WHEREAS, New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) has authorized a one-time transfer of $55,000 in 100% State aid already included in the Department of Health Services 2011 Adopted Operating Budget to Pederson-Krag Center, Inc. for prevention staffing; and

WHEREAS, NYS OASAS has also allocated additional one-time funding of $2,400 in 100% State aid to the Brentwood Union Free School District for evidenced based training materials; and

WHEREAS, this additional 100% State aid is not included in the 2011 Adopted Operating Budget; now, therefore be it

1st **RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to transfer funds as follows:

From:

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

OBJECT	OBJECT NAME	2011 Adopted Budget	Increase/ Decrease	2011 Modified Budget
1100	Permanent Salaries	$1,329,260	($55,000)	$1,274,260

To:

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

XORG	OBJECT NAME	2011 Adopted Budget	Increase/ Decrease	2011 Modified Adopted Budget
ANL7	PEDERSON–KRAG ALCOHOL CLINIC	$1,006,981	+$55,000	$1,061,981

and be it further

2nd **RESOLVED**, that the County Comptroller and the County Treasurer be and hereby are authorized to accept and appropriate $2,400 in additional State aid as follows:

REVENUES:
001-HSV 3486 State Aid: Narcotics Addiction Control +$2,400

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

XORG	OBJECT NAME	2011 Adopted Budget	Increase/ Decrease	2011 Modified Adopted Budget
ABZ1	BRENTWOOD UFSD	$175,910	+$2,400	$178,310

and be it further

3rd **RESOLVED**, that the contracts with Pederson-Krag Center, Inc. and Brentwood Union Free School District be amended to reflect these additional funds; and be it further

4th **RESOLVED**, that the funding and expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

5th **RESOLVED**, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action.

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date of Approval:

HSV #19-2011

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1523

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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1523

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

Title of Proposed Legislation
Amending the 2011 Adopted Operating Budget to transfer 100% State aid funding from Suffolk County Department of Health Services to the Pederson-Krag Center and to accept and appropriate 100% additional State aid from the New York State Office of Alcoholism and Substance Abuse Services to Brentwood Union Free School District.

3. Purpose of Proposed Legislation
This legislation is needed to transfer 100% State aid funding from Suffolk County Department of Health Services to the Pederson-Krag Center and to accept and appropriate 100% additional State aid from the New York State Office of Alcoholism and Substance Abuse Services to Brentwood Union Free School District. All these funds will be used for the provision of chemical dependency treatment and prevention programs.

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

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

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

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
Not applicable

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
100% State aid from the New York State Office of Alcoholism and Substance Abuse Services

9. Timing of Impact
2011

10. Typed Name & Title of Preparer	***11. Signature of Preparer***	***Date***
Diane E. Weyer	Diane E. Weyer	5/5/11
Principal Financial Analyst	Theresa Lollo	5/27/11
Theresa Lollo Principal Financial Analyst		

SCIN FORM 175b (10/95)

GOVERNOR
ANDREW M. CUOMO
ACTING COMMISSIONER
ARLENE GONZALEZ-SANCHEZ, M.S., L.M.S.W.

1523

February 16, 2011

Mr. Arthur Flescher, Acting Director
Suffolk County Department of Health Services
Division of Community Mental Hygiene
North County Complex – Building C928
P.O. Box 6100
Hauppauge, NY 11788-0099

Re: 2011 State Aid Funding Authorization

Dear Mr. Flescher:

Enclosed please find a revised 2011 Office of Alcoholism and Substance Abuse Services (OASAS) State Aid Funding Authorization (SAFA) for your County. This revised SAFA has been issued for the following providers:

- Suffolk County Department of Health Services reflecting a one-time only transfer of funding to Pederson-Krag Center, Inc. for prevention staffing;
- Based on 2011 Prospective Budget and Performance Review removed x-restrictions on Human Understanding and Growth Seminars and Brentwood School District
- Added one-time only funding to Brentwood School District for evidence based programming training and materials

Please return a signed copy of this Authorization as quickly as possible to:

New York State Office of Alcoholism and Substance Abuse Services
Bureau of Financial Management
1450 Western Avenue - 4th Floor
Albany, New York 12203-3526

If you have questions regarding these changes, please contact your Field Office representative.

Sincerely,

Kevin Doherty
Director, Financial Management

OASAS

New York State Office of Alcoholism and Substance Abuse Services
State Aid Funding Authorization

County: Suffolk (52)

Region: Long Island

Fiscal Year : 2011

As of: 02/14/2011

Agency Number/Name	Init Code	Program Code/Index	PRU	Direct	Approved Budgeted Amounts Gross	Revenue	Net	Funded Net	Funding Code/Source	One-time	Approved State Aid	Local Share	Non-Funded	Restr. Code
00172		3520	00	992	682,065	181,491	500,574	500,574	013F		393,467	107,107	0	
Huntington Youth Bureau		5550	00	90142	194,274	31,679	162,595	162,595	013M		131,084	31,511	0	
Youth Development Research Inst. Inc.		Agency 00172 Total:			876,339	213,170	663,169	663,169			524,551	138,618	0	
00290		3520	00	776	1,094,284	432,282	662,002	662,002	013F		531,380	130,622	0	
Alternatives Counseling Services, Inc.		5550	00	90143	225,946	9,400	216,546	216,546	013M		194,608	21,938	0	
		Agency 00290 Total:			1,320,230	441,682	878,548	878,548			725,988	152,560	0	
00352		3520	00	1203	1,145,453	180,429	965,024	965,024	013F		760,288	204,736	0	
The Young Men's Christian Association of Long Island, Incorporated		5550	00	90145	218,433	0	218,433	218,433	013M		208,796	9,637	0	
		Agency 00352 Total:			1,363,886	180,429	1,183,457	1,183,457			969,084	214,373	0	
00372		3520	00	560	1,055,534	622,058	433,476	433,476	013F		342,425	91,051	0	
Town of Babylon		Agency 00372 Total:			1,055,534	622,058	433,476	433,476			342,425	91,051	0	
00667		3520	00	7116	671,504	213,478	458,026	458,026	013S		323,568	134,458	0	
Town of Smithtown		5550	00	90146	283,697	0	283,697	283,697	013M		283,697	0	0	
		Agency 00667 Total:			955,201	213,478	741,723	741,723			607,265	134,458	0	
00785		5550	00	90167	412,453	234,143	178,310	178,310	013M		172,467	3,443	0	
Brentwood School District									013M	O	2,400		0	
										Program:	174,867	3,443	0	
		Agency 00785 Total:			412,453	234,143	178,310	178,310			174,867	3,443	0	

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OASAS

New York State Office of Alcoholism and Substance Abuse Services
State Aid Funding Authorization

County: Suffolk (52)
Region: Long Island

Fiscal Year : 2011

As of: 02/14/2011

Agency Number/Name	Init Code	Program Code/Index	PRU	Direct	Approved Budgeted Amounts Gross	Revenue	Net	Funded Net	Funding Code/Source	One-time	Approved State Aid	Local Share	Non-Funded	Restr. Code
00826		5550	00	90170	5,211	0	5,211	5,211	013M		5,109	102	0	
Retired Senior Volunteer Prog Suffolk		Agency 00826 Total:			5,211	0	5,211	5,211			5,109	102	0	
01788		3520	01	4916	609,580	235,234	374,346	374,346	013F		196,723	177,623	0	
Family Counseling Services		5550	00	90190	108,429	14,070	94,359	94,359	013M		94,359	0	0	
		Agency 01788 Total:			718,009	249,304	468,705	468,705			291,082	177,623	0	
02011		5550	00	90193	251,678	0	251,678	251,678	013M		245,516	6,162	0	
Riverhead Community Awareness Program		Agency 02011 Total:			251,678	0	251,678	251,678			245,516	6,162	0	
16320		3528	00	52226	229,505	23,827	205,678	205,678	013S		205,678	0	0	
Hope for Youth, Inc		Agency 16320 Total:			229,505	23,827	205,678	205,678			205,678	0	0	
20580		3510	00	8019	1,795,322	100,416	1,694,906	1,694,906	013F		1,590,576	104,330	0	
Catholic Charities of the Diocese of Rockville Centre		3520	00	50121	1,094,136	852,729	241,407	241,407	013S		128,452	112,955	0	
		3520	01	50125	702,078	459,885	242,193	242,193	013S		34,868	207,325	0	
		Agency 20580 Total:			3,591,536	1,413,030	2,178,506	2,178,506			1,753,896	424,610	0	
22270		3570	00	51329	760,684	167,956	592,728	592,728	013F		581,163	11,565	0	
SCO Family of Services	P	3570	01	52107	517,212	113,360	403,852	403,852	013F		403,852	0	0	
		4270	00		145,701	0	145,701	145,701	013M		145,701	0	0	
		Agency 22270 Total:			1,423,597	281,316	1,142,281	1,142,281			1,130,716	11,565	0	

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OASAS

New York State Office of Alcoholism and Substance Abuse Services
State Aid Funding Authorization

County: Suffolk (52)

Region: Long Island

Fiscal Year : 2011

As of: 02/14/2011

Approved Budgeted Amounts

Agency Number/Name	Salt Code	Program Code/Index	PRU Direct	Gross	Revenue	Net	Funded Net	Funding Code/Source	One-time	Approved State Aid	Local Share	Non-Funded	Restr. Code
23220		5550 00	90194	3,548,442	2,345,736	1,202,706	1,202,706	013M		1,173,934	28,772	0	
Eastern Suffolk BOCES		Agency 23220 Total:		**3,548,442**	**2,345,736**	**1,202,706**	**1,202,706**			**1,173,934**	**28,772**	**0**	
26060		3520 00	51221	1,349,499	903,847	445,652	445,652	013S		317,361	128,291	0	
Town of Islip		3520 01	7110	978,759	567,828	410,931	410,931	013S		279,233	131,698	0	
		5550 00	90196	253,991	63,445	190,546	190,546	013M		144,644	45,902	0	
		Agency 26060 Total:		**2,582,249**	**1,535,120**	**1,047,129**	**1,047,129**			**741,238**	**305,891**	**0**	
31360		3810 00	52397	262,522	0	262,522	262,522	013S		229,707	32,815	0	
Outreach Development Corporation		Agency 31360 Total:		**262,522**	**0**	**262,522**	**262,522**			**229,707**	**32,815**	**0**	
33200		5550 00	90201	185,736	51,800	133,936	133,936	013M		61,122	72,814	0	
Human Understanding & Growth Seminars		Agency 33200 Total:		**185,736**	**51,800**	**133,936**	**133,936**			**61,122**	**72,814**	**0**	
45660		4074 00	52170	50,000	0	50,000	50,000	013M		50,000	0	0	
Long Island Gay & Lesbian Youth, Inc		Agency 45660 Total:		**50,000**	**0**	**50,000**	**50,000**			**50,000**	**0**	**0**	

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OASAS

New York State Office of Alcoholism and Substance Abuse Services
State Aid Funding Authorization

County Suffolk (52)

Region Long Island

Fiscal Year : 2011

As of: 02/14/2011

Approved Budgeted Amounts

Agency Number/Name	Init Code	Program Code/Index	PRU Direct	Gross	Revenue	Net	Funded Net	Funding Code/Source	One-time	Approved State Aid	Local Share	Non-Funded	Restr. Code
50430		2780 00	52037	122,752	35,950	86,802	86,802	013S		81,850	4,952	0	
Pederson-Krag Center, Inc.		2780 00	52497	60,000	0	60,000	60,000	013M		60,000	0	0	
		3520 00	51802	891,145	590,408	300,737	300,737	013S		71,634	229,103	0	
		3520 01	51803	854,011	575,000	279,011	279,011	013S		49,937	229,074	0	
		3520 02	50376	1,062,460	761,045	301,415	301,415	013S		222,354	79,061	0	
		4072 00	52399	35,817	0	35,817	35,817	013F		35,817	0	0	
		5550 00	90335	145,000	0	145,000	145,000	013M		90,000	0	0	
								013M	O	55,000		0	
									Program:	*145,000*	*0*	*0*	
		Agency 50430 Total:		3,171,185	1,962,403	1,208,782	1,208,782			666,592	542,190	0	
50440		3520 00	50994	934,863	730,157	204,706	204,706	013S		78,048	126,658	0	
Family Service League, Inc.		3520 01	51813	706,994	450,197	256,797	256,797	013S		78,922	177,875	0	
		3520 02	52084	626,078	606,468	19,610	19,610	013S		19,610	0	0	
		Agency 50440 Total:		2,267,935	1,786,822	481,113	481,113			176,580	304,533	0	
70370		0890 01	70002	653,694	0	653,694	653,694	013S		224,211	429,483	0	
Suffolk County Department of Health Services		2050 01	6731	1,962,646	588,000	1,374,646	1,374,646	013F		660,436	714,210	0	
		2050 02	3097	2,470,402	410,000	2,060,402	2,060,402	013S		954,840	1,105,562	0	
		2050 03	202	2,013,089	565,000	1,448,089	1,448,089	013S		677,651	770,438	0	
		2050 04	201	1,790,331	667,000	1,123,331	1,123,331	013S		835,945	287,386	0	
		3520 00	6873	590,591	60,411	530,180	530,180	013S		241,419	288,761	0	
		4072 00	52400	51,365	0	51,365	51,365	013F		48,555	2,810	0	
		5550 00	90204	248,785	0	248,785	248,785	013M		129,932	173,853	0	X
								013M	O	-55,000		0	X
									Program	*74,932*	*173,853*	*0*	
		5990 00	52401	87,481	0	87,481	87,481	013S		86,632	849	0	X
		Agency 70370 Total:		9,868,384	2,290,411	7,577,973	7,577,973			3,804,621	3,773,352	0	

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OASAS

New York State Office of Alcoholism and Substance Abuse Services
State Aid Funding Authorization

County: Suffolk (52)
Region: Long Island

Fiscal Year : 2011

As of: 02/14/2011

Agency Number/Name	Unit Code	Program Code/Index	PRU Direct	Approved Budgeted Amounts: Gross	Revenue	Net	Funded Net	Funding Code/Source	One-time	Approved State Aid	Local Share	Non-Funded	Restr. Code
81200		3700 00	90132	86,815	0	86,815	86,815	013M		86,815	0	0	
Long Island Home		3500 00	52498	375,000	0	375,000	375,000	013M		200,000	175,000	0	
		Agency 81200 Total:		461,815	0	461,815	461,815			286,815	175,000	0	
83220		3520 00	50023	1,023,762	843,980	179,782	179,782	013S		88,494	91,288	0	
John T. Mather Hospital of Port Jefferson, New York, Inc		Agency 83220 Total:		1,023,762	843,980	179,782	179,782			88,494	91,288	0	
85340		3520 00	50101	481,108	317,935	163,173	163,173	013S		160,028	3,145	0	
Brookhaven Memorial Hospital Medical Center, Inc.		Agency 85340 Total:		481,108	317,935	163,173	163,173			160,028	3,145	0	
86050		3520 00	52062	284,826	136,826	148,000	148,000	013S		148,000	0	0	
Maryhaven Center of Hope, Inc		Agency 86050 Total:		284,826	136,826	148,000	148,000			148,000	0	0	
County Suffolk (52) Summary - All Agencies:				36,391,143	15,143,470	21,247,673	21,247,673			14,563,308	6,684,365	0	
Less Direct Contracts/FASNY:				145,701	0	145,701	145,701			145,701	0	0	
Approved LGU Funding:				36,245,442	15,143,470	21,101,972	21,101,972			14,417,607	6,684,365	0	

Signature [illegible] Date 2/23/11

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COUNTY OF SUFFOLK

1523

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA,FRCPC,FACP
Commissioner

MEMORANDUM

To: James L. Tomarken, MD, MSW, MPH, MBA, FRCPC, FACP
Commissioner, Department of Health Services

From: Art Flescher, L.C.S.W., C.A.S.A.C.
Director, Division of Community Mental Hygiene Services

Date: March 8, 2011

Subject: **REQUEST FOR LEGISLATIVE RESOLUTION**

The New York State Office of Alcoholism and Substance Abuse Services (NYSOASAS) has authorized a one-time only transfer of $55,000 in 100% state aid from Suffolk County Department of Health Services that is already included in the 2011 Adopted Operating Budget to Pederson-Krag Center, Inc. for prevention staffing. NYSOASAS has also allocated additional one-time only state aid of $2,400 to Brentwood School District for evidenced based programming training and materials.

The Division of Community Mental Hygiene requests introduction of a legislative resolution to transfer funding to the Pederson-Krag Center, Inc. and accept and appropriate additional state aid funding to Brentwood School District.

We have attached a copy of the New York State Office of Alcoholism and Substance Abuse Services State Aid Funding Authorization dated February 16, 2011 which reflects the funding changes. We have also attached a draft copy of the fiscal impact statement, as well as the resolution to amend the 2011 Adopted Operating Budget to transfer funding from Suffolk County Health Services to the Pederson-Krag Center, Inc. and to accept and appropriate additional 100% state aid.

Thank you.

AF:PM
Attachments
cc: J. Best, A. Rotundo, D. Weyer, L.Wright, S. Reagan, G. Terry, P. Manos

Public Health
Prevent. Promote. Protect.

DIVISION OF COMMUNITY MENTAL HYGIENE
North County Complex, Bldg. C928, 725 Veterans Memorial Highway,PO Box 6100 Hauppauge, NY 11788
(631) 853-8500 Fax (631) 853-3117

Gen F1

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

1523

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

May 9, 2011

Ken Crannell, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

I request the introduction of the enclosed Resolution amending the 2011 Adopted Operating Budget to transfer 100% State aid funding from Suffolk County Department of Health Services to the Pederson-Krag Center and to accept and appropriate 100% additional State aid from the New York State Office of Alcoholism and Substance Abuse Services to Brentwood Union Free School District. The $55,000 transferred to Pederson-Krag Center will be used for prevention staffing and the $2,400 in additional State aid to Brentwood UFSD will be used for evidenced based training materials. All these funds are for the provision of chemical dependency treatment and prevention programs.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Anthony Rotundo at 3-8500. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-MH PK & Brentwood.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
Art Flescher, Director of Community Mental Hygiene Services
Anthony Rotundo, Coordinator of Community Based Drug Programs
Diane E. Weyer, Principal Financial Analyst
Frank McCluskey, Principal Financial Analyst
Sheila Reagan, Senior Program Examiner

Public Health
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OFFICE OF THE COMMISSIONER
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3000 Fax (631) 853-2927

1524

Intro. Res. No. - 2011 Laid on the Table 6/7/11

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

RESOLUTION NO. - 2011, ACCEPTING 100% FEDERAL GRANT FUNDS FROM THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PASSED THROUGH THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION TO THE DEPARTMENT OF HEALTH SERVICES FOR THE STATE POLLUTANT DISCHARGE ELIMINATION SYSTEM (SPDES) WATER QUALITY MANAGEMENT PLANNING PROGRAM AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ANY RELATED AGREEMENTS

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has awarded 100% Federal grant funds to the Department of Health Services for the SPDES Water Quality Management Planning Program in the amount of $125,000 for the period 04/01/11-03/31/12; and

WHEREAS, this program provides inspections and water sampling data; and

WHEREAS, the Environmental Conservation Law (ECL) authorizes State assistance to municipalities for water quality improvement projects; and

WHEREAS, the County Executive or his designee will be the representative authorized to act on behalf of Suffolk County's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions; and

WHEREAS, the County Executive or his designee is also authorized to make application, execute the State Assistance Contract, submit Program documentation, and otherwise act for Suffolk County's governing body in all matters related to the Program and to State assistance; and

WHEREAS, these funds have been included in the 2011 Adopted Operating Budget; now, therefore be it

1st **RESOLVED,** that the Suffolk County Legislature hereby authorizes the County Executive or his designee to accept the SPDES Water Quality Management Planning Grant and to execute related agreements to secure said funds in the amount of $125,000; and be it further

2nd **RESOLVED**, that the funding and expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

3rd **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:

1524

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 100% federal grant funds from the United States Environmental Protection Agency passed through the New York State Department of Environmental Conservation to the Department of Health Services for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program and authorizing the County Executive to execute any related agreements.

3. Purpose of Proposed Legislation

This legislation is needed to accept 100% federal grant funds from the United States Environmental Protection Agency passed through the New York State Department of Environmental Conservation to the Department of Health Services for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program and authorizing the County Executive to execute any related agreements.

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

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

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

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

Not applicable

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

None

8. Proposed Source of Funding

100% federal grant funds from the New York State Department of Environmental Conservation

9. Timing of Impact

2011

10. Typed Name & Title of Preparer	***11. Signature of Preparer***	***Date***
Diane E. Weyer		5-10-11
Principal Financial Analyst		
Theresa Lollo	Theresa Lollo	5/27/11
Principal Financial Analyst		

SCIN FORM 1758 (10/95)

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1524

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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1524

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

MEMORANDUM

To: Diane Weyer

From: Christopher Caci

Date: April 28, 2011

Subject: Request for Resolution – SPDES, Water Quality Management Planning

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SPDES, Water Quality Management Planning
Budget Period 04/01/11 – 03/31/12
001-4408
Revenue Code 4910

Please write a resolution to accept a 100% federal grant from the US Environmental protection Agency, passed through New York State Department of Environmental Conservation (NYSDEC) for the above mentioned program. Although funding for this program (both appropriations and revenue) is already included in the 2011 Suffolk County Operating Budget, the NYSDEC has a new procedure which requires a Municipality Resolution for this contract which starts 4/1/11. The resolution should include language which indicates that the County Exec can designate an authorized representative to sign off on grant contracts. Attached is a format of a Municipality Resolution which can be used as a guide.

Thank You for your help and backup is attached.

Public Health
Prevent Promote Protect

GRANTS DEVELOPMENT, COORDINATION, AND BIO-STATISTICAL UNIT
225 Rabro Drive East, Hauppauge, NY 11788 (631) 853-3178 Fax (631) 853-3188

Attachment B -- Municipal Resolution

1524

Water Quality Improvement Projects and
Nonagricultural Nonpoint Source Projects
Municipal Resolution

Resolution authorizing the items listed below pursuant to the Bond Acts enacted in 1965, 1972 and 1996 and the Environmental Protection Fund, as well as federal grant awards available for such projects.

WHEREAS, _____
(Legal Name of Municipality)

herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law (AECL@) authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED BY _____
(Governing Body of Municipality)

1. That _____,
(Name and Title of Designated Authorized Representative)

   or such person=s successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;

2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;

3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation

4. That this Resolution take effect immediately.

CERTIFICATE OF RECORDING OFFICER 1524

That the attached Resolution is a true and correct copy of the Resolution, as regularly adopted at a legally convened meeting of the _____
(Name of Governing Body of Applicant)

duly held on the _____ day of _____ , _____ ; and further that such Resolution has been fully recorded in the _____ in my office.
(Title of Record Book)

In witness thereof, I have hereunto set my hand this _____ day of _____ , _____ .

_____
Signature of Recording Officer

If the Applicant has an Official Seal, Impress here.

_____
Title of Recording Officer

COUNTY OF SUFFOLK

1524 COPY

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MBA, FRCPC, FACP
COMMISSIONER

April 18, 2011

Mr. Wm. H. Spitz
Regional Water Manager
NYS Department of Environmental Conservation
Division of Water - Region One
SUNY @ Stony Brook
50 Circle Road
Stony Brook, NY 11790-3409

Re: Water Quality Management Planning Contract #006137

Dear Mr. Spitz:

Enclosed please find three signed copies of the WORKPLAN for SFY 2011 - 2012 between New York State Department of Environmental Conservation and Suffolk County Department of Health Services for the above.

Very truly yours,

Walter Dawydiak, Jr., P.E.
Chief Engineer

WD/kn
Enclosure.
C: Walter J Hilbert, P.E. - Office of Wastewater Management
Chris Caci - Federal/State Aid Claims

Public Health
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OFFICE OF THE CHIEF ENGINEER
• DIVISION OF ENVIRONMENTAL QUALITY •
360 YAPHANK AVENUE - SUITE 2B ~ YAPHANK, NY 11980
PHONE: (631) 852.5803
FAX: 631. 852.5825

Contract # 006137

1524

APPENDIX C

WORKPLAN for SFY 2011-2012

SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES

1. The time period for the tasks specified in this Appendix C shall be April 1, 2011, through March 31, 2012.

2. It is anticipated that funds will become available during this period, up to a maximum of $125,000.00. Such funds will be available to the County on a reimbursement basis, in accordance with the negotiated costs and outputs specified in this Appendix C.

3. All tasks specified in this agreement shall be performed under the direction of Walter Dawydiak, P.E., Chief Engineer, of the Suffolk County Department of Health Services (SCDHS).

4. Payment and work plan accomplishment report schedule:

August 15, 2011	1st Quarter Report (April -June)
November 15, 2011	2nd Quarter Report (July-Sept.)
February 15, 2012	3rd Quarter Report (Oct.-Dec.)
May 15, 2012	Final Report (Jan.-March)

5. The agreed upon negotiated costs and the planned outputs are documented on APPENDIX C page 2. A copy of this page, that has been updated to reflect the Actual Year To Date (YTD) outputs, must be submitted as a summary of the Quarterly Report activities. This page will serve as the request for reimbursement.

6. In negotiating the reasonableness of costs, the COORDINATOR and the SCDHS have considered the amount of time that it takes to perform the task, the appropriate level of staff needed to perform the task, and the average cost of those appropriate staff. This information is documented on APPENDIX C page 3 and included as part of the contract approval.

7. Inspection and sampling reports, investigation reports and plan review letters must accompany the payment requests as proof of performance.

APPENDIX C

Contract # 006137

Health Dept. : SCDHS

Workplan for SFY(s) : 2011-2012 OR Reimbursement Period : _____

Complete this section for Annual Workplan				Complete this section for Reimbursement			
Approved activities	Cost per unit *	# of units planned	Annual costs planned	# of units in current quarter	# of units YTD	Costs current quarter	Costs YTD
Plan & Spec. Reviews (On site systems, sewer systems)	1053	30	31590			$	$
Inspections & Compliance Annual = A Recon = R	373	630	234990			$	$
Complaint Investigations	261	180	46980			$	$
TOTALS	**1687**		**313560**			**$**	**$**

Estimated annual receipts $ _____

Annual costs less receipts $ _____

Approved contract total at 40% $ _____

YTD receipts $ _____

YTD costs less receipts $ _____

YTD eligible costs at 40 % $ _____

Less prior claims $ _____

CURRENT TOTAL DUE $ _____

* Negotiated costs will be calculated on a reasonable estimate of the number of hours, on average, it takes to accomplish the task using the appropriate level staff. Only direct wages are allowable in calculating this figure; no overhead, indirect or fringe benefit costs are eligible.

Regional Water Engineer — Date 1/11/11

Health Department — Date 4/14/11

(524)

K24

Contract # 006137

APPENDIX C, page 3

WORKPLAN for SFY for 2011-2012

SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES

NEGOTIATED COSTS WORKSHEET

Approved Activities	Approved Titles(s)	% of Work Effort	Cost/ Day	Allowed Time	Negotiated Costs
Plan & Spec. Review	Engineer Senior Engineer Management Engineer	35% 50% 15%	$ 203 $ 282 $ 388	3.7 days	$ 1053
Inspection & Compliance	Engineer/Sanitarian Sr. Engineer/Sanitarian Mgmt. Engr./Sanitarian Lab sample	60% 35% 5%	$ 209 $ 269 $ 355 $ 75	1.2 days	$ 373
Complaint Investigation	Sanitarian Senior Sanitarian Management Sanitarian Lab Sample	80% 15% 5%	$ 216 $ 253 $ 322 $ 75	0.8 days	$ 261

The costs for the program breaks down as follows:

	Total	Contract	Inkind
Salaries	$140,625.00	0.00	$140,625.00
Fringe Benefits	$46,875.00	0.00	$46,875.00
Equipment	$90,000.00	$90,000.00	$0.00
Supplies	$35,000.00	$35,000.00	$0.00
Total	$312,500.00	$125,000.00	$187,500.00

Approved Contact TOTAL of $125,000.00 will be utilized by Suffolk County Department of Heath Services to purchase required equipment and supplies.

1524

Contract # 006137

APPENDIX C, page 4

WORKPLAN for SFY 2011-2012

SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES

FACILITY INSPECTION SCHEDULE*

Discharge Class	No. of Facilities	No. of Inspections Per Facility	Total Inspections
04	71	1	71
01,03	76	3	228
05,07,09	193	4	772
Totals	340		1071

* See attached lists for facility names and SPDES Permit Numbers. Number of inspections represents the maximum number eligible for reimbursement. The contract may not provide sufficient funding for all inspections (see Planned Outputs - page 2).

Delegation Code Definitions

Decentralized	DEC (Region) writes permit; DEC (DEP, Region) issues permit -or- SCDHS writes permit; SCDHS issues permit
Centralized	DEC (Albany) writes permit; DEC (DEP, Region) issues permit

01/03 Suffolk 76 **Facilities @ 3 Inspections =** 228 **Inspections**

DISCHARGE CLASS 01

SPDES #	FACILITY NAME	DELEGATION	Assigned To:
0267333	ADVANCED ENERGY SYSTEMS	Decentralized	Haas, Cathy
0267244	Altaire Pharmaceuticals Inc	Decentralized	Haas, Cathy
0110701	API ELECTRONICS, INC.	Centralized	Haas, Cathy
0226459	ATLANTIS MARINE WORLD & RIVERHEAD FOUNDATION	Decentralized	Haas, Cathy
0226629	BASF BEAUTY CARE	Decentralized	Haas, Cathy
0237817	BOHEMIA AUTO WASH	Decentralized	Haas, Cathy
0266451	C & J CAR WASH CORP	Decentralized	Haas, Cathy
0271471	Caithness Long Islandt Energy Center	Centralized	Haas, Cathy
0266655	CALVERTON ENTERPRISE PARK	Centralized	Haas, Cathy
0025453	CALVERTON SEWER DISTRICT	Centralized	Sun, Wann Joe
0266621	Camp Hero Water District	Decentralized	OBrien, William
0226980	CAPSULEWORKS	Decentralized	Haas, Cathy
0266795	CARC, LLC	Decentralized	Haas, Cathy
0032760	CONOCO-PHILLIPS - RIVERHEAD TERMINAL (formerly TOSCO)	Decentralized	OBrien, William
0237175	DeCILLIS CAR WASH	Decentralized	Haas, Cathy
0227218	DEER PARK CAR WASH	Decentralized	Haas, Cathy
0227242	DONS KLEEN MACHINE KAR WASH	Decentralized	Haas, Cathy
0267198	EDGEWOOD ENERGY, LLC	Decentralized	Haas, Cathy
0237370	EXPRESSWAY 55 CAR WASH	Decentralized	Haas, Cathy
0226424	FOREST LABORATORIES	Decentralized	Haas, Cathy
0195987	FOREST LABORATORIES INC	Decentralized	Haas, Cathy
0227251	G&P AUTO WASH (Formerly EAGER BEAVER CARWASH)	Decentralized	Haas, Cathy
0226378	General Terminals (aka SEAMANS)	Decentralized	OBrien, William
0237493	GLO N GO SELF SERVICE CAR WASH	Decentralized	Haas, Cathy
0227315	HUNTINGTON CRESCENT CLUB	Decentralized	Haas, Cathy
0178152	ILC DATA DEVICE CORP.	Centralized	Haas, Cathy
0227196	ISLAND CAR WASH	Decentralized	Haas, Cathy
0267180	J.W.Piccozzi Terminal	Decentralized	OBrien, William
0008125	JURGIELEWICZ DUCK FARM	Decentralized	Haas, Cathy
0225282	KEYSPAN ENERGY - BROOKHAVEN COMBUSTION TURBINE	Centralized	Haas, Cathy
0226017	KEYSPAN ENERGY - EAST HAMPTON INTERNAL COMBUST. FACILITY	Centralized	Haas, Cathy
0109193	KEYSPAN ENERGY - HOLTSVILLE LIQUID NATURAL GAS PLANT	Centralized	Haas, Cathy
0226025	KEYSPAN ENERGY - MONTAUK INTERNAL COMBUSTION FACILITY	Centralized	Haas, Cathy
0005932	KEYSPAN ENERGY - PORT JEFFERSON POWER STATION	Centralized	Haas, Cathy
0226033	KEYSPAN ENERGY - SOUTHAMPTON INTERNAL COMBUST. FACILITY	Centralized	Haas, Cathy
0226009	KEYSPAN ENERGY - SOUTHOLD INTERNAL COMBUSTION FACILITY	Centralized	Haas, Cathy
0225991	KEYSPAN ENERGY - WEST BABYLON INTERNAL COMBUST. FACILITY	Centralized	Haas, Cathy
0075892	KOSTER-KEUNEN WAXES INC.	Decentralized	Haas, Cathy
0225771	L.I.R.R. - PORT JEFFERSON	Decentralized	Dorman, Sara
0226955	L.I.R.R. - SPEONK DIESEL YARD	Decentralized	Dorman, Sara
0173703	Long Island Macarthur Airport	Decentralized	Dorman, Sara
0109550	LUITPOLD PHARMACEUTICALS, INC.	Centralized	Haas, Cathy

1524

0226726	MARICULTURE TECHNOLOGIES NET PEN GROWOUT SITE	Decentralized	Haas, Cathy
0075868	MEADOWBROOK DIST. CORP.	Decentralized	Haas, Cathy
0266752	MEDFORD BRUSHLESS CAR WASH	Decentralized	Haas, Cathy
0225401	METAVAC, INC.	Decentralized	Haas, Cathy
0266981	MIDDLE COUNTRY AUTO SPA	Decentralized	Haas, Cathy
0136751	NEWSDAY, LLC	Centralized	Haas, Cathy
0266469	NORTH SHORE CAR WASH	Decentralized	Haas, Cathy
0025828	NORTHVILLE - EAST SETAUKET TERMINAL	Decentralized	OBrien, William
0110086	NORTHVILLE - HOLTSVILLE TERMINAL	Decentralized	OBrien, William
0225746	NYPA - RICHARD M. FLYNN POWER PLANT (HOLTSVILLE)	Centralized	Haas, Cathy
0108154	PALL-RAI INC.	Decentralized	Haas, Cathy
0237515	PERRIER CAR WASH INC. (FORMERLY ISLIP CAR WASH & LUBE)	Decentralized	Haas, Cathy
0227170	PETRO - SOUTHAMPTON	Decentralized	OBrien, William
0271462	Pinelawn Power	Decentralized	Haas, Cathy
0078221	R.S.M. ELECTRON POWER, INC.	Centralized	Haas, Cathy
0266612	RCF Fuel Corp.	Decentralized	OBrien, William
0267392	ROBERT MOSES SUPER STRUCTURE BRIDGE	Decentralized	Haas, Cathy
0227200	ROBO AUTOMATIC CAR WASH	Decentralized	Haas, Cathy
0266426	ROCKY POINT CAR WASH	Decentralized	Haas, Cathy
0109291	S.U.N.Y. AT STONY BROOK (EAST & WEST PHYSICAL PLANTS)	Centralized	Haas, Cathy
0267171	SHOREHAM ENERGY	Decentralized	Haas, Cathy
0227111	SOUTHAMPTON CAR WASH INC	Decentralized	Haas, Cathy
0267520	SPAGNOLI ROAD ENERGY CENTER	Centralized	Haas, Cathy
0267201	ST. CHARLES HOSPITAL	Decentralized	Haas, Cathy
0086029	STREBELS LAUNDRY INC.	Centralized	Haas, Cathy
0206270	SUFFOLK LAUNDRY SERVICES, INC.	Decentralized	Haas, Cathy
0255262	Suny at Stony Brook	Decentralized	Haas, Cathy
0107760	TIFFEN MANUFACTURING CORPORATION	Decentralized	Haas, Cathy
0271438	TOMSON CONVERTER STATION	Centralized	Haas, Cathy
0267279	US NONWOVENS	Decentralized	Haas, Cathy
0227145	WESTHAMPTON COACHWORKS LTD	Decentralized	Haas, Cathy

DISCHARGE CLASS 03

SPDES #	FACILITY NAME	DELEGATION	Assigned To:
0005835	BROOKHAVEN NATIONAL LABORATORY	Centralized	Sun, Wann Joe
0005941	KEYSPAN ENERGY - NORTHPORT POWER STATION	Centralized	Haas, Cathy
0026344	KEYSPAN ENERGY - SHOREHAM EMERGENCY DIESEL GEN PLANT	Decentralized	Haas, Cathy

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04 Suffolk

DISCHARGE CLASS 04

21 **Facilities @ 1 Inspection =** 1 **Inspections**

SPDES #	FACILITY NAME	DELEGATION	ASSIGNED TO
0175943	2929 EXPRESSWAY LLC	Decentralized	Dorman, Sara
0253910	America's Best Bottling Company, Inc.	County writes & issues	
0278548	B & L FARMS, Inc	County writes & issues	
0075752	BAE SYSTEMS AEROSPACE INC. ADVANCED SYSTEMS	Decentralized	Dorman, Sara
0277835	Baiting Hollow Farms, LLC	County writes & issues	
0225193	BARNES ROAD DUCK FARM (TITMUS & SONS)	County writes & issues	
0266566	BDC PRODUCTS	County writes & issues	
0252808	BEDELL CELLARS	County writes & issues	
0226297	BURTON INDUSTRIES	County writes & issues	
0027944	C. W. MASSEY & SONS	County writes & issues	
0252948	CHANNING DAUGHTERS WINERY	County writes & issues	
0225207	COLONIAL WIRE & CABLE CO. INC.	County writes & issues	
0277703	Constance Food Group, Inc	County writes & issues	
0226670	CORNELL L.I.HORTICULTURAL LAB	Decentralized	Dorman, Sara
0005304	CORWIN, H.F. DUCK FARM	County writes & issues	
0226718	CULLIGAN WATER	County writes & issues	
0075809	DAYTON T. BROWN, INC.	Decentralized	Dorman, Sara
0253324	DEPCO INC	County writes & issues	
0199176	EAST ISLIP MARINA (CARLETON AVENUE SALT STORAGE)	Decentralized	Dorman, Sara
0076996	ESTEE LAUDER, INC.	County writes & issues	
0266396	GASL INC	County writes & issues	
0136859	GASSER & SONS INC.	County writes & issues	
0102971	HUNTINGTON (T) - SAND/SALT STORAGE	Decentralized	Dorman, Sara
0279269	Jamco Winery		
0108896	KEYSPAN ENERGY - BRENTWOOD OPERATING CENTER	County writes & issues	
0108880	KEYSPAN ENERGY - RIVERHEAD OPERATING CENTER	County writes & issues	
0225860	KEYSPAN ENERGY - SHOREHAM NUCLEAR POWER PLANT	Decentralized	Haas, Cathy
0098779	L.I. DUCK RESEARCH CO-OP	County writes & issues	
0252816	LAUREL LAKE VINEYARDS	County writes & issues	
0252468	LENZ WINERY	County writes & issues	
0278319	Long Island Spirits Inc.	County writes & issues	
0081663	LONG ISLAND TECHNOLOGY CENTER (GRUMMAN - GREAT RIVER)	County writes & issues	
0278246	Macari Vineyards	County writes & issues	
0110191	MITEQ, INC. (AKA MICROWAVE POWER DEVICES, INC.)	Decentralized	Dorman, Sara
0252344	OSPREY DOMINION VINEYARDS & WINERY	County writes & issues	
0253251	PECONIC WINERY	County writes & issues	
0253413	PELLEGRINI VINEYARDS	County writes & issues	
0253189	PREMIUM WINE GROUP	County writes & issues	
0273678	Purita Winery	County writes & issues	
0253073	RAPHAEL VINEYARD	County writes & issues	
0108685	RIVERHEAD (T) HIGHWAY DEPARTMENT SAND & SALT STORAGE	Decentralized	Dorman, Sara
0199206	RUBIE COSTUMES. (FORMER MILTOPE)	County writes & issues	
0252832	SAG POND VINEYARDS	County writes & issues	

0227269	SCHOOLMAN TRANSPORTATION SYSTEM	Decentralized	Dorman, Sara
0226921	SCWA ALBANY AVE WELLFIELD	Decentralized	OBrien, William
0267155	SCWA ASTOR AVENUE	Decentralized	OBrien, William
0267091	SCWA AUGUST ROAD N.BABYLON	Decentralized	OBrien, William
0267376	SCWA BAY SHORE ROAD	Decentralized	OBrien, William
0267210	SCWA BRECKNOCK HALL	Decentralized	OBrien, William
0267023	SCWA BROWNS HILL ROAD, ORIENT	Decentralized	OBrien, William
0226947	SCWA CHINA ROAD WELLFIELD	Decentralized	OBrien, William
0227137	SCWA CHURCH STREET WELL FIELD & PUMP STATION	Decentralized	OBrien, William
0266787	SCWA EDGEMERE STREET WELLFIELD	Decentralized	OBrien, William
0266736	SCWA FOXCROFT LANE WELLFIELD	Decentralized	OBrien, William
0226891	SCWA GREAT NECK ROAD	Decentralized	OBrien, William
0266914	SCWA GREENBELT PARKWAY	Decentralized	OBrien, William
0266493	SCWA LAKEVIEW AVE WELL SITE	Decentralized	OBrien, William
0227064	SCWA LAUREL LAKE WELL FIELD & PUMP STATION	Decentralized	OBrien, William
0267309	SCWA LOCUST AVE. WELLFIELD & PUMP STATION	Decentralized	OBrien, William
0267139	SCWA MARGIN DR. EAST WELLFIELD	Decentralized	OBrien, William
0227072	SCWA MONTAUK HIGHWAY WELL FIELD & PUMP STATION	Decentralized	OBrien, William
0267058	SCWA NICHOLS ROAD WELLFIELD	Decentralized	OBrien, William
0267066	SCWA TENETY AVENUE WELLFIELD	Decentralized	OBrien, William
0266850	SCWA TOWER STREET WELLFIELD	Decentralized	OBrien, William
0266761	SCWA TOWN LINE ROAD WELLFIELD	Decentralized	OBrien, William
0267007	Simply Lite Foods Corp.	Decentralized	OBrien, William
0173908	SMITHAVEN PLAZA	County writes & issues	
0273571	Sparkling Pointe Winery	County writes & issues	
0108944	SPECIALTY INK CO INC	County writes & issues	
0267406	STONY BROOK UNIV MARINE SCIENCE CENTER	County writes & issues	
0225029	WADING RIVER FIRE DISTRICT	Decentralized	Dorman, Sara
		Decentralized	Dorman, Sara

05/07/09 Suffolk

193 Facilities @ 4 Inspections = 772 Inspections

DISCHARGE CLASS 05

SPDES #	FACILITY NAME	DELEGATION	ASSIGNED TO
0020079	GREENPORT (V) STP	Centralized	Harding, Paul
0021342	HUNTINGTON (T) STP	Centralized	Sun, Wann Joe
0020061	RIVERHEAD (T) STP	Centralized	Sun, Wann Joe
0021750	S.C. SD #01 - PORT JEFFERSON STP	Centralized	Sun, Wann Joe
0104809	S.C. SD #03 - BERGEN POINT	Centralized	Sun, Wann Joe
0023311	S.C. SD #06 - KINGS PARK	Centralized	Sun, Wann Joe
0206644	S.C. SD #21 - SUNY @ STONY BROOK	Centralized	Sun, Wann Joe

DISCHARGE CLASS 07

SPDES #	FACILITY NAME	DELEGATION	ASSIGNED TO
0199079	EAST HAMPTON (T) SCAVENGER WASTE TREATMENT FACILITY	Decentralized	Sun, Wann Joe
0226971	F.S. GABRESKI AIRPORT	Decentralized	Harding, Paul
0199214	FISHERS ISLAND S.T.P.	Decentralized	Harding, Paul
0024881	NORTHPORT (V) STP	Centralized	Harding, Paul
0020168	OCEAN BEACH (V) STP	Decentralized	Harding, Paul
0023922	PATCHOGUE (V) STP	Decentralized	Harding, Paul
0085693	S.C. DPW - YAPHANK COUNTY CENTER STP	Decentralized	Harding, Paul
0221678	S.C. SD #02 - Tallmadge Woods	Decentralized	Harding, Paul
0070033	S.C. SD #05 - STRATHMORE/HUNTINGTON	Decentralized	Harding, Paul
0080683	S.C. SD #07P - TWELVE PINES	Decentralized	Harding, Paul
0076988	S.C. SD #07W - MEDFORD WOODSIDE STP	Decentralized	Harding, Paul
0065447	S.C. SD #09 - COLLEGE PARK	Decentralized	Harding, Paul
0079324	S.C. SD #11 - SELDEN	Decentralized	Sun, Wann Joe
0079511	S.C. SD #12 - HOLBROOK/BIRCHWOOD (FORMERLY #04)	Decentralized	Sun, Wann Joe
0077429	S.C. SD #13 - WIND WATCH	Decentralized	Sun, Wann Joe
0065358	S.C. SD #14 - PARKLAND	Decentralized	Sun, Wann Joe
0077330	S.C. SD #15 - NOB HILL	Decentralized	Harding, Paul
0084514	S.C. SD #18N (FORMERLY HEARTLAND INDUSTRIAL PARK)	Decentralized	Harding, Paul
0136964	S.C. SD #18S - HAUPPAUGE INDUSTRIAL (FORMERLY ITT)	Decentralized	Sun, Wann Joe
0226688	S.C. SD #20E (RIDGEHAVEN STP)	Decentralized	Sun, Wann Joe
0079359	S.C. SD #20W (LEISURE VILLAGE)	Decentralized	Harding, Paul
0066028	S.C. SD #22 - HAUPPAUGE MUNICIPAL	Decentralized	Harding, Paul
0080667	S.C. SD #23 - COVENTRY MANOR	Decentralized	Harding, Paul
0091081	S.C. SD #28 - FAIRFIELD	Decentralized	Harding, Paul
0078131	SC COMM.COLL. - RIVERHEAD	Decentralized	Harding, Paul
0079481	SC COMM.COLL. - SELDEN	Decentralized	Harding, Paul
0028908	VILLAGE OF SAG HARBOR (V) WTP	Decentralized	Harding, Paul

DISCHARGE CLASS 09

SPDES #	FACILITY NAME	DELEGATION	ASSIGNED TO
0253120	Affinity Skilled Living & Rehabilitation Center	County writes & issues	
0070297	APEX Rehabilitation & Care Center (Birchwood Nursing Home)	County writes & issues	
0079502	ARTIST LAKE CONDOMINIUM	County writes & issues	
0209325	ATRIA EAST NORTHPORT	County writes & issues	
0136930	AVERY VILLAGE SENIOR CITIZEN HOUSING	County writes & issues	
0211826	BELLHAVEN NURSING CENTER	County writes & issues	
0196762	Birchwood at Spring Lake HOA, Inc	County writes & issues	
0065463	BIRCHWOOD GLEN	County writes & issues	
0077283	BIRCHWOOD ON THE GREEN	County writes & issues	
0079448	BLUE RIDGE CONDOMINIUM	County writes & issues	
0065366	BRETTON WOODS CONDOMINIUM S.T.P.	County writes & issues	
0278793	Bristal East Northport	County writes & issues	
0254495	Broadway Knolls	County writes & issues	
0227056	BROADWAY WEST APARTMENTS	County writes & issues	
0074730	BROOKHAVEN MEMORIAL HOSPITAL MEDICAL CENTER	County writes & issues	CHROMAGLASS
0088447	Brookhaven Town Hall	County writes & issues	
0074756	BROOKWOOD COMMUNITIES	County writes & issues	
0136492	BROOKWOOD ON THE LAKE	County writes & issues	
0253162	BROWNING HOTEL	County writes & issues	
0253502	CABRINI GARDENS	County writes & issues	
0080616	Calverton Hills	County writes & issues	
0080586	CEDAR LODGE NURSING HOME	County writes & issues	
0237736	CENACLE MANOR PRC	County writes & issues	
0253430	Chatham Holtsville RI Utility L	County writes & issues	
0254452	Chelmsford Weald Condominiums	County writes & issues	SBR
0273465	Country View Estates at Ridge	County writes & issues	
0272906	Country View Estates of Smithtown	County writes & issues	
0238848	COUNTRY VIEW ESTATES STP	County writes & issues	
0254941	Courtyards at Southampton	County writes & issues	
0209597	Crowne Plaza Long Island	County writes & issues	
0077356	DOWLING COLLEGE	County writes & issues	
0196363	DSW PLAZA AKA LOEHMANS PLAZA SHOPPING CENTER	County writes & issues	
0226599	DUTCHMANS COVE	County writes & issues	
0253288	EAGLES WALK	County writes & issues	DENITE
0278289	Eastport Meadows	County writes & issues	CHROMAGLASS
0077453	EMERALD GREEN APTS.	County writes & issues	
0253537	Engel Burman Senior Housing	County writes & issues	
0253154	EXIT 63 DEVELOPMENT, LLC	County writes & issues	
0273490	Fairfield at Mastic	County writes & issues	
0253545	Fairfield at Ronkonkoma	County writes & issues	
0253081	FAIRFIELD AT SELDEN	County writes & issues	
0080730	Fairfield on the Bay (Watergate Garden Apts)	County writes & issues	
0074314	FAIRFIELD VILLAGE GARDEN APTS.	Decentralized	Harding, Paul
		County writes & issues	

0227323	Fairfield Villas @ Medford	County writes & issues	CHROMAGLASS
0074322	FAIRHAVEN APTS. AT NESCONSET	County writes & issues	
0238406	FAIRWAY MANOR	County writes & issues	
0196339	FOX MEADOW CONDOMINIUM	County writes & issues	
0068071	Greens at Half Hollow	County writes & issues	
0253227	GREENVIEW COMMONS	County writes & issues	
0226254	GREENVIEW PROPERTIES	County writes & issues	CHROMAGLASS
0210382	GREENWOOD AT OAKDALE STP	County writes & issues	
0194212	Greenwood Village	County writes & issues	
0253111	GURWIN JEWISH ASSISTED LIVING	County writes & issues	
0197777	GURWIN JEWISH GERIATRIC CENTER	County writes & issues	
0077402	Hawthorne Court	County writes & issues	
0077372	HEATHERWOOD HOUSE AT HOLBROOK	County writes & issues	
0077321	HEATHERWOOD HOUSE AT LAKELAND (AKA COLONY PARK)	County writes & issues	
0079375	HEATHERWOOD HOUSE AT RONKONKOMA	County writes & issues	
0077348	HERITAGE GARDENS AT BRENTWOOD	County writes & issues	
0196282	HIDDEN PONDS	County writes & issues	
0253219	HILTON GARDEN INN & OFFICE BUIL	County writes & issues	
0080705	Holiday Inn	County writes & issues	
0227285	Holiday Inn Express Hotel	County writes & issues	CHROMAGLASS
0079383	Homestead Village	County writes & issues	
0079413	I.R.S. - BROOKHAVEN SERVICE CENTER STP	Decentralized	Sun, Wann Joe
0252981	ISLAND VIEW APARTMENTS	County writes & issues	
0220493	ISLANDIA CENTER (APARTMENTS)	County writes & issues	
0079537	LA BONNE VIE APTS.	County writes & issues	
0079499	Lake Grove Aartments	County writes & issues	
0180548	LAKE POINTE CONDOS	County writes & issues	
0198323	LAKES AT SETAUKET	County writes & issues	
0255386	Lakeview Woods @ Bayport	County writes & issues	
0254487	LaQuinta Inn & Suites	County writes & issues	
0077399	LEXINGTON VILLAGE CONDOMINIUM	County writes & issues	
0197432	Macarthur Plaza Office Park	County writes & issues	
0210269	MANOR RUN MV-30/SILVER PONDS	County writes & issues	
0253511	Medford Hamlet Assisted Living	County writes & issues	
0253383	Medford Multicare Center	County writes & issues	
0254509	Medford Pond Apartments	County writes & issues	
0266418	MEDICAL OFFICES AT MEDFORD	County writes & issues	CHROMAGLASS
0068080	MELVILLE MALL (FORM.TIMES SQUARE MALL)	County writes & issues	
0268353	MEMORIAL SLOAN-KETTERING CENTER	County writes & issues	CHROMAGLASS
0080632	Middle Island Co-op Apartments	County writes & issues	
0278432	Mill Pond Estates	County writes & issues	
0195952	MONTAUK MANOR	County writes & issues	
0193470	NESCONSET NURSING CENTER STP	County writes & issues	
0079430	North Isla Village	County writes & issues	
0069159	NORTHPORT VETERANS MEDICAL CENTER (FORMERLY DVA MEDICAL CTR	Decentralized	Sun, Wann Joe
0079456	OAK HOLLOW NURSING CENTER	County writes & issues	
0070106	OAK TREE FARM DAIRY, INC.	County writes & issues	

0253146	Park Meadow	County writes & issues	
0080454	Patchogue Nursing Home	County writes & issues	
0253316	PATCHOGUE SENIOR APARTMENTS	County writes & issues	
0137065	PAUMANACK VILLAGE STP	County writes & issues	
0253138	PAYTON LANE NURSING HOME	County writes & issues	
0220990	Petite Fleur Nursing Home	County writes & issues	
0253308	PINE HILLS SOUTH	County writes & issues	
0254525	Pinewood Gardens in Sayville	County writes & issues	
0008117	PLUM ISLAND ANIMAL DISEASE CENTER STP	Decentralized	CHROMAGLASS
0065391	QUAIL RUN HOMEOWNERS ASSOC.	County writes & issues	Harding, Paul
0266337	RESIDENCE INN HAUPPAUGE	County writes & issues	
0195995	ROUGH RIDERS LANDING STP	County writes & issues	CHROMAGLASS
0065382	Rpcky Point Apartments	County writes & issues	
0253529	SADDLE COVE APARTMENTS	County writes & issues	
0065455	SAGAMORE HILLS CONDO.	County writes & issues	CHROMAGLASS
0253235	SAYVILLE VILLAS	County writes & issues	
0253375	SENIOR HOUSING @ EAST MORICHES	County writes & issues	
0254517	Setauket Meadows	County writes & issues	
0021814	SHELTER ISLAND HEIGHTS PROPERTY OWNERS CORP. (WTP)	County writes & issues	
0080446	SMITHAVEN MALL	Decentralized	Harding, Paul
0252824	SMITHTOWN GALLERIA STP	County writes & issues	
0074250	Somerset Woods	County writes & issues	
0179213	Southampton Commons	County writes & issues	
0065374	SOUTHAMPTON HOSPITAL	County writes & issues	
0077364	Southern Meadows	County writes & issues	
0226963	SPRINGHORN @ BLUE POINT	County writes & issues	
0252972	SPRUCE PONDS GARDEN APARTMENTS	County writes & issues	CHROMAGLASS
0074292	St. James Health Care Center	County writes & issues	
0266329	ST.ANNES GARDENS	County writes & issues	
0253171	Stone Ridge at Dix Hills	County writes & issues	CHROMAGLASS
0239011	STONEHURST III	County writes & issues	
0210161	Stonington (OLDE TOWNE ESTATES HOUSE BEAUTIFUL P.J.)	County writes & issues	
0079529	Stony Hollow	County writes & issues	
0077461	Stratford Greens	County writes & issues	
0253065	STRATHMORE ON THE GREEN	County writes & issues	
0227226	SUNRISE AT HOLBROOK	County writes & issues	
0226882	SUNRISE @ DIX HILLS	County writes & issues	CHROMAGLASS
0266442	SUNRISE @ EAST SETAUKET	County writes & issues	CHROMAGLASS
0226998	SUNRISE @ SMITHTOWN	County writes & issues	CHROMAGLASS
0077259	SUNRISE GARDEN APTS	County writes & issues	CHROMAGLASS
0195758	SUNRISE VILLAGE	County writes & issues	
0079367	TALL OAKS GARDEN APTS	County writes & issues	
0253421	THE INN AT EASTWIND	County writes & issues	
0254541	The Marriott At Fairfield Inn	County writes & issues	CHROMAGLASS
0254479	The Preserve At Connetquot State Park	County writes & issues	
0077232	TOWNE HOUSE VILLAGE NORTH	County writes & issues	
0077241	TOWNE HOUSE VILLAGE SOUTH	County writes & issues	

0210781	TRIANGLE PLAZA	County writes & issues	
0065331	VALLEY FORGE MOBILE HOME PARK	County writes & issues	
0065340	Victorian Gardens	County writes & issues	
0253090	VICTORIAN GARDENS STP	County writes & issues	
0226858	VICTORIAN HOMES AT MEDFORD	County writes & issues	SBR
0078123	VILLAGE IN THE WOODS	County writes & issues	
0254720	Villages at Lake Grove	County writes & issues	
0079405	Villas at Pine Hills	County writes & issues	
0254819	Vineyards at Moriches	County writes & issues	
0198480	WATERWAYS AT BAY POINTE	County writes & issues	
0077381	WAVERLY PARK CONDOMINIUM	County writes & issues	
0277487	Westhampton Beach Town Houses	County writes & issues	
0210901	WESTHAMPTON NURSING HOME	County writes & issues	
0254550	Westhampton Old Country Senior Housing	County writes & issues	
0066559	WHISPERING PINES (AKA DORADE STP)	County writes & issues	
0253197	WILLOW PONDS ON THE SOUND	County writes & issues	
0077411	Windbrooke Homes	County writes & issues	
0226777	WOODBRIDGE @ HAMPTON BAYS	County writes & issues	CHROMAGLASS
0210684	WOODCREST ESTATES	County writes & issues	
0068144	Woodhaven Home for Adults	County writes & issues	
0079341	Woodhull Garden Apartments	County writes & issues	
0074365	YARDARM BEACH CONDOMIMUM	County writes & issues	

Revised 2010

Memorandum of Understanding (MOU) between
New York State Department of Environmental Conservation (NYSDEC)
and Suffolk County Department of Health Services (SCDHS)
for the Division of Water (DOW) Region 1
State Pollution Discharge Elimination System (SPDES) Program

I. Purpose

The purpose of this MOU is to define the roles and responsibilities of the NYSDEC and SCDHS in implementing the SPDES program within Suffolk County. Pursuant to this MOU, SCDHS is delegated the authority, and accepts the responsibility, to conduct the specified components of the NYSDEC Region 1 DOW program as outlined below. SCDHS will perform its delegated functions in accordance with applicable sections of the NYS Environmental Conservation Law (ECL), the implementing regulations, the DOW Technical and Operational Series (TOGS) memoranda, and by clarifying letters and memos issued by the Regional Water Manager (RWM).

II. **Delegated SPDES Permits** - SCDHS will draft (utilizing Guidance Manuals prepared by NYSDEC), notice in the ENB (Class 02 facilities discharging less than 10,000 gpd are exempt from noticing), issue, modify, transfer and delete the following SPDES permits (except for, County, State or Federal facilities).

A. (Classes 09 & 02) Minor Significant & Non-Significant Private, Commercial, and Institutional (P/C/I) Facilities, including Community Sewage Treatment Plants (STPs), discharging sewage, without the admixture of industrial or other wastes, to groundwater.

B. (Classes 01, 03, 04, 10) Minor Significant & Non-Significant Industrial Facilities in the following categories discharging industrial wastewater to groundwater;

1. animal feed lots, including duck farms
2. farm wineries producing less than 50,000 gallons of wine per year from their own vineyards
3. food processing, including water treatment/bottling
4. meat processors processing less than 10,000 pounds of meat per week
5. milking parlors
6. oil discharges
7. photographic processing
8. seafood processing
9. small thermal discharges, excluding power plants and those which are combined with process waste discharges not otherwise delegated
10. swimming pools, including filter backwash and pool drainage

III. **Non-Delegated SPDES Permits** - NYSDEC will draft (input concerning facility compliance status and permit requirements, based on inspections and sampling performed by SCDHS, will be provided to NYSDEC by SCDHS during permit drafting), notice in the ENB, issue, modify, transfer and delete the following SPDES permits;

A. (Classes 05, 07) Major & Minor Significant Municipal STPs
(Class 06) Major P/C/I STPs

B. (Classes 09, 02) Minor Significant & Non-Significant P/C/I Facilities, including Community STPs, discharging sewage without the admixture of industrial or other wastes to surface water and at County, State and Federal facilities discharging to surface or groundwater.

C. (Classes 01, 03, 04, 10) Minor Significant & Non-Significant Industrial Facilities discharging wastewater which are not on the delegated to SCDHS list or which discharge to surface water.

IV. **Wastewater Discharge Permit Renewals** - All permit renewals will be performed by NYSDEC, Central Office, Division of Environmental Permits.

V. **Facility Inspection and Sampling**

A. Inspection and sampling coverage and frequency will be in accordance with an annual written agreement, Appendix C of the 5 year contract, between SCDHS and the NYSDEC DOW. As new facilities become operational, they will be added to the schedule of inspections and sampling included in Appendix C.

B. Non-permitted facilities will be inspected as information on potential violations becomes available and as time permits.

C. Violations discovered as a result of inspection, sampling, DMR review or other means will be communicated to the facility owner through written correspondence. SCDHS will make every effort to make such notices timely and comprehensive. All known violations at the facility should be included and the required corrective action specified.

VI. **Enforcement**

A. SCDHS will maintain the capability to conduct non-formal and formal enforcement activities, including hearings for violations of water pollution control regulations. Violations discovered by SCDHS personnel will generally be enforced by SCDHS. If compliance cannot be gained through non-formal means (letters, conferences) within approximately three months, then formal (hearing) enforcement action should be pursued to secure a specific compliance schedule.

B. SCDHS will provide copies of all notices of violation to the NYSDEC Region 1 DOW.

C. SCDHS will provide a representative to the NYSDEC Region 1 DOW docketing meetings and to quarterly WICSS meetings in order to establish status and priority of cases.

VII. Reporting

A. SCDHS will provide copies of all permits issued, modified, transferred and/or deleted to the following NYSDEC offices;

NYS Department of Environmental Conservation
Division of Water Bureau of Wastewater Permits
625 Broadway
Albany, NY 12233

NYS Department of Environmental Conservation
Regional Water Manager
50 Circle Road, SUNY
Stony Brook, NY 11790-3409

B. NYSDEC will provide copies of all permits issued, modified, transferred and/or deleted to SCDHS, Office of Wastewater Management, 360 Yaphank Ave - Suite 2C, Yaphank, NY 11980.

C. All inspections performed by SCDHS will be reported on forms acceptable to NYSDEC. Copies of all inspection reports will be forwarded to the NYSDEC Region 1 DOW within 45 days of the end of the calendar quarter in which the inspection is performed, and will include sampling reports and facility ratings where applicable.

D. SCDHS will provide information on DOW enforcement cases for which it has lead role to NYSDEC Region 1 DOW on a quarterly basis. Enforcement tracking will include cases of non-permitted discharges, consent order violations, discharges exceeding flow or effluent limitations, non-submittal or late filing of complete Discharge Monitoring Reports (DMRs) and/or Noncompliance Reports (NCRs), improper STP operation and/or maintenance, etc.

E. SCDHS will complete and return SPDES Priority Violation Status Reports received from NYSDEC, within four weeks after receipt, and should include: status of violations; additional identified or alleged violations; respondent and SCDHS actions taken to achieve compliance; and appropriate scheduled follow-up actions. Responses will be sent to both Albany and Region 1.

F. SCDHS will complete and return Schedule Forecast Summary Sheets received from NYSDEC, within four weeks after indicated compliance date. These worksheets are intended to provide at least a three-month forecast of compliance dates to enable scheduling of required compliance inspections and facilitate timely completion of the worksheets. Responses will be sent to Albany and Region 1.

VIII. MOU Effective Date

This MOU will take effect immediately upon execution by the Regional Water Manager, NYSDEC and the Chief Engineer, SCDHS.

IX. MOU Modification or Termination

Modification or termination of this MOU is subject to a 60-day written notice by either signatory.

Appendix C: Annual WORKPLAN and Facility Inspection Schedule

William H. Spitz, Regional Water Manager, NYSDEC Date

Walter Dawydiak, PE, Chief Engineer, SCDHS Date 4/14/14

CLASS	APPLICATION	CRITERIA	LEAD AGENCY
01	NY-2C with Supplement A (Industry Specific)	Industrial Significant Minor	NYSDEC or if industry is on the Fully Delegated List in III.C.1. SCDHS
02	D	P/C/I Non-Significant Minor GWD < 30,000 GPD which meets SCDHS Density Limit no treatment required	SCDHS
03	NY-2C with Supplement A (Industry Specific)	Industrial Major	NYSDEC
04	NY-2C or NY-2E if NCCW only	Industrial Non-Significant Minor	NYSDEC or if NCCW only or if industry is on the Fully Delegated List in III.C.1. SCDHS
05	EPA Form 1 and NY-2A	Municipal STP Major	NYSDEC
06	EPA Form 1 and NY-2A	P/C/I Major	NYSDEC
07	EPA Form 1 and NY-2A	Municipal STP Significant Minor	NYSDEC
09	D	P/C/I Significant Minor GWD > 30,000 GPD or Exceeds SCDHS Density Limit treatment required	SCDHS
10	NY-2C	Industrial Non-Significant Minor Petroleum Remediation	NYSDEC

Facility Classes

Major Classes (DMR necessary) - Permits that achieve 80 or more points on a NPDES PERMIT RATING WORKSHEET developed by the EPA.

03 = Industrial
05 = Municipal STP
06 = P/C/I

Significant Minor Classes (DMR necessary) - Permits not identified by the EPA as "Major" or by the Regional Water Manager as "Non-Significant". The word Minor has been retained because the EPA designates their non-Major permits as minor.

01 = Industrial
07 = Municipal STP
09 = P/C/I

Non-Significant Minor Classes (No DMR necessary) - Permits not identified by the EPA as "Major" and determined by the Regional Water Manager to pose a minimal water quality risk and not containing limitations for priority pollutants (i.e.: Toxic Code must = N).

02 = P/C/I
04 = Industrial
10 = Industrial/Petroleum Remediation

General Permit Classes

11 = Stormwater Construction
12 = Stormwater Industrial
14 = CAFO Large
15 = CAFO Medium
16 = MS4 Stormwater

Required Items & Check List
For the Submission of Resolutions
Pursuant to IR SOP, 1/8/08

Substance:

✓ Request Letter

✓ Draft Resolution

_____ SEQRA Determination

_____ SCIN 175a

_____ SCIN 175b

✓ e-Copies Sent to CE RESO REVIEW

✓ 3 Hard Copies sent to:
(Deputy CE for Admin, Chief Deputy CE, Dir of IR)

Form:

✓ e-Copy with Proper Title

✓ Proper Sponsorship Line

✓ Proper Resolution Format

✓ Numbered Resolve Clauses

✓ Proofread Resolution

JW Preparer's Initials

Background Documentation:

_____ Award Letter (to accept a grant)

✓ Copy of Grant Agreement (if available)

_____ Required *Resolved* Clause** (If Grant Establishes a Position)

_____ Other Background Documentation

_____

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

Gen F2

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF HEALTH SERVICES

JAMES L. TOMARKEN, MD
MSW, MPH, MBA, FRCPC, FACP
Commissioner

May 9, 2011

Ken Crannell, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Crannell:

I request the introduction of the enclosed Resolution to accept 100% federal grant funds from the United States Environmental Protection Agency passed through the New York State Department of Environmental Conservation to the Department of Health Services for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program and authorizing the County Executive to execute any related agreements.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Chris Caci at 3-3178. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-EQ SPDES.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, Chief Public Health Engineer
Walter Hilbert, Principal Public Health Engineer
Christopher Caci, Senior Contracts Examiner
Diane E. Weyer, Principal Financial Analyst

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Intro. Res. No.___-2011 Laid on Table 6/7/2011

Introduced by the Presiding Officer on request of County Executive

RESOLUTION NO. 2011

ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE SUFFOLK COUNTY DEPARTMENT OF PROBATION TO IMPLEMENT THE IGNITION INTERLOCK PROGRAM.

WHEREAS, the New York State Division of Criminal Justice Services, Office of Probation and Correctiional Alternatives has awarded the Suffolk County Department of Probation $380,327 in federal funds under the GTSC Interlock Device Monitoring Program for the period 10/1/10 – 9/30/11; and

WHEREAS, the funds will allow the collaborative initiative between the New York State Division of Criminal Justice Services, Office of Probation and Correctional Alternatives-GTSC, the Suffolk County District Attorney, and the Suffolk County Probation Department, to implement Leandra's Law; and

WHEREAS, the GTSC Ignition Interlock Device Monitoring Program will utilize these federal funds to engage in Breath Alcohol Ignition Device monitoring activities in Suffolk County for an estimated 3,317 DWI-related offenders sentenced to probation or Conditional Discharge on or after August 15, 2010, and having conditions requiring the installation and maintenance of Ignition Interlock Devices in vehicles owned or operated by the offender; and

WHEREAS, Probation Department staff will receive sentencing orders from the criminal courts pertaining to adult DWI-related offenders who, as a condition of their sentence, must install and maintain a BAIID in each vehicle owned or operated by the offender and initiate monitoring activities; and

WHEREAS, the 2011 Probation Department budget includes $335,368 for salaries and contracted agencies for this monitoring program; and

WHEREAS, this program plan includes $44,959 in funding for the Suffolk County Department of Probation to pay for overtime that will be required in the program; and

WHEREAS, $44,959 of the $380,327 has not been included in the 2011 Operating Budget to implement this initiative; 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:

001- 4320 -Federal Aid: Criminal Justice Programs	$380,327.00

APPROPRIATIONS	AMOUNT
Suffolk County Probation Department Ignition Interlock Program 001-PRO-3137	
1000 Personal Services	$44,959
1120-Overtime	$44,959

and be it further

2nd RESOLVED, that the County Executive be and hereby is authorized to execute related agreements.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1525

1. Type of Legislation

Resolution__X__ Local Law____ Charter Law____

2. Title of Proposed Legislation

Accepting and appropriating 100% Federal pass-through grant funds from the New York State Division of Criminal Justice Services, for the Suffolk County Department of Probation, to implement the Ignition Interlock Program.

3. Purpose of Legislation

The Probation Department staff will receive sentencing orders from the criminal courts pertaining to adult DWI related offenders who, as a condition of their sentence, must install and maintain a Breath Alcohol Ignition Interlock Device in each vehicle owned or operated by the offender, and initiate monitoring activities.

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes___ No_X___**

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

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

None to the County.

8. Proposed Source of Funding

Federal Grant pass through funding.

9. Timing of Impact Immediate

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Mary Wider Principal Acct. Clrk	Mary Wider	May 13, 2011

Theresa Lollo
Principal Financial Analyst

Theresa Lollo 5/27/11

1525

STATE AGENCY Division of Criminal Justice Services 4 Tower Place Albany, NY 12203	NYS COMPTROLLER'S NUMBER: C523435 (Contract Number) ORGINATING AGENCY CODE: 01490 - Division of Criminal Justice Services
GRANTEE/CONTRACTOR: (Name & Address) Suffolk County H Lee Dennison Building 100 Veterans Memorial Highway Hauppauge, NY 11788	TYPE OF PROGRAMS: GTSC Ignition Interlock Device Monitoring Program DCJS NUMBERS: II10523435 CFDA NUMBERS:
FEDERAL TAX IDENTIFICATION NO: 11-6000464 MUNICIPALITY NO: (if applicable) 470100000 000	INITIAL CONTRACT PERIOD: FROM 10/01/2010 TO 09/30/2011 FUNDING AMOUNT FROM INITIAL PERIOD: $380,327.00
STATUS: Contractor is not a sectarian entry. Contractor is not a not-for-profit organization.	MULTI-YEAR TERM: (if applicable): 0 1-year renewal options.
CHARITIES REGISTRATION NUMBER: N/A (Enter number or Exempt) if "Exempt" is entered above, reason for exemption. N/A Contractor has ____ has not ____ timely filed with the Attorney General's Charities Bureau all required periodic or annual written reports.	APPENDIX ATTACHED AND PART OF THIS AGREEMENT _X_ APPENDIX A Standard Clauses required by the Attorney General for all State contacts _X_ APPENDIX A1 Agency-specific Clauses _X_ APPENDIX B Budget _X_ APPENDIX C Payment and Reporting Schedule _X_ APPENDIX D Program Workplan __ APPENDIX F Guidlines for the Control and Use of Confidenbal Funds __ APPENDIX G Procedural Guidelines for the Control of Surveillance Equipment _X_ Other (Identify) Appendix B-1 Performance Budget Suffolk County Rider

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

NYS Division of Criminal Justice Services
BY: , Date:
Office of Program Development and Funding

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

GRANTEE:
BY: Mr. Ed Dumas , Chief Deputy County Executive for Policy and Communications Date:

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

1525

Award Contract **GTSC Ignition Interlock Device Monitoring Program**

Project No. **Grantee Name**

II11-1047-D00 Suffolk County 05/13/2011

AGREEMENT

STATE OF NEW YORK
AGREEMENT
This AGREEMENT is hereby made by and between the State of New York agency (STATE) and the public or private agency (CONTRACTOR) identified on the face page hereof.
WITNESSETH:
WHEREAS, the STATE has the authority to regulate and provide funding for the establishment and operation of program services and desires to contract with skilled parties possessing the necessary resources to provide such services; and
WHEREAS, the CONTRACTOR is ready, willing and able to provide such program services and possesses or can make available all necessary qualified personnel, licenses, facilities and expertise to perform or have performed the services required pursuant to the terms of this AGREEMENT;
NOW THEREFORE, in consideration of the promises, responsibilities and covenants herein, the STATE and the CONTRACTOR agree as follows:
I. Conditions of Agreement
A. This AGREEMENT may consist of successive periods (PERIOD), as specified within the AGREEMENT or within a subsequent Modification Agreement(s) (Appendix X) Amendment. Each additional or superseding PERIOD shall be on the forms specified by the particular State agency, and shall be incorporated into this AGREEMENT.
B. Funding for the first PERIOD shall not exceed the funding amount specified on the face page hereof. Funding for each subsequent PERIOD, if any, shall not exceed the amount specified in the appropriate appendix amendment for that PERIOD.
C. This AGREEMENT incorporates the face page attached as presented in the Grants Management System (GMS) AWARD online printable report, and all of the marked appendices identified on the face page hereof.
D. For each succeeding PERIOD of this AGREEMENT, the parties shall prepare new appendices, to the extent that any require modification, and a Modification Agreement. Any terms of this AGREEMENT not modified shall remain in effect for each PERIOD of the AGREEMENT.
To modify the AGREEMENT within an existing PERIOD, the parties shall revise or complete the appropriate appendix form(s). Any change in the amount of consideration to be paid, change in scope, or change in term is subject to the approval of the Office of the State Comptroller. Any other modifications shall be processed in accordance with agency guidelines as stated in Appendix A-1.
E. The CONTRACTOR shall perform all services to the satisfaction of the STATE. The CONTRACTOR shall provide services and meet the program objectives summarized in the Program Workplan (Appendix D) in accordance with: provisions of the AGREEMENT; relevant laws, rules and regulations, administrative and fiscal guidelines; and where applicable, operating certificates for facilities or licenses for an activity or program.
F. If the CONTRACTOR enters into subcontracts for the performance of work pursuant to this AGREEMENT, the CONTRACTOR shall take full responsibility for the acts and omissions of its subcontractors. Nothing in the subcontract shall impair the rights of the STATE under this AGREEMENT. No contractual relationship shall be deemed to exist between the subcontractor and the STATE.
G. Appendix A (Standard Clauses as required by the Attorney General for all State contracts) takes precedence over all other parts of the AGREEMENT.
II. Payment and Reporting
A. The CONTRACTOR, to be eligible for payment, shall submit to the STATE's designated payment office (identified in Appendix C) any appropriate documentation as required by the Payment and Reporting Schedule (Appendix C) and by agency fiscal guidelines, in a manner acceptable to the STATE.
B. The STATE shall make payments and any reconciliations in accordance with the Payment and Reporting Schedule (Appendix C). The STATE shall pay the CONTRACTOR, in consideration of contract services for a given PERIOD, a sum not to exceed the amount noted on the face page hereof or in the respective Appendix designating the payment amount for that given PERIOD. This sum shall not duplicate reimbursement from other sources for CONTRACTOR costs and services provided pursuant to this AGREEMENT.
C. The CONTRACTOR shall meet the audit requirements specified by the STATE.
III. Terminations
A. This AGREEMENT may be terminated at any time upon mutual written consent of the STATE and the CONTRACTOR.
B. The STATE may terminate the AGREEMENT immediately, upon written notice of termination to the

CONTRACTOR, if the CONTRACTOR fails to comply with the terms and conditions of this AGREEMENT and/or with any laws, rules, regulations, policies or procedures affecting this AGREEMENT.
C. The STATE may also terminate this AGREEMENT for any reason in accordance with provisions set forth in Appendix A-1.
D. Written notice of termination, where required, shall be sent by personal messenger service or by certified mail, return receipt requested. The termination shall be effective in accordance with the terms of the notice.
E. Upon receipt of notice of termination, the CONTRACTOR agrees to cancel, prior to the effective date of any prospective termination, as many outstanding obligations as possible, and agrees not to incur any new obligations after receipt of the notice without approval by the STATE.
F. The STATE shall be responsible for payment on claims pursuant to services provided and costs incurred pursuant to terms of the AGREEMENT. In no event shall the STATE be liable for expenses and obligations arising from the program(s) in this AGREEMENT after the termination date.
IV. Indemnification
A. The CONTRACTOR shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the CONTRACTOR or its subcontractors pursuant to this AGREEMENT. The CONTRACTOR shall indemnify and hold harmless the STATE and its officers and employees from claims, suits, actions, damages and costs of every nature arising out of the provision of services pursuant to this AGREEMENT.
B. The CONTRACTOR is an independent contractor and may neither hold itself out nor claim to be an officer, employee or subdivision of the STATE nor make any claim, demand or application to or for any right based upon any different status.
V. Property
Any equipment, furniture, supplies or other property purchased pursuant to this AGREEMENT is deemed to be the property of the STATE except as may otherwise be governed by Federal or State laws, rules or regulations, or as stated in Appendix A-1.
VI Safeguards for Services and Confidentiality
A. Services performed pursuant to this AGREEMENT are secular in nature and shall be performed in a manner that does not discriminate on the basis of religious belief, or promote or discourage adherence to religion in general or particular religious beliefs.
B. Funds provided pursuant to this AGREEMENT shall not be used for any partisan political activity, or for activities that may influence legislation or the election or defeat of any candidate for public office.
C. Information relating to individuals who may receive services pursuant to this AGREEMENT shall be maintained and used only for the purposes intended under the contract and in conformity with applicable provisions of the laws and regulations, or specified in Appendix A-1.

Certified by - on

Award Contract **GTSC Ignition Interlock Device Monitoring Program**

Project No.	**Grantee Name**	
II11-1047-D00	Suffolk County	05/13/2011

APPENDIX A

STANDARD CLAUSES FOR NYS CONTRACTS

The parties to the attached contract, license, lease, amendment or other agreement of any kind (hereinafter, 'the contract' or 'this contract') agree to be bound by the following clauses which are hereby made a part of the contract (the word 'Contractor' herein refers to any party other than the State, whether a contractor, licenser, licensee, lessor, lessee or any other party):

1. EXECUTORY CLAUSE. In accordance with Section 41 of the State Finance Law, the State shall have no liability under this contract to the Contractor or to anyone else beyond funds appropriated and available for this contract.

2. NON-ASSIGNMENT CLAUSE. In accordance with Section 138 of the State Finance Law, this contract may not be assigned by the Contractor or its right, title or interest therein assigned, transferred, conveyed, sublet or otherwise disposed of without the previous consent, in writing, of the State and any attempts to assign the contract without the State's written consent are null and void. The Contractor may, however, assign its right to receive payment without the State's prior written consent unless this contract concerns Certificates of Participation pursuant to Article 5-A of the State Finance Law.

3. COMPTROLLER'S APPROVAL. In accordance with Section 112 of the State Finance Law (or, if this contract is with the State University or City University of New York, Section 355 or Section 6218 of the Education Law), if this contract exceeds $50,000 (or the minimum thresholds agreed to by the Office of the State Comptroller for certain S.U.N.Y. and C.U.N.Y. contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount, or if, by this contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds $10,000, it shall not be valid, effective or binding upon the State until it has been approved by the State Comptroller and filed in his office. Comptroller's approval of contracts let by the Office of General Services is required when such contracts exceed $85,000 (State Finance Law Section 163.6.a).
4. WORKERS' COMPENSATION BENEFITS. In accordance with Section 142 of the State Finance Law, this contract shall be void and of no force and effect unless the Contractor shall provide and maintain coverage during the life of this contract for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.

5. NON-DISCRIMINATION REQUIREMENTS. To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex, national origin, sexual orientation, age, disability, genetic predisposition or carrier status, or marital status. Furthermore, in accordance with Section 220-e of the Labor Law, if this is a contract for the construction, alteration or repair of any public building or public work or for the manufacture, sale or distribution of materials, equipment or supplies, and to the extent that this contract shall be performed within the State of New York, Contractor agrees that neither it nor its subcontractors shall, by reason of race, creed, color, disability, sex, or national origin: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. If this is a building service contract as defined in Section 230 of the Labor Law, then, in accordance with Section 239 thereof, Contractor agrees that neither it nor its subcontractors shall by reason of race, creed, color, national origin, age, sex or disability: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. Contractor is subject to fines of $50.00 per person per day for any violation of Section 220-e or Section 239 as well as possible termination of this contract and forfeiture of all moneys due hereunder for a second or subsequent violation.

6. WAGE AND HOURS PROVISIONS. If this is a public work contract covered by Article 8 of the Labor Law or a building service contract covered by Article 9 thereof, neither Contractor's employees nor the employees of its subcontractors may be required or permitted to work more than the number of hours or days stated in said statutes, except as otherwise provided in the Labor Law and as set forth in prevailing wage and supplement

schedules issued by the State Labor Department. Furthermore, Contractor and its subcontractors must pay at least the prevailing wage rate and pay or provide the prevailing supplements, including the premium rates for overtime pay, as determined by the State Labor Department in accordance with the Labor Law.

7. NON-COLLUSIVE BIDDING CERTIFICATION. In accordance with Section 139-d of the State Finance Law, if this contract was awarded based upon the submission of bids, Contractor affirms, under penalty of perjury, that its bid was arrived at independently and without collusion aimed at restricting competition. Contractor further affirms that, at the time Contractor submitted its bid, an authorized and responsible person executed and delivered to the State a non-collusive bidding certification on Contractor's behalf.

8. INTERNATIONAL BOYCOTT PROHIBITION. In accordance with Section 220-f of the Labor Law and Section 139-h of the State Finance Law, if this contract exceeds $5,000, the Contractor agrees, as a material condition of the contract, that neither the Contractor nor any substantially owned or affiliated person, firm, partnership or corporation has participated, is participating, or shall participate in an international boycott in violation of the federal Export Administration Act of 1979 (50 USC App. Sections 2401 et seq.) or regulations thereunder. If such Contractor, or any of the aforesaid affiliates of Contractor, is convicted or is otherwise found to have violated said laws or regulations upon the final determination of the United States Commerce Department or any other appropriate agency of the United States subsequent to the contract's execution, such contract, amendment or modification thereto shall be rendered forfeit and void. The Contractor shall so notify the State Comptroller within five (5) business days of such conviction, determination or disposition of appeal (2NYCRR 105.4).

9. SET-OFF RIGHTS. The State shall have all of its common law, equitable and statutory rights of set-off. These rights shall include, but not be limited to, the State's option to withhold for the purposes of set-off any moneys due to the Contractor under this contract up to any amounts due and owing to the State with regard to this contract, any other contract with any State department or agency, including any contract for a term commencing prior to the term of this contract, plus any amounts due and owing to the State for any other reason including, without limitation, tax delinquencies, fee delinquencies or monetary penalties relative thereto. The State shall exercise its set-off rights in accordance with normal State practices including, in cases of set-off pursuant to an audit, the finalization of such audit by the State agency, its representatives, or the State Comptroller.

10. RECORDS. The Contractor shall establish and maintain complete and accurate books, records, documents, accounts and other evidence directly pertinent to performance under this contract (hereinafter, collectively, 'the Records'). The Records must be kept for the balance of the calendar year in which they were made and for six (6) additional years thereafter. The State Comptroller, the Attorney General and any other person or entity authorized to conduct an examination, as well as the agency or agencies involved in this contract, shall have access to the Records during normal business hours at an office of the Contractor within the State of New York or, if no such office is available, at a mutually agreeable and reasonable venue within the State, for the term specified above for the purposes of inspection, auditing and copying. The State shall take reasonable steps to protect from public disclosure any of the Records which are exempt from disclosure under Section 87 of the Public Officers Law (the 'Statute') provided that: (i) the Contractor shall timely inform an appropriate State official, in writing, that said records should not be disclosed; and (ii) said records shall be sufficiently identified; and (iii) designation of said records as exempt under the Statute is reasonable. Nothing contained herein shall diminish, or in any way adversely affect, the State's right to discovery in any pending or future litigation.

11. IDENTIFYING INFORMATION AND PRIVACY NOTIFICATION.
(a) FEDERAL EMPLOYER IDENTIFICATION NUMBER and/or FEDERAL SOCIAL SECURITY NUMBER. All invoices or New York State standard vouchers submitted for payment for the sale of goods or services or the lease of real or personal property to a New York State agency must include the payee's identification number, i.e., the seller's or lessor's identification number. The number is either the payee's Federal employer identification number or Federal social security number, or both such numbers when the payee has both such numbers. Failure to include this number or numbers may delay payment. Where the payee does not have such number or numbers, the payee, on its invoice or New York State standard voucher, must give the reason or reasons why the payee does not have such number or numbers.
(b) PRIVACY NOTIFICATION.
(1) The authority to request the above personal information from a seller of goods or services or a lessor of real or personal property, and the authority to maintain such information, is found in Section 5 of the State Tax Law. Disclosure of this information by the seller or lessor to the State is mandatory. The principal purpose for which the information is collected is to enable the State to identify individuals, businesses and others who have been delinquent in filing tax returns or may have understated their tax liabilities and to generally identify persons affected by the taxes administered by the Commissioner of Taxation and Finance. The information will be used

for tax administration purposes and for any other purpose authorized by law.
(2) The personal information is requested by the purchasing unit of the agency contracting to purchase the goods or services or lease the real or personal property covered by this contract or lease. The information is maintained in New York State's Central Accounting System by the Director of Accounting Operations, Office of the State Comptroller, 110 State Street, Albany, New York 12236.

12. EQUAL EMPLOYMENT OPPORTUNITIES FOR MINORITIES AND WOMEN. In accordance with Section 312 of the Executive Law, if this contract is: (i) a written agreement or purchase order instrument, providing for a total expenditure in excess of $25,000.00, whereby a contracting agency is committed to expend or does expend funds in return for labor, services, supplies, equipment, materials or any combination of the foregoing, to be performed for, or rendered or furnished to the contracting agency; or (ii) a written agreement in excess of $100,000.00 whereby a contracting agency is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon; or (iii) a written agreement in excess of $100,000.00 whereby the owner of a State assisted housing project is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon for such project, then:
(a) The Contractor will not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status, and will undertake or continue existing programs of affirmative action to ensure that minority group members and women are afforded equal employment opportunities without discrimination. Affirmative action shall mean recruitment, employment, job assignment, promotion, upgradings, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation;
(b) at the request of the contracting agency, the Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union or representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of the contractor's obligations herein; and
(c) the Contractor shall state, in all solicitations or advertisements for employees, that, in the performance of the State contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.
Contractor will include the provisions of 'a', 'b', and 'c' above, in every subcontract over $25,000.00 for the construction, demolition, replacement, major repair, renovation, planning or design of real property and improvements thereon (the 'Work') except where the Work is for the beneficial use of the Contractor. Section 312 does not apply to: (i) work, goods or services unrelated to this contract; or (ii) employment outside New York State; or (iii) banking services, insurance policies or the sale of securities. The State shall consider compliance by a contractor or subcontractor with the requirements of any federal law concerning equal employment opportunity which effectuates the purpose of this section. The contracting agency shall determine whether the imposition of the requirements of the provisions hereof duplicate or conflict with any such federal law and if such duplication or conflict exists, the contracting agency shall waive the applicability of Section 312 to the extent of such duplication or conflict. Contractor will comply with all duly promulgated and lawful rules and regulations of the Governor's Office of Minority and Women's Business Development pertaining hereto.

13. CONFLICTING TERMS. In the event of a conflict between the terms of the contract (including any and all attachments thereto and amendments thereof) and the terms of this Appendix A, the terms of this Appendix A shall control.

14. GOVERNING LAW. This contract shall be governed by the laws of the State of New York except where the Federal supremacy clause requires otherwise.

15. LATE PAYMENT. Timeliness of payment and any interest to be paid to Contractor for late payment shall be governed by Article 11-A of the State Finance Law to the extent required by law.

16. NO ARBITRATION. Disputes involving this contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration (except where statutorily authorized), but must, instead, be heard in a court of competent jurisdiction of the State of New York.

17. SERVICE OF PROCESS. In addition to the methods of service allowed by the State Civil Practice Law & Rules ('CPLR'), Contractor hereby consents to service of process upon it by registered or certified mail, return receipt requested. Service hereunder shall be complete upon Contractor's actual receipt of process or upon the

State's receipt of the return thereof by the United States Postal Service as refused or undeliverable. Contractor must promptly notify the State, in writing, of each and every change of address to which service of process can be made. Service by the State to the last known address shall be sufficient. Contractor will have thirty (30) calendar days after service hereunder is complete in which to respond.

18. PROHIBITION ON PURCHASE OF TROPICAL HARDWOODS. The Contractor certifies and warrants that all wood products to be used under this contract award will be in accordance with, but not limited to, the specifications and provisions of State Finance Law '165. (Use of Tropical Hardwoods) which prohibits purchase and use of tropical hardwoods, unless specifically exempted, by the State or any governmental agency or political subdivision or public benefit corporation. Qualification for an exemption under this law will be the responsibility of the contractor to establish to meet with the approval of the State.
In addition, when any portion of this contract involving the use of woods, whether supply or installation, is to be performed by any subcontractor, the prime Contractor will indicate and certify in the submitted bid proposal that the subcontractor has been informed and is in compliance with specifications and provisions regarding use of tropical hardwoods as detailed in '165 State Finance Law. Any such use must meet with the approval of the State; otherwise, the bid may not be considered responsive. Under bidder certifications, proof of qualification for exemption will be the responsibility of the Contractor to meet with the approval of the State.

19. MACBRIDE FAIR EMPLOYMENT PRINCIPLES. In accordance with the MacBride Fair Employment Principles (Chapter 807 of the Laws of 1992), the Contractor hereby stipulates that the Contractor either (a) has no business operations in Northern Ireland, or (b) shall take lawful steps in good faith to conduct any business operations in Northern Ireland in accordance with the MacBride Fair Employment Principles (as described in Section 165 of the New York State Finance Law), and shall permit independent monitoring of compliance with such principles.

20. OMNIBUS PROCUREMENT ACT OF 1992. It is the policy of New York State to maximize opportunities for the participation of New York State business enterprises, including minority and women-owned business enterprises as bidders, subcontractors and suppliers on its procurement contracts. Information on the availability of New York State subcontractors and suppliers is available from:
NYS Department of Economic Development
Division for Small Business
30 South Pearl St -- 7th Floor
Albany, New York 12245
Telephone: 518-292-5220
Fax: 518-292-5884
http://www.empire.state.ny.us

A directory of certified minority and women-owned business enterprises is available from:
NYS Department of Economic Development
Division of Minority and Women's Business Development
30 South Pearl St -- 2nd Floor
Albany, New York 12245
Telephone: 518-292-5250
Fax: 518-292-5803
http://www.empire.state.ny.us

The Omnibus Procurement Act of 1992 requires that by signing this bid proposal or contract, as applicable, Contractors certify that whenever the total bid amount is greater than $1 million:
(a) The Contractor has made reasonable efforts to encourage the participation of New York State Business Enterprises as suppliers and subcontractors, including certified minority and women-owned business enterprises, on this project, and has retained the documentation of these efforts to be provided upon request to the State;
(b) The Contractor has complied with the Federal Equal Opportunity Act of 1972 (P.L. 92-261), as amended;
(c) The Contractor agrees to make reasonable efforts to provide notification to New York State residents of employment opportunities on this project through listing any such positions with the Job Service Division of the New York State Department of Labor, or providing such notification in such manner as is consistent with existing collective bargaining contracts or agreements. The Contractor agrees to document these efforts and to provide said documentation to the State upon request; and
(d) The Contractor acknowledges notice that the State may seek to obtain offset credits from foreign countries as a result of this contract and agrees to cooperate with the State in these efforts.

21. RECIPROCITY AND SANCTIONS PROVISIONS. Bidders are hereby notified that if their principal place of business is located in a country, nation, province, state or political subdivision that penalizes New York State vendors, and if the goods or services they offer will be substantially produced or performed outside New York State, the Omnibus Procurement Act 1994 and 2000 amendments (Chapter 684 and Chapter 383, respectively) require that they be denied contracts which they would otherwise obtain. NOTE: As of May 15, 2002, the list of discriminatory jurisdictions subject to this provision includes the states of South Carolina, Alaska, West Virginia, Wyoming, Louisiana and Hawaii. Contact NYS Department of Economic Development for a current list of jurisdictions subject to this provision.

22. PURCHASES OF APPAREL. In accordance with State Finance Law 162 (4-a), the State shall not purchase any apparel from any vendor unable or unwilling to certify that: (i) such apparel was manufactured in compliance with all applicable labor and occupational safety laws, including, but not limited to, child labor laws, wage and hours laws and workplace safety laws, and (ii) vendor will supply, with its bid (or, if not a bid situation, prior to or at the time of signing a contract with the State), if known, the names and addresses of each subcontractor and a list of all manufacturing plants to be utilized by the bidder.

All Certified Assurances for federal programs, and DCJS Contract Appendices are also available online for download at http://criminaljustice.state.ny.us/ofpa/forms.htm. (rev)June, 2006

Certified by - on

Award Contract **GTSC Ignition Interlock Device Monitoring Program**

Project No. **Grantee Name**

II11-1047-D00 Suffolk County 05/13/2011

APPENDIX A1
AGENCY-SPECIFIC CLAUSES

1. For grant solicitations or direct grant awards announced before April 10, 2006, if this Agreement exceeds $15,000, it shall not take effect until it is executed by the parties hereto and approved by the Attorney General and the Comptroller of the State of New York. If this Agreement is for $15,000 or less, it shall not take effect until it is executed by both parties.

For grant solicitations or direct grant awards announced on or after April 10, 2006, if this Agreement exceeds $50,000, it shall not take effect until it is executed by the parties hereto and approved by the Attorney General and the Comptroller of the State of New York. If this Agreement is for $50,000 or less, it shall not take effect until it is executed by both parties.

2. This Agreement sets forth the entire understanding of the parties and may not be altered or amended except in writing and signed by the parties hereto.

3. The failure of a party to enforce a contractual obligation shall not eliminate the other party's obligation to perform such contractual obligation.

4. In the event that any provision of this Agreement is determined to be null and void, all remaining provisions shall continue to be in full force and effect.

5. The Grantee must notify DCJS in writing of any change in the number, title, job duties or rate of remuneration of project staff which changes the Personal Service Project Budget line by 10 percent or under. Any change in the number, title, job duties or rate of remuneration of project staff which changes the Project Budget line more than 10 percent must be approved in writing by DCJS prior to implementation. The Grantee agrees to provide DCJS with resumes and supporting documentation upon request.

6. The Grantee shall submit detailed itemization forms for personal service and fringe benefit expenditures, in a format determined by DCJS, with any voucher and Fiscal Cost Reports requesting payment for expenditures.

7. The Grantee must maintain specific documentation as support for project related personal service expenditures, depending upon whether this grant contract project is supported by State or Federal funds:
A. For State funded grants:

For all Grantee's staff whose salaries are paid in whole or in part from grant funds provided under this Agreement, the Grantee shall maintain a time recording system which shows the time devoted to the grant project. The system shall consist of time sheets, computerized workload distribution reports, or equivalent systems. The time devoted to grant activities must be determinable and verifiable by DCJS. If time sheets are used, each must be signed by the individual and certified by the individual's supervisor in a higher level position at the end of each time reporting period.
B. For Federally funded grants:

Depending upon the nature or extent of personal service provided under this Agreement, the Grantee shall maintain semi-annual (or more frequent) personal service certifications and/or an after-the-fact personnel activity reporting system (or equivalent) which complies with the requirements of the Federal Office of Management and Budget (OMB) Circulars A-21, A-87 or A-122, as applicable:

1. OMB Circular A-21 [Item J, General provisions for selected items of cost] identifies documentation required for educational institutions as support for grant project personnel costs.
2. OMB Circular A-87 [Attachment B, Selected Items of Cost] identifies the documentation required for local government agencies as support for grant project personnel costs.
3. OMB Circular A-122 [Attachment B, Selected Items of Cost] identifies the documentation required for non-profit organizations as support for grant project personnel costs.

The most current version of these Federal OMB Circulars may be viewed on-line at:

www.whitehouse.gov/omb/circulars.

The Grantee is to ensure full compliance with specific personal service documentation requirements of these OMB Circulars as applicable directly to the Grant recipient and to any sub-recipient (or collaborative agency/organization). Failure to do so may result in disallowance of costs upon audit.

8. Budget amendments are governed as follows:

A. Any proposed modification to the contract which results in a change of greater than 10 percent to any budget category must be submitted for prior approval by DCJS and the NYS Office of the State Comptroller. An Appendix X setting forth the proposed amendment must be electronically signed via the Grants Management System by the Grantee for approval by DCJS and the NYS Office of the State Comptroller before the next voucher and/or fiscal cost report will be approved.

B. For proposed modifications to the contract which result in a change of 10 percent or less to any budget category, the following shall apply:

1. The Grantee is not permitted to reallocate funds between Personal Service and Non-Personal Service budget categories without the prior approval of DCJS. A grant amendment setting forth the proposed reallocation must be approved by DCJS via the Grants Management System before the next voucher and/or fiscal cost report will be approved.

2. Prior approval by DCJS is not required for Non-Personal Service budget changes which are less than 10 percent. A letter signed by the Chief Executive Officer or Fiscal Officer authorizing these changes must be submitted to DCJS with the next voucher or fiscal cost report submission.

9. Space rental provided by this Agreement must be supported by a written lease, maintained on file and made available by the Grantee upon request.
10. The Grantee's request for travel, meals or lodging reimbursement shall be in accordance with Appendix B, Budget, and, unless prior written authorization has been received from DCJS, shall not exceed rates authorized by the NYS Office of the State Comptroller.

11. The Grantee's employment of a consultant must be supported by a written agreement executed by the Grantee and the consultant. A consultant is defined as an individual or organization hired by the Grantee for the stated purpose of accomplishing a specific task relative to the funded project. A copy of the agreement must be submitted to DCJS with the appropriate voucher for payment. All consultant services must be obtained in a manner that provides for fair and open competition. The Grantee shall retain copies of all solicitations seeking a consultant, written agreements and documentation justifying the cost and selection of the consultant. The Grantee further agrees that it shall assume sole and complete responsibility for fulfilling all the obligations set forth in the Agreement and the Grantee must guarantee the work of the consultant as if it were its own.

A. The rate for a consultant should not exceed $450 for an eight-hour day (not including travel and subsistence costs). A rate exceeding $450 per eight-hour day requires prior written approval from DCJS and may be approved on a case-by-case basis where adequate justification is provided and expenses are reasonable and allowable.
B. In addition to the above requirements, a Grantee that is a local government or a not-for-profit must adhere to the following guidelines at a minimum when obtaining consultant services:

1. Consultant services that cost up to $999 under this grant agreement can be obtained at the Grantee's discretion.
2. Consultant services that cost between $1,000 and $4,999 under this grant agreement must be supported by at least three telephone quotes and a record created of such quotes.
3. Consultant services that cost between $5,000 and $9,999 under this grant agreement must be supported by at least three written quotes on a vendor's stationery and a record created of competitive procurement process utilized.
4. A Grantee obtaining consultant services that cost in excess of $10,000 must use a competitive bidding process. Guidance may be obtained from DCJS. At a minimum, the competitive bidding process must incorporate the following: open, fair advertisement of the opportunity to provide services; equal provision of information to all interested parties; reasonable deadlines; sealed bids opened at one time before a committee who will certify the process; establishment of the methodology for evaluating bids before the bids are opened;

and maintenance of a record of competitive procurement process.

C. A Grantee who proposes to obtain consultant services from a particular vendor without competitive bidding, must obtain the prior written approval of DCJS. The request for approval must be in writing and set forth, at a minimum, a detailed justification for selection and basis upon which the price was determined to be reasonable. Further, such consultant services must be in accordance with the guidelines, bulletins and regulations of the NYS Office of the State Comptroller, State Procurement Council, and the U.S. Department of Justice. A copy of DCJS' approval must also be submitted with the voucher for payment.

D. Notwithstanding the provisions of this paragraph, the Parties agree that DCJS' prior written approval is not required for the employment of a consultant when such employment is secured in relationship to a criminal matter as an expert witness, consultant or investigator. The Parties agree that the employment shall be supported by a written agreement and that all requests for reimbursement shall be supported by documentation identifying the criminal matter involved, services provided, time commitment and schedule. Such agreement and documentation shall be submitted to DCJS with the appropriate voucher for payment.

12. All procurements, other than consultant services, shall be conducted in the following manner. Written justification and documentation for all procurements must be maintained on file and made available upon request. Detailed itemization forms for non-personal service expenditures, in a format determined by DCJS, shall accompany each voucher and Fiscal Cost Report requesting payment. All procurements must be made in a fair and open manner and in accordance with the pre-determined methodology established for evaluating bids (e.g., lowest responsive bidder or best value).

A. A Grantee that is a state entity must make all procurements in accordance with State Finance Law Article 11, and any other applicable regulations.
B. A Grantee that is a local government must make procurements in accordance with General Municipal Law Article 5-A and any other applicable regulations.
C. In addition, a Grantee that is a not-for-profit must also make all procurements as noted below:

1. If the Grantee is eligible to purchase an item or service from a government contract or is able to purchase such item or service elsewhere at a lower than or equal price, then such purchase may be made immediately.
2. A Grantee may purchase any single piece of equipment, single service or multiples of each that cost up to $999 at its discretion.
3. Before purchasing any piece of equipment, service or multiples of each that have an aggregate cost between $1,000 and $4,999, a Grantee must secure at least three telephone quotes and create a record for audit of such quotes.
4. Before purchasing any piece of equipment, service or multiples of each that have an aggregate cost between $5,000 and $9,999, the Grantee must secure at least three written quotes on a vendor's stationery and maintain a record of the competitive procurement process for audit purposes.
5. A Grantee spending in aggregate of $10,000 and above must use a competitive bidding process. Guidance may be obtained from DCJS. At a minimum, the competitive bidding process must incorporate the following: open, fair advertisement of the opportunity to provide services; equal provision of information to all interested parties; reasonable deadlines; sealed bids opened at one time before a committee who will certify the process; establishment of the methodology for evaluating bids before the bids are opened; and maintenance of a record of competitive procurement process.
6. A Grantee who proposes to purchase from a particular vendor without competitive bidding must obtain the prior written approval of DCJS. The request for approval must be in writing and set forth, at a minimum, a detailed justification for selection and the basis upon which the price was determined to be reasonable. Further, such procurement must be in accordance with the guidelines, bulletins and regulations of the NYS Office of the State Comptroller, State Procurement Council, and the U.S. Department of Justice. A copy of DCJS' approval must also be submitted with the voucher for payment.

13. Applicable equipment purchased with funds provided by this Agreement as listed in Appendix B, Budget, shall be assigned a unique inventory number. The Grantee shall list all applicable equipment purchased with such funds in the GMS Property Module and print and submit such reports to DCJS/ODPF program representatives with the final program progress report or sooner. Alternatively, the Grantee may use the Equipment Inventory reports prescribed by DCJS to list equipment purchases and submit them to DCJS via postal service. Items of equipment costing less than $500 do not need to be reported on the Equipment Inventory Reports although the Grantee is encouraged to maintain an internal inventory for audit purposes. Upon completion of all contractual requirements by the Grantee, DCJS will consider a request for continued use and

possession of the equipment purchased with grant funds provided the equipment continues to be used in conducting a criminal justice program.

14. Grant funds may be expended only for purposes and activities set forth in this Agreement. Accordingly, the most important single requirement of accounting for this grant is the complete and accurate documentation of grant expenditures. If the Grantee receives funding from two or more sources, all necessary steps must be taken to ensure that grant-related transactions are not commingled. This includes, but is not limited to, the establishment of unique budget codes, a separate cost center, or a separate chart of accounts. Expenditures must be cross-referenced to supporting source documents (purchase orders, contracts, real estate leases, invoices, vouchers, timesheets, mileage logs, etc.). Grantee agrees it shall maintain adequate internal controls and adhere to Generally Accepted Accounting Principles for Government or Generally Accepted Accounting Principles for Not-for-Profit Organizations.

This Agreement may be subject to a fiscal audit by DCJS to ascertain financial compliance with Federal and/or State laws, regulations, and guidelines applicable to this Agreement. Such audits may include review of the Grantee's accounting, financial, and reporting practices to determine compliance with the Agreement and reporting requirements; maintenance of accurate and reliable original accounting records in accordance with governmental accounting standards as well as generally accepted accounting principles; and specific compliance with allowable cost and expenditure documentation standards prescribed by applicable Federal, State, and DCJS guidelines.

15. Where advance payments are approved by DCJS, the Grantee agrees to expend the advance payments in accordance with the purposes set forth in Appendix D and consistent with Appendix B.

16. DCJS reserves the right to suspend program funds if the Grantee is found to be in noncompliance with the provisions of this Agreement or other grant agreements between the Grantee and DCJS or, if the Grantee or principals of the Grantee are under investigation by a New York State or local law enforcement agency for noncompliance with State or Federal laws or regulatory provisions or, if in DCJS' judgment, the services provided by the Grantee under the Agreement are unsatisfactory or untimely. DCJS shall provide the Grantee with written notice of noncompliance. Upon the Grantee's failure to correct or comply with the written notice by DCJS, DCJS reserves the right to terminate this Agreement, recoup funds and recover any assets purchased with the proceeds of this Agreement. DCJS reserves the right to use approved grant related expenditures to offset disallowed expenditures from any grant funded through its offices upon issuance of a final audit report and appropriate notification to the Grantee, or upon reasonable assurance that the Grantee is not in compliance with Agreement terms.

17. The Grantee agrees, as a material condition of the Agreement, to comply with all applicable provisions of the Hatch Act (5 U.S.C. "1501 et seq.) as amended.

18. Program income earned by the Grantee during the funding period as a direct result of the grant award must be reported in writing to DCJS, in addition to any other statutory reporting requirements. This includes income received from seized and forfeited assets and cash, as well as: sale of grant purchased property; royalties; fees for services; and registration/tuition fees. Interest earned on grant funds is not program income unless specified in Appendix D. The Grantee agrees to report the receipt and expenditures of grant program income to DCJS. All income, including interest, generated by the use of these grant funds will be used to enhance the grant project.

19. If applicable, the Grantee agrees to obtain not-for-profit status, a federal identification number, and a charitable registration number (or a declaration of exemption) and to furnish DCJS with this information as soon as it is available.

20. Unless otherwise specified, in accordance with the State Finance Law, the availability of all State funds for liabilities already incurred thereunder shall cease on September 15th of the year following the fiscal year in which the funds were appropriated, unless such funds are reappropriated by the New York State Legislature. To ensure payment, vouchers must be received by DCJS by August 1st of the year following the fiscal year in which the funds were appropriated.

21. The Grantee will submit program progress reports and one final report to DCJS via the GMS system and additional information or amended data as required.

A. Program progress reports will be due within 45 days of the last day of each calendar quarter or on an

alternate schedule as prescribed in Appendix D. The first program progress report will be due within 45 days of the last day of the calendar quarter from the start date of the program.

Program progress reports thereafter will continue to be made until such time as the funds subject to this Agreement are no longer available, have been accounted for, and/or throughout the Agreement period or project duration.

Calendar quarters, for the purposes of making program progress reports, shall be as follows:
Calendar Quarter; Report Due
January 1 - March 31; May 15
April 1 - June 30; August 15
July 1 - September 30; November 15
October 1 - December 31; February 15

B. The final report, or where applicable interim progress reports, will summarize the project's achievements as well as describe activities for that quarter.

22. If for any reason the State of New York or the federal government terminates its appropriation through DCJS or fails to pay the full amount of the allocation for the operation of this program, this Agreement may be terminated or reduced at the discretion of DCJS, provided that no such reduction or termination shall apply to allowable costs already incurred by the Grantee where funds are available to DCJS for payment of such costs. Upon termination or reduction of the Agreement, all remaining funds paid to the Grantee that are not subject to allowable costs already incurred by the Grantee shall be returned to DCJS. In any event, no liability shall be incurred by DCJS or by the State of New York beyond monies available for the purposes of this Agreement. The Grantee acknowledges that any funds due to DCJS because of disallowed expenditures after audit shall be its responsibility.

23. If Appendix B, Program Budget, makes provisions for overtime payment, the Grantee agrees to submit vouchers for such payment of overtime charges within 45 days after the last day of the quarter for the reporting period. The Grantee further agrees to limit overtime earnings to no more than 25 percent (25%) of the employee's annual personnel cost (salary plus fringe benefits) during the term of this Agreement. No reimbursements for overtime charges in excess of this 25 percent (25%) limit will be made unless prior written approval has been obtained from DCJS.

24. None of the goals, objectives or tasks set forth in Appendix D shall be subawarded to another organization without specific prior written approval by DCJS. Where the intention to make subawards is clearly indicated in the application, DCJS' approval is deemed given, if these activities are funded as proposed.

If this Agreement makes provisions for the Grantee to subgrant funds to other recipients, the Grantee agrees that all subgrantees shall be held accountable by the Grantee for all terms and conditions set forth in this Agreement. The Grantee further agrees that it shall assume sole and complete responsibility for fulfilling all the obligations set forth in the Agreement and the Grantee must guarantee the work of any subgrantee as if it were its own.

The Grantee agrees that all subgrantee arrangements shall be formalized in writing between the parties involved. The writing must, at a minimum, include the following information:

-Activities to be performed;
-schedule;
-Project policies;
-Other policies and procedures to be followed;
-Dollar limitation of the Agreement;
-Appendix A, Appendix A-1, Appendix C, Certified Assurances for Federally Supported Projects, Certification Regarding Lobbying, Debarment and Suspension and any special conditions set forth in the Agreement; and
-Applicable Federal and/or State cost principles to be used in determining allowable costs.

The Grantee will not be reimbursed for subgranted funds unless all expenditures by a subgrantee are listed on certification forms. Backup documentation for such expenditures must be made available upon request. All expenditures must be programmatically consistent with the goals and objectives of this Agreement and with the financial plan set forth in Appendix B.

25. Federal Funds

A. In accordance with Federal requirements, a Grantee which receives during its fiscal year $500,000 or more of Federal funds (including pass-through and direct) from all sources, including this Agreement, must agree to have an independent audit of such Federal funds conducted in accordance with the Federal Office of Management and Budget (OMB) Circular A-133. OMB Circular A-133 further requires that the final report for such audit be completed within nine months of the end of the Grantee's fiscal year. The Grantee further agrees to provide one copy of such audit report(s) to DCJS within nine months of the end of its fiscal year(s).
B. In accordance with Federal requirements, a Grantee receiving Federal pass-through funds must also agree to comply with the terms and conditions of any and all applicable Federal OMB Circulars. For the convenience of the Grantee, the following OMB circulars are noted as the most common applicable to federal funds passed through DCJS:

-OMB Circular A 21, Cost Principles for Educational Institutions;
-OMB Circular A 87, Cost Principles for State, Local and Indian Tribal Governments;
-OMB Circular A 102, Grants and Cooperative Agreements With State and Local Governments;
-OMB Circular A 110, Uniform Administrative Requirements for Grants and Other Agreements with Institutions of Higher Education, Hospitals and Other Non Profit Organizations; and
-OMB Circular A 122, Cost Principles for Non Profit Organizations.

The Parties agree that, dependent upon the status of the Grantee, additional circulars may also be applicable. The most current version of all Federal OMB Circulars may be viewed on-line at: www.whitehouse.gov/omb/circulars.

The Grantee is to ensure full compliance with all cost documentation requirements of OMB Circulars as applicable directly to the Grant recipient and to any sub-recipient (or collaborative agency/organization). Failure to do so may result in disallowance of costs upon audit.

26. Any creative or literary work developed or commissioned by the Grantee with grant support provided by DCJS shall become the property of DCJS, entitling DCJS to assert a copyright therein, unless the parties have expressly agreed otherwise in a written instrument signed by them.

A. If DCJS shares its right to copyright such work with the Grantee, DCJS reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use: (a) the copyright in any work developed under a grant, subgrant, or contract under a grant or subgrant; and (b) any rights of copyright to which a Grantee, Subgrantee, or a Contractor purchases ownership with grant support.
B. If the grant support provided by DCJS is federally sponsored, the federal awarding agency also reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use: (a) the copyright in any work developed under a grant, subgrant or contract under a grant or subgrant; and (b) any rights of copyright to which a Grantee, Subgrantee, or a Contractor purchases ownership with such grant support.
C. The Grantee shall submit one copy of all reports and publications resulting from this Agreement to DCJS. Any publications must contain the following statement, in visible print, of any document generated pursuant to a grant administered by DCJS:

This project was supported by a grant administered by the New York State Division of Criminal Justice Services. Points of view in this document are those of the author and do not necessarily represent the official position or policies of the Division of Criminal Justice Services.

27. Original records must be retained for six years following the submission of the final claim against this Agreement. In the event of a fiscal audit, the project manager or a designated responsible party must be prepared to produce source documents that substantiate claimed expenditures. DCJS requires that all documentation materials be organized, readily accessible, and cross-referenced to the Fiscal Cost Reports previously submitted. If fiscal records, such as purchase orders, vouchers, payroll registers, payroll tax records, etc., are to be kept in a fiscal office which is separate and apart from the program office, the project manager must have access to these original records. Such fiscal records must readily identify the associated project. In addition, a separate set of records must be retained for each project year.

28. Grant-related expenditures shall be reported on Fiscal Cost Reports and detailed itemization forms provided by DCJS. These reports must be prepared periodically as defined in Appendix C of this Agreement. All reported

expenditures must reconcile to the program accounting records. Prior period adjustments shall be reported in the same accounting period that the correction was made.

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Certified by - on

Award Contract **GTSC Ignition Interlock Device Monitoring Program**

Project No. **Grantee Name**

II11-1047-D00 Suffolk County 05/13/2011

APPENDIX B - Budget Summary by Participant

Suffolk County - Version 1

#	All Other Expenses	Number	Unit Cost	Total Cost	Grant Funds	Matching Funds
1	Ignition Interlock Device Sentences Received	1	$380,327.00	$380,327.00	$380,327.00	$0.00
	Total			$380,327.00	$380,327.00	$0.00

Total Project Costs	Total Cost	Grant Funds	Matching Funds
	$380,327.00	$380,327.00	$0.00

Total Contract Costs	Total Cost	Grant Funds	Matching Funds
	$380,327.00	$380,327.00	$0.00

Award Contract

GTSC Ignition Interlock Device Monitoring Program

Project No.
II11-1047-D00

Grantee Name
Suffolk County

05/13/2011

APPENDIX C
PAYMENT AND REPORTING SCHEDULE

NOTE: Additional payment provisions associated with the schedule(s) below are detailed in Appendix A-1.

For All Grantees:

1. The Grantee agrees that this is a reimbursement-based contract; an advance may be provided through Appendix D (Special Conditions). All requests for reimbursement must reflect actual costs that have been disbursed or items received by the Grantee. A purchase order issued without receipt of the items or service is not eligible for reimbursement.

2. Grantees must submit all required fiscal reports, supporting documentation and program progress reports. Failure to meet these requirements will result in the rejection of associated vouchers. Failure to submit the final program report, or interim progress report designated as the final report, may result in a disallowance of 25 percent (25%) of the grant amount. The Grantee must also refund all unexpended advances (see item three below.) Final vouchers, reimbursement payment and reports must be submitted within 45 days of the end of the grant contract period. Failure to voucher within this period may result in the loss of grant funds.

3. If at the end of this grant contract there remains any unexpended balance of the monies advanced under this contract in the possession of the Grantee, the Grantee shall submit a certified check or money order for the unexpended balance payable to the order of the State of New York and return it to the DCJS Office of Finance with its final fiscal cost report within 45 days of termination of this grant contract.

4. Vouchers shall be submitted in a format acceptable to DCJS and the Office of the State Comptroller (see http://www.criminaljustice.state.ny.us/ofpa/forms.htm). Vouchers submitted for payment shall be deemed to be a certification that the payments requested are for project expenditures made in accordance with the items as contained in the Project Budget (Appendix B) and during the contract period. When submitting a voucher, such voucher shall also be deemed to certify that: a) the payments requested do not duplicate reimbursement from other sources of funding; and b) the funds provided herein do not replace funds that, in the absence of this grant, would have been made available by the Grantee for this program. Requirement b) does not apply to Legislative sponsored State grants.

5. For purposes of prompt payment provisions, the Designated Payment Office for the processing of all vouchers is the DCJS Office of Financial Services. Payment of grant vouchers shall be made in accordance with the provisions of Article XI-A of the State Finance Law (http://caselaw.lp.findlaw.com/nycodes/c113/a19.html). Payment shall be preceded by an inspection period of 15 business days which shall be excluded from calculations of the payment due date for purposes of determining eligibility for interest payments. The Grantee must notify the Office of Finance in writing of a change of address in order to benefit from the prompt payment provision of the State Finance Law. When progress reports are overdue, vouchers will not be eligible for prompt payment.

6. Timely and properly completed New York State vouchers, with supporting documentation when required, shall be submitted to:

NYS Division of Criminal Justice Services
Office of Finance
4 Tower Place
Albany, NY 12203-3764

7. Payment Schedule

PAYMENT and PAYMENT DUE DATE

1: Pending appropriation, 30 days after commencement date of contract with proper documentation or upon receipt of proper documentation, whichever is later.

2-4: Quarterly

A not-for-profit Grantee operating on a multi-year contract may voucher for an optional fifth quarter advance against the succeeding year's appropriation, pursuant to NYS Finance Law, Section 179-u.

All submitted vouchers will reflect the Grantee's actual expenditures and will be accompanied by supporting detailed itemizations of personal service and non-personal service expenditures and other documentation as required, and by a fiscal cost report for the reporting period. DCJS reserves the right not to release subsequent grant awards pending Grantee compliance with this Agreement. In the event that any expenditure for which the Grantee has been reimbursed by grant funds is subsequently disallowed, DCJS in its sole discretion, may reduce the voucher payment by the amount disallowed. If necessary, the Grantee may be required to submit a final budget reallocation. Fiscal cost reports must be submitted showing grant expenditures and/or obligations for each quarter of the grant within 45 days after the last day of the quarter for the reporting period.

Advance payments shall be permitted as specified in Appendix A-1, and in the amount specified in Appendix D (Special Conditions).

Payment requests need to include the following documents as required:

-Detailed Itemization of Personal Service Expenditures
-Detailed Itemization of Non-Personal Service Expenditures
-Detailed Itemization of Consultant Expenditures
-Expert witness agreement and supporting documentation
-Voucher and Fiscal Cost Report signed
-Written documentation of all required DCJS prior approvals as follows:
-DCJS approval of non-competitive consultant.
-DCJS approval of non-competitive vendor for services.
-DCJS approval of consultant services reimbursement greater than $450 per eight hour day.
-DCJS approval of change to Personal Services by more than 10 percent.
-DCJS approval to exceed NYS Office of the State Comptroller travel, meals and lodging rates.
-DCJS approval to subaward to another organization.
-DCJS approval for overtime payments exceeding 25 percent of an employee's annual personnel cost.
-DCJS and NYS Office of the State Comptroller approval to modify Personal Services and Non Personal Services budget categories by more than 10 percent.
-DCJS approval to reallocate funds between Personal Services and Non Personal Services.

8. CONTRACT PAYMENTS: Contractor shall provide complete and accurate billing invoices to the agency in order to receive payment. Billing invoices submitted to the agency must contain all information and supporting documentation required by the Contract, the Agency and the State Comptroller. Payment for invoices submitted by the Contractor shall only be rendered electronically unless payment by paper check is expressly authorized by the Commissioner, in the Commissioner's sole discretion, due to extenuating circumstances. Such electronic payment shall be made in accordance with ordinary State procedures and practices. The Contractor shall comply with the State Comptroller's procedures to authorize electronic payments. Authorization forms are available at the State Comptroller's website at www.osc.state.ny.us/epay/index.htm, by email at epunit@osc.state.ny.us, or by telephone at 518-474-4032. Contractor acknowledges that it will not receive payment on any invoices submitted under this Contract if it does not comply with the State Comptroller's electronic payment procedures, except where the Commissioner has expressly authorized payment by paper check as set forth above.

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Certified by - on

Award Contract **GTSC Ignition Interlock Device Monitoring Program**

Project No.	Grantee Name	
II11-1047-D00	Suffolk County	05/13/2011

APPENDIX D - Work Plan

Goal

To enhance public safety by engaging in Breath Alcohol Ignition Interlock Device (BAIID) monitoring activities for adult DWI offenders who have been sentenced, pursuant to Chapter 496 of the 2009 Laws of New York State, and whose sentence requires the installation and maintenance of Ignition Interlock Devices in vehicles owned or operated by the offender.

Objective #1

To engage in Breath Alcohol Ignition Interlock Device monitoring activities in Suffolk County for an estimated 3,317 DWI-related offenders sentenced to probation or Conditional Discharge on or after August 15, 2010, and having conditions requiring the installation and maintenance of Ignition Interlock Devices in vehicles owned or operated by the offender.

Task #1 for Objective #1

Designated oversight agencies in Suffolk County will receive sentencing orders from the criminal courts pertaining to adult DWI-related offenders who, as a condition of their sentence, must install and maintain a BAIID in each vehicle owned or operated by the offender and initiate monitoring activities.

#	Performance Measure
1	The number of Probation and/or Conditional Discharge sentencing orders having BAIID-related conditions received by the county's designated BAIID monitor(s) from all criminal courts within Suffolk County.

Task #2 for Objective #1

To coordinate the reimbursement for Breath Alcohol Ignition Interlock Device (BAIID) court orders received for designated oversight agencies within Suffolk County.

#	Performance Measure
1	The grantee will receive the quarterly reporting form entitled "MONITORS' REPORT OF IGNITION INTERLOCK DEVICE SENTENCES RECEIVED" which should be submitted in spreadsheet format. This form will provide the DCJS Office of Probation and Correctional Alternatives with basic data as to the monitoring services provided and will also be the basis upon which reimbursement claims are made. Offenders should only be entered in one quarterly report - cases which receive monitoring services subsequent to that initial entry should NOT be entered on subsequent quarterly reports.
2	During the reporting period for each quarter of the contract year, Suffolk County will submit the required fiscal paperwork including vouchers and supporting documentation to the Finance Office of the Division of Criminal Justice Services and upon receipt of reimbursement funds distribute them to the designated agencies.

Award Contract **GTSC Ignition Interlock Device Monitoring Program**

Project No. **Grantee Name**

II11-1047-D00 Suffolk County 05/13/2011

Award Conditions

Upon approval of this grant by the Office of the State Comptroller, or DCJS for "T" contract only, the Grantee is authorized to initially voucher for advance payment of those prospective expenses previously approved by DCJS not to exceed $0.00 from the total contracted amount. Consistent with paragraph 15 of Appendix A-1 of this grant contract, vouchers for advance payments for the purchase of equipment and supplies must be supported by a copy of the purchase order.

General Conditions

APPENDIX D - Special Conditions

OPCA Special Conditions Notwithstanding any other provisions of the AGREEMENT, the following Special Conditions are incorporated into the AGREEMENT between the parties as though set forth in its entirety therein and shall, with the exception of the provision of Appendix A "Standard Clauses for New York State Contracts", be controlling. A not for profit organization operating on a multi-year contract may, at the sole discretion of the STATE, be issued a fifth quarter advance against the succeeding year's appropriation, pursuant to State Finance Law, Section 179 u. For performance based contracts, Appendix B 1, Program Performance Milestones and Costs, is included herein via the GMS Attachment Module, and is incorporated into the AGREEMENT. A. PROGRAM SERVICES 1. The CONTRACTOR agrees to promptly notify the STATE of any critical incidents involving the respective PROGRAM, its clients/participants or staff, as well as negative media reports, as required by the STATE. 2. The CONTRACTOR shall provide, on STATE supplied case monitoring forms, client/participant specific data as called for and delineated within those forms. Identification of client/participant names and disclosure of other PROGRAM records to the STATE shall be pertinent to performance under this AGREEMENT. B. TERMINATION 1. The STATE shall have the right to terminate this AGREEMENT early for: (i) unavailability of funds; (ii) cause; (iii) without cause; or (iv) upon mutual consent. 2. The STATE may terminate this AGREEMENT if federal/state appropriation authorizations lapse and are not renewed, continued or reenacted or if funds are no longer made available pursuant to the laws controlling such authorizations and availabilities. However, if such authorizations or availabilities lapse and are not renewed, continued or reenacted, as to funds encumbered or available and to the extent of such encumbrances or availabilities, this AGREEMENT shall remain in effect for the duration of such encumbrances or availabilities unless this AGREEMENT is otherwise terminated by the STATE. Although the liquidity of encumbrances or availability of funds may be affected by budgetary hiatuses, a STATE budgetary hiatus will not by itself be construed to lapse this AGREEMENT, provided any necessary STATE appropriations or other funding authorizations therefore are eventually enacted. 3.The STATE may terminate the AGREEMENT immediately for cause upon written notice of termination to the CONTRACTOR: (i) if the STATE determines that the CONTRACTOR and/or any other identified SERVICE PROVIDER(S) fails to comply with the terms and conditions of this agreement and/or with any laws, rules, regulations, policies or procedures affecting this AGREEMENT, including but not limited for reason of vendor responsibility or failure to accurately disclose or (ii) upon a disapproved Service Plan. 4. The STATE reserves the right to terminate this AGREEMENT in the event it is found that the certification filed by the CONTRACTOR in accordance with New York State Finance Law §139 k was intentionally false or intentionally incomplete. Upon such finding, the STATE may exercise its termination right by providing written notification to the CONTRACTOR in accordance with the written notification terms of this AGREEMENT. 5.The STATE may only invoke its right to terminate without cause provided the STATE has given 90 days or more written notice to the CONTRACTOR, except with respect to contractual language contained herein that gives the STATE the general right to terminate at any time. 6. This AGREEMENT may be terminated at any time upon mutual written consent of the STATE and the CONTRACTOR or by the DIVISION serving thirty (30) calendar days written notice upon the other party, as specified by the STATE.

C. SAFEGUARDS FOR SERVICES AND CONFIDENTIALITY 1. The CONTRACTOR agrees that all records on this PROGRAM shall be safeguarded and not be open to indiscriminate public review. Towards this end, the CONTRACTOR shall establish written policies and procedures as to maintenance, security, retention and disposition of such records. The CONTRACTOR shall agree to maintain complete confidentiality of all information concerning applicants, employees, PROGRAM clients/participants, and their families which it may obtain during the course of performing the services of this AGREEMENT unless required in the performance of this AGREEMENT or otherwise authorized by law. Except as authorized by law and for audit purposes as noted above and for provision of PROGRAM services, the CONTRACTOR will not release any of said information, including names and addresses, without prior written permission from the STATE. Records retention and

disposition shall be in accordance with,this AGREEMENT and any applicable Federal or State laws, rules or regulations. The STATE shall have access to all CONTRACTOR records relating to the PROGRAM. Information relating to individuals who may receive services pursuant to this CONTRACTOR shall be maintained and safeguarded in conformity with the applicable provisions of laws, regulations and policies and directives of the STATE. 2. The CONTRACTOR specifically agrees to comply with New York State's "Information Security Breach and Notification Act" as set forth in State Technology Law Section 208 and General Business Law Section 899 aa. The CONTRACTOR shall promptly notify the STATE where there is reasonable belief of breach of security, unauthorized access or unauthorized release of personal computer data containing personal information and take appropriate action with respect to notification of affected individuals and to other required state agencies consistent with such Act. CONTRACTOR shall be liable for the costs associated with such breach if caused by CONTRACTOR'S negligent or willful acts or omissions, or the negligent or willful acts or omissions of CONTRACTOR'S agents, officers, employees or subcontractors.

D. FUNDING 1. For performance based CONTRACTS, the CONTRACTOR, shall promptly provide written notice to the STATE, via a separate letter, of special circumstances experienced by the PROGRAM in achieving its milestones and outcomes. Notwithstanding any fiscal provisions relative to reimbursement for milestones and outcomes, the CONTRACTOR may request written approval of the STATE to adjust a milestone and/or outcome to compensate for over achievement of PROGRAM participants. The reimbursement will be at the agreed upon participant cost for the milestone and/or outcome and in no event exceed the total maximum costs delineated in Appendix B or B1, where applicable. 2. Reimbursement to the CONTRACTOR will be made after the CONTRACTOR submits vouchers and supporting documents as established by the STATE and the CONTRACTOR is otherwise adhering to the AGREEMENT, including submission of necessary reporting documentation in a timely manner. Programmatic data shall be completed and submitted in accordance with timeframes and procedures established by the STATE. Failure to timely report may result in termination of contractual services. The CONTRACTOR agrees to provide detailed fiscal and other programmatic information in keeping with STATE instructions. In addition to the four (4) progress reports in Appendix A-1 which are required, for purposes of this grant award, the CONTRACTOR shall submit quarterly reports and PROGRAM data involving receiving logs (Monitors¿ Report of Ignition Interlock Device Sentencing Orders Received form), to OPCA at iidreports@dcjs.state.ny.us as follows: October 1st through December 31st - DUE January 30th January 1st through March 31st - DUE April 30th April 1st through June 30th - DUE July 30th July 1st through September 30th - DUE October 30th Funds will be reimbursed to the CONTRACTOR within 30 days of receipt of the claim if the claim and supporting documentation are in order and the CONTRACTOR is otherwise adhering to the terms and conditions of the AGREEMENT. 3. A not for profit organization operating on a multi-year contract may, at the sole discretion of the STATE, be issued a fifth quarter advance against the succeeding year's appropriation, pursuant to State Finance Law, Section 179 u. 4. Vouchers and supporting documentation should be sent to: NYS Division of Criminal Justice Services Office of Finance 4 Tower Place Albany, NY 12203 5. Reconciliation shall be based upon services provided by the CONTRACTOR and payments made by the STATE consistent with the terms of this AGREEMENT and may occur at any time during the AGREEMENT and shall occur upon termination of the AGREEMENT. The CONTRACTOR shall refund any overpayments made pursuant to this AGREEMENT within ninety (90) calendar days of written notification by the STATE unless written approval is obtained by the STATE.

Award Contract

GTSC Ignition Interlock Device Monitoring Program

Project No.
II11-1047-D00

Grantee Name
Suffolk County

05/13/2011

Suffolk County Indemnification Clause: NOTWITHSTANDING STATE OF NEW YORK AGREEMENT, sections I.F. and IV.A: The State and Contractor agree that Contractor is an independent contractor, and not an employee of the State. If the Contractor enters into subcontracts for the performance of work pursuant to this Agreement, the Contractor shall be solely responsible to the State for performance, whether the work is performed by the Contractor or its subcontractors. Nothing in the subcontract shall impair the rights of the State under this Agreement. No contractual relationship shall be deemed to exist between any subcontractor and the State. Nothing in this Agreement shall impair any right of contribution or indemnification that the Contractor may have against any subcontractor or other third party. To the extent permitted by law, the Contractor shall defend, indemnify and hold harmless the State and federal funding agency, and their respective officers, agents and employees from and against all claims, costs (including reasonable attorney's fees), judgments, liens, encumbrances, losses and liabilities arising out of the intentional acts (within the scope of the employee's duties) or negligent acts or omissions of the Contractor relating to or in any way arising out of the provision of services pursuant to this Agreement.

Certified by - on

COUNTY OF SUFFOLK

Gen 13

Steve Levy
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PROBATION

Gerard J. Cook
DIRECTOR

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

FROM: Gerard J. Cook, Director of Probation

DATE: May 13, 2011

SUBJECT: Resolution: To accept and appropriate 100% Federal pass-through grant funds from the New York State Division of Criminal Justice Services, to implement the Ignition Interlock Program.

Enclosed for further processing are two copies of a resolution, to accept and appropriate Federal pass-through grant funds from the New York State Division of Criminal Justice Services for the Suffolk County Department of Probation, to implement the Ignition Interlock Program.

This funding will allow the collaborative initiative between the New York State Division of Criminal Justice Services, Office of Probation and Correctional Alternatives-GTSC, the Suffolk County District Attorney, and the Suffolk County Probation Department, to implement Leandra's Law.

The GTSC Ignition Interlock Device Monitoring Program will utilize these Federal funds to engage in Breath Alcohol Ignition Device monitoring activities in Suffolk County for an estimated 3,317 DWI related offenders, sentenced to probation or conditional discharge on or after August 15, 2010, and having conditions requiring the installation and maintenance of Ignition Interlock Devices in vehicles owned or operated by the offender.

I hope this resolution request meets with your approval. If you have any questions, please contact me at 2-5100, or Mary Wider at 2-5052.

Thank you for your consideration in this regard.

GJC:MW
Enclosures (1 package)

cc: CE RESO REVIEW (e-mail copy)
Christopher Kent, Chief Deputy County Executive
Brendan Chamberlain, Intergovernmental Relations (2)
Theresa Lollo, Principal Financial Analyst, Budget Office
Evelyn Creen, Federal & State Aid Claims
James J. Golbin, Ph.D., Chief Planner
Vivian Tuohey, Admin. I
Mary Wider, Principal Acct. Clrk
Payroll Unit

YAPHANK AVENUE
YAPHANK, LONG ISLAND, NEW YORK 11980 - 0188
(631) 852 - 5100

Intro. Res. No. 1526-11 Laid on Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. –2011, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITYAND EMERGENCY SERVICES IN THE AMOUNT OF $143,050 FOR THE 2010 TECHNICAL RESCUE/URBAN SEARCH & RESCUE (USAR) GRANT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Division of Homeland Security and Emergency Services has awarded Suffolk County federal funds under the 2010 Technical Rescue/Urban Search & Rescue (USAR) Grant Program to be implemented by the Suffolk County Department of Fire, Rescue & Emergency Services; and,

WHEREAS, the 2010 Technical Rescue/Urban Search & Rescue (USAR) Grant Program will provide funds to the Department of Fire, Rescue & Emergency Services to enhance technical rescue and USAR at the local level by expanding coverage, enhancing response capabilities and helping to reduce response times statewide; and

WHEREAS, the Department of Fire, Rescue & Emergency Services will utilize this funding to partner with the Suffolk County Vocational Education and Extension Board to update plans and provide required training for the county's USAR team; and

WHEREAS, the grant period is from 11/22/2010 through 07/31/2013 in which the County will receive 100% grant funding in the amount of $143,050 for the 2010 Technical Rescue/Urban Search & Rescue (USAR) Grant Program; and,

WHEREAS, said funds have not been included in the 2011 Operating Budget; and now therefore be it

1st RESOLVED, the County Comptroller and the County Treasurer be and they hereby are authorized to accept $143,050 and appropriate said grant funds as follows:

2010 TECHNICAL RESCUE/USAR GRANT - $143,050

REVENUES	AMOUNT
001-FRE-4310 – 2010 Technical Rescue Grant	$143,050

ORGANIZATIONS

Suffolk County Dept of Fire, Rescue & Emergency Services
2010 Technical Rescue/USAR Grant
001-FRE-3423 - $140,489

1000 – Personnel Services	$10,439
1120 – Overtime	$10,439
2000 – Equipment	$39,800
2020 – Office Equipment	$20,800
2070 – Cameras & Photo	$19,000

3000 – Supplies	$ 3,000
3500 – Other Supplies	$ 3,000

4000 – Contractual Expenses	$87,250
4560 – Fees for Services: Non Employees	$87,250

Employee Benefits
Social Security
001-EMP - 9030 - $798

8000 – Employee Benefits	$ 798
8330 – Social Security	$ 798

Employee Benefits
Retirement
001-EMP-9010 – $1,763

Employee Benefits	$ 1,763
8280 – Retirement	$ 1,763

2nd RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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 the 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 of 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:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1526

1. Type of Legislation

Resolution ___X___ Local Law _____ Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. –2011, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITYAND EMERGENCY SERVICES IN THE AMOUNT OF $143,050 FOR THE 2010 TECHNICAL RESCUE/URBAN SEARCH & RESCUE (USAR) GRANT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

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

100% Federal pass through funding. $143,050 to FRES.

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

N/A

8. Proposed Source of Funding

NYS Division of Homeland Security and Emergency Services pass-through of US Dept of Homeland Security.

9. Timing of Impact

Upon adoption and signed agreement.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		May 31st, 2011

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1526

GENERAL FUND

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1526

1. Type of Legislation

Local Law: _____ Charter Law: _____ Resolution: ___X_____

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITYAND EMERGENCY SERVICES IN THE AMOUNT OF $143,050 FOR THE 2010 TECHNICAL RESCUE/URBAN SEARCH & RESCUE (USAR) GRANT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

3. Purpose of Proposed Legislation

The FY2010 Technical Rescue/Urban Search & Rescue (USAR) Grant Program will provide funds to the Department of Fire, Rescue & Emergency Services to enhance technical rescue and USAR at the local level by expanding coverage, enhancing response capabilities and helping to reduce response times statewide. The Department of Fire, Rescue & Emergency Services will utilize this funding to partner with the Suffolk County Vocational Education and Extension Board to update plans and provide required training for the county's USAR team.

Accept and appropriate 2010 Technical Rescue/USAR Grant funding in the SC Departments of FRES and SCPD.

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

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.

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

$143,050 – FRES

8. Proposed Source of Funding

NYS Division of Homeland Security & Emergency Services pass-through of US Dept of Homeland Security

9. Timing of Impact: 11/22/2010 through 07/31/2013

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan M. Nielsen, Administrator I	Susan M Nielsen	May 16, 2011

SCIN FORM 175b (10/95)

1526

DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES

NEW YORK STATE

David A. Paterson, Governor

John R. Gibb, Acting Commissioner

November 22, 2010

The Honorable Steve Levy
Suffolk County Executive
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788-0099

Dear Mr. Levy:

I am pleased to announce that Suffolk County has been awarded $143,050 from the FY2010 Technical Rescue/Urban Search and Rescue (USAR) Grant Program. Funding for this grant is provided by the U.S. Department of Homeland Security Federal Emergency Management Agency (FEMA). The New York State Division of Homeland Security and Emergency Services (DHSES) will administer the funding on behalf of FEMA.

As outlined in your application, this grant program allocates funding for regional projects to enhance technical rescue and USAR at the local level by expanding coverage, enhancing response capabilities and helping to reduce response times statewide. All funding is subject to both New York State and federal guidelines and regulations.

In order for the State to be able to provide these critical funds to you as quickly as possible, we are requesting that your designated point of contact reach out to the FGPA Contracts Unit at (518) 485-7241 to initiate the contracting process. If you have any immediate questions or would like additional information regarding this project, the FGPA Point of contact is Ms. Alyce Ashe at (518) 457-4537.

Congratulations on your award and I look forward to working with you to administer this program.

Sincerely,

John R. Gibb
Acting Commissioner

1220 Washington Avenue, State Office Building Campus
Building 7A, Suite 710
Albany, NY 12242

Gen Fd

COUNTY OF SUFFOLK

1526

JOSEPH F. WILLIAMS
COMMISSIONER

JOHN M. SEARING, PE
DEPUTY COMMISSIONER

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

EDWARD K. SPRINGER
CHIEF FIRE MARSHAL

EDWARD C. SCHNEYER
DIRECTOR OF EMERGENCY PREPAREDNESS

DEPARTMENT OF FIRE, RESCUE AND EMERGENCY SERVICES

TO: Ken Crannell
Deputy County Executive

FROM: Joseph F. Williams
Commissioner

DATE: May 16, 2011

SUBJECT: Request for Introductory Resolution: 2010 Technical Rescue Grant

Enclosed for further processing is an introductory resolution and supporting documents to accept and appropriate $143,050 in funding from the US Department of Homeland Security through the NYS Division of Homeland Security for the 2010 Technical Rescue Grant

The grant provides funding to promote to enhance technical rescue and urban search and rescue (USAR) at the local level by expanding coverage, enhancing response capabilities and helping to reduce response times statewide. The Department of FRES will utilize the funding to partner with the Suffolk County Vocational Education and Extension Board to update plans and provide required training for the county's USAR team.

If you have any questions, please contact John Searing at 24854 or Sue Nielsen at 25338.

JFW:smn

Enclosures

cc: Christopher Kent, Chief Deputy County Executive

PO BOX 127 – YAPHANK AVENUE
YAPHANK, NEW YORK 11980-0127

COMMISSIONER'S OFFICE: (631) 852-4850
FIRE MARSHAL'S OFFICE: (631) 852-4855
EMERGENCY MGMT OFFICE: (631) 852-4900
COMM. CENTER (24-HOUR): (631) 852-4815
FAX: (631) 852-4861

Intro. Res. No. 1527-11 Laid on Table 6/7/11
Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. –2011, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITYAND EMERGENCY SERVICES IN THE AMOUNT OF $100,000 FOR THE 2009 HAZ MAT GRANT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Division of Homeland Security and Emergency Services has awarded Suffolk County federal funds under the 2009 HazMat Grant Program to be implemented by the Suffolk County Department of Fire, Rescue & Emergency Services; and,

WHEREAS, the 2009 HazMat Grant Program will provide funds to the Department of Fire, Rescue & Emergency Services to promote the development of regional partnerships among the County HazMat community; to build sustainable WMD/HazMat Response and Decontamination Capabilities; and to enhance the standing of the County's HazMat teams within FEMA's "typing system"; and

WHEREAS, the Department of Fire, Rescue & Emergency Services will utilize this funding to partner with the Towns of Babylon, Brookhaven, East Hampton, Islip and Southampton, the Brookhaven National Laboratory and SCPD to conduct a Radioactive/Chemical Material Contamination Exercise; a combined "Team Only" Technical decontamination Drill and update of the County Emergency Management Plan Appendix K-County HazMat Plan; and

WHEREAS, this grant is for a thirty-six (36) month period from 08/01/2009 through 07/31/2012 in which the County will receive 100% grant funding in the amount of $100,000 for the 2009 HazMat Grant Program; and,

WHEREAS, said funds have not been included in the 2011 Operating Budget; and now therefore be it

1st RESOLVED, the County Comptroller and the County Treasurer be and they hereby are authorized to accept $100,000 and appropriate said grant funds as follows:

2009 HazMat Grant Program - $100,000

REVENUES	AMOUNT
001-FRE-4309 – 2009 HazMat Grant	$90,500
001-POL-4309 – 2009 HazMat Grant	$ 9,500

ORGANIZATIONS

Suffolk County Dept of Fire, Rescue & Emergency Services
2009 HazMat Grant Program
001-FRE-3422 - $87,741

1000 – Personnel Services	$11,241
1120 – Overtime	$11,241

3000 – Supplies	$ 7,000
3500 – Other Supplies	$ 7,000

4000 – Contractual Expenses	$69,500
4560 – Fees for Services: Non Employees	$30,000
4980 – Contract Agencies	
0000 - Brookhaven Town	$ 9,500
0000 – Babylon Town	$ 7,000
0000 – Islip Town	$ 8,500
0000 – East Hampton Town	$ 5,000
0000 – Southampton Town	$ 5,500
0000 – Brookhaven National Laboratory	$ 4,000

Suffolk County Police Department
2009 HazMat Grant Program
001-FRE-3601 - $7,747

1000 – Personnel Services	$ 7,747
1120 – Overtime	$ 7,747

Employee Benefits
Social Security
001-EMP - 9030 - $971

8000 – Employee Benefits	$ 971
8330 – Social Security	$ 971

Employee Benefits
Retirement
001-EMP-9010 – $3,541

Employee Benefits	$ 3,541
8280 – Retirement	$ 3,541

2nd RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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 the 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 of 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:

1527

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. –2011, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITYAND EMERGENCY SERVICES IN THE AMOUNT OF $100,000 FOR THE 2009 HAZ MAT GRANT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

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

100% Federal pass through funding. $90,500 to FRES and $9,500 to SCPD.

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

N/A

8. Proposed Source of Funding

NYS Division of Homeland Security and Emergency Services pass-through of US Dept of Homeland Security.

9. Timing of Impact

Upon adoption and signed agreement.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Nicholas Paglia Executive Technician		May 31st, 2011

SCIN FORM 175b (10/95)

FINANCIAL IMPACT
2012 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1527

GENERAL FUND

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

POLICE DISTRICT AND DISTRICT COURT

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 FEV TAX RATE PER $1000
TOTAL	**$0**	**$0.00**		$0.000

COMBINED

	2012 PROPERTY TAX LEVY	2012 COST TO AVG TAXPAYER	2012 AV TAX RATE PER $100	2012 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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1527

1. Type of Legislation

Local Law: _____ Charter Law: _____ Resolution: ___X_____

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES IN THE AMOUNT OF $100,000 FOR THE 2009 HAZ MAT GRANT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

3. Purpose of Proposed Legislation

The NYS Division of Homeland Security & Emergency Services has awarded Suffolk County federal funds to promote the development of regional partnerships among the county hazmat community; to build sustainable WMD/HazMat Response and decontamination capabilities; and to enhance the standing of the county's hazmat teams within FEMA's typing system. The Department of Fire, Rescue & Emergency Services will utilize this funding to partner with the Towns of Babylon, Brookhaven, East Hampton, Islip and Southampton, the Brookhaven National Laboratory and SCPD to conduct a Radioactive/Chemical Material Contamination Exercise; a combined "Team Only" Technical decontamination Drill and update of the County Emergency Management Plan Appendix K- County HazMat Plan.

Accept and appropriate 2009 HazMat Grant funding in the SC Department of FRES and SCPD.

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

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.

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

$90,500 – FRES
$ 9,500 - SCPD

8. Proposed Source of Funding

NYS Division of Homeland Security & Emergency Services pass-through of US Dept of Homeland Security

9. Timing of Impact: 08/01/2009 through 07/31/2012

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Susan M. Nielsen, Administrator I	Susan M Nielsen	May 16, 2011

SCIN FORM 175b (10/95)

New York State
Office of Homeland Security

THOMAS G. DONLON
DIRECTOR

March 30, 2010

1527

The Honorable Steve Levy
Suffolk County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, New York 11788

Dear Mr. Levy:

I am pleased to announce that the NYS Office of Homeland Security (OHS) is awarding the Suffolk County Department of Fire, Rescue and Emergency Services and its regional partnership $100,000 under the FY2009 HazMat Grant Program. Funding for this initiative is provided by the federal Department of Homeland Security's State Homeland Security Program (SHSP).

This funding must be used to conduct a Radioactive/Chemical Material Contamination Exercise, a combined "Team Only" Technical Decontamination Drill and an update of CEMP Appendix K, County HazMat Plan, as outlined in your application for funding. Any changes to your budget must be approved in advance by Mr. David Sheppard, the OHS Acting Assistant Director for Federal Grant Program Administration.

Within six months of the date of this award letter, Suffolk County and its regional partners must develop and sign a Regional Partnership Agreement (RPA) to cement the regional HazMat partnership developed through this grant program. To assist in this process, an RPA template is enclosed.

A representative from OHS's Federal Grant Program Administration Unit will be reaching out to your grant points of contact shortly. If you have any questions about this program, please contact Mr. Tony Pesce at (518) 485-7241.

Congratulations on your award. We look forward to working with you to execute this program.

Sincerely,

Thomas G. Donlon
Director

Enclosure
Copy Furnished:
Mr. John M. Searing, Suffolk County
Lt. Joseph Busweiler, Suffolk County Police Dept. Commanding Officer, Emergency Service Section
Mr. Salvatore Garafalo, Town of Brookhaven Fire Marshall
Mr. James Dunlop, Town of East Hampton HAZMAT Team Leader
Mr. Michael Delgado, Town of Islip HAZMAT Team Leader
Mr. Gilbert Hanse, Town of Babylon Chief Fire Marshall
Mr. Cheryl Kraft, Town of Southampton Fire Marshall
Mr. Charles LaSalla, Brookhaven National Laboratory

1220 Washington Avenue, State Office Building Campus
Building 7A
ALBANY, NY 12226

COUNTY OF SUFFOLK

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JOSEPH F. WILLIAMS
COMMISSIONER

JOHN M. SEARING, PE
DEPUTY COMMISSIONER

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

EDWARD K. SPRINGER
CHIEF FIRE MARSHAL

EDWARD C. SCHNEYER
DIRECTOR OF EMERGENCY PREPAREDNESS

DEPARTMENT OF FIRE, RESCUE AND EMERGENCY SERVICES

TO: Ken Crannell
Deputy County Executive

FROM: Joseph F. Williams
Commissioner

DATE: May 16, 2011

SUBJECT: Request for Introductory Resolution: 2009 Haz Mat Grant

Enclosed for further processing is an introductory resolution and supporting documents to accept and appropriate $100,000 in funding from the US Department of Homeland Security through the NYS Division of Homeland Security for the 2009 HazMat Grant

The grant provides funding to promote the development of regional partnerships among the county hazmat community; to build sustainable WMD/HazMat response and decontamination capabilities; and to enhance the standing of the county's hazmat teams within FEMA's typing system. The Department of FRES will utilize the funding to partner with the Suffolk County Police Dept, the Towns of Babylon, Brookhaven, East Hampton, Islip and Southampton as well as Brookhaven National Lab to conduct a Radioactive/Chemical Material Contamination Exercise; a combined "Team Only" Technical Decontamination Drill and update the County's Emergency Management Plan Appendix K-County HazMat Plan.

If you have any questions, please contact John Searing at 24854 or Sue Nielsen at 25338.

JFW:smn

Enclosures

cc: Christopher Kent, Chief Deputy County Executive

PO BOX 127 – YAPHANK AVENUE
YAPHANK, NEW YORK 11980-0127

COMMISSIONER'S OFFICE: (631) 852-4850
FIRE MARSHAL'S OFFICE: (631) 852-4855
EMERGENCY MGMT OFFICE: (631) 852-4900
COMM. CENTER (24-HOUR): (631) 852-4815
FAX: (631) 852-4861

1528

Introductory Resolution No. -2011 Laid on Table 6/7/11

Introduced by the Presiding Officer at the request of the County Executive Steve Levy

RESOLUTION NO. –2011, AUTHORIZING THE SALES OF SURPLUS PROPERTY SOLD AT THE May 11, 2011 AUCTION PURSUANT TO LOCAL LAW 13-1976 AS PER EXHIBIT "A" (OMNIBUS RESOLUTION)

WHEREAS, in accordance with Suffolk County Local Law 13-1976, provision is made for disposition by Auction of certain County owned real property which is surplus to the needs of said County; and

WHEREAS, pursuant to Section 9 of said Local Law the Department of Environment and Energy, Division of Real Property Acquisition and Management, on May 11, 2011, offered at auction certain parcels at the minimum upset price set opposite their tax map designation and accepted the highest bid for such parcel set next to said respective upset prices as shown on listing annexed hereto and made a part hereof as Exhibit "A".

WHEREAS, pursuant to Section 11 of said Local Law 13-1976, the Department of Environment and Energy, Division of Real Property Acquisition and Management is authorized to deliver, by a Bargain and Sale Deed, without covenants or such deed as further restricted by the parcel listings in the auction booklet, any deeds which are the subject matter of said Local Law, subject to Legislative approval; and

WHEREAS, section A42-4[G] of the Suffolk County Administrative Code provides that the County Commissioner of Environment and Energy shall deliver to the County Legislature, in resolution for approval, a list of properties proposed to be sold, together with the bid price; and

WHEREAS, the Department of Environment and Energy, Division of Real Property Acquisition and Management, requests authority to execute a Bargain and Sale Deed, without Covenants, or such deed as further restricted by the parcel listing in the auction booklet, on the said designated parcels to the successful bidder thereon; now, therefore, be it

RESOLVED, that the said described parcels are surplus to the needs of Suffolk County; and be it further

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

RESOLVED, that the Director of the Department of Environment and Energy, Division of Real Property Acquisition and Management, be and hereby is authorized to execute and deliver a Bargain and Sale Deed, without Covenants, or such deed as further restricted by the parcel listing in the auction booklet, to each of the listed successful bidders for the tax map parcel, for the bid price set opposite their names, plus or minus usual closing adjustments;

DATED:

APPROVED BY:
County Executive of Suffolk County

Date of Approval: _____

EXHIBIT A

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Dist	Sect	Block	Lot	Upset Price	Highest Bid	Successful Bidder
0100	03900	0300	023000	$2,500.00	$2,500.00	BMW Quality Home Builders Inc.
0100	03900	0300	114000	$3,000.00	$3,000.00	Stanley O. Waynedon
0100	04000	0200	021000	$2,500.00	$2,500.00	BMW Quality Home Builders Inc.
0100	05500	0200	076002	$1,000.00	$1,700.00	David J. Pitti
0100	05600	0200	029000	$100.00	$100.00	David J. Pitti
0100	08000	0300	040000	$40,000.00	$40,000.00	BMW Quality Home Builders Inc.
0100	08300	0100	014000	$3,000.00	$4,000.00	Krishendeo Harripersad
0100	08300	0200	135000	$15,000.00	$15,000.00	Joy Selter, LLC, Robert Toussie, as Member
0100	17300	0100	009000	$1,500.00	$1,700.00	David J. Pitti
0200	03400	1000	026000	$75,000.00	$105,000.00	Beth C. Asselta
0200	07200	0100	019001	$60,000.00	$60,000.00	Steve and Lisa Gassick
0200	21700	0200	012000	$7,500.00	$7,500.00	David J. Pitti
0200	52600	0100	009002	$7,500.00	$7,500.00	Michelle Janlewicz
0200	52700	0100	022000	$10,000.00	$10,000.00	Joy Selter, LLC
0200	67500	0400	008000	$10,000.00	$10,000.00	David J. Pitti
0200	70800	0400	039001	$5,000.00	$5,000.00	Michelle Janlewicz
0200	76200	0100	059000	$100.00	$1,500.00	John Nelson
0200	80000	0100	013000	$60,000.00	$115,000.00	Charles Beck, Jr.
0200	82100	0400	002001	$20,000.00	$36,000.00	North American Land Holdings LLC
0200	82100	0400	003002			
0200	82400	0400	017000	$10,000.00	$10,000.00	Joy Selter, LLC
0200	85400	0200	055000	$500.00	$14,500.00	Michael Correa
0200	96000	0200	054000	$1,000.00	$1,900.00	Olubunmi Ojo
0200	96200	0100	019000	$100.00	$500.00	David J. Pitti
0200	97370	0400	053000	$500.00	$500.00	St. Joseph the Worker R.C., by Rev. John P. Mellit
0200	97390	0100	004000	$5,000.00	$12,500.00	Joy Selter, LLC

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Dist	Sect	Block	Lot	Upset Price	Highest Bid	Successful Bidder
0200	97570	0400	007000	$1,500.00	$18,000.00	Joseph M. Provenzano
0200	98190	0500	038000	$15,000.00	$15,000.00	Joy Selter, LLC
0200	98190	0500	039000			
0200	98200	0700	061000	$1,000.00	$5,000.00	Michael Correa
0202	00500	0200	018000	$100.00	$100.00	Davis Lange & Catherine Lange
0400	08100	0400	024000	$100.00	$100.00	Michael Giovagnoni
0400	19600	0100	122001	$100.00	$1,100.00	David J. Pitti
0400	21000	0100	021000	$100.00	$1,000.00	David J. Busching
0500	08800	0300	004000	$100.00	$900.00	David J. Pitti
0500	10100	0100	030000	$1,500.00	$4,600.00	Olubunmi Ojo
0500	16300	0300	073000	$100.00	$400.00	Peter C. Natale
0500	28400	0400	015000	$2,500.00	$6,000.00	Benedetto Romano
0500	29500	0300	105000	$1,000.00	$4,200.00	J.P.R. Development Corp., James Rooney III
0500	36700	0100	128000	$100.00	$2,100.00	Stanley O. Waynedon
0600	03400	0100	003002	$25,000.00	$35,000.00	Joseph B. Hall
0600	08400	0300	021000	$60,000.00	$60,000.00	BMW Quality Home Builders Inc.
0600	12900	0200	003000	$50,000.00	$50,000.00	Robert Nelson and Meilu Jackie Nelson
0800	02100	0200	010000	$10,000.00	$10,000.00	Michelle Janlewicz
0900	11100	0200	063002	$4,000.00	$7,000.00	Gregory Kowanetz
0900	20700	0300	012002	$100.00	$1,100.00	Albert Valentino

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SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building - 2nd Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, New York II788

SUMMARY STATEMENT

AUCTION SALES TO PRIVATE INDIVIDUALS AND CORPORATIONS
LOCAL LAW 13-1976

		Amount
County Investment		$877,464.29
PURPOSE:		
	A. Affordable Housing	_____
	B. Town Parks	_____
	C. Road/Highway	_____
	D. Drainage/Recharge Basin	_____
	E. Other	X

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

WRT:slb

1528

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. -2011, AUTHORIZING THE SALES OF SURPLUS PROPERTY SOLD AT THE MAY 11, 2011 AUCTION PURSUANT TO LOCAL LAW 13-1976 AS PER EXHIBIT "A" (OMNIBUS RESOLUTION)

3. Purpose of Proposed Legislation

   Approval of Auction Sales.

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

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

   __X__ County _____ Town _____ Economic Impact

   _____ Village _____ School District _____ Other (Specify):

   _____ Library District _____ Fire District

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

   Reduced County tax burden.

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

   Unknown

8. Proposed Source of Funding

   Not applicable.

9. Timing of Impact

   2011

10. Typed Name & Title of Preparer

    Wayne R. Thompson
    Property Manager

    Signature of Preparer: Wayne R Thompson

    Date: 5/11/11

Gen File

COUNTY OF SUFFOLK

1528

STEVE LEVY
COUNTY EXECUTIVE

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

PAMELA J. GREENE
DIVISION DIRECTOR

BRIAN T. CULHANE
COMMISSIONER

May 11, 2011

Ken Crannell
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Resolution Authorizing the Sales of Surplus Property
Sold at the May 11, 2011 Auction
Local Law 13 Resolution Authorizing Sale of
Auctioned Properties as per Exhibit "A"
(Omnibus Resolution)

Dear Mr. Crannell:

We are pleased to enclose for your approval the original and one copy of the above proposed resolution with documentation pursuant to Local Law 13-1976 which authorizes the sale of County owned real estate.

At our May 11, 2011 auction we sold 44 parcels for $689,500.00.00.

Please have the enclosed resolution introduced at the next meeting so that we may proceed with closings on these parcels sold at auction.

Very truly yours,

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

CEK:WRT:slb

cc: Christopher Kent, Chief Deputy County Executive
Connie Corso, Budget Director
Brendan Chamberlain, County Executive Assistant (2 hard copies)
CE Reso Review, via e-mail

1529

Introductory Resolution No. -2011 Laid on the Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2011, ACCEPTING AND APPROPRIATING A GRANT AMENDMENT TO THE NATIONAL SCIENCE FOUNDATION SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIPS PROGRAM (S-STEM) 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received a grant award from the National Science Foundation for a Science, Technology, Engineering and Mathematics Scholarship Program, in the amount of $522,800, including $14,950 for program administration for year five of the five-year grant, for the period of September 1, 2006 through August 31, 2011; and

WHEREAS, the award has been increased by a supplemental amount of $34,500 for student stipends and travel, bringing the total amount of the grant award to $557,300; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant on May 19, 2011 by Resolution No. 2011.35; and

WHEREAS, the College anticipates spending the total supplemental amount of $34,500 in accordance with the terms of said grant award before August 31, 2011; now therefore be it

1st **RESOLVED**, that said grant award amendment from the National Science Foundation, for a Science, Technology, Engineering and Mathematics Scholarship Program, in the amount of $34,500, be accepted; and be it further

2nd **RESOLVED**, that said grant award amendment, in the amount of $34,500, be appropriated for the operation of the program as follows:

REVENUES:	AMOUNT:
Federal Grant: NSF S-STEM: GC43-GC4311-544237-G000	$ 34,500

APPROPRIATIONS:	AMOUNT:
NSF S-STEM 10-11: GC43-GC4311	$ 34,500

Suffolk County Community College
NSF S-STEM
GC43-GC4311

Contractual Services:	**$34,500**
714560-Fees for Service	34,500

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

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RESOLUTION NO. 2011.35 AMENDING THE COLLEGE BUDGET FOR AN AMENDMENT TO THE NATIONAL SCIENCE FOUNDATION SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIP PROGRAM (NSF S-STEM)

WHEREAS, the Suffolk County Community College has received a grant award from the National Science Foundation for a Science, Technology, Engineering and Mathematics Scholarship Program, in the amount of $522,800, including $14,950 for program administration for year five of a five-year grant, for the period of September 1, 2006 through August 31, 2011, and

WHEREAS, the award has been increased by a supplemental amount of $34,500 for student stipends and travel, bringing the total amount of the grant award to $557,300, and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that the 2010-2011 College budget be amended to reflect an increase in the amount of $34,500, for an NSF S-STEM Program grant, and the College president or his designee is authorized to execute a contract with the administering agency.

Project Director: Dr. Candice J. Foley

Note: No full-time personnel

* * * * * * * * * *

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Board of Trustees Meeting
Date: May 19, 2011

ABSTRACT

Subcontract ____ Grant _X_ Proposal ___

Funding Source: National Science Foundation

Project Title: NSF Scholarships in Science, Technology, Engineering and Mathematics Program (S-STEM)

Project Director: Dr. Candice J. Foley, Professor of Chemistry

Project Period: September 1, 2006 through August 31, 2011

Campus: Central Administration

Amount of Award: $522,800
Amount of Amendments: $ 34,500
Amended Award: $557,300
Match / In-kind: None

Full-time Positions: N/A

Reassigned/Overload Time: N/A

No. of Students to be Served: 8
Type of Student to be Served: Economically disadvantaged

Description of Project:
Suffolk County Community College (SCCC) was awarded $522,800 from NSF for a five-year S-STEM Program that enables the College to support and encourage students to pursue careers in science, technology, engineering and math by providing scholarships. The $34,500 amendment to the grant award includes a provision for stipends for seven SCCC students to work as research interns at Brookhaven National Lab, and a stipend and travel funds for one student to participate in a SULI (Science Undergraduate Laboratory Initiative) at Lawrence Berkeley National Laboratory in California.

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RSR Award Detail

Research Spending & Results

Award Detail

Awardee:	SUFFOLK COUNTY COMMUNITY COLLEGE
Doing Business As Name:	Suffolk Community College
PD/PI:	Candice J Foley (631) 451-4302 foleyc@sunysuffolk.edu
Co-PD(s)/co-PI(s):	Nina Leonhardt Peter Maritato Louis Roccanova Linda Sabatino
Award Date:	09/18/2006
Funds Obligated to Date:	$ 557,300 FY 2011=$34,500 FY 2010=$17,000 FY 2009=$9,000 FY 2006=$496,800
Award Start Date:	10/01/2006
Award Expiration Date:	09/30/2011
Transaction Type:	Grant
Agency:	NSF
Awarding Agency Code:	4900
Funding Agency Code:	4900
CFDA Number:	47.076
Primary Program Source:	495176 H-1B FUND, EHR, NSF
Award Title or Description:	Science, Technology, Engineering and Mathematics Scholarship Program for Suffolk County Community College
Federal Award ID Number:	0630944
DUNS ID:	068017615
Parent DUNS ID:	041002973
Program:	S-STEM:SCHLR SCI TECH ENG&MATH
Program Officer:	Joyce B. Evans (703) 292-5098 jevans@nsf.gov

Awardee Location

Street:	533 College Road
City:	Selden
State:	NY
ZIP:	11784-2899
County:	Selden
Country:	US
Awardee Cong. District:	01

Primary Place of Performance

Organization Name:	Suffolk Community College
Street:	533 College Road
City:	Selden
State:	NY
ZIP:	11784-2899
County:	Selden
Country:	US
Cong. District:	01

Abstract at Time of Award

This project continues, builds upon, and significantly expands a previously successful NSF-CSEM Scholarship Program. This program (operating from 2001-2006) has already demonstrated significantly higher graduation (71%) and transfer (46%) rates in comparison to the average graduation (24%) and transfer (14%) rates at Suffolk County Community College (SCCC). Additional features being added include: enhanced counseling regarding financial aid, graduation, and transfers; more summer internships, research opportunities, and job shadowing opportunities; frequent on-site tours at partnering institutions; and additional faculty presentations, invited speakers, and non-(SCCC) mentors for SSTEM/CSEMS scholarship meetings.

The intellectual merits of this project include: (1) the implementation of a revised and improved version of the existing successful joint NSF-CSEMS and SCCC-CSEMS program by a team of project directors who possess diverse academic backgrounds in the sciences, engineering and technology; (2) two Co-PIs on the team who devote much of their time and efforts to recruiting women and underrepresented minorities into SCCC's science and engineering/technology programs (a current NSF-CSEMS Co-PI and engineering professor who designed, developed, and currently directs the college's first gender equity program for women pursuing nontraditional careers in engineering and technology, and a key administrator in the Office of Continuing Education, who directs numerous minority recruitment programs, including SCCC's Collegiate Science & Technology Education Program, Science & Technology Entry Program, and Liberty Partnerships Program); and (3) a unique combination of educational and research opportunities for the Scholars, offered in collaboration with Dowling Colleges, Brookhaven National Laboratory and Stony Brook University.

The broader impacts of the project include a greater emphasis on enhancing diversity within SCCC's current core group of NSF Scholars by collaborating with CSTEP to transition 10-15 low income and/or underrepresented students into the NSF-STEMS Program each year.

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National Science Foundation
WHERE DISCOVERIES BEGIN

SEARCH
NSF Web Site

Award Abstract #0630944

Science, Technology, Engineering and Mathematics Scholarship Program for Suffolk County Community College

NSF Org:	DUE Division of Undergraduate Education
Initial Amendment Date:	September 18, 2006
Latest Amendment Date:	May 4, 2011
Award Number:	0630944
Award Instrument:	Standard Grant
Program Manager:	Joyce B. Evans DUE Division of Undergraduate Education EHR Directorate for Education & Human Resources
Start Date:	October 1, 2006
Expires:	September 30, 2011 (Estimated)
Awarded Amount to Date:	$557300
Investigator(s):	Candice Foley foleyc@sunysuffolk.edu (Principal Investigator) Nina Leonhardt (Co-Principal Investigator) Linda Sabatino (Co-Principal Investigator) Louis Roccanova (Co-Principal Investigator) Peter Maritato (Co-Principal Investigator)
Sponsor:	Suffolk Community College 533 College Road Selden, NY 11784 631/451-4076
NSF Program(s):	S-STEM:SCHLR SCI TECH ENG&MATH
Field Application(s):	
Program Reference Code(s):	SMET, 9178, 7204
Program Element Code(s):	1536

ABSTRACT

This project continues, builds upon, and significantly expands a previously successful NSF-CSEM Scholarship Program. This program (operating from 2001-2006) has already demonstrated significantly higher graduation (71%) and transfer (46%) rates in comparison to the average graduation (24%) and transfer (14%) rates at Suffolk County Community College (SCCC). Additional features being added include: enhanced counseling

1529

regarding financial aid, graduation, and transfers; more summer internships, research opportunities, and job shadowing opportunities; frequent on-site tours at partnering institutions; and additional faculty presentations, invited speakers, and non- (SCCC) mentors for SSTEM/CSEMS scholarship meetings.

The intellectual merits of this project include: (1) the implementation of a revised and improved version of the existing successful joint NSF-CSEMS and SCCC-CSEMS program by a team of project directors who possess diverse academic backgrounds in the sciences, engineering and technology; (2) two Co-PIs on the team who devote much of their time and efforts to recruiting women and underrepresented minorities into SCCC's science and engineering/technology programs (a current NSF-CSEMS Co-PI and engineering professor who designed, developed, and currently directs the college's first gender equity program for women pursuing nontraditional careers in engineering and technology, and a key administrator in the Office of Continuing Education, who directs numerous minority recruitment programs, including SCCC's Collegiate Science & Technology Education Program, Science & Technology Entry Program, and Liberty Partnerships Program); and (3) a unique combination of educational and research opportunities for the Scholars, offered in collaboration with Dowling Colleges, Brookhaven National Laboratory and Stony Brook University.

The broader impacts of the project include a greater emphasis on enhancing diversity within SCCC's current core group of NSF Scholars by collaborating with CSTEP to transition 10-15 low income and/or underrepresented students into the NSF-STEMS Program each year.

Please report errors in award information by writing to: awardsearch@nsf.gov.

The National Science Foundation, 4201 Wilson Boulevard, Arlington, Virginia 22230, USA
Tel: (703) 292-5111, FIRS: (800) 877-8339 | TDD: (800) 281-8749

Last Updated:April 2, 2007

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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 AMENDMENT TO THE NATIONAL SCIENCE FOUNDATION SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIPS PROGRAM (S-STEM) 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

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. Additional grant funds totaling $34,500 for a Science, Technology, Engineering and Mathematics Scholarship Program.

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

Funding must be expended between September 1, 2006 and August 31, 2011.

8. Proposed Source of Funding

Federal National Science Foundation

9. Timing of Impact

THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		5/31/11

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1529

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL		**$0.00**		$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		**$0.00**		$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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

1529

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation
Accepting and Appropriating a Grant Amendment to the National Science Foundation Science, Technology, Engineering and Mathematics Scholarship Program (S-STEM) 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
To accept and appropriate a grant award amendment, in the amount of $34,500, from the National Science Foundation for a Science, Technology, Engineering and Mathematics Scholarship Program (S-STEM) during the 2010-2011 fiscal year.

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

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

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

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
The grant amendment will provide $34,500 from the National Science Foundation for a Science, Technology, Engineering and Mathematics Scholarships Program (S-STEM) for student stipends and travel during the 2010-2011 fiscal year. No matching funds required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Source of Funding: National Science Foundation

9. Timing of Impact: September 1, 2006 through August 31, 2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Deborah E. Lesser, M.S. Senior Accountant	Deborah E. Lesser	April 28, 2011

SCIN FORM 175A (10/95)

1529

Gen = 7
CN

Suffolk
COUNTY COMMUNITY COLLEGE

To: √Ken Crannell, Deputy County Executive
Christopher Kent, Chief Deputy County Executive
Brendan Chamberlain, Dir., Intergovernmental Relations

From: James Amoroso, V. P. for Business & Financial Affairs

Date: May 10, 2011

Subject: Request for a Resolution Accepting and Appropriating a Grant Amendment for a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of the grant award amendment for a program at Suffolk County Community College.

Proposal ___ Grant Award X Subcontract _____

Program Name: NSF Scholarships in Science, Technology, Engineering & Mathematics Program (S-STEM)
Funder: National Science Foundation

Amount of Grant:	$522,800 for five years
Amount of Amendment:	$ 34,500
Amended Grant Total:	$557,300
Full Time Positions:	None

Please call me if there are questions regarding this request.
An e-mail version of the resolution and backup were sent to CE RESO REVIEW:
File name:
Reso-SCCC-NSF STEM Scholarships Amend 11.docx
Backup-SCCC-NSF STEM Scholarships Amend 11.docx

cc: Dr. Candice J. Foley, Professor of Chemistry/Physical Science
Nina Leonhardt, Associate Dean, Continuing Education
J. Bullard, Jr., Associate Dean for Financial Affairs
M. L. Araneo, Vice President for Institutional Advancement

Suffolk
COUNTY COMMUNITY COLLEGE
50 YEARS

Office of the President

1529

May 13, 2011

Mr. Brendan Chamberlain
County Executive Assistant
P.O. Box 6100
Hauppauge, New York 11788

Dear Mr. Chamberlain,

Suffolk County Community College (SCCC) respectfully requests that the attached resolution amending the college budget for its National Science Foundation Science, Technology, Engineering and mathematics Scholarship Program (NSF S-STEM) be considered for a Certificate of Necessity at the June 7, 2011 meeting of the Suffolk County Legislature. This resolution will be considered by the SCCC Board of Trustees at its meeting on May 19, 2011.

The amendment results from $34,500 in additional government support of the College's prestigious NSF grant award, which will directly fund stipends and travel for eight SCCC students who will be working as undergraduate researchers starting in June. Seven students have accepted appointments for ten-week summer internships at Brookhaven National Laboratory (BNL) and another student has accepted an internship at Lawrence Berkeley National Laboratory in California.

This supplemental funding brings the total amount of SCCC's NSF grant award to$557,300, which is used to increase the number of students majoring in STEM disciplines, particularly women and minority students. Many SCCC students are first-generation college students, and the summer internship opportunities provided at BNL and Lawrence Berkeley help expose our students to world-class professional staff and allow them to see first-hand the kinds of scientific professions available to them.

If you should require additional information related to this request, please do not hesitate to contact Lori Ann Taggart at (631) 451-4526.

Thank you in advance for your consideration of this request.

Sincerely,

Dr. Shaun L. McKay

Suffolk County Community College promotes intellectual discovery, physical development, social and ethical awareness, and economic opportunities for all through education that transforms lives, builds communities and improves society.

Central Administration
533 College Road
Selden, NY 11784-2899
(631) 451-4112

Ammerman Campus
533 College Road
Selden, NY 11784-2899
(631) 451-4110

Michael J. Grant Campus
Crooked Hill Road
Brentwood, NY 11717-1092
(631) 851-6700

Eastern Campus
121 Speonk-Riverhead Road
Riverhead, NY 11901-3499
(631) 548-2500

1530

Intro. Res. No. - 2011 Laid on the Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. –2011, AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED SURPLUS UNUSED RIGHT-OF-WAY FRONTING A PARCEL OF LAND, HAVING A SUFFOLK COUNTY TAX MAP IDENTIFICATION NUMBER OF DISTRICT 0200 SECTION 663.00 BLOCK 03.00 LOT 001.000, PURSUANT TO SECTION 125 OF THE NEW YORK STATE HIGHWAY LAW

WHEREAS, the County of Suffolk is the fee owner of a certain portion of unused right-of-way situated in the Town of Brookhaven, Suffolk County, New York as more fully described in the maps and descriptions attached as Exhibit "1"; and

WHEREAS, said unused portion of right-of-way is surplus to the needs of the County of Suffolk and a new Suffolk County Tax Map Identification Number of District 0200 Section 704.00 Block 02.00 Lot 043.000 has been assigned to said surplus parcel; and

WHEREAS, Section 125 of the New York State Highway Law strictly limits the sale of surplus unused right-of-way to the property owner fronting said unused right-of-way at fair market value; and

WHEREAS, Sills Road Realty, LLC, the present owner of the parcel having a Suffolk County Tax Map Identification Number of District 0200 Section 663.00 Block 03.00 Lot 001.000 has requested to purchase from the County of Suffolk, at fair market value, the surplus and unused right-of-way fronting said tax map parcel; and

WHEREAS, the County of Suffolk did commission appraisals for the requested conveyance that were performed by an independent, outside appraiser selected in accordance with established Suffolk County procedures; and

WHEREAS, upon review of said appraisals in accordance with established Suffolk County procedures, the County of Suffolk determined that the fair market value of the unused and surplus right-of-way fronting the privately owned parcel of real property having Suffolk County Tax Map Identification Number of District 0200 Section 663.00 Block 03.00 Lot 001.000 was One Hundred Thirty Six Thousand & 00/100 ($136,000) Dollars; and

WHEREAS, Sills Road Realty, LLC, the present owner of the parcel having a Suffolk County Tax Map Identification Number of District 0200 Section 663.00 Block 03.00 Lot 001.000 has agreed to pay to the County of Suffolk the sum of One Hundred Thirty Six Thousand & 00/100 ($136,000) Dollars, said sum representing the fair market value of the surplus and unused right-of-way fronting said tax map parcels; now therefore, be it

1st **RESOLVED**, that the above activity is an unlisted action pursuant to the provisions of Title 6 NYCRR Part 617; and be it further

2nd **RESOLVED**, that the action will not have a significant adverse impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria of Title 6 NYCRR Part 617.7(c), which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and

2. The proposed action simply transfers ownership of the land;

and be it further

3rd RESOLVED, said parcel is surplus to the needs of the County of Suffolk; and be it further

4th RESOLVED, that this purchase is authorized pursuant to Section 125 of the New York State Highway Law; and be it further

5th RESOLVED, the Suffolk County Department of Public Works is directed to convey said surplus and unused right-of-way described herein to Sills Road Realty, LLC, the present owner of the parcel having a Suffolk County Tax Map Identification Number of District 0200 Section 663.00 Block 03.00 Lot 001.000, or to its successors in interest, for the total sum of One Hundred Thirty Six Thousand & 00/100 ($136,000) Dollars, plus the pro-rata share of the current tax adjustments due at closing along with all recording fees and transfer taxes; and be it further

6th RESOLVED, that the Suffolk County Department of Public Works, will receive and deposit the sum of One Hundred Thirty Six Thousand & 00/100 ($136,000) Dollars, plus the pro-rata share of the current tax adjustments pursuant to said purchase offer; and be it further

7th RESOLVED, that the Commissioner of the Suffolk County Department of Public Works, or his Deputy, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property and upon the above-described terms and conditions to said party or their successors in interest.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

1530

All that certain plot piece or parcel of land, situate, lying and being at Yaphank, County of Suffolk and State of New York, as shown on a survey prepared by Sidney B. Bowne & Sons, LLP dated October 2009 said parcel being more particularly bounded and described as follows:

BEGINNING at a point on the easterly boundary line of County Road 101 (Sills Road) at the northeast corner of Tax Lot 1.1 of district 200, section 704, block 2, as shown on the Suffolk County Tax Map, said point being 75.00 feet easterly measured at a right angle from station 276+12± of the Survey Centerline of County Road 101 (Sills Road);

Running thence North 23°04'16" East 447.31 feet to a point, said point being 75.00 feet easterly measured at a right angle from station 280+60±;

Thence South 05°33'18" East, along the easterly line of Sills Road (CR 101), 146.24 feet to the northerly line of Old Town Road, said point being distant 145± feet easterly measured at a right angle from station 279+31±;

Thence South 89°52'37" East, along the northerly line of Old Town Road, 20.57 feet to a point, said point being 164.00 feet easterly measured at a right angle from station 279+39±;

Thence, South 23°04'08" West 74.79 feet to a point, said point being 164.00 feet easterly measured at a right angle from station278+64±;

Thence South 77°21'27" West 39.66 feet to a point on the easterly line of Sills Road (CR 101), said point being 125.00 feet easterly measured at a right angle from station 278+57±;

Thence South 23°04'16" West, along the easterly line of Sills Road (CR 101) 336.66 feet to the easterly line of the aforementioned tax lot 1.1, said point being 125.00 feet easterly measured at a right angle from station 275+21±;

Thence North 05°32'19" West, along the easterly line of said tax lot 1.1, a distance of 104.42 feet to the Point of Place of Beginning.

Containing, within said bounds, 25,556 square feet or 0.587 acres more or less.

Exhibit A
0200-704.00-02.00-043.000

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1530

1. Type of Legislation

Resolution X Local Law ____ Charter Law ____

2. Title of Proposed Legislation

AUTHORIZING THE CONVEYANCE OF COUNTY-OWNED SURPLUS UNUSED RIGHT-OF-WAY FRONTING A PARCEL OF LAND, HAVING A SUFFOLK COUNTY TAX MAP IDENTIFICATION NUMBER OF DISTRICT 0200 SECTION 663.00 BLOCK 03.00 LOT 001.000, PURSUANT TO SECTION 125 OF THE NEW YORK STATE HIGHWAY LAW

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 4 is "yes", Provide Detailed Explanation of Impact

COUNTY WITH RECEIVE REVENUE FROM SALE OF THIS PROPERTY

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 2011

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
DEBRA A. KOLYER PRINCIPAL FINANCIAL ANALYST		5.31.2011

SCIN FORM 175b (10/95)

GINA H. KOMMER
ASST. EXEC. ANALYST

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1530

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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

Gen F8

COUNTY OF SUFFOLK

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

1530

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: March 31, 2011

RE: Authorizing the Conveyance of County-Owned Surplus Unused Right-Of-Way Fronting a Parcel of Land, Having a Suffolk County Tax Map Identification Number of District 0200 Section 663.00 Block 03.00 Lot 001.000, Pursuant to Section 125 of the New York State Highway Law

Attached is a draft resolution and duplicate copy authorizing the Department of Public Works to convey a parcel of real property situated in the Town of Brookhaven, Suffolk County, New York, pursuant to Highway Law §125.

The purpose of this conveyance is to transfer the parcel to the adjoining owner. Under NYS Highway Law §125, this parcel can only be conveyed to the abutting owner (Sills Road Realty, LLC) at fair market value. It cannot be auctioned to third parties. This resolution is required by New York State Highway Law §125.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-HWY 125 Conveyance to Sills Rd Realty(043000).doc".

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

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Introductory Resolution No. -2011 Laid on the Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2011, ACCEPTING AND APPROPRIATING A GRANT AWARD FROM THE NATIONAL SCIENCE FOUNDATION FOR AN NSF SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIPS PROGRAM (NSF STEMS II) 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received an award from the National Science Foundation for a five-year NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II), in the amount of $600,000, for the period of September 1, 2011 through August 31, 2016; and

WHEREAS, the program will provide $54,000 for salaries and the associated fringe benefits, travel, materials and supplies, and consultant fees, and $546,000 for scholarships for economically disadvantaged, underrepresented students in the STEM disciplines; and

WHEREAS, the scholarship funds, in the amount of $109,200 annually, will be administered external to the College operating budget as financial aid: and

WHEREAS, no matching funds are required as the project is 100% reimbursed by Federal funding; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant award on May 19, 2011 by Resolution No. 2011.34; and

WHEREAS, the College anticipates spending the grant award in the amount of $600,000 in accordance with the terms of said grant award before August 31, 2016; now therefore be it

1st **RESOLVED**, that said grant award from the National Science Foundation, for an NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II), in the amount of $600,000, be accepted; and be it further

2nd **RESOLVED**, that said grant award, in the amount of $600,000, be appropriated for the operation of the program as follows:

REVENUES:	AMOUNT:
Federal Grant: NSF STEMS II: GC43-GC4312-544237-G000	$ 600,000

APPROPRIATIONS:	AMOUNT:
NSF STEMS II 11-12: GC43-GC4312	$ 54,000

Suffolk County Community College
NSF STEMS II
GC43-GC4312

Personnel:	**$13,782**
611570-Full-time Overload	13,782
Fringe Benefits:	**$ 3,039**
628280-State Retirement	1,901
628330-Social Security	1,055
628350-Unemployment Insurance	83
Supplies:	**$ 2,317**
713010-Office Supplies	1,617
713100-Instructional Supplies	700
Travel:	**$10,237**
714350-Travel: College Business	10,237
Contractual Services:	**$24,625**
714560-Fees for Service	24,625

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1531

RESOLUTION NO. 2011.34 ACCEPTING A GRANT AWARD FROM THE NATIONAL SCIENCE FOUNDATION FOR A SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIPS PROGRAM (NSF STEMS II)

WHEREAS, Suffolk County Community College has received a grant award from the National Science Foundation for a five-year NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II), in the amount of $600,000, for the period of September 1, 2011 through August 31, 2016, and

WHEREAS, the program will provide $54,000 for salaries and the associated fringe benefits, travel, materials and supplies, and consultant fees, and $546,000 for scholarships for economically disadvantaged, underrepresented students in the STEM disciplines, and

WHEREAS, the scholarship funds, in the amount of $109,200 annually, will be administered external to the College operating budget as financial aid, and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that a grant award, in the amount of $600,000, from the National Science Foundation for a five-year NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II), for the period of September 1, 2011 through August 31, 2016, is hereby accepted, and the College President or his designee is authorized to execute a contract with the administering agency.

Project Director: Dr. Candice Foley

Note: No full-time personnel

* * * * * * * * * * *

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Board of Trustees Meeting
Date: May 19, 2011

ABSTRACT

Grant Proposal ____ Grant Award X

Funding Source: National Science Foundation

Project Title: NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II)

Project Director: Dr. Candice Foley, Professor of Chemistry

Project Period: September 1, 2011 through August 31, 2016

Campus: Central Administration
Amount of Award: $ 600,000
In-kind Contribution: none

Full-Time Positions/Reassigned Time: none

No. of Students to be Served: 140

Type of Student to be Served: Economically disadvantaged, underrepresented students in the STEM disciplines

Description of Project:
Suffolk County Community College (SCCC) is providing 140 S-STEM scholarships to students from multiple STEM disciplines. The goal is to graduate and transfer more STEM students by expanding the existing program, increasing the use of technology to expand collaborative partnerships and enhancing peer mentoring. Participants receive financial aid, transfer and career counseling, internships, job shadowing, partner institution tours, and invited speaker presentations. The project aims to integrate research and education with experiences at SCCC, Brookhaven National Laboratory (BNL), and Stony Brook University (SBU), and integrate diversity into NSF Programs by recruiting students in programs for underrepresented populations, including the Collegiate Science and Technology Education Program (CSTEP), Science and Technology Entry Program (STEP), Liberty Partnerships Program (LPP) and Empire State Diversity Honors Scholarship (ESDHS). The extended project is graduating more STEM students from populations underrepresented in STEM professions and assisting them to transfer and complete their educations, directly addressing the significant national shortage of STEM professionals.

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National Science Foundation
WHERE DISCOVERIES BEGIN

SEARCH
NSF Web Site

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Award Abstract #1060582

STEMS II Program for Suffolk County Community College

NSF Org:	DUE Division of Undergraduate Education
Initial Amendment Date:	February 28, 2011
Latest Amendment Date:	February 28, 2011
Award Number:	1060582
Award Instrument:	Standard Grant
Program Manager:	Duncan E. McBride DUE Division of Undergraduate Education EHR Directorate for Education & Human Resources
Start Date:	September 1, 2011
Expires:	August 31, 2016 (Estimated)
Awarded Amount to Date:	$600000
Investigator(s):	Candice Foley foleyc@sunysuffolk.edu (Principal Investigator) Nina Leonhardt (Co-Principal Investigator) Jean Anastasia (Co-Principal Investigator) Peter Maritato (Co-Principal Investigator) Janet Haff (Co-Principal Investigator)
Sponsor:	Suffolk Community College 533 College Road Selden, NY 11784 631/451-4076
NSF Program(s):	S-STEM:SCHLR SCI TECH ENG&MATH
Field Application(s):	
Program Reference Code(s):	SMET, 9178, 9150
Program Element Code(s):	1536

ABSTRACT

Suffolk County Community College (SCCC) is providing 140 S-STEM scholarships to students from multiple STEM disciplines. The goal is to graduate and transfer more STEM students by expanding the existing program, increasing the use of technology to expand collaborative partnerships, and enhancing peer mentoring. Participants receive financial aid, transfer and career counseling, internships, job shadowing, partner institution tours, and invited speaker presentations. The project aims to (1)

1531

Integrate Research and Education with experiences at SCCC, Brookhaven National Laboratory (BNL), and Stony Brook University (SBU), and (2) Integrate Diversity into NSF Programs by recruiting students in programs for underrepresented populations, including the Collegiate Science and Technology Education Program (CSTEP), Science and Technology Entry Program (STEP), Liberty Partnerships Program (LPP) and Empire State Diversity Scholarship (ESDS).

The intellectual merit of the project includes: (1) An innovative joint program led by a diverse team; (2) A co-PI who designed and directs the College's first STEM gender equity program; (3) A co-PI who directs minority recruitment through CSTEP, STEP, and LPP; and (4) Educational and research opportunities offered through a collaborative partnership with BNL and SBU.

The broader impacts follow from enhancing diversity among NSF S-STEM Scholars by collaborating with CSTEP to recruit low income and underrepresented students. This enables participants to receive CSTEP support services, leveraging NSF resources with state- and county-funded programs, such as STEP, LPP, and ESDS. SCCC's 2006-2011 scholarship participants demonstrated graduation and transfer rates greater than twice the average of their peers at SCCC. The extended project is graduating more STEM students from populations underrepresented in STEM professions and assisting them to transfer and complete their educations, directly addressing the significant national shortage of STEM professionals. Results are being disseminated to the STEM education community through a regular series of presentations at national venues.

Please report errors in award information by writing to: awardsearch@nsf.gov.

The National Science Foundation, 4201 Wilson Boulevard, Arlington, Virginia 22230, USA
Tel: (703) 292-5111, FIRS: (800) 877-8339 | TDD: (800) 281-8749

Last Updated:April 2, 2007

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1531

1. Type of Legislation

Resolution XX Local Law _____ Charter Law

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT AWARD FROM THE NATIONAL SCIENCE FOUNDATION FOR AN NSF SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS SCHOLARSHIPS PROGRAM (NSF STEMS II) 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

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

Grant funds totaling $600,000 for the National Science Foundation Science, Technology, Engineering and Mathematics Scholarships Program.

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

Funding must be expended between September 1, 2011 and August 31, 2016.

8. Proposed Source of Funding

National Science Foundation

9. Timing of Impact

THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		5/31/11

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1531

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL		**$0.00**		$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		**$0.00**		$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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

1531

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation
Accepting and Appropriating a Grant Award from the National Science Foundation, for an NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II) 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
To accept and appropriate a grant award, in the amount of $600,000, from the National Science Foundation for an NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II), during the 2011-2012 fiscal year, and continuing through the 2015-2016 fiscal year.

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

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

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

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
The grant award will provide $600,000 from the National Science Foundation for an NSF Science, Technology, Engineering and Mathematics Scholarships Program (NSF STEMS II) during the 2011-2012 fiscal year and completing during the 2015-2016 fiscal year. No matching funds required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Source of Funding: National Science Foundation

9. Timing of Impact: September 1, 2011 through August 31, 2016

10. Typed Name & Title of Preparer
Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer
Deborah E Lesser

12. Date
May 4, 2011

SCIN FORM 175A (10/95)

Suffolk
COUNTY COMMUNITY COLLEGE

1531

To: Ken Crannell, Deputy County Executive
Christopher Kent, Chief Deputy County Executive
✓Brendan Chamberlain, Dir., Intergovernmental Relations

From: James Amoroso, V. P. for Business & Financial Affairs

Date: May 10, 2011

Subject: Request for a Resolution Accepting and Appropriating a Grant Award for a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of the grant award for a program at Suffolk County Community College.

Proposal ___ Grant Award X Subcontract _____

Program Name: NSF STEMS II

Funder: National Science Foundation

Amount of Award: $600,000
Full Time Positions: None

Please call me if there are questions regarding this request.
An e-mail version of the resolution and backup were sent to CE RESO REVIEW:
File name: Reso-SCCC-NSF STEMS II Award 12.docx
Backup-SCCC-NSF STEMS II Award 12.docx

cc: Dr. Candice Foley, Professor of Chemistry
Nina Leonhardt, Associate Dean, Office of Continuing Education
J. Bullard, Jr., Associate Dean for Financial Affairs
M. L. Araneo, Vice President for Institutional Advancement

1532

Introductory Resolution No. -2011 Laid on the Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. - 2011, ACCEPTING AND APPROPRIATING A GRANT SUBAWARD FROM THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK, FOR A PROJECT WIN-WIN, FUNDED BY THE LUMINA FOUNDATION FOR EDUCATION 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has entered into a Subaward agreement with The Research Foundation of the State University of New York for a Project Win-Win, funded by the Lumina Foundation for Education, in the amount of $5,000, for the period of September 15, 2010 through August 30, 2013; and

WHEREAS, the Subaward provides for identifying former Suffolk County Community College students, no longer enrolled anywhere and never awarded any degree, whose records qualify them for associate's degrees, and get those degrees awarded retroactively, as well as identifying former students who are academically short of an associate's degree and seek to bring them back to complete the degree; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the Subaward on May 19, 2011 by Resolution No. 2011.33; and

WHEREAS, the College anticipates spending the grant Subaward amount of $5,000 in accordance with the terms of said grant Subaward before August 30, 2013; now therefore be it

1st **RESOLVED**, that said grant Subaward from The Research Foundation of the State University of New York, for a Project Win-Win, funded by the Lumina Foundation for Education, in the amount of $5,000, be accepted; and be it further

2nd **RESOLVED**, that said grant Subaward, in the amount of $5,000, be appropriated for the operation of the program as follows:

REVENUES:	AMOUNT:
Federal Grant: Project Win-Win: GC73-GC7311-544247-G000	$ 5,000

APPROPRIATIONS:	AMOUNT:
Project Win-Win 10-11: GC73-GC7311	$ 5,000

Suffolk County Community College
Project Win-Win
GC73-GC7311

Personnel:	**$ 2,500**
611570-Full-time Overload	2,500
Fringe Benefits:	**$ 206**
628330-Social Security	191
628350-Unemployment Insurance	15

Equipment: 712440-Instructional Equipment	**$ 1,000** 1,000
Supplies: 713100-Instructional Supplies	**$ 294** 294
Travel: 714350-Travel: College Business	**$ 500** 500
Contractual Services: 714560-Fees for Service	**$ 500** 500

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

1532

RESOLUTION NO. 2011.33 ACCEPTING A SUBAWARD FROM THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK FOR A PROJECT WIN-WIN FUNDED BY THE LUMINA FOUNDATION FOR EDUCATION

WHEREAS, Suffolk County Community College has entered into a Subaward agreement with the Research Foundation of the State University of New York for a Project Win-Win, funded by the Lumina Foundation for Education, in the amount of $5,000, for the period of September 15, 2010 through August 30, 2013, and

WHEREAS, the program provides for identifying former Suffolk County Community College students, no longer enrolled anywhere and never awarded any degree, whose records qualify them for associate's degrees, and get those degrees awarded retroactively, as well as identifying former students who are academically short of an associate's degree and seek to bring them back to complete the degree, and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that a Subaward agreement, in the amount of $5,000, from the Research Foundation of the State University of New York for a Project Win-Win, funded by the Lumina Foundation for Education, during the 2010-2011 fiscal year, and continuing through the 2012-2013 fiscal year, is hereby accepted, and the College Executive Vice President has executed a contract with the administering agency.

Project Director: Anna Flack

Note: No full-time personnel

* * * * * * * * * *

1532

Board of Trustees Meeting
Date: May 19, 2011

ABSTRACT

Grant Proposal ____ Grant Subaward X

Funding Source: Lumina Foundation for Education, through The Research Foundation of the State University of New York

Project Title: Project Win-Win

Project Director: Anna Flack, Central Registrar

Project Period: September 15, 2010 through August 30, 2013

Campus: Central
Amount of Subaward: $ 5,000
In-kind Contribution: none

Full-Time Positions/Reassigned Time: none

No. of Students to be Served: approx. 2,000

Type of Student to be Served: Former SCCC students

Description of Project:
Project Win-Win involves 35 colleges in six states (Louisiana, Missouri, New York, Ohio, Virginia, and Wisconsin) in finding former students, no longer enrolled anywhere and never awarded any degree, whose records qualify them for associate's degrees, and get those degrees awarded retroactively. Simultaneously, this effort will identify former students who are "academically short" of an associate's degree by no more than 9 credits, find them, and seek to bring them back to complete the degree. "Win-Win," undertaken at the national level through a partnership of the Institute for Higher Education Policy (IHEP) and the State Higher Education Executive Officers (SHEEO), and funded by the Lumina Foundation for Education, is a major expansion of a Pilot conducted in the fall and spring terms of 2009-2010 in nine of the 35 institutions and under the sponsorship of the Education Trust. Each participating institution receives a small grant to support its efforts, administered, with other support, by its state system central office. All participating institutions are contributing a significant amount of staff time to this effort because they realize the potential of its impact on local graduation rates.

1532

THE RESEARCH FOUNDATION
The State University of New York

Sponsored Programs Office

SUNY Plaza
Corporate Woods Bldg., 3rd Floor
Albany, New York
12246-0001

518 433 4800
Fax 518 434 7280

www.rfspo.org

April 26, 2011

Louis J. Petrizzo
College Deputy General Counsel
Office of Legal Affairs
Suffolk County Community College
533 College Road
Selden, New York 11784

RE: Subcontract Agreement
R.F. Award #56226

Dear Louis Petrizzo:

Enclosed please find one (1) fully executed original Subcontract Agreement in the amount of $5,000.00 for the period September 15, 2010 through August 30, 2013 for your records.

We have retained one original with our files and I have forwarded one original to Robert Kraushaar for his records.

Thank you and if you have any questions, please do not hesitate to contact our office at (518) 433-4800.

Sincerely,

Kathleen Barberis
Director
Contract and Grant Services

KB/jp
Enclosures
C: Mr. Kraushaar

1532

30. Survival

In the event of termination of this Agreement for any reason, the following sections shall survive termination: 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 26, 27, and 29.

31. Entire Agreement

This Agreement represents the entire agreement and understanding of the parties hereto. No prior writings, conversations, or representations of any nature shall be deemed to vary the provisions of this Agreement.

32. Order of Precedence

In the event of a conflict between this Agreement and Exhibit A, this Agreement shall take precedence and control.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year last written below. By executing this Agreement, Contractor provides any assurances and/or certifications of compliance required herein.

THE RESEARCH FOUNDATION OF STATE UNIVERSITY OF NEW YORK

By _____
Sharon Finn
Executive Director
Sponsored Programs Office

Date 4/26/11

SUFFOLK COUNTY COMMUNITY COUNTY

By _____
George Gatta Jr.
Executive Vice President

Date 4/18/11

SUNY SYSTEM ADMINISTRATION

By _____
Robert Kraushaar
Associate Provost

Date 4/25/11

STATEMENT OF FINANCIAL IMPACT 1532
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 SUBAWARD FROM THE RESEARCH FOUNDATION OF THE STATE UNIVERSITY OF NEW YORK, FOR A PROJECT WIN-WIN, FUNDED BY THE LUMINA FOUNDATION FOR EDUCATION 100% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

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

Grant funds totaling $5,000 for project Win-Win.

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

Funding must be expended between September 15, 2010 and August 30, 2013.

8. Proposed Source of Funding

Subaward agreement with the Research Foundation of the State University of New York, funded by the Lumina Foundation for Education

9. Timing of Impact

THE RESOLUTION IS EFFECTIVE UPON ADOPTION.

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Tricia Saunders, Senior Research Analyst		5/31/11

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1532

GENERAL FUND

	2011 PROPERTY TAX LEVY	2011 COST TO AVG TAXPAYER	2011 AV TAX RATE PER $100	2011 FEV TAX RATE PER $1000
TOTAL		**$0.00**		$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		**$0.00**		$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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

1532

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation
Accepting and Appropriating a Grant Subaward from The Research Foundation of the State University of New York, for a Project Win-Win, funded by the Lumina Foundation for Education 100% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
To accept and appropriate a grant Subaward, in the amount of $5,000, from The Research Foundation of the State University of New York, for a Project Win-Win, funded by the Lumina Foundation for Education, during the 2010-2011 fiscal year, and continuing through the 2012-2013 fiscal year.

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

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

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

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
The grant Subaward will provide $5,000 from The Research Foundation of the State University of New York for a Project Win-Win, funded by the Lumina Foundation for Education, to identify former Suffolk County Community College students who never were awarded a degree, but qualify retroactively for a degree, or who are academically short of an associate's degree and bring them back to complete the degree during the 2010-2011 fiscal year and completing during the 2012-2013 fiscal year. No matching funds required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
Not Applicable

8. Source of Funding: The Research Foundation of the State University of New York, through the Lumina Foundation for Education

9. Timing of Impact: September 15, 2010 through August 30, 2013

10. Typed Name & Title of Preparer
Deborah E. Lesser, M.S.
Senior Accountant

11. Signature of Preparer
Deborah E Lesser

12. Date
May 2, 2011

SCIN FORM 175A (10/95)

Gen F10

1532

Suffolk
COUNTY COMMUNITY COLLEGE

To: Ken Crannell, Deputy County Executive
Christopher Kent, Chief Deputy County Executive
Brendan Chamberlain, Dir., Intergovernmental Relations

From: James Amoroso, V. P. for Business & Financial Affairs

Date: May 10, 2011

Subject: Request for a Resolution Accepting and Appropriating a Grant Subaward for a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of the grant Subaward for a program at Suffolk County Community College.

Proposal Grant Award Subcontract __X___

Program Name: Project Win-Win

Funder: The Lumina Foundation for Education, through The Research Foundation of the State University of New York

Amount of Subaward: $5,000
Full Time Positions: None

Please call me if there are questions regarding this request.
An e-mail version of the resolution and backup were sent to CE RESO REVIEW:
File name: Reso-SCCC-Project Win Win Award 11.docx
Backup-SCCC-Project Win Win Award 11.docx

cc: Anna Flack, College Registrar
J. Bullard, Jr., Associate Dean for Financial Affairs
M. L. Araneo, Vice President for Institutional Advancement

1533

Intro Res. No. 2011 Laid on Table 6/7/11

Introduced by the Presiding Officer on request of County Executive

RESOLUTION NO. 2011

ACCEPTING AND APPROPRIATING 100% FEDERAL FUNDS AWARDED BY THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION TO THE SUFFOLK COUNTY DISTRICT ATTORNEY AND AUTHORIZING THE SUFFOLK COUNTY EXECUTIVE TO EXECUTE RELATED AGREEMENTS.

WHEREAS, the United States Department of Justice will provide funding to the Suffolk County District Attorney for participation in the U.S. Department of Justice, Drug Enforcement Administration Task Force; and

WHEREAS, a sum of $17,202.25 will be provided for reimbursement of overtime expense for each participating officer for the period October 1, 2010 through September 30, 2011; and

WHEREAS, the District Attorney has two officers participating in this task force; and

WHEREAS, said funds have not been included in the 2011 Suffolk County Operating Budget; now, therefore, be it

RESOLVED, that the County Executive is authorized to execute any Agreement with the United States Department of Justice, Drug Enforcement Administration, as necessary, to secure said funds; and further

RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said unbudgeted funds in the amount of $34,404.50 as follows:

REVENUES:	AMOUNT
001-4320-Federal Aid: Crime Control	$34,404.50

APPROPRIATIONS

Suffolk County District Attorney
DEA Task Force
001-DIS-1188

1000 Personal Service	$34,404.50
1120-Overtime	$34,404.50

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval

1533

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution_X___ Local Law_____ Charter Law_____

2. Title of Proposed Legislation

DEA Overtime

3. Purpose of Proposed Legislation

Accept funding from the United States Department of Justice
Drug Enforcement Administration

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.

This program will reimburse $34404.50 of overtime expense for participating officers.

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

The funding period for this program is 10/1/2010 through 9/30/2011.

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
Craig D. Pavlik Deputy Bureau Chief Administration		3/10/2011

SCIN FORM 175b (10/95)

1534

Intro. Res. No. 2011 Laid on Table 6/7/11

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

RESOLUTION NO. , 2011 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 3 – SOUTHWEST (CP 8181)

WHEREAS, a map and plan together with an estimate of cost has been prepared and filed with this Suffolk County Legislature **("Legislature")** resulting in a public hearing on June 7, 2011 in relation to the increase and improvement of facilities at Suffolk County Sewer District No. 3 – Southwest, including reduction of Infiltration/Inflow; and

WHEREAS, pursuant to Resolution No. IR 1366-2011, the Clerk of this Legislature did duly cause a Notice of Public Hearing to be published at least once in each of the official newspapers of the County, all in the manner and within the time provided by law and proof thereof has been presented to this Legislature; and

WHEREAS, said public hearing is to be held in Hauppauge, New York in this County on June 7, 2011 at 2:30 p.m., Prevailing Time; and

WHEREAS, this Legislature has duly considered the map and plan and estimate of cost for the proposed increase and improvement of Suffolk County Sewer District No. 3 – Southwest that was submitted to it along with evidence presented at the aforesaid public hearing; now therefore be it

1st RESOLVED, by this Legislature, as follows:

Section 1. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with this Legislature, this Legislature hereby finds and determines that, 1) it is in the public interest to perform the proposed increase and improvement, including the reduction of Infiltration/Inflow, 2) the proposed work is adequate and appropriate, 3) the cost of such increase and improvement shall be set at a maximum of approximately $4,500,000; and 4) the increase and improvement will not constitute an undue burden on the property which will bear the cost thereof;

Section 2. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with this Legislature, this Legislature further finds that two other projects (Outfall-Final Effluent Pump Station phase and Infrastructure Improvements, Capital Project Numbers 8108 and 8170, respectively) being implemented for this sewer district, when added to the project will result in an annual unsubsidized increase to the typical property of approximately $35.21 for all projects and $3.54 for this project (CP 8181) for parcels located in either Town. However, the Legislature further finds and determines that there will be no fiscal impact to the benefited properties, since pursuant to the Suffolk County Assessment Stabilization Reserve Fund created by Suffolk County Law (Suffolk County Charter Section 2-12(d)) all residents of sewer districts in Suffolk County experience only a 3% annual increase regardless of any improvements performed in such sewer district with the increase per typical property being $19.17; and

Section 3. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with this Legislature, this Legislature further finds and determines that all property and property owners within the existing Suffolk County Sewer District No. 3 – Southwest will be benefited by such increase and improvement of facilities and that no benefited property has been excluded from the increase and improvement of facilities.

2nd **RESOLVED**, this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York State Code of Rules and Regulations ("NYCRR"), the Legislature has no further responsibilities under SEQRA, and be it further

3rd **RESOLVED,** that this resolution shall take effect immediately.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

jp-bw5-10-11 Reso DPW sd3 Southwest Infiltration/Inflow findings CP 8181

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1534

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

A resolution making certain findings and determinations in relation to the increase and improvement of facilities for Sewer District No. 3 – Southwest (CP 8181).

3. Purpose of Proposed Legislation

To make certain findings and determinations for the reduction of infiltration/inflow for SCSD No. 3 – Southwest.

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

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

County **Town** **Economic Impact**

Village **School District** **Other (Specify): Sewer District**

Library District **Fire District**

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

The findings will allow appropriations to be requested. See item No. 7

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

$356,400/year (maximum year), however $19.17 per year per typical property based on ASRF subsidy.

8. Proposed Source of Funding Serial Bonds

9. Timing of Impact 2013

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Ben Wright, P.E. Principal Civil Engineer Sanitation Division	BWWright	5/10/11

SCIN FORM 175B (10/95)
jp-bw5-10-11 Backup-DPW 175B sd3 Southwest infiltration/inflow findings CP 8181

Debra Kolyer Debra Kolyer 5/26/11
Principal Financial Analyst

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1534

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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1534

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

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

SUBJECT: **A Resolution Making Certain Findings and Determinations in Relation to the Increase and Improvement of Facilities for Sewer District No. 3 – Southwest (Infiltration/Inflow) CP 8181**

DATE: May 10, 2011

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8181 - SD 3 – Southwest (Infiltration/Inflow) Improvement 5-10-11 and backup filed as Backup-DPW CP 8181 - SD 3 – Southwest (Infiltration/Inflow) Improvement 5-10-11 for the findings resolution of the increase and improvement of Sewer District No. 3 – Southwest. The public hearing is to be held on June 7, 2011. Resolution 368-06 making a SEQRA determination has been adopted. The project is to continue the reduction of extraneous flows into the sewerage facilities by reducing infiltration inflow and includes equipment purchase, rehabilitation by grouting, lining, and in some cases replacement. The total cost associated with the project is $4,500,000 of which is contained in the Adopted 2011 Capital Budget.

We appreciate the resolution being laid on the table.

JP:BW:ni
Attachment
cc: Christopher Kent, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, Director of Intergovernmental Relations
Lynne Bizzarro, Esq., Chief Deputy County Attorney
Kathy LaGuardia, Executive Assistant for Finance & Administration
Debra Kolyer, Principal Financial Analyst
John Donovan, P.E., Acting Chief Engineer
Ben Wright, P.E., Principal Civil Engineer
Robert Murphy, Public Works Capital Projects Manager
CE Reso Review
jp-bw5-10-11 Backup-DPW sd3 Southwest I/I findings CP 8181 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

1535

Intro. Res. No. 2011 Laid on Table 6/7/11

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

RESOLUTION NO. , 2011 A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS IN RELATION TO THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 3 – SOUTHWEST (OUTFALL (FINAL EFFLUENT PUMP STATION)) (CP 8108)

WHEREAS, a map and plan together with an estimate of cost has been prepared and filed with this Suffolk County Legislature **("Legislature")** resulting in a public hearing on June 7, 2011 in relation to the rehabilitation and renovations to the Final Effluent Pump Station at Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, pursuant to Resolution No. IR 1365-2011, the Clerk of this Legislature did duly cause a Notice of Public Hearing to be published at least once in each of the official newspapers of the County, all in the manner and within the time provided by law and proof thereof has been presented to this Legislature; and

WHEREAS, said public hearing is to be held in Hauppauge, New York in this County on June 7, 2011 at 2:30 p.m., Prevailing Time; and

WHEREAS, this Legislature has duly considered the map and plan and estimate of cost for the proposed increase and improvement of Suffolk County Sewer District No. 3 – Southwest that was submitted to it along with evidence presented at the aforesaid public hearing; now therefore be it

1st RESOLVED, by this Legislature, as follows:

Section 1. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with this Legislature, this Legislature hereby finds and determines that, 1) it is in the public interest to perform the construction tasks of the proposed increase and improvement of the first phase of the Outfall Project, i.e., the Final Effluent Pump Station and associated ultraviolet disinfection system linked to that work, 2) the proposed work is adequate and appropriate, 3) the cost of such construction for the increase and improvement shall be set at a maximum of approximately $35,000,000; and 4) the increase and improvement will not constitute an undue burden on the property which will bear the cost thereof;

Section 2. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with this Legislature, this Legislature further finds that two other projects (Bergen Point Infrastructure Improvements and sewer system improvements, Capital Project Numbers 8170 and 8181, respectively) being implemented for this sewer district, when added to the project will result in an annual unsubsidized increase to the typical property of approximately $35.21 for all projects and $27.58 for this project (CP 8108) for parcels located in either Town. However, this Legislature further finds and determines that there will be no fiscal impact to the benefited properties since pursuant to the Suffolk County Assessment Stabilization Reserve Fund created by Suffolk County Law (Suffolk County Charter Section 2-12(d)) all residents of sewer district in Suffolk County experience only a

3% annual increase regardless of any improvements performed in such sewer district with the increase per typical property being $19.17; and

Section 3. Upon evidence given at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and data filed with this Legislature, this Legislature further finds and determines that all property and property owners within the existing Suffolk County Sewer District No. 3 – Southwest will be benefited by such planning of the increase and improvement of facilities and that no benefited property has been excluded from the increase and improvement of facilities.

2nd **RESOLVED**, this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York State Code of Rules and Regulations ("NYCRR"), the Legislature has no further responsibilities under SEQRA, and be it further

3rd **RESOLVED,** that this resolution shall take effect immediately.

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

jp-bw5-10-11 Reso DPW sd3 Outfall (FEPS) findings CP 8108

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION 1535

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

A resolution making certain findings and determinations in relation to the construction of the increase and improvement of facilities for Sewer District No. 3 – Southwest (CP 8108) (Outfall (Final Effluent Pump Station)).

3. Purpose of Proposed Legislation

To make certain findings and determinations for the construction of (Outfall (Final Effluent Pump Station)) improvements for SCSD No. 3 – Southwest.

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

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

County **Town** **Economic Impact**

Village **School District** **Other (Specify): Sewer District**

Library District **Fire District**

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

The findings will allow appropriations to be requested. See item No. 7

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

$2,772,000/year (maximum year), however, $19.17 per year per typical property based on ASRF subsidy.

8. Proposed Source of Funding Serial Bonds

9. Timing of Impact 2013

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Ben Wright, P.E. Principal Civil Engineer	Ben Wright	5/10/11

SCIN FORM 175B (10/95) Debra Kolyer Deb Kolyer 5/26/11
jp-bw5-10-11 Backup-DPW 175B sd3 Outfall (FEPS) findings CP 8108
Principal Financial Analyst

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

1535

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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1535

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

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

SUBJECT: **A Resolution Making Certain Findings and Determinations in Relation to the Increase and Improvement of Facilities for Sewer District No. 3 – Southwest (Outfall (Final Effluent Pump Station)) CP 8108**

DATE: May 10, 2011

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8108 - SD 3 – Southwest (Outfall (Final Effluent Pump Station)) Improvement 5-10-11 and backup filed as Backup-DPW CP 8108 - SD 3 – Southwest (Outfall (Final Effluent Pump Station)) Improvement 5-10-11 for the findings resolution of the increase and improvement of Sewer District No. 3 – Southwest. The public hearing is to be held on June 7, 2011. The project is to provide rehabilitation and renovation of the final effluent pump station discharging to the ocean outfall. The improvements will extend the service life and provide redundancy and links the hydraulics and impact of the proposed ultraviolet disinfection system. The total cost associated with the project is $35,000,000 of which is contained in the Adopted 2011 Capital Budget.

We appreciate the resolution being laid on the table.

JP:BW:ni
Attachment
cc: Chris Kent, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, Director of Intergovernmental Relations
Lynne Bizzarro, Esq., Chief Deputy County Attorney
Kathy LaGuardia, Executive Assistant for Finance & Administration
Debra Kolyer, Principal Financial Analyst
John Donovan, P.E., Acting Chief Engineer
Ben Wright, P.E., Principal Civil Engineer
Robert Murphy, Public Works Capital Projects Manager
CE Reso Review
jp-bw5-10-11 Backup-DPW sd3 Outfall (FEPS) findings CP 8108 memo to KCrannell

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

1536

Intro. Res. No. 2011 Laid on Table 6/7/11

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. , 2011 AMENDING THE 2011 CAPITAL BUDGET AND PROGRAM, TRANSFERRING FUNDS FROM THE ASSESSMENT STABILIZATION RESERVE FUND, AND APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 21 – SUNY (CP 8121)

WHEREAS, the SUNY Wastewater Treatment Plant requires improvements to meet the requirements of discharge to the Long Island Sound; and

WHEREAS, consultant assistance has been procured and is progressing; and

WHEREAS, as the project has been developed, unanticipated changes in scope resulted from directives by NYSDEC along with tasks associated with a request to modify the permit concluding that additional planning could save as much as $20 million in construction costs and operational enhancements which were beyond the original design fee available; and

WHEREAS, the Adopted Capital Program for 2011 includes "Other" funds for planning, design and supervision, and construction which will be required in requests at the end of 2011; and

WHEREAS, it has been determined that funds in the amount of $350,000 will be necessary to perform modeling and additional planning and engineering work; and

WHEREAS, it is proposed that $350,000 be appropriated in the planning line item of the budget utilizing Assessment Stabilization Reserve Funds; and

WHEREAS, the Administrative Head of Sewer District No. 21 – SUNY has requested that the amendment of the capital budget and program and the appropriation of additional funds utilizing the Assessment Stabilization Reserve Fund; 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 2011 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 transfer of $350,000 in Assessment Stabilization Reserve Funds; 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 461-2006; and be it further

2nd **RESOLVED,** that the Assessment Stabilization Reserve Fund shall provide the sum of $350,000 for the purpose of continuing the planning phase of the project; and be it further

3rd **RESOLVED,** that the County Comptroller and County Treasurer be and they hereby are authorized to amend the 2011 Adopted Operating Budget, transfer funds and accept proceeds as follows:

Interfunds	**Amount**
404-IFT-E527 - Transfer to Fund 527	$350,000
527-IFT-R404 – Transfer from Fund 404	$350,000

and be it further

4th **RESOLVED,** that the 2011 Capital Budget be and it hereby is amended as follows:

Project No.: 8121
Project Name: Improvements to Sewer District No. 21 – SUNY

COST ELEMENTS	**TOTAL EST'D COST**	**CURRENT 2011 CAPITAL BUDGET & PROGRAM**	**REVISED 2011 CAPITAL BUDGET & PROGRAM**
1. Planning, Design & Supervision	$2,238,000	$300,000	$350,000-A $300,000-O
3. Construction	$18,070,000	$4,000,000	$4,000,000-O
TOTAL	$20,308,000	$4,300,000	$4,650,000

and be it further

5th **RESOLVED,** that the funds in the amount of $350,000 from the Assessment Stabilization Reserve Fund be and they hereby are appropriated as follows:

PROJECT NO.	**PROJECT TITLE**	**AMOUNT**
527-CAP-8121.111	Improvements to Sewer District 21 – SUNY Planning, Design & Supervision	$350,000

and be it further

6th **RESOLVED,** that the Administrative Head of the Sewer District be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such

terms and conditions as he may deem necessary relating to the improvements to SD 21 - SUNY; and be it further

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date of Approval:

STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1536

1. Type of Legislation

Resolution X Local Law _____ Charter Law _____

2. Title of Proposed Legislation

Amending the 2011 Capital Budget and Program, Transferring Funds from the Assessment Stabilization Reserve Fund, and Appropriating Funds in Connection with Improvements to Suffolk County Sewer District No. 21 – SUNY (CP 8121)

3. Purpose of Proposed Legislation

To appropriate funds to continue the planning task of the project.

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

Although the project cost of funding is based on $350,000, the district rates will only increase by 3% per year.

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

2011 $350,000

8. Proposed Source of Funding
ASRF

9. Timing of Impact
2011-2012

10. Typed Name & Title of Preparer	11. Signature of Preparer	12. Date
Ben Wright, P.E. Principal Civil Engineer Sanitation	Ben Wright	5/10/11

SCIN FORM 175B (10/95) Debora Kolyer Principal Financial Analyst 5/31/11
jp-bw5-10-11 Backup DPW 175B sd21-SUNY CP 8121 ASRF improvements

FINANCIAL IMPACT
2011 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

1536

	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 2010.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office

COUNTY OF SUFFOLK

1536

STEVE LEVY
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

GILBERT ANDERSON, P.E.
COMMISSIONER

JAMES PETERMAN, P.E.
CHIEF DEPUTY COMMISSIONER

MEMORANDUM

TO: Ken Crannell, Deputy County Executive

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

SUBJECT: **Amending the 2011 Capital Budget and Program, Transferring Funds from the Assessment Stabilization Reserve Fund, and Appropriating Funds in Connection with Improvements to Suffolk County Sewer District No. 21 – SUNY (CP 8121)**

DATE: May 10, 2011

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8121 SD #21 – SUNY ASRF Improvements dated 5-10-11 and backup filed as Reso-Backup DPW CP 8121 SD #21 – SUNY ASRF Improvements dated 5-10-11. The resolution transfers Assessment Stabilization Reserve Funds for planning purposes.

The planning and design phase of the project is proceeding with the anticipated goal of expanding the wastewater treatment facility and meeting the effluent limitations of the Long Island Sound. Due to unanticipated changes in scope as a result of directives by New York State Department of Environmental Conservation, the tasks associated with our request to modify the permit which could save $20 million in construction cost and operational enhancement, the original design fee is insufficient. Additional work is necessary in modeling Port Jefferson Harbor as well as developing project documents in accordance with the NYSDEC compliance schedule. Notwithstanding, the adopted capital program for 2011 including funds in planning, design and supervision, and construction the funds being requested are in addition to those which will be requested as document preparation and SEQRA issues are completed. This resolution is, therefore, to add $350,000 in the planning, design and supervision line item of the Capital Budget and utilizing Assessment Stabilization Reserve Funds.

We would appreciate the draft resolution being laid on the table at your convenience.

JP:BW:ni
Encl.
cc: Chris Kent, Chief Deputy County Executive
Gil Anderson, P.E., Commissioner
Brendan Chamberlain, Director of Intergovernmental Relations
Lynne Bizzarro, Esq., Chief Deputy County Attorney
Kathy LaGuardia, Executive Assistant for Finance & Administration
Debra Kolyer, Principal Financial Analyst
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation
Robert Murphy, Public Works Capital Projects Manager
CE Reso Review
jp-bw5-10-11 Backup DPW ASRF Improvements sd21-SUNY CP 8121 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

Intro. Res. No. 1537-2011 Laid on Table 6/7/11
Introduced by Legislator Anker

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 - LANDING ROAD PROPERTY – TOWN OF BROOKHAVEN (SCTM NOS. 0200-027.00-03.00-001.001, 0200-027.00-03.00-001.002, 0200-027.00-03.00-001.003, 0200-027.00-03.00-001.004 AND 0200-027.00-03.00-001.005)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 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 5.433 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

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

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

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

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

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is

hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-landing-road-property-open-space-drinking-water-plan-steps

PARCEL	SUFFOLK COUNTY TAX MAP NUMBER		ACRES	REPUTED OWNER AND ADDRESS
1	District	0200	.92	Nancy Vuoletic
	Section	027.00		27 Sherman Avenue
	Block	03.00		Dobb's Ferry, NY 10522
	Lot	001.001		
2	District	0200	.922	Nancy Vuoletic
	Section	027.00		27 Sherman Avenue
	Block	03.00		Dobb's Ferry, NY 10522
	Lot	001.002		
3	District	0200	.918	Nancy Vuoletic
	Section	027.00		27 Sherman Avenue
	Block	03.00		Dobb's Ferry, NY 10522
	Lot	001.003		
4	District	0200	1.376	Nancy Vuoletic
	Section	027.00		27 Sherman Avenue
	Block	03.00		Dobb's Ferry, NY 10522
	Lot	001.004		
5	District	0200	1.297	Nancy Vuoletic
	Section	027.00		27 Sherman Avenue
	Block	03.00		Dobb's Ferry, NY 10522
	Lot	001.005		
	TOTAL ACREAGE		5.433	

EXHIBIT "A"

1538

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Browning

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 - NEW HOPE REVIVAL CHURCH PROPERTY – TOWN OF BROOKHAVEN (SCTM NO. 0200-876.00-03.00-001.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 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 12.75 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

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

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

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

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

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may

be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-new-hope-revival-church-property-open-space-plan-steps

PARCEL	SUFFOLK COUNTY TAX MAP NUMBER		ACRES	REPUTED OWNER AND ADDRESS
1	District	0200	12.75	Christ Church, Inc.
	Section	876.00		PO Box 11
	Block	03.00		Shirley, NY 11967
	Lot	001.000		

EXHIBIT "A"

1539

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Browning

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 (OLD NECK CREEK PROPERTY – TOWN OF BROOKHAVEN) (SCTM NOS. 0200-855.00-02.00-001.000, 0200-856.00-01.00-001.000 AND 0200-856.00-04.00-002.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 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 22.6 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

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

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

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

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

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

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

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-old-neck-creek-property-open-space-plan-steps

PARCEL	SUFFOLK COUNTY TAX MAP NUMBER		ACRES	REPUTED OWNER AND ADDRESS
1	District	0200	2.9	Joseph Monaco, Sr. 42 Senix Avenue Center Moriches, NY 11934
	Section	855.00		
	Block	02.00		
	Lot	001.000		
2	District	0200	17.7	South Moriches Realty LLC 500 Old Country Road Garden City, NY 11530
	Section	856.00		
	Block	01.00		
	Lot	001.000		
3	District	0200	2.0	South Moriches Realty LLC 500 Old Country Road Garden City, NY 11530
	Section	856.00		
	Block	04.00		
	Lot	002.000		
	Total Acreage		22.6	

EXHIBIT "A"

1540

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Browning

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF DEVELOPMENT RIGHTS UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 - SZUSTER FARM PROPERTY - TOWN OF BROOKHAVEN (SCTM NOS. 0200-500.00-01.00-001.003 p/o)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 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 farmland development rights pursuant to Chapter 8 of the Suffolk County Code; 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)(f) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of farmland development rights of such lands; now, therefore be it

1st **RESOLVED**, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately 38.34 acres, are hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER for farmland development rights use; and be it further

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

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

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

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

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may

be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-szuster-farm-development-rights-plan-steps

PARCEL:	SUFFOLK COUNTY TAX MAP NUMBER:		ACRES:	REPUTED OWNER AND ADDRESS:
No. **1**	District	0200	38.34	John Stehle 210 Yaphank/Middle Island Rd Yaphank, NY 11980
	Section	500.00		
	Block	01.00		
	Lot	001.003 p/o		

EXHIBIT "A"

1541

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Browning

RESOLUTION NO. -2011, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF DEVELOPMENT RIGHTS UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 - LONGMEADOW FARM PROPERTY - TOWN OF BROOKHAVEN (SCTM NOS. 0200-974.20-02.00-021.100)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 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 farmland development rights pursuant to Chapter 8 of the Suffolk County Code; 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)(f) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of farmland development rights of such lands; now, therefore be it

1st **RESOLVED**, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately 24+ acres, are hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER for farmland development rights use; and be it further

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

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

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

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

6th **RESOLVED**, that the Director of the Division of Real Property Acquisition and Management within the County Department of Environment and Energy, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid appraisals for the subject parcel(s) as may

be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

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

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\res\r-longmeadow-farm-development-rights-plan-steps

PARCEL:	SUFFOLK COUNTY TAX MAP NUMBER:		ACRES:	REPUTED OWNER AND ADDRESS:
No. **1**	District	0200	24+	Post-Morrow Foundation, Inc. PO Box 204 Brookhaven, NY 11719
	Section	974.20		
	Block	02.00		
	Lot	021.100		

EXHIBIT "A"

VOID IR 1542

1543

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Browning

RESOLUTION NO. –2011, ESTABLISHING A SOBER HOME OVERSIGHT BOARD

WHEREAS, Suffolk County wants to provide individuals recovering from substance abuse with sober living facilities that provide a safe environment and supportive atmosphere with appropriate treatment to aid in successful recovery; and

WHEREAS, the State of New York has failed to properly regulate sober homes to ensure that it provides safe and appropriate housing to persons in recovery from drug and/or alcohol addiction; and

WHEREAS, Resolution No. 805-2010 authorized the Department of Social Services to issue a request for qualifications ("RFQ") to identify responsible qualified organizations and/or individuals to operate sober homes in Suffolk County and provide such providers with incentives and referrals for providing such services; and

WHEREAS, the Department of Social Services is responsible for inspecting government subsidized housing for safety, including sober home facilities; and

WHEREAS, the Department of Social Services will need to expand inspections in sober homes that have been qualified by the County pursuant to the RFQ to ensure that the criteria outlined therein for treatment and sobriety are being met; and

WHEREAS, the Department of Social Services should have the support of an organized group of experts in the field of substance abuse and treatment to assist in the implementation of the RFQ and advise on oversight to ensure that the standards set forth in the RFQ are adhered to by qualified sober home providers; now, therefore be it

1st **RESOLVED**, that a Sober Home Oversight Board is hereby established to finalize rules and regulations, in cooperation with the Suffolk County Department of Social Services ("DSS") and the Department of Health Services' Division of Community Mental Hygiene Services ("DHS"), regarding the implementation of the criteria contained in the request for qualifications ("RFQ") for sober home operators, as authorized by Resolution No. 805-2010, and to advise DSS and DHS on the oversight and enforcement of the requirements contained in the RFQ on sober home operators who are determined by the County to be qualified, responsible providers; and be it further

2nd **RESOLVED**, that the oversight board shall consist of the following eighteen (18) members:

1.) a representative of the Suffolk County Department of Social Services Housing Department, to be selected by the Commissioner of the Department of Social Services;

2.) a representative of the Suffolk County Department of Health Services, Division of Community Mental Hygiene Services;

3.) a representative of the Suffolk County Police Department;

4.) a representative of the Suffolk County Probation Department;

5.) a representative of Suffolk County ambulance and/or EMS providers;

6.) the New York State OASAS representative for Long Island;

7.) the New York State Office of Mental Health representative for Long Island;

8.) a representative of the Brookhaven Town Code Enforcement Department;

9.) a representative of the Long Island Council on Alcohol and Drug Dependency;

10.) a representative of South Oaks Hospital;

11.) a representative of Hope House;

12.) a representative of the YMCA Drug and Alcohol Treatment Program;

13.) a representative of Outreach;

14.) a representative of LICAN;

15.) a representative of the Quality Consortium;

16.) a representative of the Long Island Recovery Advocates;

17.) a consumer of sober home services, to be selected by the Long Island Council on Alcohol and Drug Dependency; and

18.) the chairperson of the Suffolk County Legislature's Health and Human Services Committee;

and be it further

3rd **RESOLVED**, that the Board 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**, the members of said Board shall serve without compensation and shall serve at the pleasure of their respective appointing authorities; and be it further

5th **RESOLVED**, that ten members shall constitute a quorum for the purpose of transacting the business of the Board at both regular and special meetings; and be it further

6th **RESOLVED**, that the Board shall hold regular meetings, keep a record of all its proceedings, and determine the rules of its own proceedings, with special meetings to be called by the Chairperson upon his or her own initiative or upon receipt of a written request therefor signed by at least seven members of the Commission. Written notice of the time and place of

such special meetings shall be provided by the Secretary to each member at least four days before the date fixed by the notice for such special meeting; and be it further

7th **RESOLVED**, that the Board may conduct such informal hearings and meetings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist in the proper performance of its duties and functions as it deems necessary; and be it further

8th **RESOLVED**, that the Board may delegate to any member of the Board the power and authority to conduct such hearings and meetings; and be it further

9th **RESOLVED**, that the Board shall submit a written report of its activities by December 31st of each year to each member of the Legislature, the County Executive, and the Welfare to Work Commission; and be it further

10th **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-sober home oversight board

1544

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Legislator Romaine

RESOLUTION NO. -2011, ADOPTING LOCAL LAW NO. -2011, A LOCAL LAW ELIMINATING FINANCIAL DISCLOSURE REQUIREMENTS FOR FARMLAND COMMITTEE MEMBERS

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2011, a proposed local law entitled, "**A LOCAL LAW ELIMINATING FINANCIAL DISCLOSURE REQUIREMENTS FOR FARMLAND COMMITTEE MEMBERS** " now, therefore, be it

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

LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK
A LOCAL LAW ELIMINATING FINANCIAL DISCLOSURE REQUIREMENTS FOR FARMLAND COMMITTEE MEMBERS

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 Local Law 52-2010 amended the County's Farmland Development Rights Acquisition Program.

This Legislature also finds that Local Law 52-2010 included a provision requiring, for the first time, that members of the Farmland Committee file a financial disclosure statement with the Suffolk County Ethics Commission on an annual basis.

This Legislature further determines that the volunteer members of the Farmland Committee should not be subject to financial disclosure requirements.

Therefore, the purpose of this law is to amend Chapter 8 of the SUFFOLK COUNTY CODE to eliminate the financial disclosure requirement for Farmland Committee Rights members.

Section 2. Amendments.

I. Paragraph (C) of Section 8-4 of the SUFFOLK COUNTY CODE, titled "Financial Disclosure", is hereby repealed.

II. Paragraphs (D), (E), (F), (G), and (H) of Section 8-4 of the SUFFOLK COUNTY CODE shall be re-lettered as (C), (D), (E), (F) and (G).

Section 3. Applicability.

This law shall eliminate the requirement for Farmland Committee members to file a financial disclosure statement for the year 2010 and for every year thereafter.

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-financial-disclosure-farmland

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

1544

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

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

DATE: JUNE 2, 2011

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A LOCAL LAW ELIMINATING FINANCIAL DISCLOSURE REQUIREMENTS FOR FARMLAND COMMITTEE MEMBERS

SPONSOR: LEGISLATOR ROMAINE

DATE OF RECEIPT BY COUNSEL:	5/20/11	PUBLIC HEARING:	6/21/11
DATE ADOPTED/NOT ADOPTED:		CERTIFIED COPY RECEIVED:	

This proposed local law would eliminate the requirement that members of the Farmland Committee file a financial disclosure statement on an annual basis with the Suffolk County Ethics Commission.[1]

This law would have a retroactive effect, relieving Farmland Committee members of their obligation to file a financial disclosure statement for calendar year 2010.

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\farmland committee

[1] The financial disclosure requirement for Farmland Committee members was first imposed in 2010 by the enactment of Local Law No. 52-2010.

Intro. Res. No. 1545 -2011 Laid on Table 6/7/11
Introduced by Legislator Cooper

RESOLUTION NO. -2011, ADOPTING LOCAL LAW NO. -2011, A LOCAL LAW BANNING THE RETAIL SALE OF PUPPIES IN SUFFOLK COUNTY TO COMBAT THE PROBLEM OF PUPPY MILLS

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2011, a proposed local law entitled, "**A LOCAL LAW BANNING THE RETAIL SALE OF PUPPIES IN SUFFOLK COUNTY TO COMBAT THE PROBLEM OF PUPPY MILLS**" now, therefore, be it

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

LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW BANNING THE RETAIL SALE OF PUPPIES IN SUFFOLK COUNTY TO COMBAT THE PROBLEM OF PUPPY MILLS

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, every year, 4 to 5 million unwanted dogs die in shelters across America.

This Legislature also finds and determines that hundreds of thousands of puppies are born in puppy mills annually in the United States.

This Legislature further finds and determines that puppy mills are large breeding businesses that breed their animals frequently and sell the puppies to pet stores. These mills keep the animals in unsafe living conditions and provide minimal care to the dogs in order to keep profit margins as high as possible.

This Legislature determines that conditions in puppy mills are stark; puppies and their mothers are kept in small, unclean cages that are unprotected from extreme temperature fluctuations, are undernourished, are not provided with veterinary care or socialization, and are at an increased risk for serious health problems and genetic defects.

This Legislature further finds that the vast majority of puppies available for sale at retail pet stores are the products of puppy mills.

This Legislature also determines that Suffolk County has a responsibility to promote animal welfare.

This Legislature further determines that a restriction on the retail sale of puppies bred outside of Suffolk County will provide the dual benefits of increasing consumer awareness

of puppy mills and ensure that those puppies which are sold in Suffolk County are either bred locally or are obtained from shelters or animal rescue organizations.

Therefore, the purpose of this law is to ban the retail sale of puppies from breeders outside of Suffolk County.

Section 2. Definitions.

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

"ANIMAL RESCUE ORGANIZATION" shall mean any not-for-profit organization which is dedicated to pet adoption and takes unwanted, abandoned, abused or stray animals with the intent to find the animal a suitable new permanent home. Animal rescue organizations are not required to have a dedicated shelter for rescued animals, but may have volunteers which take animals in the care of the organization into their residences temporarily.

"ANIMAL SHELTER" shall mean any public or privately owned organization in Suffolk County which maintains property, buildings or structures for the purpose of harboring animals which may be stray, unwanted, lost, abandoned or abused and seeks to find appropriate permanent homes for such animals. For the purpose of this law, the term "animal shelter" shall not apply to a facility commonly known as a "boarding kennel," where the ownership of the animal is not transferred; a facility commonly known as a "pet store," where animals are offered for sale as all or part of a business; an animal hospital owned, operated or supervised by a licensed veterinarian; or a facility where the owner or operator is licensed by the New York State Department of Environmental Conservation as a nuisance wildlife control agent or wildlife rehabilitator.

"BREEDER" shall mean any person who breeds nine or more dogs per year.

"DOG" shall mean an animal of the Canidae family of the order Carnivora.

"PET STORE" shall mean a business establishment or individual(s) who obtain puppies through wholesale channels with the intent to sell the animals in the retail market, but shall not include animal shelters or other animal rescue organizations.

"PET STORE OPERATOR" shall mean a person who owns or operates a pet store, or both.

"PUPPY" shall mean any dog that is less than one year old.

Section 3. Requirements.

Any pet store or pet store operator in Suffolk County shall only display, sell, deliver, offer for sale or adoption, barter, auction, give away or otherwise dispose of a puppy which comes from an animal shelter, an animal rescue organization or a breeder located in Suffolk County that can prove the puppy's mother is on their premises.

Section 4. Enforcement.

This law shall be enforced by the Suffolk County Department of Consumer Affairs.

Section 5. Penalties.

Any person who knowingly violates the provisions of this law shall be subject to a civil penalty of five hundred dollars ($500) per puppy being offered for sale for an initial violation of the law and a penalty of one thousand dollars ($1,000) per puppy being offered for sale for each subsequent violation. Any alleged violations of this law shall be subject to an administrative hearing.

Section 6. Administrative Hearing

No fine shall be imposed until after a hearing has been held before the Director of the Suffolk County Office of Consumer Affairs upon at least seven business days' notice to the person upon whom such fine is to be levied. Such notice shall be served either personally or by certified mail, return receipt requested, to the last known address of said person and shall state the date and place of the hearing as well as enumerate the grounds constituting the allegations against such person. Said person may be represented by counsel and may produce witnesses in his or her own behalf. A record of the hearing shall be taken and preserved. For purposes of such hearing, the Director of the Suffolk County Office of Consumer Affairs may administer oaths, take testimony, subpoena witnesses and compel the production of books, papers, records or other documents deemed pertinent to the subject of the hearing.

Section 7. Applicability.

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

Section 8. Severability.

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

Section 9. SEQRA Determination.

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

Section 10. Effective Date.

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

DATED:

APPROVED BY:

_____

County Executive of Suffolk County

Date:

s:\laws\l-ban sale puppy mill dogs

1545

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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

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

DATE: June 2, 2011

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A LOCAL LAW BANING THE RETAIL SALE OF PUPPIES IN SUFFOLK COUNTY TO COMBAT THE PROBLEM OF PUPPY MILLS

SPONSOR: LEGISLATOR COOPER

DATE OF RECEIPT BY COUNSEL: 6/1/11 **PUBLIC HEARING:** 6/21/11

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

This proposed local law would require that pet stores[1] and pet store operators[2] only display, offer for sale, sell, barter, give away or otherwise dispose of puppies which come from the following suppliers: animal shelters[3], an animal rescue organization[4], or a breeder[5] located in Suffolk County that can prove the puppy's mother is on their premises.

This law will be enforced by the Suffolk County Department of Consumer Affairs.

Violation of this law shall be subject to a civil penalty of five hundred dollars ($500.00), per puppy, for an initial violation of the law and a penalty of one thousand dollars ($1,000.00), per puppy, for each subsequent violation. No fine shall be imposed until after an administrative hearing has been held before the Commissioner of the Department of Consumer Affairs.

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[1] "Pet Store" is defined as "a business establishment or individual(s) who obtain puppies through wholesale channels with the intent to sell the animals in the retail market, but shall not include animal shelters or other animal rescue organizations."

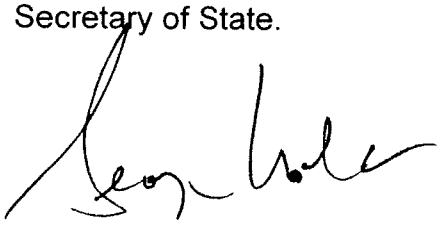
[2] "Pet Store Operator" is defined as "a person who owns or operates a pet store, or both."

[3] "Animal Shelter" is defined as "any public or privately owned organization in Suffolk County which maintains property, buildings or structures for the purpose of harboring animals which may be stray, unwanted, lost, abandoned or abused and seeks to find appropriate permanent homes for such animals." This term does not apply to boarding kennels, pet stores, animal hospitals or facilities licensed by the New York State Department of Environmental Conservation for nuisance wildlife control or wildlife rehabilitation.

[4] "Animal Rescue Organization" is defined as any not-for-profit organization which is dedicated to pet adoption and takes unwanted, abandoned, abused or stray animals with the intent to find the animal a suitable new permanent home. Animal rescue organizations are not required to have a dedicated shelter for rescued animals, but may have volunteers which take animals in the care of the organization to their residences temporarily."

[5] "Breeder" is defined as "any person who breeds nine or more dogs per year."

This law will take effect ninety (90) days subsequent to its filing in the Office of the Secretary of State.



GEORGE NOLAN
Counsel to the Legislature

GN:

s:\rule28\28-puppy mill puppies

1546

Intro. Res. No. -2011
Introduced by Legislator Stern

Laid on Table 6/7/11

RESOLUTION NO. -2011, ADOPTING LOCAL LAW NO. -2011, A LOCAL LAW AMENDING CHAPTER 260A OF THE SUFFOLK COUNTY CODE PERTAINING TO DEMONSTRATIONS AT FUNERAL SERVICES

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2011 a proposed local law entitled **"A LOCAL LAW AMENDING CHAPTER 260A OF THE SUFFOLK COUNTY CODE PERTAINING TO DEMONSTRATIONS AT FUNERAL SERVICES"**, 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 as follows:

LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW AMENDING CHAPTER 260A OF THE SUFFOLK COUNTY CODE PERTAINING TO DEMONSTRATIONS AT FUNERAL SERVICES

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 under Local Law 30-2010, this Legislature imposed restrictions upon persons who engage in demonstrations at funerals in order to protect the legitimate privacy and other interests of grieving family members, and to protect the peaceful nature of cemeteries and other funeral locations.

This Legislature further finds and determines that subsequent to the enactment of Local Law 30-2010, the United States Supreme Court issued a ruling in the case of *Snyder v. Phelps* reaffirming the First Amendment rights of persons to engage in certain types of funeral demonstrations, while at the same time confirming a government's right to impose reasonable, content neutral restrictions on such demonstrations. The Supreme Court decision furnished guideposts for permissible government regulations.

Therefore, the purpose of this local law is to make revisions to Chapter 260A of the County Code to provide content neutral, reasonable time, place and manner regulation of funeral demonstrations while continuing to afford a full opportunity for the exercise of free speech and other constitutional rights, consistent with the guidelines set forth by the United States Supreme Court in *Snyder v. Phelps*.

Section 2. Amendments.

Chapter 260A of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

Article I
Demonstrations at Funeral Services

* * * *

§ 260A-3. Prohibitions.

A. No person in the County of Suffolk shall engage in a demonstration within [150] 750 feet of any church, mortuary or other location at which a funeral is being held within one hour prior to the commencement of any funeral, during any funeral, or until one hour following the completion of any funeral.

B. No person in the County of Suffolk shall engage in a demonstration within [300] 750 feet of any cemetery at which a funeral is being held within one hour prior to the commencement of any funeral, during any funeral, or until one hour following the completion of any funeral, nor shall any person impede the access to or egress from such cemetery.

* * * *

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 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) 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.

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

DATED:

APPROVED BY:

_____
County Executive of Suffolk County

Date:

s:\laws\l-amend-demonstration-funerals

OFFICE OF THE COUNTY LEGISLATURE

1546

COUNTY OF SUFFOLK

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

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

DATE: June 2, 2011

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A LOCAL LAW AMENDING CHAPTER 260A OF THE SUFFOLK COUNTY CODE PERTAINING TO DEMONSTRATIONS AT FUNERALS

SPONSOR: LEGISLATOR STERN

DATE OF RECEIPT BY COUNSEL: 6/1/11 **PUBLIC HEARING:** 6/21/11

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

This proposed local law would amend Chapter 260A of the SUFFOLK COUNTY CODE, which sets limits on demonstrations at funerals.

Currently, demonstrations are prohibited within 150 feet of any church, mortuary or other funeral location or within 300 feet of any cemetery during the following times: within one hour prior to a funeral, during a funeral or for one hour following a funeral. This law would prohibit demonstrations within 750 feet of any of the above-stated locations during the designated periods.

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-amend funeral demonstrations

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

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

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DATE: June 2, 2011

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A LOCAL LAW AMENDING CHAPTER 260A OF THE SUFFOLK COUNTY CODE PERTAINING TO DEMONSTRATIONS AT FUNERALS

SPONSOR: THE PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE AND LEG. STERN

DATE OF RECEIPT BY COUNSEL:	6/1/11	PUBLIC HEARING:	6/21/11
DATE ADOPTED/NOT ADOPTED:		CERTIFIED COPY RECEIVED:	

This proposed local law would amend Chapter 260A of the SUFFOLK COUNTY CODE, which sets limits on demonstrations at funerals.

Currently, demonstrations are prohibited within 150 feet of any church, mortuary or other funeral location or within 300 feet of any cemetery during the following times: within one hour prior to a funeral, during a funeral or for one hour following a funeral. This law would prohibit demonstrations within 750 feet of any of the above-stated locations during the designated periods.

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-amend funeral demonstrations

1547

REVISED 5/26/11

Intro. Res. No. -2011 Laid on Table 6/7/11

Introduced by Presiding Officer, on request of the County Executive, D'Amaro, Barraga, Cilmi and Muratore

RESOLUTION NO. -2011, ADOPTING LOCAL LAW NO. -2011, A CHARTER LAW UTILIZING ASSESSMENT STABILIZATION RESERVE FUND SURPLUSES FOR ENHANCING SEWER CAPACITY AND COUNTY-WIDE TAXPAYER PROTECTION

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2011, a proposed local law entitled, **"A CHARTER LAW UTILIZING ASSESSMENT STABILIZATION RESERVE FUND SURPLUSES FOR ENHANCING SEWER CAPACITY AND COUNTY-WIDE TAXPAYER PROTECTION;"** now, therefore, be it

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

LOCAL LAW NO. -2011, SUFFOLK COUNTY, NEW YORK

A CHARTER LAW UTILIZING ASSESSMENT STABILIZATION RESERVE FUND SURPLUSES FOR ENHANCING SEWER CAPACITY AND COUNTY-WIDE TAXPAYER PROTECTION

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

Section 1. Legislative Intent.

The Legislature finds and determines that the Assessment Stabilization Reserve Fund (ASRF) received funding from 1985 to 1989. In 1989 the quarter cent allocation was redirected to Fund 475-the Water Quality Protection Reserve Fund. ASRF received no additional tax revenue until 1994.

The Legislature further finds and determines that the passage of Local Law No. 35-1999 renewed ASRF funding through the deposit of 35.7% of total revenues generated by the quarter cent sales tax. The passage of Local Law No. 24-2007 reduced the transfer to ASRF to 25% of sales tax receipts.

The Legislature further finds and determines that ASRF was initially established to mitigate spikes in costs associated with operating the County's Sewer Districts to users within the districts of our sanitary sewers. Eligibility to access these funds is based upon piercing a predetermined threshold of cost increase; currently three percent. Today the Fund not only mitigates increases to user fees but also provides loans to existing districts for infrastructure improvements within the capital budget.

The Legislature further finds and determines that the Adopted 2011 Operating Budget estimated a year-end ASRF fund balance in excess of $154 million by December 31, 2011. In addition, the Budget Review Office recommended review of legislation to determine whether these funds are narrowly limited to rate mitigation and to determine what, if any changes, are necessary to assure their availability for enhancing existing capacity.

Therefore, the purpose of this law is to provide budgetary tools to use excess fund balances in ASRF for enhancing existing capacity and improving overall sewering and water protection, and providing County-wide taxpayer protection generally.

Section 2. Amendments.

Section 12-2(D) of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

Article XII
Suffolk County Drinking Water
Protection Program

****

D.) Sewer taxpayer protection: 25% of the total revenues generated each calendar year for sewer district tax rate stabilization only in those instances in which the pertinent sewer district will experience an increase in rates of at least 3% in the aggregate for user charges, operations and maintenance charges, per-parcel charges, and ad valorem assessments in the calendar year for which these sewer district tax stabilization revenues are being allocated. The Suffolk County Sewer Assessment Stabilization Fund is hereby created. 25% of the total revenues generated each calendar year by such sales and compensating use tax shall be allocated and deposited annually to this Trust Fund. The annual appropriation of such revenues shall be effectuated via duly enacted resolution of the County of Suffolk and shall not reduce the projected rate increase below 3% in the aggregate for user charges, operations and maintenance charges, per parcel charges, and ad valorem assessments for the year in question. If the revenues generated in any year, including calendar year 2030, exceed the amount necessary to provide such stabilization, then such excess revenues shall be carried over as a fund balance for sewer district tax rate stabilization, provided, however, that such fund balance shall not exceed $140 million in fiscal year 2011, and every subsequent fiscal year through fiscal year 2021.

1.) In the event such fund balance exceeds $140 million in fiscal year 2011, or any subsequent fiscal year through 2021, sixty-two and one-half of one (62.5%) percent of the excess fund balance may be used, via a duly adopted and approved legislative resolution, for installation, improvement, maintenance and operation of sewer infrastructure and sewage treatment plants, and for the installation of residential and commercial enhanced nitrogen removal septic systems. No less than $1.5 million shall be appropriated in fiscal year 2011, or any subsequent fiscal year through 2021, for the installation of residential and commercial enhanced nitrogen removal septic systems. In the event that the appropriation, or any part thereof, for the installation of the residential and commercial enhanced nitrogen removal septic system is not used in fiscal year 2011, or any subsequent fiscal year through 2021, it shall be used for installation, improvement, maintenance and operation of sewer infrastructure and sewage treatment plants.

2.) Thirty-seven and one-half of one (37.5%) percent of the excess fund balance shall be appropriated to a contingency or a tax stabilization reserve fund established pursuant to section 6-e of the General Municipal Law (County Fund 403 or any successor fund), to a reserve fund for bonded indebtedness established pursuant to section 6-h of the General Municipal Law, or to a retirement contribution reserve fund established pursuant to section 6-r of the General Municipal Law (County Fund 420 and any successor fund).

****

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 not take effect until at least sixty (60) days after its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the County of Suffolk voting on a proposition for its approval if within sixty (60) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against this law in conformity with the provisions of Section 34(4) of the NEW YORK MUNICIPAL HOME RULE LAW and 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:

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

1547

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

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(631) 853-4415 (FAX)

DATE: JUNE 2, 2011

TO: CLERK OF THE COUNTY LEGISLATURE

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

PROPOSED LOCAL LAW YEAR 2011

TITLE: I.R. NO. -2011; A CHARTER LAW UTILIZING ASSESSMENT STABILIZATION RESERVE FUND SURPLUSES FOR ENHANCING SEWER CAPACITY AND COUNTY-WIDE TAXPAYER PROTECTION

SPONSOR: PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE AND LEGISLATORS D'AMARO, BARRAGA, CILMI AND MURATORE

DATE OF RECEIPT BY COUNSEL:	6/1/2011	PUBLIC HEARING:	6/21/2011
DATE ADOPTED/NOT ADOPTED:		CERTIFIED COPY RECEIVED:	

This law would amend the sewer taxpayer protection component of the County's Drinking Water Protection Program.

Under current law, 25% of the revenues generated by the Drinking Water Protection Program's one-quarter cent sales and compensating use tax goes for sewer taxpayer protection. These monies are deposited in the Assessment Stabilization Reserve Fund ("ASRF"), and used to stabilize taxes within the County's 22 sewer districts and to first instance funding for capital projects within these sewer districts.

The subject law would place a $140 million cap on the ASRF beginning in 2011 and continuing through 2021. If the fund's balance exceeds that cap, the excess monies would be used for new purposes as follows:

1) 62.5% of the excess monies would be earmarked for installation, improvement, maintenance, and operation of sewer infrastructure and sewage treatments plants, and for the installation of residential and commercial enhanced nitrogen removal septic systems. No less than $1.5 million would be appropriated for the nitrogen removal septic systems in each fiscal year.

2) 37.5% of the excess fund balance would be appropriated to the County's tax stabilization reserve fund, debt reserve fund or retirement contribution reserve fund.

This law is made subject to a permissive referendum.

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-enhance-sewer-capacity-taxpayer-protection

Home Rule Message No. 5 - 2011 Laid on the Table: 6/7/11
Introduced by Legislator Barraga

HOME RULE MESSAGE REQUESTING THE STATE OF NEW YORK TO AUTHORIZE SUFFOLK COUNTY TO DISCONTINUE USE OF CERTAIN LAND FOR PARK PURPOSES AND SELL SUCH PROPERTY TO THE FIRST BAPTIST CHURCH OF BAY SHORE (SENATE BILL S.4416-B AND ASSEMBLY BILL A.07456-A)

WHEREAS, Suffolk County acquired a 0.16 acre parcel of land adjacent to the First Baptist Church of Bay Shore through tax foreclosure; and

WHEREAS, Suffolk County has dedicated said parcel as parkland; and

WHEREAS, the First Baptist Church of Bay Shore would like to purchase the land from the County; and

WHEREAS, Suffolk County must obtain State authorization to sell a parcel which has been dedicated for parkland purposes; and

WHEREAS, if the subject parcel is sold to the First Baptist Church of Bay Shore, Suffolk County will purchase property of equal or greater value to the subject parcel and dedicate the purchased land as parkland; now, therefore, be it

1st **RESOLVED**, that this Legislature hereby requests the State of New York to enact Senate Bill S.4416-B and Assembly Bill A.07456-A to authorize the County of Suffolk to discontinue the use of certain County lands as parkland and to sell and convey such lands to the First Baptist Church of Bay Shore; and be it further; and be it further

2nd **RESOLVED**, that the Clerk of this Legislature is hereby directed to forward copies of this Resolution to Governor Andrew M. Cuomo; to the Majority Leader of the New York State Senate Dean Skelos; to the Speaker of the New York State Assembly Sheldon Silver; to the Minority Leaders of the New York State Senate and the New York State Assembly; and to each member of the Long Island delegation to the New York State Legislature.

DATED:

s:\memres\hr-1st Baptist church bay shore

A07456 Text:

S T A T E O F N E W Y O R K

7456--A

2011-2012 Regular Sessions

I N A S S E M B L Y

May 4, 2011

Introduced by M. of A. RAMOS -- read once and referred to the Committee on Local Governments -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to authorize the county of Suffolk to discontinue the use of certain county lands as parkland and to sell and convey such lands to the First Baptist Church of Bay Shore

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The county of Suffolk, acting by and through its governing body, is hereby authorized to permanently discontinue as parklands, and to sell and convey, upon such terms and conditions as such governing body shall deem to be reasonable, to the First Baptist Church of Bay Shore the land described in section three of this act.

S 2. The authorization provided in section one of this act shall be effective only upon the condition that the county of Suffolk dedicate an amount equal to or greater than the fair market value of the property being alienated by this act for the acquisition of additional parklands and/or for capital improvements to existing park and recreational facilities.

S 3. The lands to be permanently discontinued as parklands and alienated, and conveyed are described as follows:

ALL that certain plot, piece or parcel of land situate, lying and being at Bay Shore, Town of Islip, County of Suffolk and State of New York, known and designated as lot numbers 70 and 71 on the Map of Ford-

ham Tract, filed in the Office of Suffolk County Clerk on October 19, 1912 as Map No. 270, said property being bounded and described as follows:

BEGINNING at a point on the easterly side of Harrison Avenue (Forks Road) at the southwesterly corner of Lot 69 on said map, said point being distant 370.61 feet southeasterly from the corner formed by the

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD10523-08-1

northeasterly side of Harrison Avenue and the easterly side of Second Avenue (2nd Avenue);

RUNNING THENCE North 53 degrees 20 minutes 00 seconds East, 171.25 feet to Penataquit Brook;

THENCE South 68 degrees 22 minutes 29 seconds East, 80.53 feet along Penataquit Brook to the southerly side of Lot 71 on said map;

THENCE South 56 degrees 55 minutes 00 seconds West, 187.70 feet along the southerly side of Lot 71 to the westerly side of Harrison Avenue on said map;

THENCE North 59 degrees 28 minutes 00 seconds East, 61.43 feet along the northeasterly side of Harrison Avenue (Forks Road) to the southwesterly corner of Lot 69, the point or place of BEGINNING.

Containing 11,097 Square Feet, more or less.

Reference Suffolk County Tax Map District 0500 Section 341 Block 02 Lot 64.

S 4. The discontinuance and conveyance of parkland authorized by the provisions of this act shall not occur until the county of Suffolk has complied with any federal requirements pertaining to the alienation or conversion of parklands, including satisfying the Secretary of the Interior that the conversion complies with all conditions which the Secretary of the Interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and recreational usefulness to the lands being alienated or converted.

S 5. In the event that the park lands to be dedicated by the county of Suffolk pursuant to this act are not of equal or greater fair market value and usefulness as park lands than the park lands to be discontinued, the county of Suffolk shall dedicate the difference of fair market value and/or usefulness of the lands to be alienated and the lands to be dedicated for the acquisition of additional park lands and/or capital improvements to existing park and recreational facilities.

S 6. This act shall take effect immediately.

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S04416 Text:

S T A T E O F N E W Y O R K

4416--B

Cal. No. 776

2011-2012 Regular Sessions

I N S E N A T E

April 4, 2011

Introduced by Sen. JOHNSON -- read twice and ordered printed, and when printed to be committed to the Committee on Local Government -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported favorably from said committee, ordered to first report, amended on first report, ordered to a second report, and to be reprinted as amended, retaining its place in the order of second report

AN ACT to authorize the county of Suffolk to discontinue the use of certain county lands as parkland and to sell and convey such lands to the First Baptist Church of Bay Shore

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 Section 1. The county of Suffolk, acting by and through its governing
2 body, is hereby authorized to permanently discontinue as parklands, and
3 to sell and convey, upon such terms and conditions as such governing
4 body shall deem to be reasonable, to the First Baptist Church of Bay
5 Shore the land described in section three of this act.
6 S 2. The authorization provided in section one of this act shall be
7 effective only upon the condition that the county of Suffolk dedicate an
8 amount equal to or greater than the fair market value of the property
9 being alienated by this act for the acquisition of additional parklands
10 and/or for capital improvements to existing park and recreational facil-
11 ities.

S 3. The lands to be permanently discontinued as parklands and alienated, and conveyed are described as follows:

ALL that certain plot, piece or parcel of land situate, lying and being at Bay Shore, Town of Islip, County of Suffolk and State of New York, known and designated as lot numbers 70 and 71 on the Map of Fordham Tract, filed in the Office of Suffolk County Clerk on October 19, 1912 as Map No. 270, said property being bounded and described as follows:

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

LBD10523-07-1

BEGINNING at a point on the easterly side of Harrison Avenue (Forks Road) at the southwesterly corner of Lot 69 on said map, said point being distant 370.61 feet southeasterly from the corner formed by the northeasterly side of Harrison Avenue and the easterly side of Second Avenue (2nd Avenue);

RUNNING THENCE North 53 degrees 20 minutes 00 seconds East, 171.25 feet to Penataquit Brook;

THENCE South 68 degrees 22 minutes 29 seconds East, 80.53 feet along Penataquit Brook to the southerly side of Lot 71 on said map;

THENCE South 56 degrees 55 minutes 00 seconds West, 187.70 feet along the southerly side of Lot 71 to the westerly side of Harrison Avenue on said map;

THENCE North 59 degrees 28 minutes 00 seconds East, 61.43 feet along the northeasterly side of Harrison Avenue (Forks Road) to the southwesterly corner of Lot 69, the point or place of BEGINNING.

Containing 11,097 Square Feet, more or less.

Reference Suffolk County Tax Map District 0500 Section 341 Block 02 Lot 64.

S 4. The discontinuance and conveyance of parkland authorized by the provisions of this act shall not occur until the county of Suffolk has complied with any federal requirements pertaining to the alienation or conversion of parklands, including satisfying the Secretary of the Interior that the conversion complies with all conditions which the Secretary of the Interior deems necessary to assure the substitution of other lands shall be equivalent in fair market value and recreational usefulness to the lands being alienated or converted.

S 5. In the event that the park lands to be dedicated by the county of Suffolk pursuant to this act are not of equal or greater fair market value and usefulness as park lands than the park lands to be discontinued, the county of Suffolk shall dedicate the difference of fair market value and/or usefulness of the lands to be alienated and the lands to be dedicated for the acquisition of additional park lands and/or capital improvements to existing park and recreational facilities.

S 6. This act shall take effect immediately.

Go to top Page display time = 0.0209 sec

OFFICE OF THE COUNTY LEGISLATURE

COUNTY OF SUFFOLK

GEORGE NOLAN
COUNSEL TO THE LEGISLATURE
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MEMORANDUM

DATE: May 24, 2011

TO: Tim Laube, Clerk of the Legislature

FROM: George Nolan, Counsel to the Legislature GN

RE: Home Rule Message Requesting the State of New York to Authorize Suffolk County to Discontinue Use of Certain Land for Park Purposes and Sell Such Property to the First Baptist Church of Bay Shore (Senate Bill S.4416-B and Assembly Bill A.07456-A)

Pursuant to the request of Legislator Barraga, enclosed please find the above referenced Home Rule Message, with appropriate back-up, for immediate filing.

GN:tm
Enclosure

cc: Hon. Thomas F. Barraga, County Legislator, 11th District

s:\let\cl-HR First Baptist Church