

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

December 29, 2008

RECEIVED
2008 DEC 30 P 1:58
COUNTY LEGISLATURE
SUFFOLK COUNTY, N.Y.
HAUPPAUGE

Presiding Officer William J. Lindsay and
Members of the Suffolk County Legislature
William H. Rogers Legislative Building
725 Veterans Memorial Highway
Smithtown, New York 11787

RE: RESOLUTION 1139-2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RESTORATION OF THE BOAT HOUSE AT THE VANDERBILT MUSEUM (CP 7438)

Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein Resolution No. 1139-2008; "Amending the 2008 Capital Budget and Program and appropriating funds in connection with the restoration of the Boat House at the Vanderbilt Museum (CP 7438)" vetoed in its entirety.

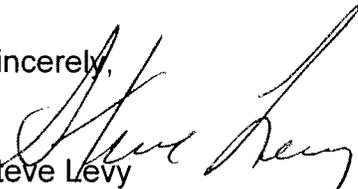
While many 2009 budgetary line items have been drastically reduced in order to provide necessary government services and hold the line on property taxes during a fiscal crisis, providing additional funding to restore a boathouse within a currently unsustainable facility is not a smart use of taxpayer's dollars. Since the necessary work cannot begin during winter months and steps have already been taken to temporarily stabilize the boathouse, the immediate approval of the resolution is not necessary.

The Vanderbilt Museum must provide a concrete plan towards becoming a self sufficient facility or continued funding from the county for restoration objectives will be for naught. The physical location of the boathouse is difficult to access and therefore not a revenue enhancer for the Vanderbilt Museum and will not help during its current fiscal crisis.

Furthermore, the Legislature's failure to approve the accompanying bond resolution shows hesitance on their part to provide funding for this project.

For this and the other reasons enumerated above, I strongly urge the legislature to sustain my veto of this resolution.

Sincerely,



Steve Levy

County Executive of Suffolk County

SL:srt

cc: All Suffolk County Legislators
Tim Laube, Clerk of the Legislature
Christine Malafi, Esq., Suffolk County Attorney
Lynne A. Bizzarro, Esq., Chief Deputy County Attorney
James A. Morgo, Chief Deputy County Executive
Frederick B. Pollert, Deputy County Executive for Finance and Management
Jeffrey W. Szabo, Deputy County Executive and Chief of Staff
Ben Zwirn, Deputy County Executive
Connie Corso, Budget Director
Dan Aug, Director of Communications
Mark Smith, Deputy Director of Communications

Intro. Res. 2168 Res. No. 1139

December 16, 2008

Motion:
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:
 Romaine, Schneiderman, Browning, Beedenbender, Losquadro
 Eddington, Montano, Alden, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE	/				
2	Jay H. SCHNEIDERMAN		/			
3	Kate M. BROWNING		/			
4	Brian BEEDENBENDER		/			
6	Daniel P. LOSQUADRO	/				
7	Jack EDDINGTON		/			
9	Ricardo MONTANO		/			
10	Cameron ALDEN		/			
11	Thomas F. BARRAGA		/			
12	John M. KENNEDY, JR.	/				
13	Lynne C. NOWICK	/				
14	Wayne R. HORSLEY	/				
15	DuWayne GREGORY		/			
16	Steven H. STERN	/				
17	Lou D'AMARO	/				
18	Jon COOPER	/				
5	Vivian VILORIA-FISHER, D.P.O.	/				
8	William J. LINDSAY, P.O.	/				
	Totals	10	8			

MOTION

Approve

___ Table: _____

___ Send To Committee

___ Table Subject To Call

___ Lay On The Table

___ Discharge

___ Take Out of Order

___ Reconsider

___ Waive Rule _____

___ Override Veto

___ Close

___ Recess

APPROVED FAILED _____

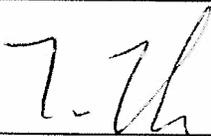
No Motion _____ No Second _____

RESOLUTION DECLARED

ADOPTED

___ NOT ADOPTED

Roll Call Voice Vote _____



 Tim Laube, Clerk of the Legislature

RESOLUTION NO. 1139-2008, AMENDING THE 2008 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH THE RESTORATION OF THE BOAT HOUSE AT THE VANDERBILT MUSEUM (CP 7438)

WHEREAS, the Executive Director of the Suffolk County Vanderbilt Museum has requested construction funds to continue restoration of the historic boat house; and

WHEREAS, the building's roof and floor is temporarily shored; and

WHEREAS, previously appropriated funding is insufficient to complete the structural renovations and permanently stabilize the boat house; and

WHEREAS, funds are not included in the 2008 Capital Budget and Program to cover the cost of these improvements and pursuant to the Suffolk County Charter, Section C-4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, the County Legislature by resolution of even date herewith, has authorized issuance of \$475,000 in Suffolk County serial bonds for the restoration of the boat house; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2008 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-seven (47) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2008 Capital Budget and Program be and is hereby amended as follows:

Project Number: CP 7401

Project Title: Restoration of Habitat Wing at Suffolk County Vanderbilt Museum

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
1. Planning	\$ 20,000	\$200,000B	\$0
TOTAL	\$125,000	\$200,000	\$0

Project Number: CP 7447

Project Title: Rehabilitation of Plumbing at Suffolk County Vanderbilt Museum

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
3. Construction	\$860,000	\$275,000B	\$0
TOTAL	\$945,000	\$275,000	\$0

Project Number: CP 7438
Project Title: Restoration of Boat House at the Vanderbilt Museum

<u>Cost Elements</u>	<u>Total Est'd Cost</u>	<u>Current 2008 Capital Budget & Program</u>	<u>Revised 2008 Capital Budget & Program</u>
3. Construction	\$890,000	\$0	\$475,000B
TOTAL	\$940,000	\$0	\$475,000

and be it further

3rd RESOLVED, that the proceeds of \$475,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<u>Project No.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-7438.311	Restoration of Boat House at the Vanderbilt Museum	\$475,000

and be it further

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

5th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(C) (21), (22) and (27), since it constitutes a local legislative decision in connection with the maintenance, repair, replacement, rehabilitation, reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes. As a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

6th RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete such improvements to the boat house at the Suffolk County Vanderbilt Museum.

DATED: DEC 16 2008

APPROVED BY:

VETOED

County Executive of Suffolk County

Date: 12-30-2008