

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

STEVE LEVY
COUNTY EXECUTIVE

July 9, 2010

Mr. Timothy Laube
Clerk of the Legislature
Suffolk County Legislature
Veterans Memorial Highway
Hauppauge, New York 11788

2010 JUL -9 P 4: 32
RECEIVED

RE: - June 8, 2010 – Legislative General Meeting

Vetoed 2010 Resolutions: # 499, 500, 503, 572

Dear Mr. Laube:

Attached please find the above resolutions, which have been acted upon as indicated.

Very truly yours,

Brendan Chamberlain
Intergovernmental Relations Director

Received by Tim Laube Date 7-9-10 Time 4:33pm

BC:gg
Enclosure

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

July 9, 2010

2010 JUL - 9 PM 4:33
D. J. ...

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 NO. 499-2010, A LOCAL LAW TO ESTABLISH A PROMPT CONTRACTING POLICY FOR NOT-FOR-PROFIT ORGANIZATIONS.

Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein **"Resolution No. 499- 2010 A Local Law to establish a prompt contracting policy for not-for-profit organizations"** vetoed in its entirety.

This resolution requires an administering department to fully execute a contract with any non-profit organization that is funded on a line item basis by February 1st and in the event that the department did not contract with the agency in the preceding year, the deadline would be March 15th. These deadlines, while purported to be needed reforms, do not reflect the reality of the contracting process and will place an undue burden on departments already doing more with less.

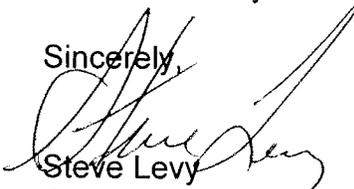
During my tenure, I have worked to reduce delays and streamline the contracting process. In fact, the county held the first-ever Contract Signing Day on February 18, 2009, and signed over 90 contracts on that day. A second contract signing day scheduled for March 31, 2009, was cancelled, in conjunction with the non-profit agencies, as there was no need. The 2010 contract signing day was held on March 3, 2010, and the feedback we have heard from our contract agencies has been excellent and we continue to be open to other efficiencies and ideas for improvement.

In drafting this proposal, the sponsor did not take into account the fact that the non-profit agencies often fail to submit required documentation that is necessary for the county to complete a contract. In discussing this legislation with the departments, the consensus is that a more realistic proposal would take into account these delays that are beyond our control and we would recommend that the clock for any deadline only start after the contract package submitted by the agency is complete.

Furthermore, according to a report from the New York State Comptroller's Office, the state has been late in executing its contracts with not-for-profit agencies in New York an extraordinary 82 percent of the time – and this is based upon a state standard which allows for contracts to be processed within 150-180 days, not 30.

For these reasons, I strongly urge the Legislature to sustain my veto of this resolution.

Sincerely,



Steve Levy

County Executive of Suffolk County

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
Christopher Kent, Chief Deputy County Executive
Edward Dumas, Chief Deputy County Executive
Connie Corso, Deputy County Executive for Finance and Management
Ken Crannell, Deputy County Executive
Ben Zwirn, County Executive Assistant
Eric Naughton, Budget Director
Dan Aug, Director of Communications
Mark Smith, Deputy Director of Communications

Intro. Res. No. 1415-2010

Laid on Table 4/27/2010

Introduced by Legislators Gregory, Romaine, Montano, Schneiderman, Browning, Cooper and Vilorio-Fisher

**RESOLUTION NO. 499 -2010, ADOPTING LOCAL LAW
NO. -2010, A LOCAL LAW TO ESTABLISH A PROMPT
CONTRACTING POLICY FOR NOT-FOR-PROFIT
ORGANIZATIONS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on April 27, 2010, a proposed local law entitled, **"A LOCAL LAW TO ESTABLISH A PROMPT CONTRACTING POLICY FOR NOT-FOR-PROFIT ORGANIZATIONS"**; now, therefore be it

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

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

**A LOCAL LAW TO ESTABLISH A PROMPT CONTRACTING POLICY
FOR NOT-FOR-PROFIT ORGANIZATIONS**

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the County of Suffolk has historically utilized outside not-for-profit agencies to provide important services to veterans, seniors, young people, handicapped citizens and other residents who depend on programs funded by the County.

This Legislature further finds that many not-for-profit organizations are funded every year by the County of Suffolk and are often identified in the County Operating Budget as a "line item" to receive funding.

This Legislature also determines that notwithstanding their inclusion in the Suffolk County Operating Budget, not-for-profit organizations are often unable to consummate a contract with the County for many months even though the terms and conditions of these agreements vary little from year to year. In the absence of a fully executed contract, these agencies are unable to receive payment for the services they render.

This Legislature also finds that this contracting lag places not-for-profit organizations in an unenviable position, where they incur salary and other expenses to deliver a service but must wait many months for reimbursement from the County because no contract is in place. As a result of these delays, some not-for-profit organizations must borrow money to continue services and thereby incur additional interest costs.

This Legislature further finds and determines that unnecessary delays in executing contracts and making payments to not-for-profit organizations may result in service interruptions and could ultimately discourage such organizations from doing business with the County.

Therefore, the purpose of this law is to address a longstanding problem and establish a prompt contracting policy for not-for-profit organizations that provide services to Suffolk County residents.

Section 2. Definitions.

The following terms shall have the meanings indicated:

“ADMINISTERING DEPARTMENT” - the department, office or agency of Suffolk County Government to which an appropriation is made, on a line-item basis, in the Suffolk County Operating Budget to fund a not-for-profit organization.

“FULLY EXECUTED CONTRACT” – a contractual agreement executed by an administering department and a not-for-profit organization, and any other County official as may be required, and approved by the Suffolk County Attorney.

“NOT-FOR-PROFIT ORGANIZATION”- a not-for-profit corporation as defined in section 102 of the NEW YORK NOT-FOR-PROFIT CORPORATION LAW, which renders human services to the residents of Suffolk County, including services related to health, welfare/social services, child care, parks/recreation, economic development, cultural affairs, veterans’ affairs, handicapped programs, public safety, youth, aging/senior citizens’ program, minority affairs, women’s affairs, labor/employment services, and education.

Section 3. Prompt contracting requirements.

- A. An administering department shall fully execute a contract with any not-for-profit organization that is funded on a line-item basis within their department in the Suffolk County Operating Budget by February 1 of the applicable budget year. In the event an administering department did not contract with the not-for-profit organization in the preceding budget year, the administering department shall fully execute a contract with the not-for-profit organization by March 15 of the applicable budget year.
- B. In the event line item funding for a not-for-profit organization is approved via a resolution amending an adopted operating budget, the administering department shall have not more than sixty (60) days following the effective date of the resolution to fully execute a contract with the not-for-profit organization so funded.
- C. In the event an administering department is unable to comply with the time frames set forth in paragraphs (A) and (B) of this section due to circumstances beyond the control of the department, the administering department shall document the basis for its inability to comply in a written notice to the Presiding Officer of the Suffolk County Legislature, the Chairman of the Suffolk County Legislature’s Budget and Finance Committee, the Director of the Division of the Budget and the affected not-for-profit organization on or before the deadline date for the execution of the contract.

Section 4. Applicability.

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

Section 5. 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 6. 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 7. Effective Date.

This law shall take effect on January 1, 2011.

DATED: June 8, 2010

APPROVED BY:

VETOED

County Executive of Suffolk County

Date: 7-9-10

Intro. Res. 1415 Res. No. 499

June 8, 2010

Motion:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Vilorio-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	Thomas MURATORE					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
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	17	1			

MOTION
<input checked="" type="checkbox"/> 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 <input checked="" type="checkbox"/> FAILED _____
No Motion _____ No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
NOT ADOPTED

Tim Laube

 Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

July 9, 2010

2010 JUL -9 PM 4:33
OFFICE OF THE COUNTY EXECUTIVE
SUFFOLK COUNTY
NEW YORK

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 NO. 500 -2010 A LOCAL LAW TO EXTEND PROMPT
PAYMENT POLICY FOR NOT-FOR-PROFIT CONTRACT AGENCIES,**

Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein **Resolution No. 500-2010, A LOCAL LAW TO EXTEND
PROMPT PAYMENT POLICY FOR NOT-FOR-PROFIT CONTRACT AGENCIES,**
vetoed in its entirety.

This proposed local law would require the County to pay not-for-profit and other specific agencies within thirty days of the receipt of invoice or be subject interest penalties.

While the Legislature's intent is to model this proposal after Local Law 2-2008, that requires a similar prompt payment policy for child care providers, it fails to acknowledge the significant administrative burden associated with that policy and what the impact would be on the various departments if the policy were expanded. Due to the sheer volume of child care contracts processed monthly, the Department of Social Services has had to reallocate staff and put all efforts into contract payment to avoid the associated interest penalties. A new policy that requires a similar prompt pay for all not-for-profit agency payments will overwhelm not only DSS, but other county departments at a time when the Legislature is approving other legislation that proactively downsizes the workforce and asks remaining employees to do more with less.

Additionally, the proposed local law does not acknowledge that ensuring prompt payment is beyond the control of the Executive and requires affirmative action by the Office of the Comptroller and Treasurer. As I have reviewed this proposal with my departments, it's clear that even if we were able to restructure our administrative process, the Comptroller and Treasurer would have significant difficulty meeting this new payment standard, given the required audit and control procedures and daily struggle in managing cash flow, especially during this time of significant fiscal stress.

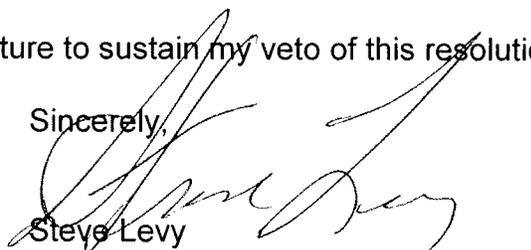
This legislation requires a 30 day payment timeline without any update or streamlining of the due diligence and other contract requirements imposed by the County Legislature. The departments have also expressed that this legislation does not take into consideration the effects contractual amendments and modifications will have on the payment processing timeline, nor the timeline necessary for county staff to verify that prior calendar year requirements have been satisfied by the contracting agencies.

Even the most efficient private sector business would have difficulty meeting the timelines established by this proposed local law. In fact, most businesses would do back flips to get paid so quickly. Many wait 6 months, some over a year to get paid, if at all. And according to a report from the New York State Comptroller's Office, not-for-profit agencies in New York are hurting from delayed payments because state government is late in processing contracts an extraordinary 82 percent of the time – and this is based upon a state standard which allows for contracts to be processed within 150-180 days, not 30.

Most disturbing, however is that the Legislature would negatively impact taxpayers, by its own Budget Review Office's estimate, with an additional \$642,000 over five years, from potential interest penalties imposed by this policy change. This is completely unacceptable to me as the current fiscal crisis has us questioning our ability to even provide the services offered by the agencies this legislation purports to help. At this critical juncture, we need legislative solutions to help solve our budget shortfall, not add to it and penalize taxpayers.

For these reasons, I strongly urge the Legislature to sustain my veto of this resolution.

Sincerely,



Steve Levy
County Executive of Suffolk County

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
Christopher Kent, Chief Deputy County Executive
Edward Dumas, Chief Deputy County Executive
Connie Corso, Deputy County Executive for Finance and Management
Ken Crannell, Deputy County Executive
Ben Zwirn, County Executive Assistant
Eric Naughton, Budget Director
Dan Aug, Director of Communications
Mark Smith, Deputy Director of Communications

**RESOLUTION NO. 500 -2010, ADOPTING LOCAL LAW
NO. -2010, A LOCAL LAW TO EXTEND PROMPT
PAYMENT POLICY FOR NOT-FOR-PROFIT CONTRACT
AGENCIES**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on April 27, 2010, a proposed local law entitled, "**A LOCAL LAW TO EXTEND PROMPT PAYMENT POLICY FOR NOT-FOR-PROFIT CONTRACT AGENCIES**"; now, therefore be it

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

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

**A LOCAL LAW TO EXTEND PROMPT PAYMENT POLICY FOR
NOT- FOR-PROFIT CONTRACT AGENCIES**

**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 No. 2-2008 established a County policy to pay child care providers in a prompt manner.

This Legislature also finds that the County Legislature enacted this "prompt payment" policy because the County's failure to pay its child care providers for services rendered within a reasonable time period threatened the very existence of these agencies.

This Legislature determines that the County has successfully complied within the requirements of Local Law No. 2-2008 and promptly paid child care providers since the law's enactment.

This Legislature finds that this County's other contract agencies continue to deal with the County's failure to pay promptly, often receiving payment many months after submitting vouchers/invoices to the County for services rendered. The County's failure to pay promptly causes cash flow problems for the agencies providing vital services to Suffolk County residents.

This Legislature continues to believe that Suffolk County government, like any person or entity, has an obligation to pay its debts in a reasonably timely manner and the failure to do so is inexcusable.

Therefore, the purpose of this local law is to extend the County's prompt payment policy to all not-for-profit contract agencies.

Section 2. Definitions.

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

ADMINISTERING DEPARTMENT - the department, office or agency of Suffolk County government responsible for administering a contract with a contract agency.

CONTRACT AGENCY - any not-for-profit corporation or entity which the County of Suffolk contracts with to render human services directly to the residents of Suffolk County including services related to health, welfare/social services, parks/recreation, economic development, cultural affairs, veterans' affairs, handicapped programs, public safety, youth, aging, senior citizens' programs, minority affairs, women's affairs, labor/employment services and education.

CONTRACT - any agreement, upon sufficient consideration, entered into by the County of Suffolk for an amount in excess of \$10,000.

COUNTY - the County of Suffolk and any department, office, or agency of Suffolk County government.

PROPER INVOICE - a written request for payment that is submitted by a contract agency setting forth services delivered or rendered as the price for said services, in such form and supported by such other documentation as the County of Suffolk may require.

RECEIPT OF INVOICE - the date on which a proper invoice is actually received by the administering department.

SET-OFF - a reduction by the County of payment due to a contract agency by an amount equal to the amount of an unpaid legally enforceable debt owed by the contract agency to the County.

Section 3. Prompt Payment Policy.

- A. Notwithstanding the provisions of any other law to the contrary, the County shall make payment for services rendered by a contract agency pursuant to a contract within thirty (30) days of the administering department's receipt of invoice. Should the County fail to make payment by the required payment date, the County shall make an interest payment to the affected contract agency on the amount of the payment due. Interest shall be computed at the rate equal to the overpayment rate set by the New York State Commissioner of Taxation and Finance pursuant to subsection (e) of section one thousand ninety-six of NEW YORK TAX LAW. The interest payment shall not reduce the amount payable to the contract agency under the terms of the subject contract and invoice.
- B. The County shall not be required to make payment within thirty (30) days of receipt of invoice when:
 - 1. the necessary appropriation required to authorize payment has not been enacted;
 - 2. the County is entitled to a set-off against the invoice amount;

3. statutory or contractual provisions, if any, make payment within 30 days impossible; or
 4. some or all of the invoice amount must be withheld to satisfy claims, liens or judgments against the contract agency; any remaining amount due the contract agency provide shall be paid within 30 days of receipt of invoice.
- C. The County may, within fifteen (15) days after receipt of invoice, notify a contract agency of defects in the delivered services; defects in the invoice; or other suspected improprieties. The existence of such defects or improprieties shall toll the commencement of the time period specified in subsection (A) of this section. If the County fails to provide reasonable grounds for its contention that a defect or impropriety exists, the date by which contract payment must be made in order for the County not to become liable for interest payments shall be calculated from the date of receipt of invoice.

Section 4. Applicability.

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

Section 5. 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 6. 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 7. Effective Date.

This law shall take effect on January 1, 2011.

DATED: June 8, 2010

APPROVED BY:

VETOED

County Executive of Suffolk County

Date: 7-9-10

Intro. Res. 1490 Res. No. 500

June 8, 2010

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

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

Second:
Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, 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	Thomas MURATORE						
6	Daniel P. LOSQUADRO						
7	Jack EDDINGTON						
9	Ricardo MONTANO						
10	Thomas CILMI			/			
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	16	2				

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 _____

Tim Laube

 Tim Laube, Clerk of the Legislature

Roll Call _____ Voice Vote

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

July 9, 2010

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 NO. 503-2010 A CHARTER LAW TO GUARANTEE
CONTINUITY AND STABILITY IN COUNTY LAW ENFORCEMENT AND ENSURE
ADEQUATE RESOURCES FOR PUBLIC SAFETY**

Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein **Resolution No. 503-2010; "A Charter Law to Guarantee Continuity and Stability in County Law Enforcement and Ensure Adequate Resources for Public Safety"** vetoed in its entirety, as it is based upon unfounded assertions, it weakens the county's standing in collective bargaining, and it is unwise public policy that benefits the police bargaining unit to the detriment of the taxpayers we were elected to serve.

Notwithstanding claims to the contrary, the resolution is the ultimate in micromanaging what has been an effective and cost-efficient police management team.

Since I appointed Commissioner Richard Dormer and his team at the start of 2004:

- Overall crime has decreased by 17.5% (2009 compared to 2003);
- Part I crime has decreased by 11% (murder/manslaughter, rape, robbery, aggravated assault, burglary, larceny, motor vehicle theft) over that same period;
- A greater percentage of police officers are on Sector Patrol (64%, compared to 50% in 2003);
- Centralized, specialty units on gangs, heroin and quality-of-life crimes have been created and deployed as needed to target areas;
- Overtime costs have decreased over the last three years;
- The annual rate of growth in police department spending has been curtailed to approximately 2% (compared to a previous average of more than 6%).

Unfounded Assertions

The resolution is based upon a false premise that recent management initiatives of the Police Commissioner "...were not subjected to rigorous review, analysis and discussion within the Police Department." (Fifth paragraph, Legislative Intent)

As County Executive, my highest responsibility is to provide for the safety of all people in this county. Police Commissioner Richard Dormer and I both take this responsibility extraordinarily seriously, and I reject any assertion that Commissioner Dormer's administration would carelessly or haphazardly implement measures that would jeopardize the safety of the public or the safety of the brave men and women who serve in our Police Department.

The third paragraph of the Legislative Intent cites the September 2008 reassignment of patrol functions on two New York State roads from the SCPD Highway Patrol to the Suffolk County Sheriff. By the time you consider this veto message it will be just short of two full years since that reassignment – which allowed us to redeploy 55 Highway Patrol officers back into local sector patrols within the communities you serve.

In those two years, the public's safety on the highways has not been negatively impacted; in fact the number of accidents on those roads has declined slightly. And through this redeployment, we were able to provide real, annual cost savings of as much as \$12 million.

The reassignment of highway patrol continues to be the subject of debate -- not for the public at large or drivers on our highways but solely for the Suffolk County Police Benevolent Association and union-friendly legislators. The matter continues to be subject of a PERB action (which by the way, according to the union's filing was precipitated over a potential loss of overtime and vacation time preference for its members, not over public safety). But it is time for legislators to give up the Highway Patrol battle on behalf of the PBA and recognize that in two years we have saved taxpayers money, we have been able to provide the same service on state roads and we have gained the service of 55 police officers in our local precincts.

The fourth paragraph of the Legislative Intent cites "...the dissolution of long established police units" in 2009, referring to changes of assignment in the PD's motorcycle unit and warrants section. These changes were of great interest to the PBA, and hence to the Legislature's Public Safety Committee. Yet, day in and day out, constituents contact my office on a wide and varied range of issues, and I can say with confidence that no resident, outside of those affiliated with the police union, has ever contacted my office over the small and largely ceremonial motorcycle unit (which provides funeral escorts and, so far this year, has averaged all of 1.2 summonses per officer per day worked) or questioned whether warrants could be served by police officers or sheriffs.

Negative Impact on Collective Bargaining

In 2009, facing a national economic collapse and shrinking sales and property tax collections, we needed to explore a wide range of cost saving initiatives.

We began negotiations with every collective bargaining unit to gain savings through concessions, whether through a lag payroll or by other deferrals. We negotiated with the PBA the deferral of \$12 million in salary increases, in exchange for provisions to maintain certain units and commands in the purview of the police department. That negotiated agreement runs through 2015. This Charter Law would in essence take those negotiated provisions and grant them -- in perpetuity -- to the PBA.

When the sponsor of this legislation was informed that this Charter Law would give away to the PBA what had previously been gained for a \$12 million concession, he stated for the record:

“... I actually feel good when you say you give it away because what you’re telling me is the bullying techniques will not be allowed to be used, and I’m happy with that.... I’m not a lawyer, I’m a social worker. I despise that type of negotiations”

It is the role of the county executive and legislators to represent taxpayers in collective bargaining. In the world of Social Work, perhaps that can be described as ‘bullying’ but in the real world that is called “gaining the best deal possible for the taxpayers we serve.”

Bad Public Policy

Although the legislation purports not to micromanage, in practicality the Charter Law would seriously handcuff the ability of the Police Commissioner to manage his resources in a manner that protects public safety and the taxpayers.

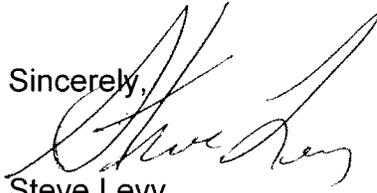
The legislation goes far beyond broad policy questions by requiring legislative approval for the very type of management efficiencies that has enabled our administration to control crime and taxes. And it would cripple the ability of the department to react in real-time to the public safety needs and seasonal trends by subjecting these initiatives to the legislative cycle.

Over the past year, simple resolutions – such as the approval of free Homeland Security money to Sheriff’s office, civilianization of certain non-police functions or authorizing a Spanish-speaking police officer title – have been defeated or at least delayed; and almost always after the PBA has spoken out against those measures.

It is not a stretch of the imagination to believe that if this resolution is allowed to stand, the ability of this or any future Police Commissioner to manage resources could be interminably bottled up by a simple Public Safety committee majority of three legislators.

For these reasons, I strongly urge the Legislature to sustain my veto of this resolution.

Sincerely,



Steve Levy
County Executive of Suffolk County

SL:mls

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
Christopher Kent, Chief Deputy County Executive
Edward Dumas, Chief Deputy County Executive
Connie Corso, Deputy County Executive for Finance and Management
Ken Crannell, Deputy County Executive
Ben Zwirn, County Executive Assistant
Eric Naughton, Budget Director
Dan Aug, Director of Communications
Mark Smith, Deputy Director of Communications

**RESOLUTION NO. 503 -2010, ADOPTING LOCAL LAW
NO. -2010, A CHARTER LAW TO GUARANTEE
CONTINUITY AND STABILITY IN COUNTY LAW
ENFORCEMENT AND ENSURE ADEQUATE RESOURCES
FOR PUBLIC SAFETY**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 2, 2010 a proposed local law entitled, "A CHARTER LAW TO GUARANTEE CONTINUITY AND STABILITY IN COUNTY LAW ENFORCEMENT AND ENSURE ADEQUATE RESOURCES FOR PUBLIC SAFETY"; now, therefore be it

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

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

**A CHARTER LAW TO GUARANTEE CONTINUITY AND STABILITY IN
COUNTY LAW ENFORCEMENT AND ENSURE ADEQUATE RESOURCES
FOR PUBLIC SAFETY**

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Suffolk County Government's top responsibility and duty is to protect the health and safety of County residents.

This Legislature also finds that pursuant to the SUFFOLK COUNTY CHARTER, the Suffolk County Legislature is the policy-making arm of County Government.

This Legislature further finds that in recent years, the Commissioner of the Suffolk County Police Department has executed major policy changes that affect law enforcement in Suffolk County without advising, much less seeking input or approval from, members of the Suffolk County Legislature. The most significant policy change was the reassignment of highway patrol duties on the Long Island Expressway and Sunrise Highway from the Suffolk County Police Department to the Suffolk County Sheriff in September 2008.

This Legislature determines that in the summer of 2009, the Police Department considered other major policy changes including the dissolution of long established police units and the further transfer of public safety functions to the Sheriff.

This Legislature also finds that the Legislature's Public Safety Committee has conducted an investigation to determine the rationale underlying the above described policy shifts. Based on the Police Department's response to legislative subpoenas, it appears that the policy changes and proposals described above were not subjected to rigorous review, analysis and discussion within the Police Department.

This Legislature determines that while the Legislature does not wish to micromanage the day-to-day operations of the Suffolk County Police Department, it has become apparent that the Legislature must act affirmatively to reassert its charter derived policy-making authority in the area of public safety.

This Legislature further finds that before the Police Department transfers a public safety function to another law enforcement agency or simply eliminates a function, the Department should and must obtain legislative approval.

The Legislature further determines that requiring legislative approval for fundamental public safety policy changes will ensure that such changes are adequately reviewed, analyzed and debated before they are enacted.

This Legislature also determines that additional scrutiny and debate of policy change will reassure the public that its safety is, in fact, adequately protected.

Therefore, the purpose of this charter law is to require that any proposed transfer of a public safety function from the Police Department to another law enforcement agency or the elimination of a police department function be approved by the County Legislature before it is enacted.

Section 2. Amendment.

Article XIII of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

ARTICLE XIII, Department of Police

* * * *

§ C13-13. Transfer or Elimination of Police Department function

- A. No service provided primarily by the Police Department and no official command duty or responsibility contained in the Suffolk County Police Department's Rules and Procedures as of the effective date of this law, and assigned to and performed by sworn or civilian employees of the Police Department, shall be transferred to or reassigned to another law enforcement agency or County department without the prior approval of the County Legislature pursuant to a duly enacted resolution.

- B. No services provided primarily by the Police Department and no official command duty or responsibility contained in the Suffolk County Police Department's Rules and Procedures as of the effective date of this law, and assigned to and performed by sworn or civilian employees of the Police Department, shall be eliminated by the Police Department without the prior approval of the County Legislature pursuant to a duly enacted resolution.

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

Section 6. Effective Date.

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

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

DATED: June 8, 2010

APPROVED BY:

VETOED
County Executive of Suffolk County

Date: 7-9-10

Intro. Res. 1164 Res. No. 503

June 8, 2010

Motion:

Romaine, Schneiderman, Browning, Muratore, Losquadro
Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Vilorio-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	Thomas MURATORE	/				
6	Daniel P. LOSQUADRO	/				
7	Jack EDDINGTON	/				
9	Ricardo MONTANO	/				
10	Thomas CILMI		/			
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		12	5	1		

MOTION	
<input checked="" type="checkbox"/>	Approve
Table:	_____
<input type="checkbox"/>	Send To Committee
<input type="checkbox"/>	Table Subject To Call
<input type="checkbox"/>	Lay On The Table
<input type="checkbox"/>	Discharge
<input type="checkbox"/>	Take Out of Order
<input type="checkbox"/>	Reconsider
<input type="checkbox"/>	Waive Rule _____
<input type="checkbox"/>	Override Veto
<input type="checkbox"/>	Close
<input type="checkbox"/>	Recess
APPROVED <input checked="" type="checkbox"/>	FAILED _____
No Motion _____	No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
<input type="checkbox"/> NOT ADOPTED

Tim Laube

 Tim Laube, Clerk of the Legislature

Roll Call Voice Vote _____

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

July 9, 2010

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

2010 JUL -9 P 4:35
OFFICE OF THE COUNTY EXECUTIVE
SMITHTOWN, NY 11787

RE: RESOLUTION NO. 572 – 2010, ADOPTING LOCAL LAW NO. – 2010, A LOCAL LAW TO STREAMLINE PROCEDURES FOR SELECTING THE COUNTY LEGISLATURE’S PRESIDING OFFICER AND DEPUTY PRESIDING OFFICER

Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein **Resolution No.572 – 2010 Adopting Local Law No. – 2010, A Local Law to streamline procedures for selecting the County Legislature’s Presiding Officer and Deputy Presiding Officer**; vetoed in its entirety.

Since its inception, the Suffolk County Legislature has successfully selected a Presiding Officer and Deputy Presiding Officer on the floor of the legislature by a majority vote by all of its members. While in some instances it has taken a lengthy but healthy debate on who should be selected to the leadership positions of Presiding Officer and Deputy Presiding Officer, the Legislature eventually gets organized and continues with the business of performing as the representative branch of Government in Suffolk County.

A significant change in the process for the selection of the Legislature’s Presiding Officer and Deputy Presiding Officer should reflect a clear consensus of the members of the Legislature, which is obviously not the case given the final vote tally on this legislation, as well as the strong will and desire of the people. To my knowledge there has been no public hue and cry for a change in how the Presiding Officer and Deputy Presiding Officer are selected.

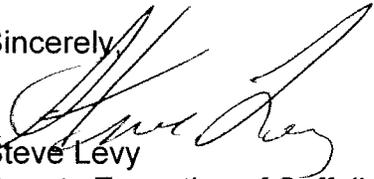
As with other proposals previously advanced by the sponsors -- including attempts to increase the term of office for a legislator from two years to four years and to create a fixed two-year term for the presiding officer -- this proposal causes concern because it weakens basic democratic principles of representative government. For example: if, during the organizational meeting, the Presiding Officer is unable to persuade a majority to select his or her preferred choice as Deputy, this resolution ultimately grants the

authority to the Presiding Officer to appoint that very person who was just unable to gain a majority of support.

The current process and procedure has stood the test of time and I see no reason to make this change.

For these reasons, I strongly urge the Legislature to sustain my veto of this resolution.

Sincerely,



Steve Levy
County Executive of Suffolk County

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
Christopher Kent, Chief Deputy County Executive
Edward Dumas, Chief Deputy County Executive
Connie Corso, Deputy County Executive for Finance and Management
Ken Crannell, Deputy County Executive
Ben Zwirn, County Executive Assistant
Eric Naughton, Budget Director
Dan Aug, Director of Communications
Mark Smith, Deputy Director of Communications

**RESOLUTION NO. 572 -2010, ADOPTING LOCAL LAW
NO. -2010, A LOCAL LAW TO STREAMLINE
PROCEDURES FOR SELECTING THE COUNTY
LEGISLATURE'S PRESIDING OFFICER AND DEPUTY
PRESIDING OFFICER**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 2, 2010, a proposed local law entitled, "**A LOCAL LAW TO STREAMLINE PROCEDURES FOR SELECTING THE COUNTY LEGISLATURE'S PRESIDING OFFICER AND DEPUTY PRESIDING OFFICER**"; now, therefore be it

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

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

**A LOCAL LAW TO STREAMLINE PROCEDURES FOR
SELECTING THE COUNTY LEGISLATURE'S PRESIDING
OFFICER AND DEPUTY PRESIDING OFFICER**

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the procedures for selecting a Presiding Officer and Deputy Presiding Officer of the Suffolk County Legislature, and the filling of vacancies in these offices, are set forth in the SUFFOLK COUNTY ADMINISTRATIVE CODE and the Rules of the County Legislature.

This Legislature determines that the existing provisions for the selection of the Presiding Officer and Deputy Presiding Officer and for filling vacancies in these offices are confusing, incomplete and inadequate to ensure that these offices are filled in a timely and efficient manner.

This Legislature also determines that to the extent practicable, the Legislature's leadership positions should be filled by the members of the County Legislature. While it may be necessary in certain limited instances for the County Clerk to select a Presiding Officer in the event of a deadlock to ensure that the Legislature can organize and function, no similar rationale exists for the Clerk selecting a Deputy Presiding Officer.

This Legislature further finds and determines that a mid-year vacancy in the offices of the Presiding Officer or Deputy Presiding Officer has the potential to ignite a protracted political battle and bring County government to a grinding halt. Accordingly, a new procedure should be established that will allow such vacancies to be filled quickly so that the Legislature can continue to function without interruption.

Therefore, the purpose of this local law is to clarify the process for the selection of the County Legislature's Presiding Officer and Deputy Presiding Officer and for the filling of vacancies in these offices.

Section 2. Amendments.

I. Section A2-2 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended to read as follows:

* * * *

§A2-2. Organization of County Legislature.

- A. The members of the County Legislature shall hold an organization meeting on the first business day in January of each year unless the first business day in January falls on a Friday, in which case the County Legislature shall hold its organization meeting on the following Monday.
- B. At the organization meeting the County Legislature shall elect from its own members a Presiding Officer as its first order of business, in accordance with the provisions of section A2-3 of this Administrative Code.
- C. At the organization meeting, the County Legislature shall also elect from its own members a Deputy Presiding Officer in accordance with the provisions of section A2-3 of this Administrative Code, adopt the rules of its own proceedings and conduct such other business as may be authorized under the Legislature's rules.

II. Section A2-3 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended to read as follows:

§A2-3. Election of Presiding Officer and Deputy Presiding Officer.

- A. The Presiding Officer and Deputy Presiding Officer shall be elected by not less than a majority of the total membership of the County Legislature.
- B. The Legislator serving as Presiding Officer at the end of the preceding calendar year shall preside at any organization meeting until such time as the Presiding Officer has been elected, whereupon such newly elected Presiding Officer shall preside. In the event that such former Presiding Officer is unable to preside at such meeting due to death, disability, incapacity or any other cause, the Deputy Presiding Officer of the preceding year shall preside at the organization meeting until such time as the Presiding Officer has been elected. In the event that such former Deputy Presiding Officer is unable to preside at such meeting due to death, disability, incapacity or any other cause, then the most senior member of the Legislature, calculated on the basis of total number of years of service as a member of the County Legislature, consecutive or otherwise, shall preside at the organization meeting until the Presiding Officer has been elected.
- C. In the event no Legislator is elected Presiding Officer and/or Deputy Presiding Officer by a majority of the total membership of the County Legislature, the Legislature shall continue in session and conduct as many roll call votes as shall be necessary to elect a Presiding Officer and Deputy Presiding Officer.

- D. In the event the County Legislature is unable to elect a Presiding Officer on or before January 15 of any given year, the County Clerk of the County of Suffolk shall appoint a member of the County Legislature as Presiding Officer, who shall serve until the end of the calendar year in which he or she is appointed. The County Clerk shall appoint a Presiding Officer no later than January 22 of the subject year.
- E. If the County Legislature is unable to elect a Deputy Presiding Officer of the County Legislature on or before January 25 of any given year, the Presiding Officer shall appoint a member of the County Legislature as the Deputy Presiding Officer, who shall serve until the end of the calendar year in which he or she is appointed.

III. Section A2-5 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended to read as follows:

§ A2-5. Filling Vacancy in offices of Presiding Officer and Deputy Presiding Officer.

- A. In the event the office of Presiding Officer becomes vacant due to death, disability, resignation or any other cause, the Deputy Presiding Officer shall assume the office of Presiding Officer and serve in that capacity for the unexpired term of his predecessor.
- B. In the event the office of Deputy Presiding Officer becomes vacant due to death, disability, resignation or any other cause, the Presiding Officer shall appoint a member of the County Legislature as the Deputy Presiding Officer, who shall serve in that capacity for the unexpired term of his predecessor.

Section 3. Applicability.

This law shall apply to the election of the Presiding Officer and Deputy Presiding Officer and the filling of vacancies in such offices occurring on or after the effective date of this law.

Section 4. Severability.

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

Section 5. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration,

management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

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

DATED: June 8, 2010

APPROVED BY:

VETOED

County Executive of Suffolk County

Date: 7-9-10

Intro. Res. 1163 Res. No. 572

June 8, 2010

Motion:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Co-Sponsors:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, Lindsay, Viloría-Fisher, Barraga,
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

Second:

Romaine, Schneiderman, Browning, Muratore, Losquadro
 Eddington, Montano, Cilmi, 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	Thomas MURATORE	/	/			
6	Daniel P. LOSQUADRO	/	/			
7	Jack EDDINGTON	/	/			
9	Ricardo MONTANO	/	/			
10	Thomas CILMI	/	/			
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	12	10			

MOTION	
<input checked="" type="checkbox"/> 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 <input checked="" type="checkbox"/> FAILED _____	
No Motion _____ No Second _____	

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
NOT ADOPTED

Tim Laube
 Tim Laube, Clerk of the Legislature

Roll Call Voice Vote _____