

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

STEVE LEVY
COUNTY EXECUTIVE

September 2, 2010

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

RECEIVED
2010 SEP - 2 P 3: 16
SUFFOLK COUNTY LEGISLATURE
OFFICE OF THE CLERK
VETERANS MEMORIAL HWY.
HAUPPAUGE, NY 11788

RE: - August 7, 2010 - Legislative Meeting

Vetoed Resolution: #807-2010

Dear Mr. Laube:

Attached please find the above mentioned resolution which have been acted upon as indicated.

Very truly yours,

Brendan Chamberlain
Intergovernmental Relations Director

Received by al downward Date 9/2/10 Time 3:16p.

BC:gg
Enclosure

COUNTY OF SUFFOLK



OFFICE OF THE COUNTY EXECUTIVE

Steve Levy
COUNTY EXECUTIVE

August 31, 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. 807-2010 APPROVING THE APPOINTMENT OF A
RELATIVE OF A COUNTY LEGISLATOR IN THE FIFTH LEGISLATIVE DISTRICT.**

Dear Presiding Officer Lindsay and Members of the Legislature:

I am returning herein **Resolution No. 807-2010; "Approving the appointment of a relative of a County Legislator in the Fifth Legislative District"** vetoed in its entirety.

The public is often leery of elected officials placing relatives anywhere on the public payroll. Such nepotism often leads to an erosion of public confidence in our system.

This recent resolution is now the second hiring of a relative by a Legislator in which there is a direct supervisory role in a district office. (The first resolution, 1184-2007, I returned to the Legislature unsigned.)

It is simply bad public policy in this day and age of heightened disclosure for an elected official to hire a relative to be in that official's office.

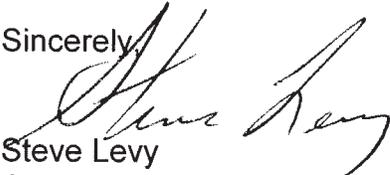
As you are aware, Legislators are responsible for monitoring the hours worked and approved time off for all employees of their district offices. The question remains: can taxpayers feel assured that an independent and unbiased accounting of time and performance is occurring when one relative is signing off on the time sheets of another?

There have been cases where non-elected, related employees have worked together in the same department; but this is a case where an elected official is promoting the hiring of a relative to work in her own office.

To stop this practice, I am simultaneously introducing legislation to strengthen the county's tough anti-nepotism statutes to remove this obvious, conflicted situation where a public official can seek approval to hire a relative under their own, direct supervision. I invite all legislators to join me in this effort to further openness and disclosure in our hiring practices and to enhance public trust.

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. 807 -2010, APPROVING THE
APPOINTMENT OF A RELATIVE OF A COUNTY
LEGISLATOR IN THE FIFTH LEGISLATIVE DISTRICT**

WHEREAS, §A6-3(B) of the SUFFOLK COUNTY ADMINISTRATIVE CODE requires Legislative approval for the hiring or promotion of any relative of another County official as defined herein, or who is a relative of a County police official holding the rank of Captain or above, for a position not being filled pursuant to New York Civil Service Law competitive examinations or for promotional or supervisory positions in the Suffolk County Police Department, then such hiring or promoting shall not be effective unless or until it is approved by a resolution of the Suffolk County Legislature; and

WHEREAS, Stefanie Fisher, daughter of County Legislator Vivian Vilorio-Fisher, has been offered employment in the Fifth Legislative District as a Legislative Aide; now, therefore be it

1st RESOLVED, that the appointment of Stefanie Fisher as a Legislative Aide for the Fifth Legislative District is hereby approved pursuant to §A6-3(B) of the SUFFOLK COUNTY ADMINISTRATIVE 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: **AUG 17 2010**

APPROVED BY:

VETOED
County Executive of Suffolk County

Date: 8-31-2010

Intro. Res. 1822 Res. No. 807

August 17, 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

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