

Suffolk County Department of Public Works

NOTICE TO BIDDERS

LETTING NO. 26-09.7.2

Sealed bids will be received by Suffolk County Department of Public Works, 335 Yaphank Avenue, Purchasing, Room 132, Yaphank, NY 11980 until 11:00 a.m., prevailing time, July 2, 2009 at which time they will be publicly opened and read for the purchase of the following from the lowest responsible bidders. Awards will be made to the lowest responsible bidder in conjunction with Section A4-14 of Suffolk County Administrative Code establishing a local preference program for Suffolk County vendors/contractors. This preference program allows the County the option of awarding contracts to bidders other than the lowest responsible bidder provided such other bidder is located and doing business in Suffolk or Nassau County and whose bid is not more than 10% higher than that of the otherwise lowest bidder. The County reserves the right to reject any and all bids.

M-B ROAD STRIPER PARTS

The above items must conform to the specifications of the Suffolk County Department of Public Works, which together with the Itemized Bidding List may be picked up at Suffolk County Department of Public Works at 335 Yaphank Avenue, Purchasing, Room 132, Yaphank, NY 11980.

Gilbert Anderson , P.E.
Commissioner of Public Works
Suffolk County, New York

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 434 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$750,000 BONDS TO FINANCE THE COST OF TRAFFIC SIGNAL IMPROVEMENTS ON VARIOUS COUNTY ROADS (CP5054.577)

The object or purpose for which the bonds are authorized is traffic signal improvements on various County roads, at the estimated maximum cost of \$750,000.

The amount of obligations to be issued is \$750,000.

The period of probable usefulness of the bonds is twenty (20) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter

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contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 436 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$2,050,000 BONDS TO FINANCE A PART OF THE COST OF IMPROVEMENTS TO THE COUNTY CENTER IN RIVERHEAD (CP 1643.113 and .316)

The object or purpose for which the bonds are authorized is construction of improvements to the County Center in Riverhead, at the estimated maximum cost of \$37,220,000.

The amount of obligations to be issued is \$2,050,000, in addition to the \$35,170,000 heretofore authorized.

The period of probable usefulness of the bonds is fifteen (15) years, computed from June 15, 1999, the date of the first obligations issued for such purpose pursuant to Bond Resolution No. 200-1997.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

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The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 438 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$100,000 BONDS TO FINANCE THE COST OF THE PURCHASE OF HEAVY DUTY VEHICLES FOR THE POLICE DEPARTMENT (TWO-CAR CARRIER) (CP 1706.328)

The object or purpose for which the bonds are authorized is the purchase of heavy duty vehicles for the Police Department (two-car carrier), at the estimated maximum cost of \$100,000.

The amount of obligations to be issued is \$100,000.

The period of probable usefulness of the bonds is five (5) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County

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of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 440 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$3,500,000 BONDS TO FINANCE A PART OF THE COST OF THE REHABILITATION OF SMITH POINT BRIDGE, TOWN OF BROOKHAVEN (CP 5838.313)

The object or purpose for which the bonds are authorized is the rehabilitation of Smith Point Bridge, Town of Brookhaven, at the estimated maximum cost of \$4,850,000.

The amount of obligations to be issued is \$3,500,000, in addition to the \$1,350,000 heretofore authorized.

The period of probable usefulness of the bonds is twenty (20) years and the period of probable usefulness applicable to Bond Resolution Nos. 363-2004, 1517-2006 and 1017-2007 is amended and restated to be twenty (20) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County

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of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 450 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$75,000 BONDS TO FINANCE THE COST OF PLANNING AND DESIGN FOR INFRASTRUCTURE IMPROVEMENTS IN CONNECTION WITH THE INDUSTRIAL PARK REDEVELOPMENT AT FRANCIS S. GABRESKI AIRPORT (CP 5713.111)

The object or purpose for which the bonds are authorized is planning and design for infrastructure improvements in connection with the industrial park redevelopment at Francis S. Gabreski Airport, at the estimated maximum cost of \$75,000.

The amount of obligations to be issued is \$75,000.

The period of probable usefulness of the bonds is five (5) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not

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substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 382 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$2,250,000 BONDS TO FINANCE THE COST OF INFRASTRUCTURE IMPROVEMENTS IN THE VICINITY OF THE HOMELAND SECURITY TECHNOLOGY PARK (HAMPTON BUSINESS AND TECHNOLOGY PARK) AT GABRESKI AIRPORT (CP 5739.110 and .310)

The object or purpose for which the bonds are authorized is the construction of infrastructure improvements in the vicinity of the Homeland Security Technology Park (Hampton Business and Technology Park) at Gabreski Airport, at the estimated maximum cost of \$2,250,000.

The amount of obligations to be issued is \$2,250,000

The period of probable usefulness of the bonds is ten (10) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is

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commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 385 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$7,042,883 BONDS TO FINANCE THE COST OF ENGINEERING AND CONSTRUCTION OF THE PAVEMENT MANAGEMENT REHABILITATION AT GABRESKI AIRPORT (CP 5739.110 and .310)

The object or purpose for which the bonds are authorized is engineering and construction of the pavement management rehabilitation at Gabreski Airport, at the estimated maximum cost of \$7,042,883.

The amount of obligations to be issued is \$7,042,883. The principal amount of long-term serial bonds shall be limited to the County's share of \$176,072.

The period of probable usefulness of the bonds is thirty (30) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is

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commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 422 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$500,000 BONDS TO FINANCE A PART OF THE COST OF EXPANSION OF THE SHERIFF'S ENFORCEMENT DIVISION AT THE CRIMINAL COURT BUILDING (CP 3013.310)

The object or purpose for which the bonds are authorized is expansion of the Sheriff's Enforcement Division at the Criminal Court Building, at the estimated maximum cost of \$2,625,000.

The amount of obligations to be issued is \$500,000, in addition to the \$2,125,000 heretofore authorized.

The period of probable usefulness of the bonds is fifteen (15) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

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BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 427- 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$19,500,556 BONDS TO FINANCE A PART OF THE COST OF THE RECONSTRUCTION OF CR 67, MOTOR PARKWAY (REPLACEMENT OF BRIDGE AT L.I.E.), TOWN OF ISLIP (CP 5172.310)

The object or purpose for which the bonds are authorized is the acquisition of land for the reconstruction of CR 67, Motor Parkway (replacement of bridge at L.I.E.), Town of Islip, at the estimated maximum cost of \$22,045,156.

The amount of obligations to be issued is \$19,500,556, in addition to the \$2,544,600 bonds heretofore authorized for land acquisition. The County Comptroller shall be limited to the issuance of bond anticipation notes to finance the \$17,108,000 Federal share and the \$1,794,416 State share. The maximum amount of long-term bonds authorized to be issued pursuant to his resolution is \$598,140.

The period of probable usefulness of the bonds is fifteen (15) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is

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commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 429 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$3,300,000 BONDS TO FINANCE THE COST OF DREDGING OF COUNTY WATERS (CP 5200.116 and .442)

The object or purpose for which the bonds are authorized is the dredging of County waters, at the estimated maximum cost of \$3,300,000.

The amount of obligations to be issued is \$3,300,000.

The period of probable usefulness of the bonds is five (5) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is

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commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 431 - 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW YORK, AUTHORIZING THE ISSUANCE OF \$500,000 BONDS TO FINANCE A PART OF THE COST OF THE REHABILITATION OF VARIOUS BRIDGES AND EMBANKMENTS (CP 5850.320)

The object or purpose for which the bonds are authorized is the rehabilitation of various bridges and embankments, at the estimated maximum cost of \$1,100,000.

The amount of obligations to be issued is \$500,000, in addition to the \$600,000 heretofore authorized.

The period of probable usefulness of the bonds is twenty (20) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

LEGAL NOTICE

The resolution, a summary of which is published herewith, has been adopted on May 12, 2009 and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Suffolk, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is

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commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

BY ORDER OF THE COUNTY LEGISLATURE
OF THE COUNTY OF SUFFOLK

DATED: May 12, 2009
Smithtown, New York

Tim Laube
Clerk of the Legislature

BOND RESOLUTION NO. 432- 2009

BOND RESOLUTION OF THE COUNTY OF SUFFOLK, NEW
YORK, AUTHORIZING THE ISSUANCE OF \$875,000 BONDS
TO FINANCE THE COST OF THE REHABILITATION OF
VARIOUS BRIDGES AND EMBANKMENTS (CP 5850.321)

The object or purpose for which the bonds are authorized is the rehabilitation of various bridges and embankments, at the estimated maximum cost of \$875,000.

The amount of obligations to be issued is \$875,000.

The period of probable usefulness of the bonds is twenty (20) years.

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk of the Legislature, W.H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York.

The bond resolution was adopted on May 12, 2009.

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1546, "A LOCAL LAW ESTABLISHING THE SUFFOLK COUNTY SHELLFISH AQUACULTURE LEASE PROGRAM IN PECONIC BAY AND GARDINERS BAY". This local law would establish an aquaculture lease program for underwater lands in the Peconic Bay and Gardiners Bay.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1558, "A CHARTER LAW TO IMPLEMENT A COST SAVINGS MEASURE TO HELP MITIGATE BUDGETARY SHORTFALL". This law would waive the Charter requirement that any mid-year increase in the capital budget provide a corresponding reduction to authorize the County to purchase the Judicial Facilities Agency's share of the Cohalan court complex without identifying a corresponding capital budget reduction.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1347, "A LOCAL LAW BANNING THE SALE OF E-CIGARETTES TO PERSONS UNDER THE AGE OF 19". This local law would ban the sale of e-cigarettes to persons under the age of nineteen in Suffolk County.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1467, "A LOCAL LAW AUTHORIZING AN OPTIONAL LAG PAYROLL FOR CERTAIN ELECTED COUNTY OFFICIALS". This local law would authorize certain elected County officials to voluntarily participate in a two week lag payroll.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1485, "A CHARTER LAW TO PREVENT DOUBLE TAXATION FOR PUBLIC SAFETY SERVICES IN CERTAIN TOWNS AND VILLAGES". This law would give towns and villages located outside the Suffolk County Police District the option to decline public safety services which are funded through the County's general fund.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

Intro. Res. No. 1030-2009
Introduced by Presiding Officer Lindsay

**RESOLUTION NO. 179 -2009, ADOPTING LOCAL LAW
NO. 10 -2009, A LOCAL LAW TO INCREASE THE
APPLICATION FEE FOR DRY-CLEANING ESTABLISHMENTS**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on February 3, 2009, a proposed local law entitled, "**A LOCAL LAW TO INCREASE THE APPLICATION FEE FOR DRY-CLEANING ESTABLISHMENTS**," now, therefore be it

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

LOCAL LAW NO. 10-2009, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO INCREASE THE APPLICATION FEE FOR DRY-
CLEANING ESTABLISHMENTS**

**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 Office of Consumer Affairs expends many man hours administering and reviewing applications for occupational licenses. As part of their review process, Consumer Affairs must conduct background checks for criminal convictions, child support judgments, and prior work experience. Consumer Affairs must also verify that applicants are financially responsible and possess all necessary insurance.

This Legislature also finds and determines that the application fee for occupational licenses in Suffolk County was increased in 2008, but, inadvertently, the application fee for dry-cleaning establishments was left unchanged.

This Legislature further finds and determines that the application fee for dry-cleaning establishments must be increased in order to maintain a uniform application fee process for occupational licenses in Suffolk County.

Therefore, the purpose of this law is to increase the application fee for the licensing of dry-cleaning establishments from \$25 to \$200 to reflect the costs incurred by the County of Suffolk in administering occupational licenses.

Section 2. Amendment.

Chapter 273 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 273, DRY-CLEANING ESTABLISHMENTS

* * * *

§ 273-4. Issuance of license.

- A. All applications for license shall be submitted in writing on forms furnished by the Office and shall be accompanied by a nonrefundable application fee in the amount of [~~\$25~~] \$200. The initial license fee to be paid upon issuance of

the license, and the license fee to be paid every year thereafter, shall be \$200.

* * * *

Section 3. Applicability.

This law shall apply to all applications for licensing of dry-cleaning establishments received by the Office of Consumer Affairs 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 on the sixtieth (60th) day immediately subsequent to filing in the Office of the Secretary of State.

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

DATED: March 24, 2009

EFFECTIVE PURSUANT TO SECTION 2-15(D) OF THE SUFFOLK COUNTY CHARTER,
RETURNED BY THE COUNTY EXECUTIVE UNSIGNED MAY 5, 2009

After a public hearing duly held on April 6, 2009
Filed with the Secretary of State on May 20, 2009

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the
of the County of Suffolk, have compared the foregoing copy of resolution with the
original resolution now on file in this office, and which was duly adopted by the
County Legislature of said County, on March 24, 2009, and unsigned by the
County Executive on May 5, 2009, after a public hearing duly held on
April 6, 2009 and filed with the Secretary of State on May 20, 2009
and that the same is a true and correct transcript of said resolution and of the whole
thereof.

In Witness Whereof, I have hereunto set my hand and the official
Seal of the County Legislature of the County of Suffolk on

Tim Laube

Clerk of the County Legislature

RESOLUTION NO. 287 -2009, ADOPTING LOCAL LAW NO. 11 -2009, A LOCAL LAW ENHANCING ARTICLE XXXVI OF THE SUFFOLK COUNTY ADMINISTRATIVE CODE TO ADD A LOCAL PREFERENCE TO BENEFIT CERTAIN MILITARY VETERANS AND TO PROVIDE ADDITIONAL FUNDING INCENTIVES FOR ENERGY CONSERVATION MEASURES

WHEREAS, there was duly presented and introduced to this County Legislature, at a regular meeting held on December 2, 2008, a proposed local law entitled, "A LOCAL LAW ENHANCING ARTICLE XXXVI OF THE SUFFOLK COUNTY ADMINISTRATIVE CODE TO ADD A LOCAL PREFERENCE TO BENEFIT CERTAIN MILITARY VETERANS AND TO PROVIDE ADDITIONAL FUNDING INCENTIVES FOR ENERGY CONSERVATION MEASURES;" 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. 11 -2009, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW ENHANCING ARTICLE XXXVI OF THE SUFFOLK COUNTY ADMINISTRATIVE CODE TO ADD A LOCAL PREFERENCE TO BENEFIT CERTAIN MILITARY VETERANS AND TO PROVIDE ADDITIONAL FUNDING INCENTIVES FOR ENERGY CONSERVATION MEASURES

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

Section 1. Legislative Intent.

This Legislature hereby finds that last year, the State of New York Mortgage Agency (SONYMA) launched a program entitled, "Homes for Veterans" that provides favorable interest rates on mortgages obtained by military veterans.

This Legislature further finds and determines that the current General Municipal Law § 72-h property transfer program administered by the County should provide more affordable housing opportunities to military veterans who have served this country and have offered their lives for the protection of others.

This Legislature further finds that the § 72-h property transfer program should include funding for exterior and interior construction to enable disabled persons to live independently in their homes, and for the installation of energy reduction and energy conservation equipment or devices in housing units constructed for affordable housing.

Therefore, the purpose of this local law is to: a) provide a local preference authorizing municipalities and nonprofit housing organizations to utilize the County's § 72-h property transfer program to construct and remodel housing units for occupancy by certain military veterans; and b) authorize the Director to, in connection with § 72-h property transfers, provide

funding for specific exterior and/or interior elements of visitability design and construction requirements, and the installation of energy reduction or energy conservation equipment or devices with a useful life of five years or greater.

Section 2. Amendments.

Article XXXVI of the Suffolk County Administrative Code is hereby amended to read as follows:

§ A36-1. Definitions.

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

AFFORDABLE HOUSING -- Housing, including workforce housing, available to individuals and families meeting certain income guidelines based on the U.S. Department of Housing and Urban Development (HUD) area median incomes and as further defined in § A36-2A, B and C below.

AFFORDABLE HOUSING SUBSIDY (AHS) -- The funding made available by Suffolk County for the acquisition, construction and/or reconstruction of parcels pursuant to § A36-2C(1)(ii) of this article.

* * * *

DIRECTOR -- The Director of Affordable Housing within the Suffolk County Department of [Planning] Economic Development and Workforce Housing.

FIRST-TIME HOMEBUYER -- An individual or family unit that has not owned a home during the three-year period before the purchase of a home with the permitted exceptions delineated in the HUD Home Investment Partnership Regulations, as they are amended from time to time, including, but not limited to, exceptions for displaced homemakers, single parents and mobile home owners.

PARCEL -- A separately assessed lot, parcel, piece or portion of real property, with or without improvements erected thereon, owned by the County of Suffolk.

PARTICIPATING EMPLOYER -- A company, corporation or other legal entity that employs individuals who reside in or will reside in Suffolk County and provides land, down-payment assistance, loan guarantees, or other assistance to its employees in connection with workforce housing that meets the criteria set forth herein.

PERSON WITH A DISABILITY -- A person who has a physical, mental or medical impairment resulting from anatomical, physiological, genetic or neurological conditions which prevents the exercise of a normal bodily function or is demonstrable by medically accepted clinical or laboratory diagnostic techniques; or a record of such an impairment; or a condition regarded as such an impairment as further defined by the Americans with Disabilities Act.

* * * *

[WORKFORCE HOUSING DIRECTOR -- The Director of Affordable Housing within the Suffolk County Department of Economic Development and Workforce Housing.]

WORKFORCE HOUSING SUBSIDY (WHS) -- The funding made available by Suffolk County for the acquisition, construction and/or reconstruction of parcels pursuant to § A36-2C(1)(f) of this article.

§ A36-2. Suffolk County housing opportunities programs.

B. New York State General Municipal Law § 72-h transfer program.

(1) Designated uninhabitable improved parcels and vacant parcels shall be transferred by the County to participating municipalities for nominal consideration and shall be constructed and/or reconstructed for affordable housing purposes. These parcels shall be subject to covenants and restrictions requiring cooperating municipalities to transfer these parcels to eligible individuals whose income does not exceed 80% of the HUD established limits for the Nassau-Suffolk PMSA adjusted by family size. Units constructed and/or reconstructed on a parcel transferred pursuant to this sub-paragraph B, and sold or rented subject to a hierarchy of local preferences established by the participating municipality, shall be constructed and/or reconstructed, as the case may be, using design and construction features in compliance with § A36-3 of this article, and shall be made available to military veterans pursuant to such local preference who served during expeditionary service in a theatre of conflict in Iraq or Afghanistan, as verified by the Director of the Suffolk County Veterans Agency, which credentials shall qualify such persons as first-time homebuyers as defined in this article, subject to the following:

a) The Director of the Suffolk County Veterans Service Agency shall verify to the participating municipality that an applicant possesses a form DD-214 to verify honorable service and one (1) or more of the following awards/medals in order to qualify under this article:

- [i] Afghanistan Campaign Medal;
- [ii] Iraq Campaign Medal;
- [iii] Global War on Terrorism Expeditionary Medal;
- [iv] Navy Expeditionary Medal (Iraq or Afghanistan);
- [v] Marine Corps Expeditionary Medal (Iraq or Afghanistan);
- [vi] Combat Action Ribbon;
- [vii] Combat Action Badge;
- [viii] Combat Medical Badge;
- [ix] Purple Heart Medal; and
- [x] Silver Star Medal.

C. Workforce housing [program] and affordable housing programs.

(1) Funding initiatives.

(i) Funding initiatives for the workforce housing program by the County through the use of capital bond proceeds (WHS) shall include funding for:

(ii) Funding initiatives for the affordable housing program by the County through the use of capital bond proceeds (AHS) shall include funding for the construction and/or reconstruction of parcels transferred to participating municipalities pursuant to New York State General Municipal Law § 72-h, including:

(a) interior portions of units on such parcels using design and construction features in compliance with § A36-3 of this article for military veterans who are persons with a disability and qualify under § A36-2B(1); and

(b) the installation of energy reduction or energy conservation equipment or devices with a useful life of five years or greater.

(2) Program requirements.

(a) The following provisions are applicable to § A36-2C(1)(i)(a), (b) and (c) and § A36-2C(1) (ii) above.

(c) Deed restrictions for all housing subsidized pursuant to this section must reflect the following guidelines:

[6] Affordability for rental units. Rental units shall have maximum rent equal to the fair market rent adjusted for bedroom size established by HUD for the Nassau-Suffolk PMSA or any municipality-approved fair market rent standard, and must remain affordable for at least 10 consecutive years or until the WHS or AHS is repaid to the County, whichever is later.

D. Repayment.

(1) All land acquired and housing subsidized pursuant to § A36-2C shall be subject to:

(a) Covenants and restrictions governing the use of the parcel(s) and housing thereon; and

(b) Repayment of the WHS or AHS, as the case may be, pursuant to the terms set forth in any and all funding documents when the ownership/rental requirements and/or affordability requirements contained in the development/rental agreement(s) and deed are not met.

- (2) Under certain circumstance, including but not limited to affordability requirements in excess of 30 years, repayment of the WHS or AHS, as the case may be, may be forgiven.

* * * *

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

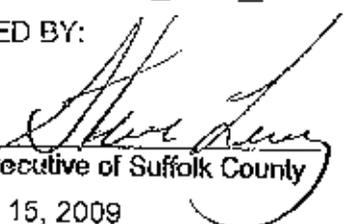
Section 6. Effective Date.

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

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

DATED: April 28, 2009

APPROVED BY:


County Executive of Suffolk County

Date: May 15, 2009

After a public hearing duly held on May 12, 2009

Filed with the Secretary of State on June 1, 2009

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the
of the County of Suffolk, have compared the foregoing copy of resolution with the
original resolution now on file in this office, and which was duly adopted by the
County Legislature of said County, on April 28, 2009, and signed by the
County Executive on May 15, 2009, after a public hearing duly held on
May 12, 2009 and filed with the Secretary of State on June 1, 2009
and that the same is a true and correct transcript of said resolution and of the whole
thereof.

In Witness Whereof, I have hereunto set my hand and the official
Seal of the County Legislature of the County of Suffolk on

Tim Laube

Clerk of the County Legislature

**RESOLUTION NO. 295 -2009, ADOPTING LOCAL LAW
NO. 12 -2009, A LOCAL LAW TO ENSURE FIRE HYDRANT
OPERABILITY AND SAFE WATER PRESSURE LEVELS IN
SUFFOLK COUNTY**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on March 3, 2009, a proposed local law entitled, "**A LOCAL LAW TO ENSURE FIRE HYDRANT OPERABILITY AND SAFE WATER PRESSURE LEVELS IN SUFFOLK COUNTY;**" now, therefore be it

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

LOCAL LAW NO. 12 -2009, SUFFOLK COUNTY, NEW YORK

**A LOCAL LAW TO ENSURE FIRE HYDRANT OPERABILITY AND
SAFE WATER PRESSURE LEVELS IN SUFFOLK COUNTY**

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that ensuring the proper functioning of fire safety equipment in Suffolk County is essential to protecting public safety.

This Legislature also finds and determines that at a recent fire in a private co-operative community in Selden, firefighters experienced difficulty in performing their duties due to inadequate water flow coming from a fire hydrant.

This Legislature further finds and determines that fire hydrants and the water flow from hydrants in private residential communities within Suffolk County are not maintained by towns and villages, but are instead the responsibility of the private owner.

This Legislature finds that, pursuant to the New York State Fire Code §508.5.3, private fire hydrants are to be tested for operation and flow each year.

This Legislature determines that, while the towns and villages are the entities primarily involved in the inspection and maintenance of fire hydrants, Suffolk County has a role to play in making certain that all the necessary parties have the information they need to fight fires as safely and efficiently as possible.

Therefore, the purpose of this law is to require private residential communities to annually file a certification with Suffolk County that they have performed the required annual test of their fire hydrants and have provided the results of those tests to their town or village fire marshal and local fire department.

Section 2. Amendments.

Chapter 294 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 294, FIRE PREVENTION

* * * *

ARTICLE II, Testing of Fire Hydrants in Private Communities

§ 294-8. Definitions.

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

DEPARTMENT -- the Suffolk County Department of Fire Rescue and Emergency Services.

PRIVATE RESIDENTIAL COMMUNITY -- a residential community containing apartments, condominiums, townhouses, co-operative housing, and one or two family homes that utilize a private community water system, as defined in the Suffolk County Sanitary Code §760-601, and which is required to annually inspect and test fire hydrants pursuant to §508.5.3 of the New York State Fire Code.

OWNER -- the person(s) and/or corporation(s) that hold a possessory interest in a parcel of real property on which a private residential community is built, the person(s) or corporation(s) hired for the purpose of providing day to day management of a private residential community, or the person(s) responsible for ensuring that the annual fire hydrant testing is performed under the New York State Fire Code §508.5.3 for that specific property.

§ 294-9. Requirements.

- A.) The owner of a private residential community shall submit a copy of the report generated from its annual fire hydrant testing performed pursuant to the New York State Fire Code §508.5.3 to the town or village fire marshal and local fire department within thirty (30) days of receiving the original report. The aforementioned report shall include, but not be limited to, the water pressure level coming out of each hydrant as measured by pounds per square inch (psi) and a calculation of the number of gallons of water per minute from each hydrant based on a reading of 20 psi of flowing pressure.
- B.) The owner of a private residential community shall submit a complete sworn affidavit, the form of which shall be established by the Department, with the Department that said owner has performed the fire hydrant testing which must be conducted annually under the New York State Fire Code §508.5.3, and has filed a report containing the information described in Subsection (A) with its local town or village fire marshal and local fire department. This affidavit shall be filed with the Department within 15 days after the report described in Subsection (A) is filed with the town or village fire marshal or the local fire department.

§ 294-10. Penalties.

- A.) Owners who fail to file a report or an affidavit as required in Section 3 shall be subject to a civil penalty in an amount of not less than two hundred fifty dollars (\$250) and not more than one thousand dollars (\$1,000) for each day beyond December 31st that the affidavit remains unfiled with the Department. Each violation shall constitute a separate offense.
- B.) Any owner who submits a false, fictitious, or fraudulent statement to the Department shall be guilty of a Class A misdemeanor, punishable by a fine of not less than five hundred dollars (\$500) and not more than two thousand dollars (\$2,000), six (6) months' imprisonment, or both. Each violation shall constitute a separate offense.

§ 294-11. Enforcement.

The Department shall promulgate such rules and regulations as it deems necessary for the implementation and enforcement of any provisions of this chapter. Such rules shall govern the conduct of adjudicatory proceedings relating to the assessment of civil penalties herein authorized and such other penalties authorized under this article. Such rules shall further provide for due process procedural mechanisms and any other mechanisms deemed necessary by the Department.

ARTICLE III, [II] Servicing of Portable Fire Extinguishers and Automatic Fire Extinguishing Systems

§294 [8] 12. Legislative intent.

§294 [9] 13. Definitions.

§294 [10] 14. License required.

§294 [11] 15. Exempted operations.

§294 [12] 16. Minimum requirements to qualify for license and/or limited license.

§294 [13] 17. Servicing standards and procedures.

§294 [14] 18. Term of licenses; renewal: conditions; display required.

§294 [15] 19. Duplicate and supplementary licenses.

§294 [16] 20. Penalty for offenses; injunctive relief.

§294 [17] 21. Licensing board.

Section 3. Applicability.

This law shall apply to all fire hydrant operability tests required pursuant to the New York State Fire Code §508.5.3 for the calendar year 2009 and all such tests for each subsequent year.

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.

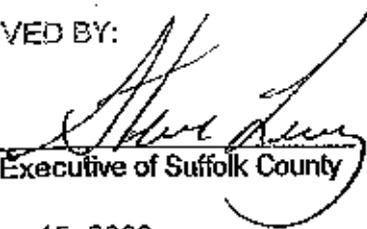
Section 6. Effective Date.

This law shall take effect on the ninetieth (90th) day immediately subsequent to its' filing in the Office of the Secretary of State.

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

DATED: April 28, 2009

APPROVED BY:



County Executive of Suffolk County

Date: May 15, 2009

After a public hearing duly held on May 12, 2009
Filed with the Secretary of State on June 1, 2009

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the
of the County of Suffolk, have compared the foregoing copy of resolution with the
original resolution now on file in this office, and which was duly adopted by the
County Legislature of said County, on April 28, 2009, and signed by the
County Executive on May 15, 2009, after a public hearing duly held on
May 12, 2009 and filed with the Secretary of State on June 1, 2009
and that the same is a true and correct transcript of said resolution and of the whole
thereof.

In Witness Whereof, I have hereunto set my hand and the official
Seal of the County Legislature of the County of Suffolk on

Tim Laube

Clerk of the County Legislature

**RESOLUTION NO. 302 -2009, ADOPTING LOCAL LAW
NO. 13 -2009, AMENDING LOCAL LAW NO. 53-2008, TO
PROVIDE PARKING FOR "CLEAN PASS" VEHICLES AT
COUNTY FACILITIES**

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on March 3, 2009, a proposed local law entitled, "**AMENDING LOCAL LAW NO. 53-2008, TO PROVIDE PARKING FOR "CLEAN PASS" VEHICLES AT COUNTY FACILITIES;**" now, therefore be it

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

LOCAL LAW NO. 13 -2009, SUFFOLK COUNTY, NEW YORK

**AMENDING LOCAL LAW NO. 53-2008, TO PROVIDE PARKING FOR "CLEAN
PASS" VEHICLES AT COUNTY FACILITIES**

**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. 53-2008 set aside parking spaces at all County facilities for "clean pass" certified vehicles.

This Legislature also finds and determines that enforcement of this law is carried out through the Suffolk County Police Department and the Suffolk County Sheriff's Office.

This Legislature further finds and determines that this law should be amended to authorize Suffolk County Park Police to enforce the provisions of this law in County parks.

Therefore, the purpose of this law is to authorize the Suffolk County Park Police to enforce the "Clean Pass" law.

Section 2. Amendments.

I. Section 2 of Local Law No. 53-2008 is hereby amended as follows:

Section 2. Definitions

PARKS COMMISSIONER – the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation.

II. Section 3 of Local Law No. 53-2008 is hereby amended as follows:

Section 3. Parking for "Clean Pass" Vehicles.

- A. Notwithstanding any provision of law to the contrary, the Commissioner is hereby authorized, empowered and directed to designate a minimum of 2% of parking spaces at all County facilities, except County facilities under the jurisdiction of the Parks Commissioner, for the exclusive use of parking by the owner/operators of "Clean Pass" vehicles.
- B. Notwithstanding any provision of law to the contrary, the Parks Commissioner is hereby authorized, empowered and directed to designate a minimum of 2% of parking spaces at all County facilities under his jurisdiction, for the exclusive use of parking by the owner/operators of "Clean Pass" vehicles.
- C. [B.] Such designated spaces shall be clearly marked for use by owner/operators of "Clean Pass" vehicles. The Commissioner and Parks Commissioner shall cause such appropriate signs to be erected and pavement markings to be made to clearly mark these parking spaces and allow for the enforcement of this local law.
- D. [C.] To the extent practicable, spaces designated for parking by owner/operators of "Clean Pass" vehicles shall be located in the immediate vicinity of an entrance to each County facility. In no event, however, shall "Clean Pass" parking spaces be located closer to a facility entrance than those spaces designated for use by the handicapped.
- E. [D.] If the Commissioner or Parks Commissioner determine[s] it is impossible or impracticable to designate 2% of parking spaces for "Clean Pass" vehicles at a specific County facility, he or she shall so advise the County Executive and each member of the County Legislature, in writing, and enumerate the reasons why "Clean Pass" spaces cannot be designated at a County facility. The County Legislature may override such [the Commissioner's] determination by a duly enacted resolution.

III. Section 5 of Local Law 53-2008 is hereby amended as follows:

Section 5. Enforcement.

Provisions of this local law shall be enforced by the Suffolk County Police Department, [and] the Suffolk County Sheriff, and the Suffolk County Park Police.

Section 3. Applicability.

The amendments contained in this law shall take effective immediately upon 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.

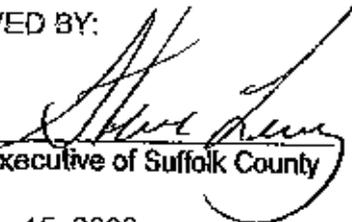
Section 6. Effective Date.

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

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

DATED: April 28, 2009

APPROVED BY:



County Executive of Suffolk County

Date: May 15, 2009

After a public hearing duly held on May 12, 2009
Filed with the Secretary of State on June 1, 2009

SUFFOLK COUNTY
County Legislature
RIVERHEAD, NY



This is to Certify That I, TIM LAUBE, Clerk of the
of the County of Suffolk, have compared the foregoing copy of resolution with the
original resolution now on file in this office, and which was duly adopted by the
County Legislature of said County, on April 28, 2009, and signed by the
County Executive on May 15, 2009, after a public hearing duly held on
May 12, 2009 and filed with the Secretary of State on June 1, 2009
and that the same is a true and correct transcript of said resolution and of the whole
thereof.

In Witness Whereof, I have hereunto set my hand and the official
Seal of the County Legislature of the County of Suffolk on

Tim Laube

Clerk of the County Legislature

NOTICE OF ADOPTION

NOTICE IS HEREBY GIVEN that the County Legislature of the County of Suffolk, New York, duly adopted Resolution No. 495-2009 dated June 9, 2009, Approving maps and authorizing the acquisition of lands together with findings and determinations pursuant to section 204 of the eminent domain procedure law, in connection with the acquisition of properties for intersection improvements on CR 67, Motor Parkway at Adams Avenue, Town of Smithtown, Suffolk County, New York (CP 3301). A true copy of said resolution is attached hereto and published herewithin.

RESOLUTION NO. 495 -2009, APPROVING MAPS AND AUTHORIZING THE ACQUISITION OF LANDS TOGETHER WITH FINDINGS AND DETERMINATIONS PURSUANT TO SECTION 204 OF THE EMINENT DOMAIN PROCEDURE LAW, IN CONNECTION WITH THE ACQUISITION OF PROPERTIES FOR INTERSECTION IMPROVEMENTS ON CR 67, MOTOR PARKWAY AT ADAMS AVENUE, TOWN OF SMITHTOWN, SUFFOLK COUNTY, NEW YORK (CP 3301)

WHEREAS, the Department of Public Works of the County of Suffolk has prepared maps entitled "MAPS SHOWING PROPERTIES TO BE ACQUIRED FOR INTERSECTON IMPROVEMENTS ON C.R. 67 MOTOR PARKWAY AT ADAMS AVENUE, TOWN OF SMITHTOWN, SUFFOLK COUNTY, NEW YORK"; and

WHEREAS, on July 2, 2001, the County of Suffolk as Lead Agency, issued a SEQRA determination of non-significance for the project in Adopted Resolution No. 592-2001 and SEQRA is complete; and

WHEREAS, pursuant to Adopted Resolution Numbers 1171-2002 and 127-2006, the Department of Public Works was directed to hold public hearings; and

WHEREAS, notice of said hearing was duly published in Newsday, a daily newspaper of general circulation in the locality under consideration; and in the South Shore Press and the Smithtown News, said newspapers being the current official County newspapers of the County of Suffolk; and the Smithtown Messenger, the official town newspaper situated in the locality where the public project is located; and

WHEREAS, a public hearing was duly held on December 19, 2008 for the following purposes:

- A. To inform the public.
- B. To review the public use to be served by the above-entitled project.
- C. To determine the impact upon the environment and upon residents of the locality of the project.
- D. To review possible alternative locations.
- E. To authorize the acquisition of said properties for the public purpose as set forth in the title herein; and

WHEREAS, all persons in attendance desiring to be heard on the project were given an opportunity to be heard and to present written statements; and

WHEREAS, Determinations and Findings pursuant to Section 204 of the New York State Eminent Domain Procedure Law were duly made and filed in the Office of the Clerk of the Suffolk County Legislature on January 30, 2009, pursuant to Adopted Resolution Nos. 1171-2002 and 127-2006; and

WHEREAS, a brief synopsis thereof was duly published in two successive issues in the Smithtown News and the Smithtown Messenger, said newspapers at the time of publication being the current official County newspapers of the County of Suffolk; and the Smithtown Messenger, which, at the time of publication was the current official town newspaper situated in the locality where the public project is located, together with the publication thereof in five successive issues of Newsday, a daily newspaper of general circulation; and

WHEREAS, the maps of this project were duly filed with the Clerk of the Suffolk County Legislature on January 30, 2009, to Adopted Resolution Numbers 1171-2002 and 127-2006; now, therefore be it

1st **RESOLVED**, that the Findings and Determinations heretofore filed with the Clerk of the Suffolk County Legislature on January 30, 2009, and the recommendations contained therein be and the same are hereby adopted and approved; and be it further

2nd **RESOLVED**, that the maps entitled "MAPS SHOWING PROPERTIES TO BE ACQUIRED FOR INTERSECTION IMPROVEMENTS ON C.R. 67 MOTOR PARKWAY AT ADAMS AVENUE, TOWN OF SMITHTOWN, SUFFOLK COUNTY, NEW YORK", being the maps heretofore filed with the Clerk of the Suffolk County Legislature on January 30, 2009, pursuant to Adopted Resolution Numbers 1171-2002 and 127-2006; and be it further

3rd **RESOLVED**, that the Suffolk County Department of Public Works be and hereby is authorized to proceed pursuant to its Rules, Regulations, and Procedures, and Article 3 of the New York State Eminent Domain Procedure Law, to appraise the estates to be acquired and to make offers to the Condemnees by means of the "one offer" system as set forth in the Rules, Regulations, and Procedures of the Suffolk County Department of Public Works and Article 3 of the New York State Eminent Domain Procedure Law; and be it further

4th **RESOLVED**, that the Suffolk County Department of Public Works be and hereby is authorized to acquire the properties set forth in the aforesaid maps herein; said acquisition to be in the name of the County of Suffolk; and be it further

5th **RESOLVED**, that said acquisitions be in fee simple absolute or such lesser estate, if said lesser estate is so indicated on the maps heretofore adopted; and be it further

6th **RESOLVED**, that the Suffolk County Department of Public Works be and hereby is authorized and permitted to make the aforesaid acquisition of said lands from the Condemnees by negotiation, purchase, and conveyance; and in the event that the Suffolk County Department of Public Works is unable to acquire said property by negotiation, purchase and conveyance, it is hereby authorized, permitted, and directed to acquire said property pursuant to the Eminent Domain Procedure Law; and be it further

7th **RESOLVED**, that in all proceedings pursuant to Articles 4, 5, and 6 of the Eminent Domain Procedure Law, the County Attorney, his Deputies and Assistant County Attorneys be and they hereby are authorized to appear for and represent the County of Suffolk in all courts having jurisdiction thereof; and be it further

8th **RESOLVED**, that the County Attorney, his Deputies and Assistant County Attorneys be and they hereby are authorized and permitted to compromise, adjust, and settle any claims for compensation where said claims have been filed pursuant to Articles 5 and 6 of the Eminent Domain Procedure Law; such settlements, compromises and adjustment to be made in open sessions of the court having jurisdiction thereof.

Dated: June 9, 2009
Hauppauge, NY

BY ORDER OF THE COUNTY LEGISLATURE OF THE
COUNTY OF SUFFOLK, NEW YORK

Tim Laube
Clerk of the Legislature
Suffolk County Legislature

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1508, "A LOCAL LAW AMENDING CHAPTER 278A OF THE SUFFOLK COUNTY CODE ADDRESSING INVASIVE NON-NATIVE PLANT SPECIES". This local law would update prohibitions on the sale of invasive non-native plant species in Suffolk County.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

PUBLIC NOTICE
OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that I.R. 1545, "A LOCAL LAW REQUIRING FAIRNESS IN COOPERATIVE HOME OWNERSHIP". This local law would require that cooperative real estate corporations abide by fair housing laws and establish a more transparent application process for entry into these cooperatives.

NOTICE IS FURTHER GIVEN that the County Legislature will hold a public hearing in Suffolk County Community College Culinary Arts Center, 20 East Main Street, Riverhead, New York, on the 23rd day of June 2009, At 2:30 P.M.

It is requested that speakers prepare a written statement to submit for the record.

Tim Laube
Clerk of the County Legislature

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Suffolk County Legislature has passed Introductory Resolution No.1139-2009 and presented to me for approval Local Law No. – 2009, “A Local Law to Ensure Safe Operations of Helicopters” which law prohibits the operation of any type of helicopter in a “careless or reckless manner” as defined by this law with certain exemptions. Violators shall be guilty of an unclassified misdemeanor, punishable by a fine of up to one thousand dollars (\$1,000) and/or one year in prison per offense.

NOTICE IS FURTHER GIVEN that the County Executive will hold a public hearing on the aforesaid Local Law at 9:30 a.m., prevailing time, on June 22, 2009, in the 11th Floor Conference Room at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York, at which time all interested persons will be heard.

STEVE LEVY
Suffolk County Executive

DATED: Hauppauge, New York

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Suffolk County Legislature has passed Introductory Resolution No.1311-2009 and presented to me for approval Local Law No. – 2009, “A Local Law to Implement a Red Light Camera Program” which law makes the owner of a vehicle liable for a \$50 penalty if such vehicle is used or operated with the permission of the owner, in violation of Section 1111(d) of New York Vehicle and Traffic Law, and such violation is evidenced by information obtained from a traffic-control signal photo violation-monitoring system. There shall be an additional penalty of twenty-five dollars (\$25) imposed for each violation if there is a failure by the owner to respond to a notice of liability mailed to the owner within the time prescribed in the notice of violation.

NOTICE IS FURTHER GIVEN that the County Executive will hold a public hearing on the aforesaid Local Law at 9:30 a.m., prevailing time, on June 22, 2009, in the 11th Floor Conference Room at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York, at which time all interested persons will be heard.

STEVE LEVY
Suffolk County Executive

DATED: Hauppauge, New York

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Suffolk County Legislature has passed Introductory Resolution No.1316-2009 and presented to me for approval Local Law No. – 2009, “A Local Law to Clarify Seven Day Rule Requirements” which law amends the Suffolk County Charter to remove the seven day requirement for certain types of resolutions and allows for immediate legislative consideration of these resolutions which: approve a Community College budget total; levy taxes, assessments, water rents, sewer rents and charges; approve assessment rolls and tax warrants; or approve the return of fund balances to taxpayers pursuant to Local Law 21-1983.

NOTICE IS FURTHER GIVEN that the County Executive will hold a public hearing on the aforesaid Local Law at 9:30 a.m., prevailing time, on June 22, 2009, in the 11th Floor Conference Room at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York, at which time all interested persons will be heard.

STEVE LEVY
Suffolk County Executive

DATED: Hauppauge, New York

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Suffolk County Legislature has passed Introductory Resolution No.1410-2009 and presented to me for approval Local Law No. – 2009, “A Local Law to Amend the Living Wage Law and Establish New Date for Cost of Living Adjustment” which law delays the living wage rate adjustment scheduled for 7/1/09 until 1/1/10 and changes the date for future living wage upward adjustment based on the area Consumer Price Index as published by the U. S. Department of Labor, from July 1 to January 1. The adjustment will be calculated on a period of twelve (12) months ending in September of the previous year.

NOTICE IS FURTHER GIVEN that the County Executive will hold a public hearing on the aforesaid Local Law at 9:30 a.m., prevailing time, on June 23, 2009, in the 11th Floor Conference Room at the H. Lee Dennison Building, 100 Veterans Memorial Highway, Hauppauge, New York, at which time all interested persons will be heard.

STEVE LEVY
Suffolk County Executive

DATED: Hauppauge, New York