

**RESOLUTION NO. 304 -2014, IMPOSING MORATORIUM ON
THE SALE OF THE FORMER FOLEY FACILITY**

WHEREAS, the County of Suffolk owns the former John J. Foley Skilled Nursing Facility, a 181,749 square foot building on approximately 14 acres of property in Yaphank; and

WHEREAS, the County ceased operating Foley as a skilled nursing facility in 2013 and the building is now vacant; and

WHEREAS, Resolution No. 515-2013 authorized the Division of Real Property Acquisition and Management to offer the Foley Facility for sale through a public auction or a Request for Proposals; pursuant to this resolution, any contract for the sale of Foley is subject to legislative approval; and

WHEREAS, the Division of Real Property Acquisition and Management has received an offer for the Foley Facility but that offer is far below the amount the County anticipated receiving in the 2014 Operating Budget; and

WHEREAS, the County of Suffolk made a major investment of public resources in constructing the Foley Facility; and

WHEREAS, other potential uses of the Foley Facility should be studied in order to maximize its value and benefits to the residents of Suffolk County; and

WHEREAS, Resolution No. 757-2013 authorized the Department of Public Works to study the feasibility of retrofitting the Foley Facility in order to house DWI offenders and other low risk offenders or, in the alternative, to house a drug and alcohol treatment facility; and

WHEREAS, the report issued by the Department of Public Works concluded that there would be substantial costs associated with converting Foley to correctional center use, but that a conversion of the facility to use as a drug and alcohol treatment/rehabilitation center could be achieved at a more modest cost; and

WHEREAS, the Sheriff of Suffolk County has endorsed the concept of converting the Foley Facility into a private, non-profit long-term drug treatment facility for use as an alternative to incarceration; and

WHEREAS, the proposed sale of the Foley Facility should be placed on hold to allow for a thorough study and examination of alternative potential uses of the facility; now, therefore be it

1st RESOLVED, that notwithstanding the provisions of Resolution No. 515-2013, no department, office, agency, employee or officer of the County of Suffolk shall take any action to advance the sale of the Foley Facility for a six (6) month period following the effective date of this resolution; 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: April 29, 2014

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: May 12, 2014