

**STRICKEN AS OF END OF YEAR**

Intro. Res. No. 1693-2015  
Introduced by Legislators Cilmi and Trotta

Laid on Table 9/9/2015

**RESOLUTION NO. -2015, AMENDING PROCEDURES  
FOR PROCURING CONSULTANT SERVICES**

**WHEREAS**, NEW YORK GENERAL MUNICIPAL LAW § 104-b requires the governing body of every political subdivision in the State to adopt policies and procedures for the procurement of goods and services, which are not subject to typical bidding requirements, “to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption”; and

**WHEREAS**, Chapter 1065 of the SUFFOLK COUNTY CODE sets forth the County’s procedures for procuring consulting/personal services; and

**WHEREAS**, Chapter 1065 generally requires that a Request for Proposals (“RFP”) be issued and advertised for consultant contracts in excess of \$25,000; and

**WHEREAS**, Chapter 1065 authorizes a three (3) member committee, comprised of two (2) County Executive representatives and one (1) legislative representative, to waive the RFP requirement; and

**WHEREAS**, as a separate and equal branch of County government vested with policymaking and budget oversight authority, this Legislature should have representation equal to the executive branch on this important committee; and

**WHEREAS**, this Legislature determines that there has been an unacceptable proliferation of RFP waivers; and

**WHEREAS**, the membership of the RFP waiver committee should be expanded to include one (1) additional legislative representative; and

**WHEREAS**, a supermajority vote of the committee should be required for RFP waivers to ensure that any approved waiver has both executive and legislative support; now, therefore be it

**1st RESOLVED**, that § 1065-4 of the SUFFOLK COUNTY CODE is hereby amended as follows:

**§ 1065-4. Exceptions; contracts for client services.**

\* \* \* \* \*

- B. Formal bid solicitations or RFPs for the hiring of certain consultant services requiring special or technical skill, training or expertise in the \$25,000 and up range may be waived by a three-fourths vote of the entire membership of a waiver committee made up of the County Executive or his/her duly authorized representative, the Presiding Officer of the County Legislature or his or her duly authorized representative, the Minority Leader of the County Legislature or his or her duly authorized representative and a

member appointed by the County Executive, where it would be in the best interest of the County to do so.

\* \* \* \*

**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.

\_\_\_ Underlining denotes addition of new language

DATED:

APPROVED BY:

\_\_\_\_\_  
County Executive of Suffolk County

Date: