1580. Decommissioning the open access webpage. (Calarco) GOVERNMENT OPERATIONS, PERSONNEL, INFORMATION TECH & HOUSING

1581. Adopting Local Law No.-2017, A Local Law to evaluate the Red Light Camera Program's impact on public safety. (McCaffrey) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1582. Authorizing certain technical corrections to Adopted Resolution No. 423-2017. (Co. Exec.) WAYS & MEANS

1583. Authorizing a certain technical correction to Adopted Resolution No. 451-2017 (CP 5040). (Co. Exec.) WAYS & MEANS

1584. Authorizing certain technical corrections to Adopted Resolution No. 30-2017 (CP 1782). (Co. Exec.) WAYS & MEANS

1585. Authorizing use of Smith Point County Park property by Mastic Beach Ambulance Company for "Help Us Save You Program". (Browning) PARKS & RECREATION

1586. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 1047-2017). (Co. Exec.) BUDGET AND FINANCE

1587. Tax Anticipation Note Resolution No. -2017, Resolution delegating to the County Comptroller the powers to authorize the issuance of not to exceed $110,000,000 Tax Anticipation Notes of the County of Suffolk, New York, in anticipation of the collection of taxes levied for County purposes or returned to the County for collection for the fiscal years commencing January 1, 2014, 2015, 2016 and 2017, and to prescribe the terms, form and contents, and provide for the sale and credit enhancement of such notes. (Co. Exec.) BUDGET AND FINANCE

1588. Accepting and appropriating a grant award amendment from the State University of New York for an Educational Opportunity Program, 100% reimbursed by State funds at Suffolk County Community College. (Co. Exec.) EDUCATION AND HUMAN SERVICES

1589. Accepting and appropriating a grant award increase from the United States Department of Education for a Student Support Services (TRIO) Program grant, 95% reimbursed by Federal funds at Suffolk County Community College. (Co. Exec.) EDUCATION AND HUMAN SERVICES

1590. Making a SEQRA determination in connection with the proposed North Fork preserve drainage improvements, Sound Shore Road, Hamlet of Northville, Town of Riverhead. (Pres. Off.) ENVIRONMENT, PLANNING AND AGRICULTURE

1591. Authorizing the reconveyance of County-owned real estate pursuant to Section 215, New York State County Law to Claudio and Victor Robiglio (SCTM No. 0500-263.00-03.00-024.000). (Barraga) WAYS & MEANS
1592. Approving a License Agreement for Donald Grauer to reside in Robert Cushman Murphy County Park, Manorville, New York 11949. (Co. Exec.) PARKS & RECREATION

1593. Authorizing use of Gardiner County Park by Mission 22 for its Dog Tag Run Fundraiser. (Co. Exec.) PARKS & RECREATION

1594. Accepting and appropriating a grant providing 100% support, in the amount of $1,118,377 in State funding from the New York State Division of Homeland Security and Emergency Services, and amending the 2017 Capital Budget and Program in connection with the purchase of interoperable communications equipment (CP 3245). (Co. Exec.) PUBLIC SAFETY

1595. Accepting and appropriating a grant award of federal funding in the amount of $325,000 from US Department of Health and Human Services/Substance Abuse and Mental Health Services Administration ("SAMHSA") to the Suffolk County Department of Probation with 100% support. (Co. Exec.) PUBLIC SAFETY

1596. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law - Town of Brookhaven - (SCTM No. 0200-750.00-05.00-038.000). (Co. Exec.) WAYS & MEANS

1597. Authorizing use of Smith Point County Park in Shirley for a Form and Function Crew Charity Auto Show Fundraiser. (Co. Exec.) PARKS & RECREATION

1598. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County 1/4% Drinking Water Protection Program (effective December 1, 2007) for the John P. Kujawski & Sons, Inc. property - Town of Riverhead - (SCTM No. 0600-022.00-02.00-013.016 p/o). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1599. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County 1/4% Drinking Water Protection Program (effective December 1, 2007) for the Raymond Kujawski property - John P. Kujawski & Sons, Inc. - Town of Riverhead - (SCTM Nos. 0600-022.00-02.00-013.007 and 0600-022.00-02.00-013.009). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1600. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County 1/4% Drinking Water Protection Program (effective December 1, 2007) for the John P. Kujawski, Jr. property - John P. Kujawski & Sons, Inc. Farm - Town of Riverhead – (SCTM Nos.0600-022.00-02.00-013.006, 0600-022.00-02.00-013.008 and 0600-022.00-02.00-013.010). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE


1602. Authorizing use of Indian Island County Park in Riverhead by the American Heart Association for its Healing Heart 5K Fundraiser. (Co. Exec.) PARKS & RECREATION
Accepting and appropriating 100% federal grant funds passed through the New York State Governor's Traffic Safety Committee in the amount of $59,000 for the New York State Highway Safety Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements. (Co. Exec.) PUBLIC SAFETY

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Anthony Dipalma and Megan Dipalma, husband and wife (SCTM No. 0800-081.00-01.00-026.000). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Kendra Anderson (SCTM No. 0200-424.00-07.00-003.000). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Ada Howe Kent Memorial Shelter and Edna Rang, as tenants in common (SCTM No. 0600-111.00-04.00-033.002). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Wallace M. Conklin, Jr. (SCTM No. 0600-085.00-03.00-058.001). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Pietrina Falanga (SCTM No. 0500-387.00-02.00-027.000). (Co. Exec.) WAYS & MEANS

Sale of County-owned real estate pursuant to Local Law No. 13-1976 Timothy J. McGlinchey and Joanne M. McGlinchey, his wife (SCTM No. 0500-088.00-02.00-113.000). (Co. Exec.) WAYS & MEANS

Sale of County-owned real estate pursuant to Local Law No. 13-1976 Andrew J. O'Flaherty and Maria A. O'Flaherty, husband and wife (SCTM No. 0504-017.00-03.00-011.000). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Francisco and Carmen Ruiz (SCTM No. 0500-161.00-02.00-038.000). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Otis Welch, Sr., Alice Welch, Otis Welch Jr., Terry Welch, Marilyn Welch and Christopher Welch (SCTM No. 0100-173.00-01.00-109.000). (Co. Exec.) WAYS & MEANS

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Angelo Bermudez and Marie Bermudez, his wife (SCTM No. 0400-232.00-04.00-037.000). (Co. Exec.) WAYS & MEANS
1614. Authorizing the acquisition of land under the New Enhanced Suffolk County Drinking Water Protection Program 2014 Referendum - land purchases for Open Space Preservation (CP 8732.210) - for the Calderone property - Beaverdam Creek Watershed - Town of Brookhaven – (SCTM No. 0200-961.00-03.00-084.000). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1615. Accepting and appropriating additional funds for a 100% State Funded Summer Youth Employment Program. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1616. Accepting and appropriating 100% state grant funds from the New York State Division of Criminal Justice Services in the amount of $85,090 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Toxology Laboratory and to execute grant related agreements. (Co. Exec.) PUBLIC SAFETY

1617. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Dorothy Lewis (SCTM No. 0100-090.00-02.00-062.005). (Co. Exec.) WAYS & MEANS

1618. Approving a License Agreement for Terry A. Caldwell to reside in Robert Cushman Murphy County Park at Old River Road, Manorville, New York 11949. (Co. Exec.) PARKS & RECREATION

1619. Authorizing the sale of tax lien certificates on 1305 S. Strong Ave, Copiague (SCTM No. 0100-198.00-02.00-029.000) to the Suffolk County Landbank Corporation. (Co. Exec.) ECONOMIC DEVELOPMENT

1620. Authorizing the sale of tax lien certificates on 405 Lakeview Ave, Bayport (SCTM No. 0500-333.00-01.00-004.000) to the Suffolk County Landbank Corporation. (Co. Exec.) ECONOMIC DEVELOPMENT

1621. To reappoint Liz Fanning Holdorf as a member of the Suffolk County Citizens Advisory Board for the Arts. (Pres. Off.) ECONOMIC DEVELOPMENT


1623. Authorizing appraisal of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, Riker property – Town of Huntington (SCTM No. 0400-090.00-07.00-007.000). (Spencer) ENVIRONMENT, PLANNING AND AGRICULTURE

1624. Designating October 3rd as "Nemaline Myopathy Awareness Day" in Suffolk County. (Spencer) HEALTH

1625. Authorizing appraisal of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, active recreation component, Tremont Avenue property – Town of Brookhaven (SCTM No. 0200-838.00-03.00-001.000). (Calarco) ENVIRONMENT, PLANNING AND AGRICULTURE
1626. Appropriating funds in connection with Improvements and Lighting to County Parks (CP 7079). (Co. Exec.) PARKS & RECREATION


1628. Amending the 2017 Capital Budget and appropriating funds in connection with Improvements to Peconic Dunes County Park (CP 7050). (Co. Exec.) PARKS & RECREATION

1629. Amending the 2017 Capital Budget and Program appropriating additional funds in connection with Construction and Rehabilitation of Highway Maintenance Facilities (CP 5048). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1630. A resolution making certain Findings and Determinations and issuing an order in relation to the increase and improvement to Suffolk County Sewer District No. 14 - Parkland (CP 8118). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1631. A resolution making certain Findings and Determinations and issuing an order in relation to the increase and improvements to Suffolk County Sewer District No. 6 - Kings Park (CP 8144). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1632. Appropriating funds in connection with Rehabilitation of Various Bridges and Embankments (CP 5850). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1633. Accepting and appropriating 100% NYS Pave-NY Program funds in the amount of $2,776,860 and amending the 2017 Capital Budget and Program appropriating additional funds in connection with Strengthening and Improving County Roads (CP 5014). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1634. Appropriating funds in connection with Construction of Sidewalks on Various County Roads (CP 5497). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1635. A resolution making certain Findings and Determinations and an order for increasing the maximum amount to be expended for Suffolk County Sewer District No. 7 – Medford – sewer system improvements (CP 8150). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1636. A resolution making certain Findings and Determinations and an order for increasing the maximum amount to be expended for Suffolk County Sewer District No. 14 – Parkland sewer system improvements (CP 8151). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1637. A resolution making certain Findings and Determinations and issuing an order in relation to the increase and improvements to sewage treatment facilities – Suffolk County Sewer District No. 3 – Southwest (CP 8170). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY
1638. Authorizing the acquisition of a permanent easement from the New York State Executive Department, Office of Parks, Recreation, and Historic Preservation, for highway purposes pursuant to New York State Parks, Recreation, and Historic Preservation Law § 13.06 and authorizing the Commissioner of the Suffolk County Department of Public Works or his duly appointed designee to execute all documents necessary to secure same. (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1639. Appropriating funds in connection with Improvements to County Environmental Recharge Basins (CP 5072). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1640. A resolution making certain Findings and Determinations and an order for increasing the maximum amount to be expended for Inflow/Infiltration Study/Rehabilitation and Interceptor Monitoring at District No. 3 – Southwest (CP 8181). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1641. Appropriating funds in connection with Median Improvements on Various County Roads (CP 5001). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1642. A resolution making certain Findings and Determinations and an order for increasing the maximum amount to be expended for expansion of Suffolk County Sewer District No. 3 – Southwest (CP 8183). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1643. A resolution making certain Findings and Determinations and an order for increasing the maximum amount to be expended for improvements to Suffolk County Sewer District No. 20 – William Floyd (Ridgehaven/Leisure) (CP 8147/8148). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1644. Authorizing execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 7 – Twelve Pines and McKeon Rolling Steel Door Company (BR-0799.10). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1645. Authorizing renewal of the expired agreement by the Administrative Head of Suffolk County Sewer District No. 22 - Hauppauge Municipal and Bar Louie (SM-1696). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1646. Appropriating funds in connection with Improvements to the Suffolk County Fire Training Center (CP 3405). (Co. Exec.) PUBLIC SAFETY

1647. Authorizing renewal of the expired Agreement by the Administrative Head of Suffolk County Sewer District No. 6 – Kings Park and St. Johnland Nursing Home (SM-0299). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1648. Appropriating funds in connection with Improvements to the Suffolk County Fire Rescue C.A.D. (CP 3418). (Co. Exec.) PUBLIC SAFETY
1649. Calling a public hearing for the purpose of considering the proposed establishment of Suffolk County Sewer District No. 26 – Melville Huntington. (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1650. Accepting the donation of Solar Surveillance Trailers and Cameras from Aventura Technologies, Inc. for use by the Suffolk County Police Department. (Co. Exec.) PUBLIC SAFETY

1651. Authorizing the reconveyance of County-owned real estate pursuant to Section 215, New York State County Law to Nicholas T. Gianikos (SCTM No. 0200-925.00-02.00-013.000). (Calarco) WAYS & MEANS

1652. Authorizing the reconveyance of County-owned real estate pursuant to Section 215, New York State County Law to Carlos Ulloa and Flora Fuentes, as joint tenants with right-of-survivorship (SCTM No. 0200-977.50-06.00-021.000). (Calarco) WAYS & MEANS

1653. Authorizing the reconveyance of County-owned real estate pursuant to Section 215, New York State County Law to Denise Sprague, as heir and administratrix, and Richard G. Sprague, as heir of the estate of Richard G. Sprague II (SCTM No. 0200-455-03.00-005.000). (Calarco) WAYS & MEANS

1654. Authorizing appraisal of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, Terryville Greenbelt properties – Town of Brookhaven. (Hahn) ENVIRONMENT, PLANNING AND AGRICULTURE

1655. To approve the lease of two (2) replacement passenger vans for the Suffolk Works Employment Program in the Suffolk County Department of Labor, Licensing and Consumer Affairs in compliance with Local Law No. 20-2003. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1656. Accepting and appropriating 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $431,008 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Crime Laboratory and to execute grant related agreements. (Co. Exec.) PUBLIC SAFETY

1657. Accepting and appropriating a grant from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the Parole Reentry Task Force Grant Program with 100% support. (Co. Exec.) PUBLIC SAFETY

1658. Returning to the County three (3) parcels of land previously transferred pursuant to the 72-h Affordable Housing Program to the Town of Islip. (Co. Exec.) WAYS & MEANS

1659. Returning to the County three (3) parcels of land previously transferred pursuant to the 72-h Affordable Housing Program to the Town of Brookhaven. (Co. Exec.) WAYS & MEANS

1660. Authorizing the filing of a Grant Application to develop a pilot Bike-Share Program in Suffolk County. (Co. Exec.) ECONOMIC DEVELOPMENT
1661. Enlarging the policy requiring the Health Insurance Contributions by exempt employees. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, INFORMATION TECH & HOUSING

1662. Authorizing transfer of surplus County equipment to Stony Brook University's School of Marine and Atmospheric Sciences. (Hahn) PUBLIC WORKS, TRANSPORTATION AND ENERGY

PROCEDURAL MOTION

PM16. Setting land acquisition priorities in accordance with "AAA Program" requirements (2017 - Phase III). (Hahn)
RESOLUTION NO. -2017, DECOMMISSIONING THE OPEN ACCESS WEBPAGE

WHEREAS, Resolution No. 964-2008 directed the Department of Information Technology to study the feasibility of implementing a “Project Sunlight” internet based program at the County level; and

WHEREAS, Resolution No. 570-2010 approved the funding for an Open Access Webpage to allow the public to access information about County contracts, lobbyists, budgets, legislation and campaign finance; and

WHEREAS, Resolution No. 605-2013 authorized and directed the Department of Information Technology to maintain and update all documents and information on the Open Access Webpage and

WHEREAS, all the information that was previously available on the Open Access Webpage has been ported to the County’s Open Data Webpage; and

WHEREAS, it is no longer necessary or prudent to maintain the Open Access Webpage as the public can access all pertinent information on the Open Data site; now, therefore be it

1st RESOLVED, that the Department of Information Technology is hereby authorized, empowered and directed to decommission and terminate the Open Access Webpage; 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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:/reslr-decommission-open-access-webpage
RESOLUTION NO. - 2017, ADOPTING LOCAL LAW NO. -2017, A LOCAL LAW TO EVALUATE THE RED LIGHT CAMERA PROGRAM’S IMPACT ON PUBLIC SAFETY

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2017, a proposed local law entitled, "A LOCAL LAW TO EVALUATE THE RED LIGHT CAMERA PROGRAM’S IMPACT ON PUBLIC SAFETY"; now, therefore, be it

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

LOCAL LAW NO. -2017, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO EVALUATE THE RED LIGHT CAMERA PROGRAM’S IMPACT ON 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 Local Law No. 20-2009 established the red light camera demonstration program in Suffolk County and, under New York State Law, the County is now authorized to install and operate traffic-control signal photo violation-monitoring systems at 100 intersections.

This Legislature further finds that the proponents of the red light camera program claim the intention of the program is to reduce the incidence of red light running and prevent “T-bone” intersection collisions. However, 80% of the tickets issued under this program are for unlawful right turns against a red light.

This Legislature finds that many citizens, lawyers and leaders in Suffolk County have claimed the Red Light Camera program has caused accidents and put people’s safety at greater risk.

This Legislature also finds that the County has received persistent complaints about the timing of the traffic signals at monitored locations (i.e. the duration of the yellow signal is too short) and the criteria utilized for siting the red light cameras.

This Legislature concludes that the public has a right to know the impact the Red Light Camera Program has on public safety at the intersections where the cameras are installed.

Therefore, the purpose of this local law is to direct the Department of Public Works to study the impact the Red Light Camera Program has had on public safety at intersections where the red light cameras have been installed, to suspend the Red Light Camera Program until the study is completed and the findings are made available to the Suffolk
County Legislature and the public and determinations are made regarding the future of the program.

Section 2. Suspension of the Red Light Camera Program.

The Red Light Camera Program authorized by Local Law No. 20-2009, Local Law No. 40-2012 and Article 7 of Chapter 818 of the SUFFOLK COUNTY CODE, shall be suspended immediately upon the effective date of this local law until a study of the program's impact on public safety is completed, the findings are made public and determinations are made regarding the future of the program and the locations of the red light cameras.

Section 3. Suspension of Contract.

The Department of Public Works and the Suffolk County Attorney are hereby authorized, empowered and directed to provide notice to Xerox State and Local Solutions, Inc. of the County’s intention to suspend its contract for the Red Light Camera Program upon the effective date of this local law.

Section 4. Red Light Camera Program Safety Study

A. The County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete a study regarding the safety of the Red Light Camera Program, the future of the program and the locations of the red light cameras.

B. The Department of Public Works will report their findings and recommendations to the County Executive and the County Legislature within 120 days of the effective date of this resolution.

Section 5. Applicability.

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

Section 6. 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 7. 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 8. Effective Date.

This law shall take effect on January 1, 2018.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\li-evaluate-red-light-camera-program
DATE: JUNE 27, 2017
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2017

TITLE: I.R. NO. -2017; A LOCAL LAW TO EVALUATE THE RED LIGHT CAMERA PROGRAM'S IMPACT ON PUBLIC SAFETY

SPONSOR: LEGISLATOR MCCAFFREY

DATE OF RECEIPT BY COUNSEL: 6/27/2017 PUBLIC HEARING: 9/6/2017
DATE ADOPTED/NOT ADOPTED: CERTIFIED COPY RECEIVED: 

This proposed local law would suspend the County’s red light camera program until a study of the program's impact on public safety is completed by the Department of Public Works and a further determination is made regarding the future of the program. The Department is required to submit their findings and recommendations to the County Executive and the County Legislature within 120 days of the effective date of this law.

This law will take effect on January 1, 2018.

GEORGE NOLAN
Counsel to the Legislature

GN:js
s:rule28\28-evaluate-red-light-camera-program
RESOLUTION NO. -2017, AUTHORIZING CERTAIN TECHNICAL CORRECTIONS TO ADOPTED RESOLUTION NO. 423-2017

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 423-2017; and

WHEREAS, this resolution when adopted contained technical errors; and

WHEREAS, the County Executive desires technical corrections to this resolution; now, therefore be it

1st RESOLVED, that the Clerk of the Legislature shall make the following technical corrections:

Resolution No. 423-2017

Under 1st Resolved, Page 3, Sheriff's Office (SHF):

FROM:

1000-PERSONNEL SERVICES: $70,342

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3000-SUPPLIES, MATERIALS & OTHER EXPENSES: $1,600

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**1000-PERSONNEL SERVICES: $70,342**

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**3000-SUPPLIES, MATERIALS & OTHER EXPENSES: $1,600**

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</tr>
</tbody>
</table>

**4300-TRAVEL: $1,500**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>SHF</td>
<td>DEG</td>
<td>3125</td>
<td>4340</td>
<td>0000</td>
<td>Travel Other Contracts</td>
<td>$1,500</td>
</tr>
</tbody>
</table>

[ ] Brackets denote deletion of language.

___ Underlining denotes addition of new language.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
TO: Jason Richberg
   Clerk of the Legislature

FROM: Connie R. Corso
      Budget Director

DATE: June 27, 2017

SUBJECT: Technical Correction for Resolution No. 423-2017

Would you please have Resolution No. 423-2017 corrected as follows:

On page 3, under Department, Change [PRO] to SHF and under Unit change [3167] to 3125

See attached marked up copy:

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

I have attached a marked copy of this resolution for your use.

CRC:lp
enc.
cc: Katie Horst, Director of Intergovernmental Relations
    Nick Paglia Budget Office
    Beth Reynolds, Budget Office
RESOLUTION NO. 423 -2017, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $1,039,852 FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE GUN INVOLVED VIOLENCE ELIMINATION (GIVE) IV PROGRAM

WHEREAS, the New York State Division of Criminal Justice Services has made $1,039,852 in State funding available to Suffolk County to continue efforts to reduce violent crime, particularly gun-related crimes; and

WHEREAS, said grant funds are to be distributed between the Suffolk County District Attorney's Office, the Suffolk County Police Department, the Suffolk County Crime Lab, the Suffolk County Probation Department and the Suffolk County Sheriff's Office; and

WHEREAS, the operation period of the program will be from July 1, 2017 to June 30, 2018; and

WHEREAS, the grant provides funds for personnel, fringe benefits, equipment, consultants, training and confidential funds for the investigation and prosecution of individuals who commit violent gun related crimes; and

WHEREAS, $1,039,852 in said grant funds have not been included in the 2017 Suffolk County Operating Budget, now, therefore be it

RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate said grant funds as follows:

REVENUES:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>DIS</td>
<td>1159</td>
<td>3385</td>
<td>$528,410</td>
</tr>
<tr>
<td>003</td>
<td>POL</td>
<td>3785</td>
<td>3385</td>
<td>$381,000</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
<td>3167</td>
<td>3385</td>
<td>$52,000</td>
</tr>
<tr>
<td>003</td>
<td>MED</td>
<td>3786</td>
<td>3385</td>
<td>$5,000</td>
</tr>
<tr>
<td>003</td>
<td>SHF</td>
<td>3125</td>
<td>3385</td>
<td>$73,442</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

District Attorney's Office (DIS)
GIVE IV 2017
003-DIS-1159- $528,410

1000-PERSONNEL SERVICES: $378,646
<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>DIS</td>
<td>DEG</td>
<td>1159</td>
<td>1110</td>
<td>0000</td>
<td>Interim Services</td>
<td>$376,646</td>
</tr>
</tbody>
</table>

**4000-CONTRACTUAL EXPENSES: $10,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>DIS</td>
<td>DEG</td>
<td>1159</td>
<td>4770</td>
<td>0000</td>
<td>Special Services</td>
<td>$10,000</td>
</tr>
</tbody>
</table>

**8000-EMPLOYEE BENEFITS: $1,417,764**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>DIS</td>
<td>DEG</td>
<td>1159</td>
<td>8330</td>
<td>0000</td>
<td>Social Security</td>
<td>$28,815</td>
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<tr>
<td>003</td>
<td>DIS</td>
<td>DEG</td>
<td>1159</td>
<td>8280</td>
<td>0000</td>
<td>Retirement</td>
<td>$56,625</td>
</tr>
<tr>
<td>039</td>
<td>EMP</td>
<td>ODE</td>
<td>9060</td>
<td>8360</td>
<td>0000</td>
<td>Major Medical Claims</td>
<td>$51,377</td>
</tr>
<tr>
<td>003</td>
<td>DIS</td>
<td>DEG</td>
<td>1159</td>
<td>8380</td>
<td>0000</td>
<td>Welfare Fund</td>
<td>$4,947</td>
</tr>
</tbody>
</table>

Police Department (POL)
GIVE IV 2017
003-POL-3785 - $381,000

**1000-PERSONNEL SERVICES: $309,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3785</td>
<td>1120</td>
<td>0000</td>
<td>Overtime Salaries</td>
<td>$309,000</td>
</tr>
</tbody>
</table>

**4000-UTILITIES: $10,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3785</td>
<td>4210</td>
<td>0000</td>
<td>Computer Services</td>
<td>$10,000</td>
</tr>
</tbody>
</table>

**4300-TRAVEL: $2,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3785</td>
<td>4340</td>
<td>0000</td>
<td>Travel Other Contracts</td>
<td>$2,000</td>
</tr>
</tbody>
</table>

**4900-CONTRACTED SERVICES: $60,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3785</td>
<td>4980</td>
<td>0000</td>
<td>Contracted Agencies</td>
<td>$60,000</td>
</tr>
</tbody>
</table>
### Probation Department (PRO)
**GIVE IV 2017**  
003-PRO-3167 - $52,000

**1000-PERSONNEL SERVICES: $50,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3167</td>
<td>1120</td>
<td>0000</td>
<td>Overtime Salaries</td>
<td>$50,000</td>
</tr>
</tbody>
</table>

**4300-TRAVEL: $2,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3167</td>
<td>4340</td>
<td>0000</td>
<td>Travel Other Contracts</td>
<td>$2,000</td>
</tr>
</tbody>
</table>

Crime Laboratory (MED)  
**GIVE IV 2017**  
003-MED-3786 - $5,000

**1000-PERSONNEL SERVICES: $5,000**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>3786</td>
<td>1120</td>
<td>0000</td>
<td>Overtime Salaries</td>
<td>$5,000</td>
</tr>
</tbody>
</table>

Sheriff's Office (SHF)  
**GIVE IV 2017**  
003-SHF-3125 - $73,442

**1000-PERSONNEL SERVICES: $70,342**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3167</td>
<td>1120</td>
<td>0000</td>
<td>Overtime Salaries</td>
<td>$70,342</td>
</tr>
</tbody>
</table>

**3000-SUPPLIES, MATERIALS & OTHER EXPENSES: $1,600**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3167</td>
<td>3160</td>
<td>0000</td>
<td>Computer Software</td>
<td>$1,600</td>
</tr>
</tbody>
</table>

**4300-TRAVEL: $1,500**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3467</td>
<td>4340</td>
<td>0000</td>
<td>Travel Other Contracts</td>
<td>$1,500</td>
</tr>
</tbody>
</table>
Interfund Transfer
Transfer to Employees Medical Health Plan
$51,377

9000-INTERFUND TRANSFERS: $51,377

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>DIS</td>
<td>DEG</td>
<td>1189</td>
<td>9550</td>
<td>0000</td>
<td>Tr to Fund 039 Self Ins</td>
<td>$51,377</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the following interfund revenues for Employee Medical Health Plan be accepted as follows:

REVENUES:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>039</td>
<td>IFT</td>
<td>E039</td>
<td>R003</td>
<td>$51,377</td>
</tr>
</tbody>
</table>

and be it further

3rd 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 (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 of 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; and be it further

4th RESOLVED, that the County Executive be and hereby is authorized to execute the Grant Agreement between Suffolk County and the New York State Division of Criminal Justice Services.

DATED: May 16, 2017

APPROVED BY:

[Signature]

County Executive of Suffolk County

Date: MAY 3 1 2017
RESOLUTION NO. -2017, AUTHORIZING A CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 451-2017 (CP 5040)

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 451-2017; and

WHEREAS, this resolution when adopted contained a technical error; and

WHEREAS, the County Executive desires a technical correction to this resolution; now, therefore be it

1st RESOLVED, that the Clerk of the Legislature shall make the following technical correction:

Resolution No. 451-2017 (CP 5040)

Under the 4th RESOLVED, Change the Project Number:

FROM:

Ref-525-CAP-5040.310

TO:

Ref-525-CAP-5040.311

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
MEMORANDUM

TO: Jason Richberg
   Clerk of the Legislature

FROM: Connie R. Corso
       Budget Director

DATE: June 28, 2017

SUBJECT: Technical Correction for Resolution No. 451-2017

Would you please have Resolution No. 451-2017 corrected as follows:

On page 2, under 4th RESOLVED, Change the project number from [5040.310] to [5040.311]

See attached marked up copy:

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

I have attached a marked copy of this resolution for your use.

CRC:1p
enc.
cc: Katie Horst, Director of Intergovernmental Relations
    Imran Ansari, Intergovernmental Relations
    Nick Paglia Budget Office
RESOLUTION NO. 451-2017, AMENDING THE 2017 CAPITAL BUDGET AND PROGRAM AND ACCEPTING AND APPROPRIATING FUNDS IN CONNECTION WITH THE “GATEWAY TO PATCHOGUE” PROJECT (CP 5040) AND AUTHORIZING THE EXECUTION OF GRANT RELATED AGREEMENTS

WHEREAS, Suffolk County applied to Empire State Development (“ESD”) for funding for the “Gateway to Patchogue” project (the “Project”), which was recommended as a priority project by the Long Island Regional Planning Council (LIREDC); and

WHEREAS, ESD, through the Consolidated Funding Application (“CFA”) program, has awarded Suffolk County grant funding in the amount of $300,000 for the Project; and

WHEREAS, the County must fund the Project in the first instance and will subsequently be reimbursed through the grant a lump sum upon Project completion; and

WHEREAS, there are insufficient funds included in the 2017 Capital Budget and Program to cover the cost of the Project, and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal and/or State Aid; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system and this project is ranked as priority forty-nine (49) in the Adopted 2017 Capital Budget; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $300,000 in Suffolk County Serial Bonds for the purpose of issuing Bond Anticipation Notes (“BANS”), if needed; now, therefore be it

1st RESOLVED, that it is hereby determined that this Project, with a priority ranking of forty-nine (49) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, that the Department of Economic Development and Planning, and the Department of Public Works pursuant to Section C35-2(A) and C8-2(X) of the Suffolk County Charter, are hereby authorized, empowered and directed to take such action as may be necessary to complete this project; and be it further

3rd RESOLVED, that the 2017 Capital Budget and Program be and they are hereby amended as follows:

Project Number: 5040
Project Title: “Gateway to Patchogue Project”
and be it further

4th

RESOLVED, that the State grant funding is hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>311 Ref-525-CAP-5040.340</td>
<td>&quot;Gateway To Patchogue&quot; Construction</td>
<td>$300,000</td>
</tr>
</tbody>
</table>

and be it further

5th

RESOLVED, that the County Comptroller is hereby authorized to accept State grant funding for the Project funding in the amount of $300,000; and be it further

6th

RESOLVED, that the County Comptroller is hereby authorized to issue Bond Anticipation Notes for the State grant Project funding in the amount of $300,000; and be it further

7th

RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the grant agreement for reimbursement with the State agreements related to the Project and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality’s participation in the above referenced project.

8th

RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Section 617.5 (C)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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: June 8, 2017

APPROVED BY:

[Signature]

County Executive of Suffolk County

Date: JUN 14 2017
RESOLUTION NO. -2017, AUTHORIZING CERTAIN TECHNICAL CORRECTIONS TO ADOPTED RESOLUTION NO. 30-2017 (CP 1782)

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 30-2017; and

WHEREAS, this resolution when adopted contained technical errors; and

WHEREAS, the County Executive desires technical corrections to this resolution; now, therefore be it

1st RESOLVED, that the Clerk of the Legislature shall make the following technical corrections:

Resolution No. 30-2017

Under 2nd RESOLVED, Change both Project Numbers Fund Numbers:

FROM:

(Fund 001-Debt Service)

TO:

(Fund 016-Debt Service)

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
TO: Jason Richberg  
Clerk of the Legislature

FROM: Connie R. Corso  
Budget Director

DATE: June 30, 2017

SUBJECT: Technical Correction for Resolution No. 30-2017 (CP 1782)

Would you please have Resolution No. 30-2017 corrected as follows:

In the 2nd RESOLVED paragraph, change all references to the Debt Service from [Fund 001 Debt Service] to Fund 016 Debt Service

See attached marked up copy:

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

I have attached a marked copy of this resolution for your use.

CRC:lp  
enc.

cc: Katie Horst, Director of Intergovernmental Relations  
Nick Paglia Budget Office  
Beth Guerriero, Audit & Control
RESOLUTION NO. 30 -2017, APPROPRIATING FUNDS IN
CONNECTION WITH THE SUFFOLK COUNTY FINANCIAL
MANAGEMENT SYSTEM (CP 1782)

WHEREAS, the Suffolk County Comptroller has requested planning and
equipment funding to upgrade and improve the Suffolk County Integrated Financial
Management System (IFMS); and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and
Program to cover the cost of said request; and

WHEREAS, that this Legislature, by resolution of even date herewith, has
authorized the issuance of $2,500,000 in Suffolk County Serial Bonds; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998,
Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking
system, implemented in the Adopted 2017 Capital Budget, as the basis for funding capital
projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking
of fifty-one (51) is eligible for approval in accordance with the provisions of Resolution No. 471-
1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-
2006; and be it further

2nd RESOLVED, that the proceeds of $2,500,000 in Suffolk County Serial Bonds be
and they hereby are appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-1782.111 (Fund 001-Debt Service)</td>
<td>Suffolk County Financial Management System</td>
<td>$2,350,000</td>
</tr>
<tr>
<td>525-CAP-1782.513 (Fund 001-Debt Service)</td>
<td>Suffolk County Financial Management System</td>
<td>$150,000</td>
</tr>
</tbody>
</table>

and be it further

3rd RESOLVED, this Legislature, being the lead agency under the State
Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8,
hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of
New York Code of Rules and Regulations ("NYCRR"), the Legislature has no further
responsibilities under SEQRA.

DATED: February 7, 2017

APPROVED BY:

/is/ Steven Bellone
County Executive of Suffolk County

Date: February 22, 2017
substantially level or declining annual debt service, Section 30.00 relative to the authorization of
the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and
168.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond
anticipation notes and prescribing the terms, form and contents and as to the sale and issuance
of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said
bonds, and the renewals of said bond anticipation notes, and relative to executing contracts for
credit enhancements and providing for substantially level or declining annual debt service, are
hereby delegated to the County Comptroller, the chief fiscal officer of the County.

Section 6. The validity of the bonds authorized by this resolution, and of any
notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which
the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of
the publication of such resolution, or a summary thereof, are not
substantially complied with, and an action, suit or proceeding
contesting such validity is commenced within twenty days after the
date of such publication, or

(c) such obligations are authorized in violation of the provisions of the
constitution.

Section 7. This bond resolution shall take effect immediately upon approval
by the County Executive, and the Clerk of the Legislature is hereby authorized and directed to
publish the foregoing resolution, in summary or in full, together with a Notice attached in
substantially the form prescribed by Section 81.00 of the Law in the official newspaper(s) of the
County.

DATED: February 7, 2017

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: February 22, 2017
RESOLUTION NO. 2017, AUTHORIZING USE OF SMITH POINT COUNTY PARK PROPERTY BY MASTIC BEACH AMBULANCE COMPANY FOR “HELP US SAVE YOU PROGRAM”

WHEREAS, the Mastic Beach Ambulance Company responds to 300 calls per year at the Smith Point County Park and responded to approximately 2,350 calls throughout the community of Mastic Beach in 2016; and

WHEREAS, the Mastic Beach Ambulance Company would like to use the tollbooth entrances and exits at Smith Point County Park for the purpose of posting signs that ask the public “Help Us Save You”; and

WHEREAS, this Legislature authorized the Mastic Beach Ambulance Company to use the Smith Point County Park for this same purpose in 2016; and

WHEREAS, the sign would be posted during the 2017 Labor Day Holiday, from September 2, 2017 through September 4, 2017, from 9:00 a.m. through 4:00 p.m. each day; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Ten and 00/100 Dollars ($10.00), per diem and a Twenty-Five Dollar ($25.00) application fee, payment of which shall be guaranteed by the Mastic Beach Ambulance Company; and

WHEREAS, a Certificate of Insurance and accompanying declaration page naming Suffolk County as an additional insured has been provided by the Mastic Beach Ambulance Company; and

WHEREAS, the use of County property to help raise money would promote and protect the public health, safety, and general welfare of the residents of Suffolk County; now, therefore be it

1st RESOLVED, that the use of County-owned property, i.e., the tollbooth at Smith Point County Park by the Mastic Beach Ambulance Company, in consideration of the payment of Ten and 00/100 Dollars ($10.00), per diem and a Twenty-Five Dollar ($25.00) application fee, for the purpose of posting signs that ask the public “Help Us Save You” during the 2017 Labor Day Holiday from September 2, 2017 through September 4, 2017, from 9:00 a.m. through 4:00 p.m. each day is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from the Department, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

2nd RESOLVED, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, and the County Department of Public Works is hereby authorized, empowered and directed, under Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to take such measures, either alone or in conjunction with each other, as shall be necessary and appropriate to facilitate the hosting of the fund drive for support of the
public safety services provided by the Mastic Beach Ambulance Company at the Smith Point County Park in Brookhaven; and be it further

3rd RESOLVED, that the Mastic Beach Ambulance Company shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

4th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. -2017, TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL PROPERTY CORRECTION OF ERRORS BY: COUNTY LEGISLATURE (CONTROL NO. 1047-2017)

WHEREAS, the Director of the Real Property Tax Service Agency, under appropriate sections of the Real Property Tax Law, will cause to have investigated and a determination made as to whether those submitted "Correction of Error" items which would amend the assessment and tax rolls shall be recommended for approval (or recommended for denial) to the Suffolk County Legislature; and

WHEREAS, the County Legislature of the County of Suffolk may cancel assessments, grant refunds of taxes in case of correction of errors on the assessment and tax rolls, and pursuant to the provisions of the Real Property Tax Law; and

WHEREAS, the properties represented by the tax item number and/or Suffolk County Tax Map Number and indicated below have been duly investigated by the Real Property Tax Service Agency, and the procedures of the Real Property Tax Law having been fully complied with, together with documentation and amended tax statements placed on file with the County, as submitted by the appropriate Assessor and/or Receiver of Taxes; then

BE IT RESOLVED, that the taxes for the properties represented by the tax item number and/or Suffolk County Tax Map Number, as shown, for the year or years specified be readjusted or refunded in full or part in the amount set opposite each such parcel as herein indicated; and

BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.

<table>
<thead>
<tr>
<th>KEY</th>
<th>EXPLANATION</th>
<th>RPTL SEC</th>
<th>LIMITATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>Clerical Error</td>
<td>556</td>
<td>3 years</td>
</tr>
<tr>
<td>B</td>
<td>Unlawful Entry</td>
<td>556</td>
<td>3 years</td>
</tr>
<tr>
<td>C</td>
<td>Error in Essential Fact</td>
<td>556a</td>
<td>3 years</td>
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</table>
**RESOLUTION NO.**

**CONTROL NO. 1047-2017**

*(A/B - Chapter 634 Laws 1976) (C - Chapter 124 Laws 1975)*

<table>
<thead>
<tr>
<th>Key</th>
<th>Town</th>
<th>Year</th>
<th>S.C. Tax Map No</th>
<th>Original Tax</th>
<th>Corrected Tax</th>
<th>Chargeback Refund, if Tax Paid</th>
</tr>
</thead>
<tbody>
<tr>
<td>C</td>
<td>BROOKHAVEN</td>
<td>16/17</td>
<td>0200 60300 0500 008001</td>
<td>4598.63</td>
<td>630.17</td>
<td>3968.46</td>
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<tr>
<td>A</td>
<td>SMITHTOWN</td>
<td>15/16</td>
<td>0800 09000 0300 004000</td>
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<td>10788.34</td>
<td>2527.84</td>
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<td>16/17</td>
<td>0802 00300 0300 020000</td>
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<td>5155.94</td>
<td>18221.30</td>
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</table>

*As Provided and Requested By Town Assessor or Receiver of Taxes*

**DATED:**

**APPROVED BY:**

County Executive of Suffolk County

Date:
Memorandum

To: Katie Horst, Intragovernmental Relations

From: Penny Wells LaValle, MAI, CCIM, CCD

Date: June 27, 2017

Re: Resolution Control No. 1047-2017

ATTACHED FOR YOUR REVIEW PLEASE FIND CORRECTION OF ERRORS CONTROL NO. 1047-2017
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law Charter Law

2. Title of Proposed Legislation
   TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL
   PROPERTY CORRECTION OF ERRORS

3. Purpose of Proposed Legislation    Yes ____ No ____

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? Yes No X

5. If the answer to item 4 is "yes," on what will it impact? (circle appropriate category)
   County    Town    Economic Impact
   Village    School District Other (Specify):
   Library District Fire District

6. If the answer to item 5 is "yes," Provide Detailed Explanation of Impact
   N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2015
   (Signature)

10. Typed Name & Title of Preparer    11. Signature of Preparer    12. Date
    A. Bartel  RPAT 1       June 27, 2017
Additional back-up material regarding IR 1586 is on file in the Legislative Clerk’s Office, Hauppauge.
TAX ANTICIPATION NOTE RESOLUTION NO. -2017

RESOLUTION DELEGATING TO THE COUNTY COMPTROLLER THE POWERS TO AUTHORIZE THE ISSUANCE OF NOT TO EXCEED $110,000,000 TAX ANTICIPATION NOTES OF THE COUNTY OF SUFFOLK, NEW YORK, IN ANTICIPATION OF THE COLLECTION OF TAXES LEVIED FOR COUNTY PURPOSES OR RETURNED TO THE COUNTY FOR COLLECTION FOR THE FISCAL YEARS COMMENCING JANUARY 1, 2014, 2015, 2016 AND 2017, AND TO PRESCRIBE THE TERMS, FORM AND CONTENTS, AND PROVIDE FOR THE SALE AND CREDIT ENHANCEMENT OF SUCH NOTES

THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), the power to authorize the issuance of Tax Anticipation Notes (herein called the "Notes") of the County of Suffolk, in the State of New York (the "County" and "State", respectively), in the aggregate principal amount of not to exceed $110,000,000, and any notes in renewal thereof, is hereby delegated to the County Comptroller, as Chief Fiscal Officer of the County.

Section 2. The following matters are hereby determined and declared:

(a) The Notes shall be issued in anticipation of the collection of real estate taxes levied for County purposes or returned to the County for collection for the fiscal years commencing January 1, 2014, 2015, 2016 and 2017.

(b) No notes have heretofore been authorized or issued in anticipation of the collection of said taxes, other than the $410,000,000 Tax Anticipation Notes for 2017 Taxes—dated and issued on December 15, 2016.

(c) Said Notes shall mature within the period of one year from the date of their issuance, and may be renewed from time to time in accordance with the provisions of the Law.

(d) Not less than $110,000,000 of the taxes specified in Section 2(a) hereof remains uncollected as of the date hereof.

Section 3. The Notes shall contain the recital of validity prescribed by Section 52.00 of the Law and shall be general obligations of the County, and the faith and credit of the County shall be pledged to the punctual payment of the principal of and interest on the Notes and, unless the Notes are otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget of the County and a tax sufficient to provide for the payment thereof shall be levied and collected.
Section 4. Subject to the provisions of this resolution and the Law, and pursuant to Sections 50.00, 56.00, 60.00, and 168.00 of the Law, inclusive, the powers to prescribe the terms, form and contents, and all other powers or duties pertaining or incidental to the sale and issuance of the Notes authorized pursuant hereto, or any renewals thereof, including the powers to enter into one or more letter of credit agreements or liquidity facility agreements for the Notes, are hereby delegated to the County Comptroller, as Chief Fiscal Officer of the County.

Section 5. This resolution shall take effect immediately.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
June 30, 2017

Ms. Katie Horst
County Executive Assistant V
H. Lee Dennison Office Building – 12th Floor
100 Veterans Memorial Highway
Hauppauge, New York 11788

Dear Katie:

SUBJECT: TAX ANTICIPATION NOTE RESOLUTION – $110,000,000

Attached please find the above referenced resolution and fiscal impact statement. Same has been circulated to all parties via e-mail (CE RESO REVIEW) and hand delivered this date so the resolution may be laid on the table on July 25, 2017 and eligible for consideration for adoption on September 6, 2017. Titles of the electronic files are Reso-A&C-2017 DTAN, Backup-A&C-2017 DTAN-175a, Backup-A&C-2017 DTAN-175b and Backup-A&C-2017 DTAN-MOS.

The resolution authorizes me to issue tax anticipation notes to fulfill our operating cash flow requirements. Details relative to the issue are recited in the fiscal impact statement that is attached herewith. Bond Counsel has reviewed and approved the format of the resolution for presentation to the County Legislature.

Sincerely,

[Signature]

John M. Kennedy, Jr.
County Comptroller

cc: Louis A. Necroto, Chief Deputy Comptroller
    Elizabeth Guerriero, Municipal Finance Administrator
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
</table>

2. Title of Proposed Legislation
Delegating to the County Comptroller of the County of Suffolk, New York, the power to authorize the issuance of and to sell not exceeding $110,000,000 Tax Anticipation Notes of said County in anticipation of the collection of real estate taxes levied for County purposes or returned to the County for collection for the fiscal years commencing January 1, 2014, 2015, 2016 and 2017 and to prescribe the terms, form and contents, and provide for the sale and credit enhancement of such notes.

3. Purpose of Proposed Legislation
To issue delinquent tax anticipation notes for cash flow purposes, as we have done for the past number of years. The current 2017 cash flow anticipates revenue of $100,000,000 in such tax anticipation notes. The resolution has been written to provide sufficient latitude in principal should revenue trends decline resulting in the cash flow requiring a larger infusion of funds.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes x  No

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)

<table>
<thead>
<tr>
<th>County</th>
<th>Town</th>
<th>Economic Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>Village</td>
<td>School District</td>
<td>Other (Specify):</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Library District</th>
<th>Fire District</th>
</tr>
</thead>
</table>

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
Since these notes will be issued to mature in October 2018 impact would be to the County’s 2018 operating budget. TANs will be issued during October 2017 for the four most current fiscal tax years. The estimated "gross" interest cost for the maturing note is estimated to be approximately $3,000,000. ($100,000,000 x 3.00% gross coupon for 12 months.)

It is anticipated that a premium may be bid by the underwriters. Thus, it is currently expected that the net interest cost for the notes could be approximately 1.50%.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
Gross Interest cost in 2018 for the notes = $3,000,000.

8. Proposed Source of Funding
Tax Anticipation Notes

9. Timing of Impact
12 months October 2018

10. Typed Name & Title of Preparer
Elizabeth Guerriero
Municipal Finance Administrator

11. Signature of Preparer

12. Date
June 30, 2017

SCIN FORM 175b (10/95)
TITLE OF BILL: Delegating to the County Comptroller the powers to authorize the issuance of not to exceed $110,000,000 Tax Anticipation Notes of the County of Suffolk, New York, in anticipation of the collection of taxes levied for County purposes or returned to the County for Collection for the fiscal years commencing January 1, 2014, 2015, 2016 and 2017 and to prescribe the terms, forms and contents, and provide the sale and credit enhancement of such notes.

PURPOSE OR GENERAL IDEA OF BILL: A request for enabling local legislation to approve issuing Tax Anticipation Notes of the County for the upcoming fiscal year to meet cash flow needs.

SUMMARY OF SPECIFIC PROVISIONS: To issue tax anticipation notes for cash flow purposes to cover cash flow needs for fiscal 2017. The current 2017 cash flow anticipates revenue of $100,000,000 in such tax anticipation notes. The resolution has been written to provide sufficient latitude in principal and final sizing will be based upon actual cash flow projection formulas.

JUSTIFICATION: Standard annual request for enabling local legislation to approve issuing Delinquent Tax Anticipation Notes of the County as provided within the most current 2017 cash flow.

FISCAL IMPLICATIONS: The notes will be issued prior to December 31, 2017 for a term of approximately one year and will impact debt service in the 2018 operating budget. Estimated gross interest cost for the maturing note is estimated to be $3,000,000 ($100,000,000 X 3.00% gross coupon for 12 months). It is anticipated that a reasonable premium will be bid by the underwriters and that the net interest cost may be approximately 1.50%. Interest rate estimates are based on current market rates and are subject to change.
RESOLUTION NO. - 2017 ACCEPTING AND APPROPRIATING
A GRANT AWARD AMENDMENT FROM THE STATE
UNIVERSITY OF NEW YORK FOR AN EDUCATIONAL
OPPORTUNITY PROGRAM, 100% REIMBURSED BY STATE
FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, the 2016-2017 Suffolk County Community College operating budget provides $212,392 from the State University of New York for an Educational Opportunity Program to provide counseling and tutoring services on all three of its campus locations, for the period of September 1, 2016 through August 31, 2017; and

WHEREAS, the grant award has been increased by $48,342 for the 2016-2017 Educational Opportunity Program, bringing the total amount of the grant award to $260,734; and

WHEREAS, it is necessary to amend the Suffolk County Community College operating budget in the amount of $48,342 to provide for the increase in the grant award; and

WHEREAS, matching funds are not required; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the Educational Opportunity Program amendment on June 15, 2017 by Resolution No. 2017.45; and

WHEREAS, the College anticipates spending the increase in the grant award in the amount of $48,342 in accordance with the terms of said grant before August 31, 2017; now therefore, be it

1st

RESOLVED, that said 2016-2017 Suffolk County Community College operating budget be amended to reflect the increase in the grant award in the amount of $48,342, from the State University of New York, for an Educational Opportunity Program, for the period September 1, 2016 through August 31, 2017 be accepted and appropriated for the operation of the program as follows:

REVENUES:  
State Grant: EOP:  
GC07-GC0717-543203-G000  

AMOUNT  
$48,342

APPROPRIATIONS:  
EOP 16-17: GC07-GC0717  

AMOUNT  
$48,342
Suffolk County Community College
Educational Opportunity Program
GC07-GC0717

611000-Personal Services:  
611170-Part-Time Instructors  

$48,342  
48,342

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
TITLE OF BILL: Accepting and Appropriating a Grant Award Amendment from the State University of New York for an Educational Opportunity Program, 100% Reimbursed by State Funds at Suffolk County Community College

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate a grant award amendment from the State University of New York for an Educational Opportunity Program in the amount of $48,342, during the 2016-2017 fiscal year.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will increase the operating budget for Suffolk County Community College by accepting and appropriating the grant award amendment from the State University of New York for an Educational Opportunity Program, in the amount of $48,342.

JUSTIFICATION: Suffolk County Community College is a tri-campus commuter college and EOP students must learn to balance home, work, and school while addressing transportation and family issues. EOP staff will assist students with navigating the various programs and services offered at each campus. The goal is to improve EOP students' academic skills and computer literacy, develop good study habits, and learn how to manage their time effectively.

FISCAL IMPLICATIONS: None
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   Accepting and Appropriating a Grant Award Amendment from the State University of New York for an Educational Opportunity Program, 100% Reimbursed by State Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
   To accept an amendment to the 2016-2017 Suffolk County Community College operating budget in the amount of $48,342 from the State University of New York for an Educational Opportunity Program at Suffolk County Community College during the 2016-2017 fiscal year.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes ___  No X

5. If the answer to item 4 is "yes," on what will it impact? (Circle appropriate category)
   County  Town  Economic Impact
   Village  School District  Other (Specify):
   Library District  Fire District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   The amendment to the 2016-2017 Suffolk County Community College operating budget will provide $48,342 from the State University of New York for operating costs for the Educational Opportunity Program during the 2016-2017 fiscal year. Matching funds are not required.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv.
   Not Applicable

8. Proposed Source of Funding: State University of New York

9. Timing of Impact: September 1, 2016 through August 31, 2017

10. Name & Title of Preparer
    Henrietta Ytuarte
    Senior Accountant

11. Signature of Preparer

12. Date
    June 15, 2017

SCIN FORM 175b (10/95)
RESOLUTION NO. 2017.45 - Amending the College Operating Budget for an Educational Opportunity Program Grant

WHEREAS, the 2016-2017 College operating budget provides $212,392 from the State University of New York for an Educational Opportunity Program (EOP) grant to provide counseling and tutoring services on all three of its campus locations, and

WHEREAS, the grant award has been increased by an additional $48,342 for the 2016-2017 academic year, bringing the total amount of the grant award to $260,734, and

WHEREAS, it is necessary to amend the 2016-2017 College operating budget in the amount of $48,342 to provide for the total increase in the grant award, and

WHEREAS, matching funds are not required, be it therefore

RESOLVED, that the 2016-2017 College operating budget be amended to reflect an increase in the amount of $48,342 from the State University of New York for an Educational Opportunity Program (EOP) grant, and be it further

RESOLVED, that the College President or his designee is authorized to execute any required documentation, as approved by the College General Counsel, with the administering agency.

Project Director: David Johnson

[Signature]
Bryan Lilly
Secretary
MEMORANDUM

TO: David Johnson, Educational Opportunity Program Director
    Suffolk County Community College

FROM: Evonne Hamler-Cadet, Associate

SUBJECT: Funding Summer 2017

DATE: June 2, 2017

We are pleased to inform Suffolk County Community College that the 2017 pre-freshman summer program proposal has been approved as submitted. As you know, the summer program is an integral component in preparing at-risk students for college success. Based on your planned summer activities and instructional content, we feel confident the program will effectively accomplish the goal of preparing students for their college experience.

This year, we requested a copy of the EOP pre-freshman summer program contract and code of student conduct. We will render a separate response to the summer policies as this approval only addresses the plan to deliver summer activities. Please delay the distribution of any policies/contracts that govern student behavior during the summer program until you hear from our office.

Your proposal for programming during summer 2017 has been approved as shown below:

<table>
<thead>
<tr>
<th>Program Type:</th>
<th>Full Program</th>
</tr>
</thead>
<tbody>
<tr>
<td>Program Duration:</td>
<td>Five Weeks</td>
</tr>
<tr>
<td>Number of students:</td>
<td>75</td>
</tr>
<tr>
<td>Funding Amount:</td>
<td>$97,984</td>
</tr>
</tbody>
</table>

As a reminder, payment to your campus will be processed once Suffolk County Community College’s contract has been fully executed. Once approval is granted, we will quickly initiate payment to satisfy this year’s funding level and summer expenditures.

To ensure clarity, a copy of the approved budget detail is attached. Expenditures should conform to the approved categories. Please note that changes to the budget must be authorized by the SUNY Office of Opportunity Programs.
If you have any questions please let us know. Best wishes for a successful summer program.

c. Ms. Hamilton
   Mr. Belcher
   Campus Business Officer
   Program Supervisor
<table>
<thead>
<tr>
<th>Staffing</th>
<th>2016-17 Summer Budget Summary</th>
<th>CAMPOU Suffolk County Community College (K-12)</th>
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</thead>
<tbody>
<tr>
<td>Instructors</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Math</td>
<td>115 @</td>
<td>$81</td>
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<tr>
<td>Reading</td>
<td>60 @</td>
<td>$75</td>
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<tr>
<td>English</td>
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<td>$75</td>
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<tr>
<td>First year seminar x3</td>
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<tr>
<td>Fringe</td>
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<td>Counselors</td>
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<tr>
<td>3 College Aides</td>
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<tr>
<td>Total</td>
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</tbody>
</table>

| Room & Board (Including Staff) | | |
| Number of Students | Cost per day | Number of days | Total | Room | Board | USOA | Total |
| Meals | 85 | $12 | 1 | $90,345 | 0 | 0 | $90,345 |
| Meals Weekend | @ | | | 0 | 0 | 0 | 0 |
| Housing | @ | | | 0 | 0 | 0 | 0 |
| Housing Weekend | @ | | | 0 | 0 | 0 | 0 |
| Total | | | $90,345 | $90,345 | 0 | 0 | $90,345 |

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<th>Quantity</th>
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<th>Books</th>
<th>Materials</th>
<th>Testing</th>
<th>Tuition</th>
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<th>Workshop supplies</th>
<th>Enrichment</th>
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To: Katie Horst, Deputy County Executive

From: Gail Vizzini, Vice President for Business & Financial Affairs

Date: June 15, 2017

Subject: Request for a Resolution Accepting and Appropriating a Grant Award Amendment for a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of a grant award amendment for a program at Suffolk County Community College.

Proposal _____ Grant Award Amendment _____ Subcontract _____

Project Name: Education Opportunity Program (EOP)

Funding Source: The State University of New York

Amount of Grant: $48,342

Full Time Positions: None

Please contact Henrietta Ytuarte at 631-451-4124 if there are any questions regarding this request.

An e-mail version of the resolution was sent to CERESOREVIEW:
File names: Reso-SCCC-EOP Amend Award 17.docx
Backup-SCCC-EOP Amend Award 17-SCIN 175A.docx

Cc: David Johnson, Director of EOP
Iaroslava Babenchuk, Associate Dean, Academic Affairs
John Bullard, Jr., Associate Dean for Financial Affairs
Mary Lou. Araneo, Vice President for Institutional Advancement
RESOLUTION NO. – 2017 ACCEPTING AND APPROPRIATING A GRANT AWARD INCREASE FROM THE UNITED STATES DEPARTMENT OF EDUCATION FOR A STUDENT SUPPORT SERVICES (TRIO) PROGRAM GRANT, 96% REIMBURSED BY FEDERAL FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, the 2016-2017 College operating budget provides $278,510, including indirect costs, from the United States Department of Education for a Student Support Services (TRIO) Program, for the period of September 1, 2016 through August 31, 2017; and

WHEREAS, the grant award has been increased by $8,445, including indirect costs, bringing the grant award to $284,955, including indirect costs; and

WHEREAS, an additional $5,000 will be administered external to the grant appropriation budget as grant aid to students, bringing the total amount of the grant award to $289,955, including indirect costs; and

WHEREAS, it is necessary to amend the College budget in the amount of $8,445, including indirect costs, to provide for the increase in the grant award; and

WHEREAS, matching funds in the amount of $20,482 provided for in the College operating budget, will be used to provide grant aid to students, and additional supplies and equipment for student support; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the amendment to the 2016-2017 College budget for the grant award increase in the amount of $8,445, including indirect costs, on June 15, 2017 by Resolution No. 2017.37; and

WHEREAS, the College anticipates spending the grant award increase in the amount of $8,445, including indirect costs in the amount of $626 in accordance with the terms of said grant before August 31, 2017; now, therefore, be it

1st RESOLVED, that a grant award in the amount of $284,955, from the United States Department of Education for a Student Support Services (TRIO) Program be accepted for the 2016-2017 fiscal year; and be it further

2nd RESOLVED, that $5,000 for grant aid for students be accepted and will be administered external to the grant appropriation budget during the 2016-2017 fiscal year; and be it further

3rd RESOLVED, that said 2016-2017 College budget be amended to reflect the grant award increase from the United States Department of Education, for a Student Support Services (TRIO) Program, in the amount of $8,445, including indirect costs in the amount of $626, and said amount be accepted and appropriated for the operation of the program as follows:

REVENUES: Federal Grant: TRIO: Student Support Services GC20-GC2017-544220-G000 AMOUNT: $ 8,445
**APPROPRIATIONS:**
TRIO: 16-17: GC20-GC2017

Suffolk County Community College
TRIO: Student Support Services
GC2017

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<td>628330</td>
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**DATED:**

**APPROVED BY:**

______________________________
County Executive of Suffolk County
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Accepting and Appropriating a Grant Award Increase from the United States Department of Education for a Student Support Services (TRIO) Program Grant, 95% reimbursed by Federal Funds at Suffolk County Community College

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate a grant award increase from the United States Department of Education, in the amount of $8,445, including indirect costs, for a Student Support Services (TRIO) Program, during the 2016-2017 fiscal year

SUMMARY OF SPECIFIC PROVISIONS: This legislation will increase the operating budget for Suffolk County Community College by accepting and appropriating the grant award increase from the United States Department of Education, in the amount of $8,445, including indirect costs in the amount of $626, for a Student Support Services (TRIO) Program

JUSTIFICATION: The Student Support Services (TRIO) grant will provide the opportunities for students to successfully complete their post-secondary education. The goal is to increase the retention and graduation rates of participants and ease the process of transition from one level of higher education to the next.

FISCAL IMPLICATIONS: None
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X   Local Law   Charter Law

2. Title of Proposed Legislation
   Accepting and Appropriating a Grant Award Increase from the United States Department of Education, for a Student Support Services (TRIO) Program Grant, 95% Reimbursed by Federal Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
   To accept and appropriate a grant award increase from the United States Department of Education in the amount of $8,445, including indirect costs, for a Student Support Services (TRIO) Program at Suffolk County Community College, during the 2016-2017 fiscal year.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes ___ No X

5. If the answer to item 4 is "yes," on what will it impact? (Circle appropriate category)
   County Town Economic Impact
   Village School District Other (Specify):
   Library District Fire District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   The grant award increase from the United States Department of Education, in the amount of $8,445, including $626 in indirect costs, will provide for operating costs for the Student Support Services (TRIO) Program during the 2016-2017 fiscal year.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdiv. Not Applicable

8. Proposed Source of Funding: United States Department of Education

9. Timing of Impact: September 1, 2016 through August 31, 2017

10. Name & Title of Preparer
    Henrietta Ytuarte
    Senior Accountant

11. Signature of Preparer
    Henrietta Ytuarte

12. Date
    June 06, 2017

SCIN FORM 175A (10/95)
RESOLUTION NO. 2017.37 - Amending the College Budget for a Grant Award Increase from the US Department of Education for a Student Support Services (TRIO) Program Grant

WHEREAS, the 2016-2017 College operating budget provides $276,510 including indirect costs, from the United States Department of Education for a Student Support Services (TRIO) Program grant, and

WHEREAS, the grant award has been increased by $8,445, including indirect costs, bringing the grant award to $284,955, including indirect costs, and

WHEREAS, an additional $5,000 will be administered external to the grant appropriation budget as grant aid to students, bringing the total amount of the grant award to $289,955, including indirect costs, and

WHEREAS, matching funds in the amount of $20,482, provided for in the College operating budget, will be used to provide grant aid to students, and additional supplies and equipment for student support, be it therefore

RESOLVED, that a grant award in the amount of $289,955 from the United States Department of Education for a Student Support Services (TRIO) Program for the 2016-2017 fiscal year, is hereby accepted, and be it further

RESOLVED, that the 2016-2017 College operating budget be amended to reflect an increase in the amount of $8,445 including indirect costs, and the College president or his designee is authorized to execute a contract with the administering agency.

Project Director: Lorianne Lueders-Yanotti

Bryan Lilly
Secretary
**US Department of Education**
Washington, D.C. 20202

**GRANT AWARD NOTIFICATION**

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<td>Suffolk County Community College</td>
<td></td>
</tr>
<tr>
<td>533 College Road</td>
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<tr>
<td>Seiden, NY 11784 - 2899</td>
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<tr>
<td>RECIPIENT PROJECT DIRECTOR</td>
<td></td>
</tr>
<tr>
<td>Lorianne Lueders-Yanotti</td>
<td></td>
</tr>
<tr>
<td>(631) 451-4370</td>
<td></td>
</tr>
<tr>
<td><a href="mailto:luederl@unysuffolk.edu">luederl@unysuffolk.edu</a></td>
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<tr>
<td>EDUCATION PROGRAM CONTACT</td>
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<tr>
<td>Tanisha Hamblin-Johnson</td>
<td></td>
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<tr>
<td>(202) 453-6090</td>
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<tr>
<td><a href="mailto:tanisha.johnson@ed.gov">tanisha.johnson@ed.gov</a></td>
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<td>888-336-8930</td>
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US Department of Education  
Washington, D.C. 20202

GRANT AWARD NOTIFICATION

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**PR/AWARD NUMBER:** P042A151437 - 16  
**RECIPIENT NAME:** Suffolk County Community College  
**PARTICIPANT NUMBER:** 263  
**GRANTEE NAME:** SUFFOLK COUNTY COMMUNITY COLLEGE  
533 COLLEGE RD, SELDEN, NY 11784 - 2851  
**PROGRAM INDIRECT COST TYPE:** Unrestricted  
**PROJECT INDIRECT COST RATE:** 8%  

**TERMS AND CONDITIONS**

1. The Office of Management and Budget requires all Federal agencies to assign a Federal Award Identifying Number (FAIN) to each of their financial assistance awards. The PR/AWARD NUMBER identified in Block 2 is your FAIN.

   If you subcontract under this grant, you must document the assigned PR/AWARD NUMBER (FAIN) identified in Block 2 of this Grant Award Notification on each subcontract made under this grant. The term subcontract means:
   1. A legal instrument to provide support for the performance of any portion of the substantive project or program for which you received this award and that you as the recipient award to an eligible subrecipient.
   2. The term does not include your procurement of property and services needed to carry out the project or program (The payments received for goods or services provided as a contractor are not Federal awards, see 2 CFR 200.501(f) of the OMB Uniform Guidance: "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards").
   3. A subcontract may be provided through any legal agreement, including an agreement that you or a subrecipient considers a contract.

2. **THE FOLLOWING ITEMS ARE INCORPORATED IN THE GRANT AGREEMENT:**

   1) THE RECIPIENT'S APPLICATION (BLOCK 2);
   2) THE APPLICABLE EDUCATION DEPARTMENT REGULATIONS: 2 CFR PART 180, NONPROCUREMENT DEBARMENT AND SUSPENSION AS ADOPTED AT 2 CFR PART 3485; 2 CFR PART 200 AS ADOPTED AT 2 CFR 3474 (BLOCK 8); AND 34 CFR PARTS 75, 77, 79, 81, 82, 84, 86, 97, 98, 99; AND THE PROGRAM REGULATIONS SPECIFIED IN BLOCK 8; AND
   3) THE SPECIAL TERMS AND CONDITIONS SHOWN AS ATTACHMENTS IN BLOCK 8 ON THE INITIAL AWARD APPLY UNTIL CHANGED.

**THIS AWARD SUPPORTS ONLY THE BUDGET PERIOD SHOWN IN BLOCK 6. IN ACCORDANCE WITH 34 CFR 75.253, THE SECRETARY CONSIDERS, AMONG OTHER THINGS, CONTINUED FUNDING IF:**

1) **CONGRESS HAS APPROPRIATED SUFFICIENT FUNDS UNDER THE PROGRAM,**  
2) **THE DEPARTMENT DETERMINES THAT CONTINUING THE PROJECT WOULD BE IN THE BEST INTEREST OF THE GOVERNMENT,**  
3) **THE GRANTEE HAS MADE SUBSTANTIAL PROGRESS TOWARD MEETING THE GOALS AND OBJECTIVES OF THE PROJECT,**  
4) **THE SECRETARY ESTABLISHED PERFORMANCE MEASUREMENT REQUIREMENTS FOR THE GRANT IN THE APPLICATION NOTICE, THE PERFORMANCE TARGETS IN THE GRANTEE'S APPROVED APPLICATION,**  
5) **THE RECIPIENT HAS SUBMITTED REPORTS OF PROJECT PERFORMANCE AND BUDGET EXPENDITURES THAT MEET THE REPORTING REQUIREMENTS FOUND AT 34 CFR 75.118, 2 CFR**
200.327 AND 200.328, AND ANY OTHER REPORTING REQUIREMENTS ESTABLISHED BY THE SECRETARY,
6) THE GRANTEE HAS MAINTAINED FINANCIAL AND ADMINISTRATIVE MANAGEMENT SYSTEMS
THAT MEET THE REQUIREMENTS IN 2 CFR 200.302, FINANCIAL MANAGEMENT, AND 2 CFR 200.303,
INTERNAL CONTROLS.

IN ACCORDANCE WITH 2 CFR 200.308(c)(2) CHANGES TO KEY PERSONNEL IDENTIFIED IN BLOCK 5
MUST RECEIVE PRIOR APPROVAL FROM THE DEPARTMENT.

THE SECRETARY ANTICIPATES FUTURE FUNDING FOR THIS AWARD ACCORDING TO THE
SCHEDULE IDENTIFIED IN BLOCK 6. THESE FIGURES ARE ESTIMATES ONLY AND DO NOT BIND
THE SECRETARY TO FUNDING THE AWARD FOR THESE PERIODS OR FOR THE SPECIFIC AMOUNTS
SHOWN. THE RECIPIENT WILL BE NOTIFIED OF SPECIFIC FUTURE FUNDING ACTIONS THAT THE
SECRETARY TAKES FOR THIS AWARD.

(3) Unless this grant solely funds research, you must comply with new regulations regarding awards to faith-based
organizations (FBOs) that provide beneficiary services under this grant or under a contract you award to provide
beneficiary services under this grant. These new regulations clarify the rights of FBOs and impose certain duties on
FBOs regarding the referral of beneficiaries they serve. See 34 CFR 75.52, 75.712-75.714, appendix A to part 75, and
2 CFR 3474.15. The Department has established a web page that provides guidance on the new regulations, including
FAQs and other implementation tools, which is available at http://www2.ed.gov/policy/fund/reg/fbo-reg.html. If you
have any questions about these regulations, please contact the Education Program Contact identified in Block 3 of this
GAN.

(4) Reimbursement of indirect costs is subject to the availability of funds and statutory and regulatory restrictions. The
negotiated indirect cost rate agreement authorizes a non-Federal entity to draw down indirect costs from the grant
awards. The following conditions apply to the below entities.

A. All entities (other than institutions of higher education (IHE))

The GAN for this grant award shows the indirect cost rate that applies on the date of the initial grant for this project.
However, after the initial grant date, when a new indirect cost rate agreement is negotiated, the newly approved
indirect cost rate supersedes the indirect cost rate shown on the GAN for the initial grant. This new indirect cost rate
should be applied according to the period specified in the indirect cost rate agreement, unless expressly limited under
EDGAR or program regulations. Any grant award with an approved budget can amend the budget to account for a
change in the indirect cost rate. However, for a discretionary grant award any material changes to the budget which
may impact the scope or objectives of the grant must be discussed with the program officer at the Department. See 34
CFR 75.560 (d)(3) (ii) (part 75 of EDGAR).

B. Institutions of higher education (IHE)

Under 2 CFR part 200, Appendix III, Indirect (F&A) Costs Identification and Assignment, and Rate Determination
for Institutions of Higher Education (IHEs), the Department must apply the negotiated indirect cost rate in effect on
the date of the initial grant award to every budget period of the project, including all continuation grants made for this
project. See 2 CFR Part 200, Appendix III, paragraph C.7. Therefore, the GAN for each continuation grant will show
the original indirect cost rate and it applies to the entire period of performance of this project. If the indirect cost rate
agreement that is applicable to this grant does not extend to the end of the grant's project period, the indirect cost rate
set at the start of the project period must still be applied to the end of project period regardless of the fact that the rate
has otherwise expired.
US Department of Education
Washington, D.C. 20202

GRANT AWARD NOTIFICATION

Validity unknown
Digitally signed by Lavelle Wirth
Date: Tue Aug 30 16:39:52 -04 2016

AUTHORIZING OFFICIAL

DATE
EXPLANATION OF BLOCKS ON THE GRANT AWARD NOTIFICATION

For Discretionary, Formula and Block Grants (See Block 2 of the Notification)

1. RECIPIENT NAME - The legal name of the recipient or name of the primary organizational unit that was identified in the application, state plan or other documents required to be submitted for funding by the grant program.

2. AWARD INFORMATION - Unique items of information that identify this notification.

   PR/AWARD NUMBER - A unique, identifying number assigned by the Department to each application. On funded applications, this is commonly known as the "grant number" or "document number." The PR/Award Number is also known as the Federal Award Identifying Number, or FAIN.

   ACTION NUMBER - A numeral that represents the cumulative number of steps taken by the Department to date to establish or modify the award through fiscal or administrative means. Action number "01" will always be "NEW AWARD".

   ACTION TYPE - The nature of this notification (e.g., NEW AWARD, CONTINUATION, REVISION, ADMINISTRATIVE)

   AWARD TYPE - The particular assistance category in which funding for this award is provided, i.e., DISCRETIONARY, FORMULA, or BLOCK. If this award was made under a Research and Development grant program, the terms RESEARCH AND DEVELOPMENT will appear under DISCRETIONARY, FORMULA OR BLOCK.

3. PROJECT STAFF - This block contains the names and telephone numbers of the U.S. Department of Education and recipient staff who are responsible for project direction and oversight.

   *RECIPIENT PROJECT DIRECTOR - The recipient staff person responsible for administering the project. This person represents the recipient to the U.S. Department of Education.

   EDUCATION PROGRAM CONTACT - The U.S. Department of Education staff person responsible for the programmatic, administrative and businessmanagement concerns of the Department.

   EDUCATION PAYMENT CONTACT - The U.S. Department of Education staff person responsible for payments or questions concerning electronic drawdown and financial expenditure reporting.

4. PROJECT TITLE AND CFDA NUMBER - Identifies the Catalog of Federal Domestic Assistance (CFDA) subprogram title and the associated subprogram number.

5. *KEY PERSONNEL - Name, title and percentage (%) of effort the key personnel identified devotes to the project.

6. AWARD PERIODS - Project activities and funding are approved with respect to three different time periods, described below:

   BUDGET PERIOD - A specific interval of time for which Federal funds are being provided from a particular fiscal year to fund a recipient's approved activities and budget. The start and end dates of the budget period are shown.

   PERFORMANCE PERIOD - The complete length of time the recipient is proposed to be funded to complete approved activities. A performance period may contain one or more budget periods.

   *FUTURE BUDGET PERIODS - The estimated remaining budget periods for multi-year projects and estimated funds the Department proposes it will award the recipient provided substantial progress is made by the recipient in completing approved activities, the Department determines that continuing the project would be in the best interest of the Government, Congress appropriates sufficient funds under the program, and the recipient has submitted a performance report that provides the most current performance information and the status of budget expenditures.

7. AUTHORIZED FUNDING - The dollar figures in this block refer to the Federal funds provided to a recipient during the award periods.

   *THIS ACTION - The amount of funds obligated (added) or de-obligated (subtracted) by this notification.

   *BUDGET PERIOD - The total amount of funds available for use by the grantee during the stated budget period to this date.

   *PERFORMANCE PERIOD - The amount of funds obligated from the start date of the first budget period to this date.

   RECIPIENT COST SHARE - The funds, expressed as a percentage, that the recipient is required to contribute to the project, as defined by the program legislation or regulations and/or terms and conditions of the award.

   RECIPIENT NON-FEDERAL AMOUNT - The amount of non-federal funds the recipient must contribute to the project as identified in the recipient's application. When non-federal funds are identified by the recipient where a cost share is not a legislation requirement, the recipient will be required to provide the non-federal funds.

8. ADMINISTRATIVE INFORMATION - This information is provided to assist the recipient in completing the approved activities and managing the project in accordance with U.S. Department of Education procedures and regulations.
DUNS/SSN - A unique, identifying number assigned to each recipient for payment purposes. The number is based on either the recipient's assigned number from Dun and Bradstreet or the individual's social security number.

*REGULATIONS - Title 2 of the Code of Federal Regulations (CFR), Part 200 as adopted at 2 CFR 3474; the applicable parts of the Education Department General Administrative Regulations (EDGAR), specific program regulations (if any), and other titles of the CFR that govern the award and administration of this grant.

*ATTACHMENTS - Additional sections of the Grant Award Notification that discuss payment and reporting requirements, explain Department procedures, and add special terms and conditions in addition to those established, and shown as clauses, in Block 10 of the award. Any attachments provided with a notification continue in effect through the project period until modified or rescinded by the Authorizing Official.

9. LEGISLATIVE AND FISCAL DATA - The name of the authorizing legislation for this grant, the CFDA title of the program through which funding is provided, and U.S. Department of Education fiscal information.

FUND CODE, FUNDING YEAR, AWARD YEAR, ORG.CODE, PROJECT CODE, OBJECT CLASS - The fiscal information recorded by the U.S. Department of Education's Grants Management System (GMS) to track obligations by award.

AMOUNT - The amount of funds provided from a particular appropriation and project code. Some notifications authorize more than one amount from separate appropriations and/or project codes. The total of all amounts in this block equals the amount shown on the line, "THIS ACTION" (See "AUTHORIZED FUNDING" above (Block 7)).

10. TERMS AND CONDITIONS - Requirements of the award that are binding on the recipient.

*PARTICIPANT NUMBER - The number of eligible participants the grantee is required to serve during the budget year.

*GRANTEE NAME - The entity name and address registered in the System for Award Management (SAM). This name and address is tied to the DUNS number registered in SAM under the name and address appearing in this field. This name, address and the associated DUNS is what is displayed in the SAM Public Search.

*PROGRAM INDIRECT COST TYPE - The type of indirect cost permitted under the program (i.e. Restricted, Unrestricted, or Training).

*PROJECT INDIRECT COST RATE - The indirect cost rate applicable to this grant.

*AUTHORIZED OFFICIAL - The U.S. Department of Education official authorized to award Federal funds to the recipient, establish or change the terms and conditions of the award, and authorize modifications to the award

FOR FORMULA AND BLOCK GRANTS ONLY: (See also Blocks 1, 2, 4, 6, 8, 9 and 10 above)

3. PROJECT STAFF - The U.S. Department of Education staff persons to be contacted for programmatic and payment questions.

7. AUTHORIZED FUNDING

CURRENT AWARD AMOUNT - The amount of funds that are obligated (added) or de-obligated (subtracted) by this action.

PREVIOUS CUMULATIVE AMOUNT - The total amount of funds awarded under the grant before this action.

CUMULATIVE AMOUNT - The total amount of funds awarded under the grant, this action included.

*This item differs or does not appear on formula and block grants.
To: Katie Horst, Director of Intergovernmental Relations
From: Gail Vizzini, Vice President for Business & Financial Affairs
Date: June 16, 2017
Subject: Request for a Resolution Accepting and Appropriating a Grant Award Increase for a Suffolk County Community College Program

Enclosed are the application and requisite forms to request acceptance and appropriation of a grant award increase for a program at Suffolk County Community College.

Grant Proposal ____ Grant Award ____X

Project Name: Student Support Services (TRIO) Program
Funding Source: United States Department of Education
Amount of Grant Amendment $8,445

Please call me if there are questions regarding this request.
An e-mail version of the resolution was sent to CE RESO REVIEW:
File name: Reso-SCCC-Student Support Services Amend 17.docx
Backup-SCCC-Student Support Services Amend 17-SCIN 175A.docx

cc: Lorianne Lueders-Yanotti, Director of Student Support Services
John Bullard, Jr., Associate Dean for Financial Affairs
RESOLUTION NO. -2017, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED NORTH FORK PRESERVE DRAINAGE IMPROVEMENTS, SOUND SHORE ROAD, HAMLET OF NORTHVILLE, TOWN OF RIVERHEAD

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed North Fork Preserve Drainage Improvements, Sound Shore Road, Hamlet of Northville, Town of Riverhead", pursuant to Local Law No. 22-1985, which project will take place on the North Fork Preserve Property (Suffolk County Tax Map numbers 0600-007.00-03.00-041.001, 0600-007.00-03.00-041.002 and 0600-021.00-01.00-001.002); and

WHEREAS, this project is intended to retain onsite stormwater runoff which is currently running off the northerly portion of the property to adjacent roads and private properties; and

WHEREAS, the proposed onsite stormwater retention will be done by raising existing maintenance roads to impound stormwater runoff at higher elevations and by the addition of three retention basins at existing low points in the northern portion of the property adjacent to Sound Shore Road; and

WHEREAS, the proposed project also allows for the release, if necessary, of stormwater runoff via control structures placed in the raised maintenance roads in the upper elevations of the subject property and via retention basin overflow structures which will allow stormwater to be released to roadway leaching basins at proposed retention basins #1 and #2 and to an existing Long Island Sound outfall pipe at proposed retention basin #3; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and subsequently sent out to all concerned parties: and

WHEREAS, at its June 21, 2017 meeting, the CEQ reviewed the EAF and the information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an Unlisted Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated June 23, 2017 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore, be it
1st RESOLVED, that this Legislature hereby determines that the Proposed North Fork Preserve Drainage Improvements, Sound Shore Road, Hamlet of Northville, Town of Riverhead constitutes an Unlisted Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code, that the proposed action will not have significant adverse impacts on the environment for the following reasons:

1) the proposed action will not exceed any of the criteria in Section 617.7 of Title 6 NYCRR, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;

2) the proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter or the Suffolk County Code;

3) all necessary NYSDEC freshwater wetland permits will be obtained; and

4) this project will reduce stormwater from flowing off the North Fork Preserve Property and onto adjacent roadways, private properties and into the Long Island Sound;

and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution; and be it further

4th RESOLVED, that it is the recommendation of the Council that if it is determined to be warranted to accommodate additional stormwater flow, additional land on Suffolk County Tax Map Number 0600-007.00-03.00-041.001 may be utilized to expand retention basin #3 by up to 50% of what is indicated in the June 6, 2017 dated EAF without being considered a substantive project change which would require additional SEQRA review.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
s:\res\s-drainage-improvements-north-fork-preserve
RESOLUTION NO. -2017, AUTHORIZING THE RECONVEYANCE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 215, NEW YORK STATE COUNTY LAW TO CLAUDIO AND VICTOR ROBIGLIO (SCTM NO. 0500-263.00-03.00-024.000)

WHEREAS, the County of Suffolk is the fee owner of the following described parcel:

ALL that certain plot, piece or parcel of land with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, State of New York, described on the Tax Map of the Suffolk County Real Property Service Agency as District 0500, Section 263.00, Block 03.00, Lot 024.000, and acquired by tax deed on February 23, 2015, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on February 26, 2015, in Liber 12808, at Page 182, and otherwise known and designated by the Town of Islip, as Lot No. 582 and Part of Lot 581, on a certain map entitled “Map of Guggenheim Estates, Section 3”, filed in the Office of the Clerk of Suffolk County on September 18, 1952 as Map No. 1960; and

WHEREAS, Claudio and Victor Robiglio were the former owners of said real property; and

WHEREAS, the time for redemption of this real property under Local Law No. 16-1976 has expired; and

WHEREAS, an investigation by the office of Legislator Barraga has determined that said non-payment of taxes was not an intentional act but was due to circumstances beyond their control; and

WHEREAS, it would be in the best interest of the County of Suffolk to return said parcel to the tax rolls; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, or his or her deputy, will receive from the applicant the sum of $81,707.47 together with any and all other charges that may be due and owing to the County of Suffolk as of the actual date of closing, as full payment of all amounts due and owing to the County of Suffolk; therefore, be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized to execute, acknowledge, and deliver a quitclaim deed to:

Claudio and Victor Robiglio
10 Krause Street
Bay Shore, New York 11706
upon receipt of the above-described moneys, to convey the interest of the County of Suffolk in
the above-described real estate; and be it further

2nd RESOLVED, in the event the applicants fail to pay all amounts due and owing
the County within 60 days of the effective date of this resolution, the Division of Real Property
Acquisition and Management shall not convey the subject property to Claudio and Victor
Robiglio.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s/word/ves-Robiglio
RESOLUTION NO. -2017, APPROVING A LICENSE AGREEMENT FOR DONALD GRAUER TO RESIDE IN ROBERT CUSHMAN MURPHY COUNTY PARK AT UNIT OLD RIVER ROAD, MANORVILLE, NEW YORK 11949

WHEREAS, Article II of Chapter 378 of the Suffolk County Code, enacted through the adoption of Local Law No. 30-2008 ("A Local Law to Protect the County's Historic and Culturally Significant Properties"), established a new process to govern the rental of properties under the jurisdiction of the Department of Parks, Recreation and Conservation; and

WHEREAS, in accordance with the process set forth by the aforementioned Local Law, the Commissioner of the Department of Parks, Recreation, and Conservation recommends that Donald Grauer be approved to enter into a license agreement to reside in Robert Cushman Murphy County Park at the 1 bedroom cottage, Unit Old River Road, Manorville, New York 11949, and

WHEREAS, the Division of Real Property Acquisitions and Management’s Appraisal Review Unit has issued an appraisal of the market rent for this 1 bedroom cottage; now, therefore, be it

1st RESOLVED, that the Suffolk County Department of Parks, Recreation, Conservation is authorized, empowered, and directed, to enter into a License Agreement with Donald Grauer to reside in Robert Cushman Murphy County Park at the 1 bedroom cottage, Unit Old River Road, Manorville, New York 11949 at a rental charge/license fee of $1,150.00 per month, in accordance with the provisions set forth in Chapter 378 of the SUFFOLK COUNTY CODE and Local Law No. 30-2008; and be it further

2nd RESOLVED, Unit 114A- in Robert Cushman Murphy County Park at 294 Old River Road, Manorville, New York 11949, the 1 bedroom cottage and grounds on said premises shall be returned to the County of Suffolk at the conclusion of the License Agreement authorized pursuant to the 1st RESOLVED clause of this resolution in a physical condition that is substantially the same condition as on the effective date of any such agreement, or better, subject to reasonable use, wear, tear, and natural deterioration, between the date thereof and the conclusion of any such use agreements; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
   Resolution X, Local Law __, Charter Law __

2. Title of Proposed Legislation
   APPROVING A LICENSE AGREEMENT FOR DONALD GRAUER TO RESIDE IN ROBERT CUSHMAN MURPHY COUNTY PARK at UNIT OLD RIVER ROAD, MANORVILLE, NEW YORK 11949

3. Purpose of Proposed Legislation
   See #2.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes X  No

5. If the answer to item 4 is "yes", on what will it impact?  (circle appropriate category)
   County, Town, Economic Impact
   Village, School District, Other (Specify):
   Library District, Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   County will receive $1,150.00 per month during the term of the license agreement.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing Impact
   Monthly, during the agreement term.

10. Typed Name & Title of Preparer
    Terry Maccarrone, Coordinator of Community Based Programs

11. Signature of Preparer
    Terry Maccarrone

12. Date
    5/24/201
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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Approving a License Agreement for Donald Grauer to reside in Robert Cushman Murphy County Park at Unit 1 Old River Road, Manorville, New York 11949.

PURPOSE OR GENERAL IDEA OF BILL: The purpose of this resolution is to approve a License Agreement authorizing Donald Grauer to reside in Robert Cushman Murphy County Park at Unit 1 Old River Road, Manorville, New York 11949 in accordance with the Parks Department’s formal rental housing policies and procedures.

SUMMARY OF SPECIFIC PROVISIONS: This resolution approves the license agreement authorizing Donald Grauer, a Suffolk County Senior Probation Officer in the Suffolk County Police Department to reside in Robert Cushman Murphy County Park at the 1 bedroom cottage, Unit 1 Old River Road, Manorville, New York 11949. The rental fee of $1,150.00 per month has been determined via a formal appraisal of fair market value, in accordance with the provisions set forth in Chapter 378 of the Suffolk County Code and Local Law No. 30-2008.

JUSTIFICATION: This resolution will allow a vacant Historic and Culturally Significant Property to be protected and maintained.

FISCAL IMPLICATIONS: The County will receive $1,150.00 monthly rental fee for the month-to-month rental agreement. This rental fee is in accordance with a fair market value appraisal which was performed by the Suffolk County Division of Real Estate.
TO: KATIE HORST, Director of Intergovernmental Relations

FROM: PHILIP A. BERDOLT, Commissioner

DATE: June 14, 2017

RE: INTRODUCTORY RESOLUTION APPROVING A LICENSE AGREEMENT FOR DONALD GRAUER TO RESIDE IN ROBERT CUSHMAN MURPHY COUNTY PARK AT UNIT OLD RIVER ROAD, MANORVILLE, NEW YORK 11949

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “Reso-PKS-Approving a License Agreement for Donald Grauer to reside in Unit 114A.doc”.

In accordance with the procedures set forth by Local Law No. 30-2008, I recommend that the County enter into a license agreement with Donald Grauer to reside in Robert Cushman Murphy County Park at Unit 1 Old River Road, Manorville, New York 11949.

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. -2017, AUTHORIZING USE OF GARDINER COUNTY PARK BY MISSION 22 FOR ITS DOG TAG RUN FUNDRAISER

WHEREAS, Mission 22 is a 501(c)(3) non-profit organization, formerly known as Elder Hearts with national headquarters located at P.O. Box 1511, Nashville, Indiana 47448; and

WHEREAS, the Mission 22 would like to hold its Dog Tag Run Fundraiser at Gardiner County Park in West Bay Shore on Saturday, November 11, 2017 from 6:00 am to 12:00 pm; and

WHEREAS, this race is sanctioned by the United States Track and Field (USATF) organization; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Two Hundred Twenty-Five Dollars ($225), payment of which shall be guaranteed by Mission 22; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming the County of Suffolk as an additional insured will be provided by USATF 30 days prior to the event; now, therefore be it

1st RESOLVED, that the use of Gardiner County Park by Mission 22 for the purpose of hosting a fundraiser on Saturday, November 11, 2017 from 6:00 a.m. to 12:00 p.m., is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page from USATF and the payment of Two Hundred Dollar ($200) event fee, Twenty-Five Dollar ($25) application fee and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

2nd RESOLVED, that before this event shall be permitted to occur, Mission 22 must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 643-7(B) of the Suffolk County Code; and be it further

3rd RESOLVED, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the Dog Tag Run Fundraiser at Gardiner County Park in West Bay Shore; and be it further

4th RESOLVED, that Mission 22 shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell demonstrate, display or sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further
5th RESOLVED, that Mission 22 shall provide a list of all vendors with proof of insurance for approval; and payment of Twenty-Five dollars ($25) per vendor at least fourteen days in advance of the event to the County of Suffolk; and be it further

6th RESOLVED, that Mission 22 will be responsible for providing a sufficient number of port-a-lavs and hand-washing stations as determined by the Suffolk County Parks Department based on the anticipated number of attendees for this event; and be it further

7th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
1. Type of Legislation
   Resolution X  Local Law _____  Charter Law _____

2. Title of Proposed Legislation
   AUTHORIZING USE OF GARDINER COUNTY PARK BY MISSION 22 FOR ITS DOG TAG RUN FUNDRAISER

3. Purpose of Proposed Legislation
   Authorize use of County Parkland for fundraising event.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes X  No _____

5. If the answer to item 4 is "yes", on what will it impact?  (circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify): Library District
   - Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   There is a fee of $200 event fee, and $25 application fee collected by the County for use of the Park.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing Impact
   N/A

10. Typed Name & Title of Preparer
    Emily R. Lauri
    Community Relations Director
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    Emily R Lauri

12. Date
    5/25/17
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NOTES:

3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act authorizing use of Gardiner County Park by Mission 22 for its Dog Tag Run Fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: Mission 22 would like to hold its Dog Tag Run Fundraiser at Gardiner County Park in West Bay Shore.

SUMMARY OF SPECIFIC PROVISIONS: This legislation authorizes the use of Gardiner County Park by Mission 22 for the purpose of hosting a fundraiser on Saturday, November 11, 2017, from 6:00 a.m. to 12:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page by the County of Suffolk from the United States Track and Field (USATF) Organization, and the payment of Two Hundred Dollars ($200) event fee, and Twenty-Five Dollar ($25) application fee, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law.

JUSTIFICATION: Mission 22 is a not-for-profit organization working under Elder Hearts S01 (c)(3). Mission 22 provides support to veterans and their families by raising awareness to and providing treatment for PTSD and TBI (traumatic brain injury.) Proceeds from this race will benefit their mission to help veterans and their families.

This race is sanctioned by the United States Track and Field Organization (USATF.org).

FISCAL IMPLICATIONS: There is a nominal fee ($225) collected by the County for use of the Park.
2017 SCHEDULE OF FEES

SUMMARY OF FEES: When a park is charging for parking we charge On-Season Rates, however when they are not charging for parking, we charge Off-Season Rate. When an applicant/organization wishes to have alcohol, sold, served or provided at their event, there is an additional charge. Additional fees are assessed for use of the pavilion, showmobile and any equipment for the showmobile.

a. On-Season Park Use Fee:
   - Up to 50 persons...........$60/day
   - 51 to 100 persons......$120/day
   - 101 to 200 persons......$180/day
   - 201 to 500 persons....$275/day
   - 501 to 1000 persons...$485/day
   - Over 1000 persons....$750/day

b. Off-Season Park Use Fee: 34/person/day

c. Suffolk County Alcohol Fee: $40/day

d. Pavilion Use Fee: $125/day

e. Showmobile Fee: $540 for the first 4 hours, $135 for each additional hour

f. Showmobile Extras: $250/day for extended stage, $135/day for generator

PARK SCHEDULE: Different parks have different parking fee schedules. The on-season or off-season park use fees are charged based on the below schedule. Please note: Dates may vary from year to year depending on the dates of the holidays.

a. Southaven, Blydenburgh, Cathedral Pines, West Hills, Lake Ronkonkoma, Sears Bellows, Cedar Point, and Indian Island:
   - 05/29-09/04/2017 (Weekends and Holidays Only) – On-Season Park Use Fee
   - All other dates – Off-Season Park Use Fee

b. Smith Point, Meschutt & Cupsogue:
   - 05/29-09/04/2017 – On-Season Park Use Fee
   - 09/9-09/10/2017 (Smith Point ONLY) – On-Season Park Use Fee
   - All other dates – Off-Season Park Use Fee

c. All other locations:
   - Off-Season Park Use, all year round.

THIS EVENT: The above highlighted fees have been charged, due to the below stated event details.

Park – Gardiner County Park. Event Date – November 11, 2017. Estimated No. of People – 50
Alcohol – yes, Pavilion Use – No,
Showmobile – No, Showmobile Extras – N/A

FEE CHARGED: $225 (50 people) + $25 application fee
TO: KATIE HORST
INTERGOVERNMENTAL RELATIONS

FROM: PHILIP A. BERDOLT, Commissioner

DATE: June 5, 2017

RE: AUTHORIZING USE OF GARDINER COUNTY PARK BY MISSION 22 FOR ITS DOG TAG RUN FUNDRAISER

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “RESO-PKS-Mission 22 - Gardiner.doc”

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING A GRANT PROVIDING 100% SUPPORT, IN THE AMOUNT OF $1,118,377 IN STATE FUNDING FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, AND AMENDING THE 2017 CAPITAL BUDGET AND PROGRAM IN CONNECTION WITH THE PURCHASE OF INTEROPERABLE COMMUNICATIONS EQUIPMENT (CP 3245)

WHEREAS, the New York State Division of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications has made $1,118,377 in State funds available to Suffolk County for the purpose of enhancing the Suffolk County Police Department’s interoperable communications system; and

WHEREAS, said project is designed to improve the Suffolk County Police Department’s capabilities with regard to interoperable communications through the funding of the purchase of specialized equipment; and

WHEREAS, the operational period of the Project will be from January 1, 2017, through December 31, 2018; and

WHEREAS, the County must first instance fund the entire cost of the project and will subsequently be reimbursed for the State portion; and

WHEREAS, there are State funds available from the New York State Division of Homeland Security and Emergency Services for this project, with a 100% share allocation of $1,118,377 in State funds; and

WHEREAS, sufficient funds are not included in the 2017 Capital Budget and Program to cover the cost of said request under CP 3245 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system, implemented in the 2017 Adopted Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $1,118,377 in Suffolk County Serial Bonds for the purpose of issuing Bond Anticipation Notes ("BANS"), if needed; now, therefore be it

1st
RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") Section 617.5 (25) and (27), in that the resolution concerns purchase of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a
local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is determined that this program with a priority ranking of fifty-nine (59) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the 2017 Capital Budget and Program be and they hereby are amended as follows:

Project No.: 3245
Project Title: Interoperable Communications Equipment

<table>
<thead>
<tr>
<th>Total Estimated Cost</th>
<th>Current 2017 Capital Budget and Program</th>
<th>Revised 2017 Capital Budget and Program</th>
</tr>
</thead>
<tbody>
<tr>
<td>5. Furniture &amp; Equipment</td>
<td>$1,118,377</td>
<td>$0</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$1,118,377</td>
<td>$0</td>
</tr>
</tbody>
</table>

; and be it further

4th RESOLVED, that State Aid be and it hereby is appropriated as follows:

<table>
<thead>
<tr>
<th>Project No</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-3245.511</td>
<td>07</td>
<td>Interoperable Communications Equipment</td>
<td>$1,118,377</td>
</tr>
</tbody>
</table>

; and be it further

5th RESOLVED, that the County Comptroller is hereby authorized and directed to accept State funding in the amount of $1,118,377; and be it further

6th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total State share of $1,118,377; and be it further

7th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Division of Homeland Security and Emergency Services and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality’s participation in the above referenced project.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

Resolution **X**  
Local Law  
Charter Law  

2. Title of Proposed Legislation

**RESOLUTION NO.** - 2017, ACCEPTING AND APPROPRIATING A GRANT PROVIDING 100% SUPPORT, IN THE AMOUNT OF $1,118,377 IN STATE FUNDING FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, AND AMENDING THE 2017 CAPITAL BUDGET AND PROGRAM IN CONNECTION WITH THE PURCHASE OF INTEROPERABLE COMMUNICATIONS EQUIPMENT (CP 3245)

3. Purpose of Proposed Legislation

See above.

4. Will the Proposed Legislation Have a Fiscal Impact? **Yes X** **No**

5. If the answer to item 4 is "yes", on what will it impact?  
(circle appropriate category)

- County
- Town  Economic Impact
- Village
- School District  Other (Specify):
- Library District
- Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

Suffolk County is required to first instance fund capital project 3245. County Comptroller is authorized to issue BANS to cover State share (100%).

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

N/A

8. Proposed Source of Funding

New York State Division of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications. 100% support.

9. Timing of Impact

2017.

10. Typed Name & Title of Preparer
Nicholas Paglia  
Principal Budget Analyst

11. Signature of Preparer

12. Date

June 13, 2017

SCIN FORM 175b (10/95)

Page 1 of 2
**GENERAL FUND**

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**POLICE DISTRICT AND DISTRICT COURT**

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**COMBINED**

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**

3) SOURCE FOR EQUALIZATION RATES. 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
<thead>
<tr>
<th>Capital Project Ranking Form</th>
<th>Response</th>
<th>Score</th>
<th>Category</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cumulative Ranking (maximum score=100 points)</td>
<td>Y</td>
<td>5.6</td>
<td>Planning</td>
</tr>
<tr>
<td>1. Does this project meet the minimum 5-25-5 criteria for inclusion in the capital program pursuant to Local Law 23 of 1994? Enter &quot;Y&quot; or &quot;N&quot;.</td>
<td>Y</td>
<td>5.6</td>
<td>Planning</td>
</tr>
<tr>
<td>2. ENTER &quot;Y&quot; if this is either a non-recurring project or a recurring project that is financed with &quot;G&quot; money or ENTER &quot;N&quot; if this is a recurring project financed through the capital program with a source of funds other than &quot;G&quot; money.</td>
<td>0</td>
<td>0.0</td>
<td>Planning</td>
</tr>
<tr>
<td>3. Is implementation of the project mandated by federal, state or local law? ENTER &quot;0&quot; if not mandated, ENTER &quot;1&quot; (yes-long term) if mandated, but more than 3-years (beyond the current capital program) are needed to meet the mandate, or ENTER &quot;2&quot; if mandate must be met within the current 3-year capital program.</td>
<td>100</td>
<td>11.1</td>
<td>Fiscal</td>
</tr>
<tr>
<td>4. What percent of the project is funded by state or federal aid, or other nonproperty tax revenue (department income, tuition at the college, interfund transfers from Fund 404 for sewers, etc.)? ENTER the percent from 0 to 100.</td>
<td>2</td>
<td>5.6</td>
<td>Fiscal</td>
</tr>
<tr>
<td>5. What is the non-debt service net operating budget impact? ENTER &quot;1&quot; for an increase in net operating expenses (net of debt service on borrowing for this capital project and net of state &amp; federal aid and other nonproperty tax revenue); ENTER &quot;2&quot; for no impact; ENTER &quot;3&quot; for a decrease in net operating expenses within 10 years; ENTER &quot;4&quot; for a decrease in net operating expenses within 5 years.</td>
<td>2</td>
<td>5.6</td>
<td>Economic</td>
</tr>
<tr>
<td>6. What affect will this project have on the local economy with respect to expansion of the tax base and/or job creation? ENTER &quot;1&quot; = negative economic impact; ENTER &quot;2&quot; = no effect; ENTER &quot;3&quot; = positive economic impact.</td>
<td>1</td>
<td>0.0</td>
<td>Service</td>
</tr>
<tr>
<td>7. Which level of service best describes this project? ENTER &quot;1&quot; = will expand the level of services, provide new services, or provide service level quality enhancements; ENTER &quot;2&quot; = needed to maintain existing levels; or ENTER &quot;3&quot; = replaces, rehabilitates or repairs a deteriorating or obsolete facility (i.e., Yaphank Jail).</td>
<td>Y</td>
<td>11.1</td>
<td>Service</td>
</tr>
<tr>
<td>8. Does this project (1) correct a critical health or safety hazard, (2) prevents a critical breakdown in county facilities (i.e. asbestos removal or road improvements at high accident locations) or (3) promotes public safety or public health, providing critical services to county residents? Enter &quot;Y&quot; or &quot;N&quot;.</td>
<td>2</td>
<td>5.6</td>
<td>Service</td>
</tr>
<tr>
<td>9. What impact does the project have on the environment? ENTER &quot;1&quot; a for negative impact, ENTER &quot;2&quot; for no impact or ENTER &quot;3&quot; for a positive impact.</td>
<td>4</td>
<td>5.6</td>
<td>Service</td>
</tr>
<tr>
<td>10. What percent of the County’s population will potentially be served? ENTER &quot;1&quot; if potential use is less than or equal to 25% of the county’s population, ENTER &quot;2&quot; if potential use is less than or equal to 50%, ENTER &quot;3&quot; if potential use is less than or equal to 75%, ENTER &quot;4&quot; if potential use exceeds 75%.</td>
<td>3</td>
<td>3.7</td>
<td>All Categories</td>
</tr>
</tbody>
</table>
COUNTY OF SUFFOLK
NEW YORK

POLICE DEPARTMENT
TIMOTHY D. SINI
POLICE COMMISSIONER

MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
    Suffolk County Executive’s Office

FROM: Robert G. Cassagne, Chief of Support Services
      Suffolk County Police Department

DATE: June 1, 2017

SUBJECT: Resolution Packet for the Statewide Interoperable Communications Grant 2016 Program

Attached please find the following for the New York State Division of Homeland Security and Emergency Services Statewide Interoperable Communications Grant 2016 Program:

- Reso-POL-Statewide Interoperable Communications Grant 2016-CAP
- Backup-POL-Statewide Interoperable Communications Grant 2016-Memorandum of Support
- Backup-POL-Statewide Interoperable Communications Grant 2016-SCIN 164
- Backup-POL-Statewide Interoperable Communications Grant 2016-SCIN 174a
- Backup-POL-Statewide Interoperable Communications Grant 2016-SCIN 174b
- Capital Project Ranking Form
- Copy of proposed contract between Suffolk County and the NYS Division of Homeland Security and Emergency Services and Award Letter

Copies of this packet are also being forwarded to the Federal and State Aid Claims Unit for review. Electronic copies of the resolution and SCIN forms will be transmitted to CE RESO REVIEW. The original grant contract will be submitted to your office upon approval of the resolution.

If you have any questions concerning this resolution package, please contact Sarah Furey, Senior Grants Analyst, at 852-6042 or Susan Krause, Grants Analyst, at 852-6601.

Thank you for your assistance with this project.

RGC/sck

ACCREDITED LAW ENFORCEMENT AGENCY
Visit Us Online at www.suffolkpd.org
Crime Stoppers Confidential Tip Hotline 1-800-220-TIPS
Non-Emergencies Requiring Police Response, Dial (631) 852-COPS
30 Yaphank Avenue, Yaphank, New York 11980 – (631) 852-6000
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

Title Of Bill: Accepting & appropriating a grant providing 100% support, in the amount of $1,118,377 in state funding from the New York State Division of Homeland Security and Emergency Services, and amending the 2017 Capital Budget and Program in connection with the purchase of interoperable communications equipment (CP3245).

PURPOSE OR GENERAL IDEA OF BILL: To accept a grant award of $1,118,377 to improve Suffolk County’s interoperable communications abilities. Funding will facilitate the purchase of specialized equipment and infrastructure allowing the SCPD to expand its communications system into eastern Suffolk towns and villages. This will allow interoperability with the SCPD; expansion will also allow interoperability with outside agencies that travel into Suffolk County.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept funding in the amount of $1,118,377 from the New York State Division of Homeland Security and Emergency Services to support the purchase of specialized equipment designed to increase the ability of the Suffolk County Police Department to communicate with other state, federal and county agencies operating on disparate frequencies.

JUSTIFICATION: This is a continuation of the project begun in 2013 with funds appropriated by Adopted Resolution No. 500-2013 which allowed the SCPD to expand and enhance its interoperable communications capabilities. This project will allow the SCPD to expand coverage and interoperability into the eastern Suffolk towns and villages as well as providing interoperable capability with outside law enforcement and emergency response agencies that travel into Suffolk County. Being able to communicate with a wide range of agencies is vital to the success of any operation.

FISCAL IMPLICATIONS: None
COORDINATION OF GRANT APPLICATION OR CONTRACT
County of Suffolk

Submitting Department/Agency
Suffolk County Police Department

Location
30 Yaphank Avenue, Yaphank

Contact Person In Department/Agency
Susan C. Krause
Grants Analyst

Telephone Number
852-6601

Grant Application Due Date
N/A

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter “NA”. If additional space is needed, insert an asterisk (*) in the item box and attach additional information on an 8 ½" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title
Statewide Interoperable Communications Grant 2016 Program

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) Chapter 56 of the Laws of 2010 and statutory amendments of 2011 of the State of New York, administered by the New York State Division of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications

3. Grant/Contract Status (Check One Box)
A. X New Program Application
B. Renewal Application
C. Supplemental (Specify) __
D. Extension of Funding Period
E. Contract

4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.)
The project will allow the Suffolk County Police Department to improve its interoperability capabilities through the purchase of specialized equipment.

5. County Departments/Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.) FRES

II. BUDGET INFORMATION

1. Term of Contract
From: 1/1/2017 To: 12/31/2018

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>FIRST FUNDING CYCLE</th>
<th>SECOND FUNDING CYCLE</th>
<th>THIRD FUNDING CYCLE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>State</td>
<td>$1,118,377</td>
<td>100%</td>
<td></td>
</tr>
<tr>
<td>Private</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>County</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$1,118,377</td>
<td>100%</td>
<td></td>
</tr>
</tbody>
</table>

SCIN FORM 164
3. Explanation of Requested County Financial Assistance

<table>
<thead>
<tr>
<th>Category</th>
<th>Total Requested</th>
<th>Personnel Costs Requested</th>
<th>Non-Personnel Costs Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL COUNTY SHARE:</td>
<td>$ None</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>A. Cash Contribution</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>B. In-Kind Contribution</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

4. Total Number of New Positions Requested: 0

5. Can This Program Be Refunded by the Proposed Non-County Sources?
   - X YES
   - NO

6. Estimated Expected Additional Indirect Costs (Costs to County not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)

Some additional indirect costs resulting from administrative oversight may be incurred.

7. What Do You Anticipate Happening When the Federal, State and/or Private Financial Assistance is Discontinue (That is, program termination, reduced services, financial implications, layoffs, etc.)?

In the event that another source of outside funding is not found, continuance of this program will be re-evaluated based on community need and available resources of the Department.

8. Attach a List of Potential Subcontractors, if any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 1/2" x 11" sheet).

---

**III. COUNTY EXECUTIVE'S OFFICE REVIEW**

1. Intergovernmental Relations Division Review:  
   - Approved
   - Disapproved

2. Signature of Coordinator

3. Date

4. Comments

5. Budget Office Review:  
   - Approved
   - Disapproved

6. Signature of Budget Director

7. Date

8. Comments

SCIN FORM 164
REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
COUNTY OF SUFFOLK

(1) Please limit this suggestion form to ONE proposal.
(2) Describe in detail.
(3) Attach all pertinent backup material.

Submiting Department
(Dept. Name & Location)
Suffolk County Police Department
30 Yaphank Avenue, Yaphank, New York

Department Contact Person
(Name & Phone No.)
Susan C. Krause, Grants Analyst
631-852-6601

Resolution Involves:

___ Technical Amendment

___ New Program

X Grant Award

___ Contract (New___ Rev. ___)

Explanation of Proposed Resolution

Accepting & appropriating a grant providing 100% support, in the amount of $1,118,377 in State grant funding from the New York State Division of Homeland Security and Emergency Services, and amending the 2017 Capital Budget and Program in connection with the purchase of interoperable communications equipment.

Summary of Resolution Benefits

Acceptance and approval of this resolution will allow The Suffolk County Police Department to improve its interoperable communications system through the purchase of equipment which will allow the expansion of coverage to the eastern end of Suffolk County.
April 4, 2017

The Honorable Steven Bellone  
Suffolk County Executive  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788

Dear Mr. Bellone,

I am pleased to announce that Suffolk County has been awarded $1,118,377 under the New York State 2016 Statewide Interoperable Communications Grant Program (2016 SICG-Formula). This program, administered by my agency, allows for State support to aid county, local and municipal public safety organizations in enhancing emergency response, improving capability, improvements in governance structures, operating procedures, infrastructure development, and addressing SAFECOM guidance from the U.S. Department of Homeland Security Office of Emergency Communications (OEC). The 2016 SICG-Formula Program will concentrate on improving interoperability and operability of communication systems in New York State. Your participation in this program is another example of the successful partnerships we have been developing for public safety and emergency preparedness across the State.

The performance period for the 2016-17 SICG grant will be 24 months, beginning calendar year 2017 (January 1, 2017 – December 31, 2018). Expenses that you wish to claim must occur within that period. In order to provide these funds to you as quickly as possible, we will need to gather budget information that reflects the award amount. Our Grants Program Administration staff with your designated SICG point of contact, to provide additional administrative guidance and to develop a grant contract.

On behalf of Governor Andrew Cuomo, the Division of Homeland Security and Emergency Services remains committed to providing outstanding support in the administration of “your public safety first” responder initiatives. Please feel free to contact me if you have any questions, at 518-242-5000, or my Office of Interoperable and Emergency Communications (OIEC) Director, Michael A. Sprague, at 518-322-4911.
Thank you for your cooperation in this public safety endeavor.

Sincerely,

John P. Melville
Commissioner

Cc: Director Michael Postel, Suffolk County Police Department
<table>
<thead>
<tr>
<th><strong>STATE AGENCY</strong></th>
<th><strong>NYS COMPTROLLER'S NUMBER:</strong> C196671</th>
</tr>
</thead>
<tbody>
<tr>
<td>New York State Division of Homeland Security and Emergency Services</td>
<td>(Contract Number)</td>
</tr>
<tr>
<td>1220 Washington Avenue</td>
<td>ORIGINATING AGENCY CODE: 01077</td>
</tr>
<tr>
<td>Building 7A Suite 710</td>
<td></td>
</tr>
<tr>
<td>Albany, NY 12242</td>
<td></td>
</tr>
<tr>
<td><strong>GRANTEE/CONTRACTOR:</strong> (Name &amp; Address)</td>
<td><strong>TYPE OF PROGRAMS:</strong> SI2018</td>
</tr>
<tr>
<td>Suffolk County</td>
<td><strong>CFDA NUMBER:</strong></td>
</tr>
<tr>
<td>H Lee Dennison Building</td>
<td></td>
</tr>
<tr>
<td>100 Veterans Memorial Highway</td>
<td><strong>DHSES NUMBERS:</strong> VA16198671</td>
</tr>
<tr>
<td>Hauppauge, NY 11788</td>
<td></td>
</tr>
<tr>
<td><strong>FEDERAL TAX IDENTIFICATION NO.:</strong> 11-6000464</td>
<td><strong>INITIAL CONTRACT PERIOD:</strong></td>
</tr>
<tr>
<td><strong>MUNICIPALITY NO.:</strong> (if applicable) 470100000 000</td>
<td>FROM 01/31/2017 TO 12/31/2018</td>
</tr>
<tr>
<td><strong>SPS VENDER NO.:</strong> 1000000809</td>
<td><strong>FUNDING AMOUNT FOR INITIAL PERIOD:</strong> $1,118,377.00</td>
</tr>
<tr>
<td><strong>DUN &amp; BRADSTREET NO.:</strong> 055949190</td>
<td><strong>MULTI-YEAR TERM:</strong> (if applicable)</td>
</tr>
<tr>
<td><strong>STATUS:</strong></td>
<td><strong>APPENDIX ATTACHED AND PART OF THIS AGREEMENT</strong></td>
</tr>
<tr>
<td>Contractor is not a sectarian entity.</td>
<td><em>APPENDIX A</em> Standard Clauses required by the Attorney General for all State contracts</td>
</tr>
<tr>
<td>Contractor is not a not-for-profit organization.</td>
<td><em>APPENDIX B</em> Agency-specific Clauses</td>
</tr>
<tr>
<td><strong>CHARITIES REGISTRATION NUMBER:</strong></td>
<td><em>APPENDIX C</em> Budget</td>
</tr>
<tr>
<td>N/A</td>
<td><em>APPENDIX D</em> Payment and Reporting Schedule</td>
</tr>
<tr>
<td>(Enter number of Exempt)</td>
<td><em>APPENDIX E</em> Program Website and Special Conditions</td>
</tr>
<tr>
<td>if &quot;Exempt&quot; is entered above, reason for exemption.</td>
<td><em>APPENDIX X</em> Certification Regarding OMB Uniform Guidance or other comparable guidance for changes in status or cancellation of an existing grant or contract period</td>
</tr>
<tr>
<td>n/a</td>
<td><em>DHSES-38</em> Budget Amendment/Grant Extension Request</td>
</tr>
<tr>
<td>Contractor has _____ has not _____ timely</td>
<td><em>Other</em> Certification Regarding Disbursement, Suspension, Ineligibility</td>
</tr>
<tr>
<td>filed with the Attorney General’s Charities</td>
<td>and Voluntary Settlement</td>
</tr>
<tr>
<td>Bureau all required periodic or annual written reports.</td>
<td></td>
</tr>
</tbody>
</table>

IN WITNESS WHEREOF, the parties hereby have electronically executed or approved this AGREEMENT on the dates of their signatures.

NYS Division of Homeland Security and Emergency Services

BY: __________________________ Date: __________________________

State Agency Certification: "In addition to the acceptance of this contract, I also certify that original copies of this signature page will be attached to all other exact copies of this contract."

GRANTEE:

BY: Mr. Dennis M. Cohen, Chief Deputy County Executive Date: __________________________

ATTORNEY GENERAL’S SIGNATURE

Title: __________________________ Date: __________________________

COMPTROLLER’S SIGNATURE

Title: __________________________ Date: __________________________

https://grants.dhsses.ny.gov/NYOH_S_GMS/Project/ReportContractAward.jsp 5/16/2017
Award Contract

Project No.
SI16-1011-D00

Statewide Interoperable Communications Grant

Grantee Name
Suffolk County

05/16/2017
Award Contract

Statewide Interoperable Communications Grant

Project No.
SI16-1011-D00

Grantee Name
Suffolk County

05/16/2017
Award Contract

Statewide Interoperable Communications Grant

Project No. SH16-1011-D00
Grantee Name Suffolk County

NEW YORK STATE
DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
GRANT CONTRACT

APPENDIX A-1

The Contract is hereby made by and between the State of New York, acting by and through the New York State Division of Homeland Security and Emergency Services (DHSES or StateAgency) and the public or private entity ('Contractor' or 'Subrecipient') identified on the face page hereof (Face Page).

WITNESSETH:

WHEREAS, the State has the authority to regulate and provide funding for the establishment and operation of program services, design or the execution and performance of construction projects, as applicable and desires to contract with skilled parties possessing the necessary resources to provide such services or work, as applicable; and

WHEREAS, the Contractor is ready, willing and able to provide such program services or the execution and performance of construction projects and possesses or can make available all necessary qualified personnel, licenses, facilities and expertise to perform or have performed the services or work, as applicable, required pursuant to the terms of the Contract;

NOW THEREFORE, in consideration of the promises, responsibilities, and covenants herein, the State and the Contractor agree as follows:

STANDARD TERMS AND CONDITIONS

I. GENERAL TERMS AND CONDITIONS

A. Executory Clause: In accordance with Section 41 of the State Finance Law, the State shall have no liability under the Contract to the Contractor, or to anyone else, beyond funds appropriated and available for the Contract.

B. Required Approvals: In accordance with Section 112 of the State Finance Law (or, if the Contract is with the State University of New York (SUNY) or City University of New York (CUNY), Section 355 or Section 6218 of the Education Law), if the Contract exceeds $50,000 (or $86,000 for contracts let by the Office of General Services, or the minimum thresholds agreed to by the Office of the State Comptroller (OSC) for certain SUNY and CUNY contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount including, but not limited to, changes in amount, consideration, scope or contract term identified on the Face Page (Contract Term), it shall not be valid, effective or binding upon the State until it has been approved by, and filed with, the New York Attorney General Contract Approval Unit (AG) and OSC. If, by the Contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds $10,000, it shall not be valid, effective or binding upon the State until it has been approved by, and filed with, the AG and OSC.

Budget Changes: An amendment that would result in a transfer of funds among program activities or budget categories that does not affect the amount, consideration, scope or other terms of such contract may be subject to the approval of the Offices of the State Comptroller and Attorney General where the amount of such modification is, as a portion of the total value of the contract, equal to or greater than ten percent for contracts of less than five million dollars, or five percent for contracts of more than five million dollars; and, in addition, such amendment may be subject to prior approval by the applicable State Agency as detailed in Appendix C (Payment and Reporting Schedule).

https://grants.dhse.ny.gov/NYOHS_GMS/Project/ReportContractAward.jsp 5/16/2017
C. Contract Parts: This Contract incorporates the face pages attached, this Appendix and all of the marked Appendices identified on the face page hereof.

D. Order of Precedence: In the event of a conflict among (i) the terms of the Contract (including any and all Appendices and amendments) or (ii) between the terms of the Contract and the original request for proposal, the program application or other Appendix that was completed and executed by the Contractor in connection with the Contract, the order of precedence is as follows:

1. Appendix A-1
2. Modifications to the Face Page
3. Modifications to Appendixes B, C and D
4. The Face Page
5. Appendices B, C and D

6. Other attachments, including, but not limited to, the request for proposal or program application

E. Governing Law: This Contract shall be governed by the laws of the State of New York except where the Federal Supremacy Clause requires otherwise.

F. Funding: Funding for the entire Contract Period shall not exceed the funding amount specified as 'Funding Amount for the Initial Period' on the Face Page hereof or as subsequently revised to reflect an approved renewal or cost amendment. Funding for the initial and subsequent periods of the Contract shall not exceed the applicable amounts specified in the applicable Appendix B form (Budget).

G. Contract Period: The period of this Contract shall be as specified on the face page hereof.

H. Contract Performance: The Contractor shall perform all services or work, as applicable, and comply with all provisions of the Contract to the satisfaction of the State. The Contractor shall provide services or work, as applicable, and meet the program objectives summarized in Appendix D (Work Plan and Special Conditions) in accordance with the provisions of the Contract, relevant laws, rules and regulations, administrative, program and fiscal guidelines, and where applicable, operating certificate or facilities or licenses for an activity or program. For federally-funded grants, DHSES will conduct an evaluation to determine risks posed by Contractors in managing federal awards. Consistent with 2 C.F.R §200.331, the results of the evaluation may result in the imposition special conditions to this Contract including but not limited to increased monitoring, suspension of reimbursements and cancellation of the Contract.

I. Modifications: To modify the Contract, the parties shall revise or complete the appropriate appendix form(s). Any change in the amount of consideration to be paid, change in scope, or change in the term, is subject to the approval of the NYS Office of the State Comptroller. Any other modifications shall be processed in accordance with DHSES guidelines as stated in this Contract.

J. Severability: Any provision of the Contract that is held to be invalid, illegal or unenforceable in any respect by a court of competent jurisdiction, shall be ineffective only to the extent of such invalidity, illegality or unenforceability, without affecting in any way the remaining provisions hereof; provided, however, that the parties to the Contract shall attempt in good faith to reform the Contract in a manner consistent with the intent of any such ineffective provision for the purpose of carrying out such intent. If any provision is held void, invalid or unenforceable with respect to particular circumstances, it shall nevertheless remain in full force and effect in all other circumstances.

K. Interpretation: The headings in the Contract are inserted for convenience and reference only and do not modify or restrict any of the provisions herein. All personal pronouns used herein shall be considered to be gender neutral. The Contract has been made under the laws of the State of New York, and the venue for resolving any disputes hereunder shall be in a court of competent jurisdiction of the State of New York.

L. Notice:
1. All notices, except for notices of termination, shall be in writing and shall be transmitted either:
   a. by certified or registered United States mail, return receipt requested;
   b. by facsimile transmission;
   c. by personal delivery;
   d. by expedited delivery service; or
   e. by e-mail.
2. Notices to the State shall be addressed to the Program Office.
3. Notices to the Contractor shall be addressed to the Contractor's designee.
4. Any such notice shall be deemed to have been given either at the time of personal delivery or, in the case of expedited delivery services or certified or registered United States mail, as of the date of first attempted delivery at the address and in the manner provided herein, or in the case of facsimile transmission or e-mail, upon receipt.
5. The parties may, from time to time, specify any new or different e-mail address, facsimile number or address in the United States as their address for purpose of receiving notice under the Contract by giving fifteen (15) calendar days prior written notice to the other party sent in accordance herewith. The parties agree to mutually designate individuals as their respective representatives for the purposes of receiving notices under the Master Contract. Additional individuals may be designated in writing by the parties for purposes of implementation, administration, billing and resolving issues and/or disputes.

M. Service of Process: In addition to the methods of service allowed by the State Civil Practice Law & Rules (CPLR), Contractor hereby consents to service of process upon it by registered or certified mail, return receipt requested. Service hereunder shall be complete upon Contractor's actual receipt of process or upon the State's receipt of the return thereof by the United States Postal Service as refused or undeliverable. Contractor must promptly notify the State, in writing, of each and every change of address to which service of process can be made. Service by the State to the last known address shall be sufficient. The Contractor shall have thirty (30) calendar days after service hereunder is complete in which to respond.

N. Set-Off Rights: The State shall have all of its common law, equitable, and statutory rights of set-off. These rights shall include, but not be limited to, the State's option to withhold, for the purposes of set-off, any moneys due to the Contractor under the Contract up to any amounts due and owing to the State with regard to the Contract, any other contract with any State department or agency, including any contract for a term commencing prior to the term of the Contract, plus any amounts due and owing to the State for any other reason including, without limitation, tax delinquencies, fee delinquencies, or monetary penalties relative thereto. The State shall exercise its set-off rights in accordance with normal State practices including, in cases of setoff pursuant to an audit, the finalization of such audit by DHSES, its representatives, or OSC.

O. Indemnification: The Contractor shall be solely responsible and answerable in damages for any and all accidents and/or injuries to persons (including death) or property arising out of or related to the services to be rendered by the Contractor or its subcontractors pursuant to this Contract. The Contractor shall indemnify and hold harmless the State and its officers and employees from claims, suits, actions, damages and cost of every nature arising out of the provision of services pursuant to the Contract.

P. Non-Assignment Clause: In accordance with Section 138 of the State Finance Law, the Contract may not be assigned by the Contractor or its right, title or interest therein assigned, transferred, conveyed, sublet, or otherwise disposed of without the State's previous written consent, and attempts to do so shall be considered to be null and void. Notwithstanding the foregoing, such prior written consent of an assignment of a contract, let pursuant to Article XI of the State Finance Law, may be waived at the discretion of DHSES and with the concurrence of OSC, where the original contract was subject to OSC's approval, where the assignment is due to a reorganization, merger, or consolidation of the Contractor's business entity or enterprise. The State retains its
right to approve an assignment and to require that the merged contractor demonstrate its responsibility to do business with the State. The Contractor may, however, assign its right to receive payments without the State's prior written consent unless the Contract concerns Certificates of Participation pursuant to Article 5-A of the State Finance Law.

Q. Legal Action: No litigation or regulatory action shall be brought against the federal government, the State of New York, DHSES or against any county or other local government entity with the funds provided under the Contract. The term "litigation" shall include commencing or threatening to commence a lawsuit, joining or threatening to join as a party to ongoing litigation, or requesting any relief from any of the federal government, the State of New York, DHSES or any county or other local government entity. The term "regulatory action" shall include commencing or threatening to commence a regulatory proceeding, or requesting any regulatory relief from any of the State of New York, the State Agency, or any county, or other local government entity.

R. No Arbitration: Disputes involving the Contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration (except where statutorily authorized), but must, instead, be heard in a court of competent jurisdiction of the State of New York.

S. Secular Purpose: Services performed pursuant to the Contract are secular in nature and shall be performed in a manner that does not discriminate on the basis of religious belief, or promote or discourage adherence to religion in general or particular religious beliefs.

T. Partisan Political Activity and Lobbying: Funds provided pursuant to the Contract shall not be used for any partisan political activity, or for activities that attempt to influence legislation or election or defeat of any candidate for public office.

U. Reciprocity and Sanctions Provisions: The Contractor is hereby notified that if its principal place of business is located in a country, nation, province, state, or political subdivision that penalizes New York State vendors, and if the goods or services it offers shall be substantially produced or performed outside New York State, the Omnibus Procurement Act 1994 and 2000 amendments (Chapter 684 and Chapter 383, respectively) require that it be denied contracts which it would otherwise obtain.²

V. Reporting Fraud and Abuse: Contractor acknowledges that it has reviewed information on how to prevent, detect, and report fraud, waste and abuse of public funds, including information about the federal False Claims Act, the New York State False Claims Act and whistleblower protections.

W. Non-Collusive Bidding: By submission of this bid, the Contractor and each person signing on behalf of the Contractor certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of his or her knowledge and belief that its bid was arrived at independently and without collusion aimed at restricting competition. The Contractor further affirms that, at the time the Contractor submitted its bid, an authorized and responsible person executed and delivered to the State a non-collusive binding certification on the Contractor's behalf.

X. Federally Funded Grants: All of the specific federal requirements that are applicable to the Contract are identified in Section V (FEDERALLY FUNDED GRANT REQUIREMENTS) of this Appendix. To the extent that the Contract is funded in whole or part with federal funds, (i) the provisions of the Contract that conflict with federal rules, federal regulations, or federal program specific requirements shall not apply and (ii) the Contractor agrees to comply with all applicable federal rules, regulations and program specific requirements including, but not limited to, those provisions that are set forth in Section V (FEDERALLY FUNDED GRANT REQUIREMENTS) of this Appendix. To the extent that section V (FEDERALLY FUNDED GRANT REQUIREMENTS) conflict with any other provisions of the Contract, the federal requirements of Section V shall supersede all other provisions of the Contract where required.

Y. The Contractor must meet the program objectives summarized in the Program Work Plan and Special Conditions (Appendix D) to the satisfaction of DHSES in accordance with provisions of the Contract, relevant laws, rules and regulations, administrative and fiscal guidelines and, where applicable, operating certificates for facilities or license for an activity or program.

II. TERM, TERMINATION AND SUSPENSION

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A. Term: The term of the Contract shall be as specified on the Face Page, unless terminated sooner as provided herein.

B. Renewal:

1. General Renewal: The Contract may consist of successive periods on the same terms and conditions, as specified within the Contract (a 'Simplified Renewal Contract'). Each additional or superseding period shall be on the forms specified by the State and shall be incorporated in the Contract.

2. Renewal Notice to Not-for-Profit Contractors:

a. Pursuant to State Finance Law §179-t, if the Contract is with a not-for-profit Contractor and provides for a renewal option, the State shall notify the Contractor of the State's intent to renew or not to renew the Contract no later than ninety (90) calendar days prior to the end of the term of the Contract, unless funding for the renewal is contingent upon enactment of an appropriation. If funding for the renewal is contingent upon enactment of an appropriation, the State shall notify the Contractor of the State's intent to renew or not to renew the Contract later of: (1) ninety (90) calendar days prior to the end of the term of the Contract, and (2) thirty (30) calendar days after the necessary appropriation becomes law. Notwithstanding the foregoing, in the event that the State is unable to comply with the time frames set forth in this paragraph due to unusual circumstances beyond the control of the State ('Unusual Circumstances'), no payment of interest shall be due to the not-for-profit Contractor. For purposes of State Finance Law §179-t, 'Unusual Circumstances' shall not mean the failure by the State to (i) plan for implementation of a program, (ii) assign sufficient staff resources to implement a program, (iii) establish a schedule for the implementation of a program or (iv) anticipate any other reasonably foreseeable circumstance.

b. Notification to the not-for-profit Contractor of the State's intent to not renew the Contract must be in writing in the form of a letter, with the reason(s) for the non-renewal included. If the State does not provide notice to the not-for-profit Contractor of its intent not to renew the Contract as required in this Section and State Finance Law §179-t, the Contract shall be deemed continued until the date the State provides the necessary notice to the Contractor, in accordance with State Finance Law §179-t. Expenses incurred by the not-for-profit Contractor during such extension shall be reimbursable under the terms of the Contract.

C. Termination:

1. Grounds:

a. Mutual Consent: The Contract may be terminated at any time upon mutual written consent of the State and the Contractor.

b. Cause: The State may terminate the Contract immediately, upon written notice of termination to the Contractor, if the Contractor fails to comply with any of the terms and conditions of the Contract and/or with any laws, rules, regulations, policies, or procedures that are applicable to the Contract.

c. Non-Responsibility: In accordance with the provisions of this Contract, the State may make a final determination that the Contractor is non-responsible (Determination of Non-Responsibility). In such event, the State may terminate the Contract at the Contractor's expense, complete the contractual requirements in any manner the State deems advisable and pursue available legal or equitable remedies for breach.

d. Convenience: The State may terminate the Contract in its sole discretion upon thirty (30) calendar days prior written notice.

e. Lack of Funds: If for any reason the State or the Federal government terminates or reduces its appropriation to the applicable State Agency entering into the Contract or fails to pay the full amount of the allocation for the operation of one or more programs funded under this Contract, the Contract may be terminated or reduced at DHSES's discretion, provided that no such reduction or termination shall apply to allowable costs already incurred by the Contractor where funds are available to DHSES for payment of such costs. Upon termination or reduction of the Contract, all remaining funds paid to the Contractor that are not subject to allowable costs already incurred by the Contractor shall be returned to DHSES. In any event, no liability shall be incurred by the Contractor.
State (including DHSES) beyond monies available for the purposes of the Contract. The Contractor acknowledges that any funds due to DHSES or the State of New York because of disallowed expenditures after audit shall be the Contractor’s responsibility.

f. Force Majeure: The State may terminate or suspend its performance under the Contract immediately upon the occurrence of a ‘force majeure’. For purposes of the Contract, ‘force majeure’ shall include, but not be limited to, natural disasters, war, rebellion, insurrection, riot, strikes, lockout and any unforeseen circumstances and acts beyond the control of the State which render the performance of its obligations impossible.

2. Notice of Termination:

a. Service of notice: Written notice of termination shall be sent by:

i. personal messenger service; or

ii. certified mail, return receipt requested and first class mail.

b. Effective date of termination: The effective date of the termination shall be the later of (i) the date indicated in the notice and (ii) the date the notice is received by the Contractor, and shall be established as follows:

i. if the notice is delivered by hand, the date of receipt shall be established by the receipt given to the Contractor or by affidavit of the individual making such hand delivery attesting to the date of delivery; or

ii. if the notice is delivered by registered or certified mail, by the receipt returned from the United States Postal Service, or if no receipt is returned, five (5) business days from the date of mailing of the first class letter, postage prepaid, in a depository under the care and control of the United States Postal Service.

3. Effect of Notice and Termination on State’s Payment Obligations:

a. Upon receipt of notice of termination, the Contractor agrees to cancel, prior to the effective date of any prospective termination, as many outstanding obligations as possible, and agrees not to incur any new obligations after receipt of the notice without approval by the State.

b. The State shall be responsible for payment on claims for services or work provided and costs incurred pursuant to the terms of the Contract. In no event shall the State be liable for expenses and obligations arising from the requirements of the Contract after its termination date.

4. Effect of Termination Based on Misuse or Conversion of State or Federal Property:

Where the Contract is terminated for cause based on Contractor’s failure to use some or all of the real property or equipment purchased pursuant to the Contract for the purposes set forth herein, the State may, at its option, require:

a. the repayment to the State of any monies previously paid to the Contractor; or

b. the return of any real property or equipment purchased under the terms of the Contract; or

c. an appropriate combination of clauses (a) and (b) of Section II(C)(4) herein.

Nothing herein shall be intended to limit the State’s ability to pursue such other legal or equitable remedies as may be available.

D. Suspension: The State may, in its discretion, order the Contractor to suspend performance for a reasonable period of time. In the event of such suspension, the Contractor shall be given a formal written notice outlining the particulars of such suspension. Upon issuance of such notice, the Contractor shall comply with the particulars of the notice. The State shall have no obligation to reimburse Contractor’s expenses during such suspension period. Activities may resume at such time as the State issues a formal written notice authorizing a resumption of performance under the Contract.

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III. PAYMENT AND REPORTING

A. Terms and Conditions:

1. In full consideration of contract services to be performed, DHSES agrees to pay and the Contractor agrees to accept a sum not to exceed the amount noted on the Face Page.

2. The State has no obligation to make payment until all required approvals, including the approval of the AG and OSC, if required, have been obtained. Contractor obligations or expenditures that precede the start date of the Contract shall not be reimbursed.

3. The Contractor must provide complete and accurate billing invoices to the State in order to receive payment. Provided, however, the State may, at its discretion, automatically generate a voucher in accordance with an approved contract payment schedule. Billing invoices submitted to the State must contain all information and supporting documentation required by Appendix C (Payment and Reporting Schedule) and Section III(C) herein. The State may require the Contractor to submit billing invoices electronically.

4. Payment for invoices submitted by the Contractor shall only be rendered electronically unless payment by paper check is expressly authorized by the head of DHSES, in the sole discretion of the head of such State Agency, due to extenuating circumstances. Such electronic payment shall be made in accordance with OSC's procedures and practices to authorize electronic payments. Authorization forms are available at the State Comptroller's website at www.osc.state.ny.us/pay/index.htm, by email at epunit@osc.state.ny.us, or by telephone at (518) 474-4032. Contractor acknowledges that it will not receive payment on any vouchers submitted under this Contract if it does not comply with the State Comptroller's electronic payment procedures, except where the Director has expressly authorized payment by paper check as set forth above.

5. If travel expenses are an approved expenditure under this Contract, travel expenses shall be reimbursed at the lesser of the rates set forth in the written standard travel policy of the Contractor, the OSC guidelines, or United States General Services Administration rates. No out-of-state travel costs shall be permitted unless specifically detailed and pre-approved by the State.

6. Timeliness of advance payments or other claims for reimbursement, and any interest to be paid to Contractor for late payment, shall be governed by Article 11-A of the State Finance Law to the extent required by law.

7. Article 11-B of the State Finance Law sets forth certain time frames for the Full Execution of contracts or renewal contracts with not-for-profit organizations and the implementation of any program plan associated with such contract. For purposes of this section, 'Full Execution' shall mean that the contract has been signed by all parties thereto and has obtained the approval of the AG and OSC. Any interest to be paid on a missed payment to the Contractor based on a delay in the Full Execution of the Master Contract shall be governed by Article 11-B of the State Finance Law.

B. Advance Payment and Recoupment:

1. Advance payments, which the State in its sole discretion may make to not-for-profit grant recipients, shall be made and recouped in accordance with State Finance Law Section 179(u), this Section and the provisions of Appendix C (Payment and Reporting Schedule).

2. Advance payments made by the State to not-for-profit grant recipients shall be due no later than thirty (30) calendar days, excluding legal holidays, after the first day of the Contract Term or, if renewed, in the period identified on the Face Page.

3. For subsequent contract years in multi-year contracts, Contractor will be notified of the scheduled advance payments for the upcoming contract year no later than 90 days prior to the commencement of the contract year. For simplified renewals, the payment schedule (Appendix C) will be modified as part of the renewal process.

4. Recoupment of any advance payment(s) shall be recovered by crediting the percentage of subsequent claims listed in Appendix C (Payment and Reporting Schedule) and Section III(C) herein and such claims shall be reduced until the advance is fully recovered within the Contract Term. Any unexpended advance balance at the

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end of the Contract Term shall be refunded by the Contractor to the State.

5. If for any reason the amount of any claim is not sufficient to cover the proportionate advance amount to be recovered, then subsequent claims may be reduced until the advance is fully recovered.

C. Claims for Reimbursement:

1. The Contractor shall submit claims for the reimbursement of expenses incurred on behalf of the State under the Contract in accordance with this Section and the applicable claiming schedule in Appendix C (Payment and Reporting Schedule).

Vouchers submitted for payment shall be deemed to be a certification that the payments requested are for project expenditures made in accordance with the items as contained in the applicable Appendix B form (Budget) and during the Contract Term. When submitting a voucher, such voucher shall also be deemed to certify that: (i) the payments requested do not duplicate reimbursement from other sources of funding; and (ii) the funds provided herein do not replace funds that, in the absence of this grant, would have been made available by the Contractor for this program. Requirement (ii) does not apply to grants funded pursuant to a Community Projects Fund appropriation.

2. Consistent with the selected reimbursement claiming schedule in Appendix C (Payment and Reporting Schedule), the Contractor shall comply with the appropriate following provisions:

a. Quarterly Reimbursement: The Contractor shall be entitled to receive payments for work, projects, and services rendered as detailed and described in Appendix D (Work Plan and Special Conditions). The Contractor shall submit to DHSES quarterly voucher claims and supporting documentation. The Contractor shall submit vouchers to DHSES in accordance with the procedures set forth in Section III(A)(3) herein.

b. Monthly Reimbursement: The Contractor shall be entitled to receive payments for work, projects, and services rendered as detailed and described in Appendix D (Work Plan and Special Conditions). The Contractor shall submit to DHSES monthly voucher claims and supporting documentation. The Contractor shall submit vouchers to DHSES in accordance with the procedures set forth in Section III(A)(3) herein.

c. Biannual Reimbursement: The Contractor shall be entitled to receive payments for work, projects, and services rendered as detailed and described in Appendix D (Work Plan and Special Conditions). The Contractor shall submit to DHSES biannually voucher claims and supporting documentation. The Contractor shall submit vouchers to DHSES in accordance with the procedures set forth in Section III(A)(3) herein.

d. Performance Reimbursement: Requests for payment shall be submitted by the Contractor when requested in a form approved by the State, and at frequencies and in amounts stated in Appendix C (Payment and Reporting Schedule). DHSES shall make milestone payments subject to the Contractor's satisfactory performance.

e. Fee for Service Reimbursement: Payment shall be limited to only those fees specifically agreed upon in the Contract and shall be payable no more frequently than monthly upon submission of a voucher by the contractor.

f. Rate Based Reimbursement: Payment shall be limited to rate(s) established in the Contract. Payment may be requested no more frequently than monthly.

g. Scheduled Reimbursement: DHSES shall generate vouchers at the frequencies and amounts as set forth in Appendix C (Payment and Reporting Schedule).

h. Interim Reimbursement: DHSES may generate vouchers on an interim basis and the amounts requested by the Contract as set forth in Attachment C (Payment and Reporting Schedule).

i. Fifth Quarter Payments: Fifth quarter payment shall be paid to the Contractor at the conclusion of the final scheduled payment period of the preceding contract period. DHSES shall use a written directive for fifth quarter
financing. DHSES shall generate a voucher in the fourth quarter of the current contract year to pay the scheduled payment for the next contract year.

3. The Contractor shall also submit supporting fiscal documentation for the expenses claimed.

4. The State reserves the right to withhold up to fifteen percent (15%) of the total amount of the Contract as security for the faithful completion of services or work, as applicable, under the Contract. This amount may be withheld in whole or in part from any single payment or combination of payments otherwise due under the Contract. In the event that such withheld funds are insufficient to satisfy Contractor's obligations to the State, the State may pursue all available remedies, including the right of setoff and recoupment.

5. The State shall not be liable for payments on the Contract if it is made pursuant to a Community Projects Fund appropriation if insufficient monies are available pursuant to Section 99-d of the State Finance Law.

6. All vouchers submitted by the Contractor pursuant to the Contract shall be submitted to DHSES no later than thirty (30) calendar days after the end date of the period for which reimbursement is claimed. In no event shall the amount received by the Contractor exceed the budget amount approved by DHSES, and, if actual expenditures by the Contractor are less than such sum, the amount payable by DHSES to the Contractor shall not exceed the amount of actual expenditures.

7. All obligations must be incurred prior to the end date of the contract. Notwithstanding the provisions of Section III(C)(6) above, with respect to the final period for which reimbursement is claimed, so long as the obligations were incurred prior to the end date of the contract, the Contractor shall have up to sixty (60) calendar days after the contract end date to make expenditures; provided, however, that if the Contract is funded in whole or in part with federal funds, the Contractor shall have up to sixty (60) calendar days after the contract end date to make expenditures.

D. Identifying Information and Privacy Notification:

1. Every voucher or New York State Claim for Payment submitted to a State Agency by the Contractor, for payment for the sale of goods or services or for transactions (e.g., leases, easements, licenses, etc.) related to real or personal property, must include the Contractor's Vendor Identification Number assigned by the Statewide Financial System, and any or all of the following identification numbers: (i) the Contractor's Federal employer identification number, (ii) the Contractor's Federal social security number, and/or (iii) DUNS number. Failure to include such identification number or numbers may delay payment by the State to the Contractor. Where the Contractor does not have such number or numbers, the Contractor, on its voucher or Claim for Payment, must provide the reason or reasons for why the Contractor does not have such number or numbers.

2. The authority to request the above personal information from a seller of goods or services or a lessor of real or personal property, and the authority to maintain such information, is found in Section 5 of the State Tax Law. Disclosure of this information by the seller or lessor to the State is mandatory. The principle purpose for which the information is collected is to enable the State to identify individuals, businesses and others who have been delinquent in filing tax returns or may have understated their tax liabilities and to generally identify persons affected by the taxes administered by the Commissioner of Taxation and Finance. The information will be used for tax administration purposes and for any other purpose authorized by law. The personal information is requested by the purchasing unit of DHSES contracting to purchase the goods or services or lease the real or personal property covered by the Contract. This information is maintained in the Statewide Financial System by the Vendor Management Unit within the Bureau of State Expenditures, Office of the State Comptroller, 110 State Street, Albany, New York, 12236.

E. Refunds:

1. In the event that the Contractor must make a refund to the State for Contract-related activities, including repayment of an advance or an audit disallowance, payment must be made payable as set forth in this Appendix. The Contractor must reference the contract number with its payment and include a brief explanation of why the refund is being made. Refund payments must be submitted to the Office address listed in Appendix C.

2. If at the end or termination of the Contract, there remains any unexpended balance of the monies advanced under the Contract in the possession of the Contractor, the Contractor shall make payment within forty-five (45)
calendar days of the end or termination of the Contract. In the event that the Contractor fails to refund such balance the State may pursue all available remedies.

F. Outstanding Amounts Owed to the State: Prior period overpayments (including, but not limited to, contract advances in excess of actual expenditures) and/or audit recoveries associated with the Contractor may be recouped against future payments made under this Contract to Contractor. The recoupment generally begins with the first payment made to the Contractor following identification of the overpayment and/or audit recovery amount. In the event that there are no payments to apply recoveries against, the Contractor shall make payment as provided in Section III(E) (Refunds) herein.

G. Program and Fiscal Reporting Requirements:

1. The Contractor shall submit required periodic reports in accordance with the applicable schedule provided in Appendix C (Payment and Reporting Schedule). All required reports or other work products developed pursuant to the Contract must be completed as provided by the agreed upon work schedule in a manner satisfactory and acceptable to DHSES in order for the Contractor to be eligible for payment.

2. Consistent with the selected reporting options in Appendix C (Payment and Reporting Schedule), the Contractor shall comply with the following applicable provisions:

   a. If the Expenditure Based Reports option is indicated in Appendix C (Payment and Reporting Schedule), the Contractor shall provide DHSES with one or more of the following reports as required by the following provisions and Appendix C (Payment and Reporting Schedule) as applicable:

      i. Narrative/Qualitative Report: The Contractor shall submit, on a quarterly basis, not later than the time period listed in Appendix C (Payment and Reporting Schedule), a report, in narrative form, summarizing the services rendered during the quarter. This report shall detail how the Contractor has progressed toward attaining the qualitative goals enumerated in Appendix D (Work Plan and Special Conditions). This report should address all goals and objectives of the project and include a discussion of problems encountered and steps taken to solve them.

      ii. Statistical/Quantitative Report: The Contractor shall submit, on a quarterly basis, not later than the time period listed in Appendix C (Payment and Reporting Schedule), a detailed report analyzing the quantitative aspects of the program plan, as appropriate (e.g., number of meals served, clients transported, patient/client encounters, procedures performed, training sessions conducted, etc.).

      iii. Expenditure Report: The Contractor shall submit, on a quarterly basis, not later than the time period listed in Appendix C (Payment and Reporting Schedule), a detailed expenditure report, by object of expense. This report shall accompany the voucher submitted for such period.

      iv. Final Report: The Contractor shall submit a final report as required by the Contract, not later than the time period listed in Appendix C (Payment and Reporting Schedule) which reports on all aspects of the program and detailing how the use of funds were utilized in achieving the goals set forth in Appendix D (Work Plan and Special Conditions).

   b. If the Performance-Based Reports option is indicated in Appendix C (Payment and Reporting Schedule), the Contractor shall provide DHSES with the following reports as required by the following provisions and Appendix C (Payment and Reporting Schedule) as applicable:

      i. Progress Report: The Contractor shall provide DHSES with a written progress report using the forms and formats as provided by DHSES, summarizing the work performed during the period. These reports shall detail the Contractor's progress toward attaining the specific goals enumerated in Appendix D (Work Plan and Special Conditions). Progress reports shall be submitted in a format prescribed in the Contract.

      ii. Final Progress Report: Final scheduled payment is due during the time period set forth in Appendix C (Payment and Reporting Schedule). The deadline for submission of the final report shall be the date set forth in

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Appendix C (Payment and Reporting Schedule). DHSES shall complete its audit and notify the Contractor of the results no later than the date set forth in Appendix C (Payment and Reporting Schedule). Payment shall be adjusted by DHSES to reflect only those services/expenditures that were made in accordance with the Contract. The Contractor shall submit a detailed comprehensive final progress report not later than the date set forth in Appendix C (Payment and Reporting Schedule), summarizing the work performed during the entire Contract Term (i.e., a cumulative report), in the forms and formats required.

3. In addition to the periodic reports stated above, the Contractor may be required (a) to submit such other reports as are required in Table 1 of Appendix C (Payment and Reporting Schedule), and (b) prior to receipt of final payment under the Contract, to submit one or more final reports in accordance with the form, content, and schedule stated in Table 1 of Appendix C (Payment and Reporting Schedule).

H. Notification of Significant Occurrences:

1. If any specific event or conjunction of circumstances threatens the successful completion of this project, in whole or in part, including where relevant, timely completion of milestones or other program requirements, the Contractor agrees to submit to DHSES within three (3) calendar days of becoming aware of the occurrence or of such problem, a written description thereof together with a recommended solution thereto.

2. The Contractor shall immediately notify in writing the program manager assigned to the Contract of any unusual incident, occurrence, or event that involves the staff, volunteers, directors or officers of the Contractor, any subcontractor or program participant funded through the Contract, including but not limited to the following: death or serious injury; an arrest or possible criminal activity that could impact the successful completion of this project; any destruction of property; significant damage to the physical plant of the Contractor; or other matters of a similarly serious nature.

IV. ADDITIONAL CONTRACTOR OBLIGATIONS, REPRESENTATIONS AND WARRANTIES

A. Contractor as an Independent Contractor/Employees:

1. The State and the Contractor agree that the Contractor is an independent contractor and not an employee of the State and may neither hold itself out nor claim to be an officer, employee, or subdivision of the State nor make any claim, demand, or application to or for any right based upon any different status. The Contractor shall be solely responsible for the recruitment, hiring, provision of employment benefits, payment of salaries and management of its project personnel. These functions shall be carried out in accordance with the provisions of the Contract, and all applicable Federal and State laws and regulations.

2. The Contractor warrants that it, its staff, and any and all subcontractors have all the necessary licenses, approvals, and certifications currently required by the laws of any applicable local, state, or Federal government to perform the services or work, as applicable, pursuant to the Contract and/or any subcontract entered into under the Contract. The Contractor further agrees that such required licenses, approvals, and certificates shall be kept in full force and effect during the term of the Contract, or any extension thereof, and to secure any new licenses, approvals, or certificates within the required time frames and/or to require its staff and subcontractors to obtain the requisite licenses, approvals, or certificates. In the event the Contractor, its staff, and/or subcontractors are notified of a denial or revocation of any license, approval, or certification to perform the services or work, as applicable, under the Contract, Contractor shall immediately notify the State.

B. Subcontractors:

1. If the Contractor enters into subcontracts for the performance of work pursuant to the Contract, the Contractor shall take full responsibility for the acts and omissions of its subcontractors. Nothing in the subcontract shall impair the rights of the State under the Contract. No contractual relationship shall be deemed to exist between the subcontractor and the State.

2. If requested by the State, the Contractor agrees not to enter into any subcontracts, or revisions to subcontracts, that are in excess of $100,000 for the performance of the obligations contained herein until it has received the prior written permission of the State, which shall have the right to review and approve each and every subcontract in excess of $100,000 prior to giving written permission to the Contractor to enter into the

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subcontract. All agreements between the Contractor and subcontractors shall be by written contract, signed by individuals authorized to bind the parties. All such subcontracts shall contain provisions for specifying (1) that the work performed by the subcontractor must be in accordance with the terms of the Contract, (2) that nothing contained in the subcontract shall impair the rights of the State under the Contract, and (3) that nothing contained in the subcontract, nor under the Contract, shall be deemed to create any contractual relationship between the subcontractor and the State. In addition, subcontracts shall contain any other provisions which are required to be included in subcontracts pursuant to the terms herein.

3. If requested by the State, prior to executing a subcontract, the Contractor agrees to require the subcontractor to provide to the State the information the State needs to determine whether a proposed subcontractor is a responsible vendor.

4. If requested by the State, when a subcontract equals or exceeds $100,000, the subcontractor must submit a Vendor Responsibility Questionnaire (Questionnaire).

5. If requested by the State, when a subcontract is executed, the Contractor must provide detailed subcontract information (a copy of subcontract will suffice) to the State within fifteen (15) calendar days after execution. The State may request from the Contractor copies of subcontracts between a subcontractor and its subcontractor.

6. The Contractor shall require any and all subcontractors to submit to the Contractor all financial claims for Services or work to DHSES, as applicable, rendered and required supporting documentation and reports as necessary to permit Contractor to meet claim deadlines and documentation requirements as established in Appendix C (Payment and Reporting Schedule) and Section III. Subcontractors shall be paid by the Contractor on a timely basis after submitting the required reports and vouchers for reimbursement of services or work, as applicable. Subcontractors shall be informed by the Contractor of the possibility of non-payment or rejection by the Contractor of claims that do not contain the required information, and/or are not received by the Contractor by said due date.

C. Use of Material, Equipment, or Personnel:

1. The Contractor shall not use materials, equipment, or personnel paid for under the Contract for any activity other than those provided for under the Contract, except with the State’s prior written permission.

2. Any interest accrued on funds paid to the Contractor by the State shall be deemed to be the property of the State and shall either be credited to the State at the close-out of the Contract or, upon the written permission of the State, shall be expended on additional services or work, as applicable, provided for under the Contract.

D. Property:

1. Property is real property, equipment, or tangible personal property having a useful life of more than one year and an acquisition cost of $1,000 or more per unit.

a. If an item of Property required by the Contractor is available as surplus to the State, the State at its sole discretion, may arrange to provide such Property to the Contractor in lieu of the purchase of such Property.

b. If the State consents in writing, the Contractor may retain possession of Property owned by the State, as provided herein, after the termination of the Contract to use for similar purposes. Otherwise, the Contractor shall return such Property to the State at the Contractor’s cost and expense upon the expiration of the Contract.

c. In addition, the Contractor agrees to permit the State to inspect the Property and to monitor its use at reasonable intervals during the Contractor’s regular business hours.

d. The Contractor shall be responsible for maintaining and repairing Property purchased or procured under the Contract at its own cost and expense. The Contractor shall procure and maintain insurance at its own cost and expense in an amount satisfactory to DHSES naming DHSES as an additional insured, covering the loss, theft or destruction of such equipment.

e. A rental charge to the Contract for a piece of Property owned by the Contractor shall not be allowed.
f. The State has the right to review and approve in writing any new contract for the purchase of or lease for rental of Property (Purchase/Lease Contract) operated in connection with the provision of the services or work, as applicable, as specified in the Contract, if applicable, and any modifications, amendments, or extensions of an existing lease or purchase prior to its execution. If, in its discretion, the State disapproves of any Purchase/Lease Contract, then the State shall not be obligated to make any payments for such Property.

g. No member, officer, director or employee of the Contractor shall retain or acquire any interest, direct or indirect, in any Property, paid for with funds under the Contract, nor retain any interest, direct or indirect, in such, without full and complete prior disclosure of such interest and the date of acquisition thereof, in writing to the Contractor and the State.

2. For non-Federally-funded contracts, unless otherwise provided herein, the State shall have the following rights to Property purchased with funds provided under the Contract:

a. For cost-reimbursable contracts, all right, title and interest in such Property shall belong to the State.

b. For performance-based contracts, all right, title and interest in such Property shall belong to the Contractor.

3. For Federally funded contracts, title to Property whose requisition cost is borne in whole or in part by monies provided under the Contract shall be governed by the terms and conditions of Section V (FEDERALLY FUNDED GRANT REQUIREMENTS) contained herein.

4. Upon written direction by the State, the Contractor shall maintain an inventory of all Property that is owned by the State as provided herein.

5. The Contractor shall execute any documents which the State may reasonably require to effectuate the provisions of this section.

E. Records and Audits:

1. General:

a. The Contractor shall establish and maintain, in paper or electronic format, complete and accurate books, records, documents, receipts, accounts, and other evidence directly pertinent to its performance under the Contract (collectively, Records).

b. The Contractor agrees to produce and retain for the balance of the term of the Contract, and for a period of six years from the later of the date of (i) the Contract and (ii) the most recent renewal of the Contract, any and all Records necessary to substantiate upon audit, the proper deposit and expenditure of funds received under the Contract. Such Records may include, but not be limited to, original books of entry (e.g., cash disbursements and cash receipts journal), and the following specific records (as applicable) to substantiate the types of expenditures noted:

i. personal service expenditures: cancelled checks and the related bank statements, time and attendance records, payroll journals, cash and check disbursement records including copies of money orders and the like, vouchers and invoices, records of contract labor, any and all records listing payroll and the money value of non-cash advantages provided to employees, time cards, work schedules and logs, employee personal history folders, detailed and general ledgers, sales records, miscellaneous reports and returns (tax and otherwise), and cost allocation plans, if applicable.

ii. payroll taxes and fringe benefits: cancelled checks, copies of related bank statements, cash and check disbursement records including copies of money orders and the like, invoices for fringe benefit expenses, miscellaneous reports and returns (tax and otherwise), and cost allocation plans, if applicable.

iii. non-personal services expenditures: original invoices/receipts, cancelled checks and related bank statements, consultant agreements, leases, cost allocation plans, and bid and procurement documentation, such as quotes, proposals and selection records, if applicable.

iv. receipt and deposit of advance and reimbursements: itemized bank stamped deposit slips, and a copy of the
related bank statements.

c. The OSC, AG and any other person or entity authorized to conduct an examination, as well as DHSES or State Agencies involved in the Contract that provided funding, shall have access to the Records during the hours of 9:00 a.m. until 5:00 p.m., Monday through Friday (excluding State recognized holidays), at an office of the Contractor within the State of New York or, if no such office is available, at a mutually agreeable and reasonable venue within the State, for the term specified above for the purposes of inspection, auditing and copying.

d. The State shall protect from public disclosure any of the Records which are exempt from disclosure under Section 87 of the Public Officers Law provided that: (i) the Contractor shall timely inform an appropriate State official, in writing, that said records should not be disclosed; and (ii) said records shall be sufficiently identified; and (iii) designation of said records, as exempt under Section 87 of the Public Officers Law, is reasonable.

e. Nothing contained herein shall diminish, or in any way adversely affect, the State's rights in connection with its audit and investigatory authority or the State's rights in connection with discovery in any pending or future litigation.

2. Cost Allocation:

a. For non-performance based contracts, the proper allocation of the Contractor's costs must be made according to a cost allocation plan that meets the requirements of 2 CFR Part 200. Methods used to determine and assign costs shall conform to generally accepted accounting practices and shall be consistent with the method(s) used by the Contractor to determine costs for other operations or programs. Such accounting standards and practices shall be subject to approval of the State.

b. For performance based milestone contracts, or for the portion of the contract amount paid on a performance basis, the Contractor shall maintain documentation demonstrating that milestones were attained.

3. Federal Funds: For records and audit provisions governing Federal funds, please see Section V (FEDERALLY FUNDED GRANT REQUIREMENTS) of this Appendix A-1.

F. Confidentiality: The Contractor agrees that it shall use and maintain information relating to individuals who may receive services, and their families pursuant to the Contract, or any other information, data or records deemed confidential by the State (Confidential Information) only for the limited purposes of the Contract and in conformity with applicable provisions of State and Federal law. The Contractor (i) has an affirmative obligation to safeguard any such Confidential Information from unnecessary or unauthorized disclosure and (ii) must comply with the provisions of the New York State Information Security Breach and Notification Act (General Business Law Section 899-aa; State Technology Law Section 208).

G. Publicity:

1. Publicity includes, but is not limited to: news conferences; news releases; public announcements; advertising; brochures; reports; discussions or presentations at conferences or meetings; and/or the inclusion of State materials, the State's name or other such references to the State in any document or forum. Publicity regarding this project may not be released without prior written approval from the State.

2. Any publications, presentations or announcements of conferences, meetings or trainings which are funded in whole or in part through any activity supported under the Contract may not be published, presented or announced without prior approval of the State. Any such publication, presentation or announcement shall:

a. Acknowledge the support of the State of New York and, if funded with Federal funds, the applicable Federal funding agency; and

b. State that the opinions, results, findings and/or interpretations of data contained therein are the responsibility of the Contractor and do not necessarily represent the opinions, interpretations or policy of the State or if funded with Federal funds, the applicable Federal funding agency.

3. Notwithstanding the above, (i) if the Contractor is an educational research institution, the Contractor may, for scholarly or academic purposes, use, present, discuss, report or publish any material, data or analyses, other
than Confidential information, that derives from activity under the Master Contract and the Contractor agrees to use best efforts to provide copies of any manuscripts arising from Contractor's performance under this Master Contract, or if requested by the State, the Contractor shall provide the State with a thirty (30) day period in which to review each manuscript for compliance with Confidential Information requirements; or (ii) if the Contractor is not an educational research institution, the Contractor may submit for publication, scholarly or academic publications that derive from activity under the Master Contract (but are not deliverable under the Master Contract), provided that the Contractor first submits such manuscripts to the State forty-five (45) calendar days prior to submission for consideration by a publisher in order for the State to review the manuscript for compliance with confidentiality requirements and restrictions and to make such other comments as the State deems appropriate. All derivative publications shall follow the same acknowledgments and disclaimer as described in Section IV(G)(2) (Publicity) hereof.

H. Web-Based Applications-Accessibility: Any web-based intranet and Internet information and applications development, or programming delivered pursuant to the Contract or procurement shall comply with New York State Enterprise IT Policy NYS-P08-005, Accessibility Web-Based Information and Applications, and New York State Enterprise IT Standard NYS-S08-005, Accessibility of Web-Based Information Applications, as such policy or standard may be amended, modified or superseded, which requires that State Agency web-based intranet and Internet information and applications are accessible to person with disabilities. Web content must conform to New York State Enterprise IT Standards NYS-S08-005, as determined by quality assurance testing. Such quality assurance testing shall be conducted by DHSES and the results of such testing must be satisfactory to DHSES before web content shall be considered a qualified deliverable under the Contract or procurement.

I. Non-Discrimination Requirements: Pursuant to Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional nondiscrimination provisions, the Contractor and sub-contractors will not discriminate against any employee or applicant for employment because of race, creed (religion), color, sex (including gender identity or expression), national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest. Furthermore, in accordance with Section 220-e of the Labor Law, if this is a contract for the construction, alteration or repair of any public building or public work or for the manufacture, sale or distribution of materials, equipment or supplies, and to the extent that the Contract shall be performed within the State of New York, the Contractor agrees that neither it nor its subcontractors shall, by reason of race, creed, color, disability, sex, or national origin: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under the Contract. If this is a building service contract as defined in Section 230 of the Labor Law, then, in accordance with Section 239 thereof, the Contractor agrees that neither it nor its subcontractors shall by reason of race, creed, color, national origin, age, sex or disability: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under the Contract. The Contractor shall be subject to fines of $50.00 per person per day for any violation of Section 220-e or Section 239 of the Labor Law.

J. Equal Opportunities for Minorities and Women; Minority and Women Owned Business Enterprises: In accordance with Section 312 of the Executive Law and 5 NYCRR 143, if the Contract is: (i) a written agreement or purchase order instrument, providing for a total expenditure in excess of $25,000.00, whereby a contracting State Agency is committed to expend or does expend funds in return for labor, services, supplies, equipment, materials or any combination of the foregoing, to be performed for, or rendered or furnished to the contracting State Agency; or (ii) a written agreement in excess of $100,000.00 whereby a contracting State Agency is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon; or (iii) a written agreement in excess of $100,000.00 whereby the owner of a State assisted housing project is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon for such project, then the Contractor certifies and affirms that (i) it is subject to Article 15-A of the Executive Law which includes, but is not limited to, those provisions concerning the maximizing of opportunities for the participation of minority and women-owned business enterprises and (ii) the following provisions shall apply and it is Contractor's equal employment opportunity policy that:

1. The Contractor shall not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status;
2. The Contractor shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on State contracts;

3. The Contractor shall undertake or continue existing programs of affirmative action to ensure that minority group members and women are afforded equal employment opportunities without discrimination. Affirmative action shall mean recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation;

4. At the request of the State, the Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union or representative shall not discriminate on the basis of race, creed, color, national origin sex, age, disability or marital status and that such union or representative shall affirmatively cooperate in the implementation of the Contractor's obligations herein; and

5. The Contractor shall state, in all solicitations or advertisements for employees, that, in the performance of the State contract, all qualified applicants shall be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.

The Contractor shall include the provisions of subclauses 1 – 5 of this Section (IV)(J), in every subcontract over $25,000.00 for the construction, demolition, replacement, major repair, renovation, planning or design of real property and improvements thereon (Work) except where the Work is for the beneficial use of the Contractor. Section 312 of the Executive Law does not apply to: (i) work, goods or services unrelated to the Contract; or (ii) employment outside New York State. The State shall consider compliance by the Contractor or a subcontractor with the requirements of any Federal law concerning equal employment opportunity which effectuates the purpose of this section. The State shall determine whether the imposition of the requirements of the provisions hereof duplicate or conflict with any such Federal law and if such duplication or conflict exists, the State shall waive the applicability of Section 312 of the Executive Law to the extent of such duplication or conflict. The Contractor shall comply with all duly promulgated and lawful rules and regulations of the Department of Economic Development's Division of Minority and Women's Business Development pertaining hereto.

K. Omnibus Procurement Act of 1992: It is the policy of New York State to maximize opportunities for the participation of New York State business enterprises, including minority and women-owned business enterprises, as bidders, subcontractors and suppliers on its procurement contracts.

1. If the total dollar amount of the Contract is greater than $1 million, the Omnibus Procurement Act of 1992 requires that by signing the Contract, the Contractor certifies the following:

a. The Contractor has made reasonable efforts to encourage the participation of State business enterprises as suppliers and subcontractors, including certified minority and women-owned business enterprises, on this project, and has retained the documentation of these efforts to be provided upon request to the State;

b. The Contractor has complied with the Federal Equal Opportunity Act of 1972 (P.L. 92-281), as amended;

c. The Contractor agrees to make reasonable efforts to provide notification to State residents of employment opportunities on this project through listing any such positions with the Job Service Division of the New York State Department of Labor, or providing such notification in such manner as is consistent with existing collective bargaining contracts or agreements. The Contractor agrees to document these efforts and to provide said documentation to the State upon request; and

d. The Contractor acknowledges notice that the State may seek to obtain offset credits from foreign countries as a result of the Contract and agrees to cooperate with the State in these efforts.

L. Workers' Compensation Benefits:

1. In accordance with Section 142 of the State Finance Law, the Contract shall be void and of no force and effect unless the Contractor shall provide and maintain coverage during the life of the Contract for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.

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2. If a Contractor believes they are exempt from the Workers Compensation insurance requirement they must apply for an exemption.

M. Unemployment Insurance Compliance: The Contractor shall remain current in both its quarterly reporting and payment of contributions or payments in lieu of contributions, as applicable, to the State Unemployment Insurance system as a condition of maintaining this grant.

The Contractor hereby authorizes the State Department of Labor to disclose to DHSES staff only such information as is necessary to determine the Contractor's compliance with the State Unemployment Insurance Law. This includes, but is not limited to, the following:

1. any records of unemployment insurance (UI) contributions, interest, and/or penalty payment arrears or reporting delinquency;

2. any debts owed for UI contributions, interest, and/or penalties;

3. the history and results of any audit or investigation; and

4. copies of wage reporting information.

Such disclosures are protected under Section 537 of the State Labor Law, which makes it a misdemeanor for the recipient of such information to use or disclose the information for any purpose other than the performing due diligence as a part of the approval process for the Contract.

N. Vendor Responsibility:

1. If a Contractor is required to complete a Questionnaire, the Contractor covenants and represents that it has, to the best of its knowledge, truthfully, accurately and thoroughly completed such Questionnaire. Although electronic filing is preferred, the Contractor may obtain a paper form from the OSC prior to execution of the Contract. The Contractor further covenants and represents that as of the date of execution of the Contract, there are no material events, omissions, changes or corrections to such document requiring an amendment to the Questionnaire.

2. The Contractor shall provide to the State updates to the Questionnaire if any material event(s) occurs requiring an amendment or as new information material to such Questionnaire becomes available.

3. The Contractor shall, in addition, promptly report to the State the initiation of any investigation or audit by a governmental entity with enforcement authority with respect to any alleged violation of Federal or state law by the Contractor, its employees, its officers and/or directors in connection with matters involving, relating to or arising out of the Contractor's business. Such report shall be made within five (5) business days following the Contractor becoming aware of such event, investigation, or audit. Such report may be considered by the State in making a Determination of Vendor Non-Responsibility pursuant to this section.

4. The State reserves the right, in its sole discretion, at any time during the term of the Contract:
   a. to require updates or clarifications to the Questionnaire upon written request;
   b. to inquire about information included in or required information omitted from the Questionnaire;
   c. to require the Contractor to provide such information to the State within a reasonable timeframe; and
   d. to require as a condition precedent to entering into the Contract that the Contractor agree to such additional conditions as shall be necessary to satisfy the State that the Contractor is, and shall remain, a responsible vendor; and
   e. to require the Contractor to present evidence of its continuing legal authority to do business in New York State, integrity, experience, ability, prior performance, and organizational and financial capacity. By signing the Contract, the Contractor agrees to comply with any such additional conditions that have been made a part of the Contract.
5. The State, in its sole discretion, reserves the right to suspend any or all activities under the Contract, at any time, when it discovers information that calls into question the responsibility of the Contractor. In the event of such suspension, the Contractor shall be given written notice outlining the particulars of such suspension. Upon issuance of such notice, the Contractor must comply with the terms of the suspension order. Contract activity may resume at such time as the State issues a written notice authorizing a resumption of performance under the Contract.

6. The State, in its sole discretion, reserves the right to make a final Determination of Non-Responsibility at any time during the term of the Contract based on:

a. any information provided in the Questionnaire and/or in any updates, clarifications or amendments thereof; or

b. the State’s discovery of any material information which pertains to the Contractor’s responsibility.

7. Prior to making a final Determination of Non-Responsibility, the State shall provide written notice to the Contractor that it has made a preliminary determination of non-responsibility. The State shall detail the reason(s) for the preliminary determination, and shall provide the Contractor with an opportunity to be heard.

O. Charities Registration: If applicable, the Contractor agrees to (i) obtain not-for-profit status, a Federal identification number, and a charitable registration number (or a declaration of exemption) and to furnish DHSES with this information as soon as it is available, (ii) be in compliance with the OAG charities registration requirements at the time of the awarding of this Contract by the State and (iii) remain in compliance with the OAG charities registration requirements throughout the term of the Contract.

P. Consultant Disclosure Law. If this is a contract for consulting services, defined for purposes of this requirement to include analysis, evaluation, research, training, data processing, computer programming, engineering, environmental, health, and mental health services, accounting, auditing, paralegal, legal, or similar services, then in accordance with Section 163 (4-g) of the State Finance Law (as amended by Chapter 10 of the Laws of 2006), the Contractor shall timely, accurately and properly comply with the requirement to submit an annual employment report for the contract to the agency that awarded the contract, the Department of Civil Service and the State Comptroller.

Q. Wage and Hours Provisions: If this is a public work contract covered by Article 8 of the Labor Law or a building service contract covered by Article 9 thereof, neither Contractor's employees nor the employees of its subcontractors may be required or permitted to work more than the number of hours or days stated in said statutes, except as otherwise provided in the Labor Law and as set forth in prevailing wage and supplement schedules issued by the State Labor Department. Furthermore, Contractor and its subcontractors must pay at least the prevailing wage rate and pay or provide the prevailing supplements, including the premium rates for overtime pay, as determined by the State Labor Department in accordance with the Labor Law. Additionally, effective April 28, 2008, if this is a public work contract covered by Article 8 of the Labor Law, the Contractor understands and agrees that the filing of payrolls in a manner consistent with Subdivision 3-a of Section 220 of the Labor Law shall be condition precedent to payment by the State of any State approved sums due and owing for work done upon the project.

R. Participation By Minority Group Members And Women With Respect To Grant Contracts: Requirements And Procedures (state-funded grants only)


a. The Division of Homeland Security and Emergency Services (DHSES) is required to implement the provisions of New York State Executive Law Article 15-A and 5 NYCRR Parts 142-144 (MWBE Regulations) for all State contracts as defined therein, with a value (1) in excess of $25,000 for labor, services, equipment, materials, or any combination of the foregoing or (2) in excess of $100,000 for real property renovations and construction.

b. The Contractor to the subject contract (the 'Contractor' and the 'Contract', respectively) agrees, in addition to any other nondiscrimination provision of the Contract and at no additional cost to the DHSES, to fully comply and cooperate with the DHSES in the implementation of New York State Executive Law Article 15-A. These requirements include equal employment opportunities for minority group members and women ('EEO') and

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contracting opportunities for certified minority and women-owned business enterprises ("MWBEs"). Contractor's demonstration of 'good faith efforts' pursuant to 5 NYCRR §142.8 shall be a part of these requirements. These provisions shall be deemed supplemental to, and not in lieu of, the nondiscrimination provisions required by New York State Executive Law Article 15 (the 'Human Rights Law') or other applicable federal, state or local laws.

c. Failure to comply with all of the requirements herein may result in a finding of non-responsiveness, nonresponsibility and/or a breach of contract, leading to the withholding of funds or such other actions, liquidated damages pursuant to Section VII of this Appendix or enforcement proceedings as allowed by the Contract.

2. Contract Goals

a. For purposes of this contract, DHSES has established overall goals for Minority and Women-Owned Business Enterprises ("MWBE") participation which are specified in the contract work plan.

b. For purposes of providing meaningful participation by MWBEs on the Contract and achieving the Contract Goals established in the contract work plan hereof, Contractor should reference the directory of New York State Certified MWBEs found at the following internet address: https://ny.newnycontracts.com/FrontEnd/VendorSearchPublic.asp. Additionally, Contractor is encouraged to contact the Division of Minority and Woman Business Development (518) 292-6250; (212) 803-2414; or (718) 846-8200) to discuss additional methods of maximizing participation by MWBEs on the Contract.

c. Where MWBE goals have been established herein, pursuant to 5 NYCRR §142.8, Contractor must document 'good faith efforts' to provide meaningful participation by MWBEs as subcontractors or suppliers in the performance of the Contract. In accordance with Section 316-a of Article 15-A and 5 NYCRR §142.13, the Contractor acknowledges that if Contractor is found to have willfully and intentionally failed to comply with the MWBE participation goals set forth in the Contract, such a finding constitutes a breach of contract and the Contractor shall be liable to the DHSES for liquidated or other appropriate damages, as set forth herein.

3. Equal Employment Opportunity (EEO)

a. Contractor agrees to be bound by the provisions of Article 15-A and the MWBE Regulations promulgated by the Division of Minority and Women's Business Development of the Department of Economic Development (the 'Division'). If any of these terms or provisions conflict with applicable law or regulations, such laws and regulations shall supersede these requirements.

b. Contractor shall comply with the following provisions of Article 15-A:

i. Contractor and Subcontractors shall undertake or continue existing EEO programs to ensure that minority group members and women are afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status. For these purposes, EEO shall apply in the areas of recruitment, employment, job assignment, promotion, upgrading, demotion, transfer, layoff, or termination and rates of pay or other forms of compensation.

ii. The Contractor shall maintain an EEO policy statement and submit it to the DHSES if requested.

iii. If Contractor or Subcontractor does not have an existing EEO policy statement, Section 4 below may be used to develop one.

iv. The Contractor's EEO policy statement shall include the following, or similar, language:

a) The Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, age, disability or marital status, will undertake or continue existing EEO programs to ensure that minority group members and women are afforded equal employment opportunities without discrimination, and shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force.

b) The Contractor shall state in all solicitations or advertisements for employees that, in the performance of the contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.

c) The Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union, or representative will not discriminate on the basis of race, creed, color,
national origin, sex age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of the Contractor's obligations herein.

d) The Contractor will include the provisions of Subdivisions (a) through (c) of this Subsection (iv) and Paragraph 'e' of this Section 3, which provides for relevant provisions of the Human Rights Law, in every subcontract in such a manner that the requirements of the subdivisions will be binding upon each subcontractor as to work in connection with the Contract.

c. Staffing Plan

To ensure compliance with this Section, the Contractor shall submit a staffing plan to document the composition of the proposed workforce to be utilized in the performance of the Contract by the specified categories listed, including ethnic background, gender, and Federal occupational categories. Contractors shall complete the Local Assistance MWBE Equal Employment Opportunity Staffing Plan form and submit it as part of their bid or proposal or within a reasonable time, but no later than the time of award of the contract.

d. Workforce Employment Utilization Report

i. Once a contract has been awarded and during the term of Contract, Contractor is responsible for updating and providing notice to the DHSES of any changes to the previously submitted Local Assistance MWBE Equal Employment Opportunity Staffing Plan. This information is to be submitted annually or as otherwise required by the DHSES during the term of the contract, for the purpose of reporting the actual workforce utilized in the performance of the contract by the specified categories listed including ethnic background, gender, and Federal occupational categories. The Local Assistance MWBE Workforce Employment Utilization Report form must be used to report this information.

ii. Separate forms shall be completed by Contractor and any Subcontractor performing work on the Contract.

iii. In limited instances, Contractor may not be able to separate out the workforce utilized in the performance of the Contract from Contractor's and/or subcontractor's total workforce. When a separation can be made, Contractor shall submit the Local Assistance MWBE Workforce Employment Utilization Report and indicate that the information provided relates to the actual workforce utilized on the Contract. When the workforce to be utilized on the contract cannot be separated out from Contractor's and/or subcontractor's total workforce, Contractor shall submit the Local Assistance MWBE Workforce Employment Utilization Report and indicate that the information provided is Contractor's total workforce during the subject time frame, not limited to work specifically under the contract.

e. Contractor shall comply with the provisions of the Human Rights Law, all other State and Federal statutory and constitutional non-discrimination provisions. Contractor and subcontractors shall not discriminate against any employee or applicant for employment because of race, creed (religion), color, sex, national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest.

4. MWBE Utilization Plan

a. The Contractor represents and warrants that Contractor has submitted a Local Assistance MWBE Subcontractor/Supplier Utilization Proposal Form either prior to, or at the time of, the execution of the contract.

b. Contractor agrees to use such Local Assistance MWBE Subcontractor/Supplier Utilization Proposal Form for the performance of MWBEs on the Contract pursuant to the prescribed MWBE goals set forth in the contract workplan.

c. Contractor further agrees that a failure to submit and/or use such Local Assistance MWBE Subcontractor/Supplier Utilization Proposal Form shall constitute a material breach of the terms of the Contract. Upon the occurrence of such a material breach, DHSES shall be entitled to any remedy provided herein, including but not limited to, a finding of Contractor non-responsiveness.

5. Waivers

If the DHSES, upon review of the Local Assistance MWBE Subcontractor/Supplier Utilization Proposal Plan, the Detailed Itemization Forms or the Local Assistance MWBE Workforce Employment Utilization Report determines that a Contractor is failing or refusing to comply with the Contract goals and no waiver has been issued in regards to such non-compliance, the DHSES may issue a notice of deficiency to the Contractor. The Contractor
must respond to the notice of deficiency within seven (7) business days of receipt. Such response may include a request for partial or total waiver of MWBE Contract Goals.

6. MWBE Subcontractor Utilization Quarterly Report

Contractor is required to report MWBE Subcontractor utilization, as part of the quarterly claim process, to the DHSES by the last day of the month following the end of each calendar quarter over the term of the Contract documenting the progress made towards achievement of the MWBE goals of the Contract.

7. Liquidated Damages - MWBE Participation

a. Where DHSES determines that Contractor is not in compliance with the requirements of the Contract and Contractor refuses to comply with such requirements, or if Contractor is found to have willfully and intentionally failed to comply with the MWBE participation goals, such finding constitutes a breach of Contract and DHSES may withhold payment from the Contractor as liquidated damages and/or provide for other appropriate remedies.

b. Such liquidated damages shall be calculated as an amount equaling the difference between:
   1) All sums identified for payment to MWBEs had the Contractor achieved the contractual MWBE goals; and
   2) All sums actually paid to MWBEs for work performed or materials supplied under the Contract.

c. In the event a determination has been made which requires the payment of liquidated damages and such identified sums have not been withheld by the DHSES, Contractor shall pay such liquidated damages to the DHSES within sixty (60) days after they are assessed by the DHSES unless prior to the expiration of such sixtieth day, the Contractor has filed a complaint with the Director of the Division of Minority and Woman Business Development pursuant to Subdivision 8 of Section 313 of the Executive Law in which event the liquidated damages shall be payable if Director renders a decision in favor of the DHSES.

8. MWBE AND EEO Policy Statement

a. The Contractor agrees to adopt the following policies or similar policies with respect to the project being developed or services rendered in this contract with the Division of Homeland Security and Emergency Services:

   MWBE

   This organization will and will cause its contractors and subcontractors to take good faith actions to achieve the MWBE contract participation goals set by the State for that area in which the State-funded project is located, by taking the following steps:

   (1) Actively and affirmatively solicit bids for contracts and subcontracts from qualified State certified MBEs or WBEs, including solicitations to MWBE contractor associations.

   (2) Request a list of State-certified MWBEs from AGENCY and solicit bids from them directly.

   (3) Ensure that plans, specifications, request for proposals and other documents used to secure bids will be made available in sufficient time for review by prospective MWBEs.

   (4) Where feasible, divide the work into smaller portions to enhanced participations by MWBEs and encourage the formation of joint venture and other partnerships among MWBE contractors to enhance their participation.

   (5) Document and maintain records of bid solicitation, including those to MWBEs and the results thereof. Contractor will also maintain records of actions that its subcontractors have taken toward meeting MWBE contract participation goals.

   (6) Ensure that progress payments to MWBEs are made on a timely basis so that undue financial hardship is avoided, and that bonding and other credit requirements are waived or appropriate alternatives developed to encourage MWBE participation.

   EEO
(e) This organization will not discriminate against any employee or applicant for employment because of race, creed, color, national origin, sex, age, disability or marital status, will undertake or continue existing programs of affirmative action to ensure that minority group members are afforded equal employment opportunities without discrimination, and shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on state contracts.

(b) This organization shall state in all solicitation or advertisements for employees that in the performance of the State contract all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, disability or marital status.

(c) At the request of the contracting agency, this organization shall request each employment agency, labor union, or authorized representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of this organization's obligations herein.

(d) Contractor shall comply with the provisions of the Human Rights Law, all other State and Federal statutory and constitutional non-discrimination provisions. Contractor and subcontractors shall not discriminate against any employee or applicant for employment because of race, creed (religion), color, sex, national origin, sexual orientation, military status, age, disability, predisposing genetic characteristic, marital status or domestic violence victim status, and shall also follow the requirements of the Human Rights Law with regard to non-discrimination on the basis of prior criminal conviction and prior arrest.

(e) This organization will include the provisions of sections (a) through (d) of this agreement in every subcontract in such a manner that the requirements of the subdivisions will be binding upon each subcontractor as to work in connection with the State contract.

Contractor agrees to comply with all MWBE and EEO contract goals reflected on the MWBE Utilization Plan and Staffing Plan respectively, that have been submitted with the application for this contract.

S. Additional Terms

1. The Contractor agrees that if the project is not operational within 60 days of the execution date of the Contract, it will report by letter to DHSES the steps taken to initiate the project, the reasons for delay, and the expected starting date. If the project is not operational within 90 days of the execution date of the Contract, the Contractor will submit a second statement to DHSES explaining the delay. DHSES may either cancel the project and redistribute the funds or extend the implementation date of the project beyond the 90-day period when warranted by extenuating circumstances.

2. The Contractor shall at all times during the Contract term remain responsible. The Contractor agrees, if requested by the Commissioner of DHSES, or his or her designee, to present evidence of its continuing legal authority to do business in New York State, integrity, experience, ability prior performance, and financial capacity.

   a. The DHSES Commissioner, or his or her designee, in his or her sole discretion, reserves the right to suspend any or all activities under this Contract, at any time, when DHSES discovers information that calls into question the responsibility of the Contractor. In the event of such suspension, the Contractor will be given written notice outlining the particulars of such suspension. Upon issuance of the notice, the Contractor must comply with the terms of the suspension order. Contract activity may resume at such time as the Commissioner of DHSES, or his or her designee, issues a written notice authorizing a resumption of performance under the Contract.

   b. Upon written notice to the Contractor, and a reasonable opportunity to be heard with the appropriate DHSES officials or staff, the Contract may be terminated by the DHSES Commissioner, or his or her designee at the Contractor's expense where the Contractor is determined by the DHSES Commissioner, or his or her designee, to be non-responsible. In such event, the Commissioner, or his or her designee, may complete the contractual requirements in any manner he or she may deem advisable and pursue available legal or equitable remedies for breach.

3. DHSES shall make payments and any reconciliation in accordance with the Payment and Reporting Schedule (Appendix C). DHSES shall pay the Contractor for completed, approved projects, a sum not to exceed the
amount noted on the Face Page hereof. The Contractor must not request payments or reimbursements that
duplicate funding or reimbursement from any other source for Contractor costs and services pursuant to this
Contract.

4. The Contractor shall submit detailed itemization forms or a form deemed acceptable to DHSES for personal
service, fringe benefit and non-personal service expenditures with any voucher and fiscal cost report requesting
reimbursement. Grant-related expenditures shall be reported on Fiscal Cost Reports approved by DHSES. For
Federal-funded awards, the detailed itemization forms shall include the required certifications pursuant to 2
CFR §200.415. These reports must be prepared periodically and as defined in Appendix C of this Contract. All
reported expenditures must reconcile to the program accounting records and the approved budget. Prior period
adjustments shall be reported in the same accounting period that the correction is made.

5. The Contractor’s request for travel, meals or lodging reimbursement shall be in accordance with Appendix B,
Budget, and, unless written approval has been received from DHSES, shall not exceed rates authorized by
the NYS Office Of State Comptroller (Audit and Control). Rates may be viewed online at:

6. The Contractor’s employment of a consultant must be supported by a written Contract executed by the
Contractor and the consultant. A consultant is defined as an individual or organization hired by the Contractor for
the stated purpose of accomplishing a specific task relative to the funded project. All consultant services must be
obtained in a manner that provides for fair and open competition. The Contractor shall retain copies of all
solicitations seeking a consultant, written Contracts and documentation justifying the cost and selection of the
consultant, and make them available to DHSES upon request. The Contractor further agrees that it shall assume
sole and complete responsibility for fulfilling all the obligations set forth in the Contract and the Contractor must
guarantee the work of the consultant as if it were its own. Failure to follow these guidelines may result in a
disallowance of costs.

7. Additionally, Contractor must adhere to the following guidelines at a minimum when making all procurements,
including consultant services. Failure to follow these guidelines may result in a disallowance of costs.

a. A Contractor who proposes to purchase goods or services from a particular vendor without competitive
bidding must obtain the prior written approval of DHSES. The request for approval must be in writing and set
forth, at a minimum, a detailed justification for selection and the basis upon which the price was determined to be
reasonable. Further, such procurement must be in accordance with the guidelines, bulletins and regulations of
A copy of DHSES’ approval must also be submitted with the voucher for payment.

b. The rate for consultant services, and cost of equipment or goods, shall be reasonable and consistent with the
amount paid for similar services or goods and equipment in the marketplace. Time and effort reports are required
for consultants.

c. Written justification and documentation for all procurements must be maintained on file, and made available to
DHSES upon request. All procurements must be made in a fair and open manner and in accordance with the
pre-determined methodology established for evaluating bids (e.g., lowest responsible bidder or best value).

d. A Contractor that is a State entity must make all procurements in accordance with State Finance Law Article
11 and any other applicable regulations.

e. A Contractor that is a local government must make all procurements in accordance with General Municipal
Law Article 5-A, and any other applicable regulations.

f. A Contractor that is a not-for-profit and all other entities that do not meet the descriptions in Section III(S)(7)(d)
or (e) herein must make all procurements as noted below:

i. If the Contractor is eligible to purchase an item or service from a government contract or is able to purchase
such item or service elsewhere at a lower than or equal price, then such purchase may be made immediately.

ii. A Contractor may purchase any single piece of equipment, single service or multiples of each that cost up to
$999 at its discretion.
iii. Before purchasing any piece of equipment, service or multiples of each that have an aggregate cost between $1,000 and $4,999, a Contractor must secure at least three telephone quotes and create a record for audit of such quotes.

iv. Before purchasing any piece of equipment, service or multiples of each that have an aggregate cost of between $5,000 and $9,999, the Contractor must secure at least three written quotes on a vendor’s stationery and maintain a record of the competitive procurement process for audit purposes.

v. A Contractor spending in aggregate of $10,000 and above must use a competitive bidding process. Guidance may be obtained from DHSES. At a minimum, the competitive bidding process must incorporate the following: open, fair advertisement of the opportunity to provide services; equal provision of information to all interested parties; reasonable deadlines; sealed bids opened at one time before a committee who will certify the process; establishment of the methodology for evaluating bids before the bids are opened; and maintenance of a record of competitive procurement process.

g. Acceptance of State support for interoperable and emergency communications projects, including funding through the Interoperable Emergency Communication Grant Program, requires that Contractors must use open-standard/vendor-neutral technologies to allow for other public safety/public service agencies (including State agencies and authorities) and jurisdictions in your region to operate on your radio system(s) when required, regardless of the total percentage of system funding from the State. This access for other agencies must be permitted to support operational and interoperable goals, and without restriction as to specific manufacturers’ subscriber equipment. All reasonably compatible subscriber equipment must be permitted to be operated on your system by outside agencies, thus allowing coordinated efforts between local and state public safety/public service agencies and maximizing resources and capabilities.

h. DHSES reserves the right to suspend program funds if the Contractor is found to be in noncompliance with the provisions of this Contract or other grant Contracts between the Contractor and DHSES or, if the Contractor or principals of the Contractor are under investigation by a New York State or local law enforcement agency for noncompliance with State or federal laws or regulatory provisions or, if in DHSES’ judgment, the services provided by the Contractor under the Contract are unsatisfactory or untimely.

i. DHSES shall provide the Contractor with written notice of noncompliance.

ii. Upon the Contractor’s failure to correct or comply with the written notice by DHSES, DHSES reserves the right to terminate this Contract, recoup funds and recover any assets purchased with the proceeds of this Contract.

j. As a result of the Iran Divestment Act of 2012 (Act), Chapter 1 of the 2012 Laws of New York, a new provision has been added to the State Finance Law (SFL), § 165-a, effective April 12, 2012. Under the Act, the Commissioner of the Office of General Services (OGS) will be developing a list (prohibited entities list) of ‘persons’ who are engaged in ‘investment activities in Iran’ (both are defined terms in the law). Pursuant to SFL § 165-a(3)(b), the initial list is expected to be issued no later than 120 days after the Act’s effective date, at which time it will be posted on the OGS website.

i. By entering into this Contract, Contractor (or any assignee) certifies in accordance with State Finance Law §165-a that it is not on the ‘Entities Determined to be Non-Responsive Bidders/Offerers pursuant to the New York State Iran Divestment Act of 2012’ (‘Prohibited Entities List’) posted at: http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf.

ii. Contractor further certifies that it will not utilize on this Contract any subcontractor that is identified on the Prohibited Entities List. Contractor agrees that should it seek to renew or extend this Contract, it must provide the same certification at the time the Contract is renewed or extended. Contractor also agrees that any proposed Assignee of this Contract will be required to certify that it is not on the Prohibited Entities List before the contract assignment will be approved by the State.
iii. During the term of the Contract, should DHSES receive information that a person (as defined in State Finance Law §165-a) is in violation of the above-referenced certifications, the state agency will review such information and offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment activity which is in violation of the Act within 90 days after the determination of such violation, then the state agency shall take such action as may be appropriate and provided for by law, rule, or contract, including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

iv. DHSES reserves the right to reject any bid, request for assignment, renewal or extension for an entity that appears on the Prohibited Entities List prior to the award, assignment, renewal or extension of a contract, and to pursue a responsibility review with respect to any entity that is awarded a contract and appears on the Prohibited Entities list after contract award.

V. FEDERALLY FUNDED GRANT REQUIREMENTS


B. Requirement for System of Award Management: Unless you are exempted from this requirement under 2 CFR 25.110, you as the subrecipient must maintain the currency of your information in the System of Award Management (SAM) until you submit the final financial report required under this award or receive the final payment, whichever is later. This requires that you review and update the information at least annually after the initial registration, and more frequently if required by changes in your information or another award term. Pursuant to section 2 CFR §200.210(a)(2), Contractors must maintain a current unique entity identifier prior to and during the life of the Contract.

C. In accordance with 2 CFR §§200.112 and 200.113, Contractor understands and agrees that it must: (1) disclose in writing any potential conflict of interest to DHSES; and (2) disclose, in a timely manner, in writing to DHSES all violations of federal and state criminal law involving fraud, bribery, or gratuity violations potentially affecting the grant award. Failure to make required disclosures can result in any remedy available to DHSES for Contractor's noncompliance, including suspension or debarment.

D. The Contractor must ensure that, for all contracts entered into by the Contractor, the contract provisions required by 2 CFR §200.326 (and Appendix II to 2 CFR Part 200) are included in such contracts. The Contractor further agrees to impose and enforce this requirement for any Contractor subaward agreements.

E. Where advance payments are approved by DHSES, the Contractor agrees to expend the advance payments in accordance with the purposes set forth in Appendix D and consistent with Appendix B. The advanced funds must be placed in an interest-bearing account and are subject to the rules outlined in 2 CFR Part 200, (Uniform Administrative Requirements for Grants and Cooperative Contracts to State and Local Governments) which require Contractors to promptly remit back to the federal government, through New York State Division of Homeland Security and Emergency Services, any interest earned on these advanced funds. The Contractor may keep interest earned up to $500 per federal fiscal year for administrative expenses. This maximum limit is not per award; it is inclusive of all interest earned as the result of all federal grant program funds received per year. Interest must be reported on Fiscal Cost Reports and remitted to DHSES quarterly.

F. Audit Requirements. This Contract, and any sub-awards resulting from this Contract, may be subject to fiscal and program audits by DHSES, NYS Office of State Comptroller, pertinent federal agencies, and other designated entities to ascertain financial compliance with federal and/or State laws, regulations, and guidelines applicable to this Contract. The Contractor shall meet all audit requirements of the federal government and State of New York. Such audits may include review of the Contractor's accounting, financial, and reporting practices to determine compliance with the Contract and reporting requirements; maintenance of accurate and reliable original accounting records in accordance with governmental accounting standards as well as generally accepted accounting principles; and specific compliance with allowable cost and expenditure documentation standards prescribed by applicable federal, State, and DHSES guidelines.

G. Equipment Markings. The Contractor further agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: 'Purchased with funds provided by the U.S. Department of Homeland Security.'
H. Administrative, Cost and Audit Requirements: The Contractor must comply with the most recent version of the Administrative Requirements, Cost Principles, and Audit requirements. Failure to do so may result in disallowance of costs upon audit. A list of regulations and guidance applicable to United States Department of Homeland Security (DHS) grants are listed below:

1. General Administrative Requirements:

a. 2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

2. Cost Principles:

a. 2 CFR Part 200, Subpart E

3. Audit Requirements:

a. 2 CFR Part 200, Subpart F

I. Contracting with small and minority firms, women's business enterprise and labor surplus area firms.

1. Consistent with 2 CFR §200.321, the grantee and any subgrantees will take all necessary affirmative steps to assure that minority firms, women's business enterprises, and labor surplus area firms are used when possible.

2. Affirmative steps must include:

a. Placing qualified small and minority businesses and women's business enterprises on solicitation lists;

b. Assuring that small and minority businesses, and women's business enterprises are solicited whenever they are potential sources;

c. Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority business, and women's business enterprises;

d. Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority business, and women's business enterprises;

e. Using the services and assistance, as appropriate, of such organizations as the Small Business Administration and the Minority Business Development Agency of the Department of Commerce, and

f. Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in subsections (2)(a) through (e) of this section.

J. Compliance with Laws, Regulations and Program Guidance. The Contractor shall ensure it is aware of and complies with all applicable laws, regulations and program guidance. It is the responsibility of the Contractor to become familiar with and comply with all terms and conditions associated with acceptance of funds.

K. Adequate Documentation: The Contractor must ensure full compliance with all cost documentation requirements, including specific personal service documentation, as applicable directly to the Contractor, sub-recipient or collaborative agency/organization. The Contractor must maintain specific documentation as support for project related personal service expenditures as this Contract is supported by federal funds. Depending upon the nature or extent of personal service provided under this Contract, the Contractor shall maintain semi-annual (or more frequent) personal service certifications and/or an after-the-fact personnel activity reporting system (or equivalent) which complies with all applicable laws, regulations and program guidance. Failure to do so may result in disallowance of costs.

L. Single Audit Requirements: For audits of fiscal years beginning on or after December 26, 2014, recipients that expend $750,000 or more from all federal funding sources during their fiscal year are required to submit an organization-wide financial and compliance audit report. The audit must be performed in accordance with the requirements of GAO’s Government Auditing Standards, located at http://www.gao.gov/govaud/ybk01.htm, and the requirements of Subpart F of 2 C.F.R. Part 200, located at http://www.ecfr.gov/cgi-bin/text-idx?SID=63811dc3410c009e2f8e28c325cdc09e&mc=true&node=sp2.1.200.1&rgn=div6.

For audits of fiscal years beginning prior to December 26, 2014, recipients that expend $500,000 or more from
all federal funding sources during their fiscal year are required to submit an organization-wide financial and compliance audit report. The audit must be performed in accordance with GAO’s Government Auditing Standards, located at http://www.gao.gov/govaud/ybk01.htm, and OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, located at https://www.whitehouse.gov/sites/default/files/omb/assets/a133/a133_revised_2007.pdf.

The final report for such audit must be completed within nine months of the end of the Contractor's fiscal year. The Contractor must provide one copy of such audit report to DHSES within nine (9) months of the end of its fiscal year, or communicate in writing to DHSES that Contractor is exempt from such requirement.

M. Program Income: Program income earned by the Contractor during the grant funding Period must be reported in writing to DHSES, in addition to any other statutory reporting requirements. Program income consists of income earned by the grant recipient that is directly generated by a supported activity or earned as a result of the grant program. Program income includes, but is not limited to, income from fees for services performed, the use of rental or real or personal property acquired under federally-funded projects, the sale of commodities or items fabricated under an award, license fees and royalties on patents and copyrights and interest on loans made with federal award funds. For example, if the purpose of a grant is to conduct conferences, any training fees that are generated would be considered program income. Interest earned on grant funds is not considered program income unless specified in Appendix D. The Contractor agrees to report the receipt and expenditures of grant program income to DHSES. Program income (not to include interest earned), generated by the use of these grant funds will be used to enhance the grant project.

N. Intellectual Property: Any creative or literary work developed or commissioned by the Contractor with grant support provided by DHSES shall become the property of DHSES, entitling DHSES to assert a copyright therein, unless the parties have expressly agreed otherwise in a written instrument signed by them.

1. If DHSES shares its right to copyright such work with the Contractor, DHSES reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use: (a) the copyright in any work developed under a grant, sub-grant, or contract under a grant or sub-grant; and (b) any rights of copyright to which a Contractor, sub-Contractor, or a contractor purchases ownership with grant support.

2. If the grant support provided by DHSES is federally-sponsored, the federal awarding agency also reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use: (a) the copyright in any work developed under a grant, sub-grant or contract under a grant or subgrant; and (b) any rights of copyright to which a Contractor, sub-Contractor, or a contractor purchases ownership with such grant support.

3. The Contractor shall submit one copy of all reports and publications resulting from this Contract to DHSES within thirty (30) calendar days of completion. Any document generated pursuant to this grant must contain the following language:

‘This project was supported by a grant administered by the New York State Division of Homeland Security and Emergency Services and the U.S. Department of Homeland Security. Points of view in this document are those of the author and do not necessarily represent the official position or policies of the New York State Division of Homeland Security and Emergency Services or the U.S. Department of Homeland Security.’

O. Accounting for Grant Expenditures:

1. Grant funds may be expended only for purposes and activities set forth in this Contract. Accordingly, the most important single requirement of accounting for this grant is the complete and accurate documentation of grant expenditures. If the Contractor receives funding from two or more sources, all necessary steps must be taken to ensure that grant-related transactions are not commingled. This includes, but is not limited to, the establishment of unique budget codes, a separate cost center, or a separate chart of accounts. Expenditures must be cross-referenced to supporting source documents (purchase orders, contracts, real estate leases, invoices, vouchers, timesheets, mileage logs, etc.).

2. Contractor agrees that it shall maintain adequate internal controls and adhere to Generally Accepted Accounting Principles for Government or Generally Accepted Accounting Principles for Not-for-Profit
Organizations.

3. None of the goals, objectives or tasks, as set forth in Appendix D, shall be sub-awarded to another organization without specific prior written approval by DHSES. Where the intention to make sub-awards is clearly indicated in the application, DHSES approval is deemed given, if these activities are funded, as proposed.

4. If this Contract makes provisions for the Contractor to sub-grant funds to other recipients, the Contractor agrees that all sub-Contractors shall be held accountable by the Contractor for all terms and conditions set forth in this Contract in its entirety. The Contractor further agrees that it shall assume sole and complete responsibility for fulfilling all the obligations set forth in the Contract and the Contractor must guarantee the work of any sub-Contractor as if it were its own.

5. The Contractor agrees that all sub-Contractor arrangements shall be formalized in writing between the parties involved. The writing must, at a minimum, include the following information:

- Activities to be performed;
- Time schedule;
- Project policies;
- Other policies and procedures to be followed;
- Dollar limitation of the Contract;
- Appendix A-1, Appendix C, Certified Assurances for Federally Supported Projects, Certification Regarding Lobbying, Debarment and Suspension and any special conditions set forth in the Contract;
- Applicable federal and/or State cost principles to be used in determining allowable costs; and
- Property Records or Equipment Inventory Reports.

P. The Contractor will not be reimbursed for sub-granted funds unless all expenditures by a sub-Contractor are listed on detailed itemization forms or a form deemed acceptable to DHSES. Backup documentation for such expenditures must be made available to DHSES upon request. All expenditures must be programmatical consistent with the goals and objectives of this Contract and with the Budget set forth in Appendix B.

Q. Space rental provided by this Contract must be supported by a written lease, maintained on file and made available by the Contractor upon request.

R. Equipment and Property:

1. Any equipment, furniture or supplies or other property purchased pursuant to this Contract is deemed to be the property of the State, except as may otherwise be governed by federal or State laws, rules or regulations or stated in this Contract.

2. Equipment means tangible, nonexpendable, personal property having a useful life of more than one year and an acquisition cost of $5,000 or more per unit. A Contractor may use its own definition of equipment provided that such definition would at least include all equipment defined above. A copy of the property record(s) or equipment inventory record(s) with relevant purchasing and supporting documentation must be made available to DHSES upon request. Property records or equipment inventory reports must be maintained, by award, that include a description of the property, a serial number or other identification number, the source of property, who holds title, the acquisition date, and cost of the property, percentage of federal participation in the cost of the property, the location, use and condition of the property, and any ultimate disposition data including the date of disposal and sale price of the property. The Contractor must document receipt of all applicable equipment purchased with grant funds. A physical inventory of the property must be taken and the results reconciled with the property records at least once every two (2) years.

3. Upon completion of all contractual requirements by the Contractor, DHSES will consider a request for continued use and possession of the equipment purchased with grant funds provided the equipment continues to be used in connection with a public security program. When disposing of equipment purchased with homeland security grant funding, a State agency must dispose of equipment in accordance with State Laws and procedures. All other Contractors shall dispose of equipment as follows:

   a. Items of equipment with a current per unit market value of less than $5,000 may be retained, sold or otherwise disposed of with no further obligation to the awarding agency.
b. Items of equipment with a current per unit fair market value of $5,000 or more may be retained or sold. If sold, the awarding agency shall have a right to an amount calculated by multiplying the proceeds from the sale by the awarding agency's share of the equipment. If retained, the current market value is to be used in the calculation. To remit payments, award recipients should contact DHSES at 1-866-837-9133 for guidance.

4. Upon completion of all contractual requirements by the Contractor under this Contract, DHSES shall accept a request for continued use and possession of the equipment purchased with grant funds providing the equipment continues to be used in accordance with the contracted activities and guidelines in this Contract.

5. The Contractor must conduct a physical inventory of property records at least once every two years to verify the existence, current utilization and continued need for the property. In the event the property is no longer required by the Contractor, this fact should be reported to DHSES as soon as possible and appropriate guidelines followed, as specified in this Appendix.

6. If Contractor disposes of any equipment purchased under this Contract during the active lifespan of said equipment, Contractor must reinvest any proceeds from the disposal into additional equipment items to continue Contractor's organization's activities subject to the guidelines of this Contract. If the Contractor does not reinvest proceeds to continue activities subject to this Contract, the percentage of the proceeds equal to the proportion of the original purchase price paid by funds for the Contract must be repaid to the State of New York.

ENDNOTES:

1 To the extent that Section V-Federally Funding Grant Requirements conflict with any other provisions of the Contract, the Federal requirements of Section V shall supersede all other provisions of the Contract.

2 As of October 9, 2012, the list of discriminatory jurisdictions subject to this provision includes the states of Alaska, Hawaii, Louisiana, South Carolina, West Virginia and Wyoming. Contact NYS Department of Economic Development for the most current list of jurisdictions subject to this provision.

3 A milestone/performance payment schedule identifies mutually agreed-to payment amounts based on meeting contract events or milestones. Events or milestones must represent integral and meaningful aspects of contract performance and should signify true progress in completing the Contract effort.

4 Fee for Service is a rate established by the Contractor for a service or services rendered.

5 Rate based agreements are those agreements in which payment is premised upon a specific established rate per unit.

6 Scheduled Reimbursement agreements provide for payments that occur at defined and regular intervals that provide for a specified dollar amount to be paid to the Contractor at the beginning of each payment period (i.e. quarterly, monthly or bi-annually). While these payments are related to the particular services and outcomes defined in the Contract, they are not dependent upon particular services or expenses in any one payment period and provide the Contractor with a defined and regular payment over the life of the contract.

7 Fifth Quarter Payments occur where there are scheduled payments and where there is an expectation that services will be continued through renewals or subsequent contracts. Fifth Quarter Payments allow for the continuation of scheduled payments to a Contractor for the first payment period quarter of an anticipated renewal or new contract.

8 Not applicable to not-for-profit entities

VER 07/15
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## Budget Summary by Participant

**Suffolk County - Version 1**

<table>
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<tr>
<th>#</th>
<th>Equipment</th>
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### Total Project Costs

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**Suffolk County Police Department**

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I. PAYMENT PROVISIONS

1. In full consideration of contract services to be performed, DHSES agrees to pay and the Contractor agrees to accept a sum not to exceed the amount noted on the Face Page hereof. All payments shall be in accordance with the budget contained in the applicable Attachment B form (Budget), which is attached hereto.

A. Payment and Recoupment Language

1. Contractor shall provide complete and accurate vouchers to DHSES in order to receive payment. Vouchers submitted to DHSES must contain all information and supporting documentation required by the Agreement, DHSES and the State Comptroller. Payment for vouchers submitted by the Contractor shall only be rendered electronically, unless a paper check is expressly authorized by the Director of DHSES, at the Director’s sole discretion, due to extenuating circumstances. Such electronic payment shall be made in accordance with the ordinary State procedures and practices. The Contractor shall comply with the State Comptroller’s procedures to authorize electronic payments. Authorization forms are available at the State Comptroller’s website at www.osc.state.ny.us/epay/index.htm, by email at epunit@osc.state.ny.us, or by telephone at (518) 474-4032. Contractor acknowledges that it will not receive payment on any vouchers submitted under this Agreement if it does not comply with the State Comptroller’s electronic payment procedures, except where the Director has expressly authorized payment by paper check as set forth above.

2. The Contractor agrees that this is a reimbursement-based contract; an advance may be provided as specified in Appendix D. All requests for reimbursement must reflect actual costs that have been disbursed by the Contractor. Items or services not received are not eligible for reimbursement.

Reimbursement requests need to include the following documents:
- Signed Voucher and Fiscal Cost Report
- Detailed Itemization Forms or other forms deemed acceptable by DHSES of any budgeted category for which reimbursement is requested
- Written documentation of all required DHSES approvals, as appropriate

3. Vouchers shall be submitted in a format acceptable to DHSES and the Office of the State Comptroller. Vouchers submitted for payment shall be deemed to be a certification that the payments requested are for project expenditures made in accordance with the items as contained in the Project Budget (Appendix B) and during the contract period. Such voucher shall also be deemed to certify that: a) the payments requested do not duplicate reimbursement from other sources of funding; and b) the funds provided herein do not replace funds that, in the absence of this grant, would have been made available by the Contractor for this program.

B. Interim and/or Final Claims for Reimbursement

1. Contractors must submit all required fiscal reports, supporting documentation and program progress reports. Failure to meet these requirements will result in the rejection of associated vouchers. Final vouchers, reimbursement requests and reports must be submitted within 30 days of the end of the grant contract period. Failure to voucher within this period may result in the loss of grant funds. The Contractor must also refund all unexpended advances and interest earned over $500 on the advanced funds pursuant to 2 CFR Part 200, §200.305(b)(9). Property Records or Equipment Inventory Reports as defined in Appendix A-1, Section V, Paragraph R, must be available at the conclusion of the contract period and submitted to DHSES upon request.

2. If at the end of this contract there remain any monies (advanced or interest earned over $500 on the advanced funds) associated with this contract in the possession of the Contractor, the Contractor shall submit a check or money order for that amount payable to the order of the New York State Division of Homeland Security
and Emergency Services. Remit the check along with the final fiscal cost report within 30 days of termination of this grant contract to:

NYS Division of Homeland Security and Emergency Services
Federal Fiscal Unit
State Campus - Building 7A
1220 Washington Avenue
Albany, NY 12242

3. For purposes of prompt payment provisions, the Designated Payment Office for the processing of all vouchers is the Contract Unit of DHSES. Payment of grant vouchers shall be made in accordance with the provisions of Article XI-A of the State Finance Law. Payment shall be preceded by an inspection period of 15 business days which shall be excluded from calculations of the payment due date for purposes of determining eligibility for interest payments. The Contractor must notify the Federal Fiscal Unit in writing of a change of address in order to benefit from the prompt payment provision of the State Finance Law. When progress reports are overdue, vouchers will not be eligible for prompt payment.

4. Timely and properly completed New York State vouchers, with supporting documentation when required, shall be submitted to:

NYS Division of Homeland Security and Emergency Services
Attention: Contracts Unit
State Office Building Campus – Bldg. 7A
1220 Washington Avenue, Suite 610
Albany, NY 12242

II. REPORTING PROVISIONS

A. Required Reports:

Narrative/Qualitative Report (Progress Report)

The Contractor will submit, on a quarterly basis, not later than 30 days from the end of the quarter, the report described in Section III(G)(2)(a)(i) of Appendix A-1 of the Contract.

Expenditure Report (Fiscal Cost Report)

The Contractor will submit, on a quarterly basis, not later than 30 days after the end date for which reimbursement is being claimed, the report described in Section III, Paragraph G(2)(a)(iii) of the Appendix A-1 of the Contract.

Final Report

The Contractor will submit the final report as described in Section III, Paragraph G(2)(a)(iv) of Appendix A-1 of the Contract, no later than 30 days after the end of the contract period.

1. Fiscal cost reports must be submitted showing grant expenditures. They must also show the amount of interest earned to date on any advanced funds.

All submitted vouchers will reflect the Contractor's actual expenditures and will be accompanied by supporting detailed itemization forms or a form deemed acceptable to DHSES for personal service, fringe benefit and non-personal service expenditures or other documentation as required, and by a fiscal cost report for the reporting period. In the event that any expenditure for which the Contractor has been reimbursed by grant funds is subsequently disallowed, DHSES, in its sole discretion, may reduce the voucher payment by the amount disallowed. If necessary, the Contractor may be required to submit a final budget reallocation.

DHSES reserves the right not to release subsequent grant awards pending Contractor compliance with this Agreement.
2. The Contractor will submit program progress reports and one final report to DHSES on a prescribed form provided by DHSES as well as any additional information or amended data as required.

Progress reports will be due within 30 days of the last day of each calendar quarter or on an alternate schedule as prescribed in Appendix D. Progress reports will be due within 30 days of the last day of the calendar quarter from the start date of the program and the final report will be due upon completion of the project or termination of this Agreement. Calendar quarters, for the purposes of making program progress reports, shall be as follows:

Calendar Quarter: January 1 - March 31 -- Report Due: April 30  
Calendar Quarter: April 1 - June 30 -- Report Due: July 30  
Calendar Quarter: July 1 - September 30 -- Report Due: October 30  
Calendar Quarter: October 1 - December 31 -- Report Due: January 30

The final report, or where applicable interim progress reports, will summarize the project's achievements as well as describe activities for that quarter.

Rev. 07/2015

Certified by - on

[Signature]
Work Plan

Goal
Make necessary improvements and provide for sustainment of Land Mobile Radio Systems (LMR), implementation and maintenance of components supporting interoperability, continuous training and exercise, sustainment and further development of the governance structure. Enhance emergency response and improve capability and performance results from the U.S. Department of Homeland Security’s (DHS) National Emergency Communication Plan (NECP), improvements in governance structures, operating procedures, infrastructure development and addressing SAFECOM guidance from the U.S. Department of Homeland Security Office of Emergency Communications (OEC).

Objective #1
Investment Justification - Not Applicable
Target Capability
Primary - Not Applicable
To ensure progress towards the goals and milestones described in the Statewide Communications Interoperability Plan (NYS SCIP) and toward communication priorities identified by the Federal government (SAFECOM). Provide stability, sustainment and further development of LMR systems and regional solutions developed to date. Provide for the: development and coordination of National Interoperability Channels, State, Regional, Tribal and Local mutual aid channels; development of interoperable communications infrastructure; improvements of Public Safety Answering Points (PSAPs) toward Next Generation 911 (NG-911) development in accordance with New York State plan and vision; development of governance and SOPs; Development of inventory of statewide communications resources (i.e. continuous participation in CASM-Communications Assets Survey and Mapping tool) and Tactical Interoperable Communication Plan (TICP) development, update and utilization.

Task #1 for Objective #1
Purchase allowable interoperable communication equipment and services. Train appropriate personnel in the proper use of equipment and place equipment into service. Establish or improve governance and standard operating procedures related to such equipment. Report on progress of implementation of project and the development and implementation of formalized standard operating procedures and governance structure.

# Performance Measure
Identify equipment or services ordered and received. Provide a brief narrative on the training of personnel and the deployment of equipment. Provide a brief narrative, including examples, of formalized governance and/or standard operating procedures. Describe how the project enhanced interoperable communication capabilities in the jurisdiction. Describe how the project increased multi-agency regional partnerships, including partnerships with consortiums. Equipment and services accountability records are properly maintained. Provide explanation if equipment is received but not deployed; include deployment plans as appropriate.

Objective #2
G & T Workplan Code - Not Applicable
Investment Justification - Not Applicable
Target Capability
Primary - Not Applicable
To implement the provisions of New York State Executive Law Article 15-A and 5 NYCRR Parts 142-144 (MWBE Regulations) by providing meaningful participation by NYS Certified MWBEs, as defined as subcontractors or suppliers.

Task #1 for Objective #2
Provide equal employment opportunities for minority group members and women (EEO).

# Performance Measure

Task #2 for Objective #2
Provide contracting opportunities for NYS certified minorities and women-owned business enterprises (MWBEs). Submit Local Assistance MWBE Subcontractor/Supplier Utilization Form to DHSES.

# Performance Measure
Local Assistance MWBE Subcontractor/Supplier Utilization Form submitted. Expend 15% of the identified contracted NPS discretionary amount as identified on the most recent approved MWBE Utilization Form with NYS Certified MBEs, as subcontractors/suppliers.

Local Assistance MWBE Subcontractor/Supplier Utilization Form submitted. Expend 15% of the identified contracted NPS discretionary amount as identified on the most recent approved MWBE Utilization Form with NYS Certified WBEs, as subcontractors/suppliers.

Task #3 for Objective #2
Utilize good faith efforts, pursuant to 5 NYCRR §142.8 of the New York State Executive Law Article 15-A, to meet the maximum feasible portion of the organization’s established MWBE goals.

# Performance Measure
1. Document, retain, and provide upon request, the good faith efforts identified on the utilization plan to meet the established MWBE goals.
Suffolk County Indemnification Clause: NOTWITHSTANDING STATE OF NEW YORK AGREEMENT, Appendix A-1, Section I, paragraph O; Section IV, paragraph A, parts 1 and 2, and paragraph B, parts 1-6: The State and Contractor agree that Contractor is an independent contractor, and not an employee of the State. If the Contractor enters into subcontracts for the performance of work pursuant to this Agreement, the Contractor shall be solely responsible to the State for performance, whether the work is performed by the Contractor or its subcontractors. Nothing in the subcontract shall impair the rights of the State under this Agreement. No contractual relationship shall be deemed to exist between any subcontractor and the State. Nothing in this Agreement shall impair any right of contribution or indemnification that the Contractor may have against any subcontractor or other third party. To the extent permitted by law, the Contractor shall defend, indemnify and hold harmless the State and federal funding agency, and their respective officers, agents and employees from and against all claims, costs (including reasonable attorney's fees), judgments, liens, encumbrances, losses and liabilities arising out of the intentional acts (within the scope of the employee's duties) or negligent acts or omissions of the Contractor relating to or in any way arising out of the provision of services pursuant to this Agreement.

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Special Conditions

The subrecipient shall use the funds provided pursuant to this Agreement to carry out the Work Plan described in this Appendix D. Any services in this contract awarded by the Division of Homeland Security and Emergency Services (DHSES) Office of Interoperable and Emergency Communications (OIEC) to subrecipient based on subrecipient's submission of an Application Proposal in response to a Request for Applications (RFA) shall be subject to the terms and conditions in both the subrecipient's Application Proposal and the RFA, incorporated herein by reference, which shall apply as if fully stated herein. This Program Work Plan shall not be modified without approval from the DHSES. If modification to this Program Work Plan is necessary, the subrecipient must submit a written request to DHSES OIEC and await DHSES OIEC approval before implementing such changes. If changes in the Work Plan are made without DHSES OIEC's prior approval, DHSES OIEC reserves the right, in its sole discretion, to disallow reimbursement for the modifications, reduce the amount payable to the subrecipient, terminate this Agreement, or take any other action deemed necessary.

A. Permissible Use of Funding
   1. Statewide Interoperable Communications Grant (SICG) funds must be used in accordance with the guidelines set forth in the Request for Applications, which can be located at http://www.dhses.ny.gov/oiec/grants/.
   2. Any unused funds will be reprogrammed pursuant to a plan approved by the Division of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications.
   3. The project must commence 180 days after successful approval of the contract by the New York State Office of the Comptroller.

B. Record Requirements
   1. Subrecipients shall keep an agenda and meeting minutes on file for all meetings conducted regarding SICG funded activities.
   2. Any documents produced as a result of these meetings such as plans, schedules, or procedures, will also be kept on file and be made available to DHSES, upon request.

C. Equipment Purchases
   1. Equipment purchased with grant funds must fall within the allowable equipment categories for SICG as listed in the Request for Applications, which can be located at http://www.dhses.ny.gov/oiec/grants/.
   2. Subrecipients are responsible to request a determination of eligibility from the Office of Interoperable and Emergency Communications for any item in question. Unless otherwise stated in the program guidance, equipment must meet all mandatory regulatory and/or DHS-adopted standards to be eligible for purchase using SICG funds.
   3. The New York State Communication Interoperability Plan (SCIP), as well as DHSES/OIEC Grant Guidance for grant funding, requires that all interoperable communications equipment employ the use of APCO P-25 compliant equipment; a recommended technology to achieve emergency interoperable communications.
   4. Acceptance of State support for interoperable and emergency communications projects, including funding through the Interoperable Emergency Communication Grant Program, requires that subrecipients must use open-standard/vendor-neutral technologies to allow for other public safety/public service agencies (including State agencies and authorities) and jurisdictions in your region to operate on your radio system(s) when required, regardless of the total percentage of system funding from the State. This access for other agencies must be permitted to support operational and interoperable goals, and without restriction as to specific manufacturers' subscriber equipment. All reasonably compatible subscriber equipment must be permitted to be operated on your system by outside agencies, thus allowing coordinated efforts between local and state public safety/public service agencies and maximizing resources and capabilities.
D. Training & Exercise Related Activities
1. Any training courses to be supported by this award must be on equipment contained in the approved application. Subrecipients are responsible to request a determination of eligibility from the Office of Interoperable and Emergency Communications for any training in question.
2. Subrecipients are required to be NIMS compliant. DHSES/OIEC requires that subrecipients contact their county point of contact to determine how the particular county requires reporting. Subrecipients are expected to provide DHSES upon request any data required for annual NIMS certification purposes.

E. Planning, Administration and Deployment Costs
1. Services relating to developing, designing and implementing interoperability plans and network system development must be consistent with awarded applications.
2. Permissible costs are limited to costs associated with the development and deployment of public safety communications systems, networks, technology or facilities whose purpose is to provide the sharing of voice, data and video transmissions; dispatch and incident management involving two or more organization or jurisdiction and in accordance with approved interoperability plans operating standards.

F. Law Enforcement Requirements
1. Subrecipients agree that such funding shall leverage a regional approach to support multi-jurisdictional (two or more counties) and multi-discipline (e.g., law enforcement, fire service, emergency medical, emergency management, public health, public works and communication centers) public safety communications.
2. Particular attention must be paid to equipment and technology acquisitions, and, where similar technology already exists in the State’s law enforcement communities, subrecipients will ensure that interoperability between and among existing law enforcement systems is accomplished.
3. Acceptance of the SICG funding indicates your acknowledgement that State agencies/authorities and other jurisdictions are permitted on your radio system for the coordination and provision of State assistance. Failure to comply with this requirement may result in a disallowance of costs and jeopardize future funding opportunities.

G. Consortium Requirements
1. Subrecipients must be an active member of, or demonstrated a commitment to, a regional consortium. Such a consortium shall consist of two or more counties involved to promote multi-jurisdictional (two or more) and multi-discipline (two or more) (e.g., law enforcement, fire service, emergency medical, emergency management, public health, public works and communication centers) public safety communications and interoperability; and must support the agencies of the State of New York.
2. If not currently a member of a consortium, the commitment to participate in a consortium must be in effect and certified within 120 days of notice of potential award. Certification requirements can be found in the Request for Applications, which can be located at http://www.dhsss.ny.gov/oiec/grants/.
3. Subrecipients are responsible to ensure that funds used under this grant acknowledge accessibility for other jurisdictions and levels of government, including state agencies, to share communications systems to achieve further statewide cross-jurisdictional and intergovernmental interoperability goals and objectives.
4. Subrecipients must maintain membership in the consortium indicated in their application throughout the grant period.

H. SEQRA and EHP Requirements
1. Subrecipients shall ensure compliance with the State Environmental Quality Review Act of 1975, as amended, and all other local environmental and historic preservation requirements, in the planning and execution of all projects under this grant. Please contact the New York State Division of Environmental Conservation, or visit http://www.dec.ny.gov/permits/357.html, for additional information.
2. If federal dollars will be used to fund any part of the projects under this Contract, subrecipients are further required to comply with all applicable federal environmental and historic preservation (EHP) requirements and shall provide any information requested by FEMA to ensure compliance with applicable laws including: National Environmental Policy Act, National Historic Preservation Act, Endangered Species Act, and Executive Orders on Floodplains (11988), Wetlands (11990) and Environmental Justice (12898).
3. Failure of subrecipients to meet federal, State, and local EHP requirements and obtain applicable permits may jeopardize funding. Subrecipients shall not undertake any project having the potential to impact EHP resources without the prior approval of FEMA, including but not limited to communications towers, physical security enhancements, new construction, and modifications to buildings that are 50 years old or greater. Subrecipients must comply with all conditions placed on the project as the result of the EHP review.
4. Any change to the approved project scope of work will require re-evaluation for compliance with these EHP
requirements.
5. If ground disturbing activities occur during project implementation, subrecipients must ensure monitoring of
ground disturbance and if any potential archeological resources are discovered, such subrecipient will
immediately cease construction in that area and notify FEMA and the New York State Office of Parks,
Recreation and Historic Preservation (OPRHP).

I. Equipment Maintenance Requirements
1. Subrecipients must track grant funds used for maintenance contracts, warranties, repair or replacement costs
and upgrades, and report such expenditures in fiscal and program reports.

J. New York State Emergency Management Certification and Training Program
1. Participation in, and successful completion of, the New York State Emergency Management Certification and
Training Program (EMC Training Program) is a mandatory requirement under this Contract and a condition of
funding. The EMC Training Program will be made available to, and required for, DHSES-specified county and
city government officials in order to ensure a consistent emergency management preparedness and response
strategy across the State. Attendee substitutions, except as expressly approved by DHSES, shall not be
permitted or deemed to be in compliance with this requirement.
2. To fulfill the EMC Training Program requirement of the Contract and in order to be eligible for funding under
this Contract, subrecipients must arrange for DHSES-specified subrecipient employees to receive and
acknowledge receipt of EMC Training no later than 180 days after execution of this Contract. Copies of the
training certificates for each required participant must be submitted to DHSES upon execution of the Contract,
or, in the event that training is scheduled, but not yet complete, the subrecipient will be required to submit a
signed statement indicating the scheduled future dates of attendance, and no later than thirty (30) days after the
training is complete, forward such training certificates to DHSES. Continued compliance with the EMC Training
Program also requires an annual refresher training of one day per 365 day-cycle from the date of initial training
for previously trained individuals if such person remains employed by the subrecipient and fulfilling the same
functions as he or she fulfilled during the initial training. Should a new employee be designated to serve in the
DHSES-specified positions, then he or she must come into compliance with the EMC Training Program
requirements not later than 180 days after taking office.
3. Subrecipients must commit to active participation in a DHSES Annual Capabilities Assessment as a condition
of funding. Active participation includes making reasonable staff, records, information, and time resources
available to DHSES to perform the Annual Capabilities Assessment and meet the objectives and goals of the
program. Subrecipients must be aware that the process of conducting a DHSES Annual Risk Assessment is an
ongoing process and requires a continued commitment on the part of the subrecipient to ensure that it is
effective.
4. All subrecipients funded through this program agree to provide DHSES, upon request at any time during the
life of the grant contract, such cooperation and information deemed necessary by DHSES to ascertain: (1) the
nature and extent of any threats or hazards that may pose a risk to the subrecipient; and (2) the status of any
respective subrecipient plans, capabilities, or other resources for preventing, protecting against, mitigating,
responding to, and recovering from such threats or hazards.
5. Additionally, pursuant to Article 26 of the NYS Executive law, DHSES is authorized to undertake periodic
drills and simulations designed to assess and prepare responses to terrorist acts or threats and other natural
and man-made disasters. Funded subrecipients agree to attend and participate in any DHSES-sponsored
conferences, training, workshops or meetings (excluding those identified by DHSES as voluntary) that may be
conducted, by and at the request of DHSES, during the life of the grant contract.
6. Failure to comply with any of the requirements, as listed above, may result in sanctions up to and including
the immediate suspension and/or revocation of the grant award.

K. Construction and Infrastructure
1. In those instances where a tower will be constructed using SICG funds, access and use of such tower by
State Agencies shall be at no-cost to the State. However all costs associated with the installation of operation of
the State's user equipment shall be the sole responsibility of the State. Costs may include, but not be limited to:
environmental assessments; structural assessments and tower reinforcement, if needed; costs associated with
the licensing installation and operation of the State's user equipment, including electrical power and
telecommunications lines.
2. When possible, the subrecipient shall provide emergency stand by power to support the State's user
equipment. If the existing facility is not capable of supporting the State's needs, the subrecipient agrees to

http://grants.ny.gov/NYOUS/CMS/Project/ReportContractAward.jsp
5/16/2017
provide sufficient space for the installation and operation of a State-owned generator.

L. Communications Assets Survey and Mapping (CASM) tool maintenance and updates.
1. Subrecipient must input information into CASM, actively maintain and update the data to ensure information remains up to date within the CASM tool.
RESOLUTION NO. -2017, ACCEPTING AND APPROPRIATING A GRANT AWARD OF FEDERAL FUNDING IN THE AMOUNT OF $325,000 FROM US DEPARTMENT OF HEALTH AND HUMAN SERVICES/ SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION ("SAMHSA") TO THE SUFFOLK COUNTY DEPARTMENT OF PROBATION WITH 100% SUPPORT

WHEREAS, the US Department of Health and Human Services Substance Abuse and Mental Health Services Administration ("SAMHSA") awarded Suffolk County Federal funds under the SAMHSA Drug Courts to the Criminal Justice Coordinating Council for Suffolk County Drug Court Expansion Project; and

WHEREAS, New York State 10th Judicial District Drug Court and EAC Suffolk Treatment Alternatives for Safer Communities ("Suffolk TASC") cooperatively submitted the grant application through the Criminal Justice Coordinating Council; and

WHEREAS, $325,000 has not been included in the 2017 Operating Budget Expenditures to further this initiative; and

WHEREAS, the Suffolk County Integrated Financial Management System will be setup with expense units 003-PRO-3175, title to be SAMHSA DRUG COURT EXPANSION FY 17 for the segregation of all expenditures to be reimbursed under this grant; and

WHEREAS, the grant budget period for the award is September 30, 2017 through September 29, 2018; and

WHEREAS, the grant project period for the award is September 30, 2017 through September 29, 2020; now, therefore be it

1st RESOLVED, that the County Comptroller be and is hereby authorized to accept and appropriate said grand funds as follows:

<table>
<thead>
<tr>
<th>REVENUES:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fund</td>
<td>Department</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
</tr>
</tbody>
</table>

Suffolk County Probation Department
SAMHSA Drug Court Expansion
001-PRO-3175
and be it further

2nd RESOLVED, that the County Executive is authorized to executed the US Department of Health and Human Services SAMHSA award contract, Grant Number 1H79TI080176-01, as necessary, to secure said funds; and further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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; and be it further

DATED:

APPROVED BY:

County Executive of Suffolk County
Date:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law_ Charter Law_

2. Title of Proposed Legislation
   Accepting and appropriating a grant award of Federal funding in the amount of $325,000 from US Department of Health and Human Services/Substance Abuse and Mental Health Services Administration ("SAMHSA") to the Department of Probation with 100% support.

3. Purpose of Legislation
   To accept and appropriate $325,000 of said grant funding to expand the operation of the Suffolk County Drug Court. These expenses include a research consultant and a contracted agency to provide assessment, case management, training and linkage to substance abuse and mental health treatment as identified in the grant application approved by Substance Abuse Mental Health Services Administration. The

4. Will the Proposed Legislation Have a Fiscal Impact? Yes X No

5. If the answer to item 5 is "yes", on what will it impact? (Circle appropriate category)
   County X Town Economic Impact
   Village School District Other (Specify):
   Library District Fire District

6. If the answer to item 5 is "yes", provide Detailed Explanation of Impact
   Acceptance of these grant funds has a positive impact on the Revenues budgeted in 2017. At the time of budget preparation it was unknown total funding for the new grant contract period.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision
   None to the County.

8. Proposed Source of Funding
   003-4315 SAMSHA Drug Court Expansion

9. Timing of Impact Immediate

10. Typed Name & Title of Preparer
    Robert Marmo, Ph.D. Chief Planner

11. Signature of Preparer
    [Signature]

12. Date
    6/8/17

SCIN FORM 175b (10/95) Page 1 of 2 pages
Budget Office 7/10/17
## General Fund

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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</table>

## Police District and District Court

<table>
<thead>
<tr>
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<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
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<tbody>
<tr>
<td>Total</td>
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## Combined

<table>
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<th>2017 Property Tax Levy</th>
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<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**Notes:**

1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2015.


3) Source for equalization rates: 2015 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
TO: Katie Horst, Director of Intergovernmental Relations  
Suffolk County Executive’s Office
FROM: Robert C. Marmo, Chief Planner  
Suffolk County Department of Probation
DATE: June 7, 2017
SUBJECT: Resolution Packet for SAMHSA Drug Court Expansion Grant

Attached for your review and consideration is an Introductory Resolution to accept and appropriate grant funding from US Department of Health and Human Services/Substance Abuse and Mental Health Services Administration ("SAMHSA") for the Suffolk County Drug Court Expansion Grant in the amount of 325,000 which not been included in the 2017 Operating Budget Expenditures to further this initiative.

If you have any questions please feel free to contact me at 2-5105.

Cc: Dennis Cohen, Chief Deputy County Executive
Notice of Award

SAMHSA Treatment Drug Courts
Department of Health and Human Services
Substance Abuse and Mental Health Services Administration

Center for Substance Abuse Treatment

Grant Number: 1H79TI080176-01
FAIN: TI080176
Program Director: Edward Giallella

Project Title: Suffolk County Drug Court Expansion and Enhancement Project

<table>
<thead>
<tr>
<th>Grantee Address</th>
<th>Business Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>SUFFOLK COUNTY PROBATION DEPARTMENT</td>
<td>Suffolk County</td>
</tr>
<tr>
<td>Suffolk Co Criminal Justice Coordinating Council</td>
<td>Sr. Federal and State Aid Claims Examiner</td>
</tr>
<tr>
<td>Probation Building 110 East Avenue</td>
<td>Riverhead County Center, Room N212</td>
</tr>
<tr>
<td>Yaphank, NY 11980205</td>
<td>300 Center Drive</td>
</tr>
<tr>
<td></td>
<td>Riverhead, NY 11901</td>
</tr>
</tbody>
</table>

Budget Period: 09/30/2017 – 09/29/2018
Project Period: 09/30/2017 – 09/29/2020

Dear Grantee:

The Substance Abuse and Mental Health Services Administration hereby awards a grant in the amount of $325,000 (see “Award Calculation” in Section I and “Terms and Conditions” in Section III) to SUFFOLK COUNTY PROBATION DEPARTMENT in support of the above referenced project. This award is pursuant to the authority of Section 509 of the Public Health Service Act, as amended and is subject to the requirements of this statute and regulation and of other referenced, incorporated or attached terms and conditions.

Award recipients may access the SAMHSA website at www.samhsa.gov (click on “Grants” then SAMHSA Grants Management), which provides information relating to the Division of Payment Management System, HHS Division of Cost Allocation and Postaward Administration Requirements. Please use your grant number for reference.

Acceptance of this award including the “Terms and Conditions” is acknowledged by the grantee when funds are drawn down or otherwise obtained from the grant payment system.

If you have any questions about this award, please contact your Grants Management Specialist and your Government Project Officer listed in your terms and conditions.

Sincerely yours,
Eileen Bermudez
Grants Management Officer
Division of Grants Management

See additional information below
SECTION I – AWARD DATA – 1H79T1080176-01

Award Calculation (U.S. Dollars)
Consortium/Contractual Cost $322,500
Travel Costs $2,500

Direct Cost $325,000
Approved Budget $325,000
Federal Share $325,000
Cumulative Prior Awards for this Budget Period $0

AMOUNT OF THIS ACTION (FEDERAL SHARE) $325,000

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<td>2</td>
<td>$325,000</td>
</tr>
<tr>
<td>3</td>
<td>$325,000</td>
</tr>
</tbody>
</table>

*Recommended future year total cost support, subject to the availability of funds and satisfactory progress of the project.

Fiscal Information:
CFDA Number: 93.243
EIN: 1116000464B9
Document Number: 17T180176A
Fiscal Year: 2017

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<tbody>
<tr>
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</table>

<table>
<thead>
<tr>
<th>IC</th>
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<th>2017</th>
<th>2018</th>
<th>2019</th>
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<tr>
<td>TI</td>
<td>C96N298</td>
<td>$325,000</td>
<td>$325,000</td>
<td>$325,000</td>
</tr>
</tbody>
</table>

TI Administrative Data:
PCC: DCT-AD / OC: 4145

SECTION II – PAYMENT/HOTLINE INFORMATION – 1H79T1080176-01

Payments under this award will be made available through the HHS Payment Management System (PMS). PMS is a centralized grants payment and cash management system, operated by the HHS Program Support Center (PSC), Division of Payment Management (DPM). Inquiries regarding payment should be directed to: The Division of Payment Management System, PO Box 6021, Rockville, MD 20852, Help Desk Support – Telephone Number: 1-877-614-5533.

The HHS Inspector General maintains a toll-free hotline for receiving information concerning fraud, waste, or abuse under grants and cooperative agreements. The telephone number is: 1-800-HHS-TIPS (1-800-447-8477). The mailing address is: Office of inspector General, Department of Health and Human Services, Attn: HOTLINE, 330 Independence Ave., SW, Washington, DC 20201.

SECTION III – TERMS AND CONDITIONS – 1H79T1080176-01

Page-2
This award is based on the application submitted to, and as approved by, SAMHSA on the above-title project and is subject to the terms and conditions incorporated either directly or by reference in the following:

a. The grant program legislation and program regulation cited in this Notice of Award.
b. The restrictions on the expenditure of federal funds in appropriations acts to the extent those restrictions are pertinent to the award.
c. 45 CFR Part 75 as applicable.
d. The HHS Grants Policy Statement.
e. This award notice, INCLUDING THE TERMS AND CONDITIONS CITED BELOW.

Treatment of Program Income:
Additional Costs

In accordance with the regulatory requirements provided at 45 CFR 75.113 and Appendix XII to 45 CFR Part 75, recipients that have currently active Federal grants, cooperative agreements, and procurement contracts with cumulative total value greater than $10,000,000 must report and maintain information in the System for Award Management (SAM) about civil, criminal, and administrative proceedings in connection with the award or performance of a Federal award that reached final disposition within the most recent five-year period. The recipient must also make semiannual disclosures regarding such proceedings. Proceedings information will be made publicly available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIIS)). Full reporting requirements and procedures are found in Appendix XII to 45 CFR Part 75.

SECTION IV – TI Special Terms and Conditions – 1H79TI080176-01

REMARKS:

1. This Notice of Award (NoA) is issued to inform your organization that the application submitted through the Grants to Expand Substance Abuse and Treatment Capacity in Adult Treatment Drug Courts and Adult Tribal Healing to Wellness Courts (DCT-AD)/TI17-001 has been selected for funding.

1a) This award reflects approval of the budget submitted 12/12/16 as part of the application by your Organization.

2. Register Program Director/Project Director (PD) in eRA Commons:
If you have not already done so, you must register the PD listed on the HHS Checklist in eRA Commons to assign a Commons ID. Once the PD has received their Commons ID, please send this information to your Grants Management Specialist. You can find additional information about the eRA Commons registration process at https://era.nih.gov/reg_accounts/register_commons.cfm.

SPECIAL TERMS OF AWARD:

Disparity Impact Statement (DIS)

By November 30, 2017 you must:

Submit an electronic copy of a disparity impact statement to the Government Project Officer (GPO) and Grants Management Specialist (GMS) as identified under Contacts on this notice of award.
The disparity impact statement should be consistent with information in your application regarding access, service use and outcomes for the program and include three components as described below. Questions about the disparity impact statement should be directed to your GPO. Examples of disparity impact statements can be found on the SAMHSA website at http://www.samhsa.gov/grants/grants-management/disparity-impactstatement.

*Service use is inclusive of treatment services, prevention services as well as outreach, engagement, training, and/or technical assistance activities.

The disparity impact statement, in response to the Special Term of Award, consists of three components:

1. Proposed number of individuals to be served and/or reached by subpopulations in the grant implementation area should be provided in a table that covers the entire grant period. The disparate population(s) should be identified in a narrative that includes a description of the population and rationale for how the determination was made.

2. A quality improvement plan for how you will use your program (GPRA) data on access, use and outcomes to monitor and manage program outcomes by race, ethnicity and LGBT status, when possible. The quality improvement plan should include strategies for how processes and/or programmatic adjustments will support efforts to reduce disparities for the identified sub-populations.

3. The quality improvement plan should include methods for the development and implementation of policies and procedures to ensure adherence to the Enhanced Culturally and Linguistically Appropriate Services (CLAS) Standards and the provision of effective care and services that are responsive to:
   a. Diverse cultural health beliefs and practices;
   b. Preferred languages; and
   c. Health literacy and other communication needs of all sub-populations within the proposed geographic region.

SPECIAL CONDITIONS OF AWARD:

None

STANDARD TERMS OF AWARD (Grant):

Refer to the following SAMHSA website for Standard Terms for All Awards for FY 2017: Standard Terms and Conditions Webpage (https://www.samhsa.gov/grants/grants-management/notice-award-noa/standard-terms-conditions). Please be sure to also reference the following Standard Terms:

* Standard Terms and Conditions (PDF | 264 KB), applicable to all awards
* New Grant (PDF | 156 KB), applicable to all awards

Key Staff

Key staff are listed below:

Edward Giaiella, Project Director @ 50% level of effort (in-kind)

Any changes in key staff including level of effort involving separation from the project for more than three months or a 25 percent reduction in time dedicated to the project, requires prior
REPORTING REQUIREMENTS:

Programmatic Progress Reports

Submission of a semi-annual Programmatic Progress Report is due no later than the dates as follows:

1st Report - April 30, 2018
2nd Report - October 31, 2018

Please submit your Programmatic Progress Report to DGMProgressReports@samhsa.gov and copy your Program Official. (DO NOT SUBMIT HARD COPIES)

Annual Federal Financial Report (FFR)
The Federal Financial Report (FFR) (SF-425) is required on an annual basis and must be submitted no later than 90 days after the end of the budget period. The annual FFR should reflect only cumulative actual federal funds authorized and disbursed, any non-federal matching funds (if identified in the FOA), unliquidated obligations incurred, the unobligated balance of the federal funds for the award, as well as program income generated during the timeframe covered by the report. The SF-425 is available at (http://apply07.grants.gov/apply/forms/sample/SF425-V1.0.pdf). Additional guidance to complete the FFR can be found: http://www.samhsa.gov/grants/grants-management/reporting-requirements.

Annual FFRs must be submitted to the applicable email:
CSAT Grants (e.g., Tl-12345-01): CSATFFR@samhsa.gov

Failure to comply with the above stated terms and conditions may result in suspension, classification as Restriction status, termination of this award or denial of funding in the future.

All responses to special terms and conditions of award and post award requests may be electronically mailed to the Grants Management Specialist and to the Program Official as identified on your Notice of Award.

It is essential that the Grant Number be included in the SUBJECT line of the email.

CONTACTS:

Jon Berg, Program Official
Phone: (240) 276-1609  Email: Jon.Berg@samhsa.hhs.gov

Doug Lees, Grants Specialist
Phone: (240) 276-1653  Email: Doug.Lees@samhsa.hhs.gov
RESOLUTION NO.
SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF BROOKHAVEN)
(SCTM NO. 0200-750.00-05.00-038.000)

WHEREAS, the COUNTY OF SUFFOLK is the fee owner of the following described parcel
that is surplus to the needs of the County of Suffolk; and

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon
erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New
York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District
0200 Section 750.00 Block 05.00 Lot 038.000 and acquired by Tax Deed on October 11, 2011 from
Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October
19, 2011 in Liber 12674 at Page 323 and described as follows, known and designated as Lots 31
and 32 in Block 14 on a certain map entitled “Map of Lakeview Park, Plate A”, and filed in the Office
of the Clerk of the County of Suffolk on March 29, 1911 as Map No. 653; and

WHEREAS, Section 72-h of the General Municipal Law permits a sale of real property
between municipal corporations, or between a municipal corporation of the State of New York or the
United States of America; and

WHEREAS, the Town of Brookhaven has requested that the County of Suffolk convey to the
town the parcel being in size approximately 40’ x 100’ with a preliminary value range of $2,000.00 to
$10,000.00 as described in Exhibit “A” annexed hereto; and

WHEREAS, as provided in Resolution No. 840-2004 and Resolution No. 412-2005, this
Legislature has determined that retention of development rights for transfer and use to promote the
development of workforce housing is a vital need of Suffolk County residents and an important
public purpose of County government; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has
approved the proposed transfer and use of said parcel; now, therefore be it

1st RESOLVED, that the Director of Real Estate, and/or his designee, hereby is authorized to
execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above
described property and on the terms and conditions as hereinafter described to said Town of
Brookhaven for the sum of $1,212.49; which is the amount of the County’s investment plus the
prorata share of taxes, and be it further

2nd RESOLVED, that the County of Suffolk hereby transfer the above described property
subject to it being sterilized for Open Space Purposes to protect the aquifer and water supply, which
property shall be kept in its natural state in perpetuity, except for property maintenance activities as
may be appropriate, to effectuate the declaration of covenants and restrictions, entered into by the
Town of Brookhaven, without impairing the essential nature and open character of the premises and
subject to use for open space and recreational purposes; and be it further
3rd RESOLVED, that pursuant to Section C12-2(A)(2)(c), this property is to be permanently sterilized by a deed restriction and must remain as open space and Workforce Housing Development Rights shall be severed herewith (0.10) one tenth Workforce Housing Development Rights and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program Registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Economic Development and Planning, consistent with Resolution No. 412-2005, as amended and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

4th RESOLVED, that said quietclaim deed tendered by the Director of Real Estate, and/or his designee, pursuant to this resolution, shall contain appropriate language that shall permanently sterilize the above-described parcel and sever the development rights for workforce housing purposes in accordance with the County's Workforce Housing Program; and be it further

5th RESOLVED, that the Town of Brookhaven will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for Open Space purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Brookhaven, at any time, uses or attempts to use said subject parcel for other than Open Space purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for Open Space purposes; and be it further

6th RESOLVED, that said quietclaim deed issued by the Director of Real Estate, and/or his designee, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above-described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

7th RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereunder. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Sections 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1)

DATED: __________________________

APPROVED BY:

County Executive of Suffolk County
Date of Approval:
RESOLUTION NO. 2016-0215
MEETING: MARCH 10, 2016

AUTHORIZATION TO ACQUIRE A
VACANT PARCEL OF SUFFOLK
COUNTY OWNED LAND FOR OPEN
SPACE PURSUANT TO SECTION 72-H
OF THE GENERAL MUNICIPAL LAW—
FRANKLIN AVENUE, MASTIC (SCTM
0200-750.00-05.00-038.000)

WHEREAS, Section 72-h of the General Municipal Law of the State of New York permits the sale of real property between municipal governments in the State of New York; and

WHEREAS, there is a vacant parcel of Suffolk County owned land located on Franklin Avenue, Mastic, further identified as SCTM No. 0200-750.00-05.00-038.000 as shown on the attached map; and

WHEREAS, the Town of Brookhaven is interested in acquiring said parcel of real property for open space purposes for a total consideration not to exceed $1,212.49 plus pro-rata taxes at the time of closing; and

WHEREAS, the Town Board of the Town of Brookhaven is aware that the subject premises shall be conveyed subject to the following restrictive covenants that will run with the land so conveyed: 1) That the Grantee or any subsequent Grantee shall not bill or charge back to the Grantor any cost incurred or projected to be incurred for the cleanup, removal, and disposal of all debris, waste, and/or contamination in or on the subject premises; 2) That the Grantee shall not sell, convey, transfer or otherwise dispose of the subject premises; and

WHEREAS, the Town Board of the Town of Brookhaven is aware that the restrictive covenants described above will run with the land and shall bind the heirs,
successors, and assigns of the Town of Brookhaven and in the event of any violation of
the restrictive covenants stated above, the Deed conveying said parcels shall be void
ab initio and title to the realty shall revert to the County of Suffolk; and

WHEREAS, the acquisition of said parcels pursuant to General Municipal Law
Section 72-H, as an intergovernmental transfer, is a Type II action pursuant to NYCRR
617.5(c)(19) and, therefore, no further SEQRA review is required,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of
Brookhaven hereby authorizes, consents and approves the acquisition of the parcel for
open space purposes further identified as SCTM No. 0200-750.00-05.00-038.000 and
requests that the Suffolk County Legislature approve the conveyance of same pursuant
to General Municipal Law Section 72-H for a consideration not to exceed $1,212.49 plus
pro-rata taxes at the time of closing subject to the restrictive covenants and reverter
provisions as stated above.
SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building - 2nd Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, New York 11788

SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

SCTM NO: 0200-750.00-05.00-038.000

Section 72-h, Gen'l Municipal Law

County Investment

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<tr>
<td>B. Open Space</td>
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</tr>
<tr>
<td>C. Road/Highway</td>
<td></td>
</tr>
<tr>
<td>D. Drainage/Recharge Basin</td>
<td></td>
</tr>
<tr>
<td>E. Other</td>
<td></td>
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</table>

$1,212.49

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT:slb
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X  Local Law No.  Charter Law

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE
   PURSUANT TO SECTION 72-h OF THE
   GENERAL MUNICIPAL LAW
   (TOWN OF BROOKHAVEN)
   (SCTM NO. 0200-750.00-05.00-038.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to the Town of Brookhaven for Municipal purposes

4. Will the Proposed Legislation have a fiscal impact?
   Yes  X  No  

5. If the answer to Item 4 is "yes", on what will it impact?
   X County       Town       Economic Impact
   Village       School District   Other (Specify):
   Library District   Fire District

6. If the answer to item 4 is "yes", Provide detailed explanation of Impact
   Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   Unknown

8. Proposed Source of Funding
   Unknown

9. Timing of Impact
   2017

10. Typed Name & Title of Preparer
    R.J. Bhatt  Land Management Specialist
    Diane Weimer  Chief Financial Analyst
    Signature of Preparer  Date
    -------------------------------  -------------------------------
    R.J. Bhatt  6/5/17
    Diane Weimer  7/10/17
### FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

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**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
2017 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:
SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF BROOKHAVEN)
(SCTM NO. 0200-750.00-05.00-038.000)

PURPOSE OR GENERAL IDEA OF BILL:
Sale to Town of Brookhaven, 40' x 100' vacant land approximately 0.091 acre for use in Open Space purposes.

SUMMARY OF SPECIFIC PROVISIONS:
Retention of development rights for transfer and use to promote the development of workforce housing as provided in Resolution No. 840-2004 and Resolution No. 412-2005.

JUSTIFICATION:
Attached Town Board resolution to transfer to the Town of Brookhaven.

FISCAL IMPLICATIONS:
County investment repaid.
COUNTY OF SUFFOLK

OFFICE OF THE COUNTY EXECUTIVE

Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Theresa Ward
Deputy County Executive and Commissioner

Department of
Economic Development and Planning

June 5, 2017

Katie Horst
Intergovernmental Relations
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Tax Map No.: 0200-750.00-05.00-038.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real
Estate to a Municipality, State, or Federal Government.

Dear Ms. Horst:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of Brookhaven for municipal purposes.

I would appreciate your placing this on the legislative agenda.

Yours truly,

Wayne R. Thompson
Real Property Manager
Division of real Property Acquisition
And Management

WRT:slb

Resolution
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy of Resolution to:
CE Reso Review, (electronic copy)
RESOLUTION NO. -2017, AUTHORIZING USE OF SMITH POINT COUNTY PARK IN SHIRLEY FOR A FORM AND FUNCTION CREW CHARITY AUTO SHOW FUNDRAISER

WHEREAS, Form and Function Crew is a for-profit agency having its principal place of business at 31 Woodcrest Trail, Monroe, New York 10950; and

WHEREAS, Form and Function Crew would like to use Smith Point County Park in Shirley to sponsor its charity auto show fundraiser; and

WHEREAS, the charity auto show fundraiser is scheduled to be held on Saturday, September 30, 2017 with a rain date of Sunday, October 1, 2017; and

WHEREAS, a portion of the proceeds will be donated to Building Homes for Heroes, a national 501 (c)(3) organization that is committed to rebuilding lives and supporting those who were injured while serving the country during the wars in Iraq or Afghanistan; now, therefore be it

1st RESOLVED, that the use of Smith Point County Park in Shirley by Form and Function Crew in consideration of the payment of Four Dollars ($4) per person to be collected and paid day of the event and Twenty-Five Dollar ($25) application fee payable two weeks prior to event for the purpose of hosting a charity auto show fundraiser, is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the County’s receipt of a Certificate of Insurance naming the County of Suffolk as an additional insured from Form and Function Crew and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

2nd RESOLVED, that before this event shall be permitted to occur, Form and Function Crew must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 643-7(B) of the Suffolk County Code; and be it further

3rd RESOLVED, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER to take such measures, as shall be necessary and appropriate to facilitate the hosting of the charity auto show fundraiser at Smith Point County Park in Shirley; and be it further

4th RESOLVED, that Form and Function Crew shall also provide an entertainment promoter certificate and payment of a Twenty-Five Dollar ($25) per Vendor fee to Suffolk County if it wishes to allow vendors at the event to sell demonstrate, display or sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th RESOLVED, that Form and Function Crew will be responsible for providing a sufficient number of port-a-lavs and hand-washing stations as determined by the Suffolk County Parks Department based on the anticipated number of attendees for this event; and be it further
RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
1. Type of Legislation
   Resolution X  Local Law ___  Charter Law ___

2. Title of Proposed Legislation
   AUTHORIZING USE OF SMITH POINT COUNTY PARK IN SHIRLEY FOR A FORM AND FUNCTION CREW CHARITY AUTO SHOW FUNDRAISER

3. Purpose of Proposed Legislation
   Authorize use of County Parkland for fundraising event.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes X  No ___

5. If the answer to item 4 is “yes”, on what will it impact?  (circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify):
   - Library District
   - Fire District

6. If the answer to item 5 is “yes”, Provide Detailed Explanation of Impact
   The County will receive $4 per person, $25 application fee and $25 per vendor for this event.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing Impact
   N/A

10. Typed Name & Title of Preparer
    Emily R. Lauri
    Community Relations Director
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    Emily R. Lauri

12. Date
    6/15/17

SCIN FORM 175b (10/95)
## GENERAL FUND

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
2017 SCHEDULE OF FEES

SUMMARY OF FEES: When a park is charging for parking we charge On-Season Rates, however when they are not charging for parking, we charge Off-Season Rate. When an applicant/organization wishes to have alcohol, sold, served or provided at their event, there is an additional charge. Additional fees are assessed for use of the pavilion, showmobile and any equipment for the showmobile.

a. On-Season Park Use Fee:
   Up to 50 persons $60/day
   51 to 100 persons $120/day
   101 to 200 persons $180/day

b. Off-Season Park Use Fee: $9/person/day

c. Suffolk County Alcohol Fee: $40/day

d. Pavilion Use Fee: $125/day

e. Showmobile Fee: $540 for the first 4 hours, $135 for each additional hour

f. Showmobile Extras: $250/day for extended stage, $135/day for generator

PARK SCHEDULE: Different parks have different parking fee schedules. The on-season or off-season park use fees are charged based on the below schedule. Please note: Dates may vary from year to year depending on the dates of the holidays.

a. Southaven, Blydenburgh, Cathedral Pines, West Hills, Lake Ronkonkoma, Sears Bellows, Cedar Point, and Indian Island:
   05/29-09/04/2017 (Weekends and Holidays Only) – On-Season Park Use Fee
   All other dates – Off-Season Park Use Fee

b. Smith Point, Meschutt & Cupsogue:
   05/29-09/04/2017 – On-Season Park Use Fee
   09/09-09/10/2017 (Smith Point ONLY) – On-Season Park Use Fee
   All other dates – Off-Season Park Use Fee

c. All other locations:
   Off-Season Park Use, all year round.

THIS EVENT: The above highlighted fees have been charged, due to the below stated event details.
Park – Smith Point County Park, Event Date – Sat., September 30, 2017, Estimated No. of People – 2500
Alcohol - No, Pavilion Use - No,
Showmobile - No, Showmobile Extras – N/A

FEE CHARGED: $4/person (to be collected day of event) + $25 application fee + $25/vendor
2017 INTERGOVERNMENTAL RELATIONS  
MEMORANDUM OF SUPPORT

TITLE OF BILL: AUTHORIZING USE OF SMITH POINT COUNTY PARK IN SHIRLEY FOR A FORM AND FUNCTION CREW CHARITY AUTO SHOW FUNDRAISER

PURPOSE OR GENERAL IDEA OF THE BILL: Form and Function Crew would like to hold its Charity Auto Show Fundraiser at Smith Point County Park in Shirley, New York.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will authorize the use of Smith Point County Park by Form and Function Crew for the purpose of hosting its Charity Auto Show on Saturday, September 30, 2017 with a rain date of Sunday, October 1, 2017 from 9:00 am to 5:00 pm, and subject to receipt of a Certificate of Insurance and accompanying declaration page from Form and Function Crew and the payment of Four Dollars ($4) per person, Twenty-Five ($25) Dollar application fee, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law.

JUSTIFICATION: Form and Function Crew is a for-profit organization, having its principal place of business at 31 Woodcrest Trail, Monroe, New York 10950. A portion of the proceeds will be donated to Building Homes for Heroes, a national 501 (c)(3) organization that is committed to rebuilding lives and supporting those who were injured while serving the country during the wars in Iraq or Afghanistan.

FISCAL IMPLICATIONS: The County will receive $4 for each person entering the auto show. $25 Application Fee and $25 per vendor.
TO: KATIE HORST  
INTERGOVERNMENTAL RELATIONS

FROM: PHILIP A. BERDOLT, Commissioner

DATE: June 15, 2017

RE: AUTHORIZING USE OF SMITH POINT COUNTY PARK IN SHIRLEY FOR A CHARITY AUTO SHOW FUNDRAISER

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “RESO-PKS-Form and Function Car Show - Smith Point.doc”

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. -2017 AUTHORIZING THE
ACQUISITION OF FARMLAND DEVELOPMENT
RIGHTS UNDER THE NEW SUFFOLK COUNTY
¾% DRINKING WATER PROTECTION
PROGRAM (EFFECTIVE DECEMBER 1, 2007)
FOR THE JOHN P. KUJAWSKI & SONS, INC.
PROPERTY (TOWN OF RIVERHEAD -
SCTM#0600-022.00-02.00-013.016 p/o)

WHEREAS, Local Law No. 24-2007, “A Charter Law Extending and Accelerating the Suffolk County ¾% Drinking Water Protection Program for Environmental Protection,” Section C12-2(A)(1) authorized the use of 31.10 percent of sales and compensating tax proceeds generated each year for environmental protection, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 31.10 percent of the sales and compensating tax proceeds, for the acquisition of such land; and

WHEREAS, Resolution No. 261-2016 authorized planning steps and Procedural Motion No. 23-2016 authorized the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Property Estate and/or her designee to negotiate the acquisition of farmland development rights; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the rights to subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said rights were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Estate and/or his designee and approved as to legality by the office of the County Attorney; now, therefore be it

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, for a total purchase price of One Million Four Hundred Fifty Thousand Dollars ($1,450,000±), at Fifty Eight Thousand Dollars ($58,000) per acre for 25.0+ acres, subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments for inclusion in the Suffolk County Purchase of Development Rights Program:
and be it further

2nd RESOLVED, that the Director of Real Estate and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for the County’s purchase price of One Million Four Hundred Fifty Thousand Dollars ($1,450,000±), at Fifty Eight Thousand Dollars ($58,000) per acre for 25.0± acres, subject to a final survey; and be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $1,450,000±, subject to a final survey, from previously appropriated funds in capital project 525-CAP-8714.211 for the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

4th RESOLVED, that the Director of Real Estate and/or his designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and be it further

5th 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 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Purchase of Development Rights Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   - Resolution  X
   - Local Law
   - Charter Law

2. Title of Proposed Legislation
   Authorizing the acquisition under the New Suffolk County ¼% Drinking Water Protection Program-Farmland, of the John P. Kujawski & Sons, Inc. property (Kujawski Farm), SCTM#0600-022.00-02.00-013.016 p/o, (Town of Riverhead).

3. Purpose of Proposed Legislation
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  YES ___  NO ___ X ___

5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify):
   - Library District
   - Fire District

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
   N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   New Suffolk County ¼% Drinking Water Protection Program-Farmland

9. Timing of Impact

10. Typed Name & Title of Preparer
    Jason Smagin
    Acting Director of Real Estate

11. Signature of Preparer
    [Signature]

12. Date
    6/14/17

SCIN FORM 175b (10/95)

Diane G. Weige
Chief Financial Analyst

[Signature]  7/10/17
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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 15, 2017

Ms. Katie Horst
Intergovernmental Relations
H. Lee Dennison Building -12th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Ms. Horst:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the John P. Kujawski & Sons, Inc. property, in the Town of Riverhead, under the New Suffolk County 14% Drinking Water Protection Program-Farmland. The purchase price is $1,450,000.00± for 25.0± acres, at $58,000.00 per acre.

Please contact me if you require any additional information.

Sincerely,

Jason Smagin
Acting Director of Real Estate

JSpd
Att.
CC: Theresa Ward, Deputy County Executive & Commissioner, Dept. of Economic Development and Planning (email)
Sarah Lansdale, Director, Division of Planning & Environment (email)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (email)
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt.
Lauretta Fischer, Chief Environmental Analyst, Division of Planning (email)
Diane Zielinski, Acquisition Agent
CE Reso Review (e-mail copy only)
TITLE OF BILL:
AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY ¾% DRINKING WATER PROTECTION PROGRAM-FARMLAND- FOR THE JOHN P. KUJAWSKI & SONS. PROPERTY -TOWN OF RIVERHEAD- SCTM#’S 0600-022.00-02.00-013.016 p/o

PURPOSE OR GENERAL IDEA OF BILL:
FARMLAND PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:
ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS. FUNDING AVAILABLE IN 525-CAP-8714.211

JUSTIFICATION:
PLANNING STEPS RESOLUTION 280-2016 TO PURCHASE FARMLAND DEVELOPMENT RIGHTS

FISCAL IMPLICATIONS:
N/A
RESOLUTION NO. -2017 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY ¾% DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) FOR THE RAYMOND KUJAWSKI PROPERTY – JOHN P. KUJAWSKI & SONS, INC. (TOWN OF RIVERHEAD - SCTM#S 0600-022.00-02.00-013.007 & 0600-022.00-02.00-013.009)

WHEREAS, Local Law No. 24-2007, “A Charter Law Extending and Accelerating the Suffolk County ¾% Drinking Water Protection Program for Environmental Protection,” Section C12-2(A)(1) authorized the use of 31.10 percent of sales and compensating tax proceeds generated each year for environmental protection, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 31.10 percent of the sales and compensating tax proceeds, for the acquisition of such land; and

WHEREAS, Resolution No. 260-2016 authorized planning steps and Procedural Motion No. 18-2016 authorized the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Property Estate and/or her designee to negotiate the acquisition of farmland development rights; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the rights to subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said rights were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Estate and/or his designee and approved as to legality by the office of the County Attorney; now, therefore be it

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, for a total purchase price of Three Hundred Forty Thousand Two Hundred Sixty Dollars ($340,260), at One Hundred Seventy Thousand One Hundred Thirty Dollars ($170,130) per lot for Two (2) lots, subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits,
title reports and insurance, and tax adjustments for inclusion in the Suffolk County Purchase of Development Rights Program:

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<td>No. 2</td>
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and be it further

2nd RESOLVED, that the Director of Real Estate and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of Three Hundred Forty Thousand Two Hundred Sixty Dollars ($340,260), at One Hundred Seventy Thousand One Hundred Thirty Dollars ($170,130) per lot for two (2) lots, subject to a final survey; and be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $340,260, subject to a final survey, from previously appropriated funds in capital project 525-CAP-8714.211 for the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

4th RESOLVED, that the Director of Real Estate and/or his designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and be it further

5th 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 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Purchase of Development Rights Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
</table>

2. Title of Proposed Legislation
Authorization the acquisition under the New Suffolk County ¼% Drinking Water Protection Program-Farmland, of the Raymond Kujawski property (Kujawski Farm), SCTM#’S 0600-022.00-02.00-013.007 & 0600-022.00-02.00-013.009, (Town of Riverhead).

3. Purpose of Proposed Legislation
See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  YES  ____  NO  ____

5. If the answer to item 4 is “yes”, on what will it impact? (Circle appropriate category)

<table>
<thead>
<tr>
<th>Category</th>
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<td>County</td>
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<td>Village</td>
<td>Other (Specify):</td>
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<td>Library District</td>
<td>Fire District</td>
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<td>Town</td>
<td>School District</td>
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6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:
N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
N/A

8. Proposed Source of Funding
New Suffolk County ¼% Drinking Water Protection Program-Farmland

9. Timing of Impact

10. Typed Name & Title of Preparer
Jason Smagin
Acting Director of Real Estate

11. Signature of Preparer

12. Date
6/14/17

SCIN FORM 175b (10/95)
Diane E. Weges
Chief Financial Analyst

7/10/17
### GENERAL FUND

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**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
June 15, 2017

Ms. Katie Horst
Intergovernmental Relations
H. Lee Dennison Building - 12th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Ms. Horst:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the Raymond Kujawski property, in the Town of Riverhead, under the New Suffolk County ¾% Drinking Water Protection Program-Farmland. The purchase price is $340,260.00 for two lots at $170,130.00 per lot.

Please contact me if you require any additional information.

Sincerely,

Jason Smagin
Acting Director of Real Estate

Theresa Ward, Deputy County Executive & Commissioner, Dept. of Economic Development and Planning (email)
Sarah Lansdale, Director, Division of Planning & Environment (email)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (email)
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt.
Lauretta Fischer, Chief Environmental Analyst, Division of Planning (email)
Diane Zielenski, Acquisition Agent
CE Reso Review (e-mail copy only)
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:
AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY 1/4% DRINKING WATER PROTECTION PROGRAM- FARMLAND- FOR THE RAYMOND KUJAWSKI PROPERTY -TOWN OF RIVERHEAD- SCTM’S# 0600-022.00-02.00-013.007 & 0600-022.00-02.00-013.009

PURPOSE OR GENERAL IDEA OF BILL:
FARMLAND PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:
ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS. FUNDING AVAILABLE IN 525-CAP-8714.211

JUSTIFICATION:
PLANNING STEPS RESOLUTION 260-2016 TO PURCHASE FARMLAND DEVELOPMENT RIGHTS

FISCAL IMPLICATIONS:
N/A
RESOLUTION NO. -2017 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY 1/4% DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) FOR THE JOHN P. KUJAWSKI, JR. PROPERTY — JOHN P. KUJAWSKI & SONS, INC. FARM (TOWN OF RIVERHEAD - SCTM#’S 0600-022.00-02.00-013.006, 0600-022.00-02.00-013.008 & 0600-022.00-02.00-013.010)

WHEREAS, Local Law No. 24-2007, “A Charter Law Extending and Accelerating the Suffolk County 1/4% Drinking Water Protection Program for Environmental Protection,” Section C12-2(A)(1) authorized the use of 31.10 percent of sales and compensating tax proceeds generated each year for environmental protection, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, from 31.10 percent of the sales and compensating tax proceeds, for the acquisition of such land; and

WHEREAS, Resolution No. 260-2016 authorized planning steps and Procedural Motion No. 18-2016 authorized the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Property Estate and/or her designee to negotiate the acquisition of farmland development rights; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the rights to subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said rights were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Estate and/or his designee and approved as to legality by the office of the County Attorney; now, therefore be it

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, for a total purchase price of Five Hundred Ten Thousand Three Hundred Ninety Dollars ($510,390), at One Hundred Seventy Thousand One Hundred Thirty Dollars ($170,130) per lot for three (3) lots, subject to a final survey; and hereby authorizes additional expenses, which shall include,
but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments for inclusion in the Suffolk County Purchase of Development Rights Program;

<table>
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<tr>
<th>PARCEL</th>
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<th>REPUTED OWNER AND ADDRESS:</th>
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<td>No. 1</td>
<td>District 0600 Section 022.00 Block 02.00 Lot 013.006</td>
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<td>John P. Kujawski, Jr. 5846 Sound Avenue Riverhead, NY 11901</td>
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<td>No. 2</td>
<td>District 0600 Section 022.00 Block 02.00 Lot 013.008</td>
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<td>No. 3</td>
<td>District 0600 Section 022.00 Block 02.00 Lot 013.010</td>
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; and be it further

2nd RESOLVED, that the Director of Real Estate and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for the County’s purchase price of Five Hundred Ten Thousand Three Hundred Ninety Dollars ($510,390), at One Hundred Seventy Thousand One Hundred Thirty Dollars ($170,130) per lot for three (3) lots, subject to a final survey; and be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $510,390, subject to a final survey, from previously appropriated funds in capital project 525-CAP-8714.211 for the New Suffolk County Drinking Water Protection Program, effective December 1, 2007, Farmland component, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

4th RESOLVED, that the Director of Real Estate and/or his designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and be it further

5th 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 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing
the acquisition of farmland development rights as part of the Suffolk County Purchase of Development Rights Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution [X]  Local Law [ ]  Charter Law [ ]

2. Title of Proposed Legislation
   Authorizing the acquisition under the New Suffolk County ¼% Drinking Water Protection Program-Farmland, of the John P. Kujawski, Jr. property (John P. Kujawski & Sons, Inc. Farm), SCTM’S# 0600-022.00-02.00-013.006, 0600-022.00-02.00-013.008 & 0600-022.00-02.00-013.010, (Town of Riverhead).

3. Purpose of Proposed Legislation
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  YES [X]  NO [ ]

5. If the answer to item 4 is "yes", on what will it impact?  (Circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify):
   - Library District
   - Fire District

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
   N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   New Suffolk County ¼% Drinking Water Protection Program Farmland

9. Timing of Impact

10. Typed Name & Title of Preparer
    Jason Smagin
    Acting Director of Real Estate

11. Signature of Preparer
    [Signature]

12. Date
    6/14/17

SCIN FORM 175b (10/95)
Dine E. Weyer
Chief Financial Analyst
7/10/17
## FINANCIAL IMPACT

**2017 PROPERTY TAX LEVY**

**COST TO THE AVERAGE TAXPAYER**

### GENERAL FUND

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### NOTES:

3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
June 15, 2017

Ms. Katie Horst
Intergovernmental Relations
H. Lee Dennison Building -12th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Ms. Horst:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the John P. Kujawski, Jr. property (Kujawski Farm), in the Town of Riverhead, under the New Suffolk County ¼% Drinking Water Protection Program-Farmland. The purchase price is $510,390.00 for three lots at $170,130.00 per lot.

Please contact me if you require any additional information.

Sincerely,

[Signature]

Jason Smagin
Acting Director of Real Estate

cc: Theresa Ward, Deputy County Executive & Commissioner, Dept. of Economic Development and Planning (email)
Sarah Lansdale, Director, Division of Planning & Environment (email)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (email)
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt.
Lauretta Fischer, Chief Environmental Analyst, Division of Planning (email)
Diane Zielenski, Acquisition Agent
CE Reso Review (e-mail copy only)
TITLE OF BILL:
AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY ¾% DRINKING WATER PROTECTION PROGRAM- FARMLAND- FOR THE JOHN P. KUJAWSKI, JR. PROPERTY (JOHN P. KUJAWSKI & SONS, INC. FARM)-TOWN OF RIVERHEAD- SCTM#'S 0600-022.00-02.00-013.006, 0600-022.00-02.00-013.008 & 0600-022.00-2.00-013.010

PURPOSE OR GENERAL IDEA OF BILL:
FARMLAND PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:
ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS. FUNDING AVAILABLE IN 525-CAP-8714.211

JUSTIFICATION:
PLANNING STEPS RESOLUTION 260-2016 TO PURCHASE FARMLAND DEVELOPMENT RIGHTS

FISCAL IMPLICATIONS:
N/A
RESOLUTION NO. 2017, AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY MATTHEW'S GIVING TREE FOUNDATION FOR THEIR ANNUAL RUN/WALK BENEFIT FUNDRAISER

WHEREAS, Matthew's Giving Tree Foundation is a 501(c)(3) nonprofit organization having its principal place of business at 51 Third Street, West Sayville, New York; and

WHEREAS, the Matthew's Giving Tree Foundation would like to use the Long Island Maritime Museum in West Sayville for the purpose of hosting their Annual Run/Walk Benefit Fundraiser to raise money for the Foundation; and

WHEREAS, the fundraiser is scheduled to be held on Saturday, September 30, 2017 from 7:00 a.m. to 3:00 p.m.; and

WHEREAS, the Long Island Maritime Museum is authorized to charge a reasonable fee for the utilization of the facilities on the Museum grounds under its license agreement with the County; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming the County of Suffolk as an additional insured will be provided by the Matthew's Giving Tree Foundation; now, therefore be it

1st RESOLVED, that the use of the Long Island Maritime Museum by the Matthew's Giving Tree Foundation for the purpose of hosting a Run/Walk Benefit Fundraiser on Saturday, September 30, 2017 from 7:00 a.m. to 3:00 p.m., is hereby approved pursuant to Section 215(1) of the NEW YORK STATE COUNTY LAW, subject to the receipt of a Certificate of Insurance with accompanying declaration page from the Matthew's Giving Tree Foundation, and the payment of Five Hundred Fifty Dollars ($550) event fee payable to the Long Island Maritime Museum, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

2nd RESOLVED, that before this event shall be permitted to occur, the Matthew's Giving Tree Foundation must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 843-7(B) of the Suffolk County Code; and be it further

3rd RESOLVED, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the Run/Walk Benefit Fundraiser at the Long Island Maritime Museum in West Sayville; and be it further

4th RESOLVED, that the Matthew's Giving Tree Foundation shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell demonstrate, display or sell tangible personal property other than food or drink and require
these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
1. Type of Legislation
   Resolution X  Local Law ___  Charter Law ___

2. Title of Proposed Legislation
   AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY MATTHEW'S GIVING TREE FOUNDATION FOR THEIR ANNUAL RUN/WALK BENEFIT FUNDRAISER

3. Purpose of Proposed Legislation
   Authorize use of County Parkland for fundraising event.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes ___  No X ___

5. If the answer to item 4 is “yes”, on what will it impact?  (circle appropriate category)
   County  Town  Economic Impact
   Village  School District  Other (Specify):
   Library District  Fire District

6. If the answer to item 5 is “yes”, Provide Detailed Explanation of Impact

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing Impact
   N/A

10. Typed Name & Title of Preparer
    Emily R. Lauri
    Community Relations Director
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    Emily R. Lauri

12. Date
    6/16/17
### GENERAL FUND

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY THE MATTHEW'S GIVING TREE FOUNDATION FOR THEIR ANNUAL RUN/WALK BENEFIT FUNDRAISER


SUMMARY OF SPECIFIC PROVISIONS: This legislation authorizes the use of the Long Island Maritime Museum by the Matthew’s Giving Tree Foundation for the purpose of hosting a Run/Walk Benefit Fundraiser on Saturday, September 30, 2017, from 7:00 a.m. to 3:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page by the County of Suffolk from the Matthew’s Giving Tree Foundation and the payment of Five Hundred Fifty Dollars ($550) event fee paid to the Long Island Maritime Museum, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law.

JUSTIFICATION: The Matthew’s Giving Tree Foundation is a 501(c)(3), nonprofit, organization having its principal place of business at 51 Third Street, West Sayville, New York. Their mission is to help families provide the best quality of life for their children who live with disabilities and challenges. They offer financial assistance toward the purchase of adaptive equipment, and offer financial support for the medical needs of these children.

FISCAL IMPLICATIONS: This event will generate Five Hundred Fifty Dollars ($550.00) in revenue for the Long Island Maritime Museum. The Long Island Maritime Museum is a contracted vendor with the County of Suffolk who maintains the historic facility also known as the Long Island Maritime Museum with monies generated from events. In addition, the use of County property for a run/walk would promote and protect the public health and general welfare of the residents of Suffolk County.
TO: KATIE HORST
INTERGOVERNMENTAL RELATIONS

FROM: PHILIP A. BERDOLT, Commissioner

DATE: June 16, 2017

RE: AUTHORIZING USE OF THE LONG ISLAND MARITIME MUSEUM BY THE MATTHEW'S GIVING TREE FOUNDATION FOR THEIR ANNUAL RUN/WALK BENEFIT FUNDRAISER

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “RESO-PKS-Matthew's Giving Tree - LIMM.doc”

Should you require anything further, please contact my office at 64984.

Enclosures
RESOLUTION NO. 2017, AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK IN RIVERHEAD BY THE AMERICAN HEART ASSOCIATION FOR ITS HEALING HEART 5K FUNDRAISER

WHEREAS, the American Heart Association is a national 501 (c)(3) organization having its local office at 125 East Bethpage Road, Suite 100, Plainview, New York; and

WHEREAS, the American Heart Association would like to use Indian Island County Park in Riverhead to sponsor its Healing Heart 5K Fundraiser; and

WHEREAS, the Healing Heart 5K Fundraiser is scheduled to be held on Sunday, October 1, 2017 from 9:00 am to 2:00 pm; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Six Hundred Twenty-Five Dollars ($625); and

WHEREAS, the use of County property for such fundraiser to benefit the American Heart Association would promote and protect the public health, safety, and general welfare of the residents of Suffolk County; now, therefore be it

1st RESOLVED, that the use of Indian Island County Park in Riverhead, in consideration of the payment of Six Hundred Dollars ($600) event fee, and the application fee of Twenty-five Dollars ($25) for the purpose of the Healing Heart 5K Fundraiser, is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the County’s receipt of a Certificate of Insurance naming the County of Suffolk as an additional insured from the American Heart Association and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

2nd RESOLVED, that before this event shall be permitted to occur, the American Heart Association must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 643-7(B) of the Suffolk County Code; and be it further

3rd RESOLVED, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER to take such measures, as shall be necessary and appropriate to facilitate the hosting of the Healing Heart 5K Fundraiser at Indian Island County Park in Riverhead; and be it further

4th RESOLVED, that the American Heart Association shall also provide an entertainment promoter certificate and payment of a Twenty-five Dollar ($25) per Vendor fee to Suffolk County if it wishes to allow vendors at the event to sell demonstrate, display or sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further
5th RESOLVED, that the American Heart Association will be responsible for providing a sufficient number of port-a-lavs and hand-washing stations as determined by the Suffolk County Parks Department based on the anticipated number of attendees for this event; and be it further

6th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
1. Type of Legislation
   Resolution X  Local Law   Charter Law   1607

2. Title of Proposed Legislation
   AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK IN RIVERHEAD BY THE AMERICAN HEART ASSOCIATION FOR ITS HEALING HEART 5K FUNDRAISER

3. Purpose of Proposed Legislation
   Authorize use of County Parkland for fundraising event.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes X  No ___

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
   - County
   - Town          Economic Impact
   - Village       School District Other (Specify):
   - Library District Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   There is an event fee of $600, and an application fee of $25 collected by the County for use of the Park.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing Impact
   N/A

10. Typed Name & Title of Preparer
    Emily R. Lauri
    Community Relations Director
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    Emily R. Lauri

12. Date
    6/16/17

Budget Office 7/10/17
## Financial Impact

### 2017 Property Tax Levy

#### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Combined

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Notes:

1. **Source for Number of Family Parcels and Corresponding Assessed Valuation:** Suffolk County Real Property, 2015.
3. **Source for Equalization Rates:** 2015 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act to authorize the use of Indian Island County Park by the American Heart Association for its Healing Heart 5K Fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: The American Heart Association would like to hold its Healing Heart 5K Fundraiser at Indian Island County Park in Riverhead, New York.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will authorize the use of Indian Island County Park by the American Heart Association for the purpose of hosting its Healing Heart 5K Fundraiser on Sunday, October 1, 2017, from 9:00 a.m. to 2:00 p.m., and subject to receipt of a Certificate of Insurance and accompanying declaration page from the American Heart Association and the payment of Six Hundred Dollars ($600) event fee, and ($25) application fee, and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law.

JUSTIFICATION: The American Heart Association is a national 501 (c)(3) organization having its local office at 125 East Bethpage Road, Suite 100, Plainview, New York. The American Heart Association is the nation’s oldest and largest voluntary organization dedicated to fighting heart disease and stroke by funding innovative research, fighting for stronger public health policies and providing critical tools and information to save and improve lives.

To improve the lives of all Americans, the American Heart Association also provides public health education including CPR education training, information on the importance of healthy lifestyle choices, and guidelines for healthcare professionals on science-based treatment to help them provide quality care to their patients.

This event will generate a total of Six Hundred Twenty-Five Dollars ($625) in revenue for the County of Suffolk. In addition, the use of County property for this event would promote and protect the public health and general welfare of the residents of Suffolk County.

FISCAL IMPLICATIONS: There is a nominal fee ($625) collected by the County for use of the Park.
2017 SCHEDULE OF FEES

SUMMARY OF FEES: When a park is charging for parking we charge On-Season Rates, however when they are not charging for parking, we charge Off-Season Rate. When an applicant/organization wishes to have alcohol, sold, served or provided at their event, there is an additional charge. Additional fees are assessed for use of the pavilion, showmobile and any equipment for the showmobile.

a. On-Season Park Use Fee:
   - Up to 50 persons..............$60/day
   - 51 to 100 persons..............$120/day
   - 101 to 200 persons..............$180/day
   - 201 to 500 persons..............$275/day
   - 501 to 1000 persons..............$485/day
   - Over 1000 persons..............$750/day

b. Off-Season Park Use Fee: $4/person/day

c. Suffolk County Alcohol Fee: $40/day

d. Pavilion Use Fee: $125/day

e. Showmobile Fee: $540 for the first 4 hours, $135 for each additional hour

f. Showmobile Extras: $250/day for extended stage, $135/day for generator

PARK SCHEDULE: Different parks have different parking fee schedules. The on-season or off-season park use fees are charged based on the below schedule. Please note: Dates may vary from year to year depending on the dates of the holidays.

a. Southaven, Blydenburgh, Cathedral Pines, West Hills, Lake Ronkonkoma, Sears Bellows, Cedar Point, and Indian Island:
   - 05/29-09/04/2017 (Weekends and Holidays Only) – On-Season Park Use Fee
   - All other dates – Off-Season Park Use Fee

b. Smith Point, Meschutt & Cupsogue:
   - 05/29-09/04/2017 – On-Season Park Use Fee
   - 09/9-09/10/2017 (Smith Point ONLY) – On-Season Park Use Fee
   - All other dates – Off-Season Park Use Fee

c. All other locations:
   - Off-Season Park Use, all year round.

THIS EVENT: The above highlighted fees have been charged, due to the below stated event details.
PARK – Indian Island County Park, Event Date – Sun., October 1, 2017, Estimated No. of People – 150
Alcohol - No, Pavilion Use - No,
Showmobile - No, Showmobile Extras – N/A
FEE CHARGED: $625 (150 people x $4/person x $25 application fee)
TO: KATIE HORST  
INTERGOVERNMENTAL RELATIONS

FROM: PHILIP A. BERDOLT, Commissioner

DATE: June 16, 2017

RE: AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK IN RIVERHEAD BY THE AMERICAN HEART ASSOCIATION FOR ITS HEALING HEART 5K FUNDRAISER

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “RESO-PKS-Healing Heart 5K - Indian Island.doc”

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. – 2017, ACCEPTING AND APPROPRIATING 100% FEDERAL GRANT FUNDS PASSED THROUGH THE NEW YORK STATE GOVERNOR’S TRAFFIC SAFETY COMMITTEE IN THE AMOUNT OF $59,000 FOR THE NEW YORK STATE HIGHWAY SAFETY PROGRAM FOR THE SUFFOLK COUNTY OFFICE OF THE MEDICAL EXAMINER, TOXICOLOGY LABORATORY AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Governor’s Traffic Safety Committee has awarded 100% federal grant funding to Suffolk County under the NYS Highway Safety Program to be implemented by the Office of the Medical Examiner, Toxicology Laboratory; and

WHEREAS, the NYS Highway Safety Program funds projects to improve highway safety and reduce deaths and serious injuries due to crashes; and

WHEREAS, this grant has a start date of October 1, 2017 and ends on September 30, 2018 in which the County will receive 100% grant funding in the amount of $59,000 for the NYS Highway Safety Program; and

WHEREAS, these funds are used for overtime for forensic personnel to expedite DWI cases, purchase of laboratory supplies used in DWI/DUID analysis and kits; as well as, attendance at scientific trainings and meetings; and

WHEREAS, these funds were not included in the 2017 Suffolk County Adopted Operating Budget and $59,000 needs to be appropriated; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept and appropriate said federal grant funds as follows:

NYS Highway Safety Program - $59,000

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>4748</td>
<td>4438</td>
<td>$59,000</td>
</tr>
</tbody>
</table>

ORGANIZATIONS

Office of the Medical Examiner
NYS Highway Safety Program
003-MED-4748

1000-PERSONNEL SERVICES: $18,100
<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4748</td>
<td>1120</td>
<td>0000</td>
<td>Overtime Salaries</td>
<td>$12,000</td>
</tr>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4748</td>
<td>1620</td>
<td>0000</td>
<td>OT – Straight Time</td>
<td>$6,100</td>
</tr>
</tbody>
</table>

**3000-SUPPLIES, MATERIALS & OTHER EXPENSES:** $39,900

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4748</td>
<td>3370</td>
<td>0000</td>
<td>Medical, Dental &amp; Lab Supplies</td>
<td>$29,600</td>
</tr>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4748</td>
<td>3680</td>
<td>0000</td>
<td>Repairs: Special Equipment</td>
<td>$5,800</td>
</tr>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4748</td>
<td>3940</td>
<td>0000</td>
<td>Accreditation Fees</td>
<td>$4,500</td>
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</table>

**4000-Travel:** $1,000

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4748</td>
<td>4340</td>
<td>0000</td>
<td>Travel: Other</td>
<td>$1,000</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the funding and expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; and be it further

4th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(C)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:

APPROVED BY:
# STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

<table>
<thead>
<tr>
<th>1. Type of Legislation</th>
<th>Resolution X</th>
<th>Local Law</th>
<th>Charter Law 1607</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>2. Title of Proposed Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Accepting and appropriating 100% Federal grant funds passed through the New York State Governor’s Traffic Safety Committee in the amount of $59,000 for the New York State Highway Safety Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>3. Purpose of Proposed Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>This legislation is needed to accept and appropriate 100% Federal grant funds passed through the New York State Governor’s Traffic Safety Committee in the amount of $59,000 for the New York State Highway Safety Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements. This program funds projects to improve highway safety and reduce deaths and serious injuries due to crashes.</td>
</tr>
</tbody>
</table>

| 4. Will the Proposed Legislation Have a Fiscal Impact? | YES X | NO |

<table>
<thead>
<tr>
<th>5. If the answer to item 4 is “yes”, on what will it impact? (Circle appropriate category)</th>
</tr>
</thead>
<tbody>
<tr>
<td>County</td>
</tr>
<tr>
<td>Village</td>
</tr>
<tr>
<td>Library District</td>
</tr>
</tbody>
</table>

| 6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact | N/A |

<table>
<thead>
<tr>
<th>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.</th>
</tr>
</thead>
<tbody>
<tr>
<td>None</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>8. Proposed Source of Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>100% Federal grant funds passed through the New York State Governor’s Traffic Safety Committee.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>9. Timing of Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>2017-2018</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10. Typed Name &amp; Title of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Liza Wright</td>
</tr>
<tr>
<td>Senior Budget Analyst</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>11. Signature of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Liza Wright</td>
</tr>
<tr>
<td>Chief Financial Analyst</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>12. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>6/20/17</td>
</tr>
<tr>
<td>11/10/17</td>
</tr>
</tbody>
</table>
## GENERAL FUND

<table>
<thead>
<tr>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL $0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

## POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL $0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

## COMBINED

<table>
<thead>
<tr>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL $0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 13, 2017

Michael Katz
Assistant Toxicologist
Suffolk County Medical Examiners Office-Toxicology
725 Veterans Memorial Highway
Hauppauge, NY 11788-4314

Re: HS1-2018-Suffolk County Tox Lab-00007-(052)
Suffolk County Medical Examiner's Office-Toxicology DWI/DUID
DMV01-C002369 3700393
CFDA #: 20.616
EFFECTIVE DATE: October 1, 2017

Dear Assistant Toxicologist Michael Katz:

On behalf of Governor Andrew M. Cuomo, I am pleased to notify you that the Suffolk County Medical Examiners Office-Toxicology has been awarded $59,000 to participate in New York State’s Highway Safety Program. Our goal is to reduce the number of crashes, injuries and deaths on New York’s roads.

The enclosed contracts must be signed by your agency and returned to our office. Contracts will be effective only upon final approval by the New York State Office of the State Comptroller.

Before incurring any project related expenses, login to eGrants to review your approved budget as it may have been reduced or otherwise changed from what was requested.

Thank you for participating in New York State’s Highway Safety Program. I wish you success in your efforts. If you have any questions, please contact the Governor’s Traffic Safety Committee at (518) 474-5111.

Sincerely,

Charles R. DeWeese
Assistant Commissioner

CRD:iz
Enclosure
cc: Evelyn Creen
    Liza Wright
**PROJECT NAME:** Suffolk County Medical Examiner's Office-Toxicology
**CONTRACTOR SFS PAYEE NAME:** Suffolk County of

**CONTRACT PERIOD:**
From: 10/01/2017  
To: 09/30/2018

### Personal Services

<table>
<thead>
<tr>
<th>Job Title</th>
<th>Status</th>
<th>OT</th>
<th>Salary Amount</th>
<th>Fringe Amount</th>
<th>Total Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Forensic Scientists</td>
<td>Full Time</td>
<td>Yes</td>
<td>$13,000.00</td>
<td>$5,100.00</td>
<td>$18,100.00</td>
</tr>
<tr>
<td>Laboratory Technologists</td>
<td>Full Time</td>
<td>Yes</td>
<td>$3,000.00</td>
<td>$5,100.00</td>
<td>$8,100.00</td>
</tr>
</tbody>
</table>

Total: $18,200.00

### Commodities

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Analytical Supplies for DWI/DUID analysis</td>
<td>$9,000.00</td>
</tr>
<tr>
<td>Reference Material</td>
<td>$14,000.00</td>
</tr>
<tr>
<td>ELISA kits</td>
<td>$1,500.00</td>
</tr>
<tr>
<td>DWI/DUID blood and urine kit materials</td>
<td>$5,100.00</td>
</tr>
</tbody>
</table>

Total: $29,600.00

### Travel: In-State

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Travel in-state to all DCJS related meetings</td>
<td>$1,000.00</td>
</tr>
</tbody>
</table>

Total: $1,000.00

### Other Costs

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>ABFT Accreditation Fee</td>
<td>$4,500.00</td>
</tr>
<tr>
<td>Calibration of Pipettes</td>
<td>$5,800.00</td>
</tr>
</tbody>
</table>

Total: $10,300.00

Total Other Than Personal Services: $40,900.00
Grand Total: $59,100.00
**TITLE OF BILL:** Accepting and appropriating 100% Federal grant funds passed through the New York State Governor's Traffic Safety Committee in the amount of $59,000 for the New York State Highway Safety Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements.

**PURPOSE OR GENERAL IDEA OF BILL:** This legislation is needed to accept and appropriate 100% Federal grant funds passed through the New York State Governor's Traffic Safety Committee to the Suffolk County Office of the Medical Examiner, Toxicology Laboratory for the New York State Highway Safety Program.

**SUMMARY OF SPECIFIC PROVISIONS:** None.

**JUSTIFICATION:** The NYS Governor's Traffic Safety Committee awards Federal highway safety grant funds to local, state and not-for-profit agencies for projects to improve highway safety and reduce deaths and serious injuries due to crashes. The Suffolk County Office of the Medical Examiner, Toxicology Laboratory utilizes these funds to enhance its DWI/DUID alcohol and drug testing program. Grant funds are used for overtime for forensic personnel to expedite DWI cases, purchase of laboratory supplies used in DWI/DUID analysis and kits; as well as, attendance at scientific trainings and meetings.

**FISCAL IMPLICATIONS:** Accept and appropriate $59,000 in Federal grant funds.
June 20, 2017

Katie Horst, Director
Intergovernmental Relations Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788

Dear Ms. Horst:

I request the introduction of the enclosed Resolution to accept and appropriate 100% Federal grant funds passed through the New York State Governor’s Traffic Safety Committee in the amount of $59,000 for the New York State Highway Safety Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements. This program funds projects to improve highway safety and reduce deaths and serious injuries due to crashes.

Enclosed please find the financial impact statement and other back-up materials for this Resolution. If you have any questions, please contact Liza Wright at 853-5525. Also, an e-mail version of this resolution was sent to CE RESO REVIEW and the file name is “Reso-MED-NYS Hwy Safety Prgm.doc”

Sincerely,

Michael J. Caplan M.D.
Chief Medical Examiner

MJC/Iw

Enclosures

C: Dennis Cohen, Chief Deputy County Executive
   John Kaiman, Deputy County Executive
   Liza Wright, Senior Budget Analyst
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT ANTHONY DIPALMA AND MEGAN DIPALMA, HUSBAND AND WIFE (SCTM NO. 0800-081.00-01.00-026.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Smithtown, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0800, Section 081.00, Block 01.00, Lot 026.000, and acquired by tax deed on October 13, 2015, from Barry S. Paul, the County Treasurer of Suffolk County, New York and recorded on October 14, 2015, in Liber 12836, at Page 253, and otherwise known and designated by the Town of Smithtown, as Lots 16 to 19, Inclusive, Block 27, on a certain map entitled "Map of Samoset Lark", filed in the office of the Clerk of Suffolk County on December 8, 1909 as Map No. 33; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 13, 2015, from Barry S. Paul, the County Treasurer of Suffolk County, New York, and recorded on October 14, 2015 in Liber 12836 at Page 253.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, ANTHONY DIPALMA AND MEGAN DIPALMA, HUSBAND AND WIFE have made application of said above described parcel and ANTHONY DIPALMA AND MEGAN DIPALMA, HUSBAND AND WIFE have paid the application fee and have paid $1,665.60, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st

RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd

RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to ANTHONY DIPALMA AND MEGAN DIPALMA, HUSBAND AND WIFE, 1 Hurtin Blvd., Smithtown, NY 11787 to
transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
June 09, 2017

Tax Map No.: 0800-081.00-01.00-026.000
Name of Last Legal Fee Owner: ANTHONY DI PALMA AND MEGAN DI PALMA, HUSBAND AND WIFE

COMPTROLLER'S COMPUTATION.................. $1,457.55
Taxes........2016/2017.......................... $185.66
Certified Mail Fees............................ $22.39
License Fee Collected.......................... OPEN
Repairs........................................... OPEN
Other Expenses.................................. OPEN

TOTAL.......................................... $1,665.60

Monies Received............................... $1,665.60

RESOLUTION AMOUNT........................ $1,665.60

APPROVED:

[Signature]
Accounting
PB Lag

PREPARED BY:

[Signature]
Peter Belyea
Redemption Unit
(631)853-5932
### A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>YEAR</th>
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<tr>
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<td>-</td>
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</table>

TOTAL: $1,251.37

### B. INTEREST DUE

C. TOTAL: $136.77

D. 5% LINE C: $69.41

**SUBTOTAL**

SUBTOTAL: $1,457.55

### E. FEE

0

### F. MISC

MAILING FEES

### G. MISC

2016/17 TAXES

### H. MISC

0

**TOTAL AMOUNT DUE:**

$1,665.60

### CERTIFICATION BY COUNTY COMPTROLLER

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

17-Apr-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 10/14/17**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution X

2. Title of Proposed Legislation
Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act

ANTHONY DIPALMA AND MEGAN DIPALMA, HUSBAND AND WIFE
0800-081.00-01.00-026.000

3. Purpose of Proposed Legislation
Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)

County Town Economic Impact
Village School District Other (Specify):
Library District Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of Impact
The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding
N/A

9. Timing of Impact
2017

10. Typed Name of Preparer Signature of Preparer Date
Peter Belyea X 6/9/17
Diane Weyer 7/10/17
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
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<td>$0.000</td>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
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### COMBINED

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<tr>
<td>TOTAL</td>
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<td>$0.00</td>
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</tr>
</tbody>
</table>

**NOTES:**
3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 22, 2017

Katie Horst, Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0800-081.00-01.00-026.000
    ANTHONY DI PALMA AND MEGAN DI PALMA, HUSBAND AND WIFE

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

[Signature]
Wayne R. Thompson
Real Property Management Supervisor

WRTPB: lag

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT KENDRA ANDERSON (SCTM NO. 0200-424.00-07.00-003.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 424.00, Block 07.00, Lot 003.000, and acquired by tax deed on December 27, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on February 07, 2017, in Liber 12899, at Page 786, and otherwise known and designated by the Town of Brookhaven, Lot 163, on a certain map entitled "Map of Nature's Gardens, Section 1", filed in the office of the Clerk of Suffolk County on May 26, 1931 as Map No. 527; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on December 27, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on February 07, 2017 in Liber 12899 at Page 786.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, KENDRA ANDERSON has made application of said above described parcel and KENDRA ANDERSON has paid the application fee and will be paying $83,144.52, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st. RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd. RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to KENDRA ANDERSON, 31 Cleveland Avenue, Selden NY 11784 to transfer the interest of Suffolk County in the above described property and on the above described terms.
DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

June 14, 2017

Tax Map No.: 0200-424.00-07.00-003.000
Name of Last Legal Fee Owner: KENDRA ANDERSON

COMPTROLLER'S COMPUTATION .................. $73,312.59
Taxes ....... 2016/2017 .......................... $9,786.05
Certified Mail Fees ................................ $45.88
License Fee Collected ............................ OPEN
Repairs .............................................. OPEN
Other Expenses .................................... OPEN

TOTAL ............................................ $83,144.52

Monies to be Received .......................... $83,144.52

RESOLUTION AMOUNT ........................ $83,144.52

APPROVED: ......................................

[Signature] 6/15/17

PREPARED BY: ...................................

Peter Balyea
Redemption Unit
(631) 853-6932

Accounting
PB Tag
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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TOTAL: $66,938.29

B. INTEREST DUE

C. TOTAL

D. 5% LINE C

SUBTOTAL

<table>
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<th>E. FEE</th>
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<tbody>
<tr>
<td>F. MISC</td>
<td>MAILING FEES</td>
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<td>G. MISC</td>
<td>2016/17 TAXES</td>
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<tr>
<td>H. MISC</td>
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TOTAL AMOUNT DUE:

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<tr>
<th>E. FEE</th>
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<tr>
<td>F. MISC</td>
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</table>

TOTAL: $83,144.52

CERTIFICATION BY COUNTY COMPTROLLER

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

21-Apr-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 10/18/17**

ks
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   KENDRA ANDERSON
   0200-424.00-07.00-003.000

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to Item 4 is “yes”, on what will it impact?
   (circle appropriate category)
   County
   Town
   Economic Impact
   Village
   School District
   Other (Specify):
   Library District
   Fire District

6. If the answer to item 4 is “yes”, provide detailed explanation of Impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2017

10. Typed Name of Preparer
    Peter Belyea
    Signature of Preparer
    Date
    Diane C. Weyer
    6/14/17
    11/10/17
## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

<table>
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<th>GENERAL FUND</th>
<th>POLICE DISTRICT AND DISTRICT COURT</th>
<th>COMBINED</th>
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<tr>
<td></td>
<td>2017 PROPERTY TAX LEVY</td>
<td>2017 COST TO AVG TAXPAYER</td>
<td>2017 RATE PER $1000</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.000</td>
</tr>
</tbody>
</table>

### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
June 22, 2017

Katie Horst, Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-424.00-07.00-003.000
    KENDRA ANDERSON

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne R. Thompson
Real Property Management Supervisor

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON (SCTM NO. 0600-111.00-04.00-033.002)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0600, Section 111.00, Block 04.00, Lot 033.002, and acquired by tax deed on October 20, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on November 28, 2016, in Liber 12889, at Page 721, and otherwise known and designated by the Town of Riverhead, as District 0600, Section 111.00, Block 04.00, Lot 033.002; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 20, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on November 28, 2016 in Liber 12889 at Page 721.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON have made application of said above described parcel and ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON have paid the application fee and have paid $27,174.66, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON, 2259 River Road, Calverton, NY 11933 to transfer the interest of Suffolk County in the above described property
and on the above described terms.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
June 07, 2017

Tax Map No.: 0600-111.00-04.00-033.002
Name of Last Legal Fee Owner: ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON

<table>
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<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
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</tr>
<tr>
<td>License Fee Collected</td>
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<tr>
<td>Repairs</td>
<td>OPEN</td>
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<tr>
<td>Other Expenses</td>
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<td><strong>Total</strong></td>
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<tr>
<td>Monies Received</td>
<td>$27,174.66</td>
</tr>
</tbody>
</table>

**Resolution Amount** $27,174.66

**Approved:**

**Prepared By:**

Peter Belyea
Redemption Unit
(631)853-5932

[Signature]

Accounting
PB:lag

6/18/2017
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>YEAR</th>
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TOTAL: $21,183.60

B. INTEREST DUE
C. TOTAL
D. 5% LINE C

SUBTOTAL

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<td>F. MISC</td>
<td>MAILING FEES</td>
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<td>G. MISC</td>
<td>2016/17 TAXES</td>
</tr>
<tr>
<td>H. MISC</td>
<td>$0</td>
</tr>
</tbody>
</table>

TOTAL AMOUNT DUE:

$27,174.66

CERTIFICATION BY COUNTY COMPTROLLER

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.
27-Mar-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 09/23/17**
1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON
   0600-111.00-04.00-033.002

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X  No ___

5. If the answer to item 4 is "yes", on what will it impact?
   (circle appropriate category)
   County    Town    Economic Impact
   Village   School District Other (Specify):
   Library District Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2017

10. Typed Name of Preparer    Signature of Preparer    Date
    Peter Beltvea               6/18/17
    Dieterle       11/10/17
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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<tr>
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### COMBINED

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<tr>
<td>TOTAL</td>
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**NOTES:**

1. **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, 2016.
3. **SOURCE FOR EQUALIZATION RATES:** 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
June 22, 2017

Katie Horst, Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0600-111.00-04.00-033.002
ADA HOWE KENT MEMORIAL SHELTER AND EDNA RANG, AS TENANTS IN COMMON

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne A. Thompson
Real Property Management Supervisor

Attachment

cc: CE Reso Review (e-copy)

-----------------------------------------------------------------------------------------
H. LEE DENNISON BLDG • 100 VETERANS MEMORIAL HWY, 2nd FL • P.O. BOX 6100 • HAUPPAUGE, NY 11788-0099 • (631) 853-5972
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT WALLACE M. CONKLIN, JR. (SCTM NO. 0600-085.00-03.00-058.001)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Riverhead, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0600, Section 085.00, Block 03.00, Lot 058.001, and acquired by tax deed on October 20, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on November 28, 2016, in Liber 12889, at Page 721, and otherwise known and designated by the Town of Riverhead, as District 0600, Section 085.00, Block 03.00, Lot 058.001; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 20, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on November 28, 2016 in Liber 12889 at Page 721.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, WALLACE M. CONKLIN, JR. has made application of said above described parcel and WALLACE M. CONKLIN, JR. has paid the application fee and will be paying $18,628.81, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st

RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd

RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to WALLACE M. CONKLIN, JR., 727 Mill Road, Riverhead, NY 11901 to transfer the interest of Suffolk County in the above described property and on the above described terms.
County Executive of Suffolk County

Date:
June 02, 2017

Tax Map No.: 0600-085.00-03.00-058.001
Name of Last Legal Fee Owner: WALLACE M. CONKLIN, JR.

COMPTROLLER'S COMPUTATION................. $16,398.03 ✓
Taxes........2016/2017................................. $2,207.29 ✓
Certified Mail Fees................................. $23.49 ✓
License Fee Collected ......................... OPEN
Repairs................................................. OPEN
Other Expenses................................. OPEN

TOTAL................................................. $18,628.81 ✓

Monies to be Received.......................... $18,628.81

RESOLUTION AMOUNT......................... $18,628.81 ✓

PREPARED BY:

[Signature]
Peter Belyea
Redemption Unit
(631)853-5932

APPROVED:

[Signature]
Accounting
PB/AG
A. **Principal Amount Due on All Unpaid Taxes:**

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
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<td>$3,361.21</td>
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<tr>
<td>2013</td>
<td>$3,293.24</td>
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<td>$0.00</td>
</tr>
<tr>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**TOTAL:** $14,732.37

B. **Interest Due**

C. **Total**

D. **5% Line C**

**Subtotal**

<table>
<thead>
<tr>
<th>E. Fee</th>
<th>F. MISC</th>
<th>G. MISC</th>
<th>H. MISC</th>
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</thead>
<tbody>
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<td>2016/17 Taxes:</td>
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<td>Mailing Fees:</td>
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<tr>
<td></td>
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</tr>
</tbody>
</table>

**TOTAL AMOUNT DUE:**

**CERTIFICATION BY COUNTY COMPTROLLER**

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

30-May-17

Christina M. Cooke
Executive Director of Finance & Taxation

*Interest and penalty computed to 11/22/17*
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   WALLACE M. CONKLIN, JR.
   0600-085.00-03.00-058.001

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to item 4 is "yes", on what will it impact?
   (circle appropriate category)
   County
   Town
   Economic Impact
   Village
   School District
   Other (Specify):
   Library District
   Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2017

10. Typed Name of Preparer
    Peter Belayea
    Diane C. Weyer

    Signature of Preparer
    Date
    6/2/17
    7/10/17
## General Fund

<table>
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<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 Rate per $1000</th>
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</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>$0</td>
<td>$0.00</td>
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## Police District and District Court

<table>
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<tr>
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<th>2017 FEV Tax Rate per $1000</th>
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</thead>
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<tr>
<td><strong>Total</strong></td>
<td>$0</td>
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## Combined

<table>
<thead>
<tr>
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<th>2017 Property Tax Levy</th>
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<th>2017 FEV Tax Rate per $1000</th>
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</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
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**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3. Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

To be completed by the Executive Budget Office.
June 22, 2017

Katie Horst, Intergovernmental Relations  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099

Re:  Tax Map No. 0600-085.00-03.00-058.001  
WALLACE M. CONKLIN, JR.

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne R. Thompson  
Real Property Management Supervisor

Attachment

cc:  CE Reso Review (e-copy)
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT PIETRINA FALANGA (SCTM NO. 0500-387.00-02.00-027.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500, Section 387.00, Block 02.00, Lot 027.000, and acquired by tax deed on October 17, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on October 21, 2016, in Liber 12884, at Page 818, and otherwise known and designated by the Town of Islip. Lot 25, on a certain map entitled "Map of Eljay Park", filed in the office of the Clerk of Suffolk County on April 17, 1970 as Map No. 5453; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 17, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on October 21, 2016 in Liber 12884 at Page 818.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, PIETRINA FALANGA has made application of said above described parcel and PIETRINA FALANGA has paid the application fee and has paid $34,838.52, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to PIETRINA FALANGA, 1057 Jackson Avenue, West Islip, NY 11795 to transfer the interest of Suffolk County in the above described property and on the above described terms.
DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
June 1, 2017

Tax Map No.: 0500-387.00-02.00-027.000
Name of Last Legal Fee Owner: PIETRINA FALANGA

COMPTROLLER'S COMPUTATION.......................... $28,461.14

Taxes........2016/2017........................................ $5,683.39
Certified Mail Fees........................................... $14.56
License Fee Collected................................. OPEN
Repairs.......................................................... OPEN
Other Expenses............................................. OPEN

TOTAL.................................................................. $34,838.52 ▼

Monies Received............................................... $34,838.52

RESOLUTION AMOUNT.................................... $34,838.52 ▼

APPROVED: .........................................................

PREPARED BY: ...................................................
Lori Sklar
Redemption Unit
(631)853-5937

Accounting
LS lag
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>YEAR</th>
<th>AMOUNT</th>
</tr>
</thead>
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<td>0</td>
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<tr>
<td>0</td>
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</tr>
</tbody>
</table>

TOTAL: $26,080.07

B. INTEREST DUE

$1,692.85

C. TOTAL

$27,752.92

D. 5% LINE C

$1,387.65

SUBTOTAL

$29,140.57

E. FEE

$0

F. MISC  MAILING FEES

$14.56

G. MISC  2016/17 TAXES

$5,683.39

H. MISC

$0

TOTAL AMOUNT DUE:

$34,838.52

CERTIFICATION BY COUNTY COMPTROLLER

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

30-May-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 11/26/17**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution X

2. Title of Proposed Legislation
Authorizing the sale, pursuant to Local Law No. 16-1978, of real property acquired under
Section 46 of the Suffolk County Tax Act
PIETRINA FALANGA
0500-387.00-02.00-027.000

3. Purpose of Proposed Legislation
Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to item 4 is "yes", on what will it impact?
circle appropriate category)

<table>
<thead>
<tr>
<th>County</th>
<th>Town</th>
<th>Economic Impact</th>
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</thead>
<tbody>
<tr>
<td>Village</td>
<td>School District</td>
<td>Other (Specify):</td>
</tr>
<tr>
<td>Library District</td>
<td>Fire District</td>
<td></td>
</tr>
</tbody>
</table>

6. If the answer to item 4 is "yes", provide detailed explanation of Impact
The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding
N/A

9. Timing of Impact
2017

10. Typed Name of Preparer Signature of Preparer Date
Lori Sklar [Signature] 6/21/17
Diane E. Weyer [Signature] 7/26/17
### GENERAL FUND

<table>
<thead>
<tr>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
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<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
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<tr>
<th>2017 PROPERTY TAX LEVY</th>
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<th>2017 FEV TAX RATE PER $1000</th>
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### COMBINED

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</thead>
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<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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</tbody>
</table>

**NOTES:**

3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
June 22, 2017

Katie Horst, Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0500-387.00-02.00-027.000
PIETRINA FALANGA

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne R. Thompson
Real Property Management Supervisor

Attachment
cc: CE Reso Review (e-copy)
RESOLUTION NO. 2017, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 TIMOTHY J. McGLINCHEY AND JOANNE M. McGLINCHEY, HIS WIFE (SCTM NO. 0500-088.00-02.00-113.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500 Section 088.00 Block 02.00 Lot 113.000 and acquired by Tax Deed on August 10, 2012 from Angle M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 14, 2012 in Liber 12701 at CP 101 and described as follows, known and designated as Lots 515 to 521 Inclusive on a certain map entitled “Map 14 Property of Russell Realty Co., Inc.” and filed in the Office of the Clerk of the County of Suffolk on January 15, 1937 as Map No. 600,

WHEREAS in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Timothy J. McGLinchev and Joanne M. McGLinchev, His Wife, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $25,000.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 85' x 139' (Landlocked) has been appraised at $10,500.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or his designee, has received and deposited the sum of $25,000.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land; now, therefore be it

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further
2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. This covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further

3rd RESOLVED, that the Director of Real Estate, and/or his designee, is hereby authorized to execute and acknowledge a, Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Timothy J. McGlinchey and Joanne M. McGlinchey, His Wife residing at 1509 Hummel Ave., Holbrook, New York 11741.

DATED:

APPROVED BY

[Signature]
County Executive of Suffolk County

Date of Approval:
**SUMMARY STATEMENT**

**DIRECT SALE:**
Suffolk County Local Law No. 13-1976  
Tax Map No. 0500-088.00-02.00-113.000

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<th>ADJOINING OWNER</th>
<th>BID</th>
<th></th>
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</thead>
<tbody>
<tr>
<td>Timothy J. &amp; Joanne M. MCGlinchey</td>
<td>$25,000.00</td>
<td></td>
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<tr>
<td>1509 Hummel Avenue</td>
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<td>Holbrook, NY 11741</td>
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<tr>
<td>Jennifer &amp; Michael Digirolamo</td>
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<td>1511 Hiram Ave</td>
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<td>Deborah Cullen &amp; Ralph Franco</td>
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<tr>
<td>Dolores &amp; Patrick Rice</td>
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<tr>
<td>1499 Hiram Avenue</td>
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</table>

**SIZE OF PARCEL:** 85' x 1 39' (Landlocked)  
**APPRaised VALUE:** $10,500.00  
**COMMENT:** Direct Sale to Adjacent Owner

Wayne R. Thompson  
Property Manager  
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution  X  Local Law  X  Charter Law _______

2. Title of Proposed Legislation
SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
LOCAL LAW No. 13-1976
TIMOTHY J. MCGLINCHEY AND JOANNE M. MCGLINCHEY,
HIS WIFE
(SCTM NO. 0500-088.00-02.00-113.000)

3. Purpose of Proposed Legislation
Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes  X  No _______

5. If the answer to Item 4 is “yes”, on what will it impact?

  X  County  _______ Town  _______ Economic Impact
  _______ Village  _______ School District Other (Specify):
  _______ Library District  _______ Fire District

6. If the answer to item 4 is “yes”, provide detailed explanation of impact:
Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
subdivision

  Unknown

8. Proposed Source of Funding

  None

9. Timing of Impact

  2017

10. Name & Title of Preparer

    R.J. Bhatt
    Land Management Specialist
    Diane E. Weyer
    Chief Financial Analyst

    Signature of Preparer  Date
    ______________________  6/20/17
    ______________________  7/10/17
### GENERAL FUND

<table>
<thead>
<tr>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 Rate Per $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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### NOTES:

3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
June 20, 2017

Katie Horst
Intergovernmental Relations
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Tax Map Number: 0500-088.00-02.00-113.000

Dear Ms. Horst:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson
Real Property Manager
Division of Real Property Acquisition and Management

WRT:slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor’s Memo

Copy of Resolution to:
CE Reso Review, (electronic copy)
RESOLUTION NO. -2017, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
ANDREW J. O’FLAHERTY AND MARIA A. O’FLAHERTY,
HUSBAND AND WIFE
(SCTM NO. 0504-017.00-03.00-011.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Islandia, Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0504 Section 017.00 Block 03.00 Lot 011.000 and acquired by Tax Deed on July 18, 2008 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on July 22, 2008 in Liber 12558 at CP 867 and described as follows, known and designated as part of Plot 1A on a certain map entitled “11th Map of Property of the House and Home Co.” and filed in the Office of the Clerk of the County of Suffolk on February 19, 1900 as Map No. 599,

WHEREAS in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Andrew J. O’Flaherty and Maria A. O’Flaherty, husband and wife have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $3,551.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 51' x 449' x 50' x 460' (Right-of-Way) has been appraised at $3,400.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or his designee, has received and deposited the sum of $3,551.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land; now, therefore be it

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further
RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee’s adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. This covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further

RESOLVED, that the Director of Real Estate, and/or his designee, is hereby authorized to execute and acknowledge a, Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Andrew J. O’Flaherty and Marla A. O’Flaherty, husband and wife, residing at 49 Ehrhardt Way, Islandia, New York 11749.

DATED:

APPROVED BY

County Executive of Suffolk County

Date of Approval:
DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0504-017.00-03.00-011.000

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<td>49 Ehrhardt Way</td>
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SIZE OF PARCEL: 51' x 449' x 50' x 460' (Right-of-Way)
APPRaised VALUE: $3,400.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law X  Charter Law ______

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
   LOCAL LAW No. 13-1976
   ANDREW J. O'FLAHERTY AND MARIA A. O'FLAHERTY;
   HUSBAND AND WIFE
   (SCTM NO. 0504-017.00-03.00-011.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes X  No ______

5. If the answer to Item 4 is "yes", on what will it impact?
   X  County  _______ Town  _______ Economic Impact
   ______ Village  _______ School District Other (Specify):
   ______ Library District  _______ Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of Impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2017

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt
    Land Management Specialist
    Diane E. Weyer
    Chief Financial Analyst
    6/20/17
    7/10/17
### GENERAL FUND

<table>
<thead>
<tr>
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<th>2017 PROPERTY TAX LEVY</th>
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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**

3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 19, 2017

Katie Horst
Intergovernmental Relations
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Tax Map Number: 0504-017.00-03.00-011.000

Dear Ms. Horst:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson
Real Property Manager
Division of Real Property Acquisition and Management

WRT:slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy of Resolution to:
CE Reso Review, (electronic copy)
RESOLUTION NO.  -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT FRANCISCO AND CARMEN RUIZ (SCTM NO. 0500-161.00-02.00-038.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500, Section 161.00, Block 02.00, Lot 038.000, and acquired by tax deed on October 17, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on October 21, 2016, in Liber 12884, at Page 618, and otherwise known and designated by the Town of Islip, Lot 22, on a certain map entitled "Map of Hilltop Estates", filed in the office of the Clerk of Suffolk County on September 30, 1964 as Map No. 4172; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 17, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on October 21, 2016 in Liber 12884 at Page 618.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale, and

WHEREAS, FRANCISCO AND CARMEN RUIZ have made application of said above described parcel and FRANCISCO AND CARMEN RUIZ have paid the application fee and will be paying $41,203.48, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d)(15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to FRANCISCO AND CARMEN RUIZ, 50 Robin Hill Place, Brentwood, NY 11717 to transfer the interest of Suffolk County in the above described property and on the above described terms.
County Executive of Suffolk County

Date:
June 20, 2017

Tax Map No.: 0500-161.00-02.00-038.000
Name of Last Legal Fee Owner: FRANCISCO AND CARMEN RUIZ

COMPTROLLER'S COMPUTATION ........................................ $35,050.04  V
Taxes........2016/2017 .................................................. $6,137.11  V
Certified Mail Fees....................................................... $16.33
License Fee Collected.................................................. OPEN
Repairs................................................................. OPEN
Other Expenses......................................................... OPEN

TOTAL ............................................................................... $41,203.48  V

Monies to be Received................................................... $41,203.48

RESOLUTION AMOUNT .................................................... $41,203.48  V

APPROVED:

[Signature]
Accounting
LS/AG

PREPARED BY:

[Signature]
Lori Sklar
Redemption Unit
(631) 853-5937
### A. Principal Amount Due on All Unpaid Taxes:

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**TOTAL:** $31,788.16

### B. Interest Due

### C. Total

### D. 5% Line C

### SUBTOTAL

| E. FEE | 0                |
| F. MISC| MAILING FEES     |
| G. MISC| 2016/17 TAXES    |
| H. MISC| 0                |

**TOTAL AMOUNT DUE:** $41,203.48

---

**Certification by County Comptroller**

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

02-Mar-17

Christina M. Cooke
Executive Director of Finance & Taxation

---

**Interest and penalty computed to and including 08/29/17**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution X

2. Title of Proposed Legislation
Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
FRANCISCO AND CARMEN RUIZ
0500-161.00-02.00-038.000

3. Purpose of Proposed Legislation
Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to Item 4 is “yes”, on what will it impact?
(circle appropriate category)

   County
   Town
   Village
   School District
   Library District
   Economic Impact
   Fire District

   Other (Specify):

6. If the answer to item 4 is “yes”, provide detailed explanation of impact
The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding
N/A

9. Timing of Impact
2017

10. Typed Name of Preparer
Lori Sklar
Diane Weyer

Signature of Preparer
Date
Lori Sklar
6/20/17
Diane Weyer
7/10/17
### GENERAL FUND

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#### NOTES:

3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
Katie Horst, Intergovernmental Relations  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099

Re: Tax Map No. 0500-161.00-02.00-038.000  
FRANCISCO AND CARMEN RUIZ

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Ron Holik for  
Wayne R. Thompson  
Real Property Management Supervisor

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH (SCTM NO. 0100-173.00-01.00-109.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 173.00, Block 01.00, Lot 109.000, and acquired by tax deed on August 15, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on August 26, 2016, in Liber 12877, at Page 105, and otherwise known and designated by the Town of Babylon, Lot 24, on a certain map entitled "Map of American Park", filed in the office of the Clerk of Suffolk County on May 23, 1967 as Map No. 4851; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 15, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on August 26, 2016 in Liber 12877 at Page 105.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH have made application of said above described parcel and OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH have paid the application fee and will be paying $74,770.34, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st

RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd

RESOLVED, that the Director of Real Estate, and/or her designee, be and she
hereby is authorized to execute and acknowledge a Quitclaim Deed to OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH, 22 Sunshine Lane, Amityville, NY 11701 to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY:

_________________________
County Executive of Suffolk County

Date:
Tax Map No: 0100-173.00-01.00-109.000
Name of Last Legal Fee Owner: OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH

COMPTROLLER'S COMPUTATION .......................................................... $64,224.11 $
Taxes .......................................................... 2016/2017 .......................................................... $10,469.03 $
Certified Mail Fees .......................................................... $77.20
License Fee Collected .......................................................... OPEN
Repairs .......................................................... OPEN
Other Expenses .......................................................... OPEN

TOTAL .......................................................... $74,770.34 $

Monies to be Received .......................................................... $74,770.34

RESOLUTION AMOUNT .......................................................... $74,770.34 $

APPROVED:

PREPARED BY: Lori Sklar
Redemption Unit
(631)853-5937
### A. Principal Amount Due on All Unpaid Taxes:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2012</td>
<td>$6,971.36</td>
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<tr>
<td>2013</td>
<td>$13,653.78</td>
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<tr>
<td>2014</td>
<td>$13,175.51</td>
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<tr>
<td>2015</td>
<td>$13,504.13</td>
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<tr>
<td>2016</td>
<td>$10,564.18</td>
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<td></td>
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<td></td>
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<tr>
<td></td>
<td>$</td>
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**Total:** $57,888.98

### B. Interest Due

<table>
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<tr>
<th></th>
<th>$3,296.86</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>$61,165.82</td>
</tr>
<tr>
<td></td>
<td>$3,058.29</td>
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</tbody>
</table>

**Subtotal:** $64,224.11

### E. Fee

<table>
<thead>
<tr>
<th></th>
<th>$</th>
</tr>
</thead>
</table>

### F. Misc

| MAILING FEES | $77.20 |

### G. Misc

| 2016/17 TAXES | $10,469.03 |

### H. Misc

|      | $           |

**Total Amount Due:** $74,770.34

### Certification by County Comptroller

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

10-Feb-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 08/09/17**

ks
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH
   0100-173.00-01.00-109.000

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   County X Town
   Village
   School District Other (Specify):
   Library District
   Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of Impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2017

10. Typed Name of Preparer    Signature of Preparer    Date
    Lori Sklar    Lori Sklar    6/27/17
    Diane E. Weyer    Diane E. Weyer    7/10/17
## Financial Impact
### 2017 Property Tax Levy
#### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 Rate Per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>General Fund</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>Police District and District Court</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>Combined</strong></td>
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<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3. Source for equalization rates: 2016 county equalization rates established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
June 29, 2017

Kalie Horst, Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0100-173.00-01.00-109.000
OTIS WELCH, SR., ALICE WELCH, OTIS WELCH JR., TERRY WELCH, MARILYN WELCH AND CHRISTOPHER WELCH

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne R. Thompson
Real Property Management Supervisor

WRT: SLR

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE (SCTM NO. 0400-232.00-04.00-037.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0400, Section 232.00, Block 04.00, Lot 037.000, and acquired by tax deed on October 18, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on October 21, 2016, in Liber 12884, at Page 819, and otherwise known and designated by the Town of Huntington, as Lots 317 and 318, Block 7, on a certain map entitled "Map of Huntington Centre, Section 2", filed in the office of the Clerk of Suffolk County on March 5, 1910 as Map No. 519; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 18, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on October 21, 2016 in Liber 12884 at Page 819.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE have made application of said above described parcel and ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE have paid the application fee and have paid $37,842.30, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1\textsuperscript{st} RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2\textsuperscript{nd} RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE, 2 Ridge Drive, Melville, NY 11747 to transfer the interest of Suffolk County in the above described property and on the above described terms.
Resolution Title:

ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE
0400-232.00-04.00-037.000

Purpose/Justification of Request:

Local Law No. 16 - 1976, as amended

Specify Where Applicable:

1. Is request due to change in law?   yes___ no X___
   If yes, please explain:

2. Has this resolution been submitted previously?   yes___ no X___
   If yes, give I.R.#, attach copy and reason for resubmittal:

3. Is backup attached?   yes X___ no___

4. Is this resolution subject to SEQRA review?   yes___ no X___

Fiscal Information:

Anticipated Revenue   $37,842.30

Contact Person   Lori Sklar   Telephone Number   (631)853-5937
Tax Map No.: 0400-232.00-04.00-037.000  
Name of Last Legal Fee Owner: ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>COMPTROLLER'S COMPUTATION</td>
<td>$36,916.50</td>
</tr>
<tr>
<td>Taxes 2016/2017</td>
<td>$902.31</td>
</tr>
<tr>
<td>Certified Mail Fees</td>
<td>$23.49</td>
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<tr>
<td>License Fee Collected</td>
<td>OPEN</td>
</tr>
<tr>
<td>Repairs</td>
<td>OPEN</td>
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<tr>
<td>Other Expenses</td>
<td>OPEN</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$37,842.30</strong></td>
</tr>
</tbody>
</table>

Monies Received: $37,842.30

RESOLUTION AMOUNT: $37,842.30

APPROVED:  

Lori Sklar  
Redemption Unit  
(631)853-5937

PREPARED BY:  

Accounting  
1/8/17

[Signature]
### A. Principal Amount Due on All Unpaid Taxes:

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
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<td>2016</td>
<td>$5,090.18</td>
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<tr>
<td>0</td>
<td>-</td>
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<td>0</td>
<td>-</td>
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<tr>
<td>0</td>
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<td>Total</td>
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### B. Interest Due

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<td>$1,573.99</td>
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### C. Total

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<tr>
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<td>$35,158.57</td>
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### D. 5% Line C

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<tr>
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<td>$1,757.93</td>
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### SUBTOTAL

<table>
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<tr>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>$36,916.50</td>
</tr>
</tbody>
</table>

### E. Fee

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tbody>
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</tr>
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</table>

### F. Misc

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>Mailing Fees</td>
<td>$23.49</td>
</tr>
</tbody>
</table>

### G. Misc

<table>
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<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2016/17 Taxes</td>
<td>$902.31</td>
</tr>
</tbody>
</table>

### H. Misc

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>-</td>
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</tbody>
</table>

### TOTAL Amount Due:

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Certification by County Comptroller

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

10-Feb-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 08/09/17**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE
   0400-232.00-04.00-037.000

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No ___

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   County
   Village
   Town
   School District
   Library District
   Economic Impact
   Other (Specify):
   Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of Impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2017

10. Typed Name of Preparer
    Lori Sklar
    Signature of Preparer
    Date
    6/27/17

    Diane E. Weyer
    7/10/17
## General Fund

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>0.00</td>
<td>0.00</td>
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</tbody>
</table>

## Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FET Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>0.00</td>
<td>0.00</td>
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</tbody>
</table>

## Combined

<table>
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<tr>
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<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FET Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>0.00</td>
<td>0.00</td>
</tr>
</tbody>
</table>

### Notes:
1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3. Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
June 29, 2017

Katie Horst, Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0400-232.00-04.00-037.000
ANGELO BERMUDEZ AND MARIE BERMUDEZ, HIS WIFE

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne R. Thompson
Real Property Management Supervisor

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. - 2017  AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW ENHANCED SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM 2014 REFERENDUM - LAND PURCHASES FOR OPEN SPACE PRESERVATION (CP 8732.210) - FOR THE CALDERONE PROPERTY - BEAVERDAM CREEK WATERSHED (TOWN OF BROOKHAVEN - SCTM #0200-961.00-03.00-084.000)

WHEREAS, Local Law No. 31-2014, a Charter Law Amending the 1¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Fund Property Tax Relief for Suffolk County, created the 2014 Enhanced Suffolk County Water Quality Protection Program, codified in Suffolk County Charter Article XII; and

WHEREAS, in November of 2014, two-thirds of Suffolk County voters approved Proposition No. 5-2014, enacting the provisions of Resolution No. 579-2014. Local Law No. 31-2014, "A Charter Law Amending the 1¼% Suffolk County Drinking Water Protection Program (DWPP) for Enhanced Water Quality Protection, Wastewater Infrastructure and General Property Fund Tax Relief for Suffolk County." This Proposition recognized the essential nature of the Drinking Water Protection Program to the well-being of the County's drinking water supply and required $29.4 million in serial bonds be issued through the Capital Program for water quality protection program projects; and

WHEREAS, THE 2016 Adopted Capital Budget contains three water quality protection 2014 Referendum capital projects totaling $29.4 million; CP 8732 for land purchases ($20.0 million), CP 8733 for water quality projects ($4.7 million), CP 8734 for sewer improvement projects ($4.7 million); and

WHEREAS, this capital project provides $20 million in serial bond funding for the acquisition by the County, by fee, lease or easement, of interests in land associated with the Suffolk County Drinking Water Protection Program; and

WHEREAS, Resolution No. 1002-2007, authorized planning/appraisal steps for the acquisition of said property; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Estate and/or his designee to negotiate the acquisition; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said property were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Estate and/or his designee and approved as to legality form by the Office of the County Attorney; now, therefore be it
1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the subject property set forth below under the New Enhanced Suffolk County Drinking Water Protection Program, effective as of June 14, 2016, Open Space component, for a total purchase price of Seventeen Thousand Dollars ($17,000), subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments:

<table>
<thead>
<tr>
<th>PARCEL:</th>
<th>Suffolk County</th>
<th>Acres: 0.28±</th>
</tr>
</thead>
<tbody>
<tr>
<td>No. 1</td>
<td>District 0200</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Section 961.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Block 03.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lot 084.00</td>
<td></td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the Director of Real Estate and/or his designee, is hereby authorized, empowered, and directed, pursuant to Section C42-3(C)(3) of the Suffolk County Charter, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Enhanced Suffolk County Drinking Water Protection Program, effective June 14, 2016, Section C12A-2(B)(1) of the Suffolk County Charter, for the County’s purchase price of Seventeen Thousand Dollars ($17,000), subject to a final survey; and be it further

3rd RESOLVED, that the County Comptroller is hereby authorized to reserve and to pay $17,000, subject to a final survey, from previously appropriated funds in capital project 525-CAP-8732.210 for the New Enhanced Suffolk County Drinking Water Protection Program, 2014 Referendum, effective as of June 14, 2016, pursuant to the new Article XIIA of the Suffolk County Charter, Section C12A-2(B)(1); and be it further

4th RESOLVED, that the Director of Real Estate and/or his designee; the Division of Planning and Environment; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and be it further

5th RESOLVED, that the acquisition of such parcel(s) meets the following criteria as required under Section C12-2(B)(1) of the Suffolk County Charter:

b.) lands within the watershed of the coastal stream, as determined by a reasonable planning or hydrological study;

d.) lands determined by the County Department of Planning to be necessary for maintaining the quality of surface and/or groundwater in Suffolk County; and be it further

7th RESOLVED, that the subject parcel(s) shall be transferred to the County Department of Parks, Recreation and Conservation for passive recreational use; and be it further
8th RESOLVED, that the above activity is an unlisted action pursuant to the provisions of Title 6 NYCRR, Part 617; and be it further

9th RESOLVED, that the project will not have a significant effect on the environment for the following reasons:

1.) the proposed action will not exceed any of the criteria of 6 NYCRR, Section 617.7, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form; and

2.) the proposed use of the subject parcel(s) is passive park; and

3.) if not acquired, the property will most likely be developed for residential purposes; incurring far greater environmental impact than the proposed acquisition and preservation of the site would have; and be it further

10th RESOLVED, that in accordance with Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the Suffolk County Council on Environmental Quality is hereby directed to prepare and circulate any appropriate notices or determinations in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County
Date of Approval:
1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   Authorizing the acquisition under the New Enhanced Suffolk County Drinking Water Protection Program - Open Space, of the Calderone property (Beaverdam Creek), SCT#0200-961.00-03.00-084.000, (Town of Brookhaven).

3. Purpose of Proposed Legislation
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  YES  NO X

5. If the answer to item 4 is "yes", on what will it impact?  (Circle appropriate category)
   County  Town  Economic Impact
   Village  School District  Other (Specify):
   Library District  Fire District

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
   N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   New Suffolk County Enhanced Drinking Water Protection Program

9. Timing of Impact

10. Typed Name & Title of Preparer 11. Signature of Preparer  12. Date
    Jason Smagin  Acting Director of Real Estate
    June E. Weyer  Chief Financial Analyst  6/28/17
    7/10/17

SCIN FORM 175b (10/95)
## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
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### POLICE DISTRICT AND DISTRICT COURT

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### NOTES:
3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 27, 2017

Ms. Katie Horst  
Intergovernmental Relations  
H. Lee Dennison Building -12th Floor  
100 Veterans Memorial Highway  
Hauppauge, NY 11788-0099

Dear Ms. Horst:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the Calderone property Beaverdam Creek, in the Town of Brookhaven, under the New Enhanced Suffolk County Drinking Water Protection Program. The purchase price is $17,000.00 for 0.28± acres.

Please contact me if you require any additional information.

Sincerely,

[Signature]

Jason Smagin  
Acting Director of Real Estate

JS:pd  
Att.

CC: Theresa Ward, Deputy County Executive & Commissioner, Dept. of Economic Development and Planning (email)  
Sarah Lansdale, Director, Division of Planning & Environment (email)  
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (email)  
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt.  
Lauretta Fischer, Chief Environmental Analyst, Division of Planning (email)  
Diane Zielinski, Acquisition Agent  
CE Reso Review (e-mail copy only)
TITLE OF BILL:
RESOLUTION AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW ENHANCED SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM 2014 REFERENDUM-LAND PURCHASES FOR OPEN SPACE PRESERVATION (CP8732.210) FOR THE CALDERONE PROPERTY-BEAVERDAM CREEK WATERSHED- TOWN OF BROOKHAVEN- SCTM# 0200-961.00-03.00-084.000

PURPOSE OR GENERAL IDEA OF BILL:
OPEN SPACE PRESERVATION IN BEAVERDAM CREEK WATERSHED

SUMMARY OR SPECIFIC PROVISIONS:
RESOLUTION NO. 1002-2007 AUTHORIZED PLANNING STEPS

JUSTIFICATION:
FUNDING AVAILABLE CP 8732.210

FISCAL IMPLICATIONS:
N/A
RESOLUTION NO.  2017, ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM

WHEREAS, the New York State Office of Temporary Disability Assistance (NYSOTDA) has notified the Suffolk County Department of Labor, Licensing and Consumer Affairs of additional grant funds in the amount of $223,579; and

WHEREAS, this grant is funded by the Temporary Assistance for Needy Families (TANF) program, for the express purpose of providing subsidized summer youth employment; and

WHEREAS, these funds have not been included in the 2017 Adopted Operating Budget; and

WHEREAS, these funds are available from May 1, 2017 to September 30, 2017; and

WHEREAS, these funds are 100% State funded; now, therefore be it

1st RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; and be it further

2nd RESOLVED, that the County Comptroller be hereby authorized to accept and appropriate the additional funds as follows:

<table>
<thead>
<tr>
<th>REVENUES:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>320-LAB-3790 State Aid: Various Labor Programs</td>
<td>$223,579</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

Department of Labor (LAB)
SUMMER TANF
320-6600

<table>
<thead>
<tr>
<th>1000 PERSONNEL SERVICES</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1112 – Summer Program</td>
<td>$207,691</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>8000 EMPLOYEE BENEFITS</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>8330 – Social Security</td>
<td>$15,888</td>
</tr>
</tbody>
</table>

and be it further
3rd

RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") Section 817.5 (c) (25) and (27), in that the resolution concerns purchase of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
1. **Type of Legislation**
   - Resolution _X_  
   - Local Law ___  
   - Charter Law ___

2. **Title of Proposed Legislation:** ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM

3. **Purpose of Proposed Legislation**
   - ACCEPT AND APPROPRIATE SUMMER YOUTH EMPLOYMENT FUNDS

4. **Will the Proposed Legislation Have a Fiscal Impact? Yes _X_ No**
   - REVENUE TO COUNTY

5. **If the Answer to item 4 is "yes", on what will it impact? (check appropriate category)**
   - X _County_  
   - ___ Village ___  
   - ___ School District ___  
   - ___ Library District ___  
   - ___ Economic Impact ___  
   - ___ Fire District ___  
   - ___ Other (Specify) ___  
   - ___ NOT APPLICABLE ___

6. **If the answer to item 4 is "yes", Provide Detailed Explanation of Impact**
   - REVENUE TO THE COUNTY.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Subdivision.**
   - N/A

8. **Proposed Source of Funding**
   - NEW YORK STATE DEPARTMENT OF TEMPORARY AND DISABILITY ASSISTANCE

9. **Timing of Impact**
   - IMMEDIATE

10. **Typed Name & Title of Preparer**
    - BARBARA D'AMICO  
    - DIRECTOR OF FINANCE

11. **Signature of Preparer**
    - Barbara D'Amico

12. **Date**
    - June 22, 2017

---

SCIN FORM 175b (10/95)

---

[Signatures and notes related to budget office.]
### GENERAL FUND

<table>
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<tr>
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<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
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<tr>
<td>TOTAL</td>
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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<th>2017 COST TO AVG TAXPAYER</th>
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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL:  To accept and appropriate additional funds for a 100% state funded Summer Youth Employment Program

PURPOSE OR GENERAL IDEA OF BILL:  Funding is awarded by the Temporary Assistance for Needy Families (TANF) program for the express purpose of providing subsidized summer youth employment.

SUMMARY OF SPECIFIC PROVISIONS:  The TANF Summer Youth Employment Program provides youth (over 700) from low income households with employment opportunities during the summer months. To augment the work component of the program, providers may include educational and/or career exploration activities which will better prepare youth as they continue their education and transition to the world of work.

JUSTIFICATION:  Eligible participants include youth ages 14 to 20 that are: Family Assistance (FA) recipients; former FA recipients who have reached their 60-month limit on TANF and have transitioned to Safety Net (SN) Assistance; or are eligible under 200% of federal poverty guidelines in accordance with 00-LCM-20.

FISCAL IMPLICATIONS:  No County funding required – 100% State funded.
2017 New York State Summer Youth Employment Program
District Designation Form

On behalf of the Suffolk County Department of Social Services, I,

John F. O'Neill as Commissioner of the Suffolk Department of Social Services, hereby instruct the Office of Temporary and Disability Assistance (OTDA) to disburse our 2017 New York State Summer Youth Employment Program (SYEP) allocation as detailed below. I certify that I have the legal authority to authorize the assignment of these funds. The funds dedicated to the operation of the 2017 New York State SYEP will be used in accordance with program and fiscal guidelines established by OTDA. For districts opting to assign all or a portion of their 2017 allocation to Workforce Development Boards (WDBs), districts will be held liable for funds not used in a manner consistent with the requirements of the New York State SYEP allocation or where funds are due from the WDB.

A. 2017 SYEP Allocation

$ 1,328,661.00

B. Amount of Transfer to FFFS
   (optional)

$ ________________________________
   (must not exceed 8.3% of allocation)

C. Amount Dedicated to SYEP

$ 1,328,661.00
   (must be at least 91.7% of allocation)

D. Amount Assigned to WDB
   (optional)

$ ________________________________
   (district must coordinate SYEP services with WDB)

Completed by: ________________________________
Commissioner's Signature

Date: 5/23/17
TO: Katie Horst, Director of Intergovernmental Relations
Suffolk County Executive’s Office

FROM: Frank Nardelli, Commissioner

DATE: June 22, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -2017, ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE “RESO-LLCA-SUMMER TANF”

Thank you for your assistance.

***

FN:dv
Attachment
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING 100% STATE GRANT FUNDS FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES IN THE AMOUNT OF $85,090 FOR THE 2017-2018 AID TO CRIME LABORATORIES GRANT PROGRAM FOR THE SUFFOLK COUNTY OFFICE OF THE MEDICAL EXAMINER, TOXICOLOGY LABORATORY AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Division of Criminal Justice Services has awarded State grant funding to Suffolk County under the 2017-2018 Aid to Crime Laboratories Grant Program to be implemented by the Office of the Medical Examiner, Toxicology Laboratory; and

WHEREAS, the Aid to Crime Laboratories grant funds will be used to enhance the effectiveness, efficiency, reliability and accuracy of laboratory services within New York State Forensic Laboratories; and

WHEREAS, this grant has a start date of 07/01/2017 and ends on 06/30/2018 in which the County will receive 100% grant funding in the amount of $85,090 for the 2017-2018 Aid to Crime Laboratories Grant Program; and

WHEREAS, these funds were not included in the 2017 Suffolk County Adopted Operating Budget and $85,090 needs to be appropriated; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept and appropriate said state grant funds as follows:

Aid to Crime Laboratories FY17-18 - $85,090

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>4749</td>
<td>3326</td>
<td>$85,090</td>
</tr>
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</table>

ORGANIZATIONS

Office of the Medical Examiner
Aid to Labs-Tox Lab FY17-18
003-MED-4749

1000-PERSONNEL SERVICES: $85,090

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4749</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
<td>$85,090</td>
</tr>
</tbody>
</table>
and be it further

2\textsuperscript{nd} RESOLVED, that the funding and expenditures that may be incurred run concurrent to the budget period as specified in the award letter; and be it further

3\textsuperscript{rd} RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; and be it further

4\textsuperscript{th} RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(C)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
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<tbody>
<tr>
<td>X</td>
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2. Title of Proposed Legislation
Accepting and appropriating 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $85,090 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements.

3. Purpose of Proposed Legislation
This legislation is needed to accept and appropriate 100% State grant funds from the New York State Division of Criminal Justice Services to the Suffolk County Office of the Medical Examiner, Toxicology Laboratory for the 2017-2018 Aid to Crime Laboratories Grant Program.

4. Will the Proposed Legislation Have a Fiscal Impact?  **YES**  **NO**  

5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)
- County
- Town
- Village
- School District
- Library District
- Fire District
- Economic Impact
- Other (Specify):

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
New York State Division of Criminal Justice Services.

9. Timing of Impact
2017-2018

10. Typed Name & Title of Preparer
Liza Wright
Senior Budget Analyst
Diane E. Weyer
Chief Financial Analyst

11. Signature of Preparer

12. Date
6/29/17
7/10/17
# FINANCIAL IMPACT
## 2017 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

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**NOTES:**

3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 27, 2017

Michael Lehrer Ph.D.
Laboratory Director
Suffolk County Toxicology Laboratory
Forensic Sciences Building #487
725 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Dr. Lehrer:

I am pleased to advise you that the Suffolk County Toxicology Laboratory has been awarded $85,090 under the 2017-2018 Aid to Crime Laboratories Grant Program. The contract will be for the 12-month period beginning July 1, 2017 and ending June 30, 2018.

NYS Division of Criminal Justice Services' Program Representative Tonya Tamir will contact you to finalize the contract. Should you have any questions, please contact Ms. Tamir at (518) 457-9896 or Tonya.Tamir@dcis.ny.gov.

We are pleased to provide funding assistance to the Aid to Crime Laboratories program. Thank you for your continued work to make New York the safest large state in the nation.

Very truly yours,

Michael C. Green
Executive Deputy Commissioner

MCG:var:sl
cc: Brian Gestring
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Accepting and appropriating 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $85,090 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements.

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate 100% State grant funds from the New York State Division of Criminal Justice to the Suffolk County Office of the Medical Examiner, Toxicology Laboratory.

SUMMARY OF SPECIFIC PROVISIONS: None.

JUSTIFICATION: Funding provided by the Aid to Crime Laboratories grant program is used to enhance the effectiveness, efficiency, reliability and accuracy of laboratory services within New York State Forensic Laboratories. This grant will provide approximately 85% funding for the annual salary of a Forensic Scientist III not including fringe.

FISCAL IMPLICATIONS: Accept and appropriate $85,090 in New York State grant funds to the 2017 Adopted Operating Budget.
June 29, 2017

Katie Horst, Director
Intergovernmental Relations Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788

Dear Ms. Horst:

I request the introduction of the enclosed Resolution to accept and appropriate 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $85,090 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Toxicology Laboratory and to execute grant related agreements. These grant funds will be used to enhance the effectiveness, efficiency, reliability and accuracy of laboratory services within New York State Forensic Laboratories.

I enclose the financial impact statement and other back-up materials for this Resolution. If you have any questions, please contact Liza Wright at 853-5525. Also, an e-mail version of this resolution was sent to CE RESO REVIEW and the file name is “Reso-MED-Aid to Crime Labs-Tox.doc”

Sincerely,

Michael J. Caplan M.D.
Chief Medical Examiner

Enclosures

C: Dennis Cohen, Chief Deputy County Executive
    John Kaiman, Deputy County Executive
    Liza Wright, Senior Budget Analyst
RESOLUTION NO. -2017, AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT DOROTHY LEWIS (SCTM NO. 0100-090.00-02.00-062.005)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 090.00, Block 02.00, Lot 062.005, and acquired by tax deed on February 24, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York and recorded on March 03, 2016 in Liber 12854, at Page 965, and otherwise known and designated by the Town of Babylon, Lot 95 and Part of Lot 96, on a certain map entitled "Map of Babylon Farms, Section 2", filed in the office of the Clerk of Suffolk County on July 30, 1935 as Map No. 1186; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on February 24, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on March 03, 2016 in Liber 12854 at Page 965.

WHEREAS, in accordance with Suffolk County Local Law No. 16-1976, provision has been made for the sale of such real property acquired by the County through tax sale; and

WHEREAS, DOROTHY LEWIS has made application of said above described parcel and DOROTHY LEWIS has paid the application fee and has paid will be paying $45,637.66, as payment of taxes, penalties, interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by applicant, through November 30, 2017; now, therefore be it

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a)(1); and be it further

2nd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to DOROTHY LEWIS, 176 Tell Avenue, Deer Park, NY 11729 to transfer the interest of Suffolk County in the above described property and on the above described terms.
DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
June 29, 2017

Tax Map No.: 0100-090.00-02.00-062.005
Name of Last Legal Fee Owner: DOROTHY LEWIS

COMPTROLLER'S COMPUTATION $37,666.99
Taxes 2016/2017 $7,963.94
Certified Mail Fees $6.73
License Fee Collected OPEN
Repairs OPEN
Other Expenses OPEN

TOTAL $45,637.66

Monies to be Received $45,637.66

RESOLUTION AMOUNT $45,637.66

APPROVED:

Lori Sklar
Redemption Unit
(631)853-5937

Accounting
LS lag

6/30/2017
## COMPUTATION BY SUFFOLK COUNTY COMPTROLLER

### DISTRICT: 0100  SECTION: 090.00  BLOCK: 02.00  LOT: 062.005

**A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:**

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**TOTAL:** $33,140.07

### B. INTEREST DUE

**C. TOTAL**

**D. 5% LINE C**

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**E. FEE**

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**F. MISC**

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**TOTAL AMOUNT DUE:**

$45,637.66

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**CERTIFICATION BY COUNTY COMPTROLLER**

I, Christina Cooke, Executive Director of Finance & Taxation for the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

31-Jan-17

Christina Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 07/30/17**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1978, of real property acquired under Section 46 of the Suffolk County Tax Act
   DOROTHY LEWIS
   0100-090.00-02.00-062.005

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify):
   - Library District
   - Fire District

6. If the answer to item 4 is "yes", provide detailed explanation of impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2017

10. Typed Name of Preparer  Signature of Preparer  Date
    Lori Sklar  Diane C. Sawyer  6/30/17
    (Signature)  (Signature)  7/10/17
## FINANCIAL IMPACT

### 2017 PROPERTY TAX LEVY

#### COST TO THE AVERAGE TAXPAYER

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### NOTES:


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
100-090-02-062 005
June 30, 2017

Katie Horst, Intergovernmental Relations  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099

Re:  Tax Map No. 0010-090.00-02.00-062.005  
DOROTHY LEWIS

Dear Ms. Horst:

Enclosed herewith for your approval is an original of the proposed resolution with documentation pursuant to:

Local Law No. 16-1976, as amended – Authorizing the redemption of real property.

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Wayne R. Thompson  
Real Property Management Supervisor

WRT:LS lag  
Attachment  
cc:  CE Reso Review (e-copy)
RESOLUTION NO. -2017, APPROVING A LICENSE AGREEMENT FOR TERRY A. CALDWELL TO RESIDE IN ROBERT CUSHMAN MURPHY COUNTY PARK AT UNIT 114B - 300 OLD RIVER ROAD, MANORVILLE, NEW YORK 11949

WHEREAS, Article II of Chapter 378 of the Suffolk County Code, enacted through the adoption of Local Law No. 30-2008 ("A Local Law to Protect the County's Historic and Culturally Significant Properties"), established a new process to govern the rental of properties under the jurisdiction of the Department of Parks, Recreation and Conservation; and

WHEREAS, in accordance with the process set forth by the aforementioned Local Law, the Commissioner of the Department of Parks, Recreation, and Conservation recommends that Terry A. Caldwell be approved to enter into a license agreement to reside in Robert Cushman Murphy County Park at the 1 bedroom cottage, Unit 114B- 300 Old River Road, Manorville, New York 11949; and

WHEREAS, the Division of Real Property Acquisitions and Management’s Appraisal Review Unit has issued an appraisal of the market rent for this 1 bedroom cottage; now, therefore, be it

1st RESOLVED, that the Suffolk County Department of Parks, Recreation, Conservation is authorized, empowered, and directed, to enter into a License Agreement with Terry A. Caldwell to reside in Robert Cushman Murphy County Park at the 1 bedroom cottage, Unit 114B- 300 Old River Road, Manorville, New York 11949 at a rental charge/license fee of $1,050.00 per month, in accordance with the provisions set forth in Chapter 378 of the SUFFOLK COUNTY CODE and Local Law No. 30-2008; and be it further

2nd RESOLVED, Unit 114B- in Robert Cushman Murphy County Park at 300 Old River Road, Manorville, New York 11949, the 1 bedroom cottage and grounds on said premises shall be returned to the County of Suffolk at the conclusion of the License Agreement authorized pursuant to the 1st RESOLVED clause of this resolution in a physical condition that is substantially the same condition as on the effective date of any such agreement, or better, subject to reasonable use, wear, tear, and natural deterioration, between the date thereof and the conclusion of any such use agreements; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") §617.5(c)(15), (20), and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major realignment of priorities, and adoption of a local legislative decision in connection with the same, and, since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

[Signature]
County Executive of Suffolk County

Date of Approval:
# Statement of Financial Impact

## 1. Type of Legislation
- Resolution: X
- Local Law: __
- Charter Law: __

## 2. Title of Proposed Legislation
APPROVING A LICENSE AGREEMENT FOR TERRY A CALDWELL TO RESIDE IN ROBERT CUSHMAN MURPHY COUNTY PARK at UNIT 114B, 300 OLD RIVER ROAD, MANORVILLE, NEW YORK 11949

## 3. Purpose of Proposed Legislation
See #2.

## 4. Will the Proposed Legislation Have a Fiscal Impact?
- Yes: X
- No: __

## 5. If the answer to item 4 is “yes”, on what will it impact? (circle appropriate category)
- County
- Town
- Economic Impact
- Village
- School District
- Other (Specify): __
- Library District
- Fire District

## 6. If the answer to item 5 is “yes”, Provide Detailed Explanation of Impact
County will receive $1,050.00 per month during the term of the license agreement.

## 7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
N/A

## 8. Proposed Source of Funding
N/A

## 9. Timing Impact
Monthly, during the agreement term.

## 10. Typed Name & Title of Preparer
Terry Maccarrone
Coordinator of Community Based Programs

## 11. Signature of Preparer
Terry Maccarrone

## 12. Date
6/30/2017

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SCIN FORM 175b (10/95)  Page 1 of 1
### GENERAL FUND

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<th>2017 Property Tax Levy</th>
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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS MEMORANDUM OF SUPPORT

TITLE OF BILL: Approving a License Agreement for Terry A. Caldwell to reside in Robert Cushman Murphy County Park at Unit 114B-300 Old River Road, Manorville, New York 11949.

PURPOSE OR GENERAL IDEA OF BILL: The purpose of this resolution is to approve a License Agreement authorizing Terry A. Caldwell to reside in Robert Cushman Murphy County Park at Unit 114B-300 Old River Road, Manorville, New York 11949 in accordance with the Parks Department’s formal rental housing policies and procedures.

SUMMARY OF SPECIFIC PROVISIONS: This resolution approves the license agreement authorizing Terry A. Caldwell, a Suffolk County Senior Examiner I in the Suffolk County Department of Social Services to reside in Robert Cushman Murphy County Park at the 1 bedroom cottage, Unit 114B-300 Old River Road, Manorville, New York 11949. The rental fee of $1,050.00 per month has been determined via a formal appraisal of fair market value, in accordance with the provisions set forth in Chapter 378 of the Suffolk County Code and Local Law No. 30-2008.

JUSTIFICATION: This resolution will allow a vacant Historic and Culturally Significant Property to be protected and maintained.

FISCAL IMPLICATIONS: The County will receive $1,050.00 monthly rental fee for the month-to-month rental agreement. This rental fee is in accordance with a fair market value appraisal which was performed by the Suffolk County Division of Real Estate.
TO: KATIE HORST, Director of Intergovernmental Relations

FROM: PHILIP A. BERDOLT, Commissioner

DATE: JUNE 30, 2017

RE: INTRODUCTORY RESOLUTION APPROVING A LICENSE AGREEMENT FOR TERRY A. CALDWELL TO RESIDE IN ROBERT CUSHMAN MURPHY COUNTY PARK AT UNIT 114B- 300 OLD RIVER ROAD, MANORVILLE, NEW YORK 11949

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “Reso-PKS-Approving a License Agreement for Terry A. Caldwell to reside in Unit 114B.doc.

In accordance with the procedures set forth by Local Law No. 30-2008, I recommend that the County enter into a license agreement with Terry A. Caldwell to reside in Robert Cushman Murphy County Park at Unit 114B- 300 Old River Road, Manorville, New York 11949.

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. - 2017, AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 1305 S. STRONG AVE, COPIAGUE (SCTM 0100-198.00-02.00-029.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

WHEREAS, Local Law 18-2012 authorized the County to establish the Suffolk County Landbank Corporation ("Landbank"); and

WHEREAS, Local Law 1-2016 further clarified funding sources for the operation of the Landbank; and

WHEREAS, the Landbank’s mission is to efficiently facilitate the return of distressed and underutilized properties within Suffolk County to productive uses consistent with the comprehensive plans of the jurisdictions in which they are located; and

WHEREAS, the Landbank is specifically charged with the goal of reducing the number of properties that are both tax delinquent and environmentally challenged within Suffolk County; and

WHEREAS, since its inception the Landbank has identified over 130 properties which are both tax delinquent and potentially environmentally challenged, all of which represent an ongoing cost to the County; and

WHEREAS, the Landbank conducts exhaustive due diligence efforts on all potentially contaminated tax delinquent properties including Phase I and Phase II Environmental Site Assessments ("ESA") as appropriate on an ongoing basis to identify properties suitable for potential sale and redevelopment; and

WHEREAS, the Landbank identified nine such sites and released a Request for Proposals ("RFP") seeking responsible developers for those sites in May 2017; and

WHEREAS, the former wallpaper factory and vehicle repair shop, otherwise known as the Levey Property, and located at 1305 S. Strong Ave in Copiague (SCTM 0100-198.00-02.00-029.000 the “Property” or the “Site”), which has been tax delinquent for 23 years with tax liens, interest, and penalties totaling over $1.08 million was included in said RFP; and

WHEREAS, as authorized by Resolution 764 of 2016, Suffolk County, the Landbank, The New York State Department of Environmental Conservation ("NYS DEC"), and the Office of State Comptroller, New York Environmental Protection and Spill Compensation Fund entered into an agreement ("Agreement") dated October 26th 2016, which provided for cooperation, covenant not to sue, and reimbursement of costs related to certain tax-delinquent properties; and

WHEREAS, the Property in question is included in said Agreement; and

WHEREAS, the Site owners have failed to enter into a qualified payment plan pursuant to Suffolk County Tax Act Section 47-a; and
WHEREAS, the Landbank received one proposal for the Site from Brook Avenue Lumber, Inc.; and

WHEREAS, Brook Avenue Lumber, Inc. proposes to pay $325,000 for the tax liens on the Site with the intention to rehabilitate and remediate the existing Site; and

WHEREAS, clean-up costs are unknown at this time as the New York State Department of Environmental Conservation ("NYSDEC") has completed certain remedial action on the site, but additional investigation and cleanup may be required by the proposer; and

WHEREAS, at its June 28, 2017 meeting, the Landbank Board of Directors approved the acquisition of the liens associated with this Site from the County for the negotiated sale and assignment to Brook Avenue Lumber, Inc, pending the approval of the Legislature; and

WHEREAS, the current owners of the Site, Crescent Group Realty, Inc. have petitioned the New York State Supreme Court for an Order Pursuant to Article 78 of The Civil Practice Law and Rules, directing the Suffolk County Comptroller to negotiate and enter into an agreement for installment payments to be made for delinquent taxes owed on the Property; and

WHEREAS, while such petition is in contradiction to the Suffolk County Tax Act, the Suffolk County Comptroller is temporarily enjoined from transferring title on the Property; now, therefore be it

1st RESOLVED, as authorized by Sections 1608 and 1616 of the New York State Land Bank Act and notwithstanding Suffolk County Resolution Nos. 936-1972 and 1010-1972, the County hereby authorizes the sale of all liens for the Property (SCTM 0100-198.00-02.00-029.00), to the Suffolk County Landbank Corporation at a nominal value not to exceed $1 per tax lien; and be it further

2nd RESOLVED, said sale of liens shall not take place unless and until a determination is entered by the New York State Supreme Court, dismissing an Article 78 petition by Crescent Group Realty, Inc. to compel the County to enter into an installment payment plan for tax arrears, and the expiration of a 30 day period subsequent thereto for the filing of a notice of appeal without such filing; and be it further

3rd RESOLVED, that once the action referred to in the 2nd RESOLVED is dismissed or terminated in favor of the County, the Suffolk County Comptroller is hereby directed to assign all existing and future tax liens incurred by Crescent Group Realty, Inc. for the aforementioned property to the Suffolk County Landbank Corporation; and be it further

4th RESOLVED, the Landbank shall dispose of said liens to Brook Avenue Lumber Inc. or a designee entity under its control for an amount not less than $325,000 to be paid directly to the Landbank and distributed pursuant to existing agreements with the County and other agencies; and be it further

5th RESOLVED, upon request of Brook Avenue Lumber, Inc. or a designee entity under his control, the Suffolk County Comptroller is hereby directed to perform an administrative foreclosure and issue fee simple title to Brook Avenue Lumber, Inc. or a
designee entity under his control for the Site (SCTM 0100-198.00-02.00-029.000); and be it further

6th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (“SEQRA”), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (“NYCRR”) in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:
APPROVED BY:

Date:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  x  Local Law  Charter Law

2. Title of Proposed Legislation
   AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 1305 S. STRONG AVE, COPIAGUE (SCTM 0100-198.00-02.00-029.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

3. Purpose of Proposed Legislation
   To transfer tax liens on tax delinquent environmentally sensitive parcels to the Suffolk County Landbank Corporation for the purpose of resale of said liens.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes  x  No

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
   (County  x  Town  Economic Impact  Village  School District  Other (Specify):
   Library District  Fire District)

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   Positive impact from sale of tax liens pursuant to LL 1-2016
   Positive ongoing impact to Suffolk County from County portion of $44,122 ongoing tax bill
   Cost savings to Suffolk County from not making other taxing jurisdictions whole on future tax assessments.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   Beginning in FY 2017 and affecting future fiscal years

10. Typed Name & Title of Preparer
    Sarah Lansdale, Director of Planning
    President, SC Landbank Corp.

11. Signature of Preparer
    Doro Arrey

12. Date
    June 30, 2017

SCIN FORM 175b (10/95)
### GENERAL FUND

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**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office.
TITLE OF BILL:

RESOLUTION NO.    2017, AUTHORIZING THE SALE OF TAX LIEN
CERTIFICATES ON 1305 S. STRONG AVE, COPIAGUE (SCTM 0100-198.00-02.00-
029.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

PURPOSE OR GENERAL IDEA OF BILL:

Transfers all certificates of tax liens related to tax-delinquent property to the Landbank
and authorizes the Landbank to sell said tax liens.

SUMMARY OF SPECIFIC PROVISIONS:

Local Law 18-2012 and the New York State Land Bank Act.

JUSTIFICATION:

Local Law 18-2012, as empowered by the NYS Land Bank Act created the Suffolk
County Landbank Corporation for the express purpose of facilitating the return of
underutilized, environmentally distressed properties back to productive uses while
protecting the County from any potential liability associated with the potential
environmental contamination.

FISCAL IMPLICATIONS:

N/A
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations

FROM: Sarah Lansdale, Director of Planning

Department of Economic Development and Planning

President – Suffolk County Landbank Corp.

DATE: June 30, 2017

RE: AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 1305 S. STRONG AVE, COPIAQUE (SCTM 0100-198.00-02.00-029.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

The Department of Economic Development and Planning respectfully requests that the above-referenced be introduced at the July 25, 2017 meeting of the Legislature.

Attached please find the required supporting documentation.

Thank you.
RESOLUTION NO. - 2017, AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 405 LAKEVIEW AVE, BAYPORT (SCTM 0500-333.00-01.00-004.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

WHEREAS, Local Law 18-2012 authorized the County to establish the Suffolk County Landbank Corporation ("Landbank"); and

WHEREAS, the Landbank’s mission is to efficiently facilitate the return of distressed and underutilized properties within Suffolk County to productive uses consistent with the comprehensive plans of the jurisdictions in which they are located; and

WHEREAS, the Landbank is specifically charged with the goal of reducing the number of properties that are both tax delinquent and environmentally challenged within Suffolk County; and

WHEREAS, since its inception the Landbank has identified over 130 properties which are both tax delinquent and potentially environmentally challenged, all of which represent an ongoing cost to the County; and

WHEREAS, the Landbank conducts exhaustive due diligence efforts on all potentially contaminated tax delinquent properties including Phase I and Phase II Environmental Site Assessments ("ESA") as appropriate on an ongoing basis to identify properties suitable for potential sale and redevelopment; and

WHEREAS, the Landbank identified nine such sites and released a Request for Proposals ("RFP") seeking responsible developers for those sites in May 2017; and

WHEREAS, the former Auto Repair shop located at 405 Lakeview Ave in Bayport (SCTM 0500-333.00-01.00-004.000 or the "Site"), which has been tax delinquent for seven years with tax liens, interest, and penalties totaling over $205,000 was included in said RFP; and

WHEREAS, the Site owners have failed to enter into a qualified payment plan pursuant to Suffolk County Tax Act Section 47-a; and

WHEREAS, the Landbank received one proposal for the Site from Benedetto Romano; and

WHEREAS, Benedetto Romano proposes to pay $256,700 for the tax liens on the Site with the intention to rehabilitate and remediate the existing Site; and

WHEREAS, as part of the Phase II ESA which the Landbank oversaw at the Site, the Landbank received an estimate for the cost to clean the site up to commercial standards to be approximately $18,000; and
WHEREAS, at its June 28, 2017 meeting, the Landbank Board of Directors approved the acquisition of the liens associated with this Site from the County for the negotiated sale and assignment to Benedetto Romano, pending the approval of the Legislature; now, therefore be it

1st RESOLVED, as authorized by Sections 1608 and 1616 of the New York State Land Bank Act and notwithstanding Suffolk County Resolution Nos. 936-1972 and 1010-1972, the County hereby authorizes the sale of all liens for the Site (SCTM 0500-333.00-01.00-004.000), to the Suffolk County Landbank Corporation at a nominal value not to exceed $1 per tax lien; and be it further

2nd RESOLVED, the Suffolk County Comptroller is hereby directed to assign all existing and future tax liens incurred by the current owners, Robert and/or Patricia Venero for the aforementioned property to the Suffolk County Landbank Corporation; and be it further

3rd RESOLVED, the Landbank shall dispose of said liens to Benedetto Romano or a designee entity under his control for an amount not less than $256,700 to be paid directly to the Landbank; and be it further

4th RESOLVED, upon request of Benedetto Romano or a designee entity under his control, the Suffolk County Comptroller is hereby directed to perform an administrative foreclosure and issue fee simple title to Benedetto Romano or a designee entity under his control for the Site (SCTM 0500-333.00-01.00-004.000); and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:
APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County
Date:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

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2. Title of Proposed Legislation
AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 405 LAKEVIEW AVE, BAYPORT (SCTM 0500-333.00-01.00-004.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

3. Purpose of Proposed Legislation
To transfer tax liens on tax delinquent environmentally sensitive parcels to the Suffolk County Landbank Corporation for the purpose of resale of said liens.

4. Will the Proposed Legislation Have a Fiscal Impact?  
   Yes x  No 

5. If the answer to item 4 is "yes", on what will it impact?  
   (circle appropriate category)

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<tr>
<td>Village</td>
<td>School District</td>
<td>Other (Specify):</td>
</tr>
<tr>
<td>Library District</td>
<td>Fire District</td>
<td></td>
</tr>
</tbody>
</table>

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
Positive impact from sale of tax liens pursuant to LL 1-2016
Positive ongoing impact to Suffolk County from County portion of $26,844 ongoing tax bill
Cost savings to Suffolk County from not making other taxing jurisdictions whole on future tax assessments.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
N/A

8. Proposed Source of Funding
N/A

9. Timing of Impact
Beginning in FY 2017 and affecting future fiscal years

10. Typed Name & Title of Preparer
Sarah Lansdale, Director of Planning
President, SC Landbank Corp.

11. Signature of Preparer
Diane G. Weyer

12. Date
June 30, 2017

SCIN FORM 1756 (10/95)
## Financial Impact
### 2017 Property Tax Levy
**Cost to the Average Taxpayer**

<table>
<thead>
<tr>
<th>GENERAL FUND</th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
</tr>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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<table>
<thead>
<tr>
<th>POLICE DISTRICT AND DISTRICT COURT</th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
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<tr>
<th>COMBINED</th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**Notes:**
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3) Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

To be completed by the Executive Budget Office.
TITLE OF BILL:

RESOLUTION NO. 2017, AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 405 LAKEVIEW AVE, BAYPORT (SCTM 0500-333.00-01.00-004.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

PURPOSE OR GENERAL IDEA OF BILL:

Transfers all certificates of tax liens related to tax delinquent brownfield property to the Landbank and authorizes the Landbank to sell said tax liens.

SUMMARY OF SPECIFIC PROVISIONS:

Local Law 18-2012 and the New York State Land Bank Act.

JUSTIFICATION:

Local Law 18-2012, as empowered by the NYS Land Bank Act created the Suffolk County Landbank Corporation for the express purpose of facilitating the return of underutilized, environmentally distressed properties back to productive uses while protecting the County from any potential liability associated with the potential environmental contamination.

FISCAL IMPLICATIONS:

N/A
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations

FROM: Sarah Lansdale, Director of Planning
Department of Economic Development and Planning
President – Suffolk County Landbank Corp.

DATE: June 30, 2017

RE: RESOLUTION NO. - 2017, AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON 405 LAKEVIEW AVE, BAYPORT (SCTM 0500-333.00-01.00-004.000) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

The Department of Economic Development and Planning respectfully requests that the above-referenced be introduced at the July 25, 2017 meeting of the Legislature.

Attached please find the required supporting documentation.

Thank you.
RESOLUTION NO. -2017, TO REAPPOINT LIZ FANNING HOLDORF AS A MEMBER OF THE SUFFOLK COUNTY CITIZENS ADVISORY BOARD FOR THE ARTS

WHEREAS, the term of office of Liz Fanning Holdorf as a Member of the Suffolk County Citizens Advisory Board for the Arts, representing the 15th Legislative District, expires on July 5, 2017; now, therefore be it

1st RESOLVED, that Liz Fanning Holdorf, currently residing in Copiague, New York is hereby reappointed as a member of the Suffolk County Citizens Advisory Board for the Arts, representing the 15th Legislative District, for a three year term of office to expire on July 5, 2020, pursuant to Section 103-3(B) of the SUFFOLK COUNTY CODE.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s://res/-reappointing Liz Fanning Holdorf - Arts
Liz Fanning Holdorf

631-533-1016
61 Copiague, NY 11726

WORK EXPERIENCE

Great South Bay Dance LLC, Amityville, NY
Owner & Director

- Create and direct private dance programs for schools, town municipalities, and libraries across Long Island
- Direct Amityville dance studio that serves 150 students weekly
- Plan curriculum for pre-professional and recreational dance programs
- Organize a staff of dance teachers, teaching assistants, and office staff
- Maintain LLC’s legal filings, financial statements, and tax documents

PROFESSIONAL MEMBERSHIPS

Amityville Chamber of Commerce, Amityville, NY
President

- Coordinate monthly networking meetings for general membership and monthly meetings for Board of Directors
- Plan with Board of Directors to set short and long-term goals
- Develop programs to attract new members and retain current members
- Analyze returns on current promotion programs
- Create fundraisers to subsidize chamber events

Amityville Downtown Revitalization Committee, Amityville, NY
Member

- Meet with committee members to create strategies to encourage economic development along Route 110/Broadway in Amityville Village
- Interview developers to identify development opportunities that are complimentary to Amityville’s business and residential communities
- Provide recommendations to Amityville’s elected officials

EDUCATION

Boston University College of Arts & Science, Boston, MA

- Bachelor of Science in Anthropology
- Concentration in Business & Administration
RESOLUTION NO. -2017, APPROVING PAYMENT TO GENERAL CODE PUBLISHERS FOR ADMINISTRATIVE CODE PAGES

WHEREAS, General Code Publishers Corp. has provided Supplement No. 21 to update the Suffolk County Administrative Code totaling $4006.16 and

WHEREAS, Resolution No. 461-1986 established a schedule of fees for entities and/or individuals requesting such Administrative Code and pages from the County Legislature and Resolution No. 189-1991 amended said fee schedule; now, therefore be it

1st RESOLVED, that the payment of $4006.16 for the provisions of such pages is hereby approved.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
RESOLUTION NO. 2017, AUTHORIZING APPRAISAL OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007, RIKER PROPERTY – TOWN OF HUNTINGTON - (SCTM NO. 0400-090.00-07.00-007.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of open space in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, Resolution No. 265-2013 established a new three step land acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now, therefore be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and be it further

2nd RESOLVED, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

3rd RESOLVED, the costs associated with the preparation of a title search, survey, map or environmental assessment of the subject parcel(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

4th 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:

APPROVED BY:
County Executive of Suffolk County

Date:
<table>
<thead>
<tr>
<th>PARCEL</th>
<th>SUFFOLK COUNTY TAX MAP NUMBER</th>
<th>ACRES</th>
<th>REPUTED OWNER AND ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>District 0400</td>
<td>2.2</td>
<td>Estate of Shirley Riker</td>
</tr>
<tr>
<td></td>
<td>Section 090.00</td>
<td></td>
<td>472 Woodbury Road</td>
</tr>
<tr>
<td></td>
<td>Block 07.00</td>
<td></td>
<td>Cold Spring Harbor, NY 11724</td>
</tr>
<tr>
<td></td>
<td>Lot 007.0000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

TOTAL ACREAGE 2.2

EXHIBIT “A”
RESOLUTION NO. -2017, DESIGNATING OCTOBER 3RD AS "NEMALINE MYOPATHY AWARENESS DAY" IN SUFFOLK COUNTY

WHEREAS, Nemaline Myopathy ("NM") is a congenital, hereditary neuromuscular disorder; and

WHEREAS, people with NM usually experience delayed motor development or no motor development and weakness may occur in all of the skeletal muscles; and

WHEREAS, this disorder is often clinically categorized into groups with wide ranges of overlapping severity, from the most severe neonatal form which is incompatible with life, to a form so mild that it may not be diagnosed; and

WHEREAS, respiratory problems are usually a primary concern for people with all forms of NM, and respiratory infections are quite common; NM shortens life expectancy, particularly in its most severe form; and

WHEREAS, Suffolk County wishes to designate October 3rd as "Nemaline Myopathy Awareness Day" in Suffolk County to raise awareness of this neuromuscular disorder; now, therefore be it

1st RESOLVED, that beginning in 2017 and continuing each year thereafter October 3rd shall be designated as "Nemaline Myopathy Awareness Day" in Suffolk County to honor the memory of Caterina Grace Ziniti and to raise awareness of this neuromuscular disorder; 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:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. -2017, AUTHORIZING APPRAISAL OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007, ACTIVE RECREATION COMPONENT, TREMONT AVENUE PROPERTY – TOWN OF BROOKHAVEN (SCTM NO. 0200-838.00-03.00-001.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of land for active recreation under Section C12-2(A)(1)(i) of the SUFFOLK COUNTY CHARTER in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit "A" of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, Resolution No. 265-2013 established a new three step land acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now, therefore be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and be it further

2nd RESOLVED, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

3rd RESOLVED, the costs associated with the preparation of a title search, survey, map or environmental assessment of the subject parcel(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

4th 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:
APPROVED BY:

County Executive of Suffolk County

Date:
<table>
<thead>
<tr>
<th>PARCEL</th>
<th>SUFFOLK COUNTY TAX MAP NUMBER</th>
<th>ACRES</th>
<th>REPUTED OWNER AND ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>District 0200</td>
<td>2.2</td>
<td>Concetta Rupolo</td>
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<tr>
<td></td>
<td>Section 838.00</td>
<td></td>
<td>174 Hewlett Avenue</td>
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<tr>
<td></td>
<td>Block 03.00</td>
<td></td>
<td>East Patchogue, NY 11772</td>
</tr>
<tr>
<td></td>
<td>Lot 001.000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

TOTAL ACREAGE 2.2

EXHIBIT “A”
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS AND LIGHTING TO COUNTY PARKS (CP 7079)

WHEREAS, the Commissioner of Parks, Recreation and Conservation has requested funds for Improvements and Lighting at County Parks; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the cost of said work under CP 7079; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2017 Capital Budget, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $300,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, pursuant to State Environmental Quality Review Act Environmental Conservation Law, Article 8 (hereinafter “SEQRA”), the Legislature has determined that this project constitutes a Type II action pursuant to the provisions of Title 6 of the New York Code of Rules and Regulations (NYCRR), Part 617.5 (C),(1),(2),(18),(21),(27) and Chapter 279 of the Suffolk County Code, since they involve maintenance or repair involving no substantial changes in an existing structure or facility; replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes; information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty-two (32), is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of $300,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>CAP 525-7079.112</td>
<td>60</td>
<td>Improvements and Lighting</td>
<td>$50,000</td>
</tr>
<tr>
<td>(Fund 001-Debt Service)</td>
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<td>County Parks - Planning</td>
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<tr>
<td>CAP 525-7079.313</td>
<td>60</td>
<td>Improvements and Lighting at County Parks - Construction</td>
<td>$250,000</td>
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<tr>
<td>(Fund 001-Debt Service)</td>
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<td></td>
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</table>
DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

Resolution _X_  Local Law _____  Charter Law _____

2. Title of Proposed Legislation

RESOLUTION NO. _2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS AND LIGHTING TO COUNTY PARKS (CP 7079)_

3. Purpose of Proposed Legislation

See above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes _X_  No _____

5. If the answer to item 4 is "yes", on what will it impact?  (circle appropriate category)

- County
- Town  Economic Impact
- Village
- School District  Other (Specify):
- Library District
- Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
    Nicholas Paglia  Chief Budget Examiner

11. Signature of Preparer
    [Signature]

12. Date
    July 11, 2017

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
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### POLICE DISTRICT AND DISTRICT COURT

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<thead>
<tr>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 PAY TAX RATE PER $1000</th>
</tr>
</thead>
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<tr>
<td>TOTAL</td>
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### COMBINED

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<tr>
<th>2018 PROPERTY TAX LEVY</th>
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<th>2018 PAY TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
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<td>$0.04</td>
</tr>
</tbody>
</table>

**NOTES:**

3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
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<tr>
<th>Date</th>
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<th>Interest</th>
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| 11/1/2033  | $300,000.00 | $61,780.13 | $361,780.13 | $361,780.13       |

11/1/2034
11/1/2035
# FINANCIAL IMPACT
## 2017 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

## GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
</tr>
</thead>
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</table>

## POLICE DISTRICT AND DISTRICT COURT

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<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
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<tbody>
<tr>
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## COMBINED

<table>
<thead>
<tr>
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<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### NOTES:
1) **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, 2016.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2016-2017 AS ESTABLISHED BY RESO. 1059-2016.
3) **SOURCE FOR EQUALIZATION RATES:** 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Appropriating funds in connection with Improvements and Lighting in County Parks (CP 7079).

PURPOSE OR GENERAL IDEA OF BILL: To approve and appropriate funds adopted in the 2017 Capital Budget to allow for improvements to County parklands that are not covered by other capital funding sources.

SUMMARY OF SPECIFIC PROVISIONS: This resolution appropriates the funds adopted in the 2017 Capital Budget in connection with Improvements and Lighting in County Parks (CP 7079).

JUSTIFICATION: The Department is often faced with situations where improvements can increase attendance or make a location more “user friendly” for the patrons, but the improvement is costly to implement and cannot be paid for within the guidelines of other capital programs. This capital program is especially important in emergency instances, such as the immediate aftermath of a disaster declaration, whereby these funds are less restricted in their location of use, so they are able to be used for repairs throughout the parks system.

FISCAL IMPLICATIONS: Serial Bonds will be issued to finance this project. Principal and interest costs will be incurred by the County over the life of the bonds.
TO: INTERGOVERNMENTAL RELATIONS
FROM: PHILIP A. BERDOLT, Commissioner
DATE: April 25, 2017
RE: INTRODUCTORY RESOLUTION APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS AND LIGHTING AT COUNTY PARKS (CP 7079)

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “Reso-PKS- Appropriating Funds in Connection with Improvements and Lighting at County Parks (CP 7079).doc”.

The funds to be appropriated under this resolution will be used for various capital improvements at parks that are not covered under other capital programs.

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. - 2017, AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH THE REMOVAL OF TOXIC AND HAZARDOUS MATERIALS IN COUNTY PARKS (CP 7185)

WHEREAS, the Commissioner of Parks, Recreation and Conservation has requested construction funds for the Removal of Toxic and Hazardous Materials in County Parks; and

WHEREAS, illegal dumping has been discovered at West Hills County Park that necessitates a large scale clean-up project to remediate and remove the hazardous materials; and

WHEREAS, it is in the best interests of the County for the illegal dumping to be remediated as quickly as possible; and

WHEREAS, sufficient funds are not included in the 2017 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C-4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, funding adopted within the 2017 Capital Budget and Program for Beach Replenishment at Meschutt County Park (CP 7163) in the amount of seven hundred and fifty thousand dollars ($750,000) is able to be re-allocated as a result of the project having been completed “in-house” by Suffolk County Department of Public Works staff; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2017 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, all conditions precedent to the financing of the Capital Project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act have been performed; and

WHEREAS, removal of all toxic and hazardous materials discovered in county parks will be in accordance with all Federal and State standards; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $750,000 in Suffolk County Serial Bonds; now, therefore be it

RESOLVED, that the Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of the New York Code of Rules and Regulations ("NYCRR") Part 617.5(C),(1),(2) and (27); maintenance or repair involving no substantial changes in an existing structure or facility; and replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in Section 617.4 of this Part; adoption of regulations, policies,
procedures and local legislative decisions in connection with any action on this list; and therefore SEQRA is complete; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-eight (68) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the 2017 Capital Budget and Program be and they are hereby amended as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>7163</th>
<th>Project Title: Beach Replenishment at Meschutt County Park (CP 7163)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Estimated Cost</td>
<td>Current 2017 Capital Program and Budget</td>
<td>Revised 2017 Capital Program and Budget</td>
</tr>
<tr>
<td>3. Construction</td>
<td>$350,000</td>
<td>$750,000B</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$350,000</td>
<td>$750,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Project No.</th>
<th>7185</th>
<th>Project Title: Removal of Toxic and Hazardous Materials in County Parks (CP 7185)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Estimated Cost</td>
<td>Current 2017 Capital Program and Budget</td>
<td>Revised 2017 Capital Program and Budget</td>
</tr>
<tr>
<td>3. Construction</td>
<td>$1,675,000</td>
<td>$100,000B</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$1,675,000</td>
<td>$100,000</td>
</tr>
</tbody>
</table>

4th RESOLVED, that the proceeds of $750,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-7185.319</td>
<td>26</td>
<td>Removal of Toxic and Hazardous Materials in County Parks</td>
<td>$750,000</td>
</tr>
</tbody>
</table>

(Dated)

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. **Type of Legislation**

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
</table>

2. **Title of Proposed Legislation**

**RESOLUTION NO. - 2017, AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH THE REMOVAL OF TOXIC AND HAZARDOUS MATERIALS IN COUNTY PARKS (CP 7185)**

3. **Purpose of Proposed Legislation**

See above.

4. **Will the Proposed Legislation Have a Fiscal Impact?**

| Yes | X | No |

5. **If the answer to item 4 is "yes", on what will it impact?**

<table>
<thead>
<tr>
<th>(circle appropriate category)</th>
</tr>
</thead>
<tbody>
<tr>
<td>County</td>
</tr>
<tr>
<td>Town</td>
</tr>
<tr>
<td>Economic Impact</td>
</tr>
<tr>
<td>Village</td>
</tr>
<tr>
<td>School District</td>
</tr>
<tr>
<td>Other (Specify):</td>
</tr>
<tr>
<td>Library District</td>
</tr>
<tr>
<td>Fire District</td>
</tr>
</tbody>
</table>

6. **If the answer to item 5 is "yes", Provide Detailed Explanation of Impact**

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**

SEE ATTACHED DEBT SCHEDULE

8. **Proposed Source of Funding**

SERIAL BONDS

9. **Timing of Impact**

IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. **Typed Name & Title of Preparer**

Nicholas Paglia
Chief Budget Examiner

11. **Signature of Preparer**

12. **Date**

July 11, 2017

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$158,119</td>
<td>$0.29</td>
<td>$0.001</td>
</tr>
</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.000</td>
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</tbody>
</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.25</td>
<td>$0.001</td>
</tr>
</tbody>
</table>

**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
### Suffolk County

#### General Obligation Serial Bonds

#### Level Debt Service

<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
</tr>
</thead>
<tbody>
<tr>
<td>11/1/2018</td>
<td></td>
<td>$144,118.80</td>
<td>$15,000.00</td>
<td>$169,118.80</td>
<td>$159,118.80</td>
</tr>
<tr>
<td>11/1/2019</td>
<td></td>
<td>$147,001.17</td>
<td>$6,058.81</td>
<td>$153,059.98</td>
<td>$159,118.80</td>
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<tr>
<td>11/1/2020</td>
<td></td>
<td>$149,941.19</td>
<td>$4,588.80</td>
<td>$154,530.00</td>
<td>$159,118.80</td>
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<tr>
<td>11/1/2021</td>
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<td>$152,940.02</td>
<td>$3,089.39</td>
<td>$156,029.41</td>
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<td>11/1/2022</td>
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<td>$155,998.82</td>
<td>$1,559.99</td>
<td>$157,558.81</td>
<td>$159,118.80</td>
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<tr>
<td>11/1/2023</td>
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<td>$750,000.00</td>
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<td>$795,593.98</td>
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<td>11/1/2024</td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11/1/2025</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| 11/1/2026|        |            |           |                    |                    |
| 11/1/2027|        |            |           |                    |                    |
| 11/1/2028|        |            |           |                    |                    |
| 11/1/2029|        |            |           |                    |                    |
| 11/1/2030|        |            |           |                    |                    |
| 11/1/2031|        |            |           |                    |                    |
| 11/1/2032|        |            |           |                    |                    |
| 11/1/2033|        |            |           |                    |                    |
| 11/1/2034|        |            |           |                    |                    |
| 11/1/2035|        |            |           |                    |                    |
## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
1. Type of Legislation
   - Resolution: X
   - Local Law: ___
   - Charter Law: ___

2. Title of Proposed Legislation
   AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH THE REMOVAL OF TOXIC AND HAZARDOUS MATERIALS IN COUNTY PARKS (CP 7185)

3. Purpose of Proposed Legislation
   See #2.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes X  No

5. If the answer to item 4 is “yes”, on what will it impact? (circle appropriate category)
   - [ ] County
   - [ ] Town
   - [ ] Economic Impact
   - [ ] Village
   - [ ] School District
   - [ ] Other (Specify):
   - [ ] Library District
   - [ ] Fire District

6. If the answer to item 5 is “yes”, Provide Detailed Explanation of Impact
   The resolution calls for a companion bond resolution of $750,000 to be filed concurrently.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

8. Proposed Source of Funding
   Serial bonds pursuant to CP 7185

9. Timing Impact

10. Typed Name & Title of Preparer
    Terry Maccarrone
    Coordinator of Community Based Programs
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    Terry Maccarrone

12. Date
    6/15/2017
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT


PURPOSE OR GENERAL IDEA OF BILL: To approve and appropriate funds adopted in the 2017 Capital Budget in connection with the Removal of Toxic and Hazardous Materials in County Parks (CP 7185).

SUMMARY OF SPECIFIC PROVISIONS: This resolution amends the 2017 Capital Budget and appropriates funds in connection with the Removal of Toxic and Hazardous Materials in County Parks (CP 7185).

JUSTIFICATION: In 2016, illegal dumping of hazardous materials was discovered at West Hills County Park. The volume of dumped material exceeds the ability of the Capital Program's budget to remediate and remove the hazard. As such, the County is appropriating additional funds into the Capital Program in order to initiate the remediation efforts, using offset funding from another project.

FISCAL IMPLICATIONS: Serial Bonds will be issued to finance this project. Principal and interest costs will be incurred by the County over the life of the bonds.
TO: INTERGOVERNMENTAL RELATIONS
FROM: Philip A. Berdolt, Commissioner
DATE: June 15, 2017
RE: INTRODUCTORY RESOLUTION AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH THE REMOVAL OF TOXIC AND HAZARDOUS MATERIALS IN COUNTY PARKS (CP 7185)

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name "RESO-PKS- Amending the 2017 Capital Budget and Appropriating Funds in Connection with the Removal of Toxic and Hazardous Materials in County Parks (CP 7185).doc".

In 2016, hazardous materials were discovered to have been illegally dumped at West Hills County Park. The amount of hazardous material dumped at this site exceeds the ability of the existing Capital Program to pay for its removal. As such, the 2017 Capital Budget is being amended to appropriate additional monies to CP 7185 to remediate this hazard.

The funds appropriated under this resolution will go toward removing toxic and hazardous materials discovered during the course of renovation, restoration or demolition of structures, installing and upgrading leak detection systems to comply with State and Federal regulations, removing underground storage tanks, and other projects as needed.

Should you require anything further, please contact my office at 4-4984.

Enclosures
RESOLUTION NO. - 2017, AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO PECONIC DUNES COUNTY PARK (CP 7050)

WHEREAS, the Commissioner of Parks has requested funds for Improvements to Peconic Dunes County Park; and

WHEREAS, this program will provide for the planning of necessary improvements to be completed at Peconic Dunes County Park, including the design of a dining hall to replace the existing structure and other improvements; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the planning costs under CP 7050; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006, established the use of a priority ranking system, implemented in the Adopted 2017 Capital Budget as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $150,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being lead agency under the State Environmental Quality Review Act (SEQRA) Environmental Conservation Law, Article 8, hereby finds and determines that this law constitutes a Type II action under the provisions of Title 6 NYCRR Part 617.5 (C), (18), (21) and (27); information collection, including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action; Conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; and the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty-eight (38), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the 2017 Capital Budget and Program be and they are hereby amended as follows:
**Project No.** 7050  
**Project Title:** Improvements to Peconic Dunes County Park

<table>
<thead>
<tr>
<th>Item</th>
<th>Total Estimated Cost</th>
<th>Current 2017 Capital Budget and Program</th>
<th>Revised 2017 Capital Budget and Program</th>
</tr>
</thead>
<tbody>
<tr>
<td>Planning</td>
<td>$150,000</td>
<td>$0 B</td>
<td>$150,000 B</td>
</tr>
<tr>
<td>Construction</td>
<td>$1,450,000</td>
<td>$1,600,000 B</td>
<td>$1,450,000 B</td>
</tr>
<tr>
<td>Furniture / Equipment</td>
<td>$50,000</td>
<td>$50,000 O</td>
<td>$50,000 O</td>
</tr>
<tr>
<td><strong>TOTAL:</strong></td>
<td>$1,650,000</td>
<td>$1,650,000</td>
<td>$1,650,000</td>
</tr>
</tbody>
</table>

4th **RESOLVED**, that the proceeds of $150,000 in Suffolk County Serial Bonds be and are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-7050.113</td>
<td>26</td>
<td>Improvements to Peconic Dunes County Park</td>
<td>$150,000</td>
</tr>
<tr>
<td>(Fund 001-Debt Service)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

DATED:  
APPROVED BY:  

County Executive of Suffolk County  
Date of Approval:
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

**RESOLUTION NO. 2017-2017, AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO PECONIC DUNES COUNTY PARK (CP 7050)**

3. Purpose of Proposed Legislation

See above.

4. Will the Proposed Legislation Have a Fiscal Impact?  

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)

- County
- Town
- Economic Impact
- Village
- School District
- Other (Specify):
- Library District
- Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

**SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.**

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

**SEE ATTACHED DEBT SCHEDULE**

8. Proposed Source of Funding

**SERIAL BONDS**

9. Timing of Impact

**IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.**

10. Typed Name & Title of Preparer

Nicholas Paglia  
Chief Budget Examiner

11. Signature of Preparer

[Signature]

12. Date

July 11, 2017

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$12,059</td>
<td>$0.02</td>
<td>$0.00</td>
</tr>
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</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
</tr>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.02</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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Total: $150,000.00 | $30,890.06 | $180,890.06 | $180,890.06
## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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<tr>
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<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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<tr>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 PROPERTY TAX LEVY</th>
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<th>2017 FEV TAX RATE PER $1000</th>
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### COMBINED

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<tbody>
<tr>
<td>TOTAL</td>
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<td>$0.00</td>
<td>$0.00</td>
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</tbody>
</table>

**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   AMENDING THE 2017 CAPITAL PROGRAM AND APPROPRIATING FUNDS IN
   CONNECTION WITH IMPROVEMENTS TO PECONIC DUNES COUNTY PARK (CP 7050)

3. Purpose of Proposed Legislation
   See #2 above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes X  No

5. If the answer to item 4 is “yes”, on what will it impact?  (circle appropriate category)
   | County   | Town         | Economic Impact |
   | Village  | School District | Other (Specify): |
   | Library District | Fire District |

6. If the answer to item 5 is “yes”, Provide Detailed Explanation of Impact
   The resolution calls for a companion bond resolution of $150,000 to be filed concurrently.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

8. Proposed Source of Funding
   Serial bonds pursuant to CP 7050.

9. Timing Impact

10. Typed Name & Title of Preparer
    Terry Maccarrone
    Coordinator of Community Based Programs
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    Terry Maccarrone

12. Date
    6/15/2017
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Amending the 2017 Capital Budget and appropriating funds in connection with Improvements to Peconic Dunes County Park (CP 7050).

PURPOSE OR GENERAL IDEA OF BILL: To amend the 2017 Capital Budget and appropriate funds to allow for the planning of necessary improvements to be completed at Peconic Dunes County Park.

SUMMARY OF SPECIFIC PROVISIONS: This resolution re-allocates and appropriates the funds adopted in the 2017 Capital Budget in connection with Improvements to Peconic Dunes County Park (CP 7050).

JUSTIFICATION: This program provides funding for improvements to Peconic Dunes County Park. Peconic Dunes County Park is a large active park located on the north shore of Suffolk County and operated as a Summer Youth Camp under license agreement with the Cornell Cooperative Extension. The Dining Hall at the park is in a severe state of disrepair and is in need of replacement. The Planning funds to be appropriated will be used to design the replacement structure for this building and to plan for other needed improvements, as able.

FISCAL IMPLICATIONS: Serial Bonds will be issued to finance this project. Principal and interest costs will be incurred by the County over the life of the bonds.
TO: INTERGOVERNMENTAL RELATIONS
FROM: PHILIP A. BERDOLT, Commissioner
DATE: June 15, 2017
RE: AMENDING THE 2017 CAPITAL BUDGET AND APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO PECONIC DUNES COUNTY PARK (CP 7050)

Enclosed please find a draft resolution and supporting documentation relative to the above-captioned. An e-mail version of this resolution was sent to CE RESO REVIEW under the file name “RESO-PKS-Amending the 2017 Capital Budget and Appropriating Funds for Improvements to Peconic Dunes County Park (CP 7050).doc.”

The 2017 Adopted Capital Budget includes $1,650,000 for construction and furniture / equipment for Improvements to Peconic Dunes County Park. However, planning funds are needed to design a new dining hall at the Park, so a portion of the construction funds are being re-allocated to planning.

Should you require anything further, please contact my office at 4-4984.

Enc.
RESOLUTION NO. - 2017, AMENDING THE 2017 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING ADDITIONAL FUNDS IN CONNECTION WITH CONSTRUCTION AND REHABILITATION OF HIGHWAY MAINTENANCE FACILITIES (CP 5048)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Construction and Rehabilitation of Highway Maintenance Facilities; and

WHEREAS, sufficient funds are not included in the 2017 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C-4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $300,000 in Suffolk County Serial Bonds; now, therefore, be it further

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this constitutes a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(C),(1),(2) and (27) since it involves the maintenance or repair involving no substantial changes in an existing structure or facility; and replacement, rehabilitation or reconstruction of a structure or facility, in kind on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; and adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; and as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-four (54) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Construction and Rehabilitation of Highway Maintenance Facilities, pursuant to Section C8-2 (J) of the Suffolk County Charter; and be it further

4th RESOLVED, that the 2017 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5815
Project Title: Painting of County Bridges
4. Site Improvements

<table>
<thead>
<tr>
<th></th>
<th>Current 2017</th>
<th>Revised 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Est'd Cost</td>
<td>$17,080,250</td>
<td>$100,000</td>
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<tr>
<td></td>
<td>$17,080,250</td>
<td>$100,000</td>
</tr>
</tbody>
</table>

Project No.: 5048
Project Title: Construction and Rehabilitation of Highway Maintenance Facilities

1. Planning

<table>
<thead>
<tr>
<th></th>
<th>Current 2017</th>
<th>Revised 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Est'd Cost</td>
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<td>$50,000B</td>
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</table>

3. Construction

<table>
<thead>
<tr>
<th></th>
<th>Current 2017</th>
<th>Revised 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Est'd Cost</td>
<td>$6,377,250</td>
<td>$1,000,000B</td>
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</table>

; and be it further

5th RESOLVED, that the proceeds of $300,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
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<tbody>
<tr>
<td>525-CAP-5048.318</td>
<td>50</td>
<td>Construction and Rehabilitation of Highway Maintenance Facilities</td>
<td>$300,000</td>
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DATE:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   RESOLUTION NO. - 2017, AMENDING THE 2017 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING ADDITIONAL FUNDS IN CONNECTION WITH CONSTRUCTION AND REHABILITATION OF HIGHWAY MAINTENANCE FACILITIES (CP 5048)

3. Purpose of Proposed Legislation
   See above.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes X No

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
   - County
   - Town
   - Village
   - School District
   - Library District
   - Fire District
   - Economic Impact
   - Other (Specify):

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding
   SERIAL BONDS

9. Timing of Impact
   IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
    Nicholas Paglia
    Chief Budget Examiner

11. Signature of Preparer

12. Date
    July 11, 2017

SCIN FORM 175b (10/95)
# Financial Impact

## 2018 Property Tax Levy
### Cost to the Average Taxpayer

<table>
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<tr>
<th>Fund</th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 Rate per $1000</th>
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<tr>
<td><strong>GENERAL FUND</strong></td>
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<tr>
<td>TOTAL</td>
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## Police District and District Court

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<th>Fund</th>
<th>2018 Property Tax Levy</th>
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<tbody>
<tr>
<td>TOTAL</td>
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## Combined

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<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 FEV Tax Rate per $1000</th>
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<td>$0.00</td>
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### Notes:
1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3. Source for Equalization Rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

To be completed by the Executive Budget Office
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<td>11/1/2028</td>
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11/1/2034
11/1/2035
FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
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<td>GENERAL FUND</td>
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<td></td>
</tr>
<tr>
<td>TOTAL</td>
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<td>$0.00</td>
<td>$0.00</td>
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<tr>
<td>POLICE DISTRICT AND DISTRICT COURT</td>
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</table>

NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
MEMORANDUM OF SUPPORT

TITLE OF BILL: A resolution to amend the 2017 Capital Budget and Program and appropriate funds in connection with Construction and Rehabilitation of Highway Maintenance Facilities (Capital Program Number 5048).

PURPOSE OR GENERAL IDEA OF BILL: To authorize the issuance of Suffolk County Serial Bonds in connection with design services and construction of improvements or replacements of aging Highway Maintenance Facilities.

SUMMARY OF SPECIFIC PROVISIONS: The current available budget is inadequate for priority projects which include the replacement Nicholls Road Salt Storage Facility, Yaphank Salt Barn re-roof and the replacement Riverhead Maintenance Garage located behind the Cornell Cooperative Extension building. $300,000 will be offset from CP5815 Painting of County bridges to accomplish these projects.

JUSTIFICATION: The funds required for 2017 are inadequate to address the priority improvements to ensure proper salt and equipment storage for the next winter season.

FISCAL IMPLICATIONS: Lower equipment operating and maintenance costs will result from improvements as well as environmental compliance to avoid potential fines associated with salt brine ground water pollution.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E. Commissioner
DATE: June 29, 2017
RE: CP 5048 – Construction and Rehabilitation of Highway Maintenance Facilities, Offset Resolution

Attached for your review is a draft resolution amending the 2017 Capital Program and appropriating the sum of $300,000 in construction funds for Highway Maintenance Facilities. The offset funds will be taken from CP5815, Painting of County Bridges to address and supplement three current projects which require priority action. The projects are the Nichols Road Salt Storage Facility replacement, the re-roof of the Yaphank Salt Barn and the replacement of the Riverhead Maintenance Equipment Garage.

This action is considered a Type II Action under SEQRA in accordance with NYCRR, Part 617.5(c)(1),(2) and (25) since this project involves the maintenance or repair involving no substantial changes in an existing structure or facility and the replacement, rehabilitation or reconstruction of a structure or facility, in kind, as well as the purchase of equipment; and adoption of a local legislative decision in connection with the same.

An e-mail copy of the resolution has been sent to CE RESO Review sent under the title Reso-DPW-CP5048-Constr Rehab Hwy Maint Fac Offset.doc.

GA/KL/ba
Attachments
cc: Thomas G. Vaughn, Deputy Commissioner
    Michael J. Monaghan, P.E., Chief Engineer
    James J. Ingenito, R.A., County Architect
    Keith Larsen, R.A., Capital Projects Manager
    Charles Jaquin, General Services Manager
    Cliff Mitchell, Highway Maintenance Supervisor
    CE RESO Review (e-mail)
RESOLUTION NO. - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND ISSUING AN ORDER IN RELATION TO THE INCREASE AND IMPROVEMENT TO SUFFOLK COUNTY SEWER DISTRICT #14 - PARKLAND (CP 8118)

WHEREAS, pursuant to New York County Law Section 268, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York maps, plans, recommendations and cost estimates pertaining to an increase and improvement to facilities at Suffolk County Sewer District No. 14 – Parkland; and

WHEREAS, such maps, plans, recommendations and cost estimates addressed increases and improvements related to, among other things, improvements to the wastewater treatment facility for Suffolk County Sewer District No. 14 – Parkland; and

WHEREAS, these maps, plans, recommendations and cost estimates accompanied Suffolk County Resolution No. 497-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the total estimated cost for the increases and improvements to Suffolk County Sewer District No. 14 – Parkland is $1.0 million; and

WHEREAS, this cost will be financed utilizing sewer district serial bonds, but there will be no fiscal impact to the benefited properties within the District, since pursuant to the Assessment Stabilization Reserve Fund (ASRF), all property owners in Suffolk County sewer districts experience a 3% annual increase regardless of any increases or improvements performed; and

WHEREAS, in the case of the property owners in Suffolk County Sewer District No. 14 – Parkland, the annual 3% ASRF increase will result in an increase of approximately $12 to the typical property (mode) within the District, regardless of the increase or improvement to facilities; and

WHEREAS, pursuant to Suffolk County Resolution No. 497-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding such increases and improvements to Suffolk County Sewer District No. 14 – Parkland to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, said County Legislature has duly considered the map, plan, recommendations, and estimate of cost for the increases and improvements to Suffolk County Sewer District No. 14 – Parkland, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it
1st

RESOLVED, by the Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the total cost for the increases and improvements to Suffolk County Sewer District No. 14 – Parkland shall be set at a maximum of $1.0 million, which shall be financed using sewer district serial bonds.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs it is hereby found and determined that the increases and improvements to Suffolk County Sewer District No. 14 – Parkland, as set forth in such maps, plans, reports, recommendations and estimate of costs, are necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 14 – Parkland is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations, and cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $1.0 million on the increases and improvements to Suffolk County Sewer District No. 14 – Parkland as set forth in such maps, plans, reports, recommendations and estimate of costs.

2nd

RESOLVED, IT IS HEREBY ORDERED, by the Legislature of the County of Suffolk as follows:

Section 1. The increase and improvements to Suffolk County Sewer District No. 14 – Parkland, as more particularly described in the maps, plans, reports, recommendations, and estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 14 – Parkland are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the maps, plans, reports, recommendations and estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Section 259.

3rd

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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative
decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

4th RESOLVED, that this resolution shall take effect immediately.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
   Resolution  **X**  Local Law  __________  Charter Law  __________

2. Title of Proposed Legislation
   A resolution making certain findings and determinations and issuing an order in relation to
   the increase and improvement of facilities for Sewer District No. 14 – Parkland (CP 8118).

3. Purpose of Proposed Legislation
   To make certain findings and determinations for the improvements to the wastewater treatment facility
   for SCSD No. 14 - Parkland.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes  ________  No  **X**

5. If the answer to Item 4 is "yes," on what will it impact?  (circle appropriate category)
   County  Town  Economic Impact
   Village School District  Other (Specify):  
   Library District Fire District  Sewer District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   $1.0 million will be financed using sewer district serial bonds supported by the ASRF.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

8. Proposed Source of Funding  Serial Bonds and ASRF.

9. Timing of Impact  2019

10. Typed Name & Title of Preparer
    Ben Wright, P.E.
    Principal Civil Engineer
    Sanitation

11. Signature of Preparer
    [Signature]

12. Date
    7/3/17
## FINANCIAL IMPACT

2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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**NOTES:**

3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL – Making Certain Findings and Determinations and Issuing an Order in Relation to the Increase and Improvement of Facilities for Sewer District No. 14 – Parkland (CP 8118).

PURPOSE OR GENERAL IDEA OF BILL – Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations.

SUMMARY OF SPECIFIC PROVISIONS – Provides the findings of the public hearing on an improvement project and costs for SCSD No. 14 – Parkland. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION – The findings of the public hearing will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS – Sewer district costs are financed by the use of sewer district serial bonds as supported by the ASRF.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Making Certain Findings and Determinations and Issuing an Order in Relation to the Increase and Improvement of Facilities for Sewer District No. 14 – Parkland (CP 8118)
DATE: June 23, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8118 - SD 14 – Parkland Improvements 6-23-17 and backup filed as Backup-DPW CP 8118 - SD 14 – Parkland Improvements 6-23-17 for the findings resolution of the increase and improvement of Sewer District No. 14 – Parkland. The improvement project includes improvements to the wastewater treatment facility. The total cost associated with the project is $1.0 million which uses sewer district serial bonds supported by the ASRF.

We appreciate the resolution being laid on the table such that the appropriations can be adopted in 2017.

GA:BW:ni
Attachment
cc: John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation
CE Reso Review
H:SANITATION\resolutions\2017 Resolutions\ga-bw6-23-17 Backup-DPW sd14 Parkland Findings CP 8118 memo to KHorst.doc
Exhibit 'A'
DuWayne Gregory, Presiding Officer  
Suffolk County Legislature  
725 Veterans Memorial Hwy  
Smithtown, NY 11787

RE: Proposed Improvement to the Facilities of Suffolk County  
Sewer District No. 14 – Parkland (CP 8118)

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing. The capital project incorporates $1,000,000 in 2017 (sewer district serial bonds). Funding associated with the improvements to the sewer system (CP 8151) must also be considered even though separate proceedings cover that project. The total cost of CP 8151 is $1,250,000. The Assessment Stabilization Reserve Fund is the means of financing this project. It is noted that the project will not have a fiscal impact on the benefited parcels due to stabilization of rates by the ASRF regardless of the improvement.

If you wish any further information or details, please contact Ben Wright, P.E., Principal Civil Engineer, Division of Sanitation, at 631-852-4184.

Sincerely,

Gilbert Anderson, P.E.  
Commissioner  
Administrative Head of  
Suffolk County Sewer District No. 14

cc: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santaramo, Deputy County Executive/Chief of Staff  
Peter Scully, Deputy County Executive  
Theresa Ward, Commissioner, Economic Development  
Connie Corso, Budget Director  
Debra Kolyer, Principal Financial Analyst  
Dennis Brown, Esq., County Attorney  
Robert Braun, Esq., Deputy Bureau Chief  
Marisa Schifano, Esq., Assistant County Attorney  
Suffolk County Legislators  
Tom Vaughn, Deputy Commissioner, Public Works  
John Donovan, P.E., Chief Engineer, Sanitation  
Ben Wright, P.E., Principal Civil Engineer, Sanitation

H:\SANITATION\Sewer-districts\sd14 - Parkland\CP 8118 2017\ga-bw4-12-17 sd14 - Parkland CP 8118 Ltr to SC Leg DGregory.doc
County of Suffolk
Department of Public Works

Suffolk County Sewer Agency
Report, Map, and Recommendations for
Proposed Rehabilitation and Improvement
of
SUFFOLK COUNTY SEWER DISTRICT NO. 14 – PARKLAND
WASTEWATER TREATMENT PLANT IMPROVEMENTS
CP 8118

APRIL 2017
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<td>Comments and Findings</td>
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Appendix ‘A’ – SEQRA Resolution
Appendix ‘B’ – Financial Evaluation
Appendix ‘C’ – CP 8118 Schedule

Attachment 1 – S.C.S.D. 14 Boundary Map
Introduction
Suffolk County Sewer District No. 14 (S.C.S.D. 14) -- Parkland is located in the Hamlet of Holbrook, in the northeastern portion of the Town of Islip, New York. It is located at the end of the residential road, Joanne Drive. This report includes a summary of the district formation and its intent is to provide recommendations on the necessary rehabilitation and improvements to (S.C.S.D. 14) -- Parkland wastewater treatment plant (WWTP). Parkland WWTP serves the properties within the district boundaries and also the contractees to the district. Contractees are those property owners who are outside the district boundary but have a contract with the Suffolk County Sewer Agency to have their waste treated at the County WWTP and are billed separately and not through town tax bills.

Formation of Sewer District
Suffolk County Sewer District No. 14 (S.C.S.D. 14) -- Parkland was established following Resolution No. 212-1973, adopted on March 27, 1973, in which the Suffolk County Legislature directed the Suffolk County Sewer Agency to prepare maps, plans and specification for the formation and/or extension of County sewer districts in and about subdivisions. The Suffolk County Sewer Agency, formed in 1965 by Resolution of the Suffolk County Board of Supervisors, the County of Suffolk and the Suffolk County Department of Environmental Control entered into a contract with Kaufman and Broad Homes of Long Island, Inc. and Parkland Associates on December 15, 1972.

The contract contained the commitment by the developer to construct wastewater collection, treatment and disposal facilities for the development. Upon completion, the developers agreed to donate title of the treatment plant site, appurtenances on the site and an ingress/egress easement in perpetuity, to Suffolk County at no cost to the County. The collection system was also dedicated to Suffolk County although the operation and maintenance of the portion of the collection system that served the condominium complex was still to be the responsibility of the Board of Managers of the condominium complex except for a particular connecting lateral that runs between different components of the condo area.

Design Criteria
Originally designed, approved and permitted by the N.Y.S.D.E.C to treat 0.49 MGD, the permit was increased to 1.25 MGD after district expansion and is currently permitted to 1.25 MGD.

District Population
The total number of properties currently in the district is 2,173 and all are billed based on a flat rate home value.

In district Residential: 2,171 (1,247 homes, 924 condominiums)
In district Commercial: 2
Total in district: 2,173
The total numbers of contractees to the district is 566 and are billed by a flat rate based upon water consumption plus 5% administration fee.
Contractee Residential: 546
Contractee Commercial: 20
Total contractees: 566

Total (in district 2,173) + (contractees 566) = 2,739

Map of District
A map showing the current District is attached to this report as Attachment No. 1

Recommended Improvements and Rehabilitation
The proposed improvements are to provide repair and rehabilitation to the wastewater treatment plant and appurtenances that are over 40 years old. The project will be proactive rather than responding to emergencies.

Environmental Approval
Resolution 110-2017 (attached as Appendix ‘A’) indicates the project is determined to be a Type II Action due to the maintenance, repair, replacement, rehabilitation, or reconstruction of a structure or facility, in-kind, on the same site.

Cost and Payment for Recommended Improvements
The estimated construction cost for the upgrades described above is $1,000,000 and use sewer district serial bonds. Use of a contractor, or DPW staff, to purchase, supply, install and test the recommended improvements is proposed.

Once funds are appropriated, all existing parcels will bear the Capital repayment and operation and maintenance expenses.

As discussed in the financial plan below, the Assessment Stabilization Reserve Fund is to be used to support the project in an amount of $1,000,000 although sewer district serial bonds are indicated as the source of funds. The project is included in the Adopted 2017 Capital Program and Budget.

The district will also have improvements made to the sewer system (CP 8151). The prior and future budgets include $1.25 million for improvements and will be considered in aggregate with this project in demonstrating what the projects would have cost if the ASRF was not available to stabilize rates and eliminate any fiscal impact. This value is provided to the Office of the State Comptroller for use in establishing statewide project thresholds.

Proposed Financial Plan & Cost to Users

1) Existing and Proposed User Charges

The existing district is being charged based on the type of residential connection. The district has 1,247 in-district homes and 924 in-district condominiums. This report is based on the mode of
costs to each of the connectees and the increase in costs based on the project. Due to the fact that all homes are charged at one rate and all condominiums are charged at a second rate, (Refer to Appendix ‘B’) an evaluation of the number of units in each category would determine the mode. Due to the fact that over 50% of the connectees in the district are residential homes, the mode, therefore, is the cost to the typical residential home which during 2017 is $385. Condominiums discharge a lower sewage flow and, therefore, have a lower charge being $312 per condominium during 2017. The commercial areas are charged based on water use and the equivalent single family equivalence related to that water use. All out-of-district connections are charged the same cost as those within the district with a 5% administrative fee. This bill includes debt service and operation and maintenance costs. Pursuant to the requirements of participation in the Suffolk County Assessment Stabilization Reserve Fund, which was established by Suffolk County Charter, bills are increased by at least 3% per year in order for participating districts to be eligible to access the Reserve Fund. Funding from the Suffolk County Assessment Stabilization Reserve Fund then permits these participating districts to stabilize annual costs. The project schedule, Appendix ‘C’ provides that construction will be initiated during 2018 and all parcels being served will continue to pay based on a 3% increase per year.

Although there is no fiscal impact due to the stabilization by the ASRF, it is prudent to establish the comparison with the serial bonds, thus providing the State Comptroller information of un-stabilized cost for their annual threshold of project cost and sewer district rate increases. The tables in Appendix ‘B’ (Financial Evaluation) include the debt schedule of both capital projects 8118 and 8151, the 2017 sewer district rate, and the evaluation. The tables assume that the CP 8151 2016 and 2017 appropriations are issued in mid-2018, therefore, a level debt during 2019. The 2018 and 2019 appropriations are assumed to be issued in 2019 and 2020, respectively. CP 8118 will have debt issued in 2018 for a level debt in 2019. The maximum level debt year will be 2020 and beyond, however, the ASRF stabilizes rates with an increase of $10 - $20/unit per year (condominium and single family home, respectively). Without the ASRF, the increase in 2020 would be one $71.41/unit.

2) Annual Operation and Maintenance Costs and Charges

There is no increase to Operating and Maintenance and a resolution may be possible.

Comments, and Findings
This proposal should be implemented because the system was constructed nearly 40 years ago and regardless of improvements over recent years many elements of the sewer system infrastructure require rehabilitation or replacement. Therefore, I respectfully request and recommend that authorization be given to proceed immediately.

Respectfully submitted,

Gilbert Anderson, P.E.
Commissioner and Administrative Head of
Suffolk County Sewer Districts
Appendix 'A'

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Design and Construction of In-Kind Replacement and Rehabilitation Improvements to Suffolk County Sewer District No. 14 – Parkland, (CP 8118) and for Repairing Portions of the Collection System Sewer Lines and Pumping Stations of Suffolk County Sewer District No. 14 – Parkland, (CP 8151), Town of Islip", pursuant to Local Law No. 22-1985, which project involves the design and construction of the necessary rehabilitation and improvements to the wastewater treatment plant; and

WHEREAS, said wastewater treatment plant improvements include the replacement of three aeration blowers and auxiliary equipment as well as the rehabilitation of buildings, tanks, piping and mechanical-electrical components; and

WHEREAS, the project also involves the design and construction of the necessary improvements to be utilized for repairing portions of the Suffolk County Sewer District No. 14 - Parkland's collection system sewer lines and pumping stations; and

WHEREAS, at its January 18, 2017 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II Action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2)(20) and (27) and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated January 27, 2017 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Design and Construction of In-Kind Replacement and Rehabilitation Improvements to Suffolk County Sewer District No. 14 – Parkland, (CP 8118) and or Repairing Portions of the Collection System Sewer Lines and Pumping Stations of Suffolk County Sewer District No. 14 – Parkland, (CP 8151), Town of Islip constitutes a Type II Action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2)(20) and (27) and Chapter 450 of the Suffolk County Code,
as the action involves maintenance, repair, replacement, rehabilitation or reconstruction of a structure or facility, in-kind, on the same site, that does not meet or exceed any thresholds in Title 6 NYCRR Part 617.4; and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 7, 2017

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: March 13, 2017
Appendix 'B'
Homes 1,247
Condominiums 924
Total (2) 2,171

2017 Charge
$385/home
$312/condominium

Weighted average
Based on revenue
57.44% homes
42.56% condos

Mode value is a home at
$385/year in 2017

The stabilized rate at a 3% increase per year will amount to an increase indicated below: (3)

3
Home 2020 = $385 x 1.03 = $395 (12/year increase)

3
Condominium 2020 = $312 x 1.03 = $341 (10/year increase)

The unsubsidized rate without use of ASRF is:

Bonding for CP 8151 and CP 8118 is $155,038/year ($2 million projects) by 2020

Mode = $155,038/year x .5744 (percent of homes)/1,247 houses = $71.41

(1) Benefit district – billed per unit for home and condominium.
(2) Commercial accounts/connection is billed on water use. The basis of evaluating the project finance is to consider the residential in-district parcels alone.
(3) The 2020 rate is indicated for the purpose of comparison to what the rate would have been without ASRF when CP 8151 is issued and 4 years (2016-2019) of bonds and for CP 8118 of $1,000,000 in bonds.
(4) The stabilized rate of 3%/year will not change when considering the combined impact of CP 8118 and CP 8151. It is noted that the use of sewer district serial bonds and the combined capital project, with CP 8118 issued in 2019 and CP 8151 being appropriated in 2016, 2017, 2018 and 2019, would lead to a typical parcel increase of $71.41/year in 2020 and beyond if the ASRF was not available.
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2/5/2017

Page 3 of 4
2017 Adopted Sewer District Rates w contractees.xls
RESOLUTION NO. - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND ISSUING AN ORDER IN RELATION TO THE INCREASE AND IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 6 – KINGS PARK (CP 8144)

WHEREAS, pursuant to New York County Law Section 268, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York maps, plans, recommendations and cost estimates pertaining to an increase and improvement to facilities at Suffolk County Sewer District No. 6 – Kings Park; and

WHEREAS, such maps, plans, recommendations and cost estimates addressed increases and improvements related to, among other things, Improvements to the buildings, treatment system and pumping stations for Suffolk County Sewer District No. 6 – Kings Park; and

WHEREAS, these maps, plans, recommendations and cost estimates accompanied Suffolk County Resolution No. 498-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the total estimated cost for the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park is $5.0 million; and

WHEREAS, this cost will be financed utilizing sewer district serial bonds, but there will be no fiscal impact to the benefited properties within the District, since pursuant to the Assessment Stabilization Reserve Fund (ASRF), all property owners in Suffolk County sewer districts experience a 3% annual increase regardless of any increases or improvements performed; and

WHEREAS, in the case of the property owners in Suffolk County Sewer District No. 6 – Kings Park, the annual 3% ASRF increase will result in an increase of approximately $2.50 to the typical property (mode) within the District, regardless of the increase or improvement to facilities; and

WHEREAS, pursuant to Suffolk County Resolution No. 498-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding such increases and improvements to Suffolk County Sewer District No. 6 – Kings Park to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, said County Legislature has duly considered the map, plan, recommendations, and estimate of cost for the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it
RESOLVED, by the Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the total cost for the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park shall be set at a maximum of $5.0 million ($2.0 million in 2017 and $3.0 million in 2018), which shall be financed using sewer district serial bonds.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs it is hereby found and determined that the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park, as set forth in such maps, plans, reports, recommendations and estimate of costs, are necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations, and cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $5.0 million ($2.0 million in 2017 and $3.0 million in 2018), on the increases and improvements to Suffolk County Sewer District No. 6 – Kings Park as set forth in such maps, plans, reports, recommendations and estimate of costs.

RESOLVED, IT IS HEREBY ORDERED, by the Legislature of the County of Suffolk as follows:

Section 1. The increase and improvements to Suffolk County Sewer District No. 6 – Kings Park, as more particularly described in the maps, plans, reports, recommendations, and estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 6 – Kings Park are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the maps, plans, reports, recommendations and estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Section 259.

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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

4th

RESOLVED, that this resolution shall take effect immediately.

DATED:

APPROVED BY:

____________________________
County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
   Resolution  X  Local Law  ________  Charter Law  ________

2. Title of Proposed Legislation
   A resolution making certain findings and determinations and issuing an order in relation to
   the increase and improvement of facilities for Sewer District No. 6 – Kings Park (CP 8144).

3. Purpose of Proposed Legislation
   To make certain findings and determinations for the improvements to the wastewater collection and
   conveyance system of SCSD No. 6 – Kings Park.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes ________  No  X ________

5. If the answer to Item 4 is "yes," on what will it impact?  (circle appropriate category)
   County  economic impact
   Town  
   Village  School District  Other (Specify):
   Library District  Fire District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   $5.0 million will be financed using sewer district serial bonds supported by the ASRF.
   ($2.0 million in 2017, $3.0 million in 2018)

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   $5.0 million

8. Proposed Source of Funding  Serial Bonds and ASRF.

9. Timing of Impact  2021

10. Typed Name & Title of Preparer  Ben Wright, P.E.
    Principal Civil Engineer
    Sanitation

11. Signature of Preparer  Ben Wright

12. Date  7/8/17
## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL — Making Certain Findings and Determinations and Issuing an Order in Relation to the Increase and Improvement of Facilities for Sewer District No. 6 — Kings Park (CP 8144).

PURPOSE OR GENERAL IDEA OF BILL — Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations.

SUMMARY OF SPECIFIC PROVISIONS — Provides the findings of the public hearing on an improvement project and costs for SCSD No. 6 — Kings Park. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION — The findings of the public hearing will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS — Sewer district costs are financed by the use of sewer district serial bonds as supported by the ASRF.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Making Certain Findings and Determinations and Issuing an Order in Relation to the Increase and Improvement of Facilities for Sewer District No. 6 – Kings Park (CP 8144)
DATE: June 23, 2017

Attached is a draft resolution, SCiN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8144 - SD 6 – Kings Park Improvements 6-23-17 and backup filed as Backup-DPW CP 8144 - SD 6 – Kings Park Improvements 6-23-17 for the findings resolution of the increase and improvement of Sewer District No. 6 – Kings Park. The improvement project includes improvements to the wastewater collection and conveyance system. The total cost associated with the project is $5.0 million, $2.0 million in 2017 and $3.0 million in 2018 which uses sewer district serial bonds supported by the ASRF.

We appreciate the resolution being laid on the table such that the appropriations can be adopted in 2017.
Exhibit ‘A’
Honorable DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Smithtown, NY 11787

RE: Proposed Improvement to the Facilities of Suffolk County
Sewer District No. 6 – Kings Park – Improvements (CP 8144)

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, a public hearing is to be held for the project. The total 2017 cost of this project is $5 million ($2 million in 2017 and $3 million in 2018). Sewer District serial Bonds are the source of funds for the project, however, Assessment Stabilization Reserve Fund (ASRF) stabilizes the rate with an annual increase of 3%. The project will provide repair and re-routing of major collection sewer system sewer lines on the Kings Park Psychiatric Hospital grounds and upgrading the St. Johnland Nursing Home pumping station and re-routing the force main. When evaluating the project, we conclude that use of the ASRF limits the annual increase to 3%, and, therefore, there is no fiscal impact due to the project.

If you wish any further information or details, please contact Ben Wright, P.E., Principal Civil Engineer, Division of Sanitation, at 631-852-4184.

Sincerely,
Gilbert Anderson, P.E.
Commissioner
Administrative Head of
Suffolk County Sewer District No. 6

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Deputy County Executive/Chief of Staff
Peter Scully, Deputy County Executive
Theresa Ward, Commissioner, Economic Development
Connie Corso, Budget Director
Debra Kolyer, Principal Financial Analyst
Dennis Brown, Esq., County Attorney
Robert Braun, Esq., County Attorney
Marisa Schifano, Esq., Assistant County Attorney
Suffolk County Legislators
Tom Vaughn, Deputy Commissioner, Public Works
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P. E., Principal Civil Engineer, Sanitation

H:\SANITATION\Sewer-districts\sd06 - Kings Park\2017\ga-bw4-21-17 sd6 Kings Park CP 8144 Improvements Ltr to SC Leg DGregory.doc

COUNTY OF SUFFOLK

STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

DARNELL TYSN, P.E.
DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS G. VAUGHN
DEPUTY COMMISSIONER

April 21, 2017

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER
County of Suffolk

Department of Public Works

Report and Recommendations
for the
Proposed Improvements to Facilities of

SUFFOLK COUNTY SEWER DISTRICT NO. 6 – KINGS PARK

(CP 8144)

GILBERT ANDERSON, P.E.
COMMISSIONER

April 2017
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<td>Environmental Approval</td>
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<td>Capital Cost and Schedule</td>
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<td>Recommendations, Comments and Findings</td>
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EXHIBITS

A. CP 8144 Summary with Photographs
B. Environmental Approval
C. Repayment Schedule ($5,000,000)
D. 2017 Adopted Rate, Individual Parcel Assessed Value and Level Debt
E. Summary of Increased Rate

FIGURES

No. 1 District Map
No. 2 Sewer and Force Main Route
No. 3 Schedule
Introduction

In accordance with Chapter 254 of the County Law and by Resolutions Nos. 494-1965 and 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970 authorized the Chairman of the Agency to execute agreements with subdividers and developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency with the assistance of the Department of Environmental Control acting as its staff, to prepare the necessary maps, plans, specifications, and other relevant material for the formation, extension or improvement of County sewer districts.

Therefore, in accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency has caused the Department of Public Works as the successors to the Department of Environmental Control, to prepare and herewith respectfully submit the necessary information and data relating to the improvements to Suffolk County Sewer District No. 6 - Kings Park.

In 1973, the Kings Park State Hospital, operated by the New York State Department of Mental Hygiene, entered into an agreement with the Town of Smithtown whereby the Town assumed ownership of the sewage treatment plant and appurtenances. On December 22, 1977, the Town of Smithtown deeded the plant, which was originally built in 1935, to the County of Suffolk and it became Suffolk County Sewer District No. 6 - Kings Park. The facility has subsequently been replaced with an advanced system permitted for 600,000 gallons per day.

District Population and Service Area

Suffolk County Sewer District No. 6 Kings Park is located in the hamlet of Kings Park which is situated at the northwesterly corner of the Town of Smithtown, County of Suffolk, New York. The district is comprised of an eight acre plant site separated from the rest of the district and
about 155 acres containing 304 single family homes. By contract, it also treats the liquid wastes from a number of parcels and developments such as St. Catherine of Siena Hospital, St. Johnland Nursing Home, the Kings Park Psychiatric Center, and condominiums and single family homes. The district flows are estimated to be only 15.68% of the total. Refer to Exhibit ‘A’.

Technical Considerations

Sewers in the service area and district pass through the Kings Park Psychiatric Center. Issues of concern (access and maintenance) involve the sewage collection system. The issues can be resolved by re-routing major collection system sewer lines on the hospital site and upgrading and re-routing the St. Johnland Nursing Home pump station and force main, respectively. The work is necessary to provide County/district control over the sewers it must maintain and respond to repairs. The work is within the roadways of Old Dock Road (approximately 2,000 feet of gravity sewer), St. Johnland Road (approximately 3,000 feet of force main) and on the existing site of a pumping station. Due to diverted sewage flow to the pump station, larger pumps and wet well will be necessary. Approvals will be required of both the NYS Office of Mental Health and Town of Smithtown, both of which have been the subject of preliminary discussion as well as St. Johnland Nursing Home. All work is anticipated to be within previously disturbed roadways. The pumping station site will require additional landscaping. Engineering assistance is necessary to provide the design of both project elements and prepare contract documents.

Environmental Approval

Contact with NYSDEC led to a submittal of an Environmental Assessment Form to the Suffolk County Council on Environmental Quality. A Negative Declaration, Unlisted Action, was recommended and indicated in Exhibit ‘B’. The approval requires all regulatory permits to be obtained.

Capital Cost and Schedule

The estimated cost for the engineering assistance and construction is $5,000,000. The 2017 appropriation is $2 million and 2018 appropriation being $3,000,000. It is anticipated that the engineering will be completed during early 2018 and construction will begin in late 2018 and continue into mid-2020.
Annual Operation and Maintenance Costs and Charges

An evaluation of the operation and maintenance budget for the existing facility as it compares to the proposed improvements indicates that there should be little impact as the pumping station motors will be slightly increased but labor reduced. The operation and maintenance costs are assured to be insignificant due to this project.

Proposed Financial Plan and Cost to Homeowners

A. Federal and State Aid

There is no expectation of receipt of Federal or State funds.

B. User Charge

A review of Exhibit 'A' has a table with the connected flow of the district and the various contractee to the district. The district has been created based on a charging system of assessed value and the various contractees being charged on a flow basis. It is prudent to base the allocation of cost on a percentage of flow with the district then being assessed their allocation of costs on the assessed value. The total service area has nearly 524,209 gallons per day of design flow while the district has a calculated 15.68% of that value. The cost of the project will be allocated by 15.68% to the district and 84.32% to the contractees. The repayment schedule of Exhibit 'C' indicates that the $5 million will have bonds issued by 2021 and with a level debt, the annual repayment would be $387,594 per year. Exhibit 'E' summarizes the annual payment for the district being $60,775 per year and with the adopted rate being increased by 3% per year until 2021 and considering the mode value of the District of $7,000, the impact of the project without the use of the ASRF is an increase of approximately $215 per year. The use of the ASRF and the 3% increase per year provides for approximately $2.50 per year of an increase through 2021.

Recommendations, Comments and Findings

As indicated above, the district's tax levies will not be affected by this project. The improvements are necessary to insure the sewer system continues to operate in accordance with regulations and that emergency conditions and potential environmental disasters are eliminated and
Suffolk County Sewer District No. 6 — Kings Park has a WWTP located adjacent to the Kings Park Psychiatric Hospital site in Kings Park. Sewers in the district pass through the Psychiatric Center. Issues of concern (access and maintenance) involve the sewage collection system. This capital project is to provide the design and construction of the necessary improvements to be utilized for repairing and re-routing major collection system sewer lines on the hospital site and upgrading and re-routing the St. Johnland Nursing Home pump station and force main. The work is necessary to provide County/district control over the sewers it must maintain and respond to repairs. The work is within the roadways of Old Dock Road (approximately 2,000 feet of gravity sewer), St. Johnland Road (approximately 3,000 feet of force main) and on the existing site of a pumping station. Due to diverted sewage flow to the pump station, larger pumps and wet well will be necessary. Approvals will be required of both the NYS Office of Mental Health and Town of Smithtown, both of which have been the subject of preliminary discussion.

As indicated in the attached table, the district connected flow is 82,200 gallons per day (gpd) while the total connected flow is 524,208 gpd (noting the 202,616 gpd of proposed/conceptual flow has been subtracted). The resulting sewer district flow is therefore 15.68 percent of flow.
EXHIBIT A

CP 8144

Summary with Photographs
that access to the system is unrestricted. It is, therefore, imperative that the proposal be implemented as soon as possible; and there, I respectfully request and recommend that authorization be given to proceed immediately.

I respectfully recommend that authorization be given to proceed immediately.

Respectfully submitted,

[Signature]

Gilbert Anderson, P.E.
Commissioner of the
Suffolk County
Department of Public
Works, Chairman of the
Suffolk County Sewer
Agency, and
Administrative Head of
All Suffolk County Sewer
Districts
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**KP SIT Design Flow**
- 600,000
- Safety Factor (SF) (9%) = 30,000
- Design Flow - SF = Usable Capacity = 570,000
- Projects Connected = 523,268
- Projects Approved and/or Pending = 202,810
- STP Available Capacity = 122,224

**LoSA**
- 0860-04700-0100-0110001: 7,975
- Willow Lake Apartments: 15,000
- Total: 23,975

**Note:** 4/1/16
- As per MCR in Revenue, sewer use fees are based on percentage of connected design flow total by per district operation cost.

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EXHIBIT B

Environmental Approval
MEMORANDUM

TO: Honorable Steven Bellone, Suffolk County Executive
    DuWayne Gregory, Presiding Officer

FROM: Lawrence Swanson, Chairperson

DATE: April 6, 2017

RE: CEQ Review of the Proposed Suffolk County Sewer District #6, Kings Park, Rerouting and Pump Station Expansion, CP 8144, Town of Smithtown

At its March 24, 2017 meeting, the CEQ reviewed the above referenced matter. Pursuant to Chapter 450 of the Suffolk County Code, and based on the information received, as well as that given in a presentation by Ben Wright, Principal Civil Engineer, Suffolk County Department of Public Works, the Council advises the Suffolk County Legislature and County Executive, in CEQ Resolution No. 17-2017, a copy of which is attached, that the proposed project be considered an Unlisted Action under SEQRA that will not have significant adverse impacts on the environment.

If the Legislature concurs with the Council on Environmental Quality’s recommendation, the Presiding Officer should cause to be brought before the Legislature for a vote, a resolution determining that the proposed action constitutes an Unlisted Action pursuant to SEQRA that will not have significant adverse impacts on the environment (negative declaration). However, if the Legislature has further environmental concerns regarding this project and needs additional information, the Presiding Officer should remand the case back to the initiating unit for the necessary changes to the project and EAF or submit a resolution authorizing the initiating unit to prepare a draft environmental impact statement (positive declaration).

Enclosed for your information is a copy of CEQ Resolution No. 17-2017. Which sets forth the Council’s recommendations. The project EAF and supporting documentation can be viewed online at http://www.suffolkcounty.gov/Departments/Planning/Boards/CouncilonEnvironmentalQuality

If the Council can be of further help in this matter, please let us know.

Enc.

cc: All Suffolk County Legislators
    Jason A. Richberg, Clerk of Legislature
    George Nolan, Attorney for the Legislature
    Sarah Lansdale, Director of Planning, Department of Economic Development and Planning
    Andrew Fredeng, Chief Planner, Department of Economic Development and Planning
    Dennis Brown, Suffolk County Attorney
CEQ RESOLUTION NO. 17-2017, RECOMMENDATION CONCERNING A
SEQRA CLASSIFICATION AND DETERMINATION FOR THE PURPOSES OF
CHAPTER 450 OF THE SUFFOLK COUNTY CODE FOR THE PROPOSED
SUFFOLK COUNTY SEWER DISTRICT #6, KINGS PARK, REROUTING AND
PUMP STATION EXPANSION, CP 8144, TOWN OF SMITHTOWN

WHEREAS, at its March 24, 2017 meeting, the Suffolk County Council on Environmental
Quality (CEQ) reviewed the EAF and associated information submitted by Suffolk County
Department of Public Works; and

WHEREAS, a presentation regarding the project was given at the meeting by Ben
Wright, Principal Civil Engineer, Suffolk County Department of Public Works; and

WHEREAS, the intent of the project is to minimize the responsibilities of Suffolk County
Sewer District No. 6 – Kings Park for the operation and maintenance of the sewer system on the
Kings Park Psychiatric Center site and provide more efficient conveyance of sewage from the
existing service area to the wastewater treatment facility; and

WHEREAS, the proposed project involves rerouting the major sewer connection system
sewer lines on the Kings Park Psychiatric Center property and on St. Johnland Nursing Home
property to a new sewer line located within the roadways of Old Duck Road, St. Johnland Road
and an existing pumping station site; and

WHEREAS, the proposed rerouting of the sewer lines will require approximately 2,000
feet of gravity sewer line and 3,000 feet of force main along with the expansion of an existing
pump station near the intersection of Dock Road and St. Johnland Road; now, therefore, be it

1st RESOLVED, that based on the information received and presented, a quorum of the
CEQ hereby recommends to the Suffolk County Legislature and County Executive that the
proposed project be classified as an Unlisted Action under the provisions of Title 6 NYCRR Part
617 and Chapter 450 of the Suffolk County Code; and, be it further

2nd RESOLVED, that based on the information received, a quorum of the CEQ
recommends to the Suffolk County Legislature and County Executive, pursuant to Title 6
NYCRR Part 617 and Chapter 450 of the Suffolk County Code, that the proposed action will not
have significant adverse impacts on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 NYCRR, Section 617.7,
which sets forth thresholds for determining significant effect on the environment as
demonstrated in the Environmental Assessment Form;

2. The proposal does not significantly threaten any unique or highly valuable
environmental or cultural resources as identified in or regulated by the Environmental
Conservation Law of the State of New York or the Suffolk County Charter and Code;

3. All work will be performed on the grounds of the existing pump station and in existing
road right of ways which are areas that have previously been disturbed;
4. All required regulatory permits and approvals will be obtained;

5. The project will insure future access for the proper operation and maintenance of sewer lines from the Kings Park Psychiatric Center property and the St. Johnland Nursing Home property;

3rd RESOLVED, that it is the recommendation of the Council that the Legislature and County Executive adopt a SEQRA determination of non-significance (negative declaration).

DATED: 3/24/2017
RECORD OF CEQ RESOLUTION VOTES

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Recommendation: Unlisted Action, Negative Declaration

Motion: Mr. De Rubeis  
Second: Hon. Krupski

Further information may be obtained by contacting:

Andrew P. Freieng, Chief Planner  
Council on Environmental Quality  
P.O. Box 6100  
Hauppauge, New York 11788  
Tel: (631) 853-5191
EXHIBIT C

Repayment Schedule ($5,000,000)
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Suffolk County
SD# 6 Kings Park CP 8144
Level Debt
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## Suffolk County

SD# 6 Kings Park CP 8144
Level Debt

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2017 Adopted Rate

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EXHIBIT E

Summary of Increased Rate
Summary of Increased Rate

The adopted annual operating budget for Sewer District No. 6 establishes the 2017 rates. Due to the need to proceed with the project and recognizing the past 3% annual rate increase, the rate used are those of the adopted 2017 and projected budget for 2021. The adopted rate is typically used to compare the actual project cost with the subsidy that is available with the Assessment Stabilization Reserve Fund. This project, however, uses the ASRF as the funding source. Due to the notification required to the State Comptroller, an evaluation of the impact of a $5,000,000 project will be presented as if the ASRF was not available. Since the district only composes 15.68 percent of the sewage flow, only 15.68 percent of the debt would be assessed to the district.

District Total Assessed Value = $1,979,200

Maximum Repayment Year without subsidy (Refer to Exhibit 'D')

2021  $387,594 x .1568 = $60,775

2017 Adopted Rate  
$11.2538 per $1,000 of assessed value

It is noted that the mode assessed value of the parcels in the district (Exhibit C) is $7,000

Rate per $1,000 Full Value = $11.2538/$1,000

Typical Property Value = $7,000

Current 2017 cost per typical property = $11.2538 x $7,000/$1,000 = $78.78

Project cost impact = $60,775/$1,979,200 = $30.71/$1,000

Project cost per typical property = $30.71 x $7,000/$1,000 = $214.97

Actual increase is based on a 3% increase per the Assessment Stabilization Reserve Fund results in the project increase from 2017 to 2021.

Increase per typical property in 2018 = $2.36, in 2019 = $2.43, in 2020 = $2.51, and in 2021 = $2.58

Assuming no mode of AV change

A notification will be provided to the State Comptroller.
Figure No. 1
Figure No. 2
SD #6 Kings Park
Capital Project 8144
Figure No. 3
<table>
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<th>2019</th>
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RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN
CONNECTION WITH REHABILITATION OF VARIOUS
BRIDGES AND EMBANKMENTS (CP 5850)

WHEREAS, the Commissioner of Public Works has requested funds for
construction in connection with the Rehabilitation of Various Bridges and Embankments; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and
Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-
2006 has established a priority ranking system as the basis for funding Capital Projects such as
this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has
authorized the issuance of $1,850,000 in Suffolk County Serial Bonds; now, therefore be it

1st
RESOLVED, that this Legislature hereby determines that construction and/or
restoration of sidewalks on various County roads constitutes a Type II action pursuant to the
provisions of Title 6 NYCRR Part 617.5(C) (1), (2) and (27) since the action involves a
legislative decision concerning routine maintenance or repair involving no substantial changes
in existing structure or facility; and replacement, rehabilitation or reconstruction of a structure or
facility, in kind, on the same site including upgrading buildings to meet building or fire codes,
unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; adoption of regulations, policies, procedures and local legislative decisions in connection with
any action on this list; and be it further

2nd
RESOLVED, that it is hereby determined that this project, with a priority ranking
of forty-six (46) is eligible for approval in accordance with the provisions of Resolution No. 471-
1994 as revised by Resolution No. 461-2006; and be it further

3rd
RESOLVED, that the County Department of Public Works is hereby authorized,
empowered and directed to take such action as may be necessary to complete Rehabilitation of
Various Bridges and Embankments, pursuant to Section C8-2 (A) of the Suffolk County
Charter; and be it further

4th
RESOLVED, that the proceeds of $1,850,000 in Suffolk County Serial Bonds be
and they are hereby appropriated as follows:

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DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
Resolution  X  Local Law  Charter Law

2. Title of Proposed Legislation
RESOLUTION NO.  2017, APPROPRIATING FUNDS IN CONNECTION WITH REHABILITATION OF VARIOUS BRIDGES AND EMBANKMENTS (CP 5850)

3. Purpose of Proposed Legislation
See above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes  X  No

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
- County
- Town  Economic Impact
- Village
- School District  Other (Specify): Library District  Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding
SERIAL BONDS

9. Timing of Impact
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
Nicholas Paglia  Chief Budget Examiner

11. Signature of Preparer

12. Date
July 12, 2017

SCIN FORM 175b (10/95)
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NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2
To be completed by the Executive Budget Office
### General Obligation Serial Bonds
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**Total**  
$1,850,000.00 | $554,581.92 | $2,404,581.92 | $2,404,581.92
### GENERAL FUND

<table>
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<th>2017 RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<tr>
<td>TOTAL</td>
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</tr>
</tbody>
</table>

**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL: Amending the 2017 Capital Budget and Program and Appropriating funds in connection with the Rehabilitation of Various Bridges and Embankments (CP 5850)

PURPOSE OR GENERAL IDEA OF BILL: This funding, along with requested funds in the 2018 Capital Budget and Program, will provide for the erection of the US Open Pedestrian Bridge as well as the rehabilitation of the CR 97, Nicoils Road Bridge over Furrows Road, preceding the BRT project.

SUMMARY OF SPECIFIC PROVISIONS: This is a current Capital Budget project for construction and no offset is required.

JUSTIFICATION: These funds will enable Suffolk County Department of Public Works to continue with Lettings for the rehabilitation of various bridges and embankments; in addition, it will enable the Department to respond to safety flag warnings that we are issued by the New York State Dept. of Transportation, for issues requiring immediate attention (Bridges Requirements Contract).

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
TO: Katie Horst, Director, Intergovernmental Relations
FROM: Gilbert Anderson, P.E. Commissioner
DATE: June 28, 2017
RE: Amending the 2017 Capital Budget and Program and Appropriating Funds in Connection with Rehabilitation of Various Bridges and Embankments (CP 5850)

Attached is a draft resolution to appropriate the sum of $100,000 for design and $1,750,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2017 Capital Budget and Program for this project.

These funds will enable the Department to progress bridge and embankment rehabilitation projects by repairing roadway approaches and asphalt wearing surfaces over the concrete bridge decks, spall and crack repair to steel girders and undersides of the concrete decks, repairs to sidewalks, curbs and concrete railing members.

Design funds will be utilized to retain an engineering firm to perform a lighting study for various high-level bridges where existing lighting fixtures need repeated replacement due to high winds, evaluating replacing existing fixtures with energy efficient fixtures. Construction funds will be utilized, along with funding requested in the 2018 Capital Budget and Program, for the erection of the US Open Pedestrian Bridge and the rehabilitation of the CR 97, Nicolls Road Bridge over Furrows Road, (which includes a yellow flag repair and upgrading the bridge to current standards), preceding the BRT project. Order letters will be issued through the Department's Bridges requirements contract to repair the Peconic Avenue Bridge over Peconic River and the CR 80, Montauk Highway Bridge over Patchogue River. If required, funds will be utilized to for order letters through the requirements contract to respond to any Safety Flag Warnings/Violations issued to Suffolk County by the New York State Department of Transportation.

It may be necessary to add and/or substitute other locations due to permits, changes in priorities or other requirements to be determined by this Department.

The Suffolk County Council on Environmental Quality has reviewed these types of bridge rehabilitation projects and has determined that they constitute a Type II Action, as provisions of Title 6 NYCRR Part 617.5(c)(1), (2) and (27) involves the maintenance or repair of an existing structure and/or the replacement, rehabilitation or reconstruction in-kind, on the same site.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5850(Br Rehab Eng & Constr).doc”.

GA/Hfld
attach.
cc: William Hillman, P.E., Chief Engineer
Charles Jaquin, Executive Assistant for Finance & Administration

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE  ■  YAPHANK, N.Y. 11980  ■
(631) 852-4010
FAX (631) 852-4150
RESOLUTION NO. 2017, ACCEPTING AND APPROPRIATING 100% NYS PAVE-NY PROGRAM FUNDS IN THE AMOUNT OF $2,776,860 AND AMENDING THE 2017 CAPITAL BUDGET AND PROGRAM APPROPRIATING ADDITIONAL FUNDS IN CONNECTION WITH STRENGTHENING AND IMPROVING COUNTY ROADS (CP 5014)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Strengthening and Improving County Roads; and

WHEREAS, sufficient funds are not included in the 2017 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C-4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, New York State Aid in the amount of $2,776,860 has been apportioned to Suffolk County by way of the PAVE-NY Program, which operates in the same manner as the Consolidated Local Street and Highway Improvement Program (CHIPS), in which municipalities must first instance fund the cost of the program and will subsequently be reimbursed 100% of eligible costs upon submission for reimbursement; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $4,678,860 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5(C) (1), (2), (4) and (27), of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes maintenance or repair involving no substantial changes in an existing structure or facility; replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; as well as repaving of existing highways not involving the addition of new travel lanes; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-four (64) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Strengthening
and Improving County Roads, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th

RESOLVED, that the 2017 Capital Budget and Program be and they are hereby amended as follows:

**Project No.:** 5497  
**Project Title:** Construction of Sidewalks on Various County Roads

<table>
<thead>
<tr>
<th></th>
<th>Current 2017</th>
<th>Revised 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Est'd Cost</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Planning, Design</td>
<td>$650,000</td>
<td>$50,000B</td>
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<tr>
<td>TOTAL</td>
<td>$8,190,000</td>
<td>$50,000</td>
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</table>

**Project No.:** 5815  
**Project Title:** Painting of County Bridges

<table>
<thead>
<tr>
<th></th>
<th>Current 2017</th>
<th>Revised 2017</th>
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<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Est'd Cost</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Site Improvements</td>
<td>$16,880,250</td>
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<tr>
<td>TOTAL</td>
<td>$16,880,250</td>
<td>$500,000</td>
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</table>

**Project No.:** 5850  
**Project Title:** Rehabilitation of Various Bridges and Embankments

<table>
<thead>
<tr>
<th></th>
<th>Current 2017</th>
<th>Revised 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Est'd Cost</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Planning</td>
<td>$3,550,000</td>
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<tr>
<td>3. Construction</td>
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Project No.: 5014
Project Title: Strengthening and Improving of County Roads

<table>
<thead>
<tr>
<th></th>
<th>Total Est'd Cost</th>
<th>Current 2017 Budget &amp; Program</th>
<th>Revised 2017 Capital Budget &amp; Program</th>
</tr>
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<tbody>
<tr>
<td>1. Planning</td>
<td>$1,975,000</td>
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<td>$250,000B</td>
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<tr>
<td>3. Construction</td>
<td>$66,729,360</td>
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<tr>
<td>TOTAL</td>
<td>$68,704,360</td>
<td>$6,000,000</td>
<td>$10,676,860</td>
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; and be it further

5th RESOLVED, that the proceeds of $1,900,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
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<tbody>
<tr>
<td>525-CAP-5014.362</td>
<td>50</td>
<td>Strengthening and Improving County Roads</td>
<td>$1,900,000</td>
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<tr>
<td>(Fund 001-Debt Service)</td>
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</tbody>
</table>

6th RESOLVED, that the proceeds of $2,776,860.38 in State Aid (PAVE-NY Funds) be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ref-525-CAP-5014.363</td>
<td>50</td>
<td>Strengthening and Improving County Roads</td>
<td>$2,776,860</td>
</tr>
</tbody>
</table>

7th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total State share of $2,776,860.

Date:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   RESOLUTION NO.  - 2017, ACCEPTING AND
   APPROPRIATING 100% NYS PAVE-NY PROGRAM FUNDS IN
   THE AMOUNT OF $2,776,860 AND AMENDING THE 2017
   CAPITAL BUDGET AND PROGRAM APPROPRIATING
   ADDITIONAL FUNDS IN CONNECTION WITH
   STRENGTHENING AND IMPROVING COUNTY ROADS (CP
   5014)

3. Purpose of Proposed Legislation
   See No. 2 above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes X  No ___

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
   County  Town  Economic Impact
   Village  School District  Other (Specify):
   Library District  Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   There are 100% NYS Pave NY funds available from the New York State Dept of Transportation
   (NYSDOT) for this project. Suffolk County must "first instance" fund the entire cost of the
   project. County Comptroller is authorized to issue bond anticipation notes for the state share.
   If short term notes are issued, the county would incur minimal interest costs. DPW to track staff
   and related costs associated with this project for chargeback purposes.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   Pave NY State Funds and Suffolk County Serial Bonds.

9. Timing of Impact
   For Suffolk County Serial Bonds: It is anticipated that bonds will be issued Fall 2017 and debt
   service will commence Fall 2018. There is no impact in 2017. Earliest debt service fiscal
   impact will be in the 2018 Operating Budget.

10. Typed Name & Title of Preparer  Nicholas Paglia  Principal Budget Examiner

11. Signature of Preparer  

12. Date  July 18, 2017

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

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To be completed by the Executive Budget Office
<table>
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<th>Date</th>
<th>Coupon</th>
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<th>Total Debt Service</th>
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<tr>
<td>11/1/2023</td>
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<td>$181,601.50</td>
<td>$181,601.50</td>
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<tr>
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<td>$189,181.61</td>
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<tr>
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<td>$252,765.05</td>
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</tbody>
</table>

| Total      | $1,300,000.00 | $301,274.13 | $2,201,274.13 | $2,201,274.13 |

11/1/2035
### GENERAL FUND

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
</tr>
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<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
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<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
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</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
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<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**

1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3) Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

To be completed by the Executive Budget Office.
TITLE OF BILL: Amending the 2017 Capital Budget and Program and Appropriating funds in connection with Strengthening and Improving County Roads (CP 5014)

PURPOSE OR GENERAL IDEA OF BILL: Funds will provide for construction for the repair and/or resurfacing of roadways as well as related appurtenances such as drainage and curb. These services improve both the surface and structural conditions of the road and significantly extends the life of the roadway. Preventive maintenance is necessary to provide safe highways and mitigate future costly reconstruction projects.

SUMMARY OF SPECIFIC PROVISIONS: There is insufficient funding in the 2017 Capital Budget for this request, however, the County is in receipt of $2,776,860.38 in PAVE-NY funding (reimbursed at 100%); remaining offsets have been identified in CP 5497 (Construction of Sidewalks (Design) $50,000) – design will be done by in-house staff, CP 5815 (Painting of County Bridges (Site Improvements) $100,000) – existing appropriations are adequate to complete planned projects and CP 5850 (Rehabilitation of Various Bridges and Embankments (Construction) $1,750,000) - only a portion of the 2017 Capital Budget is required in correlation with existing appropriations to complete planned projects in 2017.

JUSTIFICATION: Funds will enable the Department to issue work orders for preventative maintenance.

FISCAL IMPACT: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
MEMORANDUM

TO: Katie Horst, Director, Intergovernmental Relations
FROM: Gilbert Anderson, P.E. Commissioner
DATE: June 26, 2017
RE: Amending the 2017 Capital Budget and Program and Appropriating Additional Funds in Connection with Strengthening and Improving County Roads (CP 5014)

Attached is a draft resolution to appropriate the sum of $4,676,860.38 for construction in connection with the above referenced project. There are insufficient funds included in the 2017 Capital Budget and Program for this project, although, pursuant to the Suffolk County charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid. $2,776,860.38 of this appropriation request involves receipt of State aid (PAVE-NY) at 100%, however there are additional offsets required and have been identified in: CP 5497 (Construction of Sidewalks (Design) $50,000) – design will be done by in-house staff; CP 5815 (Painting of County Bridges (Site Improvements) $100,000) – existing appropriations are adequate to complete planned projects; CP 5850 (Rehabilitation of Various Bridges and Embankments (Construction) $1,750,000) – only a portion of the 2017 Capital Budget is required in correlation with existing appropriations to complete planned projects.

Construction funds will provide for the repair and/or resurfacing of roadways throughout Suffolk County. This project improves both the surface and structural condition of the road and significantly extends the life of the roadway. Additionally, these funds provide for the repair of other related appurtenances (drainage, curb, etc.) within the roadway limits. Preventive maintenance is necessary to provide safe highway travel and mitigate future costly reconstruction projects.

In addition to the list of potential locations submitted with this year's initial request (Resolution #388-2017), two additional locations have been identified: CR 3, Pinelawn Road and CR 2, Straight Path. It may be necessary to add and/or substitute other locations due to seasonal limitations, changes in priorities or other requirements to be determined by this Department.

The Suffolk County Council on Environmental Quality has reviewed projects of this nature under a previous version of the implementing rules and regulations of SEQRA and determined that the project constitutes a Type II action.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5014(S&I CRs Addntl June).doc”.

GA/WH/tf
attach.

cc: William Hillman, P.E., Chief Engineer
Charles Jaquin, Executive Assistant for Finance & Administration
April 21, 2017

GILBERT ANDERSON
COMMISSIONER OF PUBLIC
COUNTY OF SUFFOLK
335 YAPHANK AVE
YAPHANK NY 11980

Dear Mr. Anderson:

The enacted State fiscal year (SFY) 2017-18 Budget includes $438.1 million in Consolidated Local Street and Highway Improvement Program (CHIPS) funding for municipalities to support the construction and repair of highways, bridges, highway-railroad crossings, and other facilities that are not on the State highway system.

The Budget also includes: (1) a $100 million PAVE NY appropriation to assist municipalities with rehabilitation and reconstruction of local highways and roads; (2) a new $65 million Extreme Winter Recovery (EWR) capital appropriation to help local governments make necessary repairs to highways and bridges; and (3) reappropriations of rollover funds remaining from previous State fiscal year CHIPS, PAVE NY, and EWR appropriations. Please provide a copy of this letter to the chief financial officer (CFO) for your municipality.

The first of four quarterly SFY 2017-18 CHIPS, PAVE NY, and EWR reimbursements are scheduled to be made on June 15, 2017. Please refer to the revised April 2017 Program Guidelines on the CHIPS website (www.dot.ny.gov/programs/chips) regarding eligible project activities and program requirements. Requests from the SFY 17-18 CHIPS, PAVE NY, and EWR apportionments for the June payment must be for expenditures made on or after April 1, 2017 and through May 3, 2017.

The County of Suffolk has a total CHIPS balance of $6,060,064.65 which is available for the June payment; this consists of a $6,060,064.65 SFY 17-18 CHIPS apportionment balance and a $0.00 CHIPS Capital cumulative rollover balance. The County of Suffolk has a total PAVE NY balance of $2,776,860.38; this consists of a $1,387,835.28 SFY 17-18 PAVE NY apportionment balance and a $1,389,025.12 PAVE NY rollover balance. The County of Suffolk has a total EWR balance of $395,197.26; this consists of a $395,197.26 SFY 17-18 EWR apportionment balance and a $0.00 EWR rollover balance.

The submissions for the CHIPS, PAVE NY, and EWR reimbursements will require supporting documentation, including proof of payment and photos of ADA-compliant curb ramps. Failure to submit the required documentation may delay the processing of your reimbursement requests.

The rules for applying under the June CHIPS reimbursements are included on the back of this letter, while the rules for the PAVE NY and EWR reimbursements are available as links under Forms on the CHIPS website. In order to ensure June timely reimbursement, the NYS DOT Regional Office listed below must receive the original signed payment requests no later than May 16, 2017.

Please be sure to sign the certification on each page of the reimbursement request forms, photocopy the completed forms for your files, and mail the originals to:

Nicolaus Woodroffe
NYS DOT Regional CHIPS Representative
New York State Department of Transportation
State Office Building, 250 Veterans Memorial Hwy
Hauppauge, NY 11788

Your NYS DOT municipal code for entry on the forms is 07000. If you have any questions, please contact Nicolaus Woodroffe at 631-452-7945.

Respectfully yours,

Peter J. Ryan
Director
Local Programs Bureau
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NYS Department of Transportation
Policy and Planning Division
Local Programs Bureau
Email: chips@dot.ny.gov
I. PROGRAMS

A. Consolidated Local Street and Highway Improvement Program (CHIPS)

CHIPS provides State funds to municipalities to support the construction and repair of highways, bridges, highway-railroad crossings, and other facilities that are not on the State highway system.

The authorization for the CHIPS Program is contained in Section 10-c of the State Highway Law. Funds are apportioned to municipalities annually by the New York State Department of Transportation (NYSDOT) pursuant to a formula specified in this section of the Law.

Upon approval of the State Budget, NYSDOT determines each municipality’s final CHIPS Capital apportionment for the new State fiscal year and notifies them of the available amount via the letter for the scheduled June payment and a posting to the Capital Apportionment Balances link on the CHIPS website.

B. Extreme Winter Recovery (EWR)

The enacted SFY 2017-18 State Budget includes a new $65 million EWR appropriation to help local governments make necessary repairs to highways and bridges and reappropriates prior years EWR funding.

C. PAVE-NY

The current five-year State Transportation Plan provides $100 million per year through the PAVE NY program to assist municipalities with rehabilitation and reconstruction of local highways and roads. Funds are apportioned by NYSDOT according to the percentage of funds each municipality received under the SFY 2016-17 CHIPS Program.

PAVE-NY follows all the programmatic and reimbursement requirements of CHIPS, with one notable exception, eligible project activities are limited to Highway Resurfacing and Highway Reconstruction.

II. REQUIREMENTS FOR CHIPS, EWR AND PAVE-NY CAPITAL PROJECTS

In order to be eligible for CHIPS, EWR and PAVE-NY Capital reimbursement, the capital project must: (1) be undertaken by a municipality; (2) be for highway-related purposes; (3) have a service life of 10 years or more with normal maintenance or comply with the exceptions below; and (4) follow the CHIPS, EWR and PAVE-NY Guidelines as outlined in this document.
A. PROJECT ELIGIBILITY

The municipality is responsible for selecting eligible project activities for CHIPS and EWR and eligible activities for PAVE-NY and must certify the project is expected to have a useful service life of at least 10 years, except for the following resurfacing project subtypes where the service lives are less than 10 years or where the treatment is: (1) microsurfacing; (2) paver placed surface treatment; (3) single course surface treatment involving chip seals or oil and stone; or (4) double course surface treatment involving chip seals or oil and stone.

Items which are not eligible for reimbursement include:

- Operation and maintenance activities such as pavement patching, pothole repairs, crack sealing, slurry seal, snow removal, brush and weed control, street cleaning, highway planning studies, administrative disbursements (including administering CHIPS, EWR and PAVE-NY) not associated with a specific capital project, and purchase of materials not associated with a specific capital project.
- State highways, including locally maintained State arterials in cities.
- All parking facilities not owned by a municipality and those municipally-owned parking facilities which do not primarily serve a mass transportation commuter parking purpose. Examples of ineligible municipally-owned parking facilities which do not primarily serve a mass transportation commuter parking purpose include, but are not limited to, a parking lot serving a municipal building, school, ball field, park, or retail shopping.
- Sanitary sewers, water lines, and other utilities which are not impacted by a highway/bridge reconstruction project.
- Bicycle access features outside the highway right-of-way.
- Amounts paid by a municipality for interest or indirect costs (e.g., costs of issuance) on local bonds or notes issued to finance eligible project costs.

B. STOCKPILED MATERIALS

Municipalities may realize cost savings by purchasing materials (crushed stone, pipes, etc.) in bulk and stockpiling those materials for future use. In order to avoid the possibility of stockpiled materials being paid for twice (first as a stockpile and a second time when actually placed as part of a specific project), NYSDOT will only provide a CHIPS, EWR or PAVE-NY reimbursement for stockpiled materials when those materials have actually been placed as part of a specific CHIPS, EWR or PAVE-NY funded project.

A municipality can receive reimbursement from their current State fiscal year CHIPS, EWR or PAVE NY apportionment for stockpiled materials that are placed in service in the current State fiscal year even if they had no CHIPS, EWR or PAVE NY balance at the time they purchased those stockpiled materials.

Consistent with Section K of these Guidelines, reimbursement eligibility is limited to only those unreimbursed local stockpiled expenditures made within an 18 month period prior to the scheduled quarterly payment date specified in the current NYSDOT payment...
notification letter. The specific 18 month time period for each quarterly payment will be identified in the instructions on the reverse of each quarterly letter.

C. ELIGIBLE EQUIPMENT

In order to be eligible for CHIPS and EWR reimbursement, the equipment must have a service life of 10 years or more with normal maintenance. In order for equipment “attachments” to be eligible for CHIPS and EWR reimbursement, the municipality must purchase the equipment attachment(s) at the same time that they purchase the corresponding equipment.

If you have any questions concerning an equipment’s eligibility for CHIPS and EWR reimbursement, please contact your NYSDOT Regional CHIPS Representative.

D. ELIGIBLE PROJECT COSTS AND PAYMENT REIMBURSEMENTS

1. Eligible project costs consist of disbursements for all phases of an eligible CHIPS, EWR and PAVE-NY project. These costs may include:
   - construction cost for projects performed by contract
   - cost of labor, materials, and administrative costs (surveys, etc.)
   - equipment usage
     - Purchase (CHIPS and EWR only)
     - Rental (CHIPS, EWR and PAVE-NY)
   - purchase of necessary right-of-way
   - design (whether in-house or by consultant)
   - construction inspection

2. Payment requests for a particular reimbursement may only be for disbursements made during the expenditure eligibility period as detailed in the notification letter specific for that reimbursement.

Municipalities must include all supporting documentation with their CHIPS, EWR and PAVE-NY reimbursement submissions to NYSDOT for all payment requests. Documentation shall include, but is not limited to, the following:

   - Photos of ADA-Required Curb Ramp Installations
   - Invoices for Materials (with project description) or a summary record of material
   - Usage Statements for Equipment or a summary record of force account equipment and/or rented equipment
   - Proof of Payment – Examples of Acceptable forms of Proof of Payment include:
     - EFT Statements (or EFT e-mail confirmations) or
     - Bank Statements (including electronic documentation) or
     - Credit Card Statements - If bank or credit card statements are used, sensitive information must not be compromised. Account numbers should be removed or redacted prior to submission. While invoices marked paid and vouchers are proof of receiving materials and services
they are not considered sufficient proof of payment verified by a financial institution or
  o a Cancelled Check to Contractors, Subcontractors, and Vendors
  • Payroll Records or summary reports for labor involved in a Project (including labor rates) *(In-House Work)*

Equipment rental rates can be accessed via the NYSDOT Equipment Rental Rate Schedule. Labor, materials, and equipment costs may be documented using the forms on the CHIPS website (Supporting Documentation Forms for CHIPS, EWR and PAVE-NY). Please keep in mind that these forms are not required to be submitted, but may be useful for organizing the information required or as a reference for what is required. Municipalities are responsible for providing complete documentation. Project disbursements must be documented and maintained in project records, which are subject to future audit.

E. REIMBURSEMENT CERTIFICATION

The State relies on the signature of the responsible municipal official (most commonly the highway superintendent) to certify the request for reimbursement is consistent with the requirements of these programs. The signatory must understand that the municipality undertakes a legal obligation by signing the appropriate CP73, CP74 or CP 75 form. The signed certification means:

  • project has a 10 year minimum service life or where the project is either: (1) microsurfacing; (2) paver placed surface treatment; (3) single course surface treatment involving chip seals or oil and stone; or (4) double course surface treatment involving chip seals or oil and stone;
  • project disbursements were made during the 18 month reimbursement period;
  • reimbursement has not been previously requested;
  • the project is for public purposes, not for the benefit of private parties;
  • for any street alteration project where street level pedestrian walkways cross curbs, curb ramps with detectable warnings were installed before the improvement or were installed during the alteration project and are ADA compliant; and
  • appropriate local or state design and construction standards were followed for all projects.

F. PROJECT DESIGN AND CONSTRUCTION STANDARDS

Municipalities must adopt appropriate local standards. All requirements or standards prescribed in the National Manual of Uniform Traffic Control Devices and NYS Supplement, Highway Law, Vehicle and Traffic Law, and other applicable State and local laws, codes, and regulations must be followed. The American Association of State Highway and Transportation Officials (AASHTO) standards for local streets and highways, NYSDOT highway standards, or other standards which are considered appropriate by the municipality, may be used for design of county, town, city, and village roads.
G. QUARTERLY PAYMENTS

CHIPS, EWR and PAVE-NY reimbursements are issued by the Office of the State Comptroller (OSC) on or about the dates referenced on the CHIPS website (www.dot.ny.gov/programs/chips/payment-schedule). If your municipality is not currently receiving any OSC payments via EFT, submittal of an EFT Authorization Form to OSC is now the strongly recommended method to receive CHIPS payments. The form may be obtained on OSC’s website at http://www.osc.state.ny.us/epay or on the CHIPS website. The EFT Authorization Form will require the entry of your municipality’s 10 digit OSC Vendor Number.

H. LIMITS ON WORK COMPLETED/PERFORMED BY MUNICIPAL FORCES/COMPETITIVE BID REQUIREMENTS

Funds apportioned pursuant to Section 10(c)(4)(e) of State Highway Law for local street or highway projects shall be used to undertake work on a project either with the municipality’s own forces (force account work) or by contract. If performed by force account, any labor, materials and/or equipment shall be procured in accordance with all applicable procurement laws or requirements. For calculation purposes, construction cost includes all labor, equipment, and materials required to construct the project. It does not include the cost of design, right-of-way purchase, or construction inspection.

1. When the estimate for the construction work exceeds $100,000 but does not exceed $250,000, the work can be performed with the municipality’s own forces or by contract let by competitive bid in accordance with the provisions of General Municipal Law Section 103.

2. When the estimate for the construction work exceeds $250,000, the work must be performed by contract let by competitive bid in accordance with the provisions of General Municipal Law Section 103.

I. COMPLIANCE WITH APPLICABLE LAWS

Municipalities must comply with all applicable federal, state, and local laws, rules and regulations, including but not limited to the following:

- Americans with Disabilities Act (ADA) Accessibility Compliance

The Americans with Disabilities Act (1990) is a law enacted by Congress that requires municipalities to review their CHIPS projects for ADA compliance per Title VI of the Civil Rights Act of 1967. The ADA also requires that states and municipalities develop an ADA Transition Plan to address all ADA deficiencies. For guidance on developing this plan, refer to http://www.fhwa.dot.gov/federal-aidessentials/catmod.cfm?id=32

The U.S. Department of Justice (DOJ) and the Federal Highway Administration (FHWA) issued updated guidance in 2013 that, whenever streets, roadways, or highways are “altered,” curb ramps (28 CFR 35.151) must be provided at locations where there are curbs or other barriers restricting access to sidewalks or other pedestrian walkways.
Examples of “alterations” (changes that affect the usability of all or part of a facility) include additions of new asphalt layers, in-place recycling, microsurfacing, mill and fill overlays, new construction, rehabilitation, and reconstruction. Curb ramps and detectable warnings are required to be installed before or during the paving project. The detectable warnings are intended to alert vision-impaired individuals. For more guidance, refer to the following websites:


When curb ramps are installed or upgraded to compliance as part of an “alteration” project, photos of the ramps must be submitted to your NYSDOT Regional CHIPS Representative. “Maintenance” applications do not require curb ramps.

J. USE OF CHIPS, EWR and PAVE-NY FUNDS FOR LOCAL MATCH

CHIPS, EWR and PAVE-NY funds can be used as the local match on other State or Federally funded highway capital projects having a 10-year minimum service life. If these funds are used as the local match on Federal-aid projects, a municipality must comply with NYSDOT’S Procedures for Locally Administered Federal Aid Projects (PLAFAP) Manual. In addition, for civil rights reporting requirements, please refer to NYSDOT’s web-based civil rights reporting system.

K. TIMELY EXPENDITURE OF CHIPS, EWR AND PAVE-NY FUNDS

Municipalities are encouraged to: (1) spend up to their full CHIPS, EWR and PAVE-NY apportionment each State fiscal year (SFY) on capital projects eligible for reimbursement; and (2) submit reimbursement requests for those capital project expenditures to their NYSDOT Regional CHIPS Representative.

Unreimbursed funds from one or more previous SFY’s are considered rollover funds that require annual reappropriation by the State Legislature. Municipalities are encouraged to minimize their accumulation of rollover funds. To the extent available, NYSDOT will utilize rollover funds first before reimbursements are made from the current year’s apportionment.

For unreimbursed expenditures eligible for reimbursement from a previous SFY “rollover” balance, reimbursement eligibility is limited to only those unreimbursed local expenditures made within an 18 month period prior to the scheduled quarterly payment date specified in the current NYSDOT payment notification letter. The specific 18 month look back date for each quarterly payment will be identified in the instructions on the back of each quarterly letter.

III. PROGRAM CONTROLS

A. FINANCIAL AUDITS

The municipality shall permit the authorized representative of NYSDOT and/or the State
Comptroller to inspect and audit all books, records and accounts of the municipality pertaining to a project. It is important to keep consistent and accurate records on the CHIPS, EWR and PAVE-NY Programs. It is the responsibility of the municipality to maintain consistent and accurate records of quality construction and accounting practices.

Project costs claimed or previously reimbursed which cannot be supported are subject to audit disallowance by NYSDOT, the State Comptroller, or Office of the Inspector General. Amounts paid to the municipality by NYSDOT which are subsequently disallowed are subject to recovery by NYSDOT from the municipality or, at the option of the State, will be offset or reduced against current or future reimbursement claims on the same or other projects.

B. PROGRAM REVIEWS

NYSDOT may periodically review CHIPS, EWR and PAVE-NY projects for which reimbursement has been requested. This review effort could include site visits to completed projects. The municipality shall at all times make available its employees, records, and facilities to authorized NYSDOT representatives in connection with any such review.

IV. QUALITY ASSURANCE (QA) PROCESS

A. REIMBURSEMENT REQUEST PROCESSING (from municipalities to the NYSDOT Regional Office): NYSDOT requires that supporting documentation (as noted in Section II. D) be submitted to the Regional CHIPS Representative for verification before the municipally-certified Reimbursement Request Form can be submitted for payment.

B. RECORDS RETENTION: In order to comply with Federal Tax Law, the municipality will retain the records described above for not less-than thirty-six (36) years, in a manner that ensures complete access for the applicable above described period either in hard copy or electronic format.

All supporting documentation must be retained by the Regional Office for six (6) years beyond the date of final payment on a project for audit purposes.
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH CONSTRUCTION OF SIDEWALKS ON VARIOUS COUNTY ROADS (CP 5497)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Construction of Sidewalks on Various County Roads; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $450,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that construction and/or restoration of sidewalks on various County roads constitutes a Type II action pursuant to the provisions of Title 6 NYCRR Part 617.5(C),(1),(2) and (27) since the action involves a legislative decision concerning routine maintenance or repair involving no substantial changes in existing structure of facility; replacement, rehabilitation or reconstruction of a structure, in kind, on the same site including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-nine (49) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Construction of Sidewalks on Various County Roads, pursuant to Section 08-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $450,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

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<th>Project Title</th>
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<td>Construction of Sidewalks on Various County Roads</td>
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DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution _X_    Local Law    Charter Law

2. Title of Proposed Legislation
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN
CONNECTION WITH CONSTRUCTION OF SIDEWALKS ON
VARIOUS COUNTY ROADS (CP 5497)

3. Purpose of Proposed Legislation
See above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes _X_  No __

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
   County  Town  Economic Impact
   Village  School District  Other (Specify):
   Library District  Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS
WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding
SERIAL BONDS

9. Timing of Impact
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL
COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL
IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
Nicholas Paglia
Chief Budget Examiner

11. Signature of Preparer

12. Date
July 11, 2017

SCIN FORM 175b (10/95)
## Financial Impact
### 2018 Property Tax Levy
#### Cost to the Average Taxpayer

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### Notes:
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3) Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
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## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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**NOTES:**

1) **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, 2016.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2016-2017 AS ESTABLISHED BY RESO. 1069-2016.
3) **SOURCE FOR EQUALIZATION RATES:** 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL: Amending the 2016 Capital Budget and Program and Appropriating funds in connection with Installation of Sidewalks on Various County Roads (CP 5497)

PURPOSE OR GENERAL IDEA OF BILL: This funding will provide for construction to repair/replace or install sidewalk along County roads. Improvements include repairing and/or replacement of sections of sidewalk, or installation of sidewalk where there is none existing and may include the removal of trees and spot drainage modifications. Slope grading and seeding may also be required.

SUMMARY OF SPECIFIC PROVISIONS: There are sufficient funds available in the 2017 Capital Budget and Program; no offsets are required.

JUSTIFICATION: These funds enable Suffolk County Department of Public Works to continue the installation of sidewalks along County Roads as part of the County Executive's Complete Streets initiative.

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
MEMORANDUM

TO: Katie Horst, Director, Intergovernmental Relations

FROM: Gilbert Anderson, P.E. Commissioner

DATE: June 27, 2017

RE: Amending the 2017 Capital Budget and Program and Appropriating Funds in Connection with Construction of Sidewalks on Various County Roads (CP 5497)

Attached is a draft resolution to appropriate the sum of $450,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2017 Capital Budget and Program for this request.

In late 2013, the Department of Justice determined that reconstruction or resurfacing projects must bring sidewalks, traffic signals and handicapped ramps to compliance with today's ADA standards. Additionally, as part of the County Executive's Complete Streets initiative, this funding provides for the installation and restoration of sidewalks on County roads to advance a safe environment for pedestrian traffic. Improvements include concrete curb and sidewalk, as well as possible spot drainage modifications.

Locations identified for sidewalk installation and/or repair are CR 2, Straight Path from Gordon Avenue to 16th Street (LD 15); CR 112, Johnson Avenue from NY27 to NY454 (LD 8, 10); CR 46, William Floyd Parkway at Victory Blvd. (LD 3); CR 56, Victory Blvd (south side) from Candido Avenue to CR 46 WFP (LD 3); CR 50, Park Avenue in the vicinity of Colt Avenue (LD 14). Additionally, these funds will be used to bring various CP 5014 locations into compliance with ADA. It may be necessary to add and/or substitute other locations due to seasonal limitations, changes in priorities or other requirements to be determined by this Department.

The Suffolk County Council on Environmental Quality has reviewed projects of this nature and have determined that construction and/or restoration of sidewalks on various County roads constitutes a Type II action pursuant to the provisions of Title 6 NYCRR Part 617.5(c) (1), (2), (20) and (27) and the Suffolk County Legislature has concurred with these findings.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP5497(Sidewalks).doc".

GAWH/td
attach.
cc: William Hillman, P.E., Chief Engineer
Charles Jaquin, Executive Assistant for Finance & Administration

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER
RESOLUTION NO. - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AN ORDER FOR INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FOR SUFFOLK COUNTY SEWER DISTRICT NO. 7 - MEDFORD - SEWER SYSTEM IMPROVEMENTS (CP 8150)

WHEREAS, Suffolk County Resolution No. 486-2016 found and determined that it was in the public interest to increase and improve the facilities of Sewer District No. 7 - Medford; and

WHEREAS, additional funds are necessary to complete the work necessary for finishing these increases and improvements; and

WHEREAS, pursuant to New York County Law Section 269, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 7 - Medford; and

WHEREAS, these maps, plans, recommendations and revised cost estimates accompanied Suffolk County Resolution No. 499-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the cost of the increase and improvement to the facilities of Sewer District No. 7 - Medford has risen from a cost in 2016 of $0.25 million to an estimated cost of $1.0 million, as set forth in the amended maps, plans, recommendations; and

WHEREAS, this revised cost will be financed utilizing sewer district serial bonds, but there will be no fiscal impact caused to the benefited properties in said District as a direct result of the increase to the costs of the increases and improvements inasmuch as pursuant to the Suffolk County Assessment Stabilization Reserve Fund ("ASRF") all property owners in Suffolk County sewer districts experience a 3% annual increase regardless of any increases or improvements performed; and

WHEREAS, in the case of the property owners in Suffolk County Sewer District No. 7 - Medford, the annual 3% ASRF increase will result in an increase of approximately $18 per year to the typical property within the District, regardless of the additional funds necessary to complete the increases and improvements; and

WHEREAS, pursuant to Suffolk County Resolution No. 499-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 7 - Medford to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and
WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, since there are electors residing in Suffolk County Sewer District No. 7 – Medford, Sections 256 and 269 of Article 5-A of the New York County Law require that the increases in the maximum amount to be expended on increases and improvements to Suffolk County Sewer District No. 7 – Medford shall be subject to permissive referendum; and

WHEREAS, by this Resolution, it is the intent of the Suffolk County Legislature to submit the findings and order regarding the increase in the maximum amount to be expended for the increases and improvements to Suffolk County Sewer District No. 7 – Medford in order to subject such findings and order to permissive referendum; and

WHEREAS, said County Legislature has duly considered the amended map, plan, recommendations, and revised estimate of cost for the increases and improvements to Suffolk County Sewer District No. 7 – Medford, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it

1st

RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the amended maps, plans, reports, recommendations, and revised estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the revised total cost for the increases and improvements to Suffolk County Sewer District No. 7 – Medford shall be set at a maximum of $1.0 million, which shall be financed using sewer district serial bonds.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs it is hereby found and determined that the increase to the costs of the increases and improvements to Suffolk County Sewer District No. 7 – Medford, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs, is necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 7 – Medford is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations, and revised cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $1.0 million on the increases and improvements to Suffolk County Sewer District No. 7 – Medford, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs.
RESOLVED, IT IS HEREBY ORDERED, by the County Legislature of the County of Suffolk, New York as follows:

Section 1. The increase to the amount to be expended on the increases and improvements to Suffolk County Sewer District No. 7 – Medford, as more particularly described in the amended maps, plans, reports, recommendations, and revised estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 7 – Medford are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the amended maps, plans, reports, recommendations and revised estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Sections 253-b and 259.

RESOLVED, that this Resolution and Order authorizing the increase to the maximum amount to be expended on the increases and improvements for Suffolk County Sewer District No. 7 – Medford, shall not take effect until at least forty-five (45) days after its adoption, or until approved by the affirmative vote of the majority of the qualified electors who are resident within Suffolk County Sewer District No. 7 – Medford voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this Resolution and Order in conformity with the provisions of Section 257 of the New York County Law.

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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. **Type of Legislation**

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2. **Title of Proposed Legislation**

A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 7 - Medford (CP 8150)

3. **Purpose of Proposed Legislation**

To make certain findings and determinations for the improvement to the sewer collection system.

4. **Will the Proposed Legislation Have a Fiscal Impact?**

| Yes | X | No |

5. **If the answer to Item 4 is "yes," on what will it impact?**

(circle appropriate category)

- County
- Town
- Economic Impact
- Village
- School District
- Other (Specify):
- Library District
- Fire District

6. **If the answer to item 4 is "yes," Provide Detailed Explanation of Impact**

The $1.0 million project will be funded by the district residents using serial bonds, stabilized by the ASRF.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**

Rates are stabilized by the ASRF, therefore, a 3% increase per year resulting in the typical property increase being $18 per year.

8. **Proposed Source of Funding**

Serial Bonds, supported by ASRF

9. **Timing of Impact**

2018-2036 (See No. 7)

10. **Typed Name & Title of Preparer**

Ben Wright, P.E.
Principal Civil Engineer, Sanitation

11. **Signature of Preparer**

Ben Wright

12. **Date**

7/3/17
### GENERAL FUND

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**NOTES:**

3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL – Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 7 – Medford (CP 8150)

PURPOSE OR GENERAL IDEA OF BILL – Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations. This resolution is subject to a required permissive referendum.

SUMMARY OF SPECIFIC PROVISIONS – Provides the findings of the public hearing on an improvement project and costs for SCSD #7 – Medford. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION – The findings of the public hearing will be subject to a permissive referendum and will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS – Sewer district costs are stabilized by the ASRF. The annual increase of 3% is approximately $18 per year per typical property.
TO: Katie Horst, Director of Intergovernmental Relations  
FROM: Gilbert Anderson, P.E., Commissioner  
SUBJECT: A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 7 – Medford (CP 8150)  
DATE: June 23, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW SD 7 – Medford CP 8150 Improvements 6-23-17 and backup filed as Backup-DPW SD 7 – Medford CP 8150 Improvements 6-23-17 for the findings resolution of the improvement of Sewer District No. 7 – Medford which is subject to a permissive referendum. The project is to provide funds for the improvements to the sewer collection system. The project requires an additional $0.75 million using serial bonds supported by the ASRF. The total cost associated with the project is approximately $1.0 million.

We appreciate the resolution being laid on the table such that the appropriations can be adopted as soon as necessary.
Exhibit 'A'
Honorable DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Smithtown, NY 11787

RE: Proposed Increase and Improvement to the Facilities of Suffolk County Sewer District No. 7 – Medford (CP 8150)

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto that amends a February 2016 Map and Plan. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing to increase the funding for the overall project. The project is to perform improvements to the sewer system. The total cost of this project including this amendment is $1,000,000. Appropriations are in place (2016), within the 2017 budget and proposed in 2018 and 2019, all at $250,000 each. Sewer District Serial Bonds are the means of financing this project, however, there is no fiscal impact due to the stabilization of rate by the ASRF.

If you wish any further information or details, please contact John Donovan, P.E., Chief Engineer, Division of Sanitation, at 852-4204.

Sincerely,

Gilbert Anderson, P.E.
Commissioner
Administrative Head of
Suffolk County Sewer District No. 7

GA:BW:ni
Attachment
cc: Dennis M. Cohen, Chief Deputy County Executive
    Lisa Santararo, Deputy County Executive/Chief of Staff
    Peter Scully, Deputy County Executive
    Theresa Ward, Commissioner, Economic Development
    Connie Corso, Budget Director
    Debra Kolyer, Principal Financial Analyst
    Dennis Brown, Esq., County Attorney
    Robert Braun, Esq., Deputy Bureau Chief
    Marlsa Schifano, Esq., Assistant County Attorney
    Suffolk County Legislators
    Tom Vaughn, Deputy Commissioner, Public Works
    John Donovan, P.E., Chief Engineer, Sanitation
    Ben Wright, P.E., Principal Civil Engineer, Sanitation

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County of Suffolk

Department of Public Works

Suffolk County Sewer Agency

Amended Report, Map, and Recommendations for

Proposed Rehabilitation and Improvement

of

SUFFOLK COUNTY SEWER DISTRICT NO. 7 – MEDFORD

SEWER SYSTEM IMPROVEMENTS

CP 8150

FEBRUARY 2016

AMENDED APRIL 2017
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Appendix ‘A’ – SEQRA
Appendix ‘B’ – 2017 Rate/Property Mode/Debt Schedule
Appendix ‘C’ – Improvement Financial Plan
Appendix ‘D’ – CP 8150 Improvement Timeline

Attachment 1 – S.C.S.D. 7 Boundary Map
Introduction
Suffolk County Sewer District No. 7 (S.C.S.D. 7) – Medford is located in the Hamlet of Medford which is in the southwesterly quadrant of the Town of Brookhaven in Suffolk County, New York. This report includes a summary of the district formation and its intent is to provide recommendations on the necessary improvements to the sewer system of the district that serves the two service areas of S.C.S.D. 7. The district serves the properties within the district boundaries and also the contractees to the district. Contractees are those property owners who are outside the district boundary but have a contract with the Suffolk County Sewer Agency to have their waste treated at the County WWTP and are billed separately and not through town tax bills.

Formation of Sewer District
Suffolk County Sewer District No. 7 (S.C.S.D. 7) – Medford was established by Suffolk County Legislative Resolution No. 471-1977 effective May 25, 1977 pursuant to Section 270 of the County Law. The New York State Department of Audit and Control gave its approval for Suffolk County to acquire two separate and privately owned sewage treatment plants and collection systems from Levitt House, Inc. and Sid Farber and the combination became Suffolk County Sewer District No. 7 – Medford on July 1, 1977. The reason there are (2) treatment plants in one district is due to the fact that the two developers could not reach an amicable agreement to utilize one facility. The two plants are known as, "Woodside Plant" and "Twelve Pines Plant".

Extension of Sewer District – Extension No. 1
In June 1982, acting in his capacity of Administrative Head of S.C.S.D. 7, the Commissioner of Suffolk County Dept. of Public Works submitted a report, map, and recommendations for a proposed extension of the sewer district to the Suffolk County Legislature. Resolution No. 107 – 1985 adopting an order establishing Extension No. 1 in S.C.S.D. 7 was passed by the Suffolk County Legislature on February 26, 1985 and approved by the County Executive on February 27, 1985. Following this extension, the district encompassed approximately 1,435 acres of single and multi-family zoned properties and a small industrial parcel.

Extension of Sewer District – Extension No. 2
This extension included 262 single family homes slated to be connected to the Woodside Plant and no new connections to the Twelve Pines Plant. This extension added approximately 98 acres of single family homes. All of Extension No. 2 was contiguous to the pre-existing district. This extension was created pursuant to Section 270 of County Law. Under this extension, the resulting increased flow did not affect the operating capacity of the plant and, therefore, the NYSDEC permits did not change. The collection system associated with this extension was constructed by the developer and dedicated to the district free of liens and at no cost to S.C.S.D. 7. It did not require any capital improvements to be paid by either the original district or the Extension No. 1 and no capital costs were incurred.
Future capital costs for upgrades, replacement and reconstruction, not provided for otherwise, would be assessed and levied on an ad valorem basis against all taxable real property within the district, as extended.

**Sewer System Improvements**

The existing sewage conveyance system includes approximately 30 miles of gravity sewers and 5 pumping stations with force mains. The sewers range in size from 8” to 12” in diameter. The force mains are 4” to 10” in diameter. The pumping stations range in capacity from 35 gallons per minute to 125 gallons per minute. The majority of this system was installed 30 to 40 years ago with some of the material being asbestos cement which is more subject to deterioration than the newer materials. This project is to rehabilitate and replace portions of the gravity and force main piping that has experienced problems in the past and has led to emergency response and overtime costs. Engineering assistance is not necessary, however, a combination of bid projects with contractor assistance and in-house construction will take place.

**Environmental Approval**

A presentation was made to Suffolk County Council on Environmental Quality to describe the proactive approach taken to improve the conveyance system. A determination was made that the project was a Type II and a resolution (Resolution No. 510-2012) was adopted by the County Legislature as lead agency and is attached as Exhibit ‘A’.

**District Population**

The total number of properties currently in the district is 2,648 with
- Tax exempt properties = 174
- Taxable = 2,474

The total 2,648 in district properties are broken into 3 categories:
- Residential total = 2,441
- Commercial total = 12
- Residential & commercial that were not counted for connection information = 195

There are 36 contractees to the district,
- Residential contractees = 17
- Commercial contractees = 19

Total (in district 2,648) + (contractees 17 + 19) = 2,684

**Map of District**

A map showing the current District is attached to this report. Refer to Attachment No. 1.

**Legal Consideration**

During February 2016, a Map and Plan was prepared and was followed by a public hearing, findings, and appropriating resolutions. The 2016 appropriations are insufficient to complete the work and in accordance with NYS County Law, Article 5-A, an amended Map and Plan must be submitted followed by all required steps.
**Cost and Payment for Recommendations**

The estimated construction cost for the upgrade described above is $1,000,000. The prior appropriations and 2017-2019 appropriations are sufficient to complete the work. The current rate, typical property mode and level debt are included in Appendix ‘B’. Once funds are appropriated, all existing parcels will bear the Capital repayment and operation and maintenance expenses.

Appendix ‘C’ includes the improvement financial plan. The evaluation that took place includes the impact of the project if conventional financing using sewer district serial bonds that is contained in the adopted capital program and budget took place as compared to the stabilization of the sewer district rates by the Assessment Stabilization Reserve Fund. The project schedule has the bonds being issued through 2020, the period of evaluation. The evaluation indicates that financing with a level debt over 18 years utilizing sewer district serial bonds would increase the typical property annual fee by nearly $26.44. The use of the ASRF however, caps the annual increase to 3%. The use of the ASRF will stabilize rates and there will be no fiscal impact due to this project. Appendix ‘C’ indicates that the 2017 sewer charge is $584 and, therefore, a 3% increase is approximately $18.00 per year for the maximum level debt in 2020.

**Staffing**

Currently for the operation of both WWTPs in S.C.S.D. 7, there is one licensed operator who splits his time between the two plants and one operator helper at each plant. This is a total of 3 persons total working a day shift at both plants. No change is anticipated.

**Proposed Financial Plan & Cost to Users**

1) Existing and Proposed User Charges

The existing users are being charged based upon the value of the typical property in the district. The existing district is billed based on assessed value during 2017. This bill includes debt service and operation and maintenance costs. Pursuant to the requirements of participation in the Suffolk County Assessment Stabilization Reserve Fund, which was established by Suffolk County Charter, bills are increased by at least 3% per year in order for the participating districts to be eligible to access the Reserve Fund. Funding from the Suffolk County Assessment Stabilization Reserve Fund then permits these participating districts to stabilize annual costs. The existing district parcels have experienced the 3% increase with the typical parcels bill being approximately $584 during 2017. The cost to the typical parcel is reached by determining the mode annual parcel cost when each individual parcel cost is listed and the most frequent value is determined. Appendix ‘B’ includes a level debt service schedule, the 2017 rate and the typical property value for the financing conditions. 2020 would have a rate of 245.43 per $1,000 of AV based on an annual 3% increase in the 2017 rate. This 3% increase is based on the use of the ASRF and results in an increase of the typical property of nearly $18.00 In this case, the ASRF increase of 3% per year exceeds the cost of repayment of the project, however, even without the project there is a 3% impact resulting in the conclusion that the project has no fiscal impact. The project schedule (Appendix ‘D’) provides that construction will be initiated during 2018 and all parcels in the existing district will continue to pay on an AV basis.
2) Annual Operation and Maintenance Costs and Charges

No increase to Operating and Maintenance costs due to the proposed improvements is anticipated.

Conclusions and Recommendations
As has been indicated above, the District's sewage conveyance facilities are in need of the recommended improvements. The current condition is inefficient due to the need for an emergency response to failure and the use of overtime labor or contractor service at a premium cost. Implementation of the project will reduce the cost of emergency response to failure. The rate, however, will continue to rise by 3% per year in order to have the ASRF available to stabilize the rate and, therefore, the project has no fiscal impact.

I respectfully recommend that authorization be given to proceed immediately.

Respectfully submitted,

[Signature]

Gilbert Anderson, P.E.
Commissioner of Public Works
and Administrative Head of
Suffolk County Sewer District
No. 7 - Medford
Appendix ‘A’

SEQRA
RESOLUTION NO. 510-2012, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED IMPROVEMENTS TO SEWER DISTRICT NO. 7 - MEDFORD (CP 8150), TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Improvements to Sewer District No. 7 – Medford (CP 8150), Town of Brookhaven", pursuant to Section 6 of Local Law No. 22-1985 which project involves replacing the portions of the sewage conveyance system prior to emergency response or failure; and

WHEREAS, at its May 16, 2012 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2)(20) and (27) and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated May 16, 2012 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Improvements to Sewer District No. 7 – Medford (CP 8150), Town of Brookhaven constitutes a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2)(20) and (27) and Chapter 450 of the Suffolk County Code, as the project involves the repair and/or replacement of facilities in-kind; and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: JUN 19 2012

APPROVED BY:

[Signature]

County Executive of Suffolk County

Date: 6-28-2012
This is to Certify That I, TIM LAUBE, Clerk of the County Legislature 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 June 19, 2012 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.

Tim Laube
Clerk of the Legislature
Appendix 'B'

2017 Rate/Property Mode/Debt Schedule

CP 8150
<table>
<thead>
<tr>
<th>FUND NO.</th>
<th>DISTRICT NO.</th>
<th>NAME</th>
<th>Equal Rate</th>
<th>Rate Type</th>
<th>Rate Per $1,000</th>
<th>Full Equalized Value</th>
<th>Other</th>
<th>Annual Contractee Rate</th>
<th>Quarterly Contractee Rate</th>
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<td>Per 1000</td>
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<td>2.0440</td>
<td>N/A</td>
<td>235.84</td>
<td>PER 1000</td>
<td>PER 100</td>
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<td>T 224.6119</td>
<td>2.0440</td>
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<td>PER 1000</td>
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<td>1.7273</td>
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<td>Per 1000</td>
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<td>169.50</td>
<td>PER 1000</td>
<td>PER 100</td>
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<td>Selden (Zone B)</td>
<td>Per 1000</td>
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<td>169.50</td>
<td>PER 1000</td>
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<td>Selden (Constr. only)</td>
<td>Per 1000</td>
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<td>0.8540</td>
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<td>98.01</td>
<td>PER 1000</td>
<td>PER 100</td>
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<td>(B) 12.70%</td>
<td>% of Use</td>
<td>D N/A</td>
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1/2/2017
Page 2 of 4
2017 Adopted Sewer District Rates w contractees.xls
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<th>Value</th>
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<td>SET21 - MEDFORD</td>
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<tr>
<td>Median</td>
<td>2450</td>
<td>SD# 7 MEDFORD</td>
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<td>Sum</td>
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652 - Government Buildings
210 - One Family Year-Round Residence
210 - One Family Year-Round Residence

50000  SET21 - MEDFORD
2410   SET21 - MEDFORD
1770   SET21 - MEDFORD
### Suffolk County
SD# 7 - Medford CP 8150
Level Debt

<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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</thead>
<tbody>
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<td>3/1/2019</td>
<td>4,000%</td>
<td>$19,913.27</td>
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<tr>
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<td>4,000%</td>
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<td>$7,834.90</td>
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<td>4,000%</td>
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Total:
- Principal: $500,000.00
- Interest: $197,669.59
- Total Debt Service: $697,669.59
- Fiscal Debt Service: $697,669.59
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<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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<td>5.50%</td>
<td>$10,331.92</td>
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<p>|             |        $250,000.00 | $98,834.80  | $348,834.80  | $348,834.80  |</p>
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<th>Fiscal Debt Service</th>
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$250,000.00  $98,834.80  $348,834.80  $348,834.80
Appendix ‘C’

Improvement Financial Plan

CP 8150
Project Cost $1.00 million
  2017 Adopted Rate = $224.6119/$1,000 Assessed Value
Assessed
  Mode Value = $2,600
  2017 Charge = $224.6119/$1,000 x $2,600 = $584.00/year

Project Cost
  1. Using ASRF @ 3% Increase
     2020 charge = $584.00 x 1.03 x 1.03 x 1.03 = $638.15 (increase of $18.05/year)

  2. Without ASRF – amortize @ level debt ~ 4%, 18 years,
     Annual debt service = $77,519 (See Appendix ‘B’, level debt of all costs in 2020 and beyond)
     Total district AV = 7,622,281
     Rate = $77,519/7,622,281 = $10.17/$1,000 AV
     Increase = $10.17/$1,000 x $2,600 = $26.44/year

Due to the use of the ASRF, there is no fiscal impact. The rate will increase by 3% regardless of the project.
Appendix ‘D’

Improvement Timeline

CP 8150
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<td>B. Final Design Complete</td>
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<td><strong>II. Construction Phase</strong></td>
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<td>A. Advertise &amp; Construction Period</td>
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Attachment No. 1

SD 7 – Boundary Map
RESOLUTION NO. 1636 - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AN ORDER FOR INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FOR SUFFOLK COUNTY SEWER DISTRICT NO. 14 – PARKLAND SEWER SYSTEM IMPROVEMENTS (CP 8151)

WHEREAS, Suffolk County Resolution Nos. 1018-2014 and 598-2016 found and determined that it was in the public interest to increase and improve the facilities of Sewer District No. 14 – Parkland; and

WHEREAS, additional funds are necessary to complete the work necessary for finishing these increases and improvements; and

WHEREAS, pursuant to New York County Law Section 269, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 14 – Parkland; and

WHEREAS, these maps, plans, recommendations and revised cost estimates accompanied Suffolk County Resolution No. 501-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the cost of the increase and improvement to the facilities of Sewer District No. 14 – Parkland has risen from a cost in 2016 of $0.5 million to an estimated cost of $1.25 million, as set forth in the amended maps, plans, recommendations; and

WHEREAS, this revised cost will be financed utilizing sewer district serial bonds, but there will be no fiscal impact caused to the benefited properties in said District as a direct result of the increase to the costs of the increases and improvements inasmuch as pursuant to the Suffolk County Assessment Stabilization Reserve Fund (“ASRF”) all property owners in Suffolk County sewer districts experience a 3% annual increase regardless of any increases or improvements performed; and

WHEREAS, in the case of the property owners in Suffolk County Sewer District No. 14 – Parkland, the annual 3% ASRF increase will result in an increase of approximately $12 per year to the typical property within the District, regardless of the additional funds necessary to complete the increases and improvements; and

WHEREAS, pursuant to Suffolk County Resolution No. 501-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 14 – Parkland to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and
WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, since there are electors residing in Suffolk County Sewer District No. 14 – Parkland, Sections 256 and 269 of Article 5-A of the New York County Law require that the increases in the maximum amount to be expended on increases and improvements to Suffolk County Sewer District No. 14 – Parkland shall be subject to permissive referendum; and

WHEREAS, by this Resolution, it is the intent of the Suffolk County Legislature to submit the findings and order regarding the increase in the maximum amount to be expended for the increases and improvements to Suffolk County Sewer District No. 14 – Parkland in order to subject such findings and order to permissive referendum; and

WHEREAS, said County Legislature has duly considered the amended map, plan, recommendations, and revised estimate of cost for the increases and improvements to Suffolk County Sewer District No. 14 – Parkland, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it

1st

RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the amended maps, plans, reports, recommendations, and revised estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the revised total cost for the increases and improvements to Suffolk County Sewer District No. 14 – Parkland shall be set at a maximum of $1.25 million, which shall be financed using sewer district serial bonds.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs it is hereby found and determined that the increase to the costs of the increases and improvements to Suffolk County Sewer District No. 14 – Parkland, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs, is necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 14 – Parkland is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations, and revised cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $1.25 million on the increases and improvements to Suffolk County Sewer District No. 14 – Parkland, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs.
RESOLVED, IT IS HEREBY ORDERED, by the County Legislature of the County of Suffolk, New York as follows:

Section 1. The increase to the amount to be expended on the increases and improvements to Suffolk County Sewer District No. 14 – Parkland, as more particularly described in the amended maps, plans, reports, recommendations, and revised estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 14 – Parkland are hereby authorized and directed to carry out the increase to the maximum amount to be expended for the increases and improvements to said District as more particularly described in the amended maps, plans, reports, recommendations and revised estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Sections 253-b and 259.

RESOLVED, that this Resolution and Order authorizing the increase to the maximum amount to be expended on the increases and improvements for Suffolk County Sewer District No. 14 – Parkland, shall not take effect until at least forty-five (45) days after its adoption, or until approved by the affirmative vote of the majority of the qualified electors who are resident within Suffolk County Sewer District No. 14 – Parkland voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this Resolution and Order in conformity with the provisions of Section 257 of the New York County Law.

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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

DATED:

APPROVED BY:

________________________
County Executive of Suffolk County

Date of Approval:
1. **Type of Legislation**
   
   Resolution **X**  
   Local Law  
   Charter Law  

2. **Title of Proposed Legislation**
   
   A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 14 – Parkland (CP 8151)

3. **Purpose of Proposed Legislation**
   
   To make certain findings and determinations for the improvement to the sewer collection system.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   
   Yes **X**  
   No  

5. **If the answer to Item 4 is "yes," on what will it impact?**
   
   (circle appropriate category)
   
   County  
   Town  
   Economic Impact  
   Village  
   School District  
   Other (Specify):  
   Library District  
   Fire District  

6. **If the answer to item 4 is "yes," Provide Detailed Explanation of Impact**
   
   The $1.25 million project will be funded by the district residents using serial bonds, stabilized by the ASRF.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**
   
   Rates are stabilized by the ASRF, therefore, a 3% increase per year resulting in the typical property increase being $12 per year.

8. **Proposed Source of Funding**
   
   Serial Bonds, supported by ASRF

9. **Timing of Impact**
   
   2018-2036 (See No. 7)

10. **Typed Name & Title of Preparer**
    
    Ben Wright, P.E.  
    Principal Civil Engineer, Sanitation

11. **Signature of Preparer**
    
    [Signature]

12. **Date**
    
    7/3/17
TITLE OF BILL – Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 14 – Parkland (CP 8151)

PURPOSE OR GENERAL IDEA OF BILL – Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations. This resolution is subject to a required permissive referendum.

SUMMARY OF SPECIFIC PROVISIONS – Provides the findings of the public hearing on an improvement project and costs for SCSD #14 – Parkland. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION – The findings of the public hearing will be subject to a permissive referendum and will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS – Sewer district costs are stabilized by the ASRF. The annual increase of 3% is approximately $12 per year per typical property.
TO: Katie Horst, Director of Intergovernmental Relations  
FROM: Gilbert Anderson, P.E., Commissioner  
SUBJECT: A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 14 – Parkland (CP 8151)  
DATE: June 23, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW SD 14 – Parkland CP 8151 Improvements 6-23-17 and backup filed as Backup-DPW SD 14 – Parkland CP 8151 Improvements 6-23-17 for the findings resolution of the improvement of Sewer District No. 14 – Parkland which is subject to a permissive referendum. The project is to provide funds for the improvements to the sewer collection system. The construction project is designed and requires an additional $0.75 million using serial bonds supported by the ASRF. The total cost associated with the project is approximately $1.25 million.

We appreciate the resolution being laid on the table such that the appropriations can be adopted as soon as necessary.
Exhibit ‘A’
April 12, 2017

DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Smithtown, NY 11787

RE: Proposed Increase and Improvement to the Facilities of Suffolk County Sewer District No. 14 – Parkland (CP 8151)

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing. Based on the project cost being increased from hearings in 2014 and 2016, an amended Map and Plan is the purpose of this document. The capital project incorporated $250,000 in each year between 2017 and 2019 as well as prior appropriations in 2014 (ASRF funds) and 2016 (sewer district serial bonds) of $250,000 each. Funding associated with the improvements to the wastewater treatment plant (CP 8118) must also be considered even though separate proceedings cover that project. The total cost of this project is $1,250,000. The Assessment Stabilization Reserve Fund is the means of financing this project. It is noted that the project will not have a fiscal impact on the benefited parcels due to stabilization of rates by the ASRF regardless of the improvement.

If you wish any further information or details, please contact Ben Wright, P.E., Principal Civil Engineer, Division of Sanitation, at 631-852-4184.

Sincerely,

Gilbert Anderson, P.E.
Commissioner
Administrative Head of Suffolk County Sewer District No. 14

GA:BW:ni
Attachment
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Deputy County Executive/Chief of Staff
Peter Scully, Deputy County Executive
Theresa Ward, Commissioner, Economic Development
Connie Corso, Budget Director
Debra Kolyer, Principal Financial Analyst
Dennis Brown, Esq., County Attorney
Robert Braun, Esq., County Attorney
Marisa Schifano, Assistant County Attorney
Suffolk County Legislators
Tom Vaughn, Deputy Commissioner
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation

H:\SANITATION\Sewer-districts\sd14 - Parkland\CP 8151 2017\ga-bw4-12-17 sd14 - Pakland CP 8151 Ltr to SC Leg
DGregory.doc

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE

YAPHANK, N.Y. 11980

(631) 852-4010
FAX (631) 852-4159
County of Suffolk
Department of Public Works

Suffolk County Sewer Agency

Report, Map, and Recommendations for
Proposed Rehabilitation and Improvement

of

SUFFOLK COUNTY SEWER DISTRICT NO. 14 - PARKLAND

SEWER SYSTEM IMPROVEMENT

CP 8151

FEBRUARY 2016
AMENDED APRIL 2017
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<td>Proposed Financial Plan &amp; Cost to Users</td>
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<td>Comments and Findings</td>
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Appendix ‘A’ – SEQRA Resolution
Appendix ‘B’ – Financial Evaluation
Appendix ‘C’ - CP 8151 Schedule

Attachment 1 – S.C.S.D. 14 Boundary Map
Introduction
Suffolk County Sewer District No. 14 (S.C.S.D. 14) – Parkland is located in the Hamlet of Holbrook, in the northeastern portion of the Town of Islip, New York. It is located at the end of the residential road, Joanne Drive. This report includes a summary of the district formation and its intent is to provide recommendations on the necessary rehabilitation and improvements to (S.C.S.D. 14) – Parkland sewer system. Parkland WWTP serves the properties within the district boundaries and also the contractees to the district. Contractees are those property owners who are outside the district boundary but have a contract with the Suffolk County Sewer Agency to have their waste treated at the County WWTP and are billed separately and not through town tax bills.

Formation of Sewer District
Suffolk County Sewer District No. 14 (S.C.S.D. 14) – Parkland was established following Resolution No. 212-1973, adopted on March 27, 1973, in which the Suffolk County Legislature directed the Suffolk County Sewer Agency to prepare maps, plans and specification for the formation and/or extension of County sewer districts in and about subdivisions. The Suffolk County Sewer Agency, formed in 1965 by Resolution of the Suffolk County Board of Supervisors, the County of Suffolk and the Suffolk County Department of Environmental Control entered into a contract with Kaufman and Broad Homes of Long Island, Inc. and Parkland Associates on December 15, 1972.

The contract contained the commitment by the developer to construct wastewater collection, treatment and disposal facilities for the development. Upon completion, the developers agreed to donate title of the treatment plant site, appurtenances on the site and an ingress/egress easement in perpetuity, to Suffolk County at no cost to the County. The collection system was also dedicated to Suffolk County although the operation and maintenance of the portion of the collection system that served the condominium complex was still to be the responsibility of the Board of Managers of the condominium complex except for a particular connecting lateral that runs between different components of the condo area.

Design Criteria
Originally designed, approved and permitted by the N.Y.S.D.E.C to treat 0.49 MGD, the permit was increased to 1.25 MGD after district expansion and is currently permitted to 1.25 MGD.

District Population
The total number of properties currently in the district is 2,173 and all are billed based on a flat rate home value.

In district Residential: 2,171 (1,247 homes, 924 condominiums)
In district Commercial: 2
Total in district: 2,173

The total numbers of contractees to the district is 566 and are billed by a flat rate based upon water consumption plus 5% administration fee.
Contractee Residential: 546
Contractee Commercial: 20
Total contractees: 566

Total (in district 2,173) + (contractees 566) = 2,739

Map of District
A map showing the current District is attached to this report as Attachment No. 1

Recommended Improvements and Rehabilitation
The proposed improvements are to provide repair and rehabilitation to the sewer system and appurtenances that are over 40 years old. The project will be proactive rather than responding to emergencies.

Environmental Approval
Resolution 110-2017 (attached as Appendix ‘A’) indicates the project is determined to be a Type II Action due to the maintenance, repair, replacement, rehabilitation, or reconstruction of a structure or facility, in-kind, on the same site.

Cost and Payment for Recommended Improvements
The estimated construction cost for the upgrades described above is $1,250,000. Initial funds of $250,000 had the ASRF as a source while $250,000 for each of the 4 years from 2016–2019 use sewer district serial bonds. Use of a contractor, or DPW staff, to purchase, supply, install and test the recommended improvements is proposed.

Once funds are appropriated, all existing parcels will bear the Capital repayment and operation and maintenance expenses.

As discussed in the financial plan below, the Assessment Stabilization Reserve Fund is to be used to support the project in an amount of $1.25 million although sewer district serial bonds are indicated as the source of funds for one million dollars. The project is included in the Adopted 2014, 2016, and 2017 Capital Program and Budget as well as the proposed Capital Program and budget of 2018 and 2019.

The district will also have improvements made to the WWTP (CP 8118). The 2017 Capital Budget includes $1,000,000 for improvement and will be considered in aggregate with this project in demonstrating what the projects would have cost if the ASRF was not available to stabilize rates and eliminate any fiscal impact. This value is provided to the Office of the State Comptroller for use in establishing statewide project thresholds.

Proposed Financial Plan & Cost to Users

1) Existing and Proposed User Charges
The existing district is being charged based on the type of residential connection. The district has 1,247 in-district homes and 924 in-district condominiums. This report is based on the mode of costs to each of the connectees and the increase in costs based on the project. Due to the fact that all homes are charged at one rate and all condominiums are charged at a second rate, (Refer to Appendix ‘B’) an evaluation of the number of units in each category would determine the mode.
Due to the fact that over 50% of the connectees in the district are residential homes, the mode, therefore, is the cost to the typical residential home which during 2017 is $385. Condominiums discharge a lower sewage flow and, therefore, have a lower charge being $312 per condominium during 2017. The commercial areas are charged based on water use and the equivalent single family equivalence related to that water use. All out-of-district connections are charged the same cost as those within the district with a 5% administrative fee. This bill includes debt service and operation and maintenance costs. Pursuant to the requirements of participation in the Suffolk County Assessment Stabilization Reserve Fund, which was established by Suffolk County Charter, bills are increased by at least 3% per year in order for participating districts to be eligible to access the Reserve Fund. Funding from the Suffolk County Assessment Stabilization Reserve Fund then permits these participating districts to stabilize annual costs. The project schedule, Appendix ‘C’ provides that construction will be initiated during 2018 and all parcels being served will continue to pay based on a 3% increase per year.

Although there is no fiscal impact due to the stabilization by the ASRF, it is prudent to establish the comparison with the serial bonds, thus providing the State Comptroller information of un-stabilized cost for their annual threshold of project cost and sewer district rate increases. The tables in Appendix ‘B’ (Financial Evaluation) include the debt schedule of both capital projects 8118 and 8151, the 2017 sewer district rate, and the evaluation. The tables assume that the 2016 and 2017 appropriations are issued in mid-2018, therefore, a level debt during 2019. The 2018 and 2019 appropriations are assumed to be issued in 2019 and 2020, respectively. The maximum level debt year will be 2020 and beyond, however, the ASRF stabilizes rates with an increase of $10 - $20/unit per year (condominium and single family home, respectively). Without the ASRF, the increase in 2020 would be one $71.41/unit.

2) Annual Operation and Maintenance Costs and Charges

There is no increase to Operating and Maintenance and a resolution may be possible.

Comments, and Findings
This proposal should be implemented because the system was constructed nearly 40 years ago and regardless of improvements over recent years many elements of the sewer system infrastructure require rehabilitation or replacement. Therefore, I respectfully request and recommend that authorization be given to proceed immediately.

Respectfully submitted,

Gilbert Anderson, P.E.
Commissioner and Administrative Head of
Suffolk County Sewer Districts
Appendix 'A'

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Design and Construction of In-Kind Replacement and Rehabilitation Improvements to Suffolk County Sewer District No. 14 – Parkland, (CP 8118) and for Repairing Portions of the Collection System Sewer Lines and Pumping Stations of Suffolk County Sewer District No. 14 – Parkland, (CP 8151), Town of Islip", pursuant to Local Law No. 22-1985, which project involves the design and construction of the necessary rehabilitation and improvements to the wastewater treatment plant; and

WHEREAS, said wastewater treatment plant improvements include the replacement of three aeration blowers and auxiliary equipment as well as the rehabilitation of buildings, tanks, piping and mechanical-electrical components; and

WHEREAS, the project also involves the design and construction of the necessary improvements to be utilized for repairing portions of the Suffolk County Sewer District No. 14 - Parkland’s collection system sewer lines and pumping stations; and

WHEREAS, at its January 18, 2017 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II Action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2)(20) and (27) and Chapter 450 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated January 27, 2017 of said recommendations; and

WHEREAS, Section 450-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Design and Construction of In-Kind Replacement and Rehabilitation Improvements to Suffolk County Sewer District No. 14 – Parkland, (CP 8118) and or Repairing Portions of the Collection System Sewer Lines and Pumping Stations of Suffolk County Sewer District No. 14 – Parkland, (CP 8151), Town of Islip constitutes a Type II Action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2)(20) and (27) and Chapter 450 of the Suffolk County Code,
as the action involves maintenance, repair, replacement, rehabilitation or reconstruction of a structure or facility, in-kind, on the same site, that does not meet or exceed any thresholds in Title 6 NYCRR Part 617.4; and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 450-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 7, 2017

APPROVED BY:

/ls/ Steven Bellone
County Executive of Suffolk County

Date: March 13, 2017
Appendix 'B'
The stabilized rate at a 3% increase per year will amount to an increase indicated below: (3)

\[ \text{Home} \quad 2020 = 385 \times 1.03 = 421 \text{ ($12/year increase)} \]

\[ \text{Condominium} \quad 2020 = 312 \times 1.03 = 341 \text{ ($10/year increase)} \]

The unsubsidized rate without use of ASRF is:

Bonding for CP 8151 and CP 8118 is $155,038/year ($2 million projects) by 2020

Mode = $155,038/year x 0.5744 (percent of homes)/1,247 houses = $71.41

(1) Benefit district – billed per unit for home and condominium.
(2) Commercial accounts/connections billed on water use. The basis of evaluating the project finance is to consider the residential in-district parcels alone.
(3) The 2020 rate is indicated for the purpose of comparison to what the rate would have been without ASRF when 4 years (2016-2019) of bonds of $250,000 each are issued.
(4) The stabilized rate of 3%/year will not change when considering the combined impact of CP 8118 and CP 8151. It is noted that the use of sewer district serial bonds and the combined capital project, with CP 8151 being appropriated in 2016, 2017, 2018 and 2019, would lead to a typical parcel increase of $71.41/year in 2020 and beyond if the ASRF was not available.
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Amount to Bond: $250,000.00

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Amount to Bond: $1,000,000.00

Total Debt Service: $395,339.18

Fiscal Debt Service: $1,395,339.18
Appendix 'C'
# Sewer District 14 - Parkland

## CP 8151 Improvements

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ATTACHMENT 1
RESOLUTION NO.  - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND ISSUING AN ORDER IN RELATION TO THE INCREASE AND IMPROVEMENTS TO SEWAGE TREATMENT FACILITIES – SUFFOLK COUNTY SEWER DISTRICT NO. 3 – SOUTHWEST (CP 8170)

WHEREAS, pursuant to New York County Law Section 268, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York maps, plans, recommendations and cost estimates pertaining to an increase and improvement to facilities at Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, such maps, plans, recommendations and cost estimates addressed increases and improvements including, but not limited to infrastructure improvements, such as masonry and window replacement, sludge chute and storage facilities, Administration Building upgrades (trade shop, atrium, permit office), scavenger waste upgrade, corrosion control, and other structural, mechanical and electrical rehabilitation for Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, these maps, plans, recommendations and cost estimates accompanied Suffolk County Resolution No. 507-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the total estimated cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest is $47 million; and

WHEREAS, there will be no fiscal impact to the benefited properties within Suffolk County Sewer District No. 3 – Southwest, inasmuch as no debit will be issued and since, generally, pursuant to the Southwest Assessment Stabilization Reserve Fund 405, all property owners in Suffolk County Sewer District No. 3 – Southwest will experience a stabilized rate regardless of any improvements performed; and

WHEREAS, pursuant to Suffolk County Resolution No. 507-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding such increases and improvements to Suffolk County Sewer District No. 3 – Southwest to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, said County Legislature has duly considered the map, plan, recommendations, and estimate of cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it

1st

RESOLVED, by the Legislature of the County of Suffolk, New York, as follows:
Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the maps, plans, reports, recommendations, and estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the total cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest shall be set at a maximum of $47 million, which shall be financed using Southwest Assessment Stabilization Reserve Funds 405.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs it is hereby found and determined that the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as set forth in such maps, plans, reports, recommendations and estimate of costs, are necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations and estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 3 – Southwest is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District since no debt will be issued and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid maps, plans, reports, recommendations, and cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $47 million on the increases and improvements to Suffolk County Sewer District No. 3 – Southwest as set forth in such maps, plans, reports, recommendations and estimate of costs.

2nd RESOLVED, IT IS HEREBY ORDERED, by the Legislature of the County of Suffolk as follows:

Section 1. The increase and improvements to Suffolk County Sewer District No. 3 – Southwest, as more particularly described in the maps, plans, reports, recommendations, and estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 3 – Southwest are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the maps, plans, reports, recommendations and estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Section 259.

3rd 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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management;
Adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

4<sup>th</sup> RESOLVED, that this resolution shall take effect immediately.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date of Approval:
1. **Type of Legislation**
   - Resolution **X**
   - Local Law **_____**
   - Charter Law **_____**

2. **Title of Proposed Legislation**
   - A resolution making certain findings and determinations and issuing an order in relation to the increase and improvement of facilities for Sewer District No. 3 – Southwest (CP 8170).

3. **Purpose of Proposed Legislation**
   - To make certain findings and determinations for the improvements to the sewer system SCSD No. 3 – Southwest.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes **_____**
   - No **X**

5. **If the answer to Item 4 is "yes," on what will it impact?**
   - (circle appropriate category)
     - **County**
     - **Town**
     - **Economic Impact**
     - **Village**
     - **School District**
     - **Other (Specify): Sewer District**
     - **Library District**
     - **Fire District**

6. **If the answer to item 4 is "yes," Provide Detailed Explanation of Impact**
   - $47 million will be financed using Southwest Assessment Stabilization Reserve Fund 405.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**

8. **Proposed Source of Funding**
   - Southwest Assessment Stabilization Reserve Fund 405.

9. **Timing of Impact**
   - 2018-2022

10. **Typed Name & Title of Preparer**
    - Ben Wright, P.E.
    - Principal Civil Engineer
    - Sanitation

11. **Signature of Preparer**
    - [Signature]

12. **Date**
    - 7/3/17
### GENERAL FUND

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL – Making Certain Findings and Determinations and Issuing an Order in Relation to the Increase and Improvement of Facilities for Sewer District No. 3 – Southwest (CP 8170).

PURPOSE OR GENERAL IDEA OF BILL – Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations.

SUMMARY OF SPECIFIC PROVISIONS – Provides the findings of the public hearing on an improvement project and costs for SCSD No. 3 – Southwest. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION – The findings of the public hearing will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS – Sewer district costs are financed by the use of the Southwest Assessment Stabilization Reserve Fund 405.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Making Certain Findings and Determinations and Issuing an Order in Relation to the Increase and Improvement of Facilities for Sewer District No. 3 – Southwest (CP 8170)
DATE: June 23, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW CP 8170 - SD 3 – Southwest Improvements 6-23-17 and backup filed as Backup-DPW CP 8170 - SD 3 – Southwest Improvements 6-23-17 for the findings resolution of the increase and improvement of Sewer District No. 3 – Southwest. The improvement project includes improvements to the wastewater treatment facility and infrastructure. The total cost associated with the project is $47 million being required during 2017-2019 and which uses the Southwest Assessment Stabilization Reserve Fund 405.

We appreciate the resolution being laid on the table such that the appropriations can be adopted in 2017.

GA:BW:ni
Attachment
cc: John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation
CE Reso Review
H:\SANITATION\resolutions\2017 Resolutions\ga-bw6-23-17 Backup-DPW sd3 Southwest Findings CP 8170 memo to KHorst.doc

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE                ■               YAPHANK, N.Y. 11980                ■
(631) 852-4010                     ■               FAX (631) 852-4150
Exhibit ‘A’
Honorable DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Smithtown, NY 11787

RE: Proposed Increase and Improvement to the Facilities of Suffolk County Sewer District No. 3 – Southwest (CP 8170)

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing. The project is to construct a variety of infrastructure improvements and to rehabilitate structures, mechanical and electrical systems, and site work. The total cost of this request is $47 million between 2017 through 2019. The use of the Southwest Assessment Stabilization Reserve Fund 405 will result in no fiscal impact to the benefited properties since no debt will be issued.

If you wish any further information or details, please contact Ben Wright, P.E., Principal Civil Engineer, Division of Sanitation, at 631-852-4184.

Sincerely,

Gilbert Anderson, P.E.
Commissioner
Administrative Head of
Suffolk County Sewer District No. 3

Attachment
GA:BW:ni

oc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Deputy County Executive/Chief of Staff
Peter Scully, Deputy County Executive
Theresa Ward, Commissioner, Economic Development
Connie Corso, Budget Director
Debra Kolyer, Principal Financial Analyst
Dennis Brown, Esq., County Attorney
Robert Braun, Esq., County Attorney
Marisa Schifano, Esq., Assistant County Attorney
Suffolk County Legislators
Tom Vaughn, Deputy Commissioner, Public Works
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation

H:\SANITATION\Sewer-districts\sd03 - Southwest2017\CP 8170\ga-bw4-25-17 sd3-Southwest CP 8170 Ltr to SC Leg
DGregory.docx

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010

FAX (631) 852-4150
County of Suffolk

Department of Public Works

Report and Recommendations

for the

Proposed Improvements to Facilities of

SUFFOLK COUNTY SEWER DISTRICT 3 - SOUTHWEST

CP 8170 - Bergen Point WWTP Infrastructure Improvements

GILBERT ANDERSON, P.E.
COMMISSIONER

April 2017
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Legal Considerations ....................................................................................................... 4
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Improvement Costs ......................................................................................................... 4
Plan Implementation and Funding .................................................................................... 5
Proposed Financial Plan and Cost to Homeowner ............................................................ 5
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A. Sewer Agency Resolution No. 30-2012
B. CP 8170 Summary
C. SEQRA
D. Probable Project Elements
E. Summary of Rate

FIGURES

No. 1 District Boundaries
No. 2 Project Schedule
Summary

The Bergen Point WWTP is in need of infrastructure improvements associated with the wastewater laboratory, permit office, trade shop expansion, sludge chutes and storage and associated systems. Other capital projects underway at this time are indirectly related and involve a treatment plant expansion (CP 8183), grit system upgrade (CP 8170) and outfall replacement including the Final Effluent Pump Station upgrade (CP 8108). Only CP 8181 (sewer system improvements) and CP 8183 (treatment plant expansion) are included in the 2017 capital program requiring appropriations in 2017. The 2017 CP 8170 improvements are the focus of this report. Through the use of Southwest Assessment Stabilization Reserve Fund 405, no debt will be issued. The annual cost per typical property is stabilized with the typical property in the district charged $539 in 2017. There would be no fiscal impact due to other projects taking place in the district due to the use of the 405 Fund and no debt issued.

Introduction

In accordance with Article 5-A of New York State County Law and by Resolution Nos. 494-1965 and 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970, authorized the Chairman of the Agency to execute agreements with developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency, with the assistance of the Department of Environmental Control acting as its staff, to prepare the necessary maps, plans, specifications, and other relevant material for the formation, extension or improvement of County Sewer Districts.

Therefore, in accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency has caused the Department of Public Works, as the successors to the Department of Environmental Control, to prepare and herewith respectfully submit the necessary information and
data relating to the proposed improvements to the Suffolk County Sewer District No. 3 – Southwest. Refer to Agency Resolution No. 15-2015, Exhibit ‘A’.

The district was formed after a successful referendum in November 1969; the sewage treatment plant located at Bergen Point, West Babylon, was activated on October 9, 1981, and the district thus became operational on that date. The Suffolk County Sewer Agency, acting as the staff of the Suffolk County Sewer District No. 3 – Southwest, began awarding contracts for the construction of sewers and the treatment plant at Bergen Point in 1972 and proceeded through 1980.

**District Population**

The district’s sewage treatment plant receives an average daily dry weather flow of over 27 million gallons per day (mgd). Using the standard average equivalent of 75 gallons per day per capita, and considering non-residential areas, this equates to a population of over 350,000 people. This district is one established prior to December 27, 1977, when the EPA changed the manner of assessing district residents for their services. This district is paid for from ad valorem property tax assessments of the District residents and contractees to the District, as well as an annual user fee. This is discussed in greater detail below.

**General Boundary Description**

The District boundaries are shown on Figure No. 1. The District boundaries do not show the locations of any connectees to the district, but any additional increases to the District residents would also be assessed to any contractees/connectees. The District is located in the southwest corner of the County of Suffolk. It consists of 57 square miles. It encompasses 28 square miles in the Town of Babylon and 28.3 square miles in the Town of Islip and 295 State-owned acres within the Town of Huntington.

In general, the district encompasses the southern half of both the Towns of Babylon and Islip, from the Southern State Parkway south and the Nassau-Suffolk border on the west and the Heckscher Spur on the east. Several areas north of the Southern State Parkway were constructed to sewer the NYS Agricultural College and the Central Islip Psychiatric Center. Since the time of the original construction, contractees to the District have constructed sewer extensions to service a wide array of locations.
outside of the district boundaries. In addition to the in-district connections, there have been over 80 additional connection contracts negotiated, which provide approximately 1.8 million gallons per day flow. This gallonage and equivalent population is included in the above-mentioned district population and these contractees pay the District at the same rate as the in-district connections with an additional 5% charge for administrative fees.

For the most part, the District is single-family residential in character. The commercial areas are limited and are primarily scattered along the main east-west thoroughfares, Montauk and Sunrise Highways. The industrial developments in the District are mostly located in the northwest portion of Babylon and in scattered smaller industrial parks along the south shore branch of the Long Island Railroad. There are approximately 80,000 connectees in the district.

In addition to the sewers and the Bergen Point facility, the District owns and operates the Avixa Creek pumping station and 10 smaller stations constructed to service the southern portions of the District. Three additional pumping stations, built by developers, have been dedicated to the District, one at the former Pilgrim State Psychiatric Center, one at the Walt Whitman Mall (SD 17), and another at the Park Row pumping station.

**Bergen Point WWTP**

The Bergen Point WWTP has been operational since October 1981. Wastewater is generally residential with over 90% of the service area parcels being residential. The plant is classified as secondary treatment however there are seasonal ammonia limitations. Wastewater enters the treatment system by a 102" diameter interceptor. Preliminary treatment includes screening and grit removal; primary treatment is performed by settling tanks and secondary treatment includes aeration tanks with final settling. Disinfection is by ultraviolet disinfection system. Sludge is blended, thickened and/or dewatered for off-site removal and beneficial reuse. The treated effluent is discharged through an ocean outfall of approximately 6 miles.

A list of projects has been prepared for the improvements needed to efficiently operate various responsibilities in the plant (e.g., laboratory, permit
office, trade shop) as well as other improvements (Exhibit 'B' and Exhibit 'D'). CP 8183 (treatment plant expansion) and 8181 (Infiltration/Inflow Reduction) will also be initiated with 2017 appropriations. Exhibits 'B' and 'D' provides a summary of work recommended.

**Technical Considerations and Project Status**

The infrastructure improvements project has various elements throughout the site. Many items do not require consultant assistance and will be implemented by DPW staff. Professional assistance, if needed, will be provided by the RFP process. It is anticipated that construction will take place during 2018 through early 2021. SEQRA has been completed, See Exhibit 'C'.

**Legal Considerations**

Continual compliance with the NYSDEC permit is mandated thus requiring improvements proposed in the project.

Except for the matter of Brownyard et al vs. the County of Suffolk, which alleges the SWSD Fund 405 has and maintains an excessively large balance and that Fund 405 was improperly established by legislative action, there are no legal claims made or anticipated to be made that are legal impediments to the proposed plan.

**Project Schedule**

The project has a schedule impacted by financing, engineering assistance, regulatory approvals, and potential grants/loans. A schedule is attached (Figure 2) indicating that the project with multiple components will be in the construction phase through 2021.

**Improvement Costs**

This capital project is estimated to cost $47 million with 2017-2019 appropriations. The work will have the various design elements completed in early 2019. Refer to Exhibit 'D', Probable Project Elements. Appropriations have been identified as the Southwest Assessment Stabilization Reserve Fund 405 as a source of funding and, therefore, no debt will be issued.
Plan Implementation and Funding

The plan is to use Southwest Assessment Stabilization Reserve Fund 405 for project costs and, therefore, no debt will be issued. Concurrently, funds are being requested for the Bergen Point Expansion (CP 8183) and implementation of additional elements of the sewer system Infiltration/Inflow Reduction Project (CP 8181). Each project will have an individual hearing and appropriations.

No grants have been awarded although various applications for potential sources of funds have been made.

Proposed Financial Plan and Cost to Homeowner

The district was formed under Section 271 of the County Law of the State of New York. There are no zones of assessment in the district. All properties in the district with the exception of the “tax exempt” properties have to pay the ad valorem taxes and a user charge which are presently $1.10 per $1,000 of full value and $157 per single family equivalent, respectively. The user charge is levied only after the individual property is connected to the district’s system. A benefit charge of $35.76 is also levied on each parcel. The tax base includes the district contractees (outside the district boundaries) who pay their sewer charges in accordance with agreements with the district. Exhibit ‘E’ includes information on the typical property (mode) and the levy of assessments and charges for 2017. The typical property rate is approximately $539 in 2017.

The cost for the improvements to Suffolk County Sewer District No. 3 - Southwest will be financed with the funding source being the Southwest Assessment Stabilization Reserve Fund 405. It is proposed that the project will be initiated during 2018 and that the appropriations of 2017 ($17 million), 2018 ($20 million) and 2019 ($10 million) will be required in those years. Capital Projects 8183 and 8181 will have total appropriations between 2017 and 2019 of $11 million will have construction underway during the same time period as CP 8170. The cumulative evaluation of all three projects concludes there will be no fiscal impact to the benefited properties in the District inasmuch as the costs for the increases and improvements will use funds available in Southwest Assessment Stabilization Reserve Fund 405. Exhibit ‘E’ includes the stabilized rates over
the past years. There is no fiscal impact due to the use of the Fund 405 and no debt being issued.

In addition to the capital expenses, these new improvements will not increase the operation and maintenance cost. The conclusion is based on the evaluation of the project as compared to the current operation and maintenance.

**Recommendations, Comments and Findings**

As indicated above, the district's tax levies will not be affected by this project. The improvements are necessary to insure the sewer system continues to operate in accordance with regulations and that emergency conditions and potential environmental impacts are eliminated. It is, therefore, imperative that the proposal be implemented as soon as possible; and there, I respectfully request and recommend that authorization be given to proceed immediately.

Respectfully submitted,

Gilbert Anderson, P.E.
Commissioner and
Administrative Head of
Sewer Districts
Exhibit 'A'

Sewer Agency Resolution
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO. 30-2012
DIRECTING SEWER AGENCY STAFF TO
PREPARE A REPORT FOR IMPROVEMENTS TO
SUFFOLK COUNTY SEWER DISTRICT
NO. 3 – SOUTHWEST (CP 8170)

WHEREAS, Suffolk County Sewer District No. 3 – Southwest requires capital improvements to its facilities and said proposed improvements are included in the adopted Capital Budget, and

WHEREAS, a map and plan will be prepared and submitted to the Suffolk County Legislature, and

WHEREAS, Sewer District improvements require either a notification or application to the New York State Comptroller depending on the cost per typical property and the New York State Comptroller’s annual threshold, and

NOW, THEREFORE, IT IS

1st RESOLVED, that the Suffolk County Sewer Agency direct its attention and staff to the preparation of the referenced report, budget and recommendations and take the steps necessary to receive the approvals needed to proceed with the improvements for Suffolk County Sewer District No. 3 – Southwest.

(Suffolk County Sewer Agency Meeting July 16, 2012)
Exhibit 'B'

CP 8170 Summary
Suffolk County Sewer District No.3 (S.C.S.D. 3) – Southwest Bergen Point Wastewater Treatment Plant is on a 52 acre site with seven larger buildings, underground tunnels, a network of mechanical and electrical systems and approximately 20 treatment tanks. The plant is aging and many capital projects are under construction to ensure that all systems are available for treatment, including support functions. The 2017-2019 program/project includes such things as masonry/window replacement, Awixa and Pilgrim pump station upgrades, sludge chute/storage facilities, Administration Building upgrades (Trade Shop, Atrium, Permit Office), scavenger upgrade, corrosion controls, and structural repairs. (Refer to Exhibit ‘D’).
Exhibit 'C'

SEQRA
RESOLUTION NO. 155 -2011, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED SEWER DISTRICT No. 3 - SOUTHWEST - INFRASTRUCTURE IMPROVEMENTS (CP 8170), TOWN OF BABYLON

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Sewer District No. 3 - Southwest - Infrastructure Improvements (CP 8170), Town of Babylon", pursuant to Section 6 of Local Law No. 22-1985 which project involves infrastructure improvements to a variety of buildings, process systems, electrical and mechanical devices on the Bergen Point Wastewater Treatment facility site in West Babylon; and

WHEREAS, at its February 16, 2011 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2) and (25) and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 22, 2011 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that the Proposed Sewer District No. 3 - Southwest - Infrastructure Improvements (CP 8170), Town of Babylon constitutes a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2) and (25) and Chapter 279 of the Suffolk County Code, since it involves the purchase of equipment for the maintenance, repair, replacement, rehabilitation and/or reconstruction of a structure or facility in kind, on the same site; and be it further

2nd RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.
This is to Certify That I, TIM LAUBE, Clerk of the County Legislature 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 22, 2011 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.

Tim Laube
Clerk of the Legislature
Motion:
Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Vitoria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D’Amaro, Cooper

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

Second:
Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Vitoria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D’Amaro, Cooper

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Totals 15 - 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 X FAILED
No Motion No Second

RESOLUTION DECLARED

ADOPTED
NOT ADOPTED

Roll Call Voice Vote

Tim Laube, Clerk of the Legislature
Exhibit 'D'

Probable Project Elements
Renovations/Upgrade Bar Screen Channel Sluice Gates
Renovations/Upgrades to Various Building Windows & Lintels
Corrosion Control of Large Diameter Steel Piping and Structural Steel
Renovations to Electrical Substation Structure
Pump Station No.12 Additional Bar Screen Required
Renovations/Waterproofing Brick Face (Various Plantsite Buildings
Expansion of Admin. Bldg., Maintenance/Machine Shop Wing
24 ft. x 115 ft. to include machine shop equipment
Renovations Employee Locker Room Admin Bldg
Expansion of Scav. Waste Bldg. to include Mud, Sample, and
Locker/Shower Rooms
District Security
Shoreline Protection
Installation of Sluice Gates North/South Aeration Effluent Channels
Scavenger Main Truck and FEPS Floor Renovations
Turbine Engine Rehabilitation (generator plant
Generator Plant Rehabilitation
Exhibit 'E'

Summary of Rate
Summary of Rate
SD 3 – Southwest
(CP 8170)

Due to the use of the Southwest Assessment Stabilization Reserve Fund 405 no debt will be issued. The annual cost per typical property (mode) for 2015-2017 is below.

Adopted
2017 Rate
  Rate per Full Equalized Value (FEV) $1.1/$1,000
  Per parcel charge $35.76/unit
  User fee $157/unit
Typical property = mode = $314,961
2017 charge per typical property

  $1.1 x $314,961/$1,000 + $35.76 + $157 = $539

2016 Rate $1.6/$1,000 FEV and other charges = $692 per typical property

2015 Rate $1.91/$1,000 FEV and other charges = $723 per typical property
Mode Value*

The assessed values of the Towns of Islip and Babylon were merged. The mode value was obtained and the total annual cost for 2017 established. The mode value is $314,961. The additional charges of a benefit and per parcel charge are included.

*typical property per NYS County Law, Article 5-A
RESOLUTION NO. 929-2016, AFFIRMING, CONFIRMING, AND ADOPTING THE ASSESSMENT ROLL FOR SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST AND DIRECTING THE LEVY OF ASSESSMENTS AND CHARGES WITHIN THE TOWNS OF BABYLON, ISLIP AND HUNTINGTON FOR THE SOUTHWEST SEWER DISTRICT IN THE COUNTY OF SUFFOLK FOR FISCAL YEAR 2017

WHEREAS, the Administrative Head of the Southwest Sewer District in the County of Suffolk, also known as Suffolk County Sewer District No. 3 - Southwest, did duly submit and file a tentative 2016-2017 assessment roll for said district for Fiscal Year 2017; and

WHEREAS, a public hearing upon said assessment roll was duly called, noticed, and held at which time the Suffolk County Legislature did hear and consider all objections and complaints addressed to the said assessment roll; and

WHEREAS, after having carefully reviewed and considered the tentative assessment roll and the objections, complaints, testimony, and comments addressed thereto; now, therefore be it

1st

RESOLVED, that the tentative assessment roll proposed for Suffolk County Sewer District No. 3 - Southwest be and the same hereby is affirmed, confirmed, and adopted as the final 2016-2017 assessment roll for said District for Fiscal Year 2017, and the Clerk of the Legislature is directed to file same immediately; and be it further

2nd

RESOLVED, that the budget for the levy of said sewer district, which has been approved and adopted by this County Legislature by previous resolution, and as adjusted by Schedule "A", attached hereto and made a part of hereof, is hereby assessed, levied, and charged upon all the property subject to special assessment and charge for the purposes of the Suffolk County Sewer District No. 3 - Southwest within the Towns of Babylon, Islip, and Huntington based upon the equalized value or full value of all such property, as determined in accordance with the equalization rates hereinafter set forth; and upon the full value of the "S" parcels as determined by the Administrative Head, all as shown on the annexed schedule; plus an additional amount of $35.76 per taxable parcel located within the District or that amount which when multiplied by the total number of taxable parcels located within the District will amount to the sum of $2,715,614.40 or such other sum as the County Legislature may ultimately fix and confirm and that the warrant shall reflect this levy; and be it further

3rd

RESOLVED, that the respective town tax receivers are hereby directed to collect the said sums as levied in the same manner provided by law for the levy of State, County, or Town taxes; and be it further

4th

RESOLVED, that the Clerk of the Suffolk County Legislature is directed to publish a Notice of Adoption of this resolution at least once in the official newspapers of the County and in three having circulation within the sewer district. Said notice shall be substantially in the following form, to wit:

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<table>
<thead>
<tr>
<th>Town</th>
<th>Assessed Value on Which Sewer District No. 3 Taxes are Levied</th>
<th>Equalization Rate</th>
<th>Full Valuation</th>
<th>Amount of Levy</th>
<th>Tax Rate per Million of Assessed Valuation</th>
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<td><strong>BABYLON</strong></td>
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<td>(1) District Wide Levy</td>
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<td>* (3) Special Parcels</td>
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<td>S-1 (NYS Dept. Transportation)</td>
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* Dollar amount to be raised pursuant to Section 19 of the Public Lands Law
NOTICE IS HEREBY GIVEN that the County Legislature of the County of Suffolk, New York, duly adopted Resolution No. 929-2016 dated November 22, 2016 affirming, confirming, and adopting the assessment roll and directing the levy of assessment and charges for the portion of the County Operating Budget for fiscal year 2017 for the Southwest Sewer District in the County of Suffolk. A true copy of said resolution is attached hereto and published herewith.

Dated: November 22, 2016

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

BY: [signature]
Clerk of the Legislature
Suffolk County Legislature

DATED: November 22, 2016

APPROVED BY:

_ /s/ Dennis M. Cohen
Chief Deputy County Executive of Suffolk County

Date: November 22, 2016
**SCHEDULE A (continued)**

**COMPUTATION OF VALUATIONS, TAX LEVIES AND RATES FOR SOUTHWEST SEWER DISTRICT NO. 3, 2016-2017**

**(BABYLON, ISLIP AND HUNTINGTON)**

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<td>S-11 (Hecksher State Pk.)</td>
<td>$43,669,000</td>
<td>12.70</td>
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<td>S-14 (NYS Armory)</td>
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<td>$4,536.59</td>
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<td><strong>TOTAL - SPECIAL PARCELS</strong></td>
<td></td>
<td></td>
<td>$402,247,787</td>
<td>$443,692.56</td>
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<td><strong>TOTAL - ISLIP</strong></td>
<td></td>
<td></td>
<td>$11,622,028,023</td>
<td>$13,866,260.60</td>
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<td><strong>GRAND TOTALS</strong></td>
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<td>$26,593,228,102</td>
<td>$34,226,926.01</td>
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**SUMMARY**

|                                |                                                               |                   |                |               |                                           |
|                                | BABYLON & ISLIP-DISTRICT WIDE LEVY (EXC. SPECIAL PARCELS)     |                                                               | $30,456,055.38  |               |                                           |
|                                | BABYLON & ISLIP-PER PARCEL BENEFIT CHARGE (EXC. SPECIAL PARCELS)|                                                               | $2,714,040.06   |               |                                           |
|                                | BABYLON, HUNTINGTON & ISLIP-SPECIAL PARCELS (DISTRICT WIDE LEVY)|                                                               | $1,055,245.23   |               |                                           |
|                                | BABYLON, HUNTINGTON & ISLIP-SP. PARCELS (PER PARCEL BENEFIT CHARGE)|                                                               | $1,573.44       |               |                                           |
| **TOTAL LEVY-DIST WIDE & PER PARCEL BENEFIT CHARGE** |                                                               |                   | $34,226,926.01 |               |                                           |

**Tax Rate per Million of Full Value-District Wide and Special Parcels**

- Each Parcel Benefit Charge - District Wide and Special Parcels: $1.10
- Per Parcel Benefit Charge - District Wide and Special Parcels: $35.76

* Dollar amount to be raised pursuant to Section 19 of the Public Lands Law.
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<th>NAME</th>
<th>Note</th>
<th>EQUAL RATE</th>
<th>RATE TYPE</th>
<th>RATE PER $1,000</th>
<th>ASSESSED VALUE</th>
<th>FULL EQUALIZED VALUE</th>
<th>OTHER</th>
<th>ANNUAL CONTRACTEE RATE</th>
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<td>T 60.5210</td>
<td>0.507</td>
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<td>63.55</td>
<td>1.59</td>
<td>PER 1000</td>
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<td></td>
<td>Port Jefferson (Constr only)</td>
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<td>D 4.1018</td>
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<td>(SCRAGGY HILL)</td>
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<td>4.31</td>
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<tr>
<td>202</td>
<td>Tallin Woods</td>
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<td>T 93.3900</td>
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1/2/2017
Figure 1
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<td>A. Final Design In-Progress</td>
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<td>B. Final Design all elements</td>
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<td>C. Financial approval 12-2017</td>
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<td>II. Construction Phase</td>
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<tr>
<td>A. Advertise &amp; Construction Period</td>
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RESOLUTION NO. - 2017, AUTHORIZING THE ACQUISITION OF A PERMANENT EASEMENT FROM THE NEW YORK STATE EXECUTIVE DEPARTMENT, OFFICE OF PARKS, RECREATION, AND HISTORIC PRESERVATION, FOR HIGHWAY PURPOSES PURSUANT TO NEW YORK STATE PARKS, RECREATION, AND HISTORIC PRESERVATION LAW §13.06 AND AUTHORIZING THE COMMISSIONER OF THE SUFFOLK COUNTY DEPARTMENT OF PUBLIC WORKS OR HIS DULY APPOINTED DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO SECURE SAME

WHEREAS, the Suffolk County Department of Public Works is presently engaged in a public project to improve certain portions of County Road 13, Crooked Hill Road, Town of Islip, Suffolk County, New York; and

WHEREAS, in order to proceed with said project, it will be necessary to obtain a permanent easement over a portion of the parcel having a Suffolk County Tax Map Identification Number of District 0500 Section 071.00 Block 01.00 Lot 011.000; and

WHEREAS, said parcel is owned by the State of New York, and is under the jurisdiction of the New York State Executive Department, Office of Parks, Recreation, and Historic Preservation; and

WHEREAS, the New York State Executive Department, Office of Parks, Recreation, and Historic Preservation is willing to convey the necessary permanent easement to the County of Suffolk for One Dollar ($1.00), (to be waived), provided the County of Suffolk executes the customary “New York State Executive Department, Office of Parks, Recreation, and Historic Preservation Agreement for Grant of Public Utility Easement pursuant to PRHPL § 13.06”, a copy of which is annexed hereto and marked as “Exhibit 1”; and

WHEREAS, acquisition of said permanent easement pursuant to pursuant to PRHPL § 13.06, is an intergovernmental transfer is a Type II action pursuant to 6 NYCRR 617.5(C)(19) and, therefore, no further SEQRA review is required; and

WHEREAS, the New York State Executive Department, Office of Parks, Recreation, and Historic Preservation is willing to convey the necessary permanent easement to the County of Suffolk for One Dollar ($1.00), (to be waived), provided the County of Suffolk executes the customary “New York State Executive Department, Office of Parks, Recreation, and Historic Preservation Agreement for Grant of Public Utility Easement pursuant to PRHPL § 13.06”, a copy of which is annexed hereto and marked as “Exhibit 1”; now, therefore be it

RESOLVED, that the County of Suffolk does hereby authorize the acquisition and requests the conveyance by the State of New York of that Permanent Easement encumbering a portion of parcel having a Suffolk County Tax Map Identification Number of District 0500 Section 071.00 Block 01.00 Lot 011.000 more particularly described in “Exhibit 1”, pursuant to PRHPL § 13.06 for a consideration not to exceed One & 00/100 Dollars ($1.00) (to be waived) plus pro-rata taxes at the time of closing; and be it further
RESOLVED, that the Commissioner Suffolk County Department of Public Works or his duly appointed designee is hereby authorized to execute all necessary documents in connection with the acquisition of the above-described parcel(s).

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
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<tbody>
<tr>
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2. Title of Proposed Legislation

RESOLUTION NO. 2017 - AUTHORIZING THE ACQUISITION OF A PERMANENT EASEMENT FROM THE NEW YORK STATE EXECUTIVE DEPARTMENT, OFFICE OF PARKS, RECREATION, AND HISTORIC PRESERVATION, FOR HIGHWAY PURPOSES PURSUANT TO NEW YORK STATE PARKS, RECREATION, AND HISTORIC PRESERVATION LAW §13.06 AND AUTHORIZING THE COMMISSIONER OF THE SUFFOLK COUNTY DEPARTMENT OF PUBLIC WORKS OR HIS DUTY APPOINTED DESIGNEE TO EXECUTE ALL DOCUMENTS NECESSARY TO SECURE SAME

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact?

| Yes | No | X |

5. If the answer to item 4 is "yes", on what will it impact?

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<thead>
<tr>
<th>County</th>
<th>Town</th>
<th>Economic Impact</th>
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</thead>
<tbody>
<tr>
<td>Village</td>
<td>School District</td>
<td>Other (Specify):</td>
</tr>
<tr>
<td>Library District</td>
<td>Fire District</td>
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6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

Upon adoption, $1 for Permanent Easement to be waived.

10. Typed Name & Title of Preparer

| Nicholas E. Paglia Jr. |
| Principal Budget Examiner |

11. Signature of Preparer

[Signature]

12. Date

July 18, 2017

SCIN FORM 175b (10/95)
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<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
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<td><strong>POLICE DISTRICT AND DISTRICT COURT</strong></td>
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</table>

**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL:
Authorizing the Acquisition of a Permanent Easement from the New York State Executive Department, Office of Parks, Recreation and Historic Preservation, for Highway Purposes Pursuant to New York State Parks, Recreation and Historic Preservation Law §13.06 and Authorizing the Commissioner of the Suffolk County Department of Public Works or his Duly Appointed Designee to Execute all Documents Necessary to Secure Same

PURPOSE OR GENERAL IDEA OF BILL:
To permit the acquisition of a Permanent Easement from the New York State Executive Department, Office of Parks, Recreation, and Historic Preservation for a Department of Public Works Capital Project.

SUMMARY OF SPECIFIC PROVISIONS:
Authorization to acquire a permanent easement for One ($1.00) Dollar (to be waived) from New York State Executive Department, Office of Parks, Recreation, and Historic Preservation.

JUSTIFICATION:
Without the approval of the subject resolution, the subject parcel cannot be acquired.

FISCAL IMPLICATIONS:
The conveyance is for free.
MEMORANDUM

TO: Katie Horst, Director, Intergovernmental Relations
FROM: Gilbert Anderson, P.E. Commissioner
DATE: June 29, 2017
RE: Authorizing the Acquisition of a Permanent Easement from the New York State Executive Department, Office of Parks, Recreation and Historic Preservation, for Highway Purposes Pursuant to New York State Parks, Recreation and Historic Preservation Law §13.06 and Authorizing the Commissioner of the Suffolk County Department of Public Works or his Duly Appointed Designee to Execute all Documents Necessary to Secure Same

Attached is a draft resolution to obtain an easement from the NYS Parks Department in order for the County to proceed with the Reconstruction of CR 13, Crooked Hill Road from the vicinity of CR 106, Campus Road to I-495 (LIE).

This resolution will permit the acquisition of a Permanent Easement from the New York State Executive Department, Office of Parks, Recreation, and Historic Preservation for a Department of Public Works Capital Project.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP5538(CR13 Easement NYS Parks to DPW).doc".

GA/WH/td
attach.
cc: William Hillman, P.E., Chief Engineer
Charles Jaquin, Executive Assistant for Finance & Administration
NEW YORK STATE
EXECUTIVE DEPARTMENT
OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION

AGREEMENT for GRANT OF PUBLIC UTILITY EASEMENT
PURSUANT TO PRHPL § 13.06

DATE: __________________________

PURCHASER AND SELLER AGREE AS Follows:

PURCHASER:
Address: County of Suffolk
335 Yaphank Ave.
Yaphank, New York 11980

Purchaser's Contact: County of Suffolk-William Hillman
Phone: (631) 852-4002

Attorney for Purchaser: Suffolk County Law Department
H. Lee Dennison Bldn. 100 Veterans Memorial Hwy.
PO Box 6100
Hauppauge, New York 11788

SELLER: THE PEOPLE OF THE STATE OF NEW YORK, acting by and through the
Commissioner of the Office of Parks, Recreation and Historic Preservation, Albany, NY
12238 (for USPS postal mail), with offices at 625 Broadway, Albany, NY 12207 (for
physical delivery).

Purchaser and Seller are collectively referred to herein as the “Parties.

Seller's Permissible Contacts (pursuant to SFL 139-j and 139-k) are:

Name: Lynn M. Kovach
Address: OPRHP, Albany, 12238
Phone: (518) 408-1967
Email: Lynn.Kovach@parks.ny.gov

Name: Randel Paquin
Address: OPRHP, Albany, 12238
Phone: (518) 408-1963
Email: Randel.Paquin@parks.ny.gov
1. **AGREEMENT:** Seller shall sell and Purchaser shall buy on terms stated in this Agreement.

2. **EASEMENT. A.** The form of the grant of a non-exclusive Easement for roadway safety and capacity improvement and related rights and obligations of the Parties are set forth in the **SCHEDULE A** herein (hereinafter "Easement").

   B. The property to be encumbered by the Easement (hereinafter the "Easement Area") is described as follows:

   1.908± acres of real property located within the Sagtikos State Parkway, Town of Islip, County of Suffolk and State of New York and is more particularly described in the legal descriptions attached as **Exhibit 1** to the Form of the Grant included herein as **SCHEDULE A**, subject to any existing easements, if any, for the construction, operation and maintenance of public service electric, telephone, telegraph and pipe lines or railroads and other transportation corporations or the right of others in any public road, right of way, waterway, street or highway running through or along the Easement Area.

3. **PRICE:** A. The Seller is conveying this Easement to Purchaser for One Dollar ($1.00) and other valuable consideration paid by the Grantee, receipt whereof is hereby acknowledged.

4. **REPRESENTATIONS & WARRANTIES:**

   A. Seller is authorized under Section §13.06 of the Parks, Recreation and Historic Preservation Law to sell, transfer and convey all right, title and interest in and to the Easement as set forth in Schedule A herein.

   B. Purchaser represents that this Easement is being acquired for a public purpose.

   C. The parties agree that no broker brought about this sale and Purchaser agrees to hold Seller harmless and to indemnify Seller for any claims for brokers' commissions arising out of this transaction.

   Representations made with regard to any of the conditions listed in this Paragraph 4 shall not merge into the deed and shall survive closing.

5. **SURVEY:** The Purchaser shall cause an accurate survey and map of the Easement Area be made which shall be subject to Seller's approval.

6. **PROCUREMENT LOBBYING ACT:** By executing this agreement, Purchaser affirms that it understands and has agreed to comply with the Procurement Lobbying Law concerning permissible contacts in accordance with State Finance Law §§ 139-k and 139-j.

   • By executing this agreement, Purchaser certifies that he/she has not been found non-responsible by a government entity within the previous four years.

   • By executing this agreement, Purchaser certifies that all information provided with respect to State Finance Law § 139-j and § 139-k is complete, true and accurate with regard to prior non-responsibility determinations within the past four years based on impermissible contracts or other violations of § 139-j or the intentional provision of false or incomplete information to a governmental entity.
The Seller reserves the right to terminate this contract in the event it is found that the certification filed by the Purchaser in accordance with State Finance Law § 139-j and § 139-k was intentionally false or intentionally incomplete.

7. **INDEMNIFICATION**: The Purchaser agrees to defend, indemnify, and hold harmless the State of New York and the Office of Parks, Recreation and Historic Preservation from and against any and all claims, suits, losses, damages, and/or injuries to persons or property arising out of or in connection with the installation, maintenance, operation or removal of any improvements and use of the Easement Area pursuant to the terms of this Easement by Purchaser, its agents, representatives, employees, contractors or others acting on behalf of the Purchaser. This condition shall not merge into the deed and shall survive closing.

8. **INSURANCE REQUIREMENTS**: Unless Purchaser demonstrates to Seller that it is covered by a program of self-insurance and risk management, the Purchaser shall hold public liability insurance of ONE MILLION DOLLARS ($1,000,000) for each occurrence and a general aggregate minimum of TWO MILLION DOLLARS ($2,000,000). The Office of Parks, Recreation and Historic Preservation and the State of New York shall be named as additionally insured parties on the Purchaser's public liability insurance policy at all times while the Easement is being used by Purchaser. The Purchaser shall annually deliver to Seller certificates of insurance for the full term as identified above. Purchaser and the Purchaser's contractors, including all installation, operation, maintenance, and repair contractors, shall deliver to the Seller at its Regional Office in the Park Region where the Easement Area is located certificates of insurance prior to beginning any work within the described Easement Area. This condition shall not merge into the deed and shall survive closing.

9. **ADDENDUM**: Attached hereto and made a part hereof as Addendum A is “Appendix A: STANDARD CLAUSES FOR CONTRACTS (revised January 2014)”.

10. **BINDING CONTRACT**: After signatures are affixed hereto and upon approval by the Attorney General and the State Comptroller, as law requires, this Agreement shall be binding upon the parties, their heirs, personal representatives, assigns and successors in interest. The provisions of this Agreement that are stated to survive closing shall not “merge into the deed” delivered at closing.

11. **ENTIRE AGREEMENT**: This Agreement contains all of the agreements of the parties hereto. There are no promises, agreements, terms, conditions, warranties, representations or statements other than those contained herein. This Agreement may not be changed orally and it may not be modified in writing unless and until the written modification is approved by the Attorney General and the State Comptroller.

12. **COUNTERPARTS**: This Agreement may be executed in multiple counterparts on separate signature pages, which when assembled shall constitute a single instrument.

This Agreement is executed in 5 Counterparts and each is an original for all purposes.
IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

BY PURCHASER:

COUNTY OF SUFFOLK

By: ________________________________

Print Name: _________________________

Title: ______________________________

PURCHASER'S ACKNOWLEDGEMENT

STATE OF NEW YORK  )
   ) ss.:  
COUNTY OF            )

On the ___ day of ____________, in the year 2017, before me, the undersigned, personally appeared ____________________, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

______________________________
NOTARY PUBLIC
BY SELLER:

THE PEOPLE OF THE STATE OF NEW YORK
THROUGH THE COMMISSIONER OF PARKS,
RECREATION AND HISTORIC PRESERVATION

By: _________________________________

Andy Beers

Its: Executive Deputy Commissioner

SELLER'S ACKNOWLEDGEMENT

STATE OF NEW YORK

COUNTY OF

) ss.: 

On the ___ day of ____________, in the year 2017, before me, the undersigned, personally appeared ____________________, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

__________________________

NOTARY PUBLIC

5
Department of Law

APPROVED AS TO FORM AND MANNER OF EXECUTION

For the Attorney General

Name: ______________________

Date: ______________________

Proceeding: ______________________

Office of State Comptroller

APPROVED:
Thomas P. DiNapoli
State Comptroller

By:

Date:
SCHEDULE A
FORM OF GRANT

Proceeding 6174
Office of Parks, Recreation and
Historic Preservation
Long Island Region
Sagtikos State Parkway
 Suffolk County
Easement No. 255

GRANT OF EASEMENT

This Easement Agreement dated this ______ day of _________, 20____ between

THE PEOPLE OF THE STATE OF NEW YORK, acting by and through the Commissioner of the Office of Parks, Recreation and Historic Preservation, with an address of Albany, NY 12238 (for USPS mail), with offices at 625 Broadway, Albany, NY 12207 (for physical delivery), hereinafter referred to as “Grantor” and COUNTY OF SUFFOLK whose address is 335 Yaphank Ave., Yaphank, NY 11980, hereinafter referred to as “Grantee”. (Grantor and Grantee are collectively referred to herein as “Parties”).

WITNESSETH:

WHEREAS, the Grantor is charged by law with the supervision and control of all State Parks and
parkways and other recreational and historical facilities, and

WHEREAS, the Grantee requires a non-exclusive, permanent easement to construct, repair, operate and maintain a portion of County Route 13 (aka Crooked Hill Road) within a right-of-way through and within the Sagtikos State Parkway for the public purpose(s) of road construction improvement and maintenance, and

WHEREAS, the Grantor desires to cooperate with the Grantee and is willing to grant the desired easement under appropriate conditions and safeguards as set forth in this Easement Agreements.

NOW, THEREFORE the Grantor, in consideration of ONE DOLLAR and NO/100 DOLLARS ($1.00), lawful money of the United States, and other good and valuable consideration, paid by the
Grantee, receipt whereof is hereby acknowledged, does hereby grant and release to the Grantee, their successors and assigns forever,

A NON-EXCLUSIVE AND PERMANENT EASEMENT AND RIGHT-OF-WAY in, upon, over and across the lands hereinafter described, for the purpose of locating, relocating, constructing, reconstructing, maintaining, operating, inspecting, repairing, replacing and removing portions of County Route 13 (aka Crooked Hill Road) and all fixtures and appurtenances incidental thereto for use in connection therewith, for the construction, improvement and maintenance of County Route 13 (aka Crooked Hill Road) and all public uses and purposes incidental thereto, as needed to provide the public with these resources, together with the right-of-way of ingress thereto and egress therefrom, to and along said right-of-way, together with the right to clear and keep clear said right of way from buildings, structures, explosives, trees, and other material or growths detrimental to the uses herein granted. The location of the ingress and egress area to the Easement area has been mutually agreed upon by the Grantor and Grantee.

The lands in which such easement and right-of-way hereby granted are situated in the Sagtikos State Parkway, Town of Islip, County of Suffolk and State of New York, being a portion of tax parcel Section 071 Block 1 Lot 13.3 and more particularly described as follows in Exhibit 1 and depicted on maps attached hereto as Exhibit 2 (hereinafter referred to as "Easement Area").

TOGETHER with and SUBJECT to rights, covenants, easements, restrictions and rights of way of record

RESERVING to the Grantor the right to use the surface of the right-of-way hereby granted, for public access and recreational uses and other rights of a fee owner, and the right to cross or make use of the surface of the Easement Area in a manner not detrimental to a) the installation, construction, operation, inspection, repair, maintenance and replacement of the roadway, or b) any other purposes and uses necessary or incidental to the construction, maintenance and operation of the roadway by Grantee as provided for in this Easement.

IT IS FURTHER AGREED that this Easement Agreement shall be subject to the following restrictions and conditions:

1) This Easement is for perpetuity from the date hereof or until otherwise terminated as hereinafter provided.

2) The Grantee shall install, locate, relocate, construct, reconstruct, maintain, operate, inspect, repair, replace and remove a portion of County Route 13 (aka Crooked Hill Road) within the lines of the Easement as shown on the plans herewith attached as Exhibit 1 herein, and that the
placement of said improvement within the Easement Area shall conform to said plans and shall not encroach beyond the lines of the Easement Area.

3) This Easement is limited to the installation, location, relocation, construction, reconstruction, maintenance, operation, inspection, repair, replacement and removal as necessary to accommodate the Easement purpose and is to be confined to the lines of the parcel of land described in Schedule A and in, through and/or under the surface thereof. This grant shall not be construed in any way to convey, nor is to be intended to convey, any right upon the surface of said property or under or above the ground in the aforementioned parcel of land, except for the purposes of constructing, installing, placing, replacing and maintaining the above-mentioned improvement.

4) All plans and specifications for the installation, location, relocation, construction, reconstruction, maintenance, operation, inspection, repair, replacement and removal within the easement area shall be submitted to the Grantor for approval prior to construction or installation, and that upon prior application for the purposes of maintaining these facilities, reasonable access shall be given to the Grantee by the Grantor for the purposes of such maintenance.

5) All work in connection with the install, locate, relocate, construct, reconstruct, maintain, operate, inspect, repair, replace and remove of such shall be carried out at all times in a manner satisfactory to the Grantor. The Grantee shall not plant, intentionally introduce, release, or broadcast any non-native invasive, hybrid or genetically-modified species or plant or animal on the Property unless such action has been approved in writing by the Grantor. The use of toxic chemicals, including, without limitation, pesticides and herbicides, on the Property, is expressly prohibited, except as permitted by the Office of Parks, Recreation and Historic Preservation (OPRHP) and the Department of Environmental Conservation (DEC) or any other governmental agency having jurisdiction over the Property and in accordance with all applicable governmental laws and regulations.

6) This grant is made subject to the satisfaction of the Grantor; that any pavement, fence, structure or equipment, and the ground surface and landscaping which may be disturbed on the lands herein described, and any adjacent areas affected by the construction, installation or maintenance of these improvements, shall be restored to the same condition or as good condition as it was before such construction, installation or maintenance was undertaken by the Grantee; that upon completion of such construction, installation or maintenance, said Grantee shall remove any temporary structures and construction or maintenance debris on or above the surface of the land.

7) This instrument is granted on the express condition that if the above described easement parcel is used for other than the purpose hereinbefore set forth, or in the event the said improvement located in the above-described easement parcel is discontinued, then in either event, this easement shall terminate and all rights herein granted shall cease. In the event of discontinuance, all improvements installed for such purposes shall at the Grantor's option, be removed by and at the sole cost of the Grantee or abandoned in place provided such facilities are left in a safe condition.

8) Grantor reserves the right and privilege to use and occupy and to grant to others the right to use and occupy (i) the surface and air space over the Easement Area for any purpose which is consistent with the rights herein granted to Grantee; and (ii) subsurface of the Easement Area for other utility services or other purposes which do not interfere with the rights herein granted to
Grantee, including, without limitation, the right to install, construct, operate, maintain, repair, replace and remove telecommunications, telephone, telegraph, electric, gas and drainage facilities and foundations, footing and/or anchors for surface improvements.

9) All Utility Lines and Associated Equipment will be installed, operated and maintained at all times beneath the surface of the Easement Area provided that the same may be temporarily exposed or removed to the surface when necessary or desirable for the purpose of repairing and/or replacing the same. Provided, however, that Associated Equipment that is customarily installed above ground may be installed above ground subject to the right of Grantor, consistent with good engineering practices to approve the location of such above ground installation in its reasonable discretion.

10) The easement granted by this instrument may be relocated to a location acceptable to the Grantee at any time upon Grantor's request provided that Grantor bears the cost of relocating the utility lines and facilities located within the Easement area. At Grantor's request, and upon relocation of such lines at Grantor's expense, Grantee and Grantor shall execute an instrument in recordable form relocating the easement hereby granted to the new Easement Area designated by and in the title of the Grantor.

11) Grantee shall exercise the easement rights conveyed herein in a manner which will not unreasonably interfere with use and occupancy of public parklands and associated improvements constructed upon the adjacent property owned by Grantor. This Easement hereby granted does not convey any interest in the land other than an easement for the purposes hereinabove set forth, and that such easement shall not restrict the use of the land by the Grantor.

12) After any installation, construction, repair, replacement or removal of any utility lines or equipment as to which easement rights are granted, Grantee shall refill any holes or trenches in a proper and workmanlike manner to the condition existing prior to such installation, construction, repair, replacement or removal, including restoration of sod, landscaping, planting, pavement or other surface improvements which are required to be removed in connection with installation, construction, repair, replacement or removal of utility lines or equipment. To the extent permitted by law, Grantee shall be responsible for damage to improvements that are caused by Grantee's negligence.

13) Grantee covenants and agrees to defend, indemnify, and hold harmless the State of New York and the Office of Parks, Recreation and Historic Preservation from and against any and all claims, suits, losses, damages, and/or injuries to persons or property arising out of or in connection with the installation, maintenance, operation or removal of any improvements and use of the Easement Area pursuant to the terms of this Easement by Grantee, its agents, representatives, employees, contractors or others acting on behalf of the Grantee.

14) Unless Grantee demonstrates to Grantor that it is covered by a program of self-insurance and risk management, the Grantee shall hold public liability insurance of ONE MILLION DOLLARS ($1,000,000) for each occurrence and a general aggregate minimum of TWO MILLION DOLLARS ($2,000,000). The Office of Parks, Recreation and Historic Preservation and the State of New York shall be named as additionally insured parties on the Grantee's public liability
insurance policy at all times while the Easement is being used by Grantee. The Grantee shall annually deliver to Grantor certificates of insurance for the full term as identified above. Grantee and the Grantee's contractors, including all installation, operation, maintenance, and repair contractors, shall deliver to the Grantor at its Regional Office in the Park Region where the Easement Area is located certificates of insurance prior to beginning any work within the described Easement Area.

15) This Grant of Easement shall inure to the benefit of and be binding upon Grantee and its successors and assigns.
IN WITNESS WHEREOF, the Parties have caused this instrument to be executed as of the day and year first above written.

BY GRANTOR:

THE PEOPLE OF THE STATE OF NEW YORK THROUGH THE COMMISSIONER OF PARKS, RECREATION AND HISTORIC PRESERVATION

By: __________________________
Andy Beers
Executive Deputy Commissioner

GRANTOR'S ACKNOWLEDGEMENT

STATE OF NEW YORK )
 ) ss.:
COUNTY OF )

On the _____ day of _____________, in the year 2017, before me, the undersigned, personally appeared ______________________, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

______________________________
NOTARY PUBLIC
ACCEPTED BY GRANTEE:

COUNTY OF SUFFOLK

By: ____________________________

Print Name: ______________________

Title: ____________________________

GRANTEE'S ACKNOWLEDGEMENT

STATE OF NEW YORK  )
                    ) ss.:  
COUNTY OF  )

On the ___ day of ____________, in the year 2017, before me, the undersigned, personally appeared ________________, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

______________________________
NOTARY PUBLIC
EXHIBIT "1"
EASEMENT AREA DESCRIPTION
SEE ATTACHED

AND

EXHIBIT "2"
EASEMENT AREA MAP
SEE ATTACHED
RECORD AND RETURN TO:

COUNTY OF SUFFOLK
335 YAPHANK AVE.
YAPHANK, NEW YORK 11980
ADDENDUM A

APPENDIX A - Version January 2014

STANDARD CLAUSES FOR NYS CONTRACTS

The parties to the attached contract, license, lease, amendment or other agreement of any kind (hereinafter, "the contract" or "this contract") agree to be bound by the following clauses which are hereby made a part of the contract (the word "Contractor" herein refers to any party other than the State, whether a contractor, licensor, licensee, lessee or any other party):

1. EXECUTORY CLAUSE. In accordance with Section 41 of the State Finance Law, the State shall have no liability under this contract to the Contractor or to anyone else beyond funds appropriated and available for this contract.

2. NON-ASSIGNMENT CLAUSE. In accordance with Section 138 of the State Finance Law, this contract may not be assigned by the Contractor or its right, title or interest therein assigned, transferred, conveyed, sublet or otherwise disposed of without the State's previous written consent, and attempts to do so are null and void. Notwithstanding the foregoing, such prior written consent of an assignment of a contract let pursuant to Article XI of the State Finance Law may be waived at the discretion of the contracting agency and with the concurrence of the State Comptroller where the original contract was subject to the State Comptroller's approval, where the assignment is due to a reorganization, merger or consolidation of the Contractor's business entity or enterprise. The State retains its right to approve an assignment and to require that any Contractor demonstrate its responsibility to do business with the State. The Contractor may, however, assign its right to receive payments without the State's prior written consent unless this contract concerns Certificates of Participation pursuant to Article 5-A of the State Finance Law.

3. COMPTROLLER'S APPROVAL. In accordance with Section 112 of the State Finance Law (or, if this contract is with the State University or City University of New York, Section 355 or Section 6218 of the Education Law), if this contract exceeds $50,000 (or the minimum thresholds agreed to by the Office of the State Comptroller for certain S.U.N.Y. and C.U.N.Y. contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount, or if, by this contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds $10,000, it shall not be valid, effective or binding upon the State until it has been approved by the State Comptroller and filed in his office. Comptroller's approval of contracts let by the Office of General Services is required when such contracts exceed $85,000 (State Finance Law Section 163.6-a). However, such pre-approval shall not be required for any contract established as a centralized contract through the Office of General Services or for a purchase order or other transaction issued under such centralized contract.

4. WORKERS' COMPENSATION BENEFITS. In accordance with Section 142 of the State Finance Law, this contract shall be void and of no force and effect unless the Contractor shall provide and maintain coverage during the life of this contract for the benefit of such employees as are required to be covered by the provisions of the Workers' Compensation Law.

5. NON-DISCRIMINATION REQUIREMENTS. To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex (including gender identity or expression), national origin, sexual orientation, military status, age, disability, predisposing genetic characteristics, marital status or domestic violence victim status. Furthermore, in accordance with Section 220-e of the Labor Law, if this is a contract for the construction, alteration or repair of any public building or public works or for the manufacture, sale or distribution of materials, equipment or supplies, and to the extent that this contract shall be performed within the State of New York, Contractor agrees that neither it nor its subcontractors shall, by reason of race, creed, color, disability, sex, or national origin: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work; or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. If this is a building service contract as defined in Section 230 of the Labor Law, then, in accordance with Section 239 thereof, Contractor agrees that neither it nor its subcontractors shall by reason of race, creed, color, national origin, age, sex or disability: (a) discriminate in hiring against any New York State citizen who is qualified and available to perform the work, or (b) discriminate against or intimidate any employee hired for the performance of work under this contract. Contractor is subject to fines of $50.00 per person per day for any violation of Section 220-e or Section 239 as well as possible termination of this contract and forfeiture of all monies due hereunder for a second or subsequent violation.
6. WAGE AND HOURS PROVISIONS. If this is a public work contract covered by Article 8 of the Labor Law or a building service contract covered by Article 9 thereof, neither Contractor nor any of its subcontractors may be required or permitted to work more than the number of hours or days stated in said statutes, except as otherwise provided in the Labor Law and as set forth in prevailing wage and supplement schedules issued by the State Labor Department. Furthermore, Contractor and its subcontractors must pay at least the prevailing wage rate and pay or provide the prevailing supplements, including the premium rates for overtime pay, as determined by the State Labor Department in accordance with the Labor Law. Additionally, effective April 28, 2008, if this is a public work contract covered by Article 8 of the Labor Law, the Contractor understands and agrees that the filing of payrolls in a manner consistent with Subdivision 3-a of Section 220 of the Labor Law shall be a condition precedent to payment by the State of any approved sums due and owing for work done upon the project.

7. NON-COLLUSIVE BIDDING CERTIFICATION. In accordance with Section 139-d of the State Finance Law, if this contract exceeds $5,000, the Contractor affirms, under penalty of perjury, that its bid was arrived at independently and without collusion aimed at restricting competition. Contractor further affirms that, at the time Contractor submitted its bid, an authorized and responsible person executed and delivered to the State a non-collusive bidding certification on Contractor's behalf.

8. INTERNATIONAL BOYCOTT PROHIBITION. In accordance with Section 220-f of the Labor Law and Section 139-b of the State Finance Law, if this contract exceeds $5,000, the Contractor agrees, as a material condition of the contract, that neither the Contractor nor any substantially owned or affiliated person, firm, partnership or corporation has participated, is participating, or shall participate in an international boycott or as a violation of the federal Export Administration Act of 1979 (50 USC App. Sections 2401 et seq.) or regulations thereunder. If such Contractor, or any of the aforesaid affiliates of Contractor, is convicted or is otherwise found to have violated said laws or regulations upon the final determination of the United States Commerce Department or any other appropriate agency of the United States subsequent to the contract's execution, such contract, amendment or modification thereto shall be rendered forfeit and void. The Contractor shall so notify the State Comptroller within five (5) business days of such conviction, determination or disposition of appeal (2NYCRR 105.4).

9. SET-OFF RIGHTS. The State shall have all of its common law, equitable and statutory rights of set-off. These rights shall include, but not be limited to, the State's option to withhold for the purposes of set-off any monies due to the Contractor under this contract up to any amounts due and owing to the State with regard to this contract, any other contract with any State department or agency, including any contract for a term commencing prior to the term of this contract, plus any amounts due and owing to the State for any other reason including, without limitation, tax deficiencies, fee deficiencies or monetary penalties relative thereto. The State shall exercise its set-off rights in accordance with normal State practices in derogate under Section 87 of the Public Officers Law (the “Statute”) provided that: (i) the Contractor shall timely inform an appropriate State official, in writing, that said records should not be disclosed; and (ii) said records shall be sufficiently identified; and (iii) designation of said records as exempt under the Statute is reasonable. Nothing contained herein shall diminish, or in any way adversely affect, the State's right to discovery in any pending or future litigation.

10. RECORDS. The Contractor shall establish and maintain complete and accurate books, records, documents, accounts and other evidence directly pertinent to performance under this contract (hereinafter, collectively, the "Records"). The Records must be kept for the balance of the calendar year in which they were made and for six (6) additional years thereafter. The State Comptroller, the Attorney General and any other person or entity authorized to conduct an examination, as well as the agency or agencies involved in this contract, shall have access to the Records during normal business hours at an office of the Contractor within the State of New York or, if not such office is available, at a mutually agreeable and reasonable venue within the State, for the term specified above for the purposes of inspection, auditing and copying. The State shall take reasonable steps to protect from public disclosure any of the Records which are exempt from disclosure under Section 87 of the Public Officers Law (the “Statute”) provided that: (i) the Contractor shall timely inform an appropriate State official, in writing, that said records should not be disclosed; and (ii) said records shall be sufficiently identified; and (iii) designation of said records as exempt under the Statute is reasonable. Nothing contained herein shall diminish, or in any way adversely affect, the State's right to discovery in any pending or future litigation.

11. IDENTIFYING INFORMATION AND PRIVACY NOTIFICATION. (a) Identification Number(s). Every invoice or New York State Claim for Payment submitted to a New York State agency by a payee, for payment for the sale of goods or services or for transactions (e.g., leases, easements, licenses, etc.) related to real or personal property must include the payee’s identification number(s). The number is one of the following: (i) the payee’s Federal employer identification number; (ii) the payee’s Federal social security number, and/or (iii) the payee’s Statewide Financial System. Failure to include such number or numbers may delay payment. Where the payee does not have such number or numbers, the payee, on its invoice or its Statewide Financial System. Failure to include such number or not have such number or numbers, the payee, on its invoice or its Statewide Financial System. Failure to include such number or numbers may delay payment. Where the payee does not have such number or numbers, the payee, on its invoice or Claim for Payment, must give the reason or reasons why the payee does not have such number or numbers.

(b) Privacy Notification. (1) The authority to request the above personal information from a Governor of goods or services or a lessee of real or personal property, and the authority to maintain such information, is found in Section
12. EQUAL EMPLOYMENT OPPORTUNITIES FOR MINORITIES AND WOMEN. In accordance with Section 312 of the Executive Law and 5 NYCRR 143, if this contract is (a) a written agreement or purchase order instrument, providing for a total expenditure in excess of $25,000.00 whereby a contracting agency is committed to expend or does expend funds in return for labor, services, supplies, equipment, materials or any combination of the foregoing, to be performed for, or rendered or furnished to the contracting agency; or (ii) a written agreement in excess of $10,000.00 whereby a contracting agency is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon; or (iii) a written agreement in excess of $100,000.00 whereby the owner of a State assisted housing project is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon for such project, then the following shall apply and by signing this agreement the Contractor certifies and affirms that it is Contractor's equal employment opportunity policy that:

(a) The Contractor will not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status, shall make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on State contracts and will undertake or continue existing programs of affirmative action to ensure that minority group members and women are afforded equal employment opportunities without discrimination. Affirmative action shall mean recruitment, employment, job assignment, promotion, upgradings, demotion, transfer, layoffs, or termination and rates of pay or other forms of compensation;

(b) at the request of the contracting agency, the Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, labor union or representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability or marital status and that such union or representative will affirmatively cooperate in the implementation of the Contractor's obligations herein; and

(c) the Contractor shall state, in all solicitations or advertisements for employees, that, in the performance of the State contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.

Contractor will include the provisions of "a", "b", and "c" above, in every subcontract over $25,000.00 for the construction, demolition, replacement, major repair, renovation, planning or design of real property and improvements thereon (the "Work") except where the Work is for the beneficial use of the Contractor. Section 312 does not apply to: (i) work, goods or services unrelated to this contract; or (ii) employment outside New York State. The State shall consider compliance by a contractor or sub contractor with the requirements of any federal law concerning equal employment opportunity which affects the purpose of this section. The contracting agency shall determine whether the imposition of the requirements of the provisions hereof duplicate or conflict with any such federal law and if such duplication or conflict exists, the contracting agency shall waive the applicability of Section 312 to the extent of such duplication or conflict. Contractor will comply with all duly promulgated and lawful rules and regulations of the Department of Economic Development's Division of Minority and Women's Business Development pertaining hereto.

13. CONFLICTING TERMS. In the event of a conflict between the terms of the contract (including any and all attachments thereto and amendments thereof) and the terms of this Appendix A, the terms of this Appendix A shall control.

14. GOVERNING LAW. This contract shall be governed by the laws of the State of New York except where the Federal supremacy clause requires otherwise.

15. LATE PAYMENT. Timeliness of payment and any interest to be paid to Contractor for late payment shall be governed by Article 11-A of the State Finance Law to the extent required by law.

16. NO ARBITRATION. Disputes involving this contract, including the breach or alleged breach thereof, may not be submitted to binding arbitration (except where statutorily authorized), but must, instead, be heard in a court of competent jurisdiction of the State of New York.

17. SERVICE OF PROCESS. In addition to the methods of service allowed by the State Civil Practice Law & Rules ("CPLR"), Contractor hereby consents to service of process.
upon it by registered or certified mail, return receipt requested. Service hereunder shall be complete upon Contractor’s actual receipt of process or upon the State’s receipt of the return thereof by the United States Postal Service as refused or undeliverable. Contractor must promptly notify the State, in writing, of each and every change of address to which service of process can be made. Service by the State to the last known address shall be sufficient. Contractor will have thirty (30) calendar days after service hereunder is complete in which to respond.

18. PROHIBITION ON PURCHASE OF TROPICAL HARDWOODS. The Contractor certifies and warrants that all wood products to be used under this contract award will be in accordance with, but not limited to, the specifications and provisions of Section 165 of the State Finance Law, (Use of Tropical Hardwoods) which prohibits purchase and use of tropical hardwoods, unless specifically exempted, by the State or any governmental agency or political subdivision or public benefit corporation. Qualification for an exemption under this law will be the responsibility of the contractor to establish to meet with the approval of the State.

In addition, when any portion of this contract involving the use of wood, whether supply or installation, is to be performed by any subcontractor, the prime Contractor will indicate and certify in the submitted bid proposal that the subcontractor has been informed and is in compliance with specifications and provisions regarding use of tropical hardwoods as detailed in §165 State Finance Law. Any such use must meet with the approval of the State; otherwise, the bid may not be considered responsive. Under bidder certifications, proof of qualification for exemption will be the responsibility of the Contractor to meet with the approval of the State.

19. MACBRIDE FAIR EMPLOYMENT PRINCIPLES. In accordance with the MacBride Fair Employment Principles (Chapter 807 of the Laws of 1992), the Contractor hereby stipulates that the Contractor either (a) has no business operations in Northern Ireland, or (b) shall take lawful steps in good faith to conduct any business operations in Northern Ireland in accordance with the MacBride Fair Employment Principles (as described in Section 165 of the New York State Finance Law), and shall permit independent monitoring of compliance with such principles.

20. OMNIBUS PROCUREMENT ACT OF 1992. It is the policy of New York State to maximize opportunities for the participation of New York State business enterprises, including minority and women-owned business enterprises as bidders, subcontractors and suppliers on its procurement contracts.

Information on the availability of New York State subcontractors and suppliers is available from:

NYS Department of Economic Development

Division for Small Business
Albany, New York 12245
Telephone: 518-292-5100
Fax: 518-292-5884
email: opa@doc.ny.gov

A directory of certified minority and women-owned business enterprises is available from:

NYS Department of Economic Development
Division of Minority and Women’s Business Development
633 Third Avenue
New York, NY 10017
212-803-2414
email: mwebsertification@doc.ny.gov
https://ny.gov/nycontracts/FromEnd/VendorSearchPublic.asp

The Omnibus Procurement Act of 1992 requires that by signing this bid proposal or contract, as applicable, Contractors certify that whenever the total bid amount is greater than $1 million:

(a) The Contractor has made reasonable efforts to encourage the participation of New York State Business Enterprises as suppliers and subcontractors, including certified minority and women-owned business enterprises, on this project, and has retained the documentation of these efforts to be provided upon request to the State;

(b) The Contractor has complied with the Federal Equal Opportunity Act of 1972 (P.L. 92-261), as amended;

(c) The Contractor agrees to make reasonable efforts to provide notification to New York State residents of employment opportunities on this project through listing any such positions with the Job Service Division of the New York State Department of Labor, or providing such notification in such manner as is consistent with existing collective bargaining contracts or agreements. The Contractor agrees to document these efforts and to provide said documentation to the State upon request; and

(d) The Contractor acknowledges notice that the State may seek to obtain offset credits from foreign countries as a result of this contract and agrees to cooperate with the State in these efforts.

21. RECIPROCITY AND SANCTIONS PROVISIONS. Bidders are hereby notified that if their principal place of business is located in a country, nation, province, state or political subdivision that penalizes New York State vendors, and if the goods or services they offer will be substantially produced or performed outside New York State, the Omnibus Procurement Act 1994 and 2090 amendments (Chapter 684 and Chapter 383, respectively) require that they be denied contracts which they would otherwise obtain. NOTE: As of May 15, 2002, the list of discriminatory jurisdictions subject to this provision
includes the states of South Carolina, Alaska, West Virginia, Wyoming, Louisiana and Hawaii. Contact NYS Department of Economic Development for a current list of jurisdictions subject to this provision.

22. COMPLIANCE WITH NEW YORK STATE INFORMATION SECURITY BREACH AND NOTIFICATION ACT. Contractor shall comply with the provisions of the New York State Information Security Breach and Notification Act (General Business Law Section 899-a; State Technology Law Section 208).

23. COMPLIANCE WITH CONSULTANT DISCLOSURE LAW. If this is a contract for consulting services, defined for purposes of this requirement to include analysis, evaluation, research, training, data processing, computer programming, engineering, environmental, health, and mental health services, accounting, auditing, paralegal, legal or similar services, then, in accordance with Section 163 (4-g) of the State Finance Law (as amended by Chapter 10 of the Laws of 2006), the Contractor shall timely, accurately and properly comply with the requirement to submit an annual employment report for the contract to the agency that awarded the contract, the Department of Civil Service and the State Comptroller.

24. PROCUREMENT LOBBYING. To the extent this agreement is a "procurement contract" as defined State Finance Law Sections 139-j and 139-k, by signing this agreement the contractor certifies and affirms that all disclosures made in accordance with State Finance Law Sections 139-j and 139-k are complete, true and accurate. In the event such certification is found to be intentionally false or intentionally incomplete, the State may terminate the agreement by providing written notification to the Contractor in accordance with the terms of the agreement.

25. CERTIFICATION OF REGISTRATION TO COLLECT SALES AND COMPENSATING USE TAX BY CERTAIN STATE CONTRACTORS, AFFILIATES AND SUBCONTRACTORS. To the extent this agreement is a contract as defined by Tax Law Section 5-a, if the contractor fails to make the certification required by Tax Law Section 5-a or if during the term of the contract, the Department of Taxation and Finance or the covered agency, as defined by Tax Law 5-a, discovers that the certification, made under penalty of perjury, is false, then such failure to file or falsify certification shall be a material breach of this contract and this contract may be terminated, by providing written notification to the Contractor in accordance with the terms of the agreement, if the covered agency determines that such action is in the best interest of the State.

26. IRAN DIVESTMENT ACT. By entering into this Agreement, Contractor certifies in accordance with State Finance Law §165-a that it is not on the "Entities Determined to be Non-Responsive Bidders/Offerers pursuant to the New York State Iran Divestment Act of 2012" ("Prohibited Entities List") posted at: [link]

Contractor further certifies that it will not utilize on this Contract any subcontractor that is identified on the Prohibited Entities List. Contractor agrees that should it seek to renew or extend this Contract, it must provide the same certification as the time the Contract is renewed or extended. Contractor also agrees that any proposed Assignee of this Contract will be required to certify that it is not on the Prohibited Entities List before the contract assignment will be approved by the State.

During the term of the Contract, should the state agency receive information that a person (as defined in State Finance Law §165-a) is in violation of the above-referenced certifications, the state agency will review such information and offer the person an opportunity to respond. If the person fails to demonstrate that it has ceased its engagement in the investment activity which is in violation of the Act within 90 days after the determination of such violation, then the state agency shall take such action as may be appropriate and provided for by law, rule, or contract, including, but not limited to, imposing sanctions, seeking compliance, recovering damages, or declaring the Contractor in default.

The state agency reserves the right to reject any bid, request for assignment, renewal or extension for an entity that appears on the Prohibited Entities List prior to the award, assignment, renewal or extension of a contract, and to pursue a responsibility review with respect to any entity that is awarded a contract and appears on the Prohibited Entities list after contract award.
GRANT OF EASEMENT

This Easement Agreement dated this ___ day of ____________, 2017 between

THE PEOPLE OF THE STATE OF NEW YORK, acting by and through the Commissioner of the Office of Parks, Recreation and Historic Preservation, with an address of Albany, NY 12238 (for USPS mail), with offices at 625 Broadway, Albany, NY 12207 (for physical delivery), hereinafter referred to as “Grantor” and COUNTY OF SUFFOLK whose address is 335 Yaphank Ave., Yaphank, NY 11980, hereinafter referred to as “Grantee”. (Grantor and Grantee are collectively referred to herein as “Parties”).

WITNESSETH:

WHEREAS, the Grantor is charged by law with the supervision and control of all State Parks and parkways and other recreational and historical facilities, and

WHEREAS, the Grantee requires a non-exclusive, permanent easement to construct, repair, operate and maintain a portion of County Route 13 (aka Crooked Hill Road) within a right-of-way through and within the Sagtikos State Parkway for the public purpose(s) of road construction improvement and maintenance, and

WHEREAS, the Grantor desires to cooperate with the Grantee and is willing to grant the desired easement under appropriate conditions and safeguards as set forth in this Easement Agreements.

NOW, THEREFORE the Grantor, in consideration of ONE DOLLAR and NO/100 DOLLARS ($1.00), lawful money of the United States, and other good and valuable consideration, paid by the Grantee, receipt whereof is hereby acknowledged, does hereby grant and release to the Grantee, their successors and assigns forever,
A NON-EXCLUSIVE AND PERMANENT EASEMENT AND RIGHT-OF-WAY in, upon, over and across the lands hereinafter described, for the purpose of locating, relocating, constructing, reconstructing, maintaining, operating, inspecting, repairing, replacing and removing portions of County Route 13 (aka Crooked Hill Road) and all fixtures and appurtenances incidental thereto for use in connection therewith, for the construction, improvement and maintenance of County Route 13 (aka Crooked Hill Road) and all public uses and purposes incidental thereto, as needed to provide the public with these resources, together with the right-of-way of ingress thereto and egress therefrom, to and along said right-of-way, together with the right to clear and keep clear said right of way from buildings, structures, explosives, trees, and other material or growths detrimental to the uses herein granted. The location of the ingress and egress area to the Easement area has been mutually agreed upon by the Grantor and Grantee.

The lands in which such easement and right-of-way hereby granted are situated in the Sagtikos State Parkway, Town of Islip, County of Suffolk and State of New York, being a portion of tax parcel Section 071 Block 1 Lot 13.3 and more particularly described as follows in Exhibit 1 and depicted on maps attached hereto as Exhibit 2 (hereinafter referred to as "Easement Area").

TOGETHER with and SUBJECT to rights, covenants, easements, restrictions and rights of way of record

RESERVING to the Grantor the right to use the surface of the right-of-way hereby granted, for public access and recreational uses and other rights of a fee owner, and the right to cross or make use of the surface of the Easement Area in a manner not detrimental to a) the installation, construction, operation, inspection, repair, maintenance and replacement of the roadway, or b) any other purposes and uses necessary or incidental to the construction, maintenance and operation of the roadway by Grantee as provided for in this Easement.

IT IS FURTHER AGREED that this Easement Agreement shall be subject to the following restrictions and conditions:

1) This Easement is for perpetuity from the date hereof or until otherwise terminated as hereinafter provided.

2) The Grantee shall install, locate, relocate, construct, reconstruct, maintain, operate, inspect, repair, replace and remove a portion of County Route 13 (aka Crooked Hill Road) within the lines of the Easement as shown on the plans herewith attached as Exhibit 1 herein, and that the placement of said improvement within the Easement Area shall conform to said plans and shall not encroach beyond the lines of the Easement Area.

3) This Easement is limited to the installation, location, relocation, construction, reconstruction, maintenance, operation, inspection, repair, replacement and removal as necessary to accommodate the Easement purpose and is to be confined to the lines of the parcel of land described in Schedule A and in, through and/or under the surface thereof. This grant shall not be
construed in any way to convey, nor is to be intended to convey, any right upon the surface of said property or under or above the ground in the aforementioned parcel of land, except for the purposes of constructing, installing, placing, replacing and maintaining the above-mentioned improvement.

4) All plans and specifications for the installation, location, relocation, construction, reconstruction, maintenance, operation, inspection, repair, replacement and removal within the easement area shall be submitted to the Grantor for approval prior to construction or installation, and that upon prior application for the purposes of maintaining these facilities, reasonable access shall be given to the Grantee by the Grantor for the purposes of such maintenance.

5) All work in connection with the installation, location, relocation, construction, reconstruction, maintenance, operation, inspection, repair, replacement and removal of such shall be carried out at all times in a manner satisfactory to the Grantor. The Grantee shall not plant, intentionally introduce, release, or broadcast any non-native invasive, hybrid or genetically-modified species or plant or animal on the Property unless such action has been approved in writing by the Grantor. The use of toxic chemicals, including, without limitation, pesticides and herbicides, on the Property, is expressly prohibited, except as permitted by the Office of Parks, Recreation and Historic Preservation (OPRIP) and the Department of Environmental Conservation (DEC) or any other governmental agency having jurisdiction over the Property and in accordance with all applicable governmental laws and regulations.

6) This grant is made subject to the satisfaction of the Grantor; that any pavement, fence, structure or equipment, and the ground surface and landscaping which may be disturbed on the lands herein described, and any adjacent areas affected by the construction, installation or maintenance of these improvements, shall be restored to the same condition or as good condition as it was before such construction, installation or maintenance was undertaken by the Grantee; that upon completion of such construction, installation or maintenance, said Grantee shall remove any temporary structures and construction or maintenance debris on or above the surface of the land.

7) This instrument is granted on the express condition that if the above described easement parcel is used for other than the purpose hereinbefore set forth, or in the event the said improvement located in the above-described easement parcel is discontinued, then in either event, this easement shall terminate and all rights herein granted shall cease. In the event of discontinuance, all improvements installed for such purposes shall at the Grantor’s option, be removed by and at the sole cost of the Grantee or abandoned in place provided such facilities are left in a safe condition.

8) Grantor reserves the right and privilege to use and occupy and to grant to others the right to use and occupy (i) the surface and air space over the Easement Area for any purpose which is consistent with the rights herein granted to Grantee; and (ii) subsurface of the Easement Area for other utility services or other purposes which do not interfere with the rights herein granted to Grantee, including, without limitation, the right to install, construct, operate, maintain, repair, replace and remove telecommunications, telephone, telegraph, electric, gas and drainage facilities and foundations, footings and/or anchors for surface improvements.

9) All Utility Lines and Associated Equipment will be installed, operated and maintained at all times beneath the surface of the Easement Area provided that the same may be temporarily exposed or removed to the surface when necessary or desirable for the purpose of repairing and/or replacing the same. Provided, however, that Associated Equipment that is customarily installed above ground may be installed above ground subject to the right of Grantor, consistent with good
engineering practices to approve the location of such above ground installation in its reasonable discretion.

10) The easement granted by this instrument may be relocated to a location acceptable to the Grantee at any time upon Grantor’s request provided that Grantor bears the cost of relocating the utility lines and facilities located within the Easement area. At Grantor’s request, and upon relocation of such lines at Grantor’s expense, Grantee and Grantor shall execute an instrument in recordable form relocating the easement hereby granted to the new Easement Area designated by and in the title of the Grantor.

11) Grantee shall exercise the easement rights conveyed herein in a manner which will not unreasonably interfere with use and occupancy of public parklands and associated improvements constructed upon the adjacent property owned by Grantor. This Easement hereby granted does not convey any interest in the land other than an easement for the purposes hereinafore set forth, and that such easement shall not restrict the use of the land by the Grantor.

12) After any installation, construction, repair, replacement or removal of any utility lines or equipment as to which easement rights are granted, Grantee shall refill any holes or trenches in a proper and workmanlike manner to the condition existing prior to such installation, construction, repair, replacement or removal, including restoration of sod, landscaping, planting, pavement or other surface improvements which are required to be removed in connection with installation, construction, repair, replacement or removal of utility lines or equipment. To the extent permitted by law, Grantee shall be responsible for damage to improvements that are caused by Grantee’s negligence.

13) Grantee covenants and agrees to defend, indemnify, and hold harmless the State of New York and the Office of Parks, Recreation and Historic Preservation from and against any and all claims, suits, losses, damages, and/or injuries to persons or property arising out of or in connection with the installation, maintenance, operation or removal of any improvements and use of the Easement Area pursuant to the terms of this Easement by Grantee, its agents, representatives, employees, contractors or others acting on behalf of the Grantee.

14) Unless Grantee demonstrates to Grantor that it is covered by a program of self-insurance and risk management, the Grantee shall hold public liability insurance of ONE MILLION DOLLARS ($1,000,000) for each occurrence and a general aggregate minimum of TWO MILLION DOLLARS ($2,000,000). The Office of Parks, Recreation and Historic Preservation and the State of New York shall be named as additionally insured parties on the Grantee’s public liability insurance policy at all times while the Easement is being used by Grantee. The Grantee shall annually deliver to Grantor certificates of insurance for the full term as identified above. Grantee and the Grantee’s contractors, including all installation, operation, maintenance, and repair contractors, shall deliver to the Grantor at its Regional Office in the Park Region where the Easement Area is located certificates of insurance prior to beginning any work within the described Easement Area.

15) This Grant of Easement shall inure to the benefit of and be binding upon Grantee and its successors and assigns.
IN WITNESS WHEREOF, the Parties have caused this instrument to be executed as of the day and year first above written.

BY GRANTOR:

THE PEOPLE OF THE STATE OF NEW YORK THROUGH THE COMMISSIONER OF PARKS, RECREATION AND HISTORIC PRESERVATION

By: __________________________
Andy Beers
Executive Deputy Commissioner

GRANTOR'S ACKNOWLEDGEMENT

STATE OF NEW YORK )
) ss.: 
COUNTY OF )

On the _____ day of _____________, in the year 2017, before me, the undersigned, personally appeared ___________________, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

______________________________
NOTARY PUBLIC
ACCEPTED BY GRANTEE:                                   COUNTY OF SUFFOLK

By: ____________________________

Print Name: ______________________

Title: ___________________________

GRANTEE' S ACKNOWLEDGEMENT

STATE OF NEW YORK  )
                     ) ss.
COUNTY OF ___________

On the ______ day of ____________, in the year 2017, before me, the undersigned, personally appeared ______________________, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

________________________________
NOTARY PUBLIC
EXHIBIT "1"
EASEMENT AREA DESCRIPTION
SEE ATTACHED

AND

EXHIBIT "2"
EASEMENT AREA MAP
SEE ATTACHED
RECORD AND RETURN TO:
COUNTY OF SUFFOLK
335 YAPHANK AVE.
YAPHANK, NEW YORK 11980
Permanent easements to be established in, on, and over the property shown described for the purpose of constructing, maintaining, and operating the proposed Crooked Hill Road, and for private access thereto as shown on the accompanying map and described as follows:

Part No. 1

That part of Parcel 1 as shown on Map No. 299-1962 Map Showing Lands of the City of New York Required for the Crooked Hill Road as shown on said map, said parcel to be described as follows:

Beginning at a point on the western line of the roadway described as Parcel 1 of said map, said point to be at the point of beginning; and

Running thence along the southerly line of the roadway described as Parcel 1 of said map for a distance of 0.40 feet, to the Point of Beginning.

Containing within and about 40.40 acres.

Part No. 2

That part of Parcel 2 as shown on Map No. 300-1962 Map Showing Lands of the City of New York Required for the Crooked Hill Road as shown on said map, said parcel to be described as follows:

Beginning at a point on the western line of the roadway described as Parcel 2 of said map, said point to be at the point of beginning; and

Running thence along the southerly line of the roadway described as Parcel 2 of said map for a distance of 0.40 feet, to the Point of Beginning.

Containing within and about 40.40 acres.

"Unauthorized alteration of a survey map bearing a licensed land surveyor’s seal is a violation of the New York State Education Law."

Date: 20

Zoebiel Blackmon, PE, LS
N.Y. License No. 47387
PARCEL #8

PERMANENT EASEMENT TO BE EXERCISED (IN, ON AND OVER THE PROPERTY ABOVE) DESIGNATED FOR THE PURPOSE OF CONSTRUCTING, RECONSTRUCTING AND MAINTAINING THEREON HIGHWAY IMPROVEMENTS AND APPURTENANCES FOR SUFFOLK COUNTY ROUTE 13, CROOKED HILL ROAD, IN AND OVER THAT PARCEL DESIGNATED AS MAP NO. 6, AS SHOWN ON THE ACCOMPANYING MAP AND DESCRIBED AS FOLLOWS:

THAT PARCEL AS SHOWN ON MAP NO. 29R-1521 MAP SHOWING LANDS OF THE STATE OF NEW YORK REQUIRED FOR THE SAGTIKOS STATE PARKWAY THROUGH PILGRIM STATE HOSPITAL, DATED JANUARY 20, 1962, MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE INTERSECTION OF THE COMMON LINE BETWEEN LAND OF THE STATE OF NEW YORK, DIVISION OF STATE POLICE, ON THE SOUTH, AND LAND OF NEW YORK OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY) ON THE NORTH, WITH THE EASTERNLY LINE OF RIGHT OF WAY OF SAGTIKOS PARKWAY AS SHOWN ON SAID MAP, SAID POINT HAS A COORDINATE OF NORTH 52°,100.00 FEET EAST 11,443.00 FEET;

RUNNING THENCE ALONG THE NORTHLY LINE OF SAID LAND OF THE STATE OF NEW YORK, DIVISION OF STATE POLICE, SOUTH 67°09'10" WEST 645 FEET;

THENCE THROUGH LAND OF THE STATE OF NEW YORK, OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY), THE FOLLOWING FIVE COURSES:

1. NORTH 52°27'55" WEST 208.27 FEET;
2. SOUTH 82°07'58" WEST 32.95 FEET;
3. NORTHLY 60.26 FEET ALONG THE ARC OF A CIRCULAR CURVE TO THE LEFT THAT HAS A RADIUS OF 164.56 FEET AND A CHORD THAT 354.03 NORTH 20°41'10" WEST 85.18 FEET;
4. NORTH 33°31'10" WEST 14.27 FEET;
5. NORTH 31°47'11" WEST 82.17 FEET, TO THE EASTERNLY RIGHT OF WAY LINE OF SAGTIKOS PARKWAY

THENCE ALONG THE EASTERNLY RIGHT OF WAY LINE OF SAGTIKOS PARKWAY, THE FOLLOWING TWO COURSES:

1. SOUTH 80°20'52" EAST 297.52 FEET;
2. SOUTH 32°26'52" EAST 217.43 FEET, TO THE POINT OF BEGINNING.

CONTAINING WITHIN SAID BOUNDS 4,694 SQUARE FEET - 0.112 ACRES.

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

Date: ___________ 20__

Zabdul Blackmon, PE, LS
N.Y. License No. 473977
HIGHWAY WORK PERMIT TO BE EXERCISED IN ON AND OVER THE PROPERTY ABOVE DELINQUENT FOR THE PURPOSE OF CONSTRUCTING THEREON HIGHWAY IMPROVEMENTS AND APPURTENANCES FOR ENTRANCE AND EXIT RAMP OF SAGTIKOS PARKWAY, IN AND OVER THAT PARCEL DESIGNATED AS MAP NO. 15, AS SHOWN ON THE ACCOMPANYING MAP AND DESCRIBED AS FOLLOWS:

THAT PART OF PARCEL IV AS SHOWN ON MAP NO. 23R-1221 MAP SHOWING LANCS OF THE STATE OF NEW YORK REQUIRED FOR THE SAGTIKOS STATE PARKWAY THROUGH PILGRIM STATE HOSPITAL, DATED JANUARY 20, 1910 MORE PARTICULARLY DESCRIBED AS:

PARCEL A

BEGINNING AT A POINT ON THE COMMON LINE BETWEEN LAND OF THE PEOPLE OF THE STATE OF NEW YORK PILGRIM PSYCHIATRIC CENTER AND LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY), SAID POINT OF BEGINNING BEING 33.98 FEET NORTHLY, AS MEASURED ALONG SAID COMMON LINE, FROM THE INTERSECTION OF SAID COMMON LINE WITH THE NORTHERLY LINE OF LAND OF PILGRIM EAST UP; SAID POINT HAS A COORDINATE OF NORTH: 229,070.147 EAST: 1,181,263.301;

RUNNING THENCE THROUGH THE LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY), SOUTH 51° 41' 6" WEST 332.30 FEET, TO THE NORTHERLY LINE OF LAND OF PILGRIM EAST UP;

THEN ALONG THE NORTHERLY LINE OF LAND OF PILGRIM EAST UP SOUTH 67° 15' 30" WEST 144.83 FEET;

THENCE THROUGH LAND OF THE STATE OF NEW YORK OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY), THE FOLLOWING FIVE COURSES:

1. NORTH 60° 12' 18" EAST 365.22 FEET;
2. NORTH 24° 14' 02" EAST 34.35 FEET;
3. NORTH 68° 09' 34" WEST 365.79 FEET;
4. NORTH 30° 01' 45" EAST 34.00 FEET;
5. SOUTH 47° 16' 04" EAST 251.96 FEET, TO THE NORTHERLY LINE OF LAND OF THE PEOPLE OF THE STATE OF NEW YORK PILGRIM PSYCHIATRIC CENTER;

THEN ALONG THE LINE OF LAND OF THE PEOPLE OF THE STATE OF NEW YORK PILGRIM PSYCHIATRIC CENTER THE FOLLOWING TWO COURSES:

1. SOUTH 6° 19' 23" WEST 105.82 FEET;
2. SOUTH 22° 44' 32" EAST 86.94 FEET, TO THE POINT OF BEGINNING.

CONTAINING WITHIN SAID BOUNDS 44,917 SQUARE FEET - 1.033 ACRES.

PARCEL B

BEGINNING AT A POINT ON THE COMMON LINE BETWEEN LAND OF THE PEOPLE OF THE STATE OF NEW YORK PILGRIM PSYCHIATRIC CENTER AND LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY), SAID POINT OF BEGINNING BEING 33.98 FEET NORTHLY, AS MEASURED ALONG SAID COMMON LINE, FROM THE INTERSECTION OF SAID COMMON LINE WITH THE NORTHERLY LINE OF LAND OF PILGRIM EAST UP; SAID POINT HAS A COORDINATE OF NORTH: 229,080.147 EAST: 1,181,263.301;

RUNNING THENCE THROUGH THE LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGTIKOS PARKWAY), THE FOLLOWING FOUR COURSES:

1. NORTH 22° 44' 52" WEST 66.94 FEET;
2. NORTH 07° 12' 23" EAST 57.38 FEET;
3. SOUTH 22° 04' 47" EAST 86.98 FEET;
4. SOUTH 60° 12' 02" WEST 57.23 FEET TO THE POINT OR PLACE OF BEGINNING.

CONTAINING WITHIN SAID BOUNDS 4,965 SQUARE FEET - 0.114 ACRES.

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

Date: 20__

Zebulon Rockman, PE, LS
N.Y. License No. 47587
PERMANENT EASEMENT TO BE EXERCISED IN, ON AND OVER THE PROPERTY ABOVE DELINIATED FOR THE PURPOSE OF CONSTRUCTING, RECONSTRUCTING AND MAINTAINING THEREIN HIGHWAY IMPROVEMENTS AND APPURTENANCES FOR SUFFOLK COUNTY ROUTE 13, CROOKED HILL ROAD, IN AND OVER THAT PARCEL DESIGNATED AS MAP NO. 16, AS SHOWN ON THE ACCOMPANYING MAP AND DESCRIBED AS FOLLOWS:

THAT PART OF PARCEL IV AS SHOWN ON MAP NO. 298-1521 MAP SHOWING LANDS OF THE STATE OF NEW YORK REQUIRED FOR THE SAGITKOS STATE PARKWAY THROUGH PILGRIM STATE HOSPITAL, DATED JANUARY 20, 1940 MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A POINT AT THE INTERSECTION OF THE COMMON LINE BETWEEN LAND OF THE PEOPLE OF THE STATE OF NEW YORK PILGRIM PSYCHIATRIC CENTER AND LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGITKOS PARKWAY), WITH THE NORTHERLY LINE OF LAND OF PILGRIM EAST UP, SAID POINT OF BEGINNING HAS A COORDINATE OF NORTH: 228,146.068 EAST: 1,081,041.174;

RUNNING THENCE ALONG THE NORTHERLY LINE OF LAND OF PILGRIM EAST UP SOUTH 07°15'08" WEST 320.20 FEET;

THENCE THROUGH THE LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGITKOS PARKWAY), NORTH 81°14'58" EAST 322.05 FEET, TO THE COMMON LINE BETWEEN LAND OF THE PEOPLE OF THE STATE OF NEW YORK PILGRIM PSYCHIATRIC CENTER AND LAND OF NEW YORK STATE OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION (SAGITKOS PARKWAY);

THENCE ALONG SAID COMMON LINE, SOUTH 22°44'52" EAST 33.68 FEET, TO THE POINT OF BEGINNING.

CONTAINING WITHIN SURED BOUNDS 5,894 SQUARE FEET - 0.124 ACRES.

"Unauthorized alteration of a survey map bearing a licensed land surveyor's seal is a violation of the New York State Education Law."

Date: ______________________ 20__

Zackary Brandman, P.E. LS
N.Y. License No. 473571
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO COUNTY ENVIRONMENTAL RECHARGE BASINS (CP 5072)

WHEREAS, the Commissioner of Public Works has requested funds for construction and equipment in connection with Improvements to Environmental Recharge Basins; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $360,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that the improvements to recharge basins constitutes a Type II action pursuant to the provisions of Title 6 NYCRR, Part 617.5(C) (1), (2), (25) and (27) in that the action involves a legislative decision concerning the maintenance or repair involving no substantial changes in an existing structure of facility; replacement, rehabilitation or reconstruction of a structure in kind, on the same site including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; and the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-four (64) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Improvements to Environmental Recharge Basins, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $360,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:
<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
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<td>Improvements to Environmental Recharge Basins</td>
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<td>(Fund 001-Debt Service)</td>
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DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
   Resolution  X  Local Law  ____  Charter Law  ____

2. Title of Proposed Legislation
   RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO COUNTY ENVIRONMENTAL RECHARGE BASINS (CP 5072)

3. Purpose of Proposed Legislation
   See above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes  X  No  ____

5. If the answer to item 4 is "yes", on what will it impact?  ____(circle appropriate category)___
   - County
   - Town
   - Village
   - School District
   - Library District
   - Fire District
   - Economic Impact
   - Other (Specify):

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding
   SERIAL BONDS

9. Timing of Impact
   IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
    Nicholas Paglia
    Chief Budget Examiner

11. Signature of Preparer
    [Signature]

12. Date
    July 13, 2017

SCIN FORM 175b (10/95)
# Financial Impact
2018 Property Tax Levy
Cost to the Average Taxpayer

## General Fund

<table>
<thead>
<tr>
<th></th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 Rate Per $1000</th>
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<td><strong>TOTAL</strong></td>
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## Police District and District Court

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<th>2018 Cost to Avg Taxpayer</th>
<th>2018 FEV Tax Rate Per $1000</th>
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## Combined

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<td><strong>TOTAL</strong></td>
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**Notes:**

1) Source for number of family parcels and corresponding assessed valuation: Suffolk County real property, 2016.
3) Source for equalization rates: 2016 county equalization rates established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office.
<table>
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| Total     | $360,000.00 | $107,918.64 | $467,918.64 | $467,918.64 |

Suffolk County
General Obligation Serial Bonds
Level Debt Service
### GENERAL FUND

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<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
</tr>
</thead>
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<tr>
<td>TOTAL</td>
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<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
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<th>2017 PROPERTY TAX LEVY</th>
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### COMBINED

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<tr>
<td>TOTAL</td>
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</tr>
</tbody>
</table>

**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL: Appropriating Funds in Connection with Improvements to Environmental Recharge Basins (CP 5072)

PURPOSE OR GENERAL IDEA OF BILL: To improve the functionality, security, appearance and potential public health impacts of the County's recharge basins. Shedding of needles and leaves from plantings, as well as in the runoff from roadways causes the bottoms of the basins to become silted, limiting the recharge of water back into the ground. Vegetation also encroaches into the security fencing around the basins compromising the safety barriers around these sites.

SUMMARY OF SPECIFIC PROVISIONS: This is a current Capital Budget project for construction and equipment; no offset is required.

JUSTIFICATION: This funding will allow for improvements to environmental recharge basins.

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
TO: Katie Horst, Director, Intergovernmental Relations
FROM: Gilbert Anderson, P.E. Commissioner
DATE: June 29, 2017
RE: Appropriating Funds in Connection with Improvements to Environmental Recharge Basins (CP 5072)

Attached is a draft resolution to appropriate the sum of $300,000 for construction and $60,000 for equipment in connection with the above referenced project. There are sufficient funds included in the 2017 Capital Budget and Program for this project.

This on-going project improves the functionality, security, appearance and potential public health impacts of the County's recharge basins. The County maintains over 250 recharge basins, most of which are over 25 years old. The natural growth of vegetation has encroached into holding areas, reducing the natural recharge ability of the basins. The shedding of needles and leaves from the plantings as well as the materials contained in the runoff from roadways have caused the bottoms of the basins to become silted, limiting the recharge of water back into the ground. The vegetation has also encroached into the security fencing around the basins compromising the safety barriers around these sites.

These funds will enable the County to make improvements at the following potential locations: CR 2, Straight Path at CR 95, Little East Neck Road (LD 15); CR 4, Commack Road at CR 67, Motor Parkway (LD 16) and CR 46, William Floyd Parkway at Winston Street (LD 3). It is our intent to apply the equipment funding towards the purchase of a Skidsteer Loader with Brushcutter Attachment for the Department’s Highway Maintenance staff.

It may be necessary to add and/or substitute other locations and equipment purchases due to seasonal limitations, changes in priorities or other requirements to be determined by this Department.

The Suffolk County Council on Environmental Quality has reviewed projects and purchases of this nature and have determined that they constitute a Type II action and no further review is required.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5072(Env RBs Constr & Equip).doc”

GA/WH/ltd
attach.
cc: William Hillman, P.E., Chief Engineer
Charles Jaquin, Executive Assistant for Finance & Administration
SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE YAPHANK, N.Y. 11980 (631) 852-4010
FAX (631) 852-4150
RESOLUTION NO. 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AN ORDER FOR INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FOR INFLOW/INfiltration STUDY/REHABILITATION AND INTERCEPTOR MONITORING AT DISTRICT NO. 3 – SOUTHWEST (CP 8181)

WHEREAS, Suffolk County Resolution Nos. 589-2009, 1046-2010, 755-2011, and 489-2016 found and determined that it was in the public interest to increase and improve the facilities of Sewer District No. 3 – Southwest; and

WHEREAS, additional funds are necessary to complete the work necessary for finishing these increases and improvements; and

WHEREAS, pursuant to New York County Law Section 269, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, these maps, plans, recommendations and revised cost estimates accompanied Suffolk County Resolution No. 505-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the cost of the increase and improvement to the facilities of Sewer District No. 3 – Southwest has risen from a cost in 2016 of $13.5 million to an estimated cost of $19.5 million, as set forth in the 2017 amended maps, plans, recommendations; and

WHEREAS, there will be no fiscal impact to the benefited properties within Suffolk County Sewer District No. 3 – Southwest, inasmuch as no debt will be issued and since, generally, pursuant to the Southwest Assessment Stabilization Reserve Fund 405, all property owners in Suffolk County Sewer District No. 3 – Southwest will experience a stabilized rate regardless of any improvements performed; and

WHEREAS, pursuant to Suffolk County Resolution No. 505-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 3 – Southwest to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, since there are electors residing in Suffolk County Sewer District No. 3 – Southwest, Sections 256 and 269 of Article 5-A of the New York County Law require
that the increases in the maximum amount to be expended on increases and improvements to Suffolk County Sewer District No. 3 – Southwest shall be subject to permissive referendum; and

WHEREAS, by this Resolution, it is the intent of the Suffolk County Legislature to submit the findings and order regarding the increase in the maximum amount to be expended for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest in order to subject such findings and order to permissive referendum; and

WHEREAS, said County Legislature has duly considered the 2017 amended map, plan, recommendations, and revised estimate of cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it

1st

RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the amended maps, plans, reports, recommendations, and revised estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the revised total cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest shall be set at a maximum of $19.5 million, which appropriations of 2016 through 2019 ($8.0 million) shall be financed using the Southwest Assessment Stabilization Reserve Fund 405.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs it is hereby found and determined that the increase to the costs of the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs, is necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 3 – Southwest is adequate and appropriate and the cost thereof, including the increase of maximum amount to be expended, will not constitute an undue burden on the properties in said District since no debt will be issued and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations, and revised cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $19.5 million on the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs.

2nd

RESOLVED, IT IS HEREBY ORDERED, by the County Legislature of the County of Suffolk, New York as follows:
Section 1. The increase to the amount to be expended on the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as more particularly described in the amended maps, plans, reports, recommendations, and revised estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 3 – Southwest are hereby authorized and directed to carry out the increases and improvements to said District as more particularly described in the amended maps, plans, reports, recommendations and revised estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Sections 253-b and 259.

3rd RESOLVED, that this Resolution and Order authorizing the increase to the maximum amount to be expended on the increases and improvements for Suffolk County Sewer District No. 3 – Southwest, shall not take effect until at least forty-five (45) days after its adoption, or until approved by the affirmative vote of the majority of the qualified electors who are resident within Suffolk County Sewer District No. 3 – Southwest voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this Resolution and Order in conformity with the provisions of Section 257 of the New York County Law.

4th 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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
   Resolution   X   Local Law   Charter Law

2. Title of Proposed Legislation
   A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 3 – Southwest (CP 8181)

3. Purpose of Proposed Legislation
   To make certain findings and determinations for the improvement to the sewer collection system.

4. Will the Proposed Legislation Have a Fiscal Impact?
   Yes   X   No

5. If the answer to Item 4 is "yes," on what will it impact? (circle appropriate category)
   County
   Town
   Village
   School District
   Economic Impact
   Library District
   Fire District
   Other (Specify): __________________________

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   The $6.0 million additional funds and ($2.0 million in 2016), uses the Southwest Assessment Stabilization Reserve Fund 405.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   No debt will be issued

8. Proposed Source of Funding
   Southwest Assessment Stabilization Reserve Fund 405

9. Timing of Impact
   2018-2021

10. Typed Name & Title of Preparer
    Ben Wright, P.E.
    Principal Civil Engineer, Sanitation

11. Signature of Preparer
    [Signature]

12. Date
    7/3/17
### GENERAL FUND

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**
1. **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, 2016.
3. **SOURCE FOR EQUALIZATION RATES:** 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
TITLE OF BILL – A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 3 – Southwest (CP 8181)

PURPOSE OR GENERAL IDEA OF BILL – Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations. This resolution is subject to a required permissive referendum.

SUMMARY OF SPECIFIC PROVISIONS – Provides the findings of the public hearing on an improvement project and costs for SCSD #3 – Southwest. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION – The findings of the public hearing will be subject to a permissive referendum and will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS – Sewer district costs (in 2016 through 2019) are financed using the Southwest Assessment Stabilization Reserve Fund 405.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 3 – Southwest (CP 8181)
DATE: June 23, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW SD 3 – Southwest CP 8181 Improvements 6-23-17 and backup filed as Backup-DPW SD 3 – Southwest CP 8181 Improvements 6-23-17 for the findings resolution of the improvement of Sewer District No. 3 – Southwest which is subject to a permissive referendum. The project is to provide funds for the improvements to the sewer collection system. The construction project is designed and requires an additional $6.0 million using the Southwest Assessment Stabilization Reserve Fund 405. The total cost associated with the project is approximately $19.5 million.

We appreciate the resolution being laid on the table such that the appropriations can be adopted as soon as necessary.
Exhibit 'A'
Honorable DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Smithtown, NY 11787

RE: Modifying the Plan for the Proposed Increase and Improvement to the Facilities of Suffolk County Sewer District No. 3 – Southwest, Infiltration/Inflow Reduction (CP 8181)
Amended 2016 Map and Plan

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing to increase the total project cost. The total cost of the 2017 request is $2.0 million contained in the Adopted Capital Program & Budget using Southwest Assessment Stabilization Reserve Fund 405. The total project cost is $19.5 million, most of which exists from prior hearings and appropriations. The report discusses appropriations requested for 2018 and 2019 as well. The project will provide manhole inserts and rehabilitation, repair pipe sections and joints and line pipe, all to reduce infiltration. The overall project is financed with funding sources including sewer district serial bonds (prior expenditures) and Southwest Assessment Stabilization Reserve Fund 405. There will be no fiscal impact due to the project financing by the use of funds available in the Southwest Assessment Stabilization Reserve Fund 405 and no debt being issued.

If you wish any further information or details, please contact John Donovan, P.E., Chief Engineer, Division of Sanitation, at 852-4204.

Sincerely,

Gilbert Anderson, P.E.
Commissioner
Administrative Head of
Suffolk County Sewer District No. 3

GA:BW:ni
Attachment
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santaroma, Deputy County Executive/Chief of Staff
Peter Scully, Deputy County Executive
Theresa Ward, Commissioner of Economic Development
Connie Corso, Budget Director
Debra Kolyer, Principal Financial Analyst
Dennis Brown, Esq., County Attorney
Robert Braun, Esq., County Attorney
Marisa Schifano, Esq., Assistant County Attorney
Suffolk County Legislators
Tom Vaughn, Deputy Commissioner, Public Works
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE
YAPHANK, N.Y. 11980

(631) 852-4010
FAX (631) 852-4150
County of Suffolk

Department of Public Works

Modification to

Report and Recommendations

for the

Proposed Improvements to Facilities of

SUFFOLK COUNTY SEWER DISTRICT 3 - SOUTHWEST

(CP 8181 - INFILTRATION/INFLOW REDUCTION)

GILBERT ANDERSON, P.E.
COMMISSIONER

March 2011

Amended February 2016
Amended April 2017
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EXHIBITS

A. Sewer Agency Resolution No. 15-2015
B. CP 8181 Summary and March 31, 2014 Engineering Report
C. SEQRA
D. Probable Cost Opinion
E. Summary of Rate

FIGURES

No. 1 District Boundaries
No. 2 Project Schedule
Summary

The infrastructure of the Sewer District No. 3 - Southwest sanitary sewer system requires improvement. The improvements are to rehabilitate through grouting, lining, and reconstructing the existing sanitary sewer lines and appurtenances in the district. Pumping systems will also be addressed. The total project cost is $19.5 million; most of which was appropriated in prior plans and appropriations, the last being a Map and Plan of 2016. Additional funds are needed and, therefore, an amendment to the Map and Plan is also needed. The appropriations for planned work are in place ($6 million) and to be requested (2017-2019, $6 million). The improvement to the sewer system infrastructure during 2017 through 2019 is to cost an additional $6.0 million. Through the use of Southwest Assessment Stabilization Reserve Fund 405 no debt will be issued. The annual cost per typical property is stabilized with the typical property in the district charged $539 in 2017. There would be no fiscal impact due to other projects taking place in the district due to the use of the 405 Fund and no debt being issued. Other projects under construction at this time are indirectly related and include the grit system upgrade (CP 8170), plant expansion (8183), and portions of the outfall replacement (CP 8108). Appropriations in 2017 are included for both CP 8170 and CP 8183.

Introduction

In accordance with Article 5-A of New York State County Law and by Resolution Nos. 494-1965 and 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970, authorized the Chairman of the Agency to execute agreements with developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency, with the assistance of the Department of Environmental Control acting as its staff, to prepare
the necessary maps, plans, specifications, and other relevant material for the formation, extension or improvement of County Sewer Districts.

Therefore, in accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency has caused the Department of Public Works, as the successors to the Department of Environmental Control, to prepare and herewith respectfully submit the necessary information and data relating to the proposed improvements to the Suffolk County Sewer District No. 3 - Southwest. Refer to Agency Resolution No. 15-2015, Exhibit 'A'.

The district was formed after a successful referendum in November 1969; the sewage treatment plant located at Bergen Point, West Babylon, was activated on October 9, 1981, and the district thus became operational on that date. The Suffolk County Sewer Agency, acting as the staff of the Suffolk County Sewer District No. 3 - Southwest, began awarding contracts for the construction of sewers and the treatment plant at Bergen Point in 1972 and proceeded through 1980.

**District Population**

The district's sewage treatment plant receives an average daily dry weather flow of over 27 million gallons per day (mgd). Using the standard average equivalent of 75 gallons per day per capita, and considering non-residential areas, this equates to a population of over 350,000 people. This district is one established prior to December 27, 1977, when the EPA changed the manner of assessing district residents for their services. This district is paid for from ad valorem property tax assessments of the District residents and contractees to the District, as well as an annual user fee. This is discussed in greater detail below.

**General Boundary Description**

The District boundaries are shown on Figure No. 1. The District boundaries do not show the locations of any contractees to the district, but any additional increases to the District residents would also be assessed to any contractees/connectees. The District is located in the southwest corner of the County of Suffolk. It consists of 57 square miles. It encompasses 28 square miles in the
Town of Babylon and 28.3 square miles in the Town of Islip and 295 State-owned acres within the Town of Huntington.

In general, the district encompasses the southern half of both the Towns of Babylon and Islip, from the Southern State Parkway south and the Nassau-Suffolk border on the west and the Heckscher Spur on the east. Several areas north of the Southern State Parkway were constructed to sewer the NYS Agricultural College and the Central Islip Psychiatric Center. Since the time of the original construction, contractees to the District have constructed sewer extensions to service a wide array of locations outside of the district boundaries. In addition to the in-district connections, there have been over 80 additional connection contracts negotiated, which provide approximately 1.8 million gallons per day flow. This gallonage and equivalent population is included in the above-mentioned district population and these contractees pay the District at the same rate as the in-district connections with an additional 5% charge for administrative fees.

For the most part, the District is single-family residential in character. The commercial areas are limited and are primarily scattered along the main east-west thoroughfares, Montauk and Sunrise Highways. The industrial developments in the District are mostly located in the northwest portion of Babylon and in scattered smaller industrial parks along the south shore branch of the Long Island Railroad. There are approximately 80,000 connectees in the district.

In addition to the sewers and the Bergen Point facility, the District owns and operates the Awixa Creek pumping station and 10 smaller stations constructed to service the southern portions of the District. Three additional pumping stations, built by developers, have been dedicated to the District, one at the former Pilgrim State Psychiatric Center, one at the Walt Whitman Mall (SD 17), and another at the Park Row pumping station.

**Sanitary Sewer System**

The 57 square mile service area is served by a sewer system ranging from 8" diameter to 102" diameter. Fourteen remote pumping stations lift or convey sewage where necessary. The system includes approximately 15,000 manholes as well as a minimal number of sampling chambers.
and special structures. The sewer system, exclusive of building or house connections, includes approximately 950 miles.

An evaluation had been performed on various zones in the sanitary sewer system to identify areas where extraneous flows could enter. This program is underway to perform the steps needed to reduce and/or eliminate these flows. CCTV and cleaning were a part of the improvements that will include lining, gouting, and reconstruction of sewers and appurtenances. Exhibit 'B' provides a summary of work done and recommendations for future action.

**Technical Considerations and Project Status**

The CP 8181 project addresses the sanitary sewer system to insure that extraneous flows do not jeopardize the treatment capacity at the treatment plant or sewer system. Only a portion of the work requires consultant assistance with many tasks performed by DPW staff. It is anticipated that construction will continue to take place during 2017 through late 2021. SEQRA has been completed, See Exhibit 'C'.

**Legal Considerations**

No legal considerations mandate this project element, however, the facility is related to two NYSDEC issues.

A Consent Order (DEC No. RI-2011 0315-31) was effective on September 28, 2011. The order was in response to alleged violations of sanitary sewer overflows and settleable solids. A penalty of $47,000 was assessed and paid.

Except for the matter of Brownyard et al vs. the County of Suffolk, which alleges the SWSD Fund 405 has and maintains an excessively large balance and that Fund 405 was improperly established by legislative action, there are no legal claims made or anticipated to be made that are legal impediments to the proposed plan.

Continual compliance with the NYSDEC permit is mandated thus requiring improvement proposed in the project.
Project Schedule

The project has a schedule impacted by financing, engineering assistance, regulatory approvals, and potential grants/loans. A schedule is attached (Figure 2) indicating that the project will be in the construction phase through 2021.

Improvement Costs

This overall capital project is estimated to cost $19.5 million. The current work designed is valued at nearly $6 million with $6 million ($2 million per year) included in the 2017 adopted budget and 2018 and 2019 future capital budgets. The adjusted cost of the 2016 project was estimated at $6 million and includes manhole inserts, manhole rehabilitation, pipe repairs, and engineering assistance. Work is also needed on pumping stations and force mains. Prior appropriations have been expended with additional engineering and construction management needed. The prior appropriations amount to serial bonds for construction ($9 million), planning ($2 million) and equipment ($0.5 million) along with Fund 405 of $2 million for construction. All 2017-2019 work is considered for the Southwest Assessment Stabilization Reserve Fund 405 as a source of funding, including future appropriations and, therefore, no debt will be issued.

Plan Implementation and Funding

Funds have previously been appropriated and expended. Due to project estimates being higher than expected, additional funds and therefore an amended plan is required. The plan is to use Southwest Assessment Stabilization Reserve Fund 405 for project costs and, therefore, no debt will be issued. Concurrently, funds are being requested for the sewer district infrastructure improvements (CP 8170) and implementation of additional elements of the Bergen Point WWTP Expansion Project (CP 8183). Each project will have an individual hearing and appropriations and will be considered in the overall financing of the district.

No grants have been awarded although various applications for potential sources of funds have been made. Concurrently, the project is listed on the Intended Use Plan but decisions on use of the loan program have not been confirmed.
The project is considered indirectly mandated based on the previous discussion.

**Proposed Financial Plan and Cost to Homeowner**

The district was formed under Section 271 of the County Law of the State of New York. There are no zones of assessment in the district. All properties in the district with the exception of the "tax exempt" properties have to pay the ad valorem taxes and a user charge which are presently $1.10 per $1,000 of full value and $157 per single family equivalent, respectively. The user charge is levied only after the individual property is connected to the district’s system. A benefit charge of $35.76 is also levied on each parcel. The tax base includes the district contractees (outside the district boundaries) who pay their sewer charges in accordance with agreements with the district. Exhibit 'E' includes information on the typical property (mode) and the levy of assessments and charges for 2017. The typical property rate is approximately $539 in 2017.

The total cost for the improvements to Suffolk County Sewer District No. 3 - Southwest will be financed with funding sources including sewer district serial bonds (prior appropriations) and Southwest Assessment Stabilization Reserve Fund 405. It is proposed that the current project that was initiated during 2016 and that is estimated at $6 million will require additional funds to complete. Capital Projects 8170 and 8183 will have total appropriations between 2017 and 2019 of $52 million will be underway during the same time period as CP 8181. The cumulative evaluation of all three projects concludes there will be no fiscal impact to the benefited properties in the District inasmuch as the costs for the increases and improvements use funds available in Southwest Assessment Stabilization Reserve Fund 405 and no debt being issued.

In addition to the capital expenses, these new improvements will not increase the operation and maintenance cost. The conclusion is based on the evaluation of the project as compared to the current operation and maintenance.

**Recommendations, Comments and Findings**

As indicated above, the district’s tax levies will not be affected by this project. The improvements are necessary
to insure the sewer system continues to operate in accordance with regulations and that emergency conditions and potential environmental impacts are eliminated. It is, therefore, imperative that the proposal be implemented as soon as possible; and there, I respectfully request and recommend that authorization be given to proceed immediately.

Respectfully submitted,

[Signature]

Gilbert Anderson, P.E.
Commissioner and
Administrative Head of
Sewer Districts
Exhibit 'A'

Sewer Agency Resolution
WHEREAS, in a large area south of Montauk Highway, high groundwater levels have resulted in infiltration into the system as well as inflow, and

WHEREAS, recommendations have been made by the consultants and the design is underway with the funding to provide the necessary construction work to minimize the infiltration and inflow problems, and

WHEREAS, the project is multi-year with the 2015 Adopted Capital Program and Budget including $2 million in each of the years from 2015-2017;

NOW, THEREFORE, IT IS

1st RESOLVED, that the Suffolk County Sewer Agency direct its attention and staff to take the steps necessary to facilitate the construction for the rehabilitation of the infiltration and inflow in Suffolk County Sewer District No. 3 – Southwest.
Exhibit 'B'

CP 8181 Summary and March 31, 2014 Engineering Report
Capital Project 8181

Improvements to SD #3 – Southwest

Suffolk County Sewer District No.3 (S.C.S.D. 3) – Southwest has a project under way to reduce infiltration and inflow into the system. The original project anticipated that the necessary work would take place throughout the district and SEQRA approval was granted for that work. Based on available funds, work is included in the 2017 Adopted Budget for 2017 through 2019. The appropriation of funds will require an amended Map and Plan and will include future costs of 2018 and 2019.

The system includes over 800 miles of sewers, 15,000 manhole and fourteen pumping stations. An evaluation of the system took place with a summary report attached hereto of March 2014. The reports estimated cost of $5.6 million has been adjusted due to work progressing over the past three years. Additional funds of $6 million are required between 2017-2019. The total project cost has risen to $19.5 million.
Storm Mitigation Loan Program

Engineering Report

Suffolk County Sewer District No. 3 - Southwest
Infiltration/Inflow Reduction

Suffolk County DPW

March 31, 2014
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Introduction & Background

Suffolk County Sewer District No. 3—Southwest is located in the southwest portion of Suffolk County and serves approximately 350,000 people in the towns of Babylon, Islip, and small portions of Huntington. The general district boundaries are east of the Nassau/Suffolk line, south of Southern State Parkway, west of the Heckscher spur, and north of the Great South Bay. The southern portion of the district generally between Montauk Highway and the Great South Bay and adjacent to streams/rivers has elevated groundwater conditions. The sewer system providing service to the area is approximately 800 miles with 14 remote pumping stations and the largest wastewater treatment plant in Suffolk County at the Bergen Point site.

The Bergen Point WWTP had a design flow of 30.5 mgd on an average basis with the design peak flow of 60 mgd. During storms, there are extraneous flows that enter the system through manhole covers, sump pumps, draining of intersections by individuals and agencies, and potential defects in the system itself. Storms during October 2005 (3-inch rainfall), March 2010 (2.8-inch rainfall), and Super Storm Sandy have increased those peak sustained flows to over 100 mgd which has not only stressed the wastewater treatment facility but has stressed the collection system with reported sanitary sewer overflows. The sewer system is subterranean with portions in groundwater. A comparison of Figure 1 indicating the study area and the information included in the Flood Insurance Study of Suffolk County (Appendix ‘A’) demonstrates the impact of floods on the sewer infrastructure. Appendix ‘B’, the FEMA Flood Insurance Reference to Map is also included.

As a result of the extreme storm flows it was apparent that an inflow and infiltration study with recommendations for rehabilitation should take place. Due to the environmental and economic benefits in providing the resiliency and protection of the collection system and in the treatment plant this study was an important element in initiating improvements to the area. As a result of this recognized problem, an RFP for consultant assistance was issued with proposals received during August 2011. A decision was made to award the project to 3 consultants, each of which would perform similar work in 3 different areas.

Need For the Project

The sewer system contains pipe from 8-inch diameter to 102-inch diameter, with varying materials. The larger interceptors, that is, those with 72-inch to 102-inch diameters have capacities for twice the peak flows that were anticipated to enter the facility under present
service area conditions. During storms of 2005, 2010, and Super Storm Sandy, the capacity in a number of interceptors was exceeded where SSO's were created. Over 500 manholes studied are in the 100-year flood plain. Refer to Figure No. 1 indicating flooded roadways. Additionally, Super Storm Sandy resulted in saline water entering the system and interfering with the treatment process at the Bergen Point facility. Aside from the ability to interfere with conveyance and treatment, any SSO would also result in raw sewage containing pathogens and nutrients to interfere with the desired environment within the surface waters of the nearby streams and in the Great South Bay. Those conditions result in further damage to sea grass and marsh land areas which are the forefront in assisting in dampening wave surges and flooding conditions from larger storms. The project is, therefore, multifold with protecting the environment, public health, and the economic conditions of the surface waters as well as insuring that the conveyance and treatment systems can properly operate and protect public health.

**Project Scope & Results**


Figure No. 2 is an indication of the 3 areas that were studied. Table No. 1 indicates the extent of work with regard to the length of sewers to be studied, the number of manholes, and the pumping stations that are in those particular areas. Appendix 'C' includes the table of contents and executive summary/introduction of the three reports.

It is noted that some of the project development was gleaned from prior work of the County where a Phase I project involving approximately 165 acres and two pumping stations was evaluated in order to assist the County in providing preliminary information to develop the scope of work for the larger project. Additionally, the County had prepared a Capacity Maintenance and Operation Manual that outlined the assets contained within the system.

Each of the 3 consultant reports included tasks for public education, sewer system infrastructure evaluations survey, manhole inspection and flow monitoring and analysis, close circuit TV inspections, inflow reduction analysis and smoke testing, SSO abatement with planning and analysis, and the construction contract documents for rehabilitation. Those reports have been completed and recommendations have been made.

**Evaluation & Alternatives**

The goals of the Storm Mitigation Loan Program are to fund projects that protect public health in the environment and reduce the risk of damage from future storms or natural disasters while promoting the use sustainable practices in design and construction. Due to the subterranean nature of the existing collection system alternatives are somewhat limited. Physical hardening and resiliency can be employed by insuring that extraneous flows do not enter the system by installing water tight manhole covers, by being proactive with the elimination of illegal sump
the sewers and interceptors are located close to the waterways/canals do flood during heavy rains. During a significant rain event on June 7, 2013, the JV D&B/Cashin Team observed flooded streets throughout Project Area 2. The most severe was on Little East Neck Road between Walbridge and Thompson Avenues. This condition was observed at the beginning of the storm event right before nightfall.

Figure No. 1
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bw9-31-14 Table No. 1 – I/I Reduction
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*Includes 1,210 LF of shotcrete on 30-inch sewers
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*Consultant 2013 cost adjusted by 2 years @3.5% for 2015 mid-point of construction*
pump discharges and notification of the public and agencies with regard to draining intersections into the sanitary sewer system. Additionally, repair to the sewer infrastructure where the manholes or pipes may have cracks allowing high groundwater levels, some of which are elevated as a result of storm conditions. The alternative with respect to in-line storage or storage tanks to divert sanitary/storm flows until capacity is available is limited due to the volume necessary and the potential location of such storage facilities. As a result of various investigations, the concept of in-line storage was eliminated from further consideration due to that capacity being limited. The system in-line capacity was also limited.

Appendix 'D' includes portions of the engineering reports defining the rehabilitation alternatives. As a result of the study of 3 areas, the recommendations in Table No.2 are to be implemented. Sections of the engineer report prepared by Gannett Fleming, Joint Venture of Dvirka & Bartilucci, and Cashin Associates, and Fay, Spofford, and Thorndike are attached as Appendix 'E', discussing the recommended improvements. If pertinent for the SMLP application, the full reports can be provided.

Estimated Cost

As indicated above, the 3 projects have been received and are under review and the intent of the County is to proceed with the recommended construction as soon as possible. The 3 consultants are to be authorized to continue the implementation of their recommendations by preparing plans and specifications for the bidding process. Items such as water tight manhole inserts will be purchased and installed by County staff.

The cost estimates are in 2013 dollars and, therefore, with work having a mid-point of construction in 2015 costs have been escalated from Table 1 by 3.5% per year. Where appropriate due to the varying basis of cost for the various consultants, factors have been applied for overhead and profit, general conditions, contingencies, planning design, legal, and administrative costs. As indicated in Table 3, the cost associated with the various improvements to the sewer infrastructure total over $5.6 million.

Schedule

Appendix 'F' is the project schedule. With design being authorized in the immediate future, bids can be advertised by June 2015 with all work completed by the fall of 2017.

It is recognized that requirements of the SMLP include the County’s commitment to close on all financing by September 30, 2016 and to have all funds dispersed by July 2019. As indicated in the attached schedule, these dates can be met. It is noted that some construction tasks will take longer to proceed such as improvements to a 72-inch interceptor which is a long term repair that will be completed near the end of the project. Much of the work is relatively simple in short term.
New York State Office of Parks Recreation and Historic Preservation

Attached in Appendix ‘G’ is a February 20, 2014 approval letter from the referenced agency. The location of the various rehabilitation projects were identified and transmitted to that office indicating where historic sites and sensitive areas were located. Based on the review of that information, the SHPO’s opinion is that the project would have no effect upon cultural resources.

Smart Growth

The Smart Growth Assessment Form Appendix ‘H’ indicate the project will have no expansion to the system on result in a SPDES modification.

SEQRA Approval

The long EAF is being prepared as indicated by the draft in Appendix ‘I’. It is anticipated to be adopted by the summer of 2014 with due to only one segment of pipe to be open cut construction. All work is on existing sewers and manholes. The various rehabilitation methods are included with Appendix ‘D’. The improvements to be implemented include manhole inserts, manhole rehabilitation, chemical pipe grouting and point repairs, and curved in-place lining. Table 2 outlines the recommendations for all three areas.

Attached in Appendix ‘I’ is a draft transmittal letter and Environmental Assessment Form for the recommended work in various locations throughout the sewer collection system. It is anticipated that the environmental process will be completed prior to any financing being required.
Exhibit 'C'

SEQRA
RESOLUTION NO. 154 -2011, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED SEWER DISTRICT NO. 3 - SOUTHWEST INFILTRATION/INFLOW STUDY AND SEWER REHABILITATION (CP 8181), TOWNS OF BABYLON ANDIslip

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Sewer District No. 3 - Southwest Infiltration/Inflow Study and Sewer Rehabilitation (CP 8181), Towns of Babylon and Islip", pursuant to Section 6 of Local Law No. 22-1985 which project involves the ongoing evaluation of extraneous flows and the sanitary sewer system with recommendations for rehabilitation on sewers, manholes and appurtenances; and

WHEREAS, at its February 16, 2011 meeting, the CEQ reviewed the information submitted by the Suffolk County Department of Public Works in connection with this project; and

WHEREAS, the CEQ recommended that the above activity be considered a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2) and (25) and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated February 22, 2011 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it

1st
RESOLVED, that this Legislature hereby determines that the Proposed Sewer District No. 3 - Southwest Infiltration/Inflow Study and Sewer Rehabilitation (CP 8181), Towns of Babylon and Islip constitutes a Type II action, pursuant to the provisions of Title 6 NYCRR, Part 617.5(c)(1)(2) and (25) and Chapter 279 of the Suffolk County Code, since it involves the purchase of equipment for the maintenance, repair, replacement, rehabilitation and/or reconstruction of a structure or facility in kind, on the same site; and be it further

2nd
RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

3rd
RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.
This is to Certify That I, TIM LAUBE, Clerk of the County Legislature 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 22, 2011 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.

Tim Laube
Clerk of the Legislature
Motion:
Romaine, Schneiderman, Browning, Muratore,
Eddington, Montano, Cilmi, Lindsay, Viloria-Fisher, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

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

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

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 X  FAILED

No Motion__ No Second__

RESOLUTION DECLARED

X ADOPTED
NOT ADOPTED

Roll Call__ Voice Vote X

Tim Laube, Clerk of the Legislature
Exhibit 'D'

Probable Cost Opinion
<table>
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<tr>
<th>Description</th>
<th>Cost</th>
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<tbody>
<tr>
<td>Recommended Improvement Costs (2014 Report)</td>
<td>$5,600,000</td>
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<tr>
<td>Additional Engineering and Construction Management</td>
<td>$1,000,000</td>
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<tr>
<td>Manhole Rehabilitation and Impact*</td>
<td>$400,000</td>
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<tr>
<td>Pipe Repair*</td>
<td>$4,700,000</td>
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<tr>
<td><strong>Subtotal</strong></td>
<td><strong>$11,700,000</strong></td>
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<tr>
<td>Escalation through 2021</td>
<td><strong>$12 million</strong></td>
</tr>
</tbody>
</table>

*Areas of work are different than initial report*
Exhibit 'E'

Summary of Rate
Summary of Rate
SD 3 – Southwest
(CP 8181)

Due to the use of the Southwest Assessment Stabilization Reserve Fund 405 no debt will be issued. The annual cost per typical property (mode) for 2015-2017 is below.

Adopted
2017 Rate

Rate per Full Equalized Value (FEV) $1.1/$1,000

Per parcel charge $35.76/unit

User fee $157/unit

Typical property = mode = $314,961

2017 charge per typical property

$1.1 x $314,961/$1,000 + $35.76 + $157 = $539

2016 Rate $1.6/$1,000 FEV and other charges = $692 per typical property

2015 Rate $1.91/$1,000 FEV and other charges = $723 per typical property
Mode Value

The assessed values of the Towns of Islip and Babylon were merged. The mode value was obtained and the total annual cost for 2017 established. The mode value is $314,961. The additional charges of a benefit and per parcel charge are included.

*typical property per NYS County Law, Article 5-A
RESOLUTION NO. 929 -2016, AFFIRMING, CONFIRMING, AND ADOPTING THE ASSESSMENT ROLL FOR SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST AND DIRECTING THE LEVY OF ASSESSMENTS AND CHARGES WITHIN THE TOWNS OF BABYLON, ISLIP AND HUNTINGTON FOR THE SOUTHWEST SEWER DISTRICT IN THE COUNTY OF SUFFOLK FOR FISCAL YEAR 2017

WHEREAS, the Administrative Head of the Southwest Sewer District in the County of Suffolk, also known as Suffolk County Sewer District No. 3 - Southwest, did duly submit and file a tentative 2016-2017 assessment roll for said district for Fiscal Year 2017; and

WHEREAS, a public hearing upon said assessment roll was duly called, noticed, and held at which time the Suffolk County Legislature did hear and consider all objections and complaints addressed to the said assessment roll; and

WHEREAS, after having carefully reviewed and considered the tentative assessment roll and the objections, complaints, testimony, and comments addressed thereto; now, therefore be it

1st RESOLVED, that the tentative assessment roll proposed for Suffolk County Sewer District No. 3 - Southwest be and the same hereby is affirmed, confirmed, and adopted as the final 2016-2017 assessment roll for said District for Fiscal Year 2017, and the Clerk of the Legislature is directed to file same immediately; and be it further

2nd RESOLVED, that the budget for the levy of said sewer district, which has been approved and adopted by this County Legislature by previous resolution, and as adjusted by Schedule "A", attached hereto and made a part of hereof, is hereby assessed, levied, and charged upon all the property subject to special assessment and charge for the purposes of the Suffolk County Sewer District No. 3 - Southwest within the Towns of Babylon, Islip, and Huntington based upon the equalized value or full value of all such property, as determined in accordance with the equalization rates hereinafter set forth and upon the full value of the "S" parcels as determined by the Administrative Head, all as shown on the annexed schedule; plus an additional amount of $35.76 per taxable parcel located within the District or that amount which when multiplied by the total number of taxable parcels located within the District will amount to the sum of $2,715,614.40 or such other sum as the County Legislature may ultimately fix and confirm and that the warrant shall reflect this levy; and be it further

3rd RESOLVED, that the respective town tax receivers are hereby directed to collect the said sums as levied in the same manner provided by law for the levy of State, County, or Town taxes; and be it further

4th RESOLVED, that the Clerk of the Suffolk County Legislature is directed to publish a Notice of Adoption of this resolution at least once in the official newspapers of the County and in three having circulation within the sewer district. Said notice shall be substantially in the following form, to wit:

***
# Schedule A

**Computation of Valuations, Tax Levies and Rates for Southwest Sewer District No. 3, 2016-2017 (Babylon, Islip and Huntington)**

<table>
<thead>
<tr>
<th>Town</th>
<th>Assessed Value on Which Sewer District No. 3 Taxes are Levied</th>
<th>Equalization Rate</th>
<th>Full Valuation</th>
<th>Amount of Levy</th>
<th>Tax Rate per Million of Assessed Valuation</th>
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</thead>
<tbody>
<tr>
<td><strong>Babylon</strong></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>(1) District Wide Levy</td>
<td>$193,708,710</td>
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<td>$16,415,950,000</td>
<td>$18,091,280.70</td>
<td>$93.39</td>
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<td>(2) Per Parcel Benefit Charge On Parcels: 86,260</td>
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<td>N/A</td>
<td>N/A</td>
<td>$1,654,257.60</td>
<td>$35.76</td>
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<tr>
<td>* (3) Special Parcels</td>
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<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>S-1 (NYS Dept. Transportation)</td>
<td>$192,620</td>
<td>1.18</td>
<td>$16,323,729</td>
<td>$18,061.17</td>
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</tr>
<tr>
<td>S-2 (NYS Dept. Transportation)</td>
<td>$4,524,190</td>
<td>1.18</td>
<td>$383,405,932</td>
<td>$422,892.05</td>
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<tr>
<td>S-7 (SUNY Farmingdale)</td>
<td>$415,411</td>
<td>1.18</td>
<td>$35,204,322</td>
<td>$38,940.14</td>
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<tr>
<td>S-10 (Belmont St. Pk.)</td>
<td>$603,310</td>
<td>1.18</td>
<td>$50,998,475</td>
<td>$56,409.37</td>
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<tr>
<td>S-15 (NYS Maint)</td>
<td>$1,163,273</td>
<td>1.18</td>
<td>$984,4915</td>
<td>$10,885.40</td>
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<tr>
<td><strong>Total - Special Parcels</strong></td>
<td></td>
<td></td>
<td>$4,857,373</td>
<td>$547,188.13</td>
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<tr>
<td><strong>Total - Babylion</strong></td>
<td></td>
<td></td>
<td>$16,911,687,373</td>
<td>$20,292,726.43</td>
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<tr>
<td><strong>Huntington</strong></td>
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<td></td>
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<td></td>
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<tr>
<td>* Special Parcels</td>
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<tr>
<td>S-6 (SUNY Farmingdale)</td>
<td>$506,096</td>
<td>0.85</td>
<td>$59,540,706</td>
<td>$65,938.98</td>
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<tr>
<td><strong>Total - Huntington</strong></td>
<td></td>
<td></td>
<td>$59,540,706</td>
<td>$65,938.98</td>
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<tr>
<td><strong>Islip</strong></td>
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<tr>
<td>(1) District Wide Levy</td>
<td>$1,424,908,534</td>
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<td>$11,219,792,236</td>
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<td>(2) Per Parcel Benefit Charge On Parcels: 26,636</td>
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<td>$1,059,783.36</td>
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* Dollar amount to be raised pursuant to Section 19 of the Public Lands Law
<table>
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<tr>
<th>Town</th>
<th>Assessed Value on Which Sewer District No. 3 Taxes are Levied</th>
<th>Equalization Rate</th>
<th>Full Valuation</th>
<th>Amount of Levy</th>
<th>Tax Rate per Million of Assessed Valuation</th>
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<tr>
<td>ISUP (Continued)</td>
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<td>* (3) SPECIAL PARCELS</td>
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<tr>
<td>S-8 (C.I. State Hosp.)</td>
<td>$4,064,028</td>
<td>12.70</td>
<td>$32,000,220</td>
<td>$35,373.28</td>
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<tr>
<td>S-9 (NYS DPW)</td>
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<td>$12,523,945</td>
<td>$13,837.84</td>
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<tr>
<td>S-11 (Heckscher State Pk.)</td>
<td>$43,569,000</td>
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<td>$343,062,902</td>
<td>$378,181.58</td>
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<td>S-12 (NYS Park)</td>
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<td>12.70</td>
<td>$5,205,512</td>
<td>$5,808.28</td>
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<td>S-13 (NYS Sagtikos Pk.)</td>
<td>$682,300</td>
<td>12.70</td>
<td>$5,372,441</td>
<td>$5,956.49</td>
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<td>S-14 (NYS Armory)</td>
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<td>12.70</td>
<td>$4,082,677</td>
<td>$4,535.09</td>
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<td>TOTAL - SPECIAL PARCELS</td>
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<td>$4,022,247,787</td>
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<td>TOTAL - ISUP</td>
<td></td>
<td></td>
<td>$11,622,000,023</td>
<td>$13,868,760.60</td>
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<td>GRAND TOTALS</td>
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<td>$28,593,328,102</td>
<td>$34,276,926.01</td>
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</table>

**SUMMARY**

- BABYLON & ISUP-DISTRICT WIDE LEVY (EXC. SPECIAL PARCELS) | $30,456,065.38
- BABYLON & ISUP-PER PARCEL BENEFIT CHARGE (EXC. SPECIAL PARCELS) | $2,714,040.96
- BABYLON, HUNTINGTON & ISUP-SPECIAL PARCELS (DISTRICT WIDE LEVY) | $3,655,246.23
- BABYLON, HUNTINGTON & ISUP-SP. PARCELS (PER PARCEL BENEFIT CHARGE) | $1,573.44
- TOTAL LEVY-DIST WIDE & PER PARCEL BENEFIT CHARGE | $34,276,926.01

- Tax Rate per M of Full Value-District Wide and Special Parcels: $1.10
- Per Parcel Benefit Charge-District Wide and Special Parcels: $35.76

* Dollar amount to be raised pursuant to Section 19 of the Public Lands Law
NOTICE IS HEREBY GIVEN that the County Legislature of the County of Suffolk, New York, duly adopted Resolution No. 929-2016 dated November 22, 2016 affirming, confirming, and adopting the assessment roll and directing the levy of assessment and charges for the portion of the County Operating Budget for fiscal year 2017 for the Southwest Sewer District in the County of Suffolk. A true copy of said resolution is attached hereto and published herewith.

Dated: November 22, 2016

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

BY:
Clerk of the Legislature
Suffolk County Legislature

DATED: November 22, 2016

APPROVED BY:

/ls/ Dennis M. Cohen
Chief Deputy County Executive of Suffolk County

Date: November 22, 2016
<table>
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<tr>
<th>FUND NO.</th>
<th>DISTRICT NO.</th>
<th>NAME</th>
<th>Note</th>
<th>EQUAL RATE</th>
<th>RATE PER $1,000 ASSESSED VALUE</th>
<th>FULL EQUALIZED VALUE</th>
<th>OTHER</th>
<th>ANNUAL CONTRACTEE RATE</th>
<th>QUARTERLY CONTRACTEE RATE</th>
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<td>1</td>
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<td>0.91%</td>
<td>Per 1000</td>
<td>D 80.5210</td>
<td>0.5507</td>
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<td>63.56</td>
<td>1.59</td>
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<td>T 60.5210</td>
<td>0.5507</td>
<td>N/A</td>
<td>63.56</td>
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<td>Port Jefferson (Constr. only)</td>
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<td></td>
<td>Per 1000</td>
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<td>T 4.1016</td>
<td>0.0373</td>
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<tr>
<td>202</td>
<td>2</td>
<td>Tallmadge Woods</td>
<td>(A)</td>
<td>0.91%</td>
<td>Per Unit</td>
<td>D N/A</td>
<td>N/A</td>
<td>N/A</td>
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<td>M N/A</td>
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<tr>
<td>203</td>
<td>3</td>
<td>Southwest - Islip</td>
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<td>12.70%</td>
<td>Per 1000</td>
<td>D 8.8800</td>
<td>1.1000</td>
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<td>M 0.0000</td>
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<td>N/A</td>
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<td></td>
<td>T 8.8800</td>
<td>1.1000</td>
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<tr>
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<td>Southwest - Babylon</td>
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<td>1.19%</td>
<td>Per 1000</td>
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<td>Southwest - Per Parcel Charge</td>
<td></td>
<td>Per Parcel</td>
<td>N/A</td>
<td>N/A</td>
<td>35.76</td>
<td></td>
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</tr>
<tr>
<td></td>
<td></td>
<td>Southwest - User Fee</td>
<td></td>
<td>Per SFE</td>
<td>N/A</td>
<td>N/A</td>
<td>157.00</td>
<td>164.85</td>
<td>41.21</td>
<td>39.25</td>
</tr>
<tr>
<td>204</td>
<td>4</td>
<td>Smithtown Galleries</td>
<td>(E)</td>
<td>1.32%</td>
<td>Per SFE</td>
<td>D N/A</td>
<td>N/A</td>
<td>685.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>M N/A</td>
<td>N/A</td>
<td>0.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>T N/A</td>
<td>N/A</td>
<td>685.00</td>
<td>719.25</td>
<td>179.61</td>
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<tr>
<td>205</td>
<td>5</td>
<td>Huntington Strath (Zone A)</td>
<td></td>
<td>0.85%</td>
<td>Per 1000</td>
<td>D 196.7788</td>
<td>1.6726</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>M 0.0000</td>
<td>0.0000</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>T 196.7788</td>
<td>1.6726</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Huntington Strath (Zone B)</td>
<td></td>
<td></td>
<td>Per 1000</td>
<td>D 146.3545</td>
<td>1.2440</td>
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<td></td>
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<tr>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>M 0.0000</td>
<td>0.0000</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>T 146.3545</td>
<td>1.2440</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Kings Park</td>
<td></td>
<td>1.32%</td>
<td>Per 1000</td>
<td>D 11.2538</td>
<td>0.1486</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>M 0.0000</td>
<td>0.0000</td>
<td>N/A</td>
<td>33.82</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
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<td></td>
<td></td>
<td></td>
<td>T 11.2538</td>
<td>0.1486</td>
<td>N/A</td>
<td>134.48</td>
<td></td>
</tr>
</tbody>
</table>

1/2/2017

Page 1 of 4

2017 Adopted Sewer District Rates w/ contractees.xls
Figure 1
Figure 2
## Sewer District No. 3 - Southwest
### CP# 8181 Infiltration and Inflow Reduction

<table>
<thead>
<tr>
<th>Tasks</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>I. Final Design Phase</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A. Final Design In-Progress</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>B. Final Design all elements</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>C. Financial approval 12-2017</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td><strong>II. Construction Phase</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A. Advertise &amp; Construction Period</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH MEDIAN IMPROVEMENTS ON VARIOUS COUNTY ROADS (CP 5001)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Median Improvements on Various County Roads; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $600,000 in Suffolk County Serial Bonds; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C) (1), (2) and (27), of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes maintenance or repair involving no substantial changes in an existing structure or facility; and replacement, rehabilitation or reconstruction of a structure, in kind, on the same site; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; and since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty (50) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Median Improvements on Various County Roads, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $600,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-5001.318</td>
<td>50</td>
<td>Median Improvements on Various County Roads</td>
<td>$600,000</td>
</tr>
</tbody>
</table>
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

<table>
<thead>
<tr>
<th>1. Type of Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolution <strong>X</strong></td>
</tr>
<tr>
<td>Local Law</td>
</tr>
<tr>
<td>Charter Law</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2. Title of Proposed Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH MEDIAN IMPROVEMENTS ON VARIOUS COUNTY ROADS (CP 5001)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>3. Purpose of Proposed Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>See above.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>4. Will the Proposed Legislation Have a Fiscal Impact?</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes <strong>X</strong> No</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5. If the answer to item 4 is &quot;yes&quot;, on what will it impact?</th>
</tr>
</thead>
<tbody>
<tr>
<td>(circle appropriate category)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>County</th>
</tr>
</thead>
<tbody>
<tr>
<td>Town</td>
</tr>
<tr>
<td>Economic Impact</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Village</th>
</tr>
</thead>
<tbody>
<tr>
<td>School District</td>
</tr>
<tr>
<td>Other (Specify):</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Library District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fire District</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>6. If the answer to item 5 is &quot;yes&quot;, Provide Detailed Explanation of Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision</th>
</tr>
</thead>
<tbody>
<tr>
<td>SEE ATTACHED DEBT SCHEDULE</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>8. Proposed Source of Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>SERIAL BONDS</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>9. Timing of Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10. Typed Name &amp; Title of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Nicholas Paglia Chief Budget Examiner</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>11. Signature of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
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</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>12. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>July 11, 2017</td>
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SCIN FORM 175b (10/95)
## GENERAL FUND

<table>
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<tr>
<th></th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$48,207</td>
<td>$0.09</td>
<td>$0.00</td>
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</table>

## POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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</table>

## COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.09</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### NOTES:
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3) Source for equalization rates: 2016 County Equalization rates established by the New York State Board of Equalization and Assessment.
<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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<tr>
<td>11/1/2018</td>
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<td>$48,237.35</td>
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<td>11/1/2019</td>
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<td>$41,754.14</td>
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<td>$36,130.85</td>
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<tr>
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<td>$37,011.34</td>
<td>$5,613.01</td>
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<tr>
<td>11/1/2035</td>
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</table>
FINANCIAL IMPACT
2017 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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</tbody>
</table>

POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL: Appropriating funds in connection with Median Improvements on Various County Roads (CP 5001)

PURPOSE OR GENERAL IDEA OF BILL: This funding will provide for the installation and/or modification of raised curbed medians (including landscaping) on various County roads.

SUMMARY OF SPECIFIC PROVISIONS: This is a current Capital Budget project, there are no offsets needed.

JUSTIFICATION: These funds enable Suffolk County Department of Public Works to issue work orders that will provide safety improvements by improving roadway intersection operations.

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
MEMORANDUM

TO: Katie Horst, Director, Intergovernmental Relations
FROM: Gilbert Anderson, P.E. Commissioner
DATE: June 29, 2017
RE: Appropriating Funds in Connection with Median Improvements on Various County Roads (CP 5001)

Attached is a draft resolution to appropriate the sum of $600,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2017 Capital Budget and Program for this project.

This project will improve corridor safety and operation on various County Roads by modifying, rehabilitating or installing center medians. The locations proposed for improvement under this capital project include, but are not limited to, locations along CR 48, Middle Road in the vicinity of Fox Neck Road and Ackerly Pond Lane (LD 1) and CR 105, Cross River Drive in the vicinity of CR 104, Riverhead-Quogue Road and Sound Avenue (LD 1 & 2). Additionally, funding will be for emergency repairs as needed. It may be necessary to add and/or substitute other locations and/or revise limits of work due to seasonal limitations, changes in priorities or other requirements to be determined by this Department.

The Suffolk County Council on Environmental Quality has reviewed projects of this nature and have determined that they constitute a Type II action and no further review is required.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP5001(Medians).doc".

GAWH/tf
attach.
cc: William Hillman, P.E., Chief Engineer
    Charles Jaquin, Executive Assistant for Finance & Administration
RESOLUTION NO. - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AN ORDER FOR INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FOR EXPANSION OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 – SOUTHWEST (CP 8183)

WHEREAS, Suffolk County Resolution No. 1047-2010 found and determined that it was in the public interest to increase and improve the facilities of Sewer District No. 3 – Southwest; and

WHEREAS, additional funds are necessary to complete the work necessary for finishing these increases and improvements; and

WHEREAS, pursuant to New York County Law Section 269, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, these maps, plans, recommendations and revised cost estimates accompanied Suffolk County Resolution No. 506-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the cost of the increase and improvement to the facilities of Sewer District No. 3 – Southwest has risen from a cost in 2010 of $65 million to an estimated cost of $87 million, as set forth in the 2017 amended maps, plans, recommendations; and

WHEREAS, there will be no fiscal impact to the benefited properties within Suffolk County Sewer District No. 3 – Southwest, inasmuch as no debt will be issued and since, generally, pursuant to the Southwest Assessment Stabilization Reserve Fund 405, all property owners in Suffolk County Sewer District No. 3 – Southwest will experience a stabilized rate regardless of any improvements performed; and

WHEREAS, pursuant to Suffolk County Resolution No. 506-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 3 – Southwest to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and

WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, since there are electors residing in Suffolk County Sewer District No. 3 – Southwest, Sections 256 and 269 of Article 5-A of the New York County Law require
that the increases in the maximum amount to be expended on increases and improvements to Suffolk County Sewer District No. 3 – Southwest shall be subject to permissive referendum; and

WHEREAS, by this Resolution, it is the intent of the Suffolk County Legislature to submit the findings and order regarding the increase in the maximum amount to be expended for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest in order to subject such findings and order to permissive referendum; and

WHEREAS, said County Legislature has duly considered the 2017 amended map, plan, recommendations, and revised estimate of cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it

1st RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the amended maps, plans, reports, recommendations, and revised estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the revised total cost for the increases and improvements to Suffolk County Sewer District No. 3 – Southwest shall be set at a maximum of $87 million, which the current request of $5.0 million shall be financed using the Southwest Assessment Stabilization Reserve Fund 405.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs it is hereby found and determined that the increase to the costs of the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs, is necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 3 – Southwest is adequate and appropriate and the cost thereof, including the increase of maximum amount to be expended, will not constitute an undue burden on the properties in said District since no debt will be issued and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations, and revised cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $87 million on the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs.

2nd RESOLVED, IT IS HEREBY ORDERED, by the County Legislature of the County of Suffolk, New York as follows:
Section 1. The increase to the amount to be expended on the increases and improvements to Suffolk County Sewer District No. 3 – Southwest, as more particularly described in the amended maps, plans, reports, recommendations, and revised estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 3 – Southwest are hereby authorized and directed to carry out the increase to the maximum amount to be expended on the increases and improvements to said District as more particularly described in the amended maps, plans, reports, recommendations and revised estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Sections 253-b and 259.

3rd RESOLVED, that this Resolution and Order authorizing the increase to the maximum amount to be expended on the increases and improvements for Suffolk County Sewer District No. 3 – Southwest, shall not take effect until at least forty-five (45) days after its adoption, or until approved by the affirmative vote of the majority of the qualified electors who are resident within Suffolk County Sewer District No. 3 – Southwest voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this Resolution and Order in conformity with the provisions of Section 257 of the New York County Law.

4th 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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. **Type of Legislation**
   - Resolution **X**
   - Local Law __________
   - Charter Law __________

2. **Title of Proposed Legislation**
   - A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 3 – Southwest (CP 8183)

3. **Purpose of Proposed Legislation**
   - To make certain findings and determinations for the improvements/expansion to the wastewater treatment plant.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes **X**
   - No __________

5. **If the answer to Item 4 is "yes," on what will it impact?** (circle appropriate category)
   - County
   - Town
   - Village
   - School District
   - Library District
   - Fire District
   - Economic Impact
   - Other (Specify):

6. **If the answer to item 4 is "yes," Provide Detailed Explanation of Impact**
   - The $5.0 million additional funds uses the Southwest Assessment Stabilization Reserve Fund 405.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**
   - No debt will be issued

8. **Proposed Source of Funding**
   - Southwest Assessment Stabilization Reserve Fund 405

9. **Timing of Impact**
   - 2018-2019

10. **Typed Name & Title of Preparer**
    - Ben Wright, P.E.
    - Principal Civil Engineer, Sanitation

11. **Signature of Preparer**
    - [Signature]

12. **Date**
    - 7/3/17
## FINANCIAL IMPACT
### 2017 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

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### NOTES:
3. SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
TITLE OF BILL — Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 3 – Southwest (CP 8183)

PURPOSE OR GENERAL IDEA OF BILL — Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations. This resolution is subject to a required permissive referendum.

SUMMARY OF SPECIFIC PROVISIONS — Provides the findings of the public hearing on an improvement project and costs for SCSD #3 – Southwest. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION — The findings of the public hearing will be subject to a permissive referendum and will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS — Additional sewer district costs of $5.0 million are financed using the Southwest Assessment Stabilization Reserve Fund 405.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 3 – Southwest (CP 8183)
DATE: June 23, 2017

Attached is a draft resolution, SCiN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW SD 3 – Southwest CP 8183 Improvements 6-23-17 and backup filed as Backup-DPW SD 3 – Southwest CP 8183 Improvements 6-23-17 for the findings resolution of the improvement of Sewer District No. 3 – Southwest which is subject to a permissive referendum. The project is to provide funds for the improvements and expansion project to the wastewater treatment plant. The project is under construction and requires an additional $5.0 million using the Southwest Assessment Stabilization Reserve Fund 405 and no debt being issued. The total cost associated with the project is approximately $87 million.

We appreciate the resolution being laid on the table such that the appropriations can be adopted as soon as necessary.

GA:BW:ni
Attachment
cc: John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation
CE Reso Review
H:\SANITATION\resolutions\2017 Resolutions\ga-bw6-23-17 Backup-DPW sd3-Southwest Findings CP 8183 memo to KHorst.doc
Exhibit ‘A’
April 26, 2017

Honorable DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Yaphank, NY 11787

RE: Modifying the Plan for the Proposed Increase and Improvement to the Facilities of Suffolk County Sewer District No. 3 – Southwest, Expansion (CP 8183)
Amended 2010 Map and Plan

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing to increase the total project cost. The total cost of the 2017 request is $5.0 million contained in the Adopted Capital Program & Budget using Southwest Assessment Stabilization Reserve Fund 405. The total project cost is nearly $87 million, most of which exists from prior hearings and appropriations. The 2017 project element will provide the replacement of three 1,750 horsepower aeration blowers and auxiliary systems. The current project does include low interest loans from the NYS Environmental Facilities Corporation. The overall project is financed with funding sources including sewer district serial bonds (prior expenditures) and Southwest Assessment Stabilization Reserve Fund 405. There will be no fiscal impact due to the project financing by the use of funds available in the Southwest Assessment Stabilization Reserve Fund 405 and no debt being issued.

If you wish any further information or details, please contact John Donovan, P.E., Chief Engineer, Division of Sanitation, at 852-4204.

Sincerely,

[Signature]
Gilbert Anderson, P.E.
Commissioner
Administrative Head of
Suffolk County Sewer District No. 3

GA:BW:n1
Attachment
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Deputy County Executive/Chief of Staff
Peter Scully, Deputy County Executive
Theresa Ward, Commissioner of Economic Development
Connie Corso, Budget Director
Debra Kolyer, Principal Financial Analyst
Dennis Brown, Esq., County Attorney
Robert Brau, Esq., County Attorney
Marisa Schifano, Esq., Assistant County Attorney
Suffolk County Legislators
Tom Vaughn, Deputy Commissioner, Public Works
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■ (631) 852-4010
FAX (631) 852-4150
County of Suffolk

Department of Public Works

Modification to

Report and Recommendations

for the

Proposed Improvements to Facilities of

SUFFOLK COUNTY SEWER DISTRICT 3 - SOUTHWEST

(CP 8183 - Bergen Point WWTP Expansion)

GILBERT ANDERSON, P.E.
COMMISSIONER

Amended August 2010
Amended April 2017
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EXHIBITS

A. Sewer Agency Resolution No. 12-2017
B. CP 8183 Summary and Portions of 2009 Engineering Report
C. SEQRA
D. Probable Cost Opinion
E. NYS EFC Financing
F. Summary of Rate

FIGURES

No. 1 District Boundaries
No. 2 Project Schedule
Improvements to Facilities of Suffolk County
Sewer District No. 3 - Southwest
(Bergen Point WWTP Expansion)
CP 8183

Summary

The Bergen Point WWTP is undergoing an expansion from the permitted flow of 30.5 million gallons per day (mgd) to 40.5 mgd. There is 0.5 mgd of trucked-in scavenger waste included in the permitted flow. The project was originally bid with a number of alternatives so a decision could be made to select the most critical items along with the available funds. One major component not selected was the aeration blowers. Funds have been included in the Adopted 2017 Capital Program and Budget and are the focus of this report. It is noted that other auxiliary systems and electrical work are included. The additional funds of $5 million bring the total CP 8183 cost to nearly $87 million. Prior appropriations and consideration of a NYS Environmental Facilities Corporation low interest loan in the amount of $59 million have been in use since the construction notice to proceed of April 10, 2014. The last Map and Plan of February 2016 must be amended due to the need for additional funds. Through the use of Southwest Assessment Stabilization Reserve Fund 405, no debt will be issued. The annual cost per typical property is stabilized with the typical property in the district charged $539 in 2017. There would be no fiscal impact due to other projects taking place in the district due to the use of the 405 Fund and no debt being issued. Other projects under construction at this time involve the grit system upgrade (CP 8170), infiltration/inflow reduction (CP 8181) and portions of the outfall replacement (CP 8108).

Introduction

In accordance with Article 5-A of New York State County Law and by Resolution Nos. 494-1965 and 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970, authorized the Chairman of the Agency to execute agreements with developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency, with the assistance of the Department
of Environmental Control acting as its staff, to prepare the necessary maps, plans, specifications, and other relevant material for the formation, extension or improvement of County Sewer Districts.

Therefore, in accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency has caused the Department of Public Works, as the successors to the Department of Environmental Control, to prepare and herewith respectfully submit the necessary information and data relating to the proposed improvements to the Suffolk County Sewer District No. 3 - Southwest. Refer to Agency Resolution No. 12-2017, Exhibit 'A'.

The district was formed after a successful referendum in November 1969; the sewage treatment plant located at Bergen Point, West Babylon, was activated on October 9, 1981, and the district thus became operational on that date. The Suffolk County Sewer Agency, acting as the staff of the Suffolk County Sewer District No. 3 - Southwest, began awarding contracts for the construction of sewers and the treatment plant at Bergen Point in 1972 and proceeded through 1980.

District Population

The district's sewage treatment plant receives an average daily dry weather flow of over 27 million gallons per day (mgd). Using the standard average equivalent of 75 gallons per day per capita, and considering non-residential areas, this equates to a population of over 350,000 people. This district is one established prior to December 27, 1977, when the EPA changed the manner of assessing district residents for their services. This district is paid for from ad valorem property tax assessments of the District residents and contractees to the District, as well as an annual user fee. This is discussed in greater detail below.

General Boundary Description

The District boundaries are shown on Figure No. 1. The District boundaries do not show the locations of any connectees to the district, but any additional increases to the District residents would also be assessed to any contractees/connectees. The District is located in the southwest corner of the County of Suffolk. It consists of 57 square miles. It encompasses 28 square miles in the
In general, the district encompasses the southern half of both the Towns of Babylon and Islip, from the Southern State Parkway south and the Nassau-Suffolk border on the west and the Heckscher Spur on the east. Several areas north of the Southern State Parkway were constructed to sewer the NYS Agricultural College and the Central Islip Psychiatric Center. Since the time of the original construction, contractees to the District have constructed sewer extensions to service a wide array of locations outside of the district boundaries. In addition to the in-district connections, there have been over 80 additional connection contracts negotiated, which provide approximately 1.8 million gallons per day flow. This gallonage and equivalent population is included in the above-mentioned district population and these contractees pay the District at the same rate as the in-district connections with an additional 5% charge for administrative fees.

For the most part, the District is single-family residential in character. The commercial areas are limited and are primarily scattered along the main east-west thoroughfares, Montauk and Sunrise Highways. The industrial developments in the District are mostly located in the northwest portion of Babylon and in scattered smaller industrial parks along the south shore branch of the Long Island Railroad. There are approximately 80,000 connectees in the district.

In addition to the sewers and the Bergen Point facility, the District owns and operates the Awixa Creek pumping station and 10 smaller stations constructed to service the southern portions of the District. Three additional pumping stations, built by developers, have been dedicated to the District, one at the former Pilgrim State Psychiatric Center, one at the Walt Whitman Mall (SD 17), and another at the Park Row pumping station.

**Bergen Point WWTP**

The Bergen Point WWTP has been operational since October 1981. Wastewater is generally residential with over 90% of the service area parcels being residential. The plant is classified as secondary treatment however there are seasonal ammonia limitations. Wastewater enters the
treatment system by a 102" diameter interceptor. Preliminary treatment includes screening and grit removal; primary treatment is performed by settling tanks and secondary treatment includes aeration tanks with final settling. Disinfection is by ultraviolet disinfection system. Sludge is blended, thickened and/or dewatered for off-site removal and beneficial reuse. The treated effluent is discharged through an ocean outfall of approximately 6 miles.

During 2005, decisions were made to include an expansion project in the capital program for the WWTP due to the regional benefits seen in eliminating the construction of smaller WWTP's in the adjoining area and the benefit to both the District and County. The expansion project now under construction adds new influent pumping, four primary settling tanks, four aeration tanks and auxiliary systems. Concurrent projects under construction expand the grit system (CP 8170), provide new effluent pumping (CP 8180) and reduce infiltration/inflow (CP 8181). The 2017 program provides new aeration blowers to replace three-1,750 horsepower units and related system. CP 8170 (a myriad of infrastructure improvements) and 8181 (infiltration/inflow reduction) will also require 2017 appropriations. Exhibit 'B' provides a summary of work done and recommendations.

Technical Considerations and Project Status

The aeration blower replacement component of the expansion project at this time is to insure firm capacity of 40.5 mgd is not jeopardized at the treatment plant. The aeration blower design was stopped in 2015 and can be updated in a relatively short time. It is anticipated that construction will take place during 2018 through early 2020. SEQRA has been completed, See Exhibit 'C'.

Legal Considerations

Except for the matter of Brownyard et al vs. the County of Suffolk, which alleges the SWSD Fund 405 has and maintains an excessively large balance and that Fund 405 was improperly established by legislative action, there are no legal claims made or anticipated to be made that are legal impediments to the proposed plan.
Continual compliance with the NYSDEC permit is mandated thus requiring improvements proposed in the project.

**Project Schedule**

The project has a schedule impacted by financing, engineering assistance, regulatory approvals, and potential grants/loans. A schedule is attached (Figure 2) indicating that the project will be in the construction phase through 2020.

**Improvement Costs**

This overall capital project is estimated to cost nearly $87 million. The 2017 project element will have the design completed in early 2018 and is valued at $5 million. Refer to Exhibit ‘D’, Probable Cost Opinion. Prior appropriations have been expended with the available appropriations considered for the Southwest Assessment Stabilization Reserve Fund 405 as a source of funding. The 2017 appropriations are also from Fund 405 and, therefore, no debt will be issued.

**Plan Implementation and Funding**

Funds have previously been appropriated and expended. Due to project estimates being higher than expected, some elements were excluded in the bid of 2014. Additional funds and, therefore, an amended plan is now required. The plan is to use the funding source of the adopted budget i.e., the Southwest Assessment Stabilization Reserve Fund 405 for project costs and, therefore, no debt will be issued. Concurrently, funds are being requested for the sewer district infrastructure improvements (CP 8170) and implementation of additional elements of the sewer system infiltration/inflow reduction project (CP 8181). Each project will have an individual hearing and appropriations and will be considered in the overall financing of the district and also use Fund 405.

No grants have been awarded although various applications for potential sources of funds have been made. There is however a low interest loan with the NYS Environmental Facilities Corporation. The details of the loan are included in Exhibit ‘E’ which is currently having
a short term loan converted to long term in an amount of $59 million.

**Proposed Financial Plan and Cost to Homeowner**

The district was formed under Section 271 of the County Law of the State of New York. There are no zones of assessment in the district. All properties in the district with the exception of the "tax exempt" properties have to pay the ad valorem taxes and a user charge which are presently $1.10 per $1,000 of full value and $157 per single family equivalent, respectively. The user charge is levied only after the individual property is connected to the district’s system. A benefit charge of $35.76 is also levied on each parcel. The tax base includes the district contractees (outside the district boundaries) who pay their sewer charges in accordance with agreements with the district. Exhibit ‘E’ includes information on the typical property (mode) and the levy of assessments and charges for 2017. The typical property rate is approximately $539 in 2017.

The total cost for the 2017 improvements to Suffolk County Sewer District No. 3 - Southwest will be financed with the Southwest Assessment Stabilization Reserve Fund 405. It is proposed that the project will be initiated during 2018 and that $5.0 million appropriations are required. Capital Projects 8170 and 8181 will have total appropriations between 2017 and 2019 of $53 million and will be underway during the same time period as CP 8183. The cumulative evaluation of all three projects concludes there will be no fiscal impact to the benefited properties in the District inasmuch as the costs for the increases and improvements use funds available in Southwest Assessment Stabilization Reserve Fund 405 and no debt being issued.

In addition to the capital expenses, these new improvements will increase the operation and maintenance cost. The new blowers will be 250 horsepower higher than the existing ones but will be more efficient. It is estimated that the annual cost increase for power consumption is $325,000, however, this cost is offset by more efficient aeration equipment and systems. The conclusion is based on the evaluation of the project as compared to the current operation and maintenance.
As indicated above, the district’s tax levies will not be affected by this project. The improvements are necessary to insure the sewer system continues to operate in accordance with regulations and that emergency conditions and potential environmental impacts are eliminated. It is, therefore, imperative that the proposal be implemented as soon as possible; and there, I respectfully request and recommend that authorization be given to proceed immediately.

Respectfully submitted,

Gilbert Anderson, P.E.
Commissioner and
Administrative Head of
Sewer Districts
Exhibit 'A'

Sewer Agency Resolution
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO. 12 - 2017

PUBLIC HEARING / NOTIFICATION TO NYS COMPTROLLER
FOR EXPANSION IN
SUFFOLK COUNTY SEWER DISTRICT NO. 3 – SOUTHWEST (CP 8183)

WHEREAS, an expansion of the Bergen Point Wastewater Treatment Plant from a treatment capacity of 30.5 MGD to 40.5 MGD has been underway for some time and is expected to be completed by the end of 2017, and

WHEREAS, the original project anticipated that the aeration blowers and auxiliary equipment would require replacement as part of the project or in the near future and based on available funds, that portion of the work was delayed and is now included in the adopted Capital Budget for 2017, and

WHEREAS, the appropriation of funds will require an amended Map and Plan, and

WHEREAS, Pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this action involves the extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. No further action under SEQRA should be taken by the Sewer Agency;

NOW, THEREFORE, IT IS

1st RESOLVED, that the SEQRA requirements for this action have been met, and requires no further action, now, therefore, be it further

2nd RESOLVED, that the Suffolk County Sewer Agency direct its attention and staff to take the steps necessary to obtain the approvals needed to acquire the funds necessary to make the improvements in Suffolk County Sewer District No. 3 – Southwest.

(Suffolk County Sewer Agency Meeting – February 6, 2017)
Exhibit 'B'  
CP 8163  
Summary and Portions of Engineering Report
Suffolk County Sewer District No.3 (S.C.S.D. 3) – Southwest has an expansion of the Bergen Point Wastewater Treatment Plant under construction for some time and is expected to be completed by the end of 2017. The expansion is to increase the capacity from 30.5 mgd to 40.5 mgd. The original project anticipated that the aeration blowers and auxiliary equipment would require replacement as part of the project or in the near future and SEQRA approval was granted for that work. Based on available funds, that portion of the work was delayed and is now included in the 2017 Adopted Budget for appropriating 2017. The appropriation of funds will require an amended Map and Plan and, therefore, the Sewer Agency concurrence was requested and received.

The engineering design report of June 2009 included a description of the 10 mgd expansion. Section 6 of that report is attached hereto and describes the aeration system and blowers (refer to page 6-10).
Sewer District 3 - Southwest
Bergen Point Waste Water Treatment Plant Expansion

Engineering Report
Section 6
Description and Design of 10 MGD Plant Expansion

6.1 Introduction
This section presents the basis of design and process description for the recommended improvements required for the ten mgd plant expansion.

6.2 Recommended Facilities
Based on the evaluation of the major process components as described in Section 5, the following major improvements are recommended:

- Two (2) new 30 mgd variable speed drive raw wastewater pumps
- Two (2) new 20 mgd variable speed drive raw wastewater pumps
- Two (2) new 10 mgd variable speed raw wastewater pumps
- Four (4) new primary settling tanks and associated systems
- Four (4) new primary sludge pumps
- Two (2) new scum ejectors
- Two (2) new aeration tanks and associated systems
- Three (3) new aeration blowers and associated systems
- Two (2) new Waste Activated Sludge (WAS) pumps
- Three (3) new Return Activated Sludge (RAS) pumps
- One (1) new Secondary Clarifier and associated systems
- One (1) new Final Effluent Pump (included under the Outfall Replacement contract)
- Miscellaneous auxiliary improvements

These new recommended system components and associated systems are described in detail in the following sections. The proposed layout of new facilities is shown on Figure 6.1.
6.3 Influent Pumping System
6.3.1 Basis of Design

Following influent screening, all influent wastewater flows into the influent pumping station located at the east end of the Administrative and Maintenance Building. As described in Section 5.3.3, the existing influent pumping station consist of five (5) dry pit vertical centrifugal, extended shaft raw wastewater pumps. With the largest pump, Pump No. 5 (30 mgd) out of service, the capacity of the four remaining pumps is not adequate to meet the design peak hourly flow of 80.5 mgd.

A new sixth influent pump will therefore be provided with a capacity of 30 mgd, in addition to the recommended replacement of Pumps 1 through 5. The replacement and or rerating of Pumps 1 through 5, in addition to the installation of Pump No. 6 will allow for one of the 30 mgd pumps to be out of service, with a firm system pumping capacity of 90 mgd, which exceeds the design peak hourly flow of 80.5 mgd.

Pump No. 6 will be a new variable speed wet pit/dry pit solids handling pump. Pump No. 6 will be located adjacent to existing Pump No. 4 (South Wet Well). The present piping layout will be retained for the new influent pump, which consists of an equipment pad and influent and effluent piping. A manually operated trolley hoist is currently in place for pump maintenance/replacement.

The influent pump station is currently powered by a 4160 volt power supply. The new pump can be provided with a 4160 volt motor and eddy current drive, similar to the existing drives. However, as an alternative, a higher efficiency variable frequency drive can be provided. Similarly the replacement motors and drives for influent pumps 1 through 5 can be provided with eddy current drives, or variable frequency drives. Should variable frequency drives be provided it is suggested that 480 volt motors be utilized, and a step down transformer be installed to drop the voltage from 4160 to 480.

The basis of design for the new influent pumps is as follows:

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<td>875</td>
<td>82%</td>
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<td>20</td>
<td>80</td>
<td>705</td>
<td>86%</td>
<td>350</td>
</tr>
<tr>
<td>Pump 5 and 6</td>
<td>30</td>
<td>80</td>
<td>705</td>
<td>86%</td>
<td>600</td>
</tr>
</tbody>
</table>
6.3.1 Process Description
Discharge from each headworks screenings channel will flow thru a transition channel to the two influent pump station (IPS) wet wells, designated as the "North" and "South" wet wells. Each wet well may be isolated, by closing a sluice gate dedicated to each channel. The influent pumping system will consist of six solids handling pumps. Existing Pumps P-1 (10 MGD), P-3 (20 MGD) and P-5 (30 MGD) are located at the North Wet Well, and existing pumps P-2 (10 MGD) and P-4 (20 MGD) and new Pump P-6 (30 MGD) are located in the South Wet Well. The North and South Wet Wells are hydraulically connected, such that P-5 and P-6 can pump from either wet well.

All six pumps are variable speed. The capability of automatically adjusting pump speed, startup and shutdown by a PLC based control panel shall be provided. Pump speed and sequencing shall be based on wet well level. The pumps will also be capable of being started and stopped manually and have manual speed adjustment.

6.4 Primary Sedimentation
The plant upgrade will include the installation of four (4) new primary settling tanks and associated systems including sludge collectors and drives, scum troughs and drives, primary sludge pumps, and scum ejectors/pumps.

6.4.1 Primary Settling Tanks
6.4.1.1 Basis of Design
The existing PSTs consist of four (4) rectangular primary settling tanks each with a settling area of approximately 6,400 square feet. As described in Section 5.3.5, the existing PSTs are undersized for the annual average design flow of 40.5 mgd.

Following threshold exceedance, as discussed in Section 5, and to handle the annual average design flow of 40.5 mgd, four new PSTs would be required to increase the overall PST surface area from 25,600 ft² to 51,200 ft². With four new PSTS, at an average annual design flow of 40.5 mgd, the overflow rate will be approximately 842 gpd/ft² which meet the Ten States Standards maximum overflow rate of 1,000 gpd/ft² at average annual flow. At a peak hourly design flow of 80.5 mgd, the corresponding surface overflow rate is approximately 1,623 gallons per day per square foot (gpd/ft²), which is within the maximum peak hourly overflow rate recommended by Ten States Standards of 3,000 gpd/ft².

To account for two tanks being out of service at one time, due to the primary sludge pump piping configuration, and improved constructability a staged construction of the four primary tanks will allow for the Ten States Standards overflow rate of 1,000 gpd/ft² to be met until 2039, when 95% of the 40.5 MGD plant capacity is anticipated to be met. Therefore, the additional two tanks can be constructed under a separate contract, at a later date.
The new PSTs will be located adjacent to existing PST No. 4. For consistency of operation and equipment interchangeability, the new tanks will generally match the configuration and dimensions of the existing tanks. The new PSTs will be approximately 160 feet long, 40 feet wide, and 12 feet deep and consist of two (2) bays, each approximately 160 feet long, 20 feet wide, and having a 10 foot side water depth.

As in the existing tanks, the new tanks will consist of two (2) bays that are hydraulically connected. Each bay will have its own longitudinal collector operating off of a common drive for the tank. A separate chain-and-flight scum collector will not be provided. Instead, the longitudinal collector will run the full length of the tank for scum skimming and sludge removal. One cross collector common for both bays will be provided. The new tanks will be a separate structure from the existing PSTs and will be pile-supported as described in Section 7.4.2 Channels with expansion joints will extend between the new and existing PSTs for the influent and effluent flows. Additionally, the existing primary influent tunnel will be extended to accommodate the new primary sludge pumps and piping.

The following is a summary of the new PSTs and associated equipment to be included under the 10 MGD expansion, assuming a staged construction of the required 4 PSTs:

- Number of new primary settling tanks: 4
- Number of new longitudinal collectors: 8
- Number of cross collectors: 4
- Non-Overload Motor Horsepower (Longitudinal Collector): 0.5
- Non-Overload Motor Horsepower (Cross Collector): 0.75

6.4.1.2 Process Description
Plant influent will flow through the headworks and aerated grit tanks as described previously, into the PST influent channel. Manually operated sluice gates allow for flow distribution from the influent channel to each PST. There are four sluice gates per PST (two for each bay) for a total of 32 sluice gates (16 existing and 16 new).

Under normal conditions, the new primary settling tanks will be operated very similarly to the existing PSTs. Aside from there being more equipment, maintenance and operation will be no different than the current system.

Primary sludge settled on the tank bottoms will be collected by one full-length, longitudinal collector per bay and pushed to the head end of the tank. One drive will operate two collectors, therefore a total of four (4) new longitudinal collector drives will be provided. The sludge will then be moved to the sludge sump by a single sludge cross collector per tank. The collected sludge will be removed from the PST
via new primary sludge pumps. The longitudinal collector will also move scum on
the water surface toward the motorized scum trough as described in Section 6.4.3.

6.4.2 Primary Sludge Pumps

6.4.2.1 Basis of Design

The existing primary sludge pumping equipment consists of four (4) Wemco Torque
Flow variable speed non-clog centrifugal pumps. Two pumps are dedicated to PSTs
No. 1 and 2 and two pumps are dedicated to PSTs No. 3 and 4. The pumps alternate
pumping every ten minutes and the speed and time interval can be manually adjusted
by the plant operator.

Two new sludge pumps will be associated with new PSTs Nos. 5, and 6 and two new
sludge pumps with new PSTs 7 and 8. The pumps will be variable speed, recessed
impeller, centrifugal type pumps. This type of pump was selected based on its ability
to deliver high head and pass large solids.

The new pumps will be located in an extension of the existing Primary Settling Tank
Pipe Gallery.

The primary sludge pumps will be designed with the capability to operate both on a
continuous basis and on an intermittent timed cycle. Intermittent operation may be
used to reduce the net flow rate of sludge withdrawal and provide some sludge
thickening within the PST. Based on existing operations, sludge solids concentrations
are approximately 2.5 to 3 percent solids. The pump operating cycle indicates what
mode of operation the pumps may be set at to meet the various loading scenarios.

The existing Wemco pumps each have 30 hp, 1765 rpm motors and are rated to
deliver 175 gpm at 100 feet TDH. The new pumps will have a similar design criterion
as summarized below:

- Number of new pumps: 4
- Maximum Design Capacity per Pump: 175 gpm
- Total Head at Maximum Design Capacity: 100 feet
- Type of Drive: Variable Speed
- Pump Speed at Design Capacity: 1350 rpm
- Pump Efficiency at Design Point: ~ 40%
- Max Sphere Solids Size: 4 inches
- Non-Overload Motor Horsepower: 30 hp
- Pump Discharge Diameter: 4 inches
6.4.2.2 Process Description

The primary sludge pumps will be variable speed and may be run either continuously or on a timer. All pump motors and variable frequency drives (VFDs) will be provided with high temperature and overload alarms. Speed adjustment shall be manual at the VFD or remotely from SCADA. Adjustable timers will control the run time for each pump. Pump sequencing shall be user selectable.

6.4.3 Primary Scum System

6.4.3.1 Basis of Design

Scum is collected by the motorized scum trough located at the end of each PST. When operating, the scum troughs at PST No. 1 and No. 2 and the scum troughs at PST No. 3 and 4 can drain to either the scum well located at the north side PST No. 1 or to the scum well located at the south side PST No. 4. Scum from the wells drain through pipes running along side the PSTs to one of two scum ejectors (one for each well), which are located in the PST pipe gallery. Each scum ejector has a capacity of 150 gpm at 32 feet TDH.

New scum troughs will be provided in PST No’s. 5 through 8 at the effluent end. The scum trough will drain to new scum wells located north of PST No. 5. A new 8” scum line will drain the scum well to the new scum ejectors located in the extension of the PST pipe gallery.

6.4.3.2 Process Description

Typically, the scum trough is operated automatically, based on a timed sequence; however, the operator will also have manual control at each drive. As in the existing system, each scum trough will be equipped with its own drive. One drive will be a single drive for one bay, while another will be a dual drive for controlling scum in two bays.

6.5 Aeration System

6.5.1 Aeration Tanks

6.5.1.1 Basis of Design

The existing aeration system is comprised of eight aeration tanks, each 314 feet long, 35 feet wide and 15 feet SWD, resulting in a volume of approximately 1.2 million gallons per tank. Wastewater influent and return sludge distribution piping has been designed to enable operation in plug flow or step aeration. The aeration tanks are currently operated in step aeration mode.

As described in Section 5.3.6, two additional aeration tanks are required to meet the Ten State Standards maximum loading rate of 40 lbs BOD/day/1,000 ft². A preliminary evaluation to implement the MLE process at Bergen Point found that
seven (7) additional aeration tanks would be required. If the County would like to pursue implementation of the MLE process, the aeration system can be modeled during design to confirm these findings.

The two (2) new aeration tanks required to meet Ten States Standards, can either be located on the south side of tank No. 8 or to the north of tank No. 1. The probable construction cost estimate in Section 12 assumes the installation of the new aeration tanks on the north side of tank No. 1. This location is recommended to maintain the geometry across the ten tanks and the hydraulic flow through the effluent channel will result in less headloss.

However, this location for the two new aeration tanks will most likely require relocation of an 18” final effluent line and 24” sewer. In addition, the 84” aeration header will have to be modified to deliver air to the new aeration tanks. A mass balance was performed to ensure that the new aeration tank capacity would be adequate to meet the required design parameters and the associated industry standards. The mass balance was performed assuming normal operating conditions at the estimated average annual, maximum month, maximum day and peak hourly flows and loadings. The BOD and TSS loadings to the aeration tanks are based on the removal rates in the primary settling tanks and were based on existing plant operations. The desired food-to-microorganism ratios (F/Ms) and sludge retention times (SRTs) were also based on data from existing plant operations.

With the new tanks in service, the BOD mass loading rate to the aeration tanks is estimated to be 31 lbs BOD/day/1,000 ft³, which is below the Ten State Standards maximum loading rate of 40 lbs BOD/day/1,000 ft³. The average mixed liquor suspended solid (MLSS) concentration is estimated to be 1,898 mg/l, which is within the Ten State Standards criteria of 1,000 to 3,000 mg/l. Based on the expected aeration tank operations, the solids loading rate to the final settling tanks (FSTs) is estimated to be 9 lb/ft²/day, which is well below the Ten State Standards maximum peak solids loading criteria of 50 lb/ft²/day.

6.5.1.2 Process Description

Effluent from the FSTs enters the aeration tank influent channel, which runs along the east end of the aeration tanks and distributes flow to the influent troughs (one for each tank). Flow can be prevented from entering an influent trough through the use of stop plates. The troughs run parallel to the tanks and distribute flow to the aeration tanks through inlet ports located along the length of the trough at a spacing of 10 feet on center. Flow can be prevented from entering inlet ports through the use of stop gates.

Aeration tank effluent flows from the tank through outlet ports spaced five feet on center into the effluent trough located on the opposite side of the tank. Flow from the effluent troughs enters the aeration tank effluent channel, where it is transported to the final settling tanks for solids removal.
As described in Section 5.3.7, the current aeration system is limited to a maximum flow of approximately 40,000 cfm, a corresponding discharge pressure of 8.3 psig, due to the failure of pipe joints, within the influent pipe gallery and along the lengths of the tanks. We have been unable to confirm that the existing HiOX diffuser panels are capable of operating under higher flux rates to deliver the required air flow.

It is recommended that either the existing aeration tanks be retrofitted to increase the number of Parkeon HiOX diffuser panels, resulting in a lower system pressure or during final design further analysis of the diffuser system be undertaken to determine if full replacement of the system is required. It is also recommended that the couplings on the aeration distribution piping that fail at pressures over 8.3 psig be replaced under this expansion project.

6.5.2 Return and Waste Sludge Pumping

6.5.2.1 Basis of Design

Sludge from the FSTs is either returned to the aeration tanks by the return activated sludge (RAS) pumps or is transported by the waste sludge pumps to the sludge disposal building for dewatering. Both sets of pumps are located in the return sludge pumping station.

The existing RAS pumping system consists of three (3) vertically mounted centrifugal pumps. Each pump is rated at 6,950 gpm at a total head of 45 feet. Each pump is driven by a 125 hp electric motor, controlled by eddy current drives. RAS is returned to the aeration tanks via two (2) 24-inch RAS lines.

Under normal operating conditions, two pumps are placed into operation at a time. The RAS pump flow rates are set as a percentage of combined flow rate of the influent pumps. The total RAS flow varies from approximately 33 to 45 percent of the influent flow.

Based on the peak hourly flow rate of 80.5 MGD and a RAS flow rate of 50 percent of the influent flow, the total required RAS pump capacity is approximately 28,200gpm, requiring a pump capacity of 9,400gpm at a total head of 60 feet per pump assuming one pump is pumping to Aeration Tanks 1 through 4 and the other to Aeration Tanks 5 through 8 in separate discharge lines. The existing pump capacity of 6,950 gpm per pump is therefore not adequate to meet the design criteria under the peak hourly flow conditions with one pump out of service.

Due to space limitations within the existing return sludge pumping station, it is recommended that all three pumps be upgraded to meet the design criteria of 9,400 gpm for each pump. RAS pumps will consist of three (3) vertical turbine solids handling pumps (two (2) duty and one (1) standby), each pump rated at 9,400gpm at 60 feet of head. Each pump would be driven by a 200 hp motor, controlled by a variable frequency drive.
Number of new pumps: 3

Maximum Design Capacity per Pump: 9,400 gpm

Total Head at Maximum Design Capacity: 60 feet

Type of Drive: Variable Speed

Pump Speed at Design Capacity: 890 rpm

Pump Efficiency at Design Point: 81%

Non-Overload Motor Horsepower: 200 hp

Pump Discharge Diameter: 16 inches

The existing Waste Activated Sludge pumping system consists of two (2) vertically mounted centrifugal pumps, each rated at 700 gpm at a total head of 60 feet. Each pump is driven by a 25 hp electric motor. Under the 10 MGD expansion, the estimated maximum daily WAS flow is 594 gpm.

Currently, the waste sludge pumps have a firm pumping capacity of 400 gpm (1 running, 1 standby). The decrease in pumping capacity is the result of a process change. The waste sludge is now conveyed to the Gravity Belt Thickeners, in lieu of the Sludge Thickening Tanks, which results in higher head conditions. Consequently, the existing pumps will require replacement.

Due to space limitations within the existing waste sludge pumping station, it is recommended that both pumps be upgraded to meet the new design criteria of 900 gpm at 95 feet for each pump. Each pump would be driven by a 40 hp motor, controlled by a variable frequency drive.

6.5.2.2 Process Description

The RAS pumping system station will consist of three (3) vertically mounted centrifugal pumps (2 operating, 1 standby) with VFDs, each pump rated for 9,400 gpm at 60 feet at maximum speed. The RAS pumps will generally operate based on matching a set percentage of influent flow.

The WAS pumping system station will consist of two (2) vertically mounted centrifugal pumps (1 operating, 1 standby) with VFDs, each pump rated for 900 gpm at 95 feet. The waste sludge pumps will pump WAS to the Gravity Belt Thickeners for thickening.

6.5.3 Aeration Blowers

6.5.3.1 Basis of Design

The existing system consists of three Roots-Dresser single stage centrifugal blowers, which are located in the blower building. The blowers are driven by 1,750 hp, 4160 volt, 3 phase electric motor. Each blower is rated at 34,000 cfm at 8 psi. One blower
runs continuously under normal operating conditions with two blowers on standby, for a total capacity of 68,000 with one blower out of service.

The blowers supply air to the aeration tanks, and supply air required for mixing in the primary settling tank influent channel, aeration tank effluent channel, and final settling tank influent channel. Process air is provided to the aeration tanks by a Parkson HiOx aeration panel system. Each aeration tank contains 120, 4’ X 12’ HiOx panels. Based on the new air requirements associated with the new aeration tanks, a total of 87,000 cfm is required, which exceeds the existing blower capacity. Due to space limitations within the existing blower building, it is recommended that all three blowers be upgraded to meet the design criteria of 46,000 cfm each. The blower system will consist of three Roots-Dresser single stage centrifugal blowers (two (2) duty and one (1) standby), each blower rated at 46,000 cfm at 8 psi. Each blower would be driven by a 2000 hp, 4160 volt, 3 phase electric motor. The blower design criteria and recommended blowers have been summarized below in Table 6-1.

<table>
<thead>
<tr>
<th>Table 6-1 New Process Air blowers</th>
</tr>
</thead>
<tbody>
<tr>
<td>Process Air blowers</td>
</tr>
<tr>
<td>System Capacity, cfm (one blower on standby)</td>
</tr>
<tr>
<td>Number of blowers</td>
</tr>
<tr>
<td>Number Operating</td>
</tr>
<tr>
<td>Number of Standby</td>
</tr>
<tr>
<td>Blower Type</td>
</tr>
<tr>
<td>Blower Design Capacity, cfm</td>
</tr>
<tr>
<td>Pressure Rise, psi</td>
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<tr>
<td>Number of Stages</td>
</tr>
<tr>
<td>Motor hp</td>
</tr>
<tr>
<td>Motor Speed, rpm</td>
</tr>
<tr>
<td>Basis of Design Manufacturer and Model</td>
</tr>
</tbody>
</table>

The air discharge pipe and appurtenances from the blowers to the aeration tanks would remain intact. The new blowers will be located on the existing equipment pads.

6.5.3.2 Process Air Piping and Diffuser System

As discussed in Section 6.5.1.2, it is recommended that either additional Parkson diffuser panels be installed in the existing tanks to reduce the system pressure or the system be evaluated during final design to determine if full replacement is necessary.

The process air piping located in the aeration tank pipe gallery will remain, with the potential for additional distribution air piping to be installed for the drop legs at both the new and existing aeration tanks. The existing couplings on the aeration piping that are limiting the current system pressure will be replaced.
6.5.3.3 Process Description

The blowers will provide process air to the aeration tanks. The total air required for the activated sludge process varies, based upon factors such as influent flow, influent loads, temperature, mixed liquor suspended solids (MLSS), etc. The system will be automated to allow adjustment of blower output, to meet a target DO concentration in the aeration tanks (2.0 mg/L). The capacity of each blower will be controlled by means of adjustable outlet diffuser vanes and the efficiency will be maximized by trimming with the inlet guide vanes.

Process air will be fed to the aeration tanks through a series of droplegs, which connect to the central air header located in the aeration tank east piping gallery. Each dropleg will feed a diffuser grid panel system, which consists of diffusers attached to individual supply air headers.

Under normal operating conditions, blowers will operate based on maintaining a set dissolved oxygen concentration in the aeration tanks. A series of DO probes installed in the aeration tanks provide a continuous DO concentration signal available to SCADA.

Under normal operating conditions, two blowers will be in operation with one on standby. As DO concentrations in the aeration basin change, the blower discharge will be adjusted by opening/closing the inlet guide vanes and outlet diffuser vanes on each blower. As more process air is required, exceeding the capacity of the running blowers, the third blower will automatically turn on.

6.6 Final Sedimentation

The plant upgrade will include the installation of one new final settling tank and associated systems including sludge and scum collectors and drives.

6.6.1 Final Settling Tanks

6.6.1.1 Basis of Design

The existing FSTs consist of four (4) circular 110-foot diameter and two (2) circular 140-foot diameter final settling tanks, a combined settling area of approximately 68,768 square feet. As described in Section 5.3.8, with all tanks in service, the final settling tanks meet the recommended Ten State Standard design conditions. However, with the largest clarifier out of service, the overflow rate for the final settling tanks exceeds the recommended Ten State Standard overflow rate. The ability of the final settling tanks to meet this design condition with a tank out of service is not a requirement under Ten States Standards, however, meeting this design condition will afford additional system redundancy. In addition, the original smaller clarifiers have had performance issues due to the peripheral feed arrangement and the County has modified them to improve their performance. However, in the future, the solids and hydraulic loads will increase potentially decreasing the efficiency of these clarifiers. The operational efficiency cannot be determined at this time.
The new 140-foot diameter clarifier will be located south of Final Tanks 5 and 6, warranting a more optimal feed arrangement. For consistency of operation and equipment interchangeability, the new tank, scum and sludge collection mechanisms will generally match the configuration and dimensions of the two existing 140-foot diameter tanks.

6.6.1.2 Process Description

Mixed liquor leaving the aeration tanks flows to a chamber for distribution to the circular final settling tanks. Mixed liquor then flows through 48 inch diameter influent lines, up through a 40 foot by 6 foot 6 inch deep influent feed well. Circular sludge and scum rakes collect settled sludge and scum. Scum is pushed into individual scum boxes at each settling tank. It is then conveyed to one common scum well for final settling tanks 5 and 6. Settled sludge flows to the RAS well, is then pumped to the aeration tanks or to the gravity thickeners.

Effluent from the final settling tanks flows to the effluent pumping station, is chlorinated, and discharged via a 72-inch outfall.

6.7 Final Effluent Pumping and Outfall System

6.7.1 Final Effluent Pumps

6.7.1.1 Process Description

Following final sedimentation, all effluent wastewater flows into the effluent pumping station located to the west of the Scavenger Waste Building. As described in Section 5.3.8, the existing effluent pumping station consists of three variable speed dry pit vertical centrifugal pumps.

The three final effluent pumps have a firm pumping capacity of 85 MGD (2 running, 1 standby). Under the 10 MGD expansion, the peak hourly flow is estimated to be 80.5 MGD. The existing pumps are adequate to meet the peak hourly flow with two pumps operating. However, during pumping operations either two or three pumps operate depending on flow due to the inadequate time to start up a pump should one fail without causing a significant backup of flow and potentially overflow of the plants secondary treatment system.

Therefore, with only three available pumps, two of which must be operated simultaneously at all times and all three during high flow conditions, there is no real backup pumping capacity. Furthermore, with the increased plant capacity of 40.5 MGD, the final effluent pumps will likely operate on a more continuous basis increasing the need for and the wear of the equipment. The addition of a fourth final effluent pump is recommended to meet the higher flow conditions and provide additional system redundancy.
It is also recommended that the controls for the final effluent pumping station and piping layout be evaluated. An evaluation of the piping is required due to the isolation of multiple pumps during maintenance. Under the current installation, both south pumps must be off-line to perform maintenance on either pump. If a fourth pump is added, both north pumps will have to be off-line to perform maintenance. Improvements to the pipe layout will provide the system redundancy required under the 10 MGD expansion.

The existing 72-inch diameter ocean outfall, as described in Section 5.3.8 has structural issues and will be replaced under a separate project. At this time the new outfall design has not been finalized. This may impact the head that the final effluent pumps will have to operate against. Coordination of the final effluent pressure developed in the new outfall and the modifications to the effluent pumping station will need to be considered. As such, it is recommended that the fourth final effluent pump be included under the outfall project.
Exhibit 'C'

SEQRA
RESOLUTION NO. 59 -2010, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED DEPARTMENT OF PUBLIC WORKS SEWER DISTRICT NO. 3 – SOUTHWEST-BERGEN POINT WASTEWATER TREATMENT PLANT EXPANSION, CP 8183, TOWN OF BABYLON

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) has reviewed a project designated as the "Proposed Department of Public Works Sewer District No. 3 – Southwest-Bergen Point Wastewater Treatment Plant Expansion, CP 8183, Town of Babylon", pursuant to Section 6 of Local Law No. 22-1985 which project involves the design of 10 MGD Plant Expansion within the existing plant. The recommended improvements are:

Two (2) new 30 mgd variable speed drive raw wastewater pumps;
Two (2) new 20 mgd variable speed drive raw wastewater pumps;
Two (2) new 10 mgd variable speed raw wastewater pumps;
Four (4) new primary settling tanks and associated systems;
Four (4) new primary sludge pumps;
Two (2) new scum ejectors;
Four (4) new aeration tanks and associated systems;
Three (3) new aeration blowers and associated systems;
Two (2) new Waste Activated Sludge (WAS) pumps;
Three (3) new Return Activated Sludge (RAS) pumps;
One (1) new Secondary Clarifier and associated systems; and
One (1) new Final Effluent Pump (included under the Outfall Replacement contract);
Miscellaneous auxiliary improvements; and

WHEREAS, an Environmental Assessment Form (EAF) was prepared and submitted to the CEQ office by the Suffolk County Department of Public Works and a presentation was made by representatives from CDM/DBA Joint Venture and subsequently sent out to all concerned parties; and

WHEREAS, at its January 20, 2010 meeting, the CEQ reviewed the EAF and information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code; and

WHEREAS, the CEQ has advised the County Legislature and the County Executive by memo dated January 20, 2010 of said recommendations; and

WHEREAS, Section 279-5(H) of the SUFFOLK COUNTY CODE requires the Presiding Officer to introduce legislation for an appropriate SEQRA determination; and

WHEREAS, the Suffolk County Legislature has reviewed the EAF and the CEQ recommendations; now, therefore be it
RESOLVED, that this Legislature hereby determines that the Proposed Department of Public Works Sewer District No. 3 - Southwest-Bergen Point Wastewater Treatment Plant Expansion, CP 8183, Town of Babylon constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons:

1) The proposed action will not exceed any of the criteria in Section 617.7 of Title 6 NYCRR, which sets forth thresholds for determining significant effect on the environment, as demonstrated in the Environmental Assessment Form;

2) The proposal does not appear to significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and the Suffolk County Code;

3) The parcel does not appear to suffer from any severe environmental development constraints (limiting soil properties; no high groundwater and no unmanageable slopes); and

4) All necessary NYSDEC permits will be obtained;

and be it further

RESOLVED, that a copy of this Resolution shall be filed with the Suffolk County Clerk, the initiating unit of said project, and with the CEQ; and be it further

RESOLVED, that in accordance with Section C1-4(1)(d) of the SUFFOLK COUNTY CHARTER and Section 279-5(C)(4) of the SUFFOLK COUNTY CODE, the CEQ is hereby directed to prepare and circulate a SEQRA notice of determination of non-significance in accordance with this Resolution.

DATED: March 2, 2010

APPROVED BY:

/s/ Steve Levy
County Executive of Suffolk County

Date: March 12, 2010
Exhibit 'D'

Probable Cost Opinion
CP 8183
Probable Cost Opinion
Aeration Blowers

Aeration Blowers
$3,000,000

Demolition, installation, auxiliary systems and electrical upgrade
$2,000,000

Total
$5,000,000
Exhibit 'E'

NYS EFC Financing
The New York State Environmental Facilities Corporation (NYSEFC) has a Clean Water Financing Program that offers low interest loans for eligible projects. In 2015 a Project Finance Agreement was executed between the NYSEFC and Suffolk County for the Bergen Point WWTP Expansion and defined as CP 8183 (County) and C1-9012-04-00 (NYSEFC). A prerequisite for the agreement was an application and approval of engineering plans and reports with respect to short-term financing.

The initial project appropriations were in an amount of $65 million. At the time of PFA execution previously issued indebtedness used to finance the project amounted to nearly $11 million. These previously issued bonds issued were not eligible. As the project was under construction and changes in scope developed the project cost escalated with total appropriations reaching approximately $73 million and the NYSEFC short-term financing set at nearly $59 million. With short-term financing bearing no interest and having a sunset of September 2017 a long-term financing agreement is now underway with subsidy on market rate interest.

Although the NYSEFC has advantages in subsidized interest it is noted that financing of the project does have alternatives with the use/availability of Southwest Stabilization Reserve Fund (Fund 405) before the estimated principal repayment date of February 2047.
Exhibit 'F'

Summary of Rate
Summary of Rate
SD 3 – Southwest
(CP 8183)

Due to the use of the Southwest Assessment Stabilization Reserve Fund 405 no debt will be issued. The annual cost per typical property (mode) for 2015-2017 is below.

Adopted
2017 Rate
  Rate per Full Equalized Value (FEV) $1.1/$1,000
  Per parcel charge $35.76/unit
  User fee $157/unit
  Typical property = mode = $314,961

2017 charge per typical property

  $1.1 \times \frac{$314,961}{1,000} + $35.76 + $157 = \$539

2016 Rate $1.6/$1,000 FEV and other charges = $692 per typical property

2015 Rate $1.91/$1,000 FEV and other charges = $723 per typical property
Mode Value

The assessed values of the Towns of Islip and Babylon were merged. The mode value was obtained and the total annual cost for 2017 established. The mode value is $314,961. The additional charges of a benefit and per parcel charge are included.

*typical property per NYS County Law, Article 5-A
RESOLUTION NO. 929-2016, AFFIRMING, CONFIRMING, AND ADOPTING THE ASSESSMENT ROLL FOR SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST AND DIRECTING THE LEVY OF ASSESSMENTS AND CHARGES WITHIN THE TOWNS OF BABYLON, ISLIP AND HUNTINGTON FOR THE SOUTHWEST SEWER DISTRICT IN THE COUNTY OF SUFFOLK FOR FISCAL YEAR 2017

WHEREAS, the Administrative Head of the Southwest Sewer District in the County of Suffolk, also known as Suffolk County Sewer District No. 3 - Southwest, did duly submit and file a tentative 2016-2017 assessment roll for said district for Fiscal Year 2017; and

WHEREAS, a public hearing upon said assessment roll was duly called, noticed, and held at which time the Suffolk County Legislature did hear and consider all objections and complaints addressed to the said assessment roll; and

WHEREAS, after having carefully reviewed and considered the tentative assessment roll and the objections, complaints, testimony, and comments addressed thereto; now, therefore be it

1st

RESOLVED, that the tentative assessment roll proposed for Suffolk County Sewer District No. 3 - Southwest be and the same hereby is affirmed, confirmed, and adopted as the final 2016-2017 assessment roll for said District for Fiscal Year 2017, and the Clerk of the Legislature is directed to file same immediately; and be it further

2nd

RESOLVED, that the budget for the levy of said sewer district, which has been approved and adopted by this County Legislature by previous resolution, and as adjusted by Schedule "A", attached hereto and made a part of hereof, is hereby assessed, levied, and charged upon all the property subject to special assessment and charge for the purposes of the Suffolk County Sewer District No. 3 - Southwest within the Towns of Babylon, Islip, and Huntington based upon the equalized value or full value of all such property, as determined in accordance with the equalization rates hereinafter set forth and upon the full value of the "S" parcels as determined by the Administrative Head, all as shown on the annexed schedule; plus an additional amount of $35.76 per taxable parcel located within the District or that amount which when multiplied by the total number of taxable parcels located within the District will amount to the sum of $2,715,614.40 or such other sum as the County Legislature may ultimately fix and confirm and that the warrant shall reflect this levy; and be it further

3rd

RESOLVED, that the respective town tax receivers are hereby directed to collect the said sums as levied in the same manner provided by law for the levy of State, County, or Town taxes; and be it further

4th

RESOLVED, that the Clerk of the Suffolk County Legislature is directed to publish a Notice of Adoption of this resolution at least once in the official newspapers of the County and in three having circulation within the sewer district. Said notice shall be substantially in the following form, to wit:

***
<table>
<thead>
<tr>
<th>Town</th>
<th>Assessed Value on Which Sewer District No. 3 Taxes are Levied</th>
<th>Equalization Rate</th>
<th>Full Valuation</th>
<th>Amount of Levy</th>
<th>Tax Rate per Million of Assessed Valuation</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>BABYLON</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) DISTRICT WIDE LEVY</td>
<td>$193,706,310</td>
<td>1.18</td>
<td></td>
<td>$18,091,280.70</td>
<td>$93.39</td>
</tr>
<tr>
<td>(2) PER PARCEL BENEFIT CHARGE ON PARCELS:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>46,280</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td>* (3) SPECIAL PARCELS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>S-1 (NYS Dept. Transportation)</td>
<td>$192,620</td>
<td>1.18</td>
<td>$16,323,729</td>
<td>$18,061.17</td>
<td></td>
</tr>
<tr>
<td>S-2 (SUNY Farmingdale)</td>
<td>$4,524,190</td>
<td>1.18</td>
<td>$383,405,432</td>
<td>$422,892.05</td>
<td></td>
</tr>
<tr>
<td>S-10 (Bellmont St. Plk)</td>
<td>$601,310</td>
<td>1.18</td>
<td>$55,204,322</td>
<td>$38,940.14</td>
<td></td>
</tr>
<tr>
<td>S-15 (NYS Maint)</td>
<td>$116,170</td>
<td>1.18</td>
<td>$9,844,915</td>
<td>$10,885.40</td>
<td></td>
</tr>
<tr>
<td>TOTAL - SPECIAL PARCELS</td>
<td>$495,737,373</td>
<td>1.18</td>
<td>$421,779,577</td>
<td>$474,188.13</td>
<td></td>
</tr>
<tr>
<td>TOTAL - BABYLON</td>
<td>$16,911,687,873</td>
<td></td>
<td></td>
<td>$20,292,726.43</td>
<td></td>
</tr>
<tr>
<td><strong>HUNTINGTON</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>* SPECIAL PARCELS</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>S-6 (SUNY Farmingdale)</td>
<td>$506,096</td>
<td>0.85</td>
<td>$39,540,706</td>
<td>$65,938.98</td>
<td></td>
</tr>
<tr>
<td>TOTAL - HUNTINGTON</td>
<td>$59,546,706</td>
<td></td>
<td></td>
<td>$65,938.98</td>
<td></td>
</tr>
<tr>
<td><strong>ISLIP</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(1) DISTRICT WIDE LEVY</td>
<td>$1,424,908,534</td>
<td>12.70</td>
<td>$11,216,792,236</td>
<td>$12,364,784.68</td>
<td>$6.68</td>
</tr>
<tr>
<td>(2) PER PARCEL BENEFIT CHARGE ON PARCELS:</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>25,886</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td></td>
<td>$1,058,783.36</td>
</tr>
</tbody>
</table>

* Dollar amount to be raised pursuant to Section 19 of the Public Lands Law.
### SCHEDULE A (continued)

**COMPUTATION OF VALUATIONS, TAX LEVIES AND RATES FOR SOUTHWEST SEWER DISTRICT NO. 3, 2016-2017**

(BABYLON, ISUP AND HUNTINGTON)

<table>
<thead>
<tr>
<th>Town</th>
<th>Assessed Value on Which Sewer District No. 3 Taxes are Levied</th>
<th>Equalization Rate</th>
<th>Full Valuation</th>
<th>Amount of Levy</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>ISUP (Continued)</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>* (3) SPECIAL PARCELS</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5-8 (C.I. State Hosp.)</td>
<td>$4,064,028</td>
<td>12.70</td>
<td>$32,000,220</td>
<td>$25,373.28</td>
</tr>
<tr>
<td>5-9 (NYS DPW)</td>
<td>$1,590,541</td>
<td>12.70</td>
<td>$12,523,545</td>
<td>$13,837.84</td>
</tr>
<tr>
<td>5-11 (Heckscher State Pk.)</td>
<td>$43,569,000</td>
<td>12.70</td>
<td>$343,062,992</td>
<td>$378,181.58</td>
</tr>
<tr>
<td>5-12 (NYS Park)</td>
<td>$661,100</td>
<td>12.70</td>
<td>$5,205,512</td>
<td>$5,808.28</td>
</tr>
<tr>
<td>5-13 (NYS Sagtikos Pk.)</td>
<td>$682,300</td>
<td>12.70</td>
<td>$5,373,441</td>
<td>$5,956.49</td>
</tr>
<tr>
<td>5-14 (NYS Armory)</td>
<td>$518,500</td>
<td>12.70</td>
<td>$4,082,677</td>
<td>$4,535.09</td>
</tr>
<tr>
<td><strong>TOTAL - SPECIAL PARCELS</strong></td>
<td>$402,247,787</td>
<td></td>
<td>$4,436,692.56</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL - ISUP</strong></td>
<td></td>
<td></td>
<td>$13,622,000,023</td>
<td>$13,868,260.60</td>
</tr>
<tr>
<td><strong>GRAND TOTALS</strong></td>
<td></td>
<td></td>
<td>$28,592,228,102</td>
<td>$34,226,926.01</td>
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</tbody>
</table>

### SUMMARY

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>BABYLON &amp; ISUP-DISTRICT WIDE LEVY (EXC. SPECIAL PARCELS)</td>
<td>$30,456,065.39</td>
</tr>
<tr>
<td>BABYLON &amp; ISUP-PER PARCEL BENEFIT CHARGE (EXC. SPECIAL PARCELS)</td>
<td>$2,714,040.96</td>
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<tr>
<td>BABYLON, HUNTINGTON &amp; ISUP-SPECIAL PARCELS (DISTRICT WIDE LEVY)</td>
<td>$1,095,246.23</td>
</tr>
<tr>
<td>BABYLON, HUNTINGTON &amp; ISUP-SP. PARCELS (PER PARCEL BENEFIT CHARGE)</td>
<td>$1,073.44</td>
</tr>
<tr>
<td>TOTAL LEVY-DIST WIDE &amp; PER PARCEL BENEFIT CHARGE</td>
<td>$34,226,926.01</td>
</tr>
</tbody>
</table>

| Tax Rate per M of Full Value-District Wide and Special Parcels | $1.10                        |
| Per Parcel Benefit Charge-District Wide and Special Parcels   | $35.76                       |

* Dollar amount to be raised pursuant to Section 19 of the Public Lands Law.
NOTICE IS HEREBY GIVEN that the County Legislature of the County of Suffolk, New York, duly adopted Resolution No. 929-2016 dated November 22, 2016 affirming, confirming, and adopting the assessment roll and directing the levy of assessment and charges for the portion of the County Operating Budget for fiscal year 2017 for the Southwest Sewer District in the County of Suffolk. A true copy of said resolution is attached hereto and published herewith.

Dated: November 22, 2016

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

BY: [Signature]

Clerk of the Legislature
Suffolk County Legislature

DATED: November 22, 2016

APPROVED BY:

/s/ Dennis M. Cohen
Chief Deputy County Executive of Suffolk County

Date: November 22, 2016
<table>
<thead>
<tr>
<th>SEWER FUND NO.</th>
<th>DISTRICT NO.</th>
<th>NAME</th>
<th>Note</th>
<th>EQUIAL RATE</th>
<th>RATE TYPE</th>
<th>RATE PER $1,000 ASSESSED VALUE</th>
<th>FULL EQUALIZED VALUE</th>
<th>OTHER</th>
<th>ANNUAL CONTRACTEE RATE</th>
<th>QUARTERLY CONTRACTEE RATE</th>
<th>QUARTERLY RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>201</td>
<td>1</td>
<td>Port Jefferson</td>
<td></td>
<td>0.91%</td>
<td>D</td>
<td>66.5210</td>
<td>0.5697</td>
<td>N/A</td>
<td>83.55</td>
<td>1.56</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Port Jefferson (Constr only)</td>
<td>(SCRAGGY HILL)</td>
<td></td>
<td>D</td>
<td>4.1016</td>
<td>0.0373</td>
<td>N/A</td>
<td>PER1000</td>
<td>PER 100</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Tallmadge Woods</td>
<td>(A)</td>
<td>0.91%</td>
<td>D</td>
<td>N/A</td>
<td>N/A</td>
<td>N/A</td>
<td>629.00</td>
<td>670.95</td>
<td>157.74 $159.75</td>
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<tr>
<td>203</td>
<td>3</td>
<td>Southwest - Islip</td>
<td></td>
<td>12.70%</td>
<td>D</td>
<td>66.8000</td>
<td>1.1000</td>
<td>N/A</td>
<td>157.00</td>
<td>41.21 $39.25</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Southwest - Babylon</td>
<td></td>
<td>1.13%</td>
<td>D</td>
<td>63.3900</td>
<td>1.1000</td>
<td>N/A</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Southwest - Per Parcel Charge</td>
<td></td>
<td></td>
<td></td>
<td>N/A</td>
<td>N/A</td>
<td>35.76</td>
<td></td>
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</tr>
<tr>
<td></td>
<td></td>
<td>Southwest - User Fee</td>
<td></td>
<td></td>
<td></td>
<td>N/A</td>
<td>N/A</td>
<td>35.76</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>204</td>
<td>4</td>
<td>Smithtown Gallies</td>
<td>(E)</td>
<td>1.32%</td>
<td>D</td>
<td>685.00</td>
<td>N/A</td>
<td>685.00</td>
<td>719.25</td>
<td>179.81 $171.25</td>
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<tr>
<td>205</td>
<td>5</td>
<td>Huntington Strath (Zone A)</td>
<td></td>
<td>0.85%</td>
<td>D</td>
<td>196.7788</td>
<td>1.6728</td>
<td>N/A</td>
<td>196.7788</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Huntington Strath (Zone B)</td>
<td></td>
<td></td>
<td></td>
<td>146.3545</td>
<td>1.2440</td>
<td>N/A</td>
<td>146.3545</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>206</td>
<td>6</td>
<td>Kings Park</td>
<td></td>
<td>1.32%</td>
<td>D</td>
<td>11.2538</td>
<td>0.1486</td>
<td>N/A</td>
<td>11.2538</td>
<td>0.1486</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>2016 resi contract=32.84/qtr</td>
<td></td>
<td>M</td>
<td>0.0000</td>
<td>0.0000</td>
<td>N/A</td>
<td>N/A</td>
<td>33.62</td>
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<tr>
<td></td>
<td></td>
<td>2016 comm contract=130.55/yr</td>
<td></td>
<td>T</td>
<td>11.2538</td>
<td>0.1486</td>
<td>N/A</td>
<td>N/A</td>
<td>134.48</td>
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</table>

1/2/2017
Figure 1
Figure 2
<table>
<thead>
<tr>
<th>Tasks</th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>I. Final Design Phase</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A. Final Design In-Progress</td>
<td></td>
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</tr>
<tr>
<td>B. Final Design all elements</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>C. Financial approval 12-2017</td>
<td></td>
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</tr>
<tr>
<td>II. Construction Phase</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>A. Advertise &amp; Construction Period</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
RESOLUTION NO. - 2017, A RESOLUTION MAKING CERTAIN FINDINGS AND DETERMINATIONS AND AN ORDER FOR INCREASING THE MAXIMUM AMOUNT TO BE EXPENDED FOR IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 20 – WILLIAM FLOYD (RIDGEHAVEN/ LEISURE) (CP 8147/8148)

WHEREAS, Suffolk County Resolution No. 1046-2015 found and determined that it was in the public interest to increase and improve the facilities of Sewer District No. 20 – William Floyd; and

WHEREAS, additional funds are necessary to complete the work necessary for finishing these increases and improvements; and

WHEREAS, pursuant to New York County Law Section 269, the Suffolk County Sewer Agency has prepared and submitted to the Legislature of the County of Suffolk, New York, amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 20 – William Floyd; and

WHEREAS, these maps, plans, recommendations and revised cost estimates accompanied Suffolk County Resolution No. 500-2017 and are attached to this Resolution and Order as Exhibit A; and

WHEREAS, the cost of the increase and improvement to the facilities of Sewer District No. 20 – William Floyd has risen from a cost in 2016 of $4.5 million to an estimated cost of $9.5 million, as set forth in the amended maps, plans, recommendations; and

WHEREAS, this revised cost will be financed utilizing sewer district serial bonds, but there will be no fiscal impact caused to the benefited properties in said District as a direct result of the increase to the costs of the increases and improvements inasmuch as pursuant to the Suffolk County Assessment Stabilization Reserve Fund ("ASRF") all property owners in Suffolk County sewer districts experience a 3% annual increase regardless of any increases or improvements performed; and

WHEREAS, in the case of the property owners in Suffolk County Sewer District No. 20 – William Floyd, the annual 3% ASRF increase will result in an increase of approximately $11 per year to the typical property within the District, regardless of the additional funds necessary to complete the increases and improvements; and

WHEREAS, pursuant to Suffolk County Resolution No. 500-2017 and New York County Law Section 254, the Clerk of the Legislature did duly cause a Notice of Public Hearing regarding the amended maps, plans, recommendations and revised cost estimates pertaining to an increase in the maximum amount to be expended for the increase and improvement to facilities at Suffolk County Sewer District No. 20 – William Floyd to be published at least once in each of the official newspapers of the County and proof thereof has been presented to the County Legislature; and
WHEREAS, pursuant to such Notice of Public Hearing, a public hearing was held by the Legislature of the County of Suffolk in Riverhead, New York in said County on June 20, 2017 at 6:30 p.m., Prevailing Time; and

WHEREAS, since there are electors residing in Suffolk County Sewer District No. 20 – William Floyd, Sections 256 and 269 of Article 5-A of the New York County Law require that the increases in the maximum amount to be expended on increases and improvements to Suffolk County Sewer District No. 20 – William Floyd shall be subject to permissive referendum; and

WHEREAS, by this Resolution, it is the intent of the Suffolk County Legislature to submit the findings and order regarding the increase in the maximum amount to be expended for the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd in order to subject such findings and order to permissive referendum; and

WHEREAS, said County Legislature has duly considered the amended map, plan, recommendations, and revised estimate of cost for the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd, as well as evidence given at the public hearing held on June 20, 2017; now therefore be it

1st RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. Upon evidence presented at the aforesaid public hearing and after due consideration of the amended maps, plans, reports, recommendations, and revised estimate of costs filed with the Legislature of the County of Suffolk and attached to this Resolution and Order as Exhibit A, it is hereby found and determined that the revised total cost for the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd shall be set at a maximum of $9.5 million, which shall be financed using sewer district serial bonds.

Section 2. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs it is hereby found and determined that the increase to the costs of the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs, is necessary, convenient, and desirable.

Section 3. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations and revised estimate of costs, it is hereby further found and determined that the proposed work involving the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd is adequate and appropriate and the cost thereof will not constitute an undue burden on the properties in said District and that no properties in said District will be excluded from the benefit of the increases and improvements.

Section 4. Upon evidence presented at the aforesaid public hearing and after due consideration of the aforesaid amended maps, plans, reports, recommendations, and revised cost estimates, it is further found and determined that it is in the public interest to expend a maximum amount of $9.5 million on the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd, as set forth in such amended maps, plans, reports, recommendations and revised estimate of costs.
2nd RESOLVED, IT IS HEREBY ORDERED, by the County Legislature of the County of Suffolk, New York as follows:

Section 1. The increase to the amount to be expended on the increases and improvements to Suffolk County Sewer District No. 20 – William Floyd, as more particularly described in the amended maps, plans, reports, recommendations, and revised estimate of costs attached as Exhibit A, are hereby approved.

Section 2. Upon the effective date of this Resolution and Order, the Suffolk County Department of Public Works and the Administrative Head of Suffolk County Sewer District No. 20 – William Floyd are hereby authorized and directed to carry out the increase to the maximum amount to be expended increases and improvements to said District as more particularly described in the amended maps, plans, reports, recommendations and revised estimate of costs attached as Exhibit A.

Section 3. The Clerk of this Legislature is hereby authorized and directed to cause a certified copy of this Resolution and Order to be recorded in the Office of the Clerk of the County of Suffolk, New York, within ten days of the effective date of this Resolution and Order in accordance with the provisions of New York County Law Sections 253-b and 259.

3rd RESOLVED, that this Resolution and Order authorizing the increase to the maximum amount to be expended on the increases and improvements for Suffolk County Sewer District No. 20 – William Floyd, shall not take effect until at least forty-five (45) days after its adoption, or until approved by the affirmative vote of the majority of the qualified electors who are resident within Suffolk County Sewer District No. 20 – William Floyd voting on a proposition for its approval if within forty-five (45) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against the passage of this Resolution and Order in conformity with the provisions of Section 257 of the New York County Law.

4th 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 Title 6 NYCRR Part 617.5 (C), (20) and (27) as the proposal involves the adoption of regulations, policies, procedures, and local legislative decisions in connection with routine or continuing agency administration and management; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. **Type of Legislation**
   - Resolution [X]
   - Local Law
   - Charter Law

2. **Title of Proposed Legislation**
   A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 20 – William Floyd (CP 8147/8148)

3. **Purpose of Proposed Legislation**
   To make certain findings and determinations for the abandonment of the Ridgehaven treatment facility and expansion of the Leisure Village treatment facility.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes [X]
   - No

5. **If the answer to Item 4 is "yes," on what will it impact?** (circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify): Fire District

6. **If the answer to item 4 is "yes," Provide Detailed Explanation of Impact**

   The $9.5 million project will be funded by the district residents using serial bonds, stabilized by the ASRF.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**
   Rates are stabilized by the ASRF, therefore, a 3% increase per year resulting in the typical property increase being $11 per year.

8. **Proposed Source of Funding**
   Serial Bonds, supported by ASRF

9. **Timing of Impact**
   2018-2036 (See No. 7)

10. **Typed Name & Title of Preparer**
    Ben Wright, P.E.
    Principal Civil Engineer, Sanitation

11. **Signature of Preparer**
    [Signature]

12. **Date**
    7/3/17
## GENERAL FUND

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office.
TITLE OF BILL – Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 20 – William Floyd (CP 8147/8148)

PURPOSE OR GENERAL IDEA OF BILL – Making certain findings and determinations in relation to a public hearing as a prerequisite to requesting appropriations. This resolution is subject to a required permissive referendum.

SUMMARY OF SPECIFIC PROVISIONS – Provides the findings of the public hearing on an improvement project and costs for SCSD #20 – William Floyd. Meets the requirements of NYS County Law, Article 5-A.

JUSTIFICATION – The findings of the public hearing will be subject to a permissive referendum and will allow appropriations to be made in accordance with the adopted budget.

FISCAL IMPLICATIONS – Sewer district costs are stabilized by the ASRF. The annual increase of 3% is approximately $11 per year per typical property.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Making Certain Findings and Determinations and an Order for Increasing the Maximum Amount to be Expended for Improving Facilities for Suffolk County Sewer District No. 20 – William Floyd (CP 8147/8148)
DATE: June 23, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW SD 20 – William Floyd CP 8147/8148 Improvements 6-23-17 and backup filed as Backup-DPW SD 20 – William Floyd CP 8147/8148 Improvements 6-23-17 for the findings resolution of the improvement of Sewer District No. 20 – William Floyd which is subject to a permissive referendum. The project is to provide funds for the abandonment of the Ridgehaven treatment facility and convey wastewater to be treated at an expanded Leisure Village plant. Due to a change in the project definition and funding, an amended plan has been subject to a public hearing. Funding is with sewer district serial bonds supported by the ASRF. The total cost associated with the project is $9.5 million.

We appreciate the resolution being laid on the table such that the appropriations can be adopted as soon as necessary.

GA:BW:ni
Attachment
cc: John Donovan, P.E., Chief Engineer, Sanitation
    Ben Wright, P.E., Principal Civil Engineer, Sanitation
    CE Reso Review
H:\SANITATION\resolutions\2017 Resolutions\ga-bw6-23-17 Backup-DPW sd20-William Floyd Findings CP 8147-8148 memo to KHorst.doc
Exhibit ‘A’
Honorable DuWayne Gregory, Presiding Officer
Suffolk County Legislature
725 Veterans Memorial Hwy
Suffolk, NY 11767

RE: Proposed Increase and Improvement to the Facilities of Suffolk County Sewer District No. 20 – William Floyd (CP 8147/8148)

Presiding Officer Gregory:

In connection with the above captioned matter, I herewith submit to you a report together with the recommendations relative thereto. Pursuant to Article 5-A of New York State County Law, we have requested a resolution calling for a public hearing. The project is to abandon the Ridgehaven treatment facility and convey wastewater to be treated at an expanded Leisure Village plant. Due to the change in project definition and required funding, an amended Map and Plan is required. The total cost of this request is $9.5 million. Sewer District Serial Bonds are the means of financing this project, however, the use of the ASRF will result in no fiscal impact to the benefited properties.

If you wish any further information or details, please contact Ben Wright, P.E., Principal Civil Engineer, Division of Sanitation, at 631-852-4184.

Sincerely,
Gilbert Anderson, P.E.
Commissioner
Administrative Head of
Suffolk County Sewer District No. 20

Attachment
GABW:n:i
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Deputy County Executive/Chief of Staff
Peter Scully, Deputy County Executive
Theresa Ward, Commissioner, Economic Development
Connie Corso, Budget Director
Debra Kolyer, Principal Financial Analyst
Dennis Brown, Esq., County Attorney
Robert Braun, Esq., County Attorney
Marisa Schifano, Assistant County Attorney
Suffolk County Legislators
Tom Vaughn, Deputy Commissioner, Public Works
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER
COUNTY OF SUFFOLK
DEPARTMENT OF PUBLIC WORKS

SUFFOLK COUNTY SEWER AGENCY

Amended Report, Map and Recommendations
for the Proposed Improvements to

SUFFOLK COUNTY
SEWER DISTRICT NO. 20 - WILLIAM FLOYD
(Ridgehaven to Leisure Village)

(CP 8147/8148)

Gilbert Anderson, P.E.
COMMISSIONER

July 2015
Amended April 2017
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# INDEX OF EXHIBITS

A  DISTRICT BOUNDARY

B  WWTP SITE AND PROJECT SUMMARY

C  SEQRA

D  2017 RATE AND FINANCIAL EVALUATION

E  SCHEDULE
INTRODUCTION

Suffolk County Sewer District No. 20 - William Floyd is located in the hamlet of Ridge which is in the north central portion of the Town of Brookhaven in Suffolk County, New York. This report includes a summary of the district formation and the infrastructure that includes two wastewater treatment plants. The two facilities serve the properties within the district boundaries. It is intent to provide recommendations on the necessary improvements and expansion to the Leisure Village wastewater treatment plant to accept the flow from the Ridgehaven facility that will be abandoned.

DISTRICT HISTORY

The Suffolk County Sewer Agency, County of Suffolk, Town of Brookhaven, and the Town of Brookhaven Planning Board entered into a contract with Leisure Village at Shore, Inc. on May 22, 1970. The contract contained among other things the commitment by the developer to construct wastewater collection, treatment and disposal facilities for development known as Leisure Village at Shoreham.

Additional lands were added to the original area by a contract amendment dated June 28, 1972 for a townhouse condominium south of Whiskey Road known as Leisure Knolls. Further amendments increased the number of condominiums that could be connected to the plant to 2,851 units and thus required the plant to be expanded at that time.

A similar type agreement was made between the municipal parties and a developer New Brook Enterprises on December 12, 1974. That developer would also construct sewerage facilities defined as Ridgehaven Estates. Further to the agreements, an additional contract with Brookwood Communities which would connect an apartment complex to the New Brook Enterprises facility known as Ridgehaven Estates.

A report was prepared during July 1995 for the purpose of forming Sewer District No. 20 - William Floyd which was codified on June 21, 1997.

DISTRICT POPULATION

The sewer district has two facilities, Leisure Village, which is the westerly portion of the service area and Ridgehaven Estates, which is the easterly portion of the service area. Ridgehaven Estates serves 280 single family homes. Ridgehaven Village which consists of 148 senior apartments and 72 apartments, Leisure Village serves 1,500 units of Leisure Village, 701 units of Leisure Knolls, and 650 units
of Leisure Glen. The total population is estimated to exceed 6,250 persons.

GENERAL BOUNDARY DESCRIPTION

The service area consists of approximately 632 acres. The district is generally bounded on the east by William Floyd Parkway, on the west by Ridge Road, is bisected by Whiskey Road, and on the south by Middle Country Road. Refer to Exhibit 'A'.

WASTEWATER TREATMENT FACILITIES

The two treatment facilities include Leisure Village which has a capacity of 300,000 gallons per day. The facility was upgraded during the mid-2000's to incorporate an SBR process with onsite open recharge beds. The Ridgehaven facility has a permitted flow of 83,000 gallons per day and has a conventional nitrogen removal activated sludge process with open recharge beds. The Leisure Village WWTP is in good operating condition and has a site that can accommodate a modest expansion. The Ridgehaven facility is aging and is a condition where permit limitations could be violated. Alternatives investigated have concluded that abandonment of the Ridgehaven facility and expansion of Leisure Village to accommodate an additional 100,000 gallons per day should be pursued. Ridgehaven would require a pumping station and force main to Leisure Village and a force main for treated wastewater back to Ridgehaven for use of existing recharge facilities on that site.

PROJECT DETAILS

The Leisure Village facility will be expanded from the current capacity of 300,000 gallons per day to 400,000 gallons per day. The Ridgehaven facility has a permitted capacity of 83,000 gallons per day and will be abandoned. Existing tankage at the Ridgehaven facility will be converted into a pumping station and a force main installed in an existing easement running to Whiskey Road and along Whiskey Road to the Leisure Village facility. Unused tankage at Ridgehaven will be abandoned. The force main being constructed will allow a parallel force main will be installed within the same trench to bring treated wastewater back to Ridgehaven that has an number of open recharge beds. Funds will be set aside to ensure that Ridgehaven tankage will not fail and therefore the plant continues to meet permit limitations during the construction period. Exhibit "B" has the WWTP site and project summary.
ENVIRONMENTAL APPROVAL

A presentation was made to Suffolk County Council on Environmental Quality to describe the approach. A recommendation has been made to the Legislature in CEQ Resolution 18-2017 that the project be determined to be an Unlisted, Negative Declaration since no significant adverse impacts on the environment will result from the project. The CEQ Resolution is attached as Exhibit 'C'.

CAPITAL COST

The Sewer District has two capital projects (8147 and 8148) that were initially intended to isolate improvements to the two wastewater treatment systems (Ridgehaven and Leisure Village, respectively). However due to the use of the ASRF there is no financial impact of any project, either combined or specific to one of the plants. During 2015 CP 8147 proceeded through the public hearing, findings and appropriating process to obtain $3 million to be used to rehabilitate Ridgehaven. In 2016 funds were appropriated by the same legislative process to obtain planning funds in 8147-Ridgehaven for $500,000 and 8148-Leisure Village of $1,000,000, both specific to abandon Ridgehaven and expand Leisure Village. It is prudent to focus on the selected plan and combine the engineering funds into a $1.5 million line item for consultant assistance and use the funds of prior construction appropriations ($3 million) combined with the 2017 adopted amount of $5 million for the conveyance and treatment facilities. An amendment to the 2015 Map and Plan is needed to identify the planned use of the $3 million appropriated in 2015.

The financial evaluation in Exhibit 'D' includes the 2017 rate and indicates that the annual rate will only increase by approximately $11.00 per unit for the entire service area of both Leisure Village and Ridgehaven. The actual cost for the improvements without subsidy is included due to the need for the State Comptroller to evaluate the future threshold values of sewer districts state-wide. The financial evaluation indicates that without subsidy from the ASRF the rate would increase by $220 per typical property per year. It is noted that regardless of projects implemented, the ASRF is in place and the rates will be stabilized.

PROPOSED FINANCIAL PLAN AND COST TO HOMEOWNERS

There is not expectation of receipt of any subsidy funds from the federal or state government for this capital improvement. The annual operation and maintenance cost and charges and the operation and
maintenance budget for the district will not be increased and could be reduced due to the elimination of one WWTP. It is expected that any new equipment will incorporate a more efficient system and that labor associated with repairs or renovations will no longer be necessary.

Exhibit "E" is the project schedule. An RFP will be issued in 2017, a contract executed and notice to proceed by early 2018, design completed by the end of 2019 and the construction phase being completed by mid-2022.

COST AND PAYMENT FOR RECOMMENDED IMPROVEMENTS

The district is a benefit district and all parcels are charged one rate, that being $343 during 2017. With one rate the mode of the district is represented by all parcels being the typical property. Due to the use of the ASRF the cost per typical property will be increased by 3% per year. As indicated above an evaluation of the project cost without subsidy from the ASRF is included for State Comptroller use. As indicated in the schedule the bonds would be issued for design in 2018 ($1.5 million) and construction in in early 2020 ($8 million).

Based on the discussion above, the project will be subsidized by the ASRF for any funding above a 3% increase in the service area users. Exhibit ‘D’ includes the improvement financial plan. The evaluation that took place includes the impact of the project if conventional financing using district serial bonds that is contained in the adopted capital program and budget took place as compared to the stabilization of the sewer district rates by the Assessment Stabilization Reserve Fund. It is noted that the sewer district contains two capital projects CP 8147 for Ridgehaven and CP 8148 for Leisure Village and funds are to be combined into one project benefiting both service areas of the district.

The funding in the evaluation indicates that financing is at 4% over 18 years using district serial bonds could increase the annual typical property value for both Ridgehaven and Leisure Village by $220 once the construction funds are issued. The use of the ASRF, however, caps the annual increase to 3% and indicates that the 2022 user fees will be increased by approximately $11.00 each year. The 2017 rate is $343 and that rate would increase to $398 by 2022. Due to the increase being below the State Comptroller’s 2017 threshold of $14, an application to the State Comptroller would not be necessary.
RECOMMENDATION COMMENTS AND FINDINGS

This project should be implemented due to the lack of reliability in the Ridgehaven plant and the benefit of eliminating one wastewater treatment plant. It is expected that both energy and operation and maintenance costs could be reduced by the project. Therefore, I respectfully request the recommended project receive authorization immediately.

Respectfully submitted,

[Signature]

Gilbert Anderson, P.E.
Commissioner of the Suffolk County Department of Public Works, Chairman of the Suffolk County Sewer Agency and Administrative Head of All Suffolk County Sewer Districts
EXHIBIT A

DISTRICT BOUNDARY
Exhibit B

WWTP Site Project Summary
Suffolk County Sewer District No. 20 (S.C.S.D.) – William Floyd is located in the hamlet of Ridge. The sewer district was created in 1997 and included both the Leisure Village service area and the Ridgehaven Estates service area, both having individual WWTP's.

The Ridgehaven facility has been nearing the end of its useful life and alternatives have been explored to make significant improvements. The capital project is to provide the design and construction of the necessary expansion of Leisure Village facility and to convey wastewater from Ridgehaven to Leisure Village. The expansion will involve additional treatment tankage to accommodate approximately 100,000 gallons per day and abandonment of the Ridgehaven WWTP. Auxiliary equipment such as aeration blowers and electrical systems will be evaluated and upgraded. The Ridgehaven site will continue to be utilized for the recharge of treated effluent from Leisure Village.

Planning funds totaling $1.5 million have been appropriated for the project. The prior CP 8147 construction funds of $3.0 million will be utilized for the needed infrastructure of the modified plan.
Easement from Whiskey Road to Ridgehaven Site
Exhibit C

SEQRA
MEMORANDUM

TO: Honorable Steven Bellone, Suffolk County Executive
    DuWayne Gregory, Presiding Officer

FROM: Lawrence Swanson, Chairperson

DATE: April 6, 2017

RE: CEQ Review of the Proposed Suffolk County Sewer District #20, William Floyd, Improvement and Expansion, CP 8148, Town of Brookhaven

At its March 24, 2017 meeting, the CEQ reviewed the above referenced matter. Pursuant to Chapter 450 of the Suffolk County Code, and based on the information received, as well as that given in a presentation by Ben Wright, Principal Civil Engineer, Suffolk County Department of Public Works, the Council advises the Suffolk County Legislature and County Executive, in CEQ Resolution No. 18-2017, a copy of which is attached, that the proposed project be considered an Unlisted Action under SEQRA that will not have significant adverse impacts on the environment.

If the Legislature concurs with the Council on Environmental Quality's recommendation, the Presiding Officer should cause to be brought before the Legislature for a vote, a resolution determining that the proposed action constitutes an Unlisted Action pursuant to SEQRA that will not have significant adverse impacts on the environment (negative declaration). However, if the Legislature has further environmental concerns regarding this project and needs additional information, the Presiding Officer should remand the case back to the initiating unit for the necessary changes to the project and EAF or submit a resolution authorizing the initiating unit to prepare a draft environmental impact statement (positive declaration).

Enclosed for your information is a copy of CEQ Resolution No. 18-2017. Which sets forth the Council's recommendations. The project EAF and supporting documentation can be viewed online at http://www.suffolkcountyny.gov/Departments/Planning/Boards/CouncilonEnvironmentalQuality

If the Council can be of further help in this matter, please let us know.

Enc.

cc: All Suffolk County Legislators
    Jason A. Richberg, Clerk of Legislature
    George Nolan, Attorney for the Legislature
    Sarah Lansdale, Director of Planning, Department of Economic Development and Planning
    Andrew Freileng, Chief Planner, Department of Economic Development and Planning
    Dennis Brown, Suffolk County Attorney
CEQ RESOLUTION NO. 18-2017, RECOMMENDATION CONCERNING A
SEQRA CLASSIFICATION AND DETERMINATION FOR THE PURPOSES OF
CHAPTER 450 OF THE SUFFOLK COUNTY CODE FOR THE PROPOSED
SUFFOLK COUNTY SEWER DISTRICT #20 WILLIAM FLOYD,
IMPROVEMENT AND EXPANSION, CP 8148, TOWN OF BROOKHAVEN

WHEREAS, at its March 24, 2017 meeting, the Suffolk County Council on Environmental
Quality (CEQ) reviewed the EAF and associated information submitted by Suffolk County
Department of Public Works; and

WHEREAS, a presentation regarding the project was given at the meeting by Ben
Wright, Principal Civil Engineer, Suffolk County Department of Public Works; and

WHEREAS, the project is to abandon Suffolk County Sewer District #20's Ridgehaven
Estates Sewage Treatment Plant which is nearing the end of its useful life and construct a
pumping station and force main to transport the wastewater approximately a half a mile away to
the Leisure Village Sewage Treatment plant, which is the other Sewage Treatment Plant in
Sewer District # 20, for treatment; and

WHEREAS, the project also involves the expansion of the Leisure Village Sewage
Treatment plant to accommodate the wastewater that was previously being treated by the
Ridgehaven Estates Sewage Treatment Plan; now, therefore, be it

1st RESOLVED, that based on the information received and presented, a quorum of the
CEQ hereby recommends to the Suffolk County Legislature and County Executive that the
proposed project be classified as an Unlisted Action under the provisions of Title 6 NYCRR Part
617 and Chapter 450 of the Suffolk County Code; and, be it further

2nd RESOLVED, that based on the information received, a quorum of the CEQ
recommends to the Suffolk County Legislature and County Executive, pursuant to Title 6
NYCRR Part 617 and Chapter 450 of the Suffolk County Code, that the proposed action will not
have significant adverse impacts on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 NYCRR, Section 617.7,
   which sets forth thresholds for determining significant effect on the environment as
demonstrated in the Environmental Assessment Form;

2. The proposal does not significantly threaten any unique or highly valuable
   environmental or cultural resources as identified in or regulated by the Environmental
   Conservation Law of the State of New York or the Suffolk County Charter and Code;

3. All required regulatory permits and approvals will be obtained;

4. The project will insure Suffolk County Sewer District # 20's continued and proper
   treatment of wastewater;
3rd RESOLVED, that it is the recommendation of the Council that the Legislature and County Executive adopt a SEQRA determination of non-significance (negative declaration).

DATED: 3/24/2017
**RECORD OF CEQ RESOLUTION VOTES**

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**Recommendation:** Unlisted Action, Negative Declaration

**Motion:** Hon. Krupski  
**Second:** Mr. Doall

Further information may be obtained by contacting:

Andrew P. Freleng, Chief Planner  
Council on Environmental Quality  
P.O. Box 6100  
Hauppauge, New York 11788  
Tel: (631) 853-5191
Exhibit D

2017 Rate

and

Financial Evaluation
2017 Rate
Projected 2022 Rate (2)
Increase

CP 8147/8148 Cost

O&M Increase

Serial Bonds
(4%, 18 years)
See attached table

Unstabilized Increased Cost/Unit (4)

Projected 2020 Rate
without ASRF (unstabilized)
($343 + $28 + $220)

Regardless of CP 8147/8148, the 2017 rate is approximately $11/unit increase per year or 3% per year.

(1) 3,351 units, Benefit District (all units are considered the equivalent; therefore, the mode is the typical unit).
(2) Use of ASRF stabilizes rate at 3%/year
(3) Abandon Ridgehaven, convey to Leisure Village and expand Leisure Village, less maintenance and utilities
(4) $736,429/year for 3,351 units = $220/year/unit
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1/2/2017

Page 9 of 4

2017 Adopted Sewer District Rates w contracts.xls
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$1,500,000.00 $593,008.77 $2,093,008.77 $2,093,008.77
Exhibit E

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RESOLUTION NO. -2017, AUTHORIZING EXECUTION
OF AN AGREEMENT BY THE ADMINISTRATIVE HEAD OF
SUFFOLK COUNTY SEWER DISTRICT NO. 7 – TWELVE PINES AND
MCKEON ROLLING STEEL DOOR COMPANY (BR-0799.10)

WHEREAS, McKeon Rolling Steel Door Company is a proposed building
located in Bellport, New York outside the boundary of Suffolk County Sewer
District No. 7 – Twelve Pines; and

WHEREAS, McKeon Rolling Steel Door Company has petitioned and
requested the Administrative Head of the District for permission to discharge
One Thousand Two Hundred One gallons per day (1,201 GPD) of flow; and

WHEREAS, McKeon Rolling Steel Door Company purchased the said
project property from the owners of Brookhaven Industrial Park subdivision (BR-
0799) with flow allocation of 920 GPD and the property seller transferred
another 80 GPD by assignment from another connectee bringing the total
discharge capacity of the parcel to One Thousand Gallons per Day (1,000
GPD), and

WHEREAS, it has been determined by the Administrative Head of the
District that the District has wastewater treatment capacity of Two Hundred One
gallons per day (201 GPD) in excess of its own needs; and

WHEREAS, the connection is subject to the approval of the New York
State Department of Environmental Conservation (NYSDEC); and

WHEREAS, the proposed flow has received the approval of the Suffolk
County Sewer Agency (Resolution No. 30-2017) for the additional Two Hundred
One gallons per day (201 GPD) of capacity in the district, with a connection fee
of Six Thousand Thirty Dollars ($6,030.00), making the total allocated capacity
equal One Thousand Two Hundred One gallons per day (1,201 GPD); and

WHEREAS, pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this
project involves the extension of utility distribution facilities, including gas,
electric, telephone, cable, water and sewer connections to render service in
approved subdivisions or in connection with any action on this list; and routine
or continuing agency administration and management, not including new
programs or major reordering of priorities that may affect the environment; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer
District No. 7 – Twelve Pines and Suffolk County, as well as in the
environmental interest of all of Suffolk County, for the connection to be made;
now therefore be it

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the
SEQRA regulations, the SEQRA requirements for this project have been met,
and require no further action, now, therefore, be it further
2nd RESOLVED, that the Administrative Head of the District be and hereby is authorized, directed and empowered to enter into contracts and agreements with the developer for McKeon Rolling Steel Door Company upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 7 – Twelve Pines and that they be required to post a surety bond or bonds and deposit cash or securities with the County Comptroller in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts; and be it further

3rd RESOLVED, that the Suffolk County Department of Public Works is hereby authorized, empowered, and directed to take such action as may be Necessary, pursuant to section C8-2(L&M) of the Suffolk County Charter.

DATED:

APPROVED BY:

----------------------------------------
County Executive of Suffolk County

Date:
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO: 28 - 2017

AUTHORIZING THE CONNECTION OF

MCKEON ROLLING STEEL DOOR COMPANY (BR-0799.10)

TO SUFFOLK COUNTY SEWER DISTRICT NO. 7 – TWELVE PINES

WHEREAS, McKeon Rolling Steel Door Company is a proposed building in Bellport, New York, on property identified on the Suffolk County Tax Map as District 0200, Section 813.00, Block 01.00, Lot 008.014, and

WHEREAS, the Premises are not located within the boundaries of Suffolk County Sewer District No. 7 – Twelve Pines (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, McKeon Rolling Steel Door Company purchased real property which was part of the Brookhaven Industrial Park subdivision (BR-0799) with a discharge capacity of Nine Hundred Twenty gallons per day (920 GPD) and the property seller transferred another 80 GPD by assignment from another connectee bring the total discharge capacity of the parcel to One Thousand gallons per day (1,000 GPD), and

WHEREAS, McKeon Rolling Steel Door Company, due to standards requires a total of One Thousand Two Hundred One Gallons per day (1,201 GPD) of discharge capacity, requiring an additional Two Hundred One Gallons per day (201 GPD) of capacity, and

WHEREAS, the owner of McKeon Rolling Steel Door Company has applied to this Agency for permission to connect the proposed building to the sanitary sewerage facilities of the District, and purchase the additional Two Hundred One gallons per day of flow required, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the additional flow which is expected to emanate from McKeon Rolling Steel Door Company, and

WHEREAS, the connection of the additional flow of McKeon Rolling Steel Door Company to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County,

WHEREAS, pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this project is as a Type II Action as it involves the extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. No further action under SEQRA should be taken by the Sewer Agency, and

NOW, THEREFORE, IT IS
1st RESOLVED, that the SEQRA requirements for this project have been met, and the Sewer Agency has established this action as Type II, and requires no further action, now, therefore, be it further

2nd RESOLVED, that McKeon Rolling Steel Door Company be permitted to connect to the sanitary sewerage facilities of the District, upon such terms and conditions as the Administrative Head of the District may impose, subject to the terms and conditions hereof, and it is further

3rd RESOLVED, that Two Hundred One gallons per day (201 GPD), of additional capacity in the District’s sewage treatment plant shall be allocated to McKeon Rolling Steel Door Company, and it is further

4th RESOLVED, that the connection authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

5th RESOLVED, that the connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between the developer of McKeon Rolling Steel Door Company, the District, the Suffolk County Department of Public Works ("DPW"), the Suffolk County Department of Health Services, the County of Suffolk and this Agency, which agreement shall contain such terms and conditions as the Administrative Head of the District shall determine, and it is further

6th RESOLVED, that the connection fee to be paid for McKeon Rolling Steel Door Company, shall be paid at the rate of $30.00 per gallon of sewage per day for a total of Six Thousand Thirty Dollars ($6,030.00) and it is further

7th RESOLVED, that no Certificate of Occupancy shall be issued for any additional portion of McKeon Rolling Steel Door Company until the Connection Agreement has been completed and the connection fee paid, all to the satisfaction of DPW, and it is further

8th RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the developer of McKeon Rolling Steel Door Company if, within one (1) year from the date of the adoption hereof, an agreement in furtherance of the authorization granted herein (the Connection Agreement), in form and content satisfactory to the Chairman of this Agency, has not been negotiated and fully executed by all parties thereto.

(Suffolk County Sewer Agency Meeting June 19, 2017)
To: Katie Horst, Director of Intergovernmental Relations  
From: Gilbert Anderson, P.E., Commissioner, SCDPW  
Date: June 29, 2017  
Subject: RESOLUTION NO. 28-2017, AUTHORIZING EXECUTION OF AN AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 7 – TWELVE PINES AND McKEON ROLLING STEEL DOOR COMPANY (BR-0799.10)

Attached is a draft resolution filed as Reso-DPW-SA 28-2017 McKeon Rolling Steel Door Company (BR-0799.10) and appropriate forms with the backup filed as Backup- Reso-DPW-SA 28-2017 McKeon Rolling Steel Door Company (BR-0799.10) SCIN 175A&B. This is a resolution authorizing the execution of a connection agreement by the Administrative Head of Suffolk County Sewer District No. 7 – Twelve Pines with McKeon Rolling Steel Door Company (BR-0799.10).

Project Facts:

<table>
<thead>
<tr>
<th>Type/units:</th>
<th>Industrial Warehouse and Office Space</th>
<th>Flow:</th>
<th>1,000 GPD already allocated, 201 GPD requested (1,201 GPD total)</th>
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</thead>
<tbody>
<tr>
<td>Area:</td>
<td>2.0±</td>
<td>SEQRA:</td>
<td>Complete</td>
</tr>
<tr>
<td>SCSID:</td>
<td>No. 7 – Twelve Pines</td>
<td>Groundwater Zone</td>
<td>VI</td>
</tr>
<tr>
<td>SCTM No.:</td>
<td>0200-813.00-0100-008.014</td>
<td>Legislative District:</td>
<td>3rd</td>
</tr>
</tbody>
</table>

cc: Dennis M. Cohen, Chief Deputy County Executive  
John Donovan, P.E., SCDPW  
Janice McGovern, P.E., SCDPW  
Boris Rukovets, P.E., SCDPW  
Chuck Jaquin, SCDPW  
Robert A. Braun, Esq., SCDOL  
Debra Kolyer, CE Office  
Nick Paglia, Executive Analyst  
Elizabeth Duffy, SCDPW  
CE Reso Review

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE □ YAPHANK, N.Y. 11980 □ (631) 852-4204  
FAX (631) 852-4659
1. **Type of Legislation**
   - Resolution **X**
   - Local Law
   - Charter Law

2. **Title of Proposed Legislation**
   
   RESOLUTION NO. 2017, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 7 TWELVE PINES AND MCKEON ROLLING STEEL DOOR COMPANY (BR-0799.10)

3. **Purpose of Proposed Legislation**
   
   To authorize execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 7 - Twelve Pines with McKeon Rolling Steel Door Company (BR-0799.10), a proposed building in Bellport, NY, seeking permission to discharge 1,201 GPD. 1,000 GPD of flow has been previously allocated to the parcel, hence the applicant is requesting an additional allocation of 201 GPD of flow.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes **X**
   - No

5. **If the answer to Item 4 is "yes," on what will it impact?** (Circle appropriate category)
   - County
   - Town
   - Village
   - School District
   - Library District
   - Fire District
   - Economic Impact
   - Other (Specify): SCSD No. 7 – Twelve Pines

6. **If the answer to Item 4 is "yes," Provide Detailed Explanation of Impact**
   
   The connection fee of Six Thousand Thirty Dollars ($6,030.00) ($30.00 per gallon per day), will be paid to the Sewer District.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**
   
   NA

8. **Proposed Source of Funding**
   
   NA

9. **Timing of Impact**
   
   NA

10. **Typed Name & Title of Preparer**
    - Boris Rukovets, P.E.
    - Special Projects Supervisor

11. **Signature of Preparer**
    
    Theresa Lollo

12. **Date**
    
    June 29, 2017

   **7/18/17**

SCIN FORM 1765 (10/95)
### General Fund

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<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
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</thead>
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<tr>
<td><strong>TOTAL</strong></td>
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<td><strong>$0.00</strong></td>
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### Police District and District Court

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<thead>
<tr>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$0</strong></td>
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### Combined

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<tr>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$0</strong></td>
<td><strong>$0.00</strong></td>
</tr>
</tbody>
</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2015.
3. Source for equalization rates: 2015 County Equalization Rates established by the New York State Board of Equalization and Assessments.
2017 Intergovernmental Relations
Memorandum of Support

Title of Bill:
RESOLUTION NO. -2017, AUTHORIZING EXECUTION OF AGREEMENT BY THE
ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 7 - TWELVE
PINES AND MCKEON ROLLING STEEL DOOR (BR-0799.10)

Purpose or General Idea of Bill:
To authorize execution of an agreement by the Administrative Head of Suffolk County Sewer District
No. 7 - Twelve Pines with McKeon Rolling Steel Door Company (BR-0799.10), a proposed building
in Bellport, NY, seeking permission to discharge 1,201 GPD.

Summary of Specific Provisions:
Allow the connection of the project to SCSD No. 7- Twelve Pines

Justification:
Economic and environmental benefit

Fiscal Implications:
None

SCDPW Project: McKeon Rolling Steel Door Company
Project No.: BR-0799.10
RESOLUTION NO. -2017, AUTHORIZING RENEWAL OF
THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF
SUFFOLK COUNTY SEWER DISTRICT NO. 22 - HAUPPAUGE MUNICIPAL
AND BAR LOUIE (SM-1696)

WHEREAS, Bar Louie is an existing building located in Commack, New
York and connected to Suffolk County Sewer District No. 22 - Hauppauge
Municipal as an out-of-district contractee; and

WHEREAS, Bar Louie previously had a Sewer Agency agreement that
was dated June 1995 and expired on December 31, 2016; and

WHEREAS, the aforementioned agreement allocated Seven Thousand
Two Hundred Sixty gallons per day (7,260 GPD) of capacity to Bar Louie and
the connection fees for that capacity were paid in full; and

WHEREAS, Bar Louie petitioned and requested the Administrative Head of
the District for permission to discharge an additional Seven Hundred Eighty
gallons per day (780 GPD) of wastewater for a total of Eight Thousand Forty
gallons per day (8,040 GPD); and

WHEREAS, the proposed additional flow of 780 GPD previously received
the approval of the Suffolk County Sewer Agency (Resolution 41-2015) and the
Suffolk County Legislature (Resolution No. 145-2016) with a connection fee rate
of $30.00 per gallon per day for the Seven Hundred Eighty (780 GPD) gallons
per day of capacity, for a connection fee of $23,400.00 for the said capacity,
payable to the district; and

WHEREAS, it has been determined by the Administrative Head of the
District that the District has wastewater treatment capacity available in excess
of its own needs; and

WHEREAS, Bar Louie has petitioned and requested the Administrative
Head of the District for the renewal of the aforementioned expired connection
agreement for a total flow of Eight Thousand Forty gallons per day (8,040 GPD)
and received the approval of the Suffolk County Sewer Agency (Resolution 30-
2017) authorizing the said renewal; and

WHEREAS, the renewal of the connection agreement is subject to the
approval of the New York State Department of Environmental Conservation
(NYSDEC); and

WHEREAS EXECUTION OF AGREEMENT pursuant to Title 6 NYCRR
Part 617.5(c) (11) and (20), this project involves the extension of utility
distribution facilities, including gas, electric, telephone, cable, water and sewer
connections to render service in approved subdivisions or in connection with
any action on this list; and routine or continuing agency administration and
management, not including new programs or major reordering of priorities that
may affect the environment; and
WHEREAS, it will be financially beneficial to Suffolk County Sewer District No. 22 - Hauppauge Municipal and Suffolk County, as well as in the environmental interest of all of Suffolk County, for the extension of the connection agreement to be approved; now therefore be it

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, the SEQRA requirements for this project have been met, and require no further action, now, therefore, be it further

2nd RESOLVED, that the Administrative Head of the District be and hereby is authorized, directed and empowered to enter into contracts and agreements with the owner for Bar Louie upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 22 - Hauppauge Municipal and that they be required to post a surety bond or bonds and deposit cash or securities with the County Comptroller in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts; and be it further

3rd RESOLVED, that the Suffolk County Department of Public Works is hereby authorized, empowered, and directed to take such action as may be Necessary, pursuant to section C8-2(L&M) of the Suffolk County Charter.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:
MEMORANDUM

To: Katie Horst, Director of Intergovernmental Relations
From: Gilbert Anderson, P.E., Commissioner, SCDPW
Date: June 30, 2017
Subject: RESOLUTION NO. -2017, AUTHORIZING RENEWAL OF THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 22 – HAUPPAUGE MUNICIPAL AND BAR LOUIE (SM-1696)

Attached is a draft resolution filed as Reso-DPW-SA 30-2017 Bar Louie (SM-1696) and appropriate forms with the backup filed as Backup-Reso-DPW-SA 30-2017 Bar Louie (SM-1696) SCIN 175A&B. This is a resolution authorizing the renewal of the expired connection agreement by the Administrative Head of Suffolk County Sewer District No. 22 – Hauppauge Municipal with Bar Louie (SM-1696).

Project Facts:

<table>
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<tr>
<th>Type/units:</th>
<th>Existing commercial building</th>
<th>Flow:</th>
<th>8,040 GPD (7,260 GPD previously approved and connected, additional 780 GPD recently approved)</th>
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<td>Area:</td>
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<td>SEQRA:</td>
<td>Complete</td>
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<td>SCSID:</td>
<td>No. 22 – Hauppauge Municipal</td>
<td>Groundwater Zone</td>
<td>1</td>
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<td>SCTM No.:</td>
<td>0800-090.00-0200-005.003</td>
<td>Legislative District:</td>
<td>13th</td>
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</tbody>
</table>

cc: Dennis M. Cohen, Chief Deputy County Executive
John Donovan, P.E., SCDPW
Janice McGovern, P.E., SCDPW
Boris Rukovets, P.E., SCDPW
Chuck Jaquin, SCDPW
Robert A. Braun, Esq., SCDOL
Debra Kolyer, CE Office
Nick Paglia, Executive Analyst
Elizabeth Duffy, SCDPW
CE Reso Review

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPAHNK AVENUE YAPAHNK, N.Y. 11989
(631) 852-4204 FAX (631) 852-4659
RESOLUTION NO: 30 - 2017
AUTHORIZING THE RENEWAL
OF THE AGREEMENT FOR THE EXISTING CONNECTION
OF BAR LOUIE (SM-1696) TO SUFFOLK COUNTY
SEWER DISTRICT No. 22 – HAUPPAUGE MUNICIPAL

WHEREAS, Bar Louie is an existing building in Commack, New York, on property identified on the Suffolk County Tax Map as District 0800, Section 090.00, Block 02.00, Lot 005.003, and

WHEREAS, the owner of the Premises previously had a Sewer Agency agreement that was dated June 26, 1995 and expired on December 31, 2016, and

WHEREAS, the aforementioned agreement allocated Seven Thousand Two Hundred Sixty gallons per day (7,260 GPD) of flow to the Premises and the connection fees for that flow were paid in full, and

WHEREAS, the Premises are not located within the boundaries of Suffolk County Sewer District No. 22 – Hauppauge Municipal (the "District") or within the boundaries of other sewer district, and

WHEREAS, the owner of Bar Louie building applied to this Agency and on December 21, 2015 received formal approval (Resolution 41-2015) to discharge an additional Seven Hundred Eighty (780 GPD) gallons per day to the sanitary sewerage facilities of the District for a total of Eight Thousand Forty gallons per day (8,040 GPD), to be in conformance with the Suffolk County Department of Health Services' standards, and

WHEREAS, Resolution 41-2015 expired on December 21, 2016 without the completion of the updated agreement, and

WHEREAS, the owner of Bar Louie building has applied to this Agency for both the permission to renew the expired 1995 Agreement and time extension of the formal approval granted in Resolution 41-2015, for a total of Eight Thousand Forty gallons per day (8,040 GPD) of flow, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the sewage which is expected to emanate from Bar Louie, and

WHEREAS, the connection fee for the additional capacity for Bar Louie is at the current rate of $30.00 GPD and is to be paid to the District, and

WHEREAS, the connection of Bar Louie to the District will be financially beneficial to the District, and environmentally beneficial to Suffolk County,
WHEREAS, pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this project involves the extension of utility distribution facilities, including gas, electric telephone, cable, water and sewer connection to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. No further action under SEQRA should be taken by the Sewer Agency, and

NOW, THEREFORE, IT IS

1st RESOLVED, that the SEQRA requirements for this project have been met, and, require no further action, now, therefore, be it further

2nd RESOLVED, that the connection authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

3rd RESOLVED, that the renewal of the connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between the owner of Bar Louie, the District, the Suffolk County Department of Public Works ("DPW"), the Suffolk County Department of Health Services, the County of Suffolk and this Agency, which agreement shall contain such terms and conditions as the Administrative Head of the District shall determine, and it is further

4th RESOLVED, that the expired 1995 connection agreement be renewed incorporating an additional Seven Hundred Eighty (780 GPD) of capacity in the District's sewage treatment plant previously allocated to Bar Louie by Resolution 41-2015 for a total of Eight Thousand Forty gallons per day (8,040 GPD), and it is further

5th RESOLVED, that the connection fee for the additional capacity (780 GPD) to be paid to the District for Bar Louie, shall be paid upon the execution of the Connection Agreement at the rate of $30.00 per gallon of capacity per day for a total of Twenty-Three Thousand Four Hundred Dollars ($23,400.00), and it is further

6th RESOLVED, that the owner of Bar Louie building shall continue offer to dedicate the previously constructed collection facility to this Agency, or to this Agency's nominee, at no charge, and it is further

7th RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to the owner of Bar Louie if, within one (1) year from the date of the adoption hereof, an agreement in furtherance of the authorization granted herein (the Connection Agreement), in form and content satisfactory to the Chairman of this Agency, has not been negotiated and fully executed by all parties thereto.

(Suffolk County Sewer Agency Meeting June 19, 2017)
1. Type of Legislation
   Resolution   X   Local Law   Charter Law

2. Title of Proposed Legislation

   RESOLUTION NO. 2017, AUTHORIZING RENEWAL OF THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 22 - HAUPPAUGE MUNICIPAL AND BAR LOUIE (SM-1696)

3. Purpose of Proposed Legislation

   To authorize renewal of the expired agreement by the Administrative Head of SC Sewer District No. 22 - Hauppauge Municipal with Bar Louie (SM-1696), an existing building in Commack, NY connected to SD No. 22. The owner of the building previously had the Sewer Agency Agreement that was dated June 26, 1995 and expired on Dec. 31, 2016 and allocated 7,260 GPD of flow to the building. The new agreement will incorporate additional 780 GPD of flow that was previously approved by both the Sewer Agency (Reso 41-2015) and the Legislature (Reso No. 145-2016), for a total of 8,040 GPD.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes   X   No

5. If the answer to Item 4 is "yes," on what will it impact?  (Circle appropriate category)

   County   Town   Economic Impact
   Village   School District   Other (Specify):
   Library District   Fire District

   • SCSD No. 22 - Hauppauge Municipal

6. If the answer to Item 4 is "yes," Provide Detailed Explanation of Impact

   The connection fee of Twenty-Three Thousand Four Hundred Dollars ($23,400.00) (for the additional capacity of 780 GPD at a rate of $30.00 per gallon per day), will be paid to the Sewer District.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

   NA

8. Proposed Source of Funding

   NA

9. Timing of Impact

   NA

10. Typed Name & Title of Preparer
    Boris Rukovets, P.E.
    Special Projects Supervisor
    Theresa Lollo

11. Signature of Preparer
    [Signature]

12. Date
    June 29, 2017
    7/18/17

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 PROPERTY TAX LEVY</th>
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<td>TOTAL</td>
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### COMBINED

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<tr>
<td>TOTAL</td>
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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
2017 Intergovernmental Relations
Memorandum of Support

Title of Bill:
RESOLUTION NO. 2017, AUTHORIZING RENEWAL OF THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 22 HAUPPAUGE MUNICIPAL AND BAR LOUIE (SM-1696)

Purpose or General Idea of Bill:
To authorize renewal of the expired agreement by the Administrative Head of Suffolk County Sewer District No. 22 - Hauppauge Municipal with Bar Louie (SM-1696), an existing building in Commack, NY connected to SD No. 22.

Summary of Specific Provisions:
Allow the renewal of the agreement incorporating an additional flow of 780 GPD, with a total flow of 8,040 GPD to SCSD No. 22 - Hauppauge Municipal. The building is already connected to SD No. 22.

Justification:
Economic and environmental benefit

Fiscal Implications:
None

SCDPW Project: Bar Louie

Project No.: SM-1696

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE YAPHANK, N.Y. 11980 (631) 852-4204 FAX (631) 852-4659
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE TRAINING CENTER (CP 3405)

WHEREAS, the Commissioner of Fire, Rescue and Emergency Services has requested funds for the construction and replacing the gas burn props and technology which has exceeded its services life in the Taxpayer and Tower buildings at the Suffolk County Fire Academy; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the cost of said request under CP 3405; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system of capital projects as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $2,500,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 617.5 (C), (1), (2), (20), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information maintenance or repair involving no substantial changes in an existing structure or facility; replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings to meet building or fire codes, unless such action meets or exceeds any of the thresholds in section 617.4 of this Part; routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment; Conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action; Adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list; since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is determined that this program with a priority ranking of fifty-five (55) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of $2,500,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:
<table>
<thead>
<tr>
<th>Project No.</th>
<th>Project Title</th>
<th>Amount</th>
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<tbody>
<tr>
<td>525-CAP-3405.122</td>
<td>Improvements to Suffolk County Fire Academy</td>
<td>$250,000</td>
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<td>(Fund 001-Debt Service)</td>
<td>Planning</td>
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<td>525-CAP-3405.325</td>
<td>Improvements to Suffolk County Fire Academy</td>
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<tr>
<td>(Fund 001-Debt Service)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation
Resolution ___X___  Local Law ______  Charter Law ______

2. Title of Proposed Legislation
RESOLUTION NO. _______ 2017, APPROPRIATING FUNDS
IN CONNECTION WITH IMPROVEMENTS TO THE SUFFOLK
COUNTY FIRE TRAINING CENTER (CP 3405)

3. Purpose of Proposed Legislation
See above.

4. Will the Proposed Legislation Have a Fiscal Impact?  Yes ___X___ No ______

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)
   County   Town   Economic Impact
   Village   School District   Other (Specify):
   Library District   Fire District

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS
WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding
SERIAL BONDS

9. Timing of Impact
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL
COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL
IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
Nicholas Paglia
Chief Budget Examiner

11. Signature of Preparer

12. Date
July 11, 2017

SCIN FORM 175b (10/95)
# Financial Impact

## 2018 Property Tax Levy

### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th>Fund</th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 Rate Per $1000</th>
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<tr>
<td><strong>Total</strong></td>
<td>$200,989</td>
<td>$0.37</td>
<td>$0.001</td>
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### Police District and District Court

<table>
<thead>
<tr>
<th>Fund</th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 FEV Tax Rate Per $1000</th>
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</thead>
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<tr>
<td><strong>Total</strong></td>
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### Combined

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<th>Fund</th>
<th>2018 Property Tax Levy</th>
<th>2018 Cost to Avg Taxpayer</th>
<th>2018 FEV Tax Rate Per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td>$0</td>
<td>$0.37</td>
<td>$0.001</td>
</tr>
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</table>

## Notes:

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3. Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
<thead>
<tr>
<th>Date</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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<tr>
<td>11/1/2017</td>
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<td></td>
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<tr>
<td>11/1/2018</td>
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Total: $2,500,000.00 $514,834.38 $3,014,834.38 $3,014,834.38

11/1/2033
11/1/2034
11/1/2035
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<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVERAGE TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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<td>TOTAL</td>
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<td>POLICE DISTRICT AND DISTRICT COURT</td>
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<tr>
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NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
TO: Katie Horst  
Director of Intergovernmental Relations  

FROM: Joseph F. Williams  
Commissioner  

DATE: June 30, 2017  

SUBJECT: Request for Introductory Resolution: CP3405  

Enclosed for further processing is an introductory resolution and supporting documents to appropriate funds in connection with the continued improvements to the Suffolk County Fire Training Center – replacement of the field props and renovation of the training props and areas pursuant to the 2017 Capital Program.

This resolution, if passed, would allow us to provide enhanced training in a safe and realistic environment. If this resolution is not passed, several training props and structures within the Fire Academy will remain limited and at risk for operational failure.

There would be no negative financial implications to Suffolk County under this resolution. Cost avoidance and gained efficiency are discussed as financial implications under this resolution and are detailed in the enclosed supporting documents.

If you have any questions, please let me know.

JFW:JV:am

Enclosures

CC: Dennis M. Cohen, Chief Deputy County Executive  
Niranjan Sagapuram, Assistant County Attorney
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT
CP3405 – IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE TRAINING CENTER

TITLE OF BILL: APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE ACADEMY (CP 3405)

PURPOSE OR GENERAL IDEA OF BILL: Appropriate funds in the 2017 Capital Program for this project.

SUMMARY OF SPECIFIC PROVISIONS: N/A

JUSTIFICATION: Address regulatory requirements to ensure safe and effective training center without risking the environment, ground and ground water. These systems will allow for enhanced realistic and effective training for today’s fire service.

FISCAL IMPLICATIONS: Serial bonds will be issued to fund this project in the amount of $2,500,000. Cost avoidance and efficiency saving will be noted within the reoccurring operational annual maintenance contracts, The reduction in gas burn time and volume used, and the reduction of burn waste.
RESOLUTION NO. -2017, AUTHORIZING RENEWAL OF
THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF
SUFFOLK COUNTY SEWER DISTRICT NO. 6 – KINGS PARK AND
ST. JOHNLAND NURSING HOME (SM-0299)

WHEREAS, St. Johnland Nursing Home is the nursing home with 250
beds located in Kings Park, New York and connected to Suffolk County Sewer
District No. 6 – Kings Park as an out-of-district contractee; and

WHEREAS, St. Johnland Nursing Home previously has a Sewer Agency
agreement that was dated September 1994 and expiring on December 31, 2016;
and

WHEREAS, the aforementioned agreement allocated Thirty-Eight
Thousand Two Hundred Fifty gallons per day (38,250 GPD) of capacity to
St. Johnland Nursing Home and the connection fees for that capacity were paid
in full; and

WHEREAS, it has been determined by the Administrative Head of the
District that the District has wastewater treatment capacity available in excess
of its own needs; and

WHEREAS, St. Johnland Nursing Home has petitioned and requested the
Administrative Head of the District for the renewal of the aforementioned
expired connection agreement and received the approval of the Suffolk County
Sewer Agency (Resolution 29-2017) authorizing the said renewal; and

WHEREAS, the renewal of the connection agreement is subject to the
approval of the New York State Department of Environmental Conservation
(NYSDEC); and

WHEREAS, pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this
project involves the extension of utility distribution facilities, including gas,
electric, telephone, cable, water and sewer connections to render service in
approved subdivisions or in connection with any action on this list; and routine
or continuing agency administration and management, not including new
programs or major reordering of priorities that may affect the environment; and

WHEREAS, it will be financially beneficial to Suffolk County Sewer
District No. 6 – Kings Park and Suffolk County, as well as in the environmental
interest of all of Suffolk County, for the extension of the connection agreement
to be approved; now therefore be it

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the
SEQRA regulations, the SEQRA requirements for this project have been met,
and require no further action, now, therefore, be it further
2nd RESOLVED, that the Administrative Head of the District be and hereby is authorized, directed and empowered to enter into contracts and agreements with the owner for St. Johnland Nursing Home upon such terms and conditions as he may deem necessary relating to connections to the District of lands adjacent to Suffolk County Sewer District No. 6 – Kings Park and that they be required to post a surety bond or bonds and deposit cash or securities with the County Comptroller in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts; and be it further

3rd RESOLVED, that the Suffolk County Department of Public Works is hereby authorized, empowered, and directed to take such action as may be Necessary, pursuant to section C8-2(L&M) of the Suffolk County Charter.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
MEMORANDUM

To: Katie Horst, Director of Intergovernmental Relations
From: Gilbert Anderson, P.E., Commissioner, SCDPW
Date: June 29, 2017
Subject: RESOLUTION NO. -2017, AUTHORIZING RENEWAL OF THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 6 – KINGS PARK AND ST. JOHNLAND NURSING HOME (SM-0299)

Attached is a draft resolution filed as Reso-DPW-SA 29-2017 St. Johnland Nursing Home (SM-0299) and appropriate forms with the backup filed as Backup- Reso-DPW-SA 29-2017 St. Johnland Nursing Home (SM-0299) SCIN 175A&B. This is a resolution authorizing the renewal of the expired connection agreement by the Administrative Head of Suffolk County Sewer District No. 6–Kings Park with St. Johnland Nursing Home (SM-0299).

Project Facts:

<table>
<thead>
<tr>
<th>Type/units:</th>
<th>Nursing Home with 250 beds</th>
<th>Flow: 36,250 GPD (previously approved and connected)</th>
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</thead>
<tbody>
<tr>
<td>Area:</td>
<td>17.4±</td>
<td>SEQRA: Complete</td>
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<tr>
<td>SCSID:</td>
<td>No. 6 – Kings Park</td>
<td>Groundwater Zone VIII</td>
</tr>
<tr>
<td>SCTM No.:</td>
<td>0800-008.00-0400-001.002, 001.005, 001.007</td>
<td>Legislative District: 18th</td>
</tr>
</tbody>
</table>

cc: Dennis M. Cohen, Chief Deputy County Executive
John Donovan, P.E., SCDPW
Janice McGovern, P.E., SCDPW
Boris Rukovets, P.E., SCDPW
Chuck Jaquin, SCDPW
Robert A. Braun, Esq., SCDOL
Debra Kolyer, CE Office
Nick Paglia, Executive Analyst
Elizabeth Duffy, SCDPW
CE Reso Review
WHEREAS, St. Johnland Nursing Home is the existing nursing home facility with 250 beds located on 17.4± acres in Kings Park, New York and connected to the County Sewer District No. 6 – Kings Park. The aforementioned facility is located on the property identified on the Suffolk County Tax Map as District 0800, Section 008.00, Block 04.00, Lots 001.002, 001.005 and 001.007, and

WHEREAS, St. Johnland Nursing Home previously had a Sewer Agency agreement that was dated September 13, 1994 and expired on December 31, 2016, and

WHEREAS, the aforementioned agreement allocated Thirty-Eight Thousand Two Hundred Fifty gallons per day (38,250 GPD) of flow to St. Johnland Nursing Home and the connection fees for that flow were paid in full, and

WHEREAS, St. Johnland Nursing Home has applied to this Agency for permission to renew the expired 1994 Agreement, and

WHEREAS, St. Johnland Nursing Home facility is not located within the boundaries of Suffolk County Sewer District No. 3 - Southwest (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to accept the sewage, which is currently expected to emanate from St. Johnland Nursing Home building, and

WHEREAS, the connection of St. Johnland Nursing Home to the District will be financially beneficial to the District, and continue to be environmentally beneficial to Suffolk County, and

WHEREAS, pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this project involves the extension of utility distribution facilities, including gas, electric telephone, cable, water and sewer connection to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. No further action under SEQRA should be taken by the Sewer Agency, and

NOW, THEREFORE, IT IS
1st RESOLVED, that the SEQRA requirements for this project have been met, and, require no further action, now, therefore, be it further

2nd RESOLVED, that the renewal of the connection agreement authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

3rd RESOLVED, that the connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between St. Johnland Nursing Home, the District, the Suffolk County Department of Public Works ("DPW"), the Suffolk County Department of Health Services, the County of Suffolk, and this Agency, which agreement shall contain such terms and conditions as the Administrative Head of the District shall determine, and it is further

4th RESOLVED, that based on the previous Sewer Agency agreement, the Thirty-Eight Thousand Two Hundred Fifty gallons per day (38,250 GPD) of capacity in the District's sewage treatment plant be allocated to St. Johnland Nursing Home without charge for a connection fee, and it is further

5th RESOLVED, that this resolution shall become null and void, and of no further force or effect, without any further action by this Agency or notice to St. Johnland Nursing Home if, within one (1) year from the date of the adoption hereof, an agreement in furtherance of the authorization granted herein (the Connection Agreement), in form and content satisfactory to the Chairman of this Agency, has not been negotiated and fully executed by all parties thereto.

(Suffolk County Sewer Agency Meeting June 19, 2017)
1. **Type of Legislation**
   - Resolution **X**
   - Local Law
   - Charter Law

2. **Title of Proposed Legislation**
   RESOLUTION NO. -2017, AUTHORIZING RENEWAL OF THE EXPIRED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 6 - KINGS PARK AND ST. JOHNLAND NURSING HOME (SM-0299)

3. **Purpose of Proposed Legislation**
   To authorize renewal of the expired agreement by the Administrative Head of SC Sewer District No. 6 - Kings Park with St. Johnland Nursing Home (SM-0299), an existing nursing home with 250 beds in Kings Park, NY connected to SD No. 6. St. Johnland Nursing Home previously had the Sewer Agency Agreement that was dated Sept. 13, 1994 and expired on Dec. 31, 2016. The agreement allocated 38,250 GPD of flow to the nursing home and the connection fees were paid in full.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes **X**
   - No

5. **If the answer to Item 4 is "yes," on what will it impact?**
   (Circle appropriate category)
   - County
   - Town
   - Economic Impact
   - Village
   - School District
   - Other (Specify):
     - SCSD No. 6 - Kings Park
   - Library District
   - Fire District

6. **If the answer to item 4 is "yes,“ Provide Detailed Explanation of Impact**
   38,250 Gallons per Day (GPD) will continue to be allocated to St. Johnland Nursing Home without charge for the connection fee based on the previous agreement for this project. St. Johnland Nursing Home will continue to be responsible for paying user fees based on the amount of flow used.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**
   NA

8. **Proposed Source of Funding**
   NA

9. **Timing of Impact**
   NA

10. **Typed Name & Title of Preparer**
    Boris Rukovets, P.E.
    Special Projects Supervisor

11. **Signature of Preparer**
    [Signature]

12. **Date**
    June 29, 2017
# 2017 Property Tax Levy
COST TO THE AVERAGE TAXPAYER

## General Fund

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
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<td>$0.00</td>
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## Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
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<tr>
<td>TOTAL</td>
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## Combined

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<th>2017 Cost to Avg Taxpayer</th>
<th>2017 FV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Notes:
1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2015.

Page 2 of 2

To be completed by the Executive Budget Office.
2017 Intergovernmental Relations
Memorandum of Support

Title of Bill:
RESOLUTION NO. 7-2017, AUTHORIZING RENEWAL OF THE EXPIRED
AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER
DISTRICT NO. 22 HAUPPAUGE MUNICIPAL AND BAR LOUIE (SM-1696)

Purpose or General Idea of Bill:
To authorize renewal of the expired agreement by the Administrative Head of SC Sewer District No. 6 - Kings Park with St. Johnland Nursing Home (SM-0299), an existing nursing home with 250 beds in Kings Park, NY connected to SD No. 6.

Summary of Specific Provisions:
Allow the renewal of the agreement with the previously allocated capacity of 38,250 GPD to SCSD No. 6 - Kings Park. St. Johnland Nursing Home is already connected to Sewer District No. 6.

Justification:
Economic and environmental benefit

Fiscal Implications:
None

SCDPW Project: St. Johnland Nursing Home
Project No.: SM-0299

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE YAPHANK, N.Y. 11980 (631) 852-4204
FAX (631) 852-4659
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE RESCUE C.A.D. (CP 3416)

WHEREAS, the Commissioner of Fire, Rescue and Emergency Services has requested equipment funds for the installation and technology needed for strengthening of Phase II (east) and buildout of Phase III (east) Ultra High Frequencies (UHF) emergency voice over radio simulcasting paging for Suffolk County Fire Rescue and Emergency Services; and

WHEREAS, there are sufficient funds within the 2017 Capital Budget and Program to cover the cost of said request under CP 3416; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 461-2006, has established a priority ranking system of capital projects as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $5,000,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Section 817.5 (C) (25) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes; Purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials; adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list, since this law is a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is determined that this program with a priority ranking of fifty-four (54) is eligible for approval in accordance with the provisions of Resolution No. 471-1994, as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the proceeds of $5,000,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>JC</th>
<th>Project Title</th>
<th>Amount</th>
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<tbody>
<tr>
<td>525-CAP-3416.516 (Fund 001-Debt Service)</td>
<td>29</td>
<td>Improvements to Suffolk County Fire Rescue C.A.D. System</td>
<td>$5,000,000</td>
</tr>
</tbody>
</table>

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

| Resolution X | Local Law | Charter Law |

2. Title of Proposed Legislation

RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE RESCUE C.A.D. (CP 3416)

3. Purpose of Proposed Legislation

See above.

4. Will the Proposed Legislation Have a Fiscal Impact? Yes X No

5. If the answer to item 4 is "yes", on what will it impact? (circle appropriate category)

- County
- Town
- Village
- School District
- Fire District
- Economic Impact
- Other (Specify):

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.

SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2017 AND DEBT SERVICE WILL COMMENCE FALL 2018. THERE IS NO FISCAL IMPACT IN 2017. EARLIEST DEBT SERVICE FISCAL IMPACT WILL BE IN THE 2018 OPERATING BUDGET. ATTACHED 2018 CAT BASED ON 2017 DATA.

10. Typed Name & Title of Preparer
Nicholas Paglia
Chief Budget Examiner

11. Signature of Preparer

12. Date
July 11, 2017

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th>2018 PROPERTY TAX LEVY</th>
<th>2016 COST TO AVG TAXPAYER</th>
<th>2018 RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
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### COMBINED

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<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FEV TAX RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$1.98</td>
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<tr>
<td></td>
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<td>$0.004</td>
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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office.
<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
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<th>Interest</th>
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# Financial Impact
## 2017 Property Tax Levy
### Cost to the Average Taxpayer

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<th>General Fund</th>
<th>Police District and District Court</th>
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### Notes:
1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2016.
3. Source for equalization rates: 2016 County Equalization Rates established by the New York State Board of Equalization and Assessment.

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT
CP3416 – IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE RESCUE C.A.D.

TITLE OF BILL: APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE SUFFOLK COUNTY FIRE RESCUE C.A.D. (CP 3416)

PURPOSE OR GENERAL IDEA OF BILL: Appropriate funds in the 2017 Capital Program for this project.

SUMMARY OF SPECIFIC PROVISIONS: N/A

JUSTIFICATION: Address regulatory requirements to ensure safe and effective emergency paging communication within the UHF Spectrum without risking the environment, ground and ground water. This phase will allow for straightening of the east end (phase II) and building out the balance of the east end (phase III). This will provide an effective and reliable voice paging system for the County while replacing the current low band system, which is no longer supported within the industry.

FISCAL IMPLICATIONS: Serial bonds will be issued to fund this project in the amount of $5,000,000.

Cost avoidance and efficiency saving will be noted within the reoccurring operational annual maintenance contracts for the low band paging system. There is gained advantage from this system that will reduce call through put times and provided redundancy.
TO: Katie Horst
   Director of Intergovernmental Relations

FROM: Joseph F. Williams
   Commissioner

DATE: June 30, 2017

SUBJECT: Request for Introductory Resolution: CP3416

Enclosed for further processing is an introductory resolution and supporting documents to appropriate funds in connection with the Improvements to the Suffolk County Fire Rescue C.A.D. – UHF paging communication strengthening of Phase II and building out the balance of Phase III pursuant to the 2017 Capital Program.

This resolution, if passed, would allow us to provide enhanced paging voice communication in a safe and realistic environment. If this resolution is not passed the emergency paging communication system will remain limited and at risk for overall operation sustainability east of Yaphank.

There would be no negative financial implications to Suffolk County under this resolution. Cost avoidance and gained efficiency are discussed as financial implications under this resolution and are detailed in the enclosed supporting documents.

If you have any questions, please let me know.

JFW:JV:am

Enclosures

CC: Dennis M. Cohen, Chief Deputy County Executive
    Niranjan Sagapuram, Assistant County Attorney
RESOLUTION NO. -2017, CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED ESTABLISHMENT OF SUFFOLK COUNTY SEWER DISTRICT NO. 26 – MELVILLE HUNTINGTON

WHEREAS, the Suffolk County Sewer Agency ("SCSA") has submitted maps and plans prepared for the establishment of Suffolk County Sewer District No. 26 – Melville Huntington together with an estimate of cost thereof, attached as Exhibit A to this Resolution; and

WHEREAS, said the Report, Map and Recommendations For the Creation of Suffolk County Sewer District No. 26 – Melville Huntington was previously the subject of a public hearing and received approval of the Suffolk County Legislature on October 7, 2014 (Resolution No. 864-2014) but as the result of the public referendum on the formation of the district held on November 3, 2015, the formation of the proposed sewer district was rejected by the residents, and

WHEREAS, on October 7, 2016 Greens at Half Hollow, LLC, abandoned the responsibility of operating and maintaining said STP, and the situation was determined to be a public health emergency. Suffolk County Department of Public Works intervened and assumed temporary operation and maintenance of said STP on an emergency basis, and billed the connectees for expenses in providing services, and

WHEREAS, most recently, the Suffolk County Department of Public Works (DPW) held discussions with Greens at Half Hollow, LLC and with the proposed sewer district community, including Greens at Half Hollow HOA, who are now in favor of creating the sewer district. Based on these discussions, SCSA determined to again attempt to form a County sewer district, and

WHEREAS, after formation of the proposed sewer district, SCSA intends to convey a certain unneeded portion of the lot on which the sewage treatment plant is located, to the Greens at Half Hollow HOA. The said portion of the lot intended to be conveyed to the Greens at Half Hollow HOA does not include the leaching fields, and

WHEREAS, pursuant to Section 254 of the New York County Law, upon receipt of the report and the maps and plans, the Legislature must call a public hearing upon a the proposal to establish a district as set forth in the maps and plans submitted by the Suffolk County Sewer Agency; and

WHEREAS, it is now desired to call a public hearing pursuant to Section 254 of the New York State County Law upon the proposal to form said County sewer district, to comprise the area described and defined in said maps and plans.

NOW, THEREFORE, be it and it hereby is
1st RESOLVED, by the County Legislature of the County of Suffolk, New York, as follows:

Section 1. A meeting of the County Legislature of the County of Suffolk New York shall be held at the County Center in the meeting room of the County Legislature in Riverhead, New York, in said County, on the 6th day of September 2017, at 2:30 p.m., Prevailing Time, for the purpose of conducting a public hearing on the establishment of Suffolk County Sewer District No. 26 – Melville Huntington and for such other action on the part of said County Legislature as may be required by law or proper in premises.

Section 2. The Clerk of said County Legislature is hereby authorized and directed to cause a notice of said public hearing to be published once in each of the official newspapers of said County, and such other newspaper as the Legislature may designate, if any, said publication to be made in each of such newspapers not less than ten, nor more than twenty days before the day set herein for said public hearing. Such notice shall be in the following form, to wit:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the County Legislature of the County of Suffolk, New York, will meet at the County Center in the meeting room of the County Legislature in Riverhead, New York, in said County, on the 6th day of September, 2017 at 2:30 p.m., Prevailing Time, for the purpose of conducting a public hearing upon a proposal for the formation of a Suffolk County Sewer District No. 26 – Melville Huntington and for said County, substantially in accordance with certain maps, plans, reports and recommendations transmitted to said County Legislature by the Suffolk County Sewer Agency, at which time and place the Suffolk County Legislature will consider such proposal and hear all parties interested therein concerning the same.

Copies of the maps and plans for the establishment of the proposed district are available in the Office of the Clerk of the County Legislature where they can be reviewed during normal business hours Monday through Friday.

The rate of $470 per year is proposed for each District SFE (single family equivalent) as set forth in the June 2017 Report, Map, Plan of Service and Recommendations for the Formation of Suffolk County Sewer District No. 26 – Melville Huntington. This rate is based on the Department's cost of Operation and Maintenance for similar County Districts. Total operation and maintenance costs for the proposed District are estimated to be Six Hundred Eighty-Five Thousand Dollars ($685,000.00), as further set forth in the June 2017 Report, Map, Plan of Service and Recommendations for the Formation of Suffolk County Sewer District No. 26 – Melville Huntington.

The County is not financing the cost of the establishment of the proposed District by the issuance of bonds, notes, certificates or other evidences of indebtedness of the County. The County incurs no capital costs in connection with the formation of the proposed District and therefore, there assumes nor incurs any indebtedness.

We encourage all interested parties to appear at the public hearing. Any questions should be forwarded to John Donovan, P.E. at 631-852-4204 at the Suffolk County Department of Public Works.
It is proposed that such County Sewer District shall comprise an area situated in Melville, in the Town of Huntington, County of Suffolk and State of New York more specifically located as follows:

ALL those certain plots, pieces or parcels of land situate, lying, and being at Melville, in the Town of Huntington, County of Suffolk and State of New York, being bounded and described as follows:

Section No. 1

Sewer District north of Old South Path

BEGINNING at the intersection of the northerly side of Old South Path with the northerly side of Upper Half Hollow Road (County Road 67A);
RUNNING THENCE North 44 degrees 25 minutes 46 seconds West, 339.05 feet;
THENCE along an arc of a curve bearing to the left, having a radius of 265.17 feet, and a Length of 191.07 feet;
THENCE North 85 degrees 42 minutes 52 seconds West, 184.80 feet;
THENCE North 82 degrees 26 minutes 31 seconds West, 110.51 feet;
THENCE North 77 degrees 56 minutes 36 seconds West, 334.74 feet;
THENCE North 77 degrees 10 minutes 32 seconds West, 98.16 feet;
THENCE North 76 degrees 07 minutes 06 seconds West, 199.49 feet;
THENCE North 72 degrees 27 minutes 14 seconds West, 104.55 feet;
THENCE North 69 degrees 54 minutes 13 seconds West, 103.27 feet;
THENCE along an arc of a curve bearing to the left, having a radius of 860.43 feet, a Length of 216.79 feet;
THENCE North 84 degrees 20 minutes 22 seconds West, 259.45 feet;
THENCE North 80 degrees 51 minutes 04 seconds West, 69.59 feet;
THENCE North 75 degrees 18 minutes 00 seconds West, 211.66 feet;
THENCE North 74 degrees 49 minutes 53 seconds West, 425.47 feet;
THENCE North 07 degrees 18 minutes 43 seconds East, 695.76 feet;
THENCE South 82 degrees 41 minutes 17 seconds East, 303.80 feet;
THENCE North 07 degrees 18 minutes 43 seconds East, 628.86 feet;
THENCE North 82 degrees 41 minutes 17 seconds West, 303.80 feet;
THENCE North 07 degrees 18 minutes 43 seconds East, 119.36 feet;
THENCE North 82 degrees 41 minutes 17 seconds West, 666.57 feet;
THENCE South 07 degrees 18 minutes 43 seconds West, 141.31 feet;
THENCE South 82 degrees 41 minutes 17 seconds East, 308.27 feet;
THENCE South 07 degrees 18 minutes 43 seconds West, 141.31 feet;
THENCE North 82 degrees 41 minutes 17 seconds West, 308.27 feet;
THENCE North 07 degrees 18 minutes 43 seconds East, 21.97 feet;
THENCE North 82 degrees 41 minutes 17 seconds West, 393.04 feet;
THENCE North 07 degrees 18 minutes 43 seconds East, 107.67 feet;
THENCE North 82 degrees 41 minutes 17 seconds West, 412.39 feet;
THENCE South 73 degrees 47 minutes 40 seconds West, 24.75 feet;
THENCE North 15 degrees 57 minutes 03 seconds West, 19.59 feet;
THENCE North 07 degrees 46 minutes 09 seconds West, 100.57 feet;
THENCE North 84 degrees 16 minutes 31 seconds East, 147.69 feet;
THENCE North 08 degrees 07 minutes 49 seconds West, 189.89 feet;
THENCE South 79 degrees 34 minutes 04 seconds West, 146.02 feet;
THENCE North 07 degrees 31 minutes 32 seconds West, 85.02 feet;
THENCE North 82 degrees 27 minutes 49 seconds East, 644.78 feet;
THENCE North 08 degrees 23 minutes 46 seconds West, 125.00 feet;
THENCE North 81 degrees 36 minutes 14 seconds East, 221.02 feet;
THENCE North 74 degrees 03 minutes 29 seconds East, 526.95 feet;
THENCE North 72 degrees 38 minutes 04 seconds East, 452.58 feet;
THENCE North 71 degrees 18 minutes 34 seconds East, 452.09 feet;
THENCE North 69 degrees 58 minutes 54 seconds East, 451.77 feet;
THENCE North 68 degrees 39 minutes 14 seconds East, 451.77 feet;
THENCE North 67 degrees 19 minutes 34 seconds East, 452.01 feet;
THENCE North 66 degrees 00 minutes 04 seconds East, 452.58 feet;
THENCE North 64 degrees 34 minutes 39 seconds East, 528.08 feet;
THENCE North 55 degrees 11 minutes 19 seconds East, 367.91 feet;
THENCE North 56 degrees 25 minutes 48 seconds East, 456.70 feet;
THENCE South 82 degrees 58 minutes 32 seconds East, 339.39 feet;
THENCE South 11 degrees 55 minutes 49 seconds East, 526.20 feet;
THENCE South 10 degrees 38 minutes 09 seconds East, 37.97 feet;
THENCE South 77 degrees 40 minutes 05 seconds East, 230.84 feet;
THENCE South 10 degrees 54 minutes 51 seconds East, 178.84 feet;
THENCE South 77 degrees 40 minutes 05 seconds East, 530.22 feet;
THENCE South 10 degrees 51 minutes 30 seconds East, 80.35 feet;
THENCE South 06 degrees 39 minutes 19 seconds West, 75.18 feet;
THENCE South 10 degrees 48 minutes 39 seconds West, 163.48 feet;
THENCE South 00 degrees 30 minutes 31 seconds East, 166.62 feet;
THENCE South 20 degrees 40 minutes 01 second East, 480.40 feet;
THENCE South 16 degrees 08 minutes 21 seconds East, 217.36 feet;
THENCE South 07 degrees 48 minutes 39 seconds West, 158.42 feet;
THENCE South 24 degrees 15 minutes 39 seconds West, 362.37 feet;
THENCE South 12 degrees 40 minutes 09 seconds West, 233.05 feet;
THENCE South 34 degrees 45 minutes 11 seconds East, 293.15 feet;
THENCE South 35 degrees 58 minutes 11 seconds East, 605.53 feet;
THENCE South 27 degrees 29 minutes 21 seconds East, 362.49 feet;
THENCE South 71 degrees 59 minutes 53 seconds West, 228.01 feet;
THENCE South 58 degrees 13 minutes 33 seconds West, 357.92 feet;
THENCE South 52 degrees 10 minutes 20 seconds West, 452.20 feet;
THENCE South 51 degrees 53 minutes 31 seconds West, 261.78 feet;
THENCE along a tie line, South 47 degrees 38 minutes 25 seconds West, 1,063.75 feet;
THENCE South 49 degrees 12 minutes 19 seconds West, 385.28 feet;
THENCE South 70 degrees 12 minutes 57 seconds West, 732.05 feet;
THENCE South 41 degrees 10 minutes 17 seconds West, 48.04 feet to the POINT OR
PLACE OF BEGINNING.

Containing 411.58 acres of land, more or less.
Section No. 2

Sewer District south of Old South Path

BEGINNING at the intersection of the northerly side of Upper Half Hollow Road and the southwesterly side of Old South Path;
RUNNING THENCE South 41 degrees 10 minutes 17 seconds West, 450.80 feet;
THENCE North 48 degrees 49 minutes 43 seconds West, 25.00 feet;
THENCE South 41 degrees 10 minutes 17 seconds West, 48.72 feet;
THENCE westerly, along an arc of a curve bearing to the right having a Radius of 950.00 feet, a Length of 457.11 feet;
THENCE South 68 degrees 46 minutes 16 seconds West, 29.01 feet;
THENCE South 68 degrees 45 minutes 31 seconds West, 713.22 feet;
THENCE westerly, along an arc of a curve bearing to the left having a Radius of 1050.00 feet, a Length of 222.93 feet;
THENCE North 20 degrees 43 minutes 33 seconds West, 849.13 feet;
THENCE North 20 degrees 09 minutes 22 seconds West, 436.09 feet;
THENCE North 72 degrees 35 minutes 38 seconds East, 273.84 feet;
THENCE North 08 degrees 21 minutes 02 seconds West, 314.80 feet;
THENCE South 84 degrees 20 minutes 22 seconds East 147.00 feet;
THENCE along the arc of a curve bearing to the right, having a radius of 810.43 feet, a Length of 204.19 feet;
THENCE South 69 degrees 54 minutes 13 seconds East, 104.38 feet;
THENCE South 72 degrees 27 minutes 14 seconds East, 107.26 feet;
THENCE South 76 degrees 07 minutes 06 seconds East, 201.55 feet;
THENCE South 77 degrees 10 minutes 32 seconds East, 98.95 feet;
THENCE South 77 degrees 56 minutes 36 seconds East, 337.03 feet;
THENCE South 82 degrees 26 minutes 31 seconds East, 113.90 feet;
THENCE South 85 degrees 42 minutes 52 seconds East, 166.22 feet;
THENCE along the arc of a curve bearing to the right, having a radius of 215.17 feet, a Length of 155.04 feet;
THENCE South 44 degrees 25 minutes 46 seconds East, 342.89 feet to the POINT OR PLACE OF BEGINNING.

Containing: 43.79 acres of land, more or less.

Section 3. This Resolution shall take effect immediately.

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 Title 6 NYCRR Part 617.5(c)(20) and (27) as the proposal involves the adoption of regulations, policies, procedures and local legislative decisions in connection with routine or continuing agency administration and management.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
MEMORANDUM

To: Katie Horst, Director of Intergovernmental Relations
From: Gilbert Anderson, P.E., Commissioner, SCDPW
Date: June 30, 2017
Subject: RESOLUTION NO. -2017, CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED ESTABLISHMENT OF SUFFOLK COUNTY SEWER DISTRICT No. 26 – MELVILLE HUNTINGTON

Attached is a draft resolution filed as Reso-DPW SD No. 26 - Melville Huntington Public Hearing 2017 and appropriate forms with the backup filed as Backup- Reso-DPW SD No. 26 - Melville Huntington Public Hearing 2016 SCIIN 175A&B. This is a resolution authorizing a Public Hearing to modify the plan of service for SCSD No. 26 – Melville Huntington.

Project Facts:

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<td>SCTM No.:</td>
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<td>Legislative District:</td>
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</table>

cc: Dennis M. Cohen, Chief Deputy County Executive
John Donovan, P.E., SCDPW
Janice McGovern, P.E., SCDPW
Boris Rukovets, P.E., SCDPW
Chuck Jaquino, SCDPW
Robert A. Braun, Esq., SCDOL
Debra Kolyer, CE Office
Nick Paglia, Executive Analyst
Elizabeth Duffy, SCDPW
CE Reso Review

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE YAPHANK, N.Y. 11980 (631) 852-4204

DEPARTMENT OF PUBLIC WORKS

THOMAS G. VAUGHN DEPUTY COMMISSIONER
WHEREAS, an agreement for the construction, operation and maintenance of a sewage system was negotiated between S.B.J. Associate, LLC, and the various departments of the County of Suffolk and is dated May 15, 2002, and

WHEREAS, under said agreement the Greens at Half Hollow sewage treatment plant (STP) was constructed to process the wastewater generated by the various subdivisions in the Melville area, and

WHEREAS, the Greens at Half Hollow, LLC, as the successor to S.B.J. Associates, LLC, entered into Third Party Agreements with the developers of other residential/institutional projects in the vicinity, and

WHEREAS, once the construction was completed and the STP was activated the Greens at Half Hollow, LLC operated and maintained said STP and billed the connectees accordingly, and

WHEREAS, in October of 2010, the Greens at Half Hollow Homeowners Association, Inc. (a Connectee) requested that the Sewer Agency conduct a sewer rate evaluation to determine if the sewer rates paid by the connectees to the Greens at Half Hollow, LLC were fair and reasonable as per the terms of above-referenced agreement, and

WHEREAS, in October of 2012, the Sewer Agency staff after review of the information supplied and on hand determined that the rates were not fair and reasonable, and the sewer rates were reduced accordingly ($270 per SFE), and

WHEREAS, the Greens at Half Hollow, LLC had thought to abandon said STP, and after consideration had requested that the Suffolk County Department of Public Works (DPW) form a County Sewer District and take ownership of said plant and operate and maintain a County District, and

WHEREAS, the Sewer Agency on September 15, 2014, passed resolution 40-2014; approving the Report, Map and Recommendations For the Creation of Suffolk County Sewer District No. 26 – Melville Huntington (Report), and

WHEREAS, said Report was the subject of a public hearing, received approval of the Suffolk County Legislature and a public referendum was held on the formation of the district on November 3, 2015, and

(1 of 3)
WHEREAS, as the result of the public referendum, the proposed sewer district was turned down by the residents, and

WHEREAS, the Greens at Half Hollow, LLC submitted a petition to increase sewer rates (by $599.25 per SFE), and the Sewer Agency after review and a public hearing that was held at the March 21, 2016 meeting of the Sewer Agency did increase the sewer rates by $47 per SFE to $317 per SFE, and

WHEREAS, on October 7, 2016 Greens at Half Hollow, LLC, did abandon the responsibility of operating and maintaining said STP, and the situation was determined to be a public health emergency and it was decided that DPW intervened and assumed temporary operation and maintenance of said STP on an emergency basis pursuant to the construction agreement between the County and the Greens at Half Hollow, LLC's predecessor; S.B.J. Associates, LLC, until the issue was resolved and to bill the connectees accordingly for the services, and

WHEREAS, after considerable discussion with the Greens at Half Hollow, LLC, and the Greens at Half Hollow HOA, DPW Staff determined to again attempt to form a County sewer district, and

WHEREAS, the creation of a County sewer district would be environmentally beneficial to the local community, and

WHEREAS, the Environmental Protection Agency regulations require that any sewer district formed in Suffolk County after December 27, 1977, must be self-supporting, and the cost for operation and maintenance of the proposed Sewer District Number 26 – Melville Huntington will be borne by the connectees of the proposed district, and

WHEREAS, the Suffolk County Charter (Article VIII - §C8-1-B) establishes the Commissioner of the Suffolk County Department of Public Works as the Administrative Head of the Suffolk County Sewer Agency and of all Suffolk County Sewer Districts, and

WHEREAS, Pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this project is a Type II Action as it involves the extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. No further action under SEQRA should be taken by the Sewer Agency, and

NOW, THEREFORE, IT IS

(2 of 3)
1st RESOLVED, that the SEQRA requirements for this project have been met, and the Sewer Agency has established the action as Type II, and requires no further action, now, therefore, be it further

2nd RESOLVED, that the Commissioner of the Suffolk County Department of Public Works, as Administrative Head of the Suffolk County Sewer Agency and of the proposed District is hereby authorized to proceed with the creation of the proposed Sewer District No. 26 – Melville Huntington, and

3rd RESOLVED, that the creation of a sewer district authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

4th RESOLVED, that the Administrative Head of the District is hereby further authorized to, in conjunction with the Department of Health Services and the Department of Law, to prepare and submit the application to the Office of the NYS Comptroller for the creation of the Suffolk County Sewer District No. 26 – Melville Huntington.

(Suffolk County Sewer Agency Meeting June 19, 2017)
1. **Type of Legislation**
   - Resolution [X]
   - Local Law [ ]
   - Charter Law [ ]

2. **Title of Proposed Legislation**
   
   RESOLUTION NO. 2017, CALLING A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING THE PROPOSED ESTABLISHMENT OF SUFFOLK COUNTY SEWER DISTRICT NO. 26 - MELVILLE HUNTINGTON

3. **Purpose of Proposed Legislation**
   
   To authorize the calling a Public Hearing for the purpose of considering the proposed establishment of Suffolk County Sewer District No. 26 - Melville Huntington.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes [ ]
   - No [X]

5. **If the answer to Item 4 is "yes," on what will it impact?**
   - (Circle appropriate category)
     - County
     - Town
     - Economic Impact
     - Village
     - School District
     - Other (Specify):
       - SCSD No. 26 – Melville Huntington
     - Library District
     - Fire District

6. **If the answer to Item 4 is "yes," Provide Detailed Explanation of Impact**
   
   The proposed cost for typical connectee (single family equivalent) will be Four Hundred Seventy Dollars ($470.00) annually and will be payable by the residents of the District. As per the Environmental Protection Agency, newly formed sewer districts must be self-supporting.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**
   
   NA

8. **Proposed Source of Funding**
   
   NA

9. **Timing of Impact**
   
   NA

10. **Typed Name & Title of Preparer**
    Boris Rukovets, P.E.
    Special Projects Supervisor

11. **Signature of Preparer**

12. **Date**
    June 29, 2017

   [Signature]

   [Signature]

   7/18/17

   BUDGET OFFICE

   SCEN FORM 175b (10/85)
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
2017 Intergovernmental Relations
Memorandum of Support

Title of Bill:
RESOLUTION NO. 2017, CALLING A PUBLIC HEARING FOR THE PURPOSE OF
CONSIDERING THE PROPOSED ESTABLISHMENT OF SUFFOLK COUNTY SEWER
DISTRICT OF SUFFOLK COUNTY SEWER DISTRICT NO. 26 MELVILLE HUNTINGTON

Purpose or General Idea of Bill:
To authorize the calling a Public Hearing for the purpose of considering the proposed establishment
of Suffolk County Sewer District No. 26 - Melville Huntington.

Summary of Specific Provisions:
Establishment of a new County Sewer District.

Justification:
Economic and environmental benefit

Fiscal Implications:
None - District must be self-supporting

SCDPW Project: Melville Huntington

Project No.: SD No. 26
COUNTY OF SUFFOLK
DEPARTMENT OF PUBLIC WORKS

SUFFOLK COUNTY SEWER AGENCY

Report, Map and Recommendations for the Proposed Formation of

SUFFOLK COUNTY

SEWER DISTRICT NO. 26 – MELVILLE HUNTINGTON

GILBERT ANDERSON, P.E.
COMMISSIONER

June 2017
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INTRODUCTION

In accordance with Chapter 254 of the County Law and by Resolutions No. 494-1965 and No. 518-1965, the Suffolk County Board of Supervisors formed the Suffolk County Sewer Agency in September 1965. The County Legislature, as the successors to the Board of Supervisors, by Resolution No. 407-1970, authorized the Chairman of the Agency to execute agreements with subdividers and developers. Thereafter, by Resolution No. 212-1973, the County Legislature again directed the Agency, with the assistance of the Department of Environmental Control acting as its staff, to prepare the necessary maps, plans, specifications and other relevant material for the formation, extension or improvement of County sewer districts.

Therefore, in accordance with those resolutions and pursuant to Article 5A of the County Law, the Agency has caused the Department of Public Works, as the successors to the Department of Environmental Control, to prepare and herewith respectfully submit the necessary information and data relating to the formation of Suffolk County Sewer District No. 26 – Melville Huntington.

At the June 19, 2017, Sewer Agency Meeting, the Agency recommended that a district, encompassing the present area serviced by the Greens at Half Hollow Sewage Treatment Plant, be formed.

HISTORY

S.B.J. Associates, LLC entered into an agreement with the State of New York (LIDDSO) to purchase property, which included the existing sewage treatment plant on October 21, 1999. S.B.J. Associates, LLC agreed to operate, maintain, and provide sanitary service to NYS LIDDSO.

The Suffolk County Sewer Agency and the County of Suffolk entered into a contract (Construction Agreement) with S.B.J. Associates, LLC on May 15, 2002. This contract contained, among other things, the commitment by the developer to construct wastewater collection, treatment and disposal facilities for a development known as the Greens at Half Hollow. The Greens at Half Hollow project consists of 1,144 single family units. The Greens at Half Hollow, LLC, as the successor to S.B.J. Associates, LLC, entered into Third Party Agreements with the developers of other residential/institutional projects in the vicinity (Country Pointe, LIDDSO, HSC No.5 Housing Development Fund Company, and HSC No.6 Housing Development Fund Company. Additionally, three parcels adjacent to the Greens at Half Hollow development were connected. See copy of map "Proposed SCSO No. 26 – Melville Huntington" for locations (Exhibit A). Exhibit C is a listing of the developments.
Note: On October 7, 2016, the Greens at Half Hollow, LLC while legally responsible for the operation and maintenance of the STP did abandon said STP. Consequently, due to a potential environmental and public health hazard, DPW was compelled to intervene and temporarily operate and maintain the STP on an emergency basis pursuant to the construction agreement between the County and GHH LLC's predecessor, S.B.J. Associates, LLC, until the situation was remedied.

DISTRICT POPULATION

The proposed district consists of 75 single-family homes, 1,144 Planned Retirement Community units, a 78-bed children's hospital with 48 residential units, and 100 subsidized rental apartments. Using 3.5 persons per single family/condominium unit, 1 person for each hospital bed and residential unit, and 2 persons for apartments, it is estimated that the total population of the District will be 4,593 individuals.

GENERAL BOUNDARY DESCRIPTION

The proposed district is situated in the south central portion of the Town of Huntington in the hamlet of Melville. It is bounded on the north by Northern State Parkway, on the west by Old Little East Neck Road/Echo Lane, on the south by Old South Road/Half Hollow Road, and on the east by Carman Road.

A metes and bounds description of the proposed district is included in this report as Exhibit B, and the map of the proposed district is appended hereto as Exhibit A.

WASTEWATER TREATMENT FACILITIES

Originally, the STP was designed and constructed to accommodate 330,000 GPD, the wastewater treatment plant, built in 2002, has been operated and maintained by the Greens at Half Hollow, LLC. Included are two (2) pump stations, one on the State of New York property servicing Rainbow Commons, and one servicing the Greens at Half Hollow subdivision.

TAXABLE AND NON-TAXABLE REAL PROPERTY IN THE DISTRICT

The LIDDSO (formerly Sagamore Hill Children's Psychiatric Hospital) is state land or non-taxable property within the proposed district. The Town of Huntington athletic fields are also non-taxable property. There is no agricultural land within the proposed district. The proposed district is within the unincorporated area of the Town of Huntington and is within the Half Hollow Hills School District. The average assessments in the proposed district, as well as the latest available schedule of taxes levied against properties within the proposed district, are set forth in the following table: (See Exhibit F).
CAPITAL COSTS

No capital costs will be incurred in connection with the formation of this proposed sewer district; and, therefore, there will be no bond issue.

PROPOSED FINANCIAL PLAN AND COSTS TO USERS

A. Federal and State Aid

There is no expectation of receipt of Federal or State funds for the formation of this district.

B. Preliminary User Charges

Present Charges: Presently, and until the formation of the District and transfer of assets to it is accomplished, the allocated operation and maintenance costs will be paid to DPW by the present users.

District Charges: The Environmental Protection Agency regulations require that any sewer district formed in Suffolk County after December 27, 1977 must charge the users based upon actual use, and not ad valorem. Therefore, the district will be formed pursuant to Section 266 of the County Law of the State of New York, and thus make a flat annual sewage charge to the users for the calendar year 2017, or fraction thereof. This will result in a rate increase from what was previously charged.

As per the agreement with S.B.J. Associates, LLC, each of the subdivisions had a separate rate for operation and maintenance costs (Exhibit D). At the request of the Greens HOA, the Suffolk County Department of Public Works audited the operation and maintenance records submitted by The Greens at Half Hollow, LLC and comparing similar County Sewage Treatment Plants determined a fair and reasonable rate would be Two Hundred Seventy Dollars ($270) per SFE (Single Family Equivalent). Subsequently, Greens at Half Hollow, LLC requested a rate increase to Eight Hundred Sixty-Nine Dollars and Twenty-Five Cents ($869.25) per SFE and after an audit and public hearing that took place during the Sewer Agency meeting on March 21, 2016, it was determined that a certain increase would be granted, making the current rate Three Hundred Seventeen Dollars ($317.00) per SFE. However, the County has additional employee expenses and benefits as well as soft costs, therefore the County rate per SFE will be $470.

C. Annual Operation and Maintenance Costs and Charges

The operation and maintenance budget for 2017 is estimated to be $685,000 (see Exhibit G).
RECOMMENDATIONS, COMMENTS AND FINDINGS

The formed district will result in the ability of the Suffolk County Sewer Agency to authorize the connection of nearby proposed projects, subject to the approval of the Legislature and the New York Department of Environmental Conservation, which will result in a non-proliferation of sewage treatment plants.

It is recommended that the formation of the district be accomplished pursuant to the provisions of Article 5A of County Law and that the cost be assessed, levied and collected in accordance with the provisions of Section 266 thereof.

It is recommended that the Commissioner of the Suffolk County Department of Public Works be appointed the Administrative Head of Sewer District No. 26 – Melville Huntington in compliance with Article VIII, Section 801, of the Suffolk County Charter.

Finally, it is recommended that this report be made the subject of a public hearing on the question at the earliest possible date.

Respectfully submitted,

[Signature]

Gilbert Anderson, P.E.
Commissioner of the Suffolk County Department of Public Works, Chairman of the Suffolk County Sewer Agency and Administrative Head of All Suffolk County Sewer Districts
Mete's and Bounds Description of Proposed District

ALL these certain plots, pieces or parcels of land situate, lying, and being at Melville, in the Town of Huntington, County of Suffolk and State of New York, being bounded and described as follows:

Section No. 1

Sewer District north of Old South Path

1. THENCE North 44 degrees 25 minutes 46 seconds West, 339.05 feet;
2. THENCE along an arc of a curve bearing to the left, having a radius of 265.17 feet, and a length of 191.07 feet;
3. THENCE North 85 degrees 42 minutes 52 seconds West, 184.80 feet;
4. THENCE North 82 degrees 26 minutes 31 seconds West, 110.51 feet;
5. THENCE North 77 degrees 56 minutes 36 seconds West, 334.74 feet;
6. THENCE North 77 degrees 10 minutes 32 seconds West, 98.16 feet;
7. THENCE North 76 degrees 07 minutes 06 seconds West, 199.49 feet;
8. THENCE North 72 degrees 27 minutes 14 seconds West, 104.55 feet;
9. THENCE North 69 degrees 54 minutes 13 seconds West, 103.27 feet;
10. THENCE along an arc of a curve bearing to the left, having a radius of 860.43 feet, a length of 216.79 feet;
11. THENCE North 84 degrees 20 minutes 22 seconds West, 259.45 feet;
12. THENCE North 80 degrees 51 minutes 04 seconds West, 69.59 feet;
13. THENCE North 75 degrees 18 minutes 00 seconds West, 211.86 feet;
14. THENCE North 74 degrees 49 minutes 53 seconds West, 425.47 feet;
15. THENCE North 07 degrees 18 minutes 43 seconds East, 695.76 feet;
16. THENCE South 82 degrees 41 minutes 17 seconds East, 303.80 feet;
17. THENCE North 07 degrees 18 minutes 43 seconds East, 628.86 feet;
18. THENCE North 82 degrees 41 minutes 17 seconds West, 303.80 feet;
19. THENCE North 07 degrees 18 minutes 43 seconds East, 119.36 feet;
20. THENCE North 82 degrees 41 minutes 17 seconds West, 666.57 feet;
21. THENCE South 07 degrees 18 minutes 43 seconds West, 141.31 feet;
22. THENCE South 82 degrees 41 minutes 17 seconds East, 308.27 feet;
23. THENCE South 07 degrees 18 minutes 43 seconds West, 141.31 feet;
24. THENCE North 82 degrees 41 minutes 17 seconds West, 308.27 feet;
25. THENCE North 07 degrees 18 minutes 43 seconds East, 21.97 feet;
26. THENCE North 82 degrees 41 minutes 17 seconds West, 393.04 feet;
27. THENCE North 07 degrees 18 minutes 43 seconds East, 107.67 feet;
28. THENCE North 82 degrees 41 minutes 17 seconds West, 412.39 feet;
29. THENCE South 73 degrees 47 minutes 40 seconds West, 24.75 feet;
30. THENCE North 15 degrees 57 minutes 03 seconds West, 19.59 feet;
31. THENCE North 07 degrees 46 minutes 09 seconds West, 100.57 feet;
32. THENCE North 84 degrees 16 minutes 31 seconds East, 147.69 feet;
33. THENCE North 08 degrees 07 minutes 49 seconds West, 189.89 feet;
34. THENCE South 79 degrees 24 minutes 04 seconds West, 146.02 feet;
35. THENCE North 07 degrees 31 minutes 32 seconds West, 85.02 feet;
36. THENCE North 82 degrees 27 minutes 49 seconds East, 644.78 feet;
37. THENCE North 08 degrees 23 minutes 46 seconds West, 125.00 feet;
38. THENCE North 81 degrees 36 minutes 14 seconds East, 221.02 feet;
39. THENCE North 74 degrees 03 minutes 29 seconds East, 526.95 feet;
40. THENCE North 72 degrees 36 minutes 04 seconds East, 452.58 feet;
41. THENCE North 71 degrees 18 minutes 34 seconds East, 452.09 feet;
42. THENCE North 69 degrees 56 minutes 54 seconds East, 451.77 feet;
43. THENCE North 68 degrees 39 minutes 14 seconds East, 451.77 feet;
44. THENCE North 67 degrees 19 minutes 34 seconds East, 452.01 feet;
45. THENCE North 66 degrees 00 minutes 04 seconds East, 452.58 feet;
46. THENCE North 64 degrees 34 minutes 39 seconds East, 528.08 feet;
47. THENCE North 55 degrees 11 minutes 19 seconds East, 367.91 feet;
48. THENCE North 56 degrees 25 minutes 48 seconds East, 456.70 feet;
49. THENCE South 82 degrees 58 minutes 32 seconds East, 339.39 feet;
50. THENCE North 11 degrees 55 minutes 49 seconds East, 526.20 feet;
51. THENCE North 10 degrees 38 minutes 09 seconds East, 37.97 feet;
52. THENCE South 77 degrees 40 minutes 05 seconds East, 230.84 feet;
53. THENCE South 10 degrees 54 minutes 51 seconds East, 178.84 feet;
54. THENCE South 77 degrees 40 minutes 05 seconds East, 530.22 feet;
55. THENCE South 10 degrees 51 minutes 30 seconds East, 80.35 feet;
56. THENCE South 06 degrees 39 minutes 19 seconds West, 75.18 feet;
57. THENCE South 19 degrees 48 minutes 39 seconds West, 163.48 feet;
58. THENCE South 00 degrees 30 minutes 31 seconds West, 166.62 feet;
59. THENCE South 20 degrees 40 minutes 01 second East, 480.40 feet;
60. THENCE South 16 degrees 08 minutes 21 seconds East, 217.36 feet;
61. THENCE South 07 degrees 48 minutes 39 seconds West, 158.42 feet;
62. THENCE South 24 degrees 15 minutes 39 seconds West, 362.37 feet;
63. THENCE South 12 degrees 40 minutes 09 seconds West, 233.05 feet;
64. THENCE South 34 degrees 45 minutes 11 seconds East, 293.15 feet;
65. THENCE South 35 degrees 58 minutes 11 seconds East, 605.53 feet;
66. THENCE South 27 degrees 29 minutes 21 seconds East, 362.49 feet;
67. THENCE South 71 degrees 59 minutes 53 seconds West, 228.01 feet;
68. THENCE South 58 degrees 13 minutes 33 seconds West, 357.92 feet;
69. THENCE South 52 degrees 10 minutes 20 seconds West, 452.20 feet;
70. THENCE South 51 degrees 53 minutes 31 seconds West, 261.78 feet;
71. THENCE along a tie line, South 47 degrees 38 minutes 25 seconds West, 1,063.75 feet;

72. THENCE South 49 degrees 12 minutes 19 seconds West, 385.28 feet;
73. THENCE South 70 degrees 12 minutes 57 seconds West, 732.05 feet;
74. THENCE South 41 degrees 10 minutes 17 seconds West, 48.04 feet to the
    POINT OR PLACE OF BEGINNING.

Containing 411.58 acres of land, more or less.
Section No. 2

Sewer District south of Old South Path

BEGINNING at the intersection of the northerly side of Upper Half Hollow Road and the southwesterly side of Old South Path;
RUNNING THENCE South 41 degrees 10 minutes 17 seconds West, 450.80 feet;
THENCE North 48 degrees 49 minutes 43 seconds West, 25.00 feet;
THENCE South 41 degrees 10 minutes 17 seconds West, 48.72 feet;
THENCE westerly, along an arc of a curve bearing to the right having a Radius of 950.00 feet, a Length of 457.11 feet;
THENCE South 68 degrees 46 minutes 16 seconds West, 29.01 feet;
THENCE South 68 degrees 45 minutes 31 seconds West, 713.22 feet;
THENCE westerly, along an arc of a curve bearing to the left having a Radius of 1050.00 feet, a Length of222.93 feet;
THENCE North 20 degrees 43 minutes 33 seconds West, 849.13 feet;
THENCE North 20 degrees 09 minutes 22 seconds West, 436.09 feet;
THENCE North 72 degrees 35 minutes 38 seconds East, 273.84 feet;
THENCE North 08 degrees 21 minutes 02 seconds West, 314.80 feet;
THENCE South 84 degrees 20 minutes 22 seconds East 147.00 feet;
THENCE along the arc of a curve bearing to the right, having a radius of 810.43 feet, a length of 204.19 feet;
THENCE South 69 degrees 54 minutes 13 seconds East, 104.38 feet;
THENCE South 72 degrees 27 minutes 14 seconds East, 107.26 feet;
THENCE South 76 degrees 07 minutes 06 seconds East, 201.55 feet;
THENCE South 77 degrees 10 minutes 32 seconds East, 98.95 feet;
THENCE South 77 degrees 56 minutes 36 seconds East, 337.03 feet;
THENCE South 82 degrees 26 minutes 31 seconds East, 113.90 feet;
THENCE South 85 degrees 42 minutes 52 seconds East, 186.22 feet;
THENCE along the arc of a curve bearing to the right, having a radius of 215.17 feet, a length of 155.04 feet;
THENCE South 44 degrees 25 minutes 46 seconds East, 342.89 feet to the POINT OR PLACE OF BEGINNING.

Containing: 43.79 acres of land, more or less.
Exhibit C

List of Connectees

1. The Greens at Half Hollow – 1,144 Condominium Units
   - Pool House
   - Club House
   - Gate House
   - Storage Building

2. Country Pointe – 72 Single Family Homes

3. Rainbow Commons – 78 beds and 48 Residential Units
   - (LIDDSO) (formerly Sagamore Hill Children’s Psychiatric Hospital) (Rainbow Commons and Melville Estates)

4. Housing Development Fund Company No.5 – 70 Subsidized Units

5. Housing Development Fund Company No.6 - 30 Subsidized Units

6. Three parcels adjoining the Greens at Half Hollow Development owned by the State of New York

7. Comfort Stations servicing the Athletic Fields owned and operated by the Town of Huntington
# Exhibit D

## Proposed SCSD #26 - Melville Huntington

### Calculation of Estimated User Fees 2017

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<tr>
<td>Club House</td>
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<td>Pool House</td>
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<tr>
<td>Country Pointe</td>
<td>72</td>
<td>$33,827</td>
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LIDDSO

1. Sagamore Childrens Hospital
2. Rainbow Commons
3. Melville Estates
4. Single Family (Old South Path)

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| Total                              | 1458 | $685,000    |

1 SFE = 225 GPD
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO. 35 - 2017

APPROVING THE REPORT, MAP AND RECOMMENDATIONS FOR THE CREATION OF SUFFOLK COUNTY SEWER DISTRICT NO. 26 – MELVILLE HUNTINGTON

WHEREAS, an agreement for the construction, operation and maintenance of a sewage system was negotiated between S.B.J. Associate, LLC, and the various departments of the County of Suffolk and is dated May 15, 2002, and

WHEREAS, under said agreement the Greens at Half Hollow sewage treatment plant (STP) was constructed to process the wastewater generated by the various subdivisions in the Melville area, and

WHEREAS, the Greens at Half Hollow, LLC, as the successor to S.B.J. Associates, LLC, entered into Third Party Agreements with the developers of other residential/institutional projects in the vicinity, and

WHEREAS, once the construction was completed and the STP was activated the Greens at Half Hollow, LLC operated and maintained said STP and billed the connectees accordingly, and

WHEREAS, in October of 2010, the Greens at Half Hollow Homeowners Association, Inc. (a Connectee) requested that the Sewer Agency conduct a sewer rate evaluation to determine if the sewer rates paid by the connectees to the Greens at Half Hollow, LLC were fair and reasonable as per the terms of above-referenced agreement, and

WHEREAS, in October of 2012, the Sewer Agency staff after review of the information supplied and on hand determined that the rates were not fair and reasonable, and the sewer rates were reduced accordingly ($270 per SFE), and

WHEREAS, the Greens at Half Hollow, LLC had thought to abandon said STP, and after consideration had requested that the Suffolk County Department of Public Works (DPW) form a County Sewer District and take ownership of said plant and operate and maintain a County District, and

WHEREAS, the Sewer Agency on September 15, 2014, passed resolution 40-2014; approving the Report, Map and Recommendations For the Creation of Suffolk County Sewer District No. 26 – Melville Huntington (Report), and

WHEREAS, said Report was the subject of a public hearing, received approval of the Suffolk County Legislature and a public referendum was held on the formation of the district on November 3, 2015, and
WHEREAS, as the result of the public referendum, the proposed sewer district was turned down by the residents, and

WHEREAS, the Greens at Half Hollow, LLC submitted a petition to increase sewer rates (by $599.25 per SFE), and the Sewer Agency after review and a public hearing that was held at the March 21, 2016 meeting of the Sewer Agency did increase the sewer rates by $47 per SFE to $317 per SFE, and

WHEREAS, on October 7, 2016 Greens at Half Hollow, LLC, did abandon the responsibility of operating and maintaining said STP, and the situation was determined to be a public health emergency and it was decided that DPW intervened and assumed temporary operation and maintenance of said STP on an emergency basis pursuant to the construction agreement between the County and the Greens at Half Hollow, LLC's predecessor; S.B.J. Associates, LLC, until the issue was resolved and to bill the connectees accordingly for the services, and

WHEREAS, after considerable discussion with the Greens at Half Hollow, LLC, and the Greens at Half Hollow HOA, DPW Staff determined to again attempt to form a County sewer district, and

WHEREAS, the creation of a County sewer district would be environmentally beneficial to the local community, and

WHEREAS, the Environmental Protection Agency regulations require that any sewer district formed in Suffolk County after December 27, 1977, must be self-supporting, and the cost for operation and maintenance of the proposed Sewer District Number 26 – Melville Huntington will be borne by the connectees of the proposed district, and

WHEREAS, the Suffolk County Charter (Article VIII - §C8-1-B) establishes the Commissioner of the Suffolk County Department of Public Works as the Administrative Head of the Suffolk County Sewer Agency and of all Suffolk County Sewer Districts, and

WHEREAS, Pursuant to Title 6 NYCRR Part 617.5(c) (11) and (20), this project is a Type II Action as it involves the extension of utility distribution facilities, including gas, electric, telephone, cable, water and sewer connections to render service in approved subdivisions or in connection with any action on this list; and routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. No further action under SEQRA should be taken by the Sewer Agency, and

NOW, THEREFORE, IT IS
1st RESOLVED, that the SEQRA requirements for this project have been met, and the Sewer Agency has established the action as Type II, and requires no further action, now, therefore, be it further

2nd RESOLVED, that the Commissioner of the Suffolk County Department of Public Works, as Administrative Head of the Suffolk County Sewer Agency and of the proposed District is hereby authorized to proceed with the creation of the proposed Sewer District No. 26 – Melville Huntington, and

3rd RESOLVED, that the creation of a sewer district authorized herein is subject to the approval of the Suffolk County Legislature and the New York State Department of Environmental Conservation, and it is further

4th RESOLVED, that the Administrative Head of the District is hereby further authorized to, in conjunction with the Department of Health Services and the Department of Law, to prepare and submit the application to the Office of the NYS Comptroller for the creation of the Suffolk County Sewer District No. 26 – Melville Huntington.

(Suffolk County Sewer Agency Meeting June 19, 2017)
## Typical Tax Rate per $1000 AV ($2,900*) for 2016-2017

<table>
<thead>
<tr>
<th>Description</th>
<th>Extended Taxes</th>
<th>Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>School District - HHH</td>
<td>209.763</td>
<td>$4,981.87</td>
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<tr>
<td>Library District - HHH</td>
<td>7.900</td>
<td>$229.10</td>
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<tr>
<td>County</td>
<td>2.565</td>
<td>$74.39</td>
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<tr>
<td>County Police District</td>
<td>40.717</td>
<td>$1,180.79</td>
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<tr>
<td>Out of County Tuition</td>
<td>0.958</td>
<td>$27.78</td>
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<tr>
<td>Town</td>
<td>14.092</td>
<td>$408.67</td>
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<tr>
<td>Highway</td>
<td>11.127</td>
<td>$322.68</td>
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<tr>
<td>Lighting District - Town Wide</td>
<td>1.153</td>
<td>$33.44</td>
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<td>NYS Real Property Tax Law</td>
<td>4.664</td>
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<td>Open Space Bonds II &amp; III</td>
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<td>New York MTA Tax</td>
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<td>Refuse District</td>
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<td>Fire District - Melville</td>
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<td>Water District - SHWD</td>
<td>4.921</td>
<td>$142.71</td>
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<tr>
<td>Ambulance District</td>
<td>1.066</td>
<td>$30.91</td>
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* - As per the Town of Huntington Assessor's Office
Exhibit G

## 2017 Estimated Operation & Maintenance

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>Total Proposed Facility Budget</td>
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</tr>
<tr>
<td>Spread Costs</td>
<td>$370,000&lt;sup&gt;a&lt;/sup&gt;</td>
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<tr>
<td>Labor</td>
<td>$130,000&lt;sup&gt;b&lt;/sup&gt;</td>
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<tr>
<td>Utilities</td>
<td>$95,000&lt;sup&gt;b&lt;/sup&gt;</td>
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<tr>
<td>Sludge</td>
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</tr>
<tr>
<td>Lab</td>
<td>$40,000&lt;sup&gt;b&lt;/sup&gt;</td>
</tr>
<tr>
<td>Miscellaneous</td>
<td>$25,000&lt;sup&gt;c&lt;/sup&gt;</td>
</tr>
<tr>
<td>Cost per SFE: 225 GPD</td>
<td>$470</td>
</tr>
</tbody>
</table>

Estimated residential user fee: $470 per year ($685,000 / 1,458 SFE)

(a) – Based on 2015 Actual Expenses from chargeback calculations.
(b) – Based on the County’s last six months of operating data at the Greens at Half Hollow STP.
(c) – Includes preventive maintenance, minor repairs, supplies, etc.
Assessment Stabilization Reserve Fund

Resolution No. 110-1998 adopted Local Law No. 35-1999, establishing a “Common Sense Tax Stabilization Plan for Sewers, Environmental Protection, and County Taxpayers.” The program provides long-term sewer district tax rate stabilization for both debt service and operation and maintenance costs. Resolution No. 650-2000 re-imposed an additional one-quarter percent sales tax for the period beginning December 1, 2000, through December 31, 2013. An extension of this program was adopted in 2007 and allocated 25% of the additional sales tax to an Assessment Stabilization Reserve Fund (ASRF) for sewers through 2030.

Two funds exist, the ASRF for the smaller districts (Fund 404) and the Southwest Sewer District (Sewer District 3) (Fund 405). The intent of the ASRF is to stabilize sewer district tax rates beyond 2030 and to protect taxpayers in sewer districts from significant rate increases in a single budget year. Increases above 3% allow the ASRF to be utilized. The use of the Assessment Stabilization Reserve Fund therefore, limits the impact of any capacity project to 3%.

Newly created sewer districts must have their actual costs established over at least a three year prior period to being eligible for the current 3% cap afforded through the ASRF.
Calculation of Sewer District Usage Charges

The methodology for the calculation of sewer usage charges has been in existence since the early 1980s. It has been consistently applied in determining the operating costs of all County sewer districts. It is based on generally accepted accounting principles and reflects an efficient and effective method for cost sharing.

There are two parts to each sewer district’s budget. First, there are those operating costs incurred in the operation and maintenance of the sewer districts that are specifically identifiable as being associated with a specific sewer district. These costs appear in that district’s annual operating budget and are charged directly to that district when payment is made to the vendors. Second, there are those costs that are charged back to the sewer districts. They are the costs that are referred to as “soft costs”. All of these costs are incurred by Fund 261 - Sanitation Maintenance and Operations, which is responsible for the maintenance and operation of all County sewer districts. These costs must be apportioned to those that have derived benefit from them. If these costs were not charged back to the benefited sewer districts, they would then have to be absorbed by the General Fund and passed along to all of the property taxpayers of Suffolk County, including those that are not connected to a sewer district. There are a variety of levels of costs included in the calculation of sewer usage charges. First, there are the direct costs which are easily identifiable. Labor charges for work done at the district and materials delivered and used at the district.

Secondly, there are costs incurred by the department or services provided by departmental personnel on behalf of the individual districts that although they relate specifically to the district are more cost effectively performed or purchased for the group and then charged back. Then there are the overhead costs. These are services performed by the Department which save the Districts the most money. Instead of each district having to purchase and maintain their own vehicles or buy or rent specialized equipment needed for maintenance or repair, we allocate a portion of the departmental costs to each district. Professional services performed by the sanitation engineering staff and the cost of payroll, purchasing and accounting services are also allocated to the districts. Although these costs relate directly to the operation and maintenance of the sewer districts, it is not cost effective for each of the districts to have to perform these services individually nor feasible for the County to account for these costs on a district by district basis. Therefore, these costs are apportioned to the districts based upon a percentage of direct labor costs. The following is a detailed explanation of the categories of expenses included in the calculation of the chargeback costs and the rationale used in the allocation of these costs. All costs included in the calculation of sewer usage charges are directly related to the operation and maintenance of the sewer districts.
Personnel
None of the sewer districts' individual budgets, except for the Southwest, contain a budget line for personnel. All personnel costs are paid out of Fund 261 and are charged back to the districts. County employees who are responsible for the daily operation and maintenance of the sewer treatment plants are not assigned to a specific sewer district. Every plant must be visited every day to perform a variety of basic maintenance work. Other employees working on larger repair and improvement projects may be required to work at a particular plant for a day or a week. In order to account for their time, these employees are required to submit a detailed breakdown of the amount of time that they spend at each plant each day along with their timesheet every two weeks. This information is entered into a database and the exact labor cost (straight time and overtime) associated with the specific staff working at that plant is calculated. These labor costs are charged directly to the specific sewer districts where they worked. At the public information meetings, the homeowners were critical of the cost of labor. It was explained that OSHA and Union requirements dictate that more than one person must be present when entering and working at these plants. To determine the labor costs that could reasonably be expected to be incurred in a newly created sewer district, we use the actual labor costs incurred in a similarly sized sewer district with a similar operating system.

Postage/Billing
This is an allocation of expenses related to the mailing of sewer bills. Paper, envelopes, supplies, equipment and maintenance agreements on the hardware and software are charged back to the sewer districts based upon the percentage of sewer bills generated and mailed to the sewer users in the district, versus total sewer usage billings.

Sludge Removal
The transfer of sludge from each of the sewer districts to the Bergen Point Scavenger Waste Treatment Plant is performed by County employees. Dump tickets, generated at the plant documenting the number of gallons received from each district are forwarded to DPW-Finance. Billings for the processing of the sludge are calculated by DPW – Finance. Actual gallons processed for each sewer district are charged back at the prevailing rate per 1,000 gallons.

Lab
Costs associated with the operation of the Lab are initially paid out of Fund 261. These costs are charged back to the sewer districts based upon the number of tests the Lab conducts for each of the districts.
Objectionable Hazardous Waste
Costs associated with the operation of the Objectionable Hazardous Waste Monitoring Program are initially paid out of Fund 261, however, they are not included in the allocation of costs through the charge back system. The costs incurred by this federally mandated program are billed to commercial properties exclusively and are based upon a billing rate which is calculated separately.

Administrative Overhead
After all of the direct operating costs detailed above are deducted from the total Fund 261 expenses, the balance remaining is the total indirect expenses. They are the “soft costs”. These indirect costs are allocated to all of the sewer districts based upon the percentage of direct labor charged to the district versus total direct labor.

Labor – Sanitation Engineering
All personnel costs specifically identifiable to a sewer district (based upon Personnel narrative above) are deducted from Fund 261 and charged directly to that sewer district. All personnel costs identifiable to a specific function or program that is allocable based upon a separate allocation method are deducted. The resulting difference is the total labor costs paid out of Fund 261 which is not specifically identifiable to a specific sewer district. This includes holidays, sick time, vacations and worker’s compensation paid to field staff working at the sewer treatment plants, time in training and any other time not specifically identifiable to a specific sewer district, in addition to administrative salaries and office support staff.

Fringe Benefits
This category includes all payments from Fund 261 for Social Security and contributions to the NYS Retirement System, Employee Medical Health Plan and Employee Benefit Fund. This is the total fringe benefit expense for both direct and indirect labor.

Administrative Operating Expenses
Operating expenses incurred by Fund 261 that are not specifically identifiable to a specific sewer district, but benefit all districts, are allocated to all sewer districts. These include costs such as service charges on beepers and Nextel phones, the rental and the cleaning of uniforms, the purchase of tools and miscellaneous supplies used by employees working in the field, and Administrative Office operating costs such as photocopy rental fees, memberships, subscriptions, and research and law books.
Interfund Transfers  
Costs incurred by the County in the operation of Fleet Services and the Self Insurance program are apportioned to all County departments. The portion that is charged to Fund 261 is an operating expense of the Fund that is distributed to the districts.

Fund 16 – Fleet Services  
Costs relating to the operation and maintenance of the vehicles assigned to every County department are tracked by Fleet Services based upon Fund and fleet numbers. This includes the cost of gasoline, parts for repairs and maintenance and labor costs, calculated based upon the rate of pay earned by the mechanic working on the vehicle. The cost of operating Fund 261's fleet is charged back to the sewer districts based upon their percentage of total labor costs.

Fund 38 – Self Insurance  
The County is self-insured. All costs incurred by Insurance and Risk Management are distributed among all County departments based upon the number of employees on staff. Self-Insurance costs charged to Fund 261 are charged back to the sewer districts based upon their percentage of total labor costs.

The following are costs incurred by the Department that are apportioned as follows:

Fund 259 – Building/ Sanitation Administration  
Operating expenses of the Commissioner's Office, Personnel, Finance and DPW Purchasing are charged back to all of the Divisions of the Department. The portion of this cost that is allocated to Fund 261 is apportioned among all of the sewer districts based upon their percentage of total labor costs.

Fund 525 – Capital  
Capital project number 8164 was created for the purchase of heavy equipment for sanitation. Each year funds from the operating budget are transferred to this capital project, creating a reserve to be used for the purchase of heavy equipment when needed. Funding the project in this way avoids large increases in costs in years when such purchases are made and avoids incurring finance charges, thereby saving the rate payers money. This cost is apportioned among all of the sewer districts based upon their percentage of total labor costs.
RESOLUTION NO. -2017. ACCEPTING THE DONATION OF SOLAR SURVEILLANCE TRAILERS AND CAMERAS FROM AVENTURA TECHNOLOGIES, INC. FOR USE BY THE SUFFOLK COUNTY POLICE DEPARTMENT

WHEREAS, Aventura Technologies, Inc. wishes to donate two (2) solar powered surveillance trailers, each equipped with two (2) cameras to the Suffolk County Police Department; and

WHEREAS, in addition to the aforementioned trailers and cameras, Aventura Technologies, Inc. would like to donate eight (8) CAM-IPE-2D-212V-IRVP cameras, two (2) CAM-IPM-2Z-30X-IR cameras, two (2) DHN-08H Network Video Recorders and two (2) LED monitors; and

WHEREAS, the cameras, equipment and trailers have an aggregate approximate value of $90,000.00; and

WHEREAS, the Suffolk County Police Department has a need for this equipment for the purposes of law enforcement, including but not limited to the prevention and investigation of gang violence; and

WHEREAS, the unconditional gift comes at no cost to the County; now, therefore be it

1st RESOLVED, that the donation of two (2) solar surveillance trailers each equipped with two (2) cameras to the Suffolk County Police Department is hereby accepted; and be it further

2nd RESOLVED, that the donation of eight (8) CAM-IPE-2D-212V-IRVP cameras, two (2) CAM-IPM-2Z-30X-IR cameras, two (2) DHN-08H Network Video Recorders and two (2) LED monitors is hereby accepted; and be it further

3rd 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 (“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 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:

APPROVED BY:
# Statement of Financial Impact

**Type of Legislation**

- Resolution X
- Local Law
- Charter Law

**Title of Proposed Legislation**

ACCEPTING THE DONATION OF TWO SOLAR SURVEILLANCE TRAILERS AND CAMERAS FROM AVENTURA TECHNOLOGIES, INC FOR USE BY THE SUFFOLK COUNTY POLICE DEPARTMENT

**Purpose of Proposed Legislation**

To accept the donation of an unconditional gift valued at $90,000.00

**Will the Proposed Legislation Have a Fiscal Impact?**

| Yes | No X |

**If the answer to item 4 is "yes", on what will it impact?**

- County
- Town
- Village
- School District
- Other (Specify):
- Economic Impact
- Fire District

**Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.**

N/A

**Proposed Source of Funding**

N/A

**Timing of Impact**

Immediate

10. **Typed Name & Title of Preparer**

Suzanne Luca, Paralegal

11. **Signature of Preparer**

[Signature]

12. **Date**

6/28/17

SCIN FORM 175b (10/95)
### GENERAL FUND

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 RATE PER $1000</th>
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<tr>
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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<th>2017 FEV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.000</td>
</tr>
</tbody>
</table>

**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2016 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Accepting the donation of solar surveillance trailers and cameras from Aventura technologies, Inc. for use by the Suffolk County Police Department

PURPOSE OR GENERAL IDEA OF BILL: To accept the unconditional gift of two trailers and several cameras and assorted surveillance equipment.

SUMMARY OF SPECIFIC PROVISIONS: The Suffolk County Police Department has a need for this equipment. The trailers and cameras will be a useful patrol and investigative tool, including but not limited to the prevention and investigation of gang violence.

JUSTIFICATION: There is no cost to the County for the proposed useful law enforcement equipment.
June 29, 2017

Katie Horst
Director of Intergovernmental Relations
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Re: Legislative Proposal
Accepting the donation of two solar surveillance trailers, cameras and recording equipment from Aventura Technologies, Inc. for use by the Suffolk County Police Department

Dear Katie:

I am requesting that the County Executive propose the attached legislative resolution accepting the donation of two trailers, cameras and assorted surveillance equipment on behalf of the Suffolk County Police Department, at no additional cost to the County.

Enclosed is the hard copy request for a resolution (SCIN 175a) along with the draft resolution and fiscal impact statement (SCIN 175b).

An e-mail version was sent on June 30, 2017 to CE RESO REVIEW under the title Reso-SCPD-Acceptance of unconditional gift of Trailers and cameras.

Very truly yours,

Timothy D. Sini
Police Commissioner
RESOLUTION NO. -2017, AUTHORIZING THE RECONVEYANCE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 215, NEW YORK STATE COUNTY LAW TO NICHOLAS T. GIANIKOS (SCTM NO. 0200-925.00-02.00-013.000)

WHEREAS, the County of Suffolk is the fee owner of the following described parcel:

ALL that certain plot, piece or parcel of land with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, State of New York, described on the Tax Map of the Suffolk County Real Property Service Agency as District 0200, Section 925.00, Block 02.00, Lot 013.000, and acquired by tax deed on November 10, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 20, 2014, in Liber 11120 at Page 14, and otherwise known and designated as Lot No. 17, on a certain map entitled "Map of Swan Lake Hills, Section 4", filed in the Office of the Clerk of Suffolk County on May 3, 1967 as Map No. 3336; and

WHEREAS, Nicholas Gianikos was the former owner of said real property; and

WHEREAS, the time for redemption of this real property under Local Law No. 16-1976 has expired; and

WHEREAS, an investigation by the office of Legislator Calarco has determined that said non-payment of taxes was not an intentional act but was due to circumstances beyond his control; and

WHEREAS, it would be in the best interest of the County of Suffolk to return said parcel to the tax rolls; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, or his or her deputy, will receive from the applicant the sum of $78,755.13 together with any and all other charges that may be due and owing to the County of Suffolk as of the actual date of closing, as full payment of all amounts due and owing to the County of Suffolk; now, therefore, be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized to execute, acknowledge, and deliver a quitclaim deed to:

Nicholas T. Gianikos
16 Valley Road
Patchogue, New York 11772
upon receipt of the above-described moneys, to convey the interest of the County of Suffolk in the above-described real estate; and be it further

2nd RESOLVED, in the event that Mr. Gianikos fails to pay all amounts due and owing the County within 60 days of the effective date of this resolution, the Division of Real Property Acquisition and Management shall not convey the subject property to Nicholas Gianikos.

DATED:

APPROVED BY:

________________________
County Executive of Suffolk County
Date:

s:\word\Reso 215 Gianikos
RESOLUTION NO. -2017, AUTHORIZING THE RECONVEYANCE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 215, NEW YORK STATE COUNTY LAW TO CARLOS ULOOA AND FLORA FUENTES, AS JOINT TENANTS WITH RIGHT OF SURVIVORSHIP (SCTM NO. 0200-977.50-06.00-021.000)

WHEREAS, the County of Suffolk is the fee owner of the following described parcel:

ALL that certain plot, piece or parcel of land with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, State of New York, described on the Tax Map of the Suffolk County Real Property Service Agency as District 0200, Section 977.50, Block 06.00, Lot 021.000, and acquired by tax deed on May 18, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on June 8, 2016, in Liber 12867, at Page 117, and otherwise known and designated as District 0200, Section 977.50, Block 06.00, Lot 021.000; and

WHEREAS, Carlos Ulloa was the former owner of said real property; and

WHEREAS, the time for redemption of this real property under Local Law No. 16-1976 has expired; and

WHEREAS, an investigation by the office of Legislator Calarco has determined that said non-payment of taxes was not an intentional act but was due to circumstances beyond his control and that the County’s failure to convey the property to Carlos Ulloa and Flora Fuentes would be unjust and inequitable; and

WHEREAS, it would be in the best interest of the County of Suffolk to return said parcel to the tax rolls; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, or his or her deputy, will receive from the applicant the sum of $3,901.35 together with any and all other charges that may be due and owing to the County of Suffolk as of the actual date of closing, as full payment of all amounts due and owing to the County of Suffolk; now, therefore, be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized to execute, acknowledge, and deliver a quitclaim deed to:

Carlos Ulloa and Flora Fuentes, as Joint Tenants
with Rights of Survivorship
Grove Avenue
Patchogue, New York 11772
upon receipt of the above-described moneys, to convey the interest of the County of Suffolk in
the above-described real estate; and be it further

2nd RESOLVED, in the event that Mr. Ulloa fails to pay all amounts due and owing
the County within 60 days of the effective date of this resolution, the Division of Real Property
Acquisition and Management shall not convey the subject property to Carlos Ulloa and Flora
Fuentes.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:

s:\word\Reso 215 Ulloa
RESOLUTION NO. 2017, AUTHORIZING THE RECONVEYANCE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 215, NEW YORK STATE COUNTY LAW TO DENISE SPRAGUE, AS HEIR AND ADMINISTRATRIX, AND RICHARD G. SPRAGUE, AS HEIR OF THE ESTATE OF RICHARD G. SPRAGUE II (SCTM NO. 0200-455-03.00-005.000)

WHEREAS, the County of Suffolk is the fee owner of the following described parcel:

ALL that certain plot, piece or parcel of land with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, State of New York, described on the Tax Map of the Suffolk County Real Property Service Agency as District 0200, Section 455.00 Block 03.00, Lot 005.000, and acquired by tax deed on November 10, 2014, from Argie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 20, 2014, in Liber 12796 at Page 896, and otherwise known as Lot No. 5, on a certain map entitled “Map of Bartlett Woods”, filed in the Office of the Clerk of Suffolk County on December 7, 1989 as Map Mo. 8865; and

WHEREAS, Denise and Richard Sprague II were the former owners of said real property; and

WHEREAS, the time for redemption of this real property under Local Law No. 16-1976 has expired; and

WHEREAS, an investigation by the office of Legislator Calarco has determined that said non-payment of taxes was not an intentional act but was due to circumstances beyond their control; and

WHEREAS, it would be in the best interest of the County of Suffolk to return said parcel to the tax rolls; and

WHEREAS, the Director of the Division of Real Property Acquisition and Management, or his or her deputy, will receive from the applicant the sum of $133,513.58 together with any and all other charges that may be due and owing to the County of Suffolk as of the actual date of closing, as full payment of all amounts due and owing to the County of Suffolk; now, therefore, be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized to execute, acknowledge, and deliver a
quitclaim deed to:

Denise Sprague, as Heir and Administratrix, and
Richard G. Sprague, as Heir of the Estate of Richard G. Sprague, II
17 Cathedral Court
Middle Island, New York 11953

upon receipt of the above-described moneys, to convey the interest of the County of Suffolk in
the above-described real estate; and be it further

2nd RESOLVED, in the event the applicants fail to pay all amounts due and owing
the County within 60 days of the effective date of this resolution, the Division of Real Property
Acquisition and Management shall not convey the subject property to Denise Sprague and
Richard G. Sprague.

DATED:

APPROVED BY:

_______________________________
County Executive of Suffolk County

Date:

s:\word\Reso 215 Sprague

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of open space in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, Resolution No. 265-2013 established a new three step land acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now, therefore be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and be it further

2nd RESOLVED, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

3rd RESOLVED, the costs associated with the preparation of a title search, survey, map or environmental assessment of the subject parcel(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

4th 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:

APPROVED BY:
County Executive of Suffolk County

Date:

s:\res\appraisals\terryville-greenbelt-properties-open-space
RESOLUTION NO. –2017, TO APPROVE THE LEASE OF TWO (2) REPLACEMENT PASSENGER VANS FOR THE SUFFOLK WORKS EMPLOYMENT PROGRAM IN THE SUFFOLK COUNTY DEPARTMENT OF LABOR, LICENSING & CONSUMER AFFAIRS IN COMPLIANCE WITH LOCAL LAW 20-2003

WHEREAS, Local Law 20-2003, "A Local Law to Restrict Purchase of Sports Utility Vehicles (SUV) by Suffolk County" was filed in the Office of the Secretary of State on July 10, 2003; and

WHEREAS, Local Law 20-2003 stipulates that "b. No vehicle of any nature whatsoever shall be purchased or leased by the County of Suffolk unless: ... (b) the purchase or lease of the vehicle is based on the County Vehicle Standard...; and (c) explicit approval for the acquisition of such vehicle, via lease or purchase, has been granted via duly enacted Resolution of the County of Suffolk."; and

WHEREAS, the Suffolk County Department of Labor, Licensing & Consumer Affairs included funding for program vehicles in the 2017 Operating Budget Request, and the vehicles were approved and funded in the 2017 Adopted Budget; and

WHEREAS, the Code of Federal Regulations, Title 48, Part 31 categorizes vehicle lease costs for federal grant programs as an "allowable cost" to the extent that the rates are reasonable; and

WHEREAS, leased vehicles are program vehicles used for transporting participants for the Suffolk Works Employment Program and the cost is allocated to this program in compliance with the approved New York State Cost Allocation Plan for the Suffolk County Department of Labor, Licensing & Consumer Affairs; and

WHEREAS, the new lease for two (2) replacement passenger vans is expected to begin in October 2017, now, therefore be it

1st RESOLVED, that the Suffolk County Department of Labor, Licensing & Consumer Affairs is authorized to initiate the process for the replacement of leased vehicles through the Purchase Requisition process; and be it further

2nd RESOLVED, that the Department of Public Works, Purchasing Division, in adherence with New York State General Municipal Law, is hereby authorized to conduct a formal sealed bid process, in which the specifications for these vehicles will comply with the "County Vehicle Standard"; and be it further

3rd RESOLVED, that the Suffolk County Department of Labor, Licensing & Consumer Affairs is duly authorized to enter into a contractual agreement to lease the following vehicles:

2 - Passenger vans; and be it further
RESOLVED, that there will be no net increase in the number of vehicles in the Department's fleet as a result of this Resolution; and be it further

RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation: TO APPROVE THE LEASE OF TWO (2) REPLACEMENT PASSENGER VANS FOR THE SUFFOLK WORKS EMPLOYMENT PROGRAM (SWEP) IN THE SUFFOLK COUNTY DEPARTMENT OF LABOR, LICENSING & CONSUMER AFFAIRS IN COMPLIANCE WITH LOCAL LAW 20-2003

3. Purpose of Proposed Legislation
   To approve the lease of two (2) replacement passenger vans

4. Will the Proposed Legislation Have a Fiscal Impact? Yes ____ No X

5. If the Answer to item 4 is "yes", on what will it impact? (check appropriate category)
   County _______ Town _______ Economic Impact _______
   Village _______ School District _______ Other (Specify _______
   Library District _______ Fire District _______ X NOT APPLICABLE

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Subdivision.
   To be determined by bid process.
   Annual estimated cost for two (2) vans is $15,000.

8. Proposed Source of Funding
   2017 Adopted Budget

9. Timing of Impact
   2017

10. Typed Name & Title of Preparer
    BARBARA D'AMICO
    DIRECTOR OF FINANCE

11. Signature of Preparer
    [Signature]

12. Date
    June 23, 2017

SCIN FORM 175b (10/95)
TITLE OF BILL: To approve the lease of two (2) passenger vans for the Suffolk Works Employment Program (SWEP) in the Suffolk County Department of Labor, Licensing and Consumer Affairs in compliance with Local Law 20-2003

PURPOSE OR GENERAL IDEAL OF BILL: To initiate the process for the leased vehicles through the Purchase Requisition process.

SUMMARY OF SPECIFIC PROVISIONS: These vans will be used for transporting individuals enrolled in the Suffolk Works Employment Program (SWEP). These participants are provided various supportive services necessary to engage in work activities, allowing them to eventually transition off Social Services. Worksites located throughout Suffolk County participate in the “Workfare Resolution” and offer a diversity of work experience and disciplines providing individuals with valuable work experience.

JUSTIFICATION: The SWEP program is the local welfare employment program operated according to the Temporary Assistance for Needy Families (TANF) federal regulations. TANF is a block grant program designed to make dramatic reforms to the nation’s welfare system by moving recipients into work and turning welfare into a program of temporary assistance. The vans will allow us to comply with the SWEP Program.

FISCAL IMPLICATIONS: No additional funding required. Funding for lease of replacement vans is included in the 2017 Adopted Budget.
MEMORANDUM

TO: Katie Horst, Director of Intergovernmental Relations
Suffolk County Executive’s Office

FROM: Frank Nardelli, Commissioner

DATE: June 23, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE LEASE OF TWO (2) REPLACEMENT PASSENGER VANS FOR THE SUFFOLK WORKS EMPLOYMENT PROGRAM (SWEP) IN THE SUFFOLK COUNTY DEPARTMENT OF LABOR, LICENSING & CONSUMER AFFAIRS IN COMPLIANCE WITH LOCAL LAW 20-2003

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE “RESO-LLCA-SWEP VANS”

Thank you for your assistance.

***

FN:dv
Attachment
RESOLUTION NO. 1656 – 2017, ACCEPTING AND APPROPRIATING 100% STATE GRANT FUNDS FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES IN THE AMOUNT OF $431,008 FOR THE 2017-2018 AID TO CRIME LABORATORIES GRANT PROGRAM FOR THE SUFFOLK COUNTY OFFICE OF THE MEDICAL EXAMINER, CRIME LABORATORY AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Division of Criminal Justice Services has awarded State grant funding to Suffolk County under the 2017-2018 Aid to Crime Laboratories Grant Program to be implemented by the Office of the Medical Examiner, Crime Laboratory; and

WHEREAS, the Aid to Crime Laboratories grant funds will be used to enhance the effectiveness, efficiency, reliability and accuracy of laboratory services within New York State Forensic Laboratories; and

WHEREAS, this grant has a start date of 07/01/2017 and ends on 06/30/2018 in which the County will receive 100% grant funding in the amount of $431,008 for the 2017-2018 Aid to Crime Laboratories Grant Program; and

WHEREAS, these funds were not included in the 2017 Suffolk County Adopted Operating Budget and $431,008 needs to be appropriated; now, therefore be it

1ST RESOLVED, the County Comptroller be and hereby is authorized to accept and appropriate said state grant funds as follows:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>4750</td>
<td>3327</td>
<td>$431,008</td>
</tr>
</tbody>
</table>

Aid to Crime Laboratories FY17-18 - $431,008

REVENUES

ORGANIZATIONS

Office of the Medical Examiner
Aid to Labs-Crime Lab FY17-18
003-MED-4750

1000-PERSONNEL SERVICES: $404,029
3000-SUPPLIES: $20,350

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4750</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
<td>$404,029</td>
</tr>
</tbody>
</table>

4000-CONTRACTUAL EXPENSES: $6,629

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4750</td>
<td>3160</td>
<td>0000</td>
<td>Computer Software</td>
<td>$9,350</td>
</tr>
<tr>
<td>003</td>
<td>MED</td>
<td>DEG</td>
<td>4750</td>
<td>3940</td>
<td>0000</td>
<td>Accreditation Fees</td>
<td>$11,000</td>
</tr>
</tbody>
</table>

4th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(C)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution X</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
</table>

2. Title of Proposed Legislation
Accepting and appropriating 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $431,008 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Crime Laboratory and to execute grant related agreements.

3. Purpose of Proposed Legislation
This legislation is needed to accept and appropriate 100% State grant funds from the New York State Division of Criminal Justice Services to the Suffolk County Office of the Medical Examiner, Crime Laboratory for the 2017-2018 Aid to Crime Laboratories Grant Program.

4. Will the Proposed Legislation Have a Fiscal Impact?  YES _ NO X_

5. If the answer to item 4 is “yes”, on what will it impact? (Circle appropriate category)

<table>
<thead>
<tr>
<th>County</th>
<th>Town</th>
</tr>
</thead>
<tbody>
<tr>
<td>Village</td>
<td>School District</td>
</tr>
<tr>
<td>Library District</td>
<td>Fire District</td>
</tr>
</tbody>
</table>

| Economic Impact | Other (Specify): |

6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
New York State Division of Criminal Justice Services.

9. Timing of Impact
2017-2018

10. Typed Name & Title of Preparer
Liza Wright
Senior Budget Analyst

11. Signature of Preparer

12. Date
6/29/17

SCIN FORM 175b (10/95)
June 27, 2017

Mr. Daniel A. Burhans
Assistant Chief
Suffolk County Crime Laboratory
PO Box 8100
Hauppauge, NY 11787-0099

Dear Mr. Burhans:

I am pleased to advise you that the Suffolk County Crime Laboratory has been awarded $431,008 under the 2017-2018 Aid to Crime Laboratories Grant Program. The contract will be for the 12-month period beginning July 1, 2017 and ending June 30, 2018.

NYS Division of Criminal Justice Services' Program Representative Tonya Tamir will contact you to finalize the contract. Should you have any questions, please contact Ms. Tamir at (518) 457-9898 or Tonya.Tamir@dcjs.ny.gov.

We are pleased to provide funding assistance to the Aid to Crime Laboratories program. Thank you for your continued work to make New York the safest large state in the nation.

Very truly yours,

Michael C. Green
Executive Deputy Commissioner

MCG: vam: sl
cc: Brian Gestring
TITLE OF BILL: Accepting and appropriating 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $431,008 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Crime Laboratory and to execute grant related agreements.

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate 100% State grant funds from the New York State Division of Criminal Justice to the Suffolk County Office of the Medical Examiner, Crime Laboratory.

SUMMARY OF SPECIFIC PROVISIONS: None.

JUSTIFICATION: Funding provided by the Aid to Crime Laboratories grant program is used to enhance the effectiveness, efficiency, reliability and accuracy of laboratory services within New York State Forensic Laboratories. This grant will provide funding for most of the annual salaries of five (5) full-time positions and to maintain ASCLD/LAB-International Accreditation through travel, training and a CODIS software maintenance agreement to improve both the quality and efficiency of services and maintain compliance with New York State accreditation standards.

FISCAL IMPLICATIONS: Accept and appropriate $431,008 in New York State grant funds to the 2017 Adopted Operating Budget.
June 29, 2017

Katie Horst, Director
Intergovernmental Relations Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788

Dear Ms. Horst:

I request the introduction of the enclosed Resolution to accept and appropriate 100% State grant funds from the New York State Division of Criminal Justice Services in the amount of $431,008 for the 2017-2018 Aid to Crime Laboratories Grant Program for the Suffolk County Office of the Medical Examiner, Crime Laboratory and to execute grant related agreements. These grant funds will be used to enhance the effectiveness, efficiency, reliability and accuracy of laboratory services within New York State Forensic Laboratories.

I enclose the financial impact statement and other back-up materials for this Resolution. If you have any questions, please contact Liza Wright at 853-5525. Also, an e-mail version of this resolution was sent to CE RESO REVIEW and the file name is “Rcso-MED-Aid to Crime Labs-Crime.doc”

Sincerely,

Michael J. Caplan M.D.
Chief Medical Examiner

Enclosures

C: Dennis Cohen, Chief Deputy County Executive
   John Kaiman, Deputy County Executive
   Liza Wright, Senior Budget Analyst
RESOLUTION NO. -2017, ACCEPTING AND APPROPRIATING A GRANT FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF PROBATION FOR THE PAROLE REENTRY TASK FORCE GRANT PROGRAM WITH 100% SUPPORT

WHEREAS, the New York State Division of Criminal Justice Services has awarded to Suffolk County $344,050, to the Suffolk County Probation Department for continuation of the currently funded Reentry Task Forces operating in New York; and

WHEREAS, said funding will support the operation of the Suffolk County Reentry Task Force. The Suffolk County Reentry Task Force provides services to parolees recently released from state incarceration. The goals of the Suffolk County Reentry Task Force are: to reduce offender recidivism and increase public safety; to maintain a county-based service delivery system that addresses criminogenic and stabilization needs of moderate to high-risk persons and special populations released from prison; and to provide cognitive behavioral intervention (CBI) and/or employment readiness services; and

WHEREAS, the grant period for the award is October 1, 2017 through September 30, 2018; and

WHEREAS, the Parole Reentry Task Force grant includes funding for the Department of Probation to continue the employment of two (2) positions total; two (2) Program Coordinator-Criminal Justice; and

WHEREAS, these positions already exist unfunded in the 2017-2018 Requested Budget; and now, therefore be it

1st RESOLVED, that the County Comptroller be and hereby is authorized to accept $344,050 and appropriate said grand funds as follows:

Parole Reentry Task Force 17/18 - $344,050

REVENUES:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>3138</td>
<td>3321</td>
<td>$344,050</td>
</tr>
</tbody>
</table>
**1000-Personnel Services**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept.</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>1110</td>
<td>0000</td>
<td>Personnel</td>
<td>$134,359</td>
</tr>
</tbody>
</table>

**3000-Supplies, Material and Other Expenses**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept.</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>3010</td>
<td>0000</td>
<td>Office Supplies</td>
<td>$1,591</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>3500</td>
<td>0000</td>
<td>Other Unclassified</td>
<td>$10,000</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>3510</td>
<td>0000</td>
<td>Rent: business Machines</td>
<td>$500</td>
</tr>
</tbody>
</table>

**4000-Contractual Services**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept.</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>4340</td>
<td>0000</td>
<td>Mandated Travel for Task Force</td>
<td>$2,000</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>4560</td>
<td>0000</td>
<td>Fee for service non-employee</td>
<td>$3,000</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>4980</td>
<td>0000</td>
<td>Contracted Service Agencies</td>
<td>$140,000</td>
</tr>
</tbody>
</table>

**8000-Employee Benefits**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept.</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>8330</td>
<td>0000</td>
<td>Social Security</td>
<td>$10,278</td>
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<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>8280</td>
<td>0000</td>
<td>Retirement</td>
<td>$22,975</td>
</tr>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>8380</td>
<td>0000</td>
<td>Welfare Fund</td>
<td>$2,913</td>
</tr>
<tr>
<td>039</td>
<td>EMP</td>
<td>ODE</td>
<td>9060</td>
<td>8360</td>
<td>0000</td>
<td>Major Medical Claims</td>
<td>$16,434</td>
</tr>
</tbody>
</table>

**Interfund Transfer**

Transfer to Employee Medical Health Plan

003-PRO-039-$16,434.00

**9000-Interfund Transfers**

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept.</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>PRO</td>
<td>DEG</td>
<td>3138</td>
<td>9550</td>
<td>0000</td>
<td>Transfer to Fund 039 Self-Hlth</td>
<td>$16,434</td>
</tr>
</tbody>
</table>

and be it further
2nd Resolved, that the following interfund revenues for Employee Medical Health Plan be accepted as follows:

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>039</td>
<td>IFT</td>
<td>EO39</td>
<td>R003</td>
<td>$16,434</td>
</tr>
</tbody>
</table>

and be it further

3rd Resolved, that the following positions be and they hereby are continued in the Department of Probation and funded by the Parole Reentry Task Force Grant

<table>
<thead>
<tr>
<th>Position No.</th>
<th>Spec No.</th>
<th>Position Title</th>
<th>JC</th>
<th>GR</th>
<th>No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>12-3172-0100-0010/0200</td>
<td>0259</td>
<td>Program Coordinator-Criminal Justice</td>
<td>C</td>
<td>24</td>
<td>2</td>
</tr>
</tbody>
</table>

and be it

4th Resolved, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue the employment of the individuals filling the positions created by this Resolution at the conclusion of the grant funding provided for such position created by said grant

5th Resolved, that the County Executive is authorized to executed the New York State Division of Criminal Justice Services award contract, NYS Comptroller's Number C523850, as necessary, to secure said funds; and further

6th Resolved, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), N.Y. Environmental Conservation Law Article 8 and Chapter 450 of the Suffolk County Code, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS ("NYCRR") in that the action constitutes routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment. 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:

Approved by:

County Executive of Suffolk County
Date:
TITLE OF BILL: Accepting and appropriating a grant from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the Parole Reentry Task Force Grant Program with 100% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate $344,050 in grant funding to support the operation of the Suffolk County Reentry Task Force. The Suffolk County Reentry Task Force provides services to parolees recently released from state incarceration. The goals of the Suffolk County Reentry Task Force are: to reduce offender recidivism and increase public safety; to maintain a county-based service delivery system that addresses criminogenic and stabilization needs of moderate to high-risk persons and special populations released from prison; and to provide cognitive behavioral intervention (CBI) and/or employment readiness services.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept and appropriate $344,050 of state funds awarded to the Department of Probation for its participation in the Parole Reentry Task Force Grant Program. Grant period for the award is October 1, 2017 through September 30, 2018.

JUSTIFICATION: The Suffolk County Reentry Task Force will continue to assist offenders in accessing services upon return to the community from incarceration and provide additional resources, specifically for services not funded through other funding streams. This project will enhance services to: 1) assess all reentry participants for linkage to appropriate services; 2) educate service providers to deliver comprehensive treatment and programming to a forensic population; 3) link participants to necessary services; and 4) provide cognitive behavioral interventions and employment readiness services.
1. **Type of Legislation**
   - Resolution _X_  
   - Local Law ___  
   - Charter Law ___

2. **Title of Proposed Legislation**
   - Accepting and appropriating a grant from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the Parole Reentry Task Force Grant Program with 100% support.

3. **Purpose of Legislation**
   - To accept and appropriate $344,050 of said grant funding to support the operation of the Suffolk County Reentry Task Force and the community-based services for parolees referred to the Suffolk County Reentry Task Force. These expenses include two full-time reentry coordinator positions, conferences, training consultant, office supplies, bus tickets, and funding for contract agencies as identified in the award contract or approved by New York State Division of Criminal Justice Services. Grant period for the award is October 1, 2017 through September 30, 2018.

4. **Will the Proposed Legislation Have a Fiscal Impact?**  
   - Yes _X_  
   - No ___

5. **If the answer to item 5 is “yes”, on what will it impact?**  
   - (Circle appropriate category)
   - County   _X_  
   - Town
   - Village
   - School District
   - Other (Specify): ___
   - Library District
   - Fire District

6. **If the answer to item 5 is “yes”, provide Detailed Explanation of Impact**
   - Acceptance of these grant funds has a positive impact on the Revenues budgeted in 2017 and 2018. At the time of budget preparation, it was unknown total funding for the new grant contract period.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision**
   - None to the County.

8. **Proposed Source of Funding**
   - 003-3321  
   - Reentry Task Force

9. **Timing of Impact**
   - Immediate

10. **Typed Name & Title of Preparer**
    - Robert Marno, Ph.D.
    - 06/30/17
    - Chief Planner

11. **Signature of Preparer**

12. **Date**

SCIN FORM 175b (10/95)  
Page 1 of 2 pages
June 5, 2017

Mr. Dennis Cohen
Chief Deputy County Executive
Suffolk County
H. Lee Dennison Bldg., 12th Floor
100 Veterans Highway
Hauppauge, NY 11788

Re: C523850, RE15-1028-E05 Suffolk County Re-Entry Task Force

Dear Mr. Cohen:

I am pleased to inform you that the NYS Division of Criminal Justice Services (DCJS) has awarded Suffolk County a grant to continue the DCJS County Re-entry Task Force (CRTF) program referenced above in the amount of $344,050. The funding amount and performance milestones will be for a 12-month contract term, effective October 1, 2017 through September 30, 2018. This funding is contingent on the availability of state funds and subject to the approval of agreed upon performance milestones.

The New York State Fiscal Year 2017–18 enacted budget included a small reduction in local assistance funding. This reduction has been applied to all CRTF programs on a pro-rated basis. Accordingly, program performance milestones have been reduced on the attached Appendix B1: Program Performance Milestones and Costs Worksheet to reflect the revised program budgets.

An amendment record in the DCJS Grants Management System (GMS), with the Project ID # listed above, has been developed to facilitate your contract renewal. Attached is the 2017–18 Contract Renewal and Reporting Instructions which provide additional information. Please note that all items must be submitted to DCJS via GMS by June 30, 2017. For program questions, please contact Bernard Wilson at (518) 485-5137 or bernard.wilson@dcjs.ny.gov. Additionally, the GMS help desk can be contacted at (518) 457-9787 to assist you with GMS or other contract requirements.

Thank you for your continued work to make New York the safest large state in the nation.

Very truly yours,

Michael C. Green
Executive Deputy Commissioner

MCG:bt:lmv
cc: Robert M. Maccarone, Deputy Commissioner and Director

Attachments:
1. Appendix B-1 - Program Performance Milestones and Costs Worksheet
2. 2017-18 Contract Renewal and Reporting Instructions
3. Budget Detail Worksheet and Budget Narrative Form with instructions
4. 2017-18 CRTF renewal questions
TO: Katie Horst, Director of Intergovernmental Relations
   Suffolk County Executive's Office
FROM: Robert C. Marmo, Chief Planner
       Suffolk County Department of Probation
DATE: June 26, 2017
SUBJECT: Resolution Packet for Parole Reentry Task Force and Grant Program

Attached for your review and consideration is an Introductory Resolution to accept and
appropriate grant funding from New York State Division of Criminal Justice Services for the
Parole Reentry Task Force Grant Program in the amount of $344,050.

If you have any questions please feel free to contact me at 2-5105.
RESOLUTION NO. 2017, RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF ISLIP

WHEREAS, Suffolk County Administrative Code § A36-2 (B) sets forth the criteria for New York State General Municipal Law § 72-h transfers for Affordable Housing and that pursuant to § A36-2 (B) (2) (a) (1) (d) and § A36-2 (B) (2) (a) (2) (d) construction must be completed and occupancy established within three years of the date of the transfer; and

WHEREAS, Suffolk County Administrative Code § A36-2 (B) allows for an extension of time for construction and occupancy where the three year period is exhausted; said extension shall not exceed two two-year extensions unless approved by duly enacted resolution; and

WHEREAS, the County of Suffolk transferred three (3) parcels of property, identified in Schedule “A” annexed hereto, to the Town of Islip for affordable housing development and occupancy; and

WHEREAS, all time periods for construction and occupancy under § A36-2 (B) have expired; and

WHEREAS, occasionally conditions beyond reasonable control arise preventing the development of affordable housing; and

WHEREAS, the Town of Islip wishes to return the parcel identified in Schedule "A" to the County; now, therefore be it

1st
RESOLVED, the Director of Real Estate is hereby authorized and empowered to take such actions as are necessary to return ownership of the parcels identified in Schedule “A” to the County; 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 law constitutes a Type II action pursuant to Section 617.5 (c) (20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 N.Y.C.R.R.) 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 is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

DATED:

APPROVED BY:
County Executive of Suffolk County

Date:
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TITLE OF BILL:

RESOLUTION NO. 2017-002, RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF ISLIP.

PURPOSE OF GENERAL IDEA OF BILL:

This legislation is needed to return to the County a parcel previously transferred through the 72-H program to the Town of Islip.

SUMMARY OF SPECIFIC PROVISIONS:

None.

JUSTIFICATION:

Occasionally conditions beyond reasonable control arise preventing the development of affordable housing. For this reason, the Town has requested to return three (3) parcels to the County. Said return requires a duly enacted resolution as authorized in Section 36 of the Suffolk County Administrative Code.

FISCAL IMPLICATIONS:

N/A
**STATEMENT OF FINANCIAL IMPACT**  
**OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation  
   Resolution **X**  
   Local Law ______  
   Charter Law ______  
   **1658**

2. Title of Proposed Legislation

   **RESOLUTION NO. 1658 -2017, RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF ISLIP**

3. Purpose of Proposed Legislation  
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  
   **YES __ NO ** **X**

5. If the answer to item 4 is “yes”, on what will it impact? (Circle appropriate category)
   - County  
   - Town  
   - Economic Impact  
   - Village  
   - School District  
   - Other (Specify):  
   - Library District  
   - Fire District

6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:
   
   N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   
   N/A

8. Proposed Source of Funding
   
   N/A

9. Timing of Impact
   
   N/A

10. **Typed Name & Title of Preparer**  
    Jason Smagin  
    Acting Director of Real Estate

11. **Signature of Preparer**  

12. **Date**  
    6/30/17

SCIN FORM 175b (10/95)
MEMORANDUM

TO: Katie Horst, Intergovernmental Relations

FROM: Jason Smagin, Acting Director of Real Estate
       Department of Economic Development and Planning

DATE: June 30, 2017

RE: RESOLUTION RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF ISLIP

The Department of Economic Development and Planning requests the attached resolution returning three (3) parcels of land previously transferred pursuant to the 72-H affordable housing program to be Laid on the Table at the July 25, 2017 General Meeting of the Legislature.

Attached please find the required supporting documentation. Electronic files have been filed as required.

Thank you.
RESOLUTION NO. 2017, RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF BROOKHAVEN

WHEREAS, Suffolk County Administrative Code § A36-2 (B) sets forth the criteria for New York State General Municipal Law § 72-h transfers for Affordable Housing and that pursuant to § A36-2 (B) (2) (a) (1) (d) and § A36-2 (B) (2) (a) (2) (d) construction must be completed and occupancy established within three years of the date of the transfer; and

WHEREAS, Suffolk County Administrative Code § A36-2 (B) allows for an extension of time for construction and occupancy where the three year period is exhausted; said extension shall not exceed two two-year extensions unless approved by duly enacted resolution; and

WHEREAS, the County of Suffolk transferred three (3) parcels of property, identified in Schedule "A" annexed hereto, to the Town of Brookhaven for affordable housing development and occupancy; and

WHEREAS, occasionally conditions beyond reasonable control arise preventing the development of affordable housing; and

WHEREAS, the Town of Brookhaven wishes to return the parcel identified in Schedule "A" to the County; now, therefore be it

1st RESOLVED, the Director of Real Estate is hereby authorized and empowered to take such actions as are necessary to return ownership of the parcels identified in Schedule "A" to the County; 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 law constitutes a Type II action pursuant to Section 617.5 (c) (20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 N.Y.C.R.R.) 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 is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County
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TITLE OF BILL:

RESOLUTION NO. -2017, RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF BROOKHAVEN.

PURPOSE OF GENERAL IDEA OF BILL:

This legislation is needed to return to the County a parcel previously transferred through the 72-H program to the Town of Brookhaven.

SUMMARY OF SPECIFIC PROVISIONS:

None.

JUSTIFICATION:

Occasionally conditions beyond reasonable control arise preventing the development of affordable housing. For this reason, the Town has requested to return three (3) parcels to the County. Said return requires a duly enacted resolution as authorized in Section 36 of the Suffolk County Administrative Code.

FISCAL IMPLICATIONS:

N/A
1. Type of Legislation
   Resolution X Local Law Charter Law

2. Title of Proposed Legislation
   RESOLUTION NO. 2017-3, RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE HOUSING PROGRAM TO THE TOWN OF BROOKHAVEN

3. Purpose of Proposed Legislation
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact? YES ___ NO X___

5. If the answer to item 4 is "yes", on what will it impact? (Circle appropriate category)
   
   County Town Economic Impact
   Village School District Other (Specify):
   Library District Fire District

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
   N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   N/A

10. Typed Name & Title of Preparer
    Jason Smagin
    Acting Director of Real Estate

11. Signature of Preparer
    [Signature]

12. Date
    01/30/17

SCIN FORM 175b (10/95)
MEMORANDUM

TO: Katie Horst, Intergovernmental Relations
FROM: Jason Smagin, Acting Director of Real Estate
       Department of Economic Development and Planning
DATE: June 30, 2017
RE: RESOLUTION RETURNING TO THE COUNTY THREE (3) PARCELS OF LAND
    PREVIOUSLY TRANSFERRED PURSUANT TO THE 72-H AFFORDABLE
    HOUSING PROGRAM TO THE TOWN OF BROOKHAVEN

The Department of Economic Development and Planning requests the attached resolution returning three (3) parcels of land previously transferred pursuant to the 72-H affordable housing program to be Laid on the Table at the July 25, 2017 General Meeting of the Legislature.

Attached please find the required supporting documentation. Electronic files have been filed as required.

Thank you.
RESOLUTION NO - 2017, AUTHORIZING THE FILING OF A GRANT APPLICATION TO DEVELOP A PILOT BIKE-SHARE PROGRAM IN SUFFOLK COUNTY

WHEREAS, bikeshare programs have been implemented in over 100 locations in the United States to support alternative transportation, reduce traffic congestion, improve public health, and bring business to downtown areas, among a host of other benefits; and

WHEREAS, bikeshare aligns with the Suffolk County Comprehensive Master Plan 2035, the Suffolk Climate Action Plan, the Cleaner Greener Long Island Regional Sustainability Plan, and the Connect Long Island plan; and

WHEREAS, the concept of a regional bikeshare program is supported by local advocates including the US Green Building Council – Long Island Chapter; and

WHEREAS, to aid in the development of a pilot Suffolk County bike-share program, the Department of Economic Development and Planning ("the Department") should apply for a grant ("the Grant") to the New York State Department of Environmental Conservation Climate Smart Communities grant program; and

WHEREAS, the Grant requires a 50% local match; and

WHEREAS, the Department intends to satisfy the required local match through funding included in the 2017 Capital Budget and Program as CP5860 - Improvements to Transportation Oriented Facilities - Connect Long Island; now, therefore be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (SEQRA), N.Y. Envtl. Conserv. Law Art. 8, and Chapter 450 of the Suffolk County Code, hereby determines that the implementation of a pilot Suffolk County bike-share program constitutes an Unlisted Action, pursuant to Title 6 NYCRR Part 617 and Chapter 450 of the Suffolk County Code and further determines that the implementation of this action will not have a significant adverse impact on the environment for the following reasons:

1. The proposed action will not exceed any of the criteria in 6 N.Y.C.R.R. § 617.7, which sets forth thresholds for determining significant adverse impacts on the environment, as demonstrated in the Environmental Assessment Form;

2. The proposal does not significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and Code;

3. All necessary permits/approvals will be obtained from all applicable State, County, Town regulatory agencies prior to the commencement of project construction;

4. The implementation of a proposed regional bikeshare pilot program will complement and support existing bike and transit infrastructure and will not have an adverse effect on existing travel and traffic patterns; and be it further

2nd RESOLVED, that this Legislature hereby adopts a determination of non-significance (negative declaration) and directs, in accordance with Section 450-5(C)(4) of the Suffolk
County Code, the Suffolk County Council on Environmental Quality to prepare and circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution; and be it further

3rd RESOLVED, that the Designee of the County Executive of Suffolk County is hereby authorized, empowered and directed to apply to the New York State Department of Environmental Conservation Climate Smart Communities grant program to develop and implement a pilot bike-share program in Suffolk County.

DATED:

APPROVED BY:

_____________________________
County Executive of Suffolk County

Date of Approval:
RESOLUTION NO., 2017, ENLARGING THE POLICY REQUIRING THE HEALTH INSURANCE CONTRIBUTIONS BY EXEMPT EMPLOYEES

WHEREAS, County Resolution No. 1161-2012 required exempt employees hired on or after January 1, 2013 to pay 15% of the cost of their health insurance benefits;

WHEREAS, the County's collective bargaining units have agreed that their members, hired on or after January 1, 2013, pay 15% of the County's cost for their health insurance benefits;

WHEREAS, it is fair to all employees and in the best interests of the County to amend the employee contribution policy for all employees to contribute to the County's sponsored Employee Medical Health Plan; now, therefore be it

1st RESOLVED, that a new paragraph (J) of Section 935-1 of the SUFFOLK COUNTY CODE is hereby added as follows:

Chapter 935,
Employee Benefits
Article I.
Fringe Benefits for Exempt Employees

§ 935-1. Terms and conditions for extension of fringe benefits to certain employees.

****

J.) Effective January 1, 2018, or when the County loses its "grandfathering" status as that term is used in the Affordable Care Act (Public Law 111-148 and Public law 111-152) and the rules and regulations promulgated thereunder, whichever is later, all exempt employees whenever hired and not contributing to the County's cost for health insurance benefits, shall contribute, through payroll deduction, 15% of the County's cost for their health insurance benefits. The County's cost for an exempt employee's health insurance benefit means the County's break-even contribution rate, as determined by the Employee Medical Health Plan Labor/Management Committee.

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) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (8NYCRR) 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:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. -2017, AUTHORIZING TRANSFER OF SURPLUS COUNTY EQUIPMENT TO STONY BROOK UNIVERSITY'S SCHOOL OF MARINE AND ATMOSPHERIC SCIENCES

WHEREAS, the Suffolk County Police Department's Marine Bureau has declared several diesel engines surplus to the needs of the County; and

WHEREAS, Stony Brook University's School of Marine and Atmospheric Sciences has requested the donation of one (1) diesel engine from the Police Department's Marine Bureau; and

WHEREAS, the school is willing to assume responsibility for the removal and transportation of this equipment; now, therefore, be it

1st RESOLVED, that the Suffolk County Police Department's Marine Bureau is hereby authorized, empowered, and directed, to transfer the following surplus property to the organization listed, pursuant to Section A8-10(B)(3) of the SUFFOLK COUNTY ADMINISTRATIVE CODE:

TO: Stony Brook University's School of Marine and Atmospheric Sciences
     Contact Person: David Bowman
     631-632-3155

DESCRIPTION: 1 Marine Diesel Engine

and be it further

2nd RESOLVED, that the above named organization shall assume responsibility for the removal and transportation of said equipment; and be it further

3rd 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:

APPROVED BY:

County Executive of Suffolk County

Date: