1127. Amending Resolution No. 9-2017, designating two (2) alternating newspapers as official newspapers of the County of Suffolk. (McCaffrey)  

1128. VOID  

1129. Authorizing the County Executive to enter into and execute an agreement with Skytech Systems, Inc. for twenty hours of drone services at no cost to the County. (Co. Exec.) PUBLIC SAFETY  

1130. Adopting Local Law No. -2017, A Local Law to add the Director of the Traffic and Parking Violations Bureau to the Criminal Justice Coordinating Council. (Browning) PUBLIC SAFETY  

1131. Developing a comprehensive renewable energy construction plan for Suffolk County. (Browning) PUBLIC WORKS, TRANSPORTATION AND ENERGY  

1132. Amending the 2017 Operating Budget, transferring Assessment Stabilization Reserve Funds to the Capital Fund, and appropriating funds for Safety and Security Improvements for sanitary facilities in Suffolk County Sewer Districts (CP 8103). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY  

1133. Amending the 2017 Operating Budget, transferring Assessment Stabilization Reserve Funds to the Capital Fund and appropriating funds for Chemical Bulk Storage Facilities in Suffolk County Sewer Districts (CP 8178). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY  

1134. Amending the 2017 Operating Budget, transferring Assessment Stabilization Reserve Funds to the Capital Fund, and appropriating funds for the Purchase of Sanitation Laboratory Equipment (CP 8166). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY  

1135. Amending the 2017 Operating Budget, transferring Assessment Stabilization Reserve Funds to the Capital Fund, and appropriating funds for a SCADA (Surveillance Control and Data Acquisition) system for Suffolk County Sewer Districts (CP 8165). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY  

1136. Amending the 2017 Operating Budget, transferring Southwest Stabilization Reserve Funds to the Capital Fund and appropriating funds in connection with the Construction Management and Inspection at Suffolk County Sewer District No. 3 - Southwest (CP 8155). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY  

1137. Appropriating funds through the issuance of Sewer District Serial Bonds for the Improvements to Suffolk County Sewer District No. 16 – Yaphank Municipal (CP 8158). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY
1138. Appropriating funds in connection with Installation of Fire, Security and Emergency Systems at County Facilities (CP 1710). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1139. Amending Resolution No. 453-2016, authorizing the sale of tax lien certificates on the former Steck Philbin Landfill Site (SCTM Nos. 0800-042.00-01.00-001.000 and 0800-042.00-01.00-002.002) to the Suffolk County Landbank Corporation. (Co. Exec.) ECONOMIC DEVELOPMENT

1140. Authorizing use of Indian Island County Park in Riverhead by North Fork Environmental Council, Inc., for its Earth Day 5K Fundraiser. (Co. Exec.) PARKS & RECREATION

1141. Authorizing use of Blydenburgh County Park in Smithtown by the Northport Care Center, Inc. for its Walk for Life Walk-A-Thon. (Co. Exec.) PARKS & RECREATION

1142. Authorizing use of Southaven County Park in Brookhaven by American Cancer Society for its Bark for Life Walkathon. (Co. Exec.) PARKS & RECREATION

1143. Authorizing use of Smith Point County Park by the Long Island 2 Day Walk to Fight Breast Cancer, Inc., for its Hope Runs Here 5K Run/Walk. (Co. Exec.) PARKS & RECREATION

1144. Making a recommendation concerning adoption of the Final Scope for the draft Generic Environmental Impact Statement in connection with the Suffolk County Subwatersheds Wastewater Management Plan ("the Suffolk County Wastewater Management Program for the reduction of nitrogen loading from wastewater sources"). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1145. Approving the reappointment of Christian B. Lister as a member of the Suffolk County Plumbing Licensing Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1146. Approving the reappointment of Angelina M. Marketta as a member of the Suffolk County Home Improvement Contracting Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1147. Approving the reappointment of Daniel J. Meehan as a member of the Suffolk County Plumbing Licensing Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1148. Approving the reappointment of Mario Mattera as a member of the Suffolk County Plumbing Licensing Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1149. Approving the reappointment of Clarence W. Coleman as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION
1150. Approving the reappointment of Richard L. Crescenzo as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1151. Appropriating funds in connection with preparing a Sewering Feasibility Study for Brentwood (CP 8112). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1152. Appropriating funds in connection with the Rehabilitation of Parking Lots, Sidewalks, Drives and Curbs at various County Facilities (CP 1678). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1153. Amending the 2017 Adopted Operating Budget to accept and appropriate 100% additional federal pass-through aid from the New York State Office of Mental Health (NYSOMH) to various contract agencies for Community Mental Health Services. (Co. Exec.) HEALTH

1154. Amending the 2017 Adopted Operating Budget to accept and appropriate 100% additional State Aid from the New York State Office of Mental Health (NYSOMH) to various contract agencies for a Cost-Of-Living-Adjustment (COLA). (Co. Exec.) HEALTH

1155. Amending the 2017 Adopted Operating Budget to accept and appropriate additional Federal and State Aid from the New York State Office of Alcoholism and Substance Abuse Services (NYSOASAS) to HUGS, Inc. and the Town of Smithtown. (Co. Exec.) HEALTH

1156. Authorizing certain technical correction to Adopted Resolution No. 724-2016. (Co. Exec.) WAYS & MEANS

1157. Authorizing use of Sears Bellows County Park and the County owned portion of the Paumanok Trail by Jayasports for its Paumanok Pursuit Fundraiser. (Co. Exec.) PARKS & RECREATION

1158. Accepting and appropriating 100% grant funds from New York State Department of Health in the amount of $523,600 for the public health Tuberculosis Prevention and Control Program ("TBPC") administered by the Suffolk County Department of Health Services, Division of Patient Care and to execute grant related agreements. (Co. Exec.) HEALTH

1159. Accepting and appropriating 100% federal pass-through grant funds from the New York State Department of Environmental Conservation in the amount of $149,225 for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program administered by the Suffolk County Department of Health, Division of Environmental Quality and to execute grant related agreements. (Co. Exec.) HEALTH

1160. Accepting and appropriating 100% federal pass-through grant funds from the New York State Department of Health in the amount of $300,000 for the Immunization Action Plan ("IAP") administered by the Suffolk County Department of Health Services, Division of Patient Care Services and to execute grant related agreements. (Co. Exec.) HEALTH
1161. Accepting and appropriating 100% grant funds from the New York State Department of Health in the amount of $187,597 for the Drinking Water Enhancement Program administered by the Suffolk County Department of Health Services, Division of Environmental Quality and to execute grant related agreements. (Co. Exec.) HEALTH

1162. Accepting and appropriating 100% federal pass-through grant funds from the Research Foundation for Mental Hygiene, Inc. in the amount of $380,380 for First Episode Psychosis ("FEP") administered by the Suffolk County Department of Health Services, Division of Community Mental Hygiene and to execute grant related agreements. (Co. Exec.) HEALTH

1163. Accepting and appropriating 100% New York State Grant Funds from the New York State Department of Health in the amount of $190,000 for the Disease Intervention Service ("DIS") administered by the Suffolk County Department of Health Services, Division of Patient Care Services and to execute grant related agreements. (Co. Exec.) HEALTH

1164. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Randy Hyland (SCTM No. 0200-983.20-06.00-024.000). (Co. Exec.) WAYS & MEANS

1165. Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) – open space component - for the John G. and Roberta Marinuzzi property – Hampton Hills County Park addition/Pine Barrens Core - Town of Southampton - (SCTM No. 0900-241.00-01.00-001.000). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1166. Authorizing the distribution of proceeds from auction sale pursuant to Suffolk County Administrative Code §40-4(L) and Local Law No. 33-2004 Steven M. Cassella and Gretchen G. Cassella, his wife (SCTM No. 0200-628.00-08.00-019.000). (Co. Exec.) WAYS & MEANS

1167. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Hampton Sweet Homes, LLC (SCTM No. 0300-184.00-03.00-010.000). (Co. Exec.) WAYS & MEANS


1169. Adopting Local Law No. -2017, A Local Law establishing a sewer connection policy to foster economic growth in Suffolk County. (Browning) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1170. Authorizing the County Clerk to file an application for additional state mortgage tax reimbursement. (Pres. Off.) WAYS & MEANS
Amending the 2017 Operating Budget, transferring Assessment Stabilization Reserve Funds and appropriating funds in connection with the Purchase of Sewer Facility Maintenance Equipment with a temporary increase in the fleet (CP 8164). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

Accepting and appropriating federal funding in the amount of $13,315 from the United States Department of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department’s participation in the FBI Joint Terrorism Task Force with 79.4% support. (Co. Exec.) PUBLIC SAFETY

Accepting and appropriating federal funding in the amount of $17,753 from the United States Department of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department’s participation in the FBI Financial Cyber Crimes Task Force with 79.4% support. (Co. Exec.) PUBLIC SAFETY

Accepting and appropriating a grant in the amount of $218,678 in federal pass-through funding from the New York State Division of Homeland Security and Emergency Services for the 2016 Bomb Squad Initiative Program with 100% support and approving a temporary increase to the fleet for the Suffolk County Police Department. (Co. Exec.) PUBLIC SAFETY

Accepting and appropriating federal funding in the amount of $16,000 from the United States Department of Justice, U.S. Marshals Service, for the Suffolk County Police Department’s participation in the Regional Fugitive Task Force with 79.4% support. (Co. Exec.) PUBLIC SAFETY

Accepting and appropriating a grant in the amount of $179,649 in state funding from the New York State Division of Homeland Security and Emergency Services, for the Public Safety Answering Point (PSAP) 2016-2017 Grant Program with 100% support. (Co. Exec.) PUBLIC SAFETY

Accepting and appropriating a grant in the amount of $66,745 in federal pass-through funding from the State of New York Division of Criminal Justice Services for the Suffolk County Police Department’s STOP Violence Against Women Formula Grant program with 75% support. (Co. Exec.) PUBLIC SAFETY

Authorizing the donation of surplus Meals Ready to Eat to municipalities and/or recognized not-for-profit entities. (Co. Exec.) PUBLIC SAFETY

Adopting Local Law No. -2017, A Local Law to improve the County’s affordable housing programs. (Calarco) GOVERNMENT OPERATIONS, PERSONNEL, INFORMATION TECH & HOUSING

To reappoint Corrieann M. Young as a member of the Suffolk County Citizens Advisory Board for the Arts. (Stern) ECONOMIC DEVELOPMENT

Authorizing the reconveyance of County-owned real estate pursuant to Section 215, New York State County Law to Roy T. Conn, Diana Conn and the Heirs of the Estate of Lena Vurchio (SCTM No. 0100-146.00-03.00-003.000). (McCaffrey) WAYS & MEANS
1182. Making a SEQRA determination in connection with the proposed Port Jefferson – Wading River Rails to Trails Pedestrian and Bicycle Path, (CP 5903), Town of Brookhaven, Town of Riverhead and Village of Shoreham. (Pres. Off.) ENVIRONMENT, PLANNING AND AGRICULTURE

1183. Making a SEQRA determination in connection with the proposed Improvements to Suffolk County Sewer District No. 7 – Medford, (CP 8194), Town of Brookhaven. (Pres. Off.) ENVIRONMENT, PLANNING AND AGRICULTURE

1184. Making a SEQRA determination in connection with the proposed Suffolk County Sewer District No. 22 - Hauppauge Municipal Recharge Facilities Project, (CP 8171), Town of Smithtown. (Pres. Off.) ENVIRONMENT, PLANNING AND AGRICULTURE

1185. Approving the reappointment of Robert M. Marks as a member of the Suffolk County Electrical Licensing Board. (Co. Exec.) SENIORS AND CONSUMER PROTECTION

1186. Accepting and appropriating 100% funding from the Hagedorn Foundation to the Suffolk County Department of Social Services to bring a child development program to two Suffolk communities and authorizing the County Executive and the Commissioner of Social Services to execute a contract. (Co. Exec.) EDUCATION AND HUMAN SERVICES

1187. Authorizing execution of an amendment to the existing agreement by the Administrative Head of Suffolk County Sewer District No. 3 – Southwest and 515 Broadhollow Road (HU-1438). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1188. Authorizing execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 11 – Selden and Vistas of Port Jefferson (BR-1699). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1189. Approving and authorizing a contract for a Crowdsourced Community Engagement Plan. (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1190. Adopting Local Law No. -2017, A Local Law establishing a permit process for use of police services for public assembly. (Co. Exec.) PUBLIC SAFETY
RESOLUTION NO. -2017, AMENDING RESOLUTION NO. 9-2017, DESIGNATING TWO (2) ALTERNATING NEWSPAPERS AS OFFICIAL NEWSPAPERS OF THE COUNTY OF SUFFOLK

WHEREAS, Resolution No. 9-2017 designated two newspapers that fairly represent the principles of the Republican Party; and

WHEREAS, Resolution No. 9-2017 must be amended to state the correct name of one of the newspapers designated; now, therefore be it

1st RESOLVED, that the 2nd RESOLVED clause of Resolution No. 9-2017 is hereby amended to read as follows:

* * *

2nd RESOLVED, that, pursuant to Section 214, Subsection 2 of the County Law of the State of New York, the [TIMES BEACON RECORD NEWSPAPERS] VILLAGE TIMES HERALD, of 185 Route 25A, Setauket, New York 11733, a messenger paper fairly representing the principles of the Republican Party and having a regular and general circulation in the County of Suffolk, be and hereby is designated as one of the official newspapers for the publication of all laws, notices, and other matters required by law to be published for the County of Suffolk for the period of October 16, 2017 through December 31, 2017, the eligibility for which shall be determined by the date that the request for the legal notice is formally and actually forwarded to the newspaper.

[ ] Brackets denote deletion of existing language

Underlining denotes addition of new language

DATED:

EFFECTIVE PURSUANT TO SECTION 214 OF THE NEW YORK COUNTY LAW

s:\res\amend-reso-9-2017-newspapers
RESOLUTION NO. -2017, AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AND EXECUTE AN AGREEMENT WITH SKYTECH SYSTEMS, INC. FOR TWENTY HOURS OF DRONE SERVICES AT NO COST TO THE COUNTY

WHEREAS, Skytech Systems, Inc. had offered twenty (20) hours of drone services to the Suffolk County Police Department, at no cost to the County; and

WHEREAS, the subject services and use of Skytech equipment will assist the Suffolk County Police Department with search and rescue missions, vehicle and Canine pursuits, and allow crime scene photos to be taken quickly and effectively; and

WHEREAS, the Suffolk County Police Department has a need for this service for the purposes of law enforcement; now, therefore, be it

1st RESOLVED, that this Legislature authorizes the County Executive to enter into an agreement with Skytech Systems Inc.; and be it further

2nd RESOLVED, that this Legislature authorizes the Suffolk County Police Department to accept twenty (20) hours of drone services at no cost to the County; 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:

County Executive of Suffolk County

Date:
February 3, 2017

Jon Schneider  
Deputy County Executive  
H. Lee Dennison Building  
100 Veterans Memorial Highway  
Hauppauge, NY 11788

Re: Legislative proposal authorizing the County Executive to enter into an agreement between Skytech Services, Inc. and the County of Suffolk for drone services

Dear Deputy County Executive Schneider:

    I respectfully request that the County Executive propose the attached legislative resolution authorizing the County Executive to enter into an agreement between Skytech Services, Inc. and the County of Suffolk. The proposed resolution will allow the Suffolk County Police Department to accept twenty (20) hours of drone services at no 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 February 3, 2017 to CE RESO REVIEW under the title Reso-SCPD-Agreement with Skytech Services, Inc.

Very truly yours,

[Signature]

Timothy D. Sini  
Police Commissioner
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 COUNTY EXECUTIVE TO ENTER INTO AND EXECUTE AN AGREEMENT WITH SKYTECH SYSTEMS, INC. FOR TWENTY HOURS OF DRONE SERVICES AT NO COST TO THE COUNTY

3. Purpose of Proposed Legislation
   To authorize the County Executive to enter into an agreement with Skytech Services, Inc. for drone services.
   Along with the agreement, the resolution will allow the SCPD to accept twenty (20) hours of drone services at no cost to the County.

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

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.
   No cost. Skytech is providing twenty (20) hours of drone services at no cost to the County.

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer
    Suzanne Luca, Paralegal

11. Signature of Preparer
    

12. Date
    1/09/17

SCIN FORM 175b (10/95)

Stephanie Rubin
1/16/17
TITLE OF BILL:

AUTHORIZING THE COUNTY EXECUTIVE TO ENTER INTO AND EXECUTE AN AGREEMENT WITH SKYTECH SYSTEMS, INC. FOR TWENTY HOURS OF DRONE SERVICES AT NO COST TO THE COUNTY

PURPOSE OR GENERAL IDEA OF BILL:

Authorizing the County Executive to enter into an agreement with Skytech Services, Inc. on behalf of the Suffolk County Police Department for twenty (20) hours of drone services at no cost to the County.

SUMMARY OF SPECIFIC PROVISIONS:

The services will assist Police Department with search and rescue missions, vehicle and Canine pursuits, and allow crime scene photos to be quickly and effectively.

JUSTIFICATION:

There is no cost to the County.

FISCAL IMPLICATIONS: None
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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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

Stephanie Rubin
2/6/17
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.

Submitting Department
(Dept. Name & Location)
Suffolk County Police Department
30 Yaphank Ave
Yaphank, NY 11980

Department Contact Person
(Name & Phone No.)
Richard Weinschenk
631-852-6416

Suggestion Involves:

___ Technical Amendment
___ Grant Award
X New Program
___ Contract (New__ Rev.__)

Explanation of Proposed Resolution

Authorizing the County Executive to enter into an agreement with Skytech Services, Inc. on behalf of the Suffolk County Police Department for twenty (20) hours of drone services at no cost to the County.

Summary of Resolution Benefits

The services will assist the Police Department with search and rescue missions, vehicle and Canine pursuits, and allow crime scene photos to be quickly and effectively.

SCIN FORM NO. 175a (1/97): Prior editions of this form are obsolete.
RESOLUTION NO. - 2017, ADOPTING LOCAL LAW NO. 
-2017, A LOCAL LAW TO ADD THE DIRECTOR OF THE 
TRAFFIC AND PARKING VIOLATIONS BUREAU TO THE 
CRIMINAL JUSTICE COORDINATING COUNCIL

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 ADD 
THE DIRECTOR OF THE TRAFFIC AND PARKING VIOLATIONS BUREAU TO THE 
CRIMINAL JUSTICE COORDINATING COUNCIL"; 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 ADD THE DIRECTOR OF THE TRAFFIC AND 
PARKING VIOLATIONS BUREAU TO THE CRIMINAL JUSTICE 
COORDINATING COUNCIL

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 23-1974 established 
the Suffolk County Criminal Justice Coordinating Council ("CJCC").

This Legislature also finds and determines that the adjudication of traffic and 
parking violations is on the criminal justice continuum and that the policies of the Suffolk County 
Traffic and Parking Violations Agency ("TVPA") impact other criminal justice and judicial 
agencies operating in Suffolk County.

This Legislature further finds and determines that the CJCC frequently discusses 
issues involving the TVPA, but the TVPA has no formal representation on the Council.

This Legislature concludes that the TVPA should be represented on the CJCC to 
provide the agency's perspective on the many important issues facing the Council.

Therefore, the purpose of this law is to amend Section A3-4 of the SUFFOLK 
COUNTY ADMINISTRATIVE CODE to include the Executive Director of the Traffic and Parking 
Violations Agency on the Criminal Justice Coordinating Council.

Section 2. Amendments.

Article III of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby 
amended as follows:

ARTICLE III. COUNTY EXECUTIVE.
§ A4-3. Criminal Justice Coordinating Council.

B. Criminal Justice Coordinating Council.

(1) There shall be in the office of the County Executive a Criminal Justice Coordinating Council. The Council shall consist of the following members:

(t) The Director of Community Mental Hygiene Services of Suffolk County, or his or her designee; [and]

(u) A representative of the Suffolk County Bar Association, to be designated by the Board of the Suffolk County Bar Association[.], and

(v) The Executive Director of the County Traffic and Parking Violations Agency, or his or her designee.

Section 3. Applicability.

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

Section 4. Severability.

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

Section 5. SEQRA Determination.

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

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

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

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:

s:\laws\add TPVA director CJCC
DATE: FEBRUARY 21, 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 ADD THE DIRECTOR OF THE TRAFFIC AND PARKING VIOLATIONS BUREAU TO THE CRIMINAL JUSTICE COORDINATING COUNCIL

SPONSOR: LEGISLATOR BROWNING

DATE OF RECEIPT BY COUNSEL: 2/16/2017  PUBLIC HEARING: 3/28/2017
DATE ADOPTED/NOT ADOPTED: ___________________  CERTIFIED COPY RECEIVED: ___________________

This proposed local law would add the Director of the Suffolk County Traffic and Parking Violations Agency as a member of the Criminal Justice Coordinating Council, increasing the size of the Council to 22 members.

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

GEORGE NOLAN
Counsel to the Legislature

GN:Js

s:\rule28\28-add-tpva-director-cjcc
RESOLUTION NO. -2017, DEVELOPING A COMPREHENSIVE RENEWABLE ENERGY CONSTRUCTION PLAN FOR SUFFOLK COUNTY

WHEREAS, renewable energy is a growing economic engine on Long Island, with growing interest in residential and commercial solar and renewable energy installations; and

WHEREAS, the County of Suffolk entered into agreements for the installation of solar panels on County parking lots and building rooftops by private vendors; and

WHEREAS, solar companies have expressed an interest in installing large arrays of panels on a variety of publicly and privately owned land throughout the County, with varying receptions in local communities; and

WHEREAS, Suffolk County does not have a comprehensive plan for renewable energy development that balances the demand for development of renewable energy against the destruction of high quality natural areas such as forests, woodlands, and fields and the desire of communities to protect the environment and its quality of life; and

WHEREAS, a comprehensive renewable energy development plan that considers both public and private properties - including rooftops, parking lots, brownfields, rights-of-way, and other already developed places - would be helpful in targeting development towards the most appropriate parcels and usages; and

WHEREAS, any comprehensive renewable energy plan should seek to maximize community ownership of renewable energy, retain profits within the local economy and consider matters of environmental justice; and

WHEREAS, a task force should be convened to assist with the development of the plan and recommend ways to incentivize renewable energy development on private lands identified as suitable for this purpose; now, therefore be it

1st RESOLVED, that a comprehensive Renewable Energy Task Force ("Task Force") is hereby created to aid the County in developing a sustainable renewable energy program to implement on a County-wide basis; and be it further

2nd RESOLVED, that the Task Force shall be comprised of the following twelve (12) members;

1) the County Executive, or his or her designee;

2) the Presiding Officer of the County Legislature, or his or her designee;

3) the Chairperson of the Environment, Planning and Agriculture Committee of the County Legislature, or his or her designee;
4) the Chairperson of the Public Works, Transportation and Energy Committee of the County Legislature, or his or her designee;

5) a representative of the Legislative Budget Review Office;

6) the Commissioner of the Department of Public Works, or his or her designee;

7) a representative of PSEG LI with a background in inter-connection issues;

8) a representative of LIPA;

9) a representative of the Suffolk County Supervisors Association;

10) a representative of the Solar Research Center at Brookhaven National Laboratory;

11) one member of the environmental community, to be selected by the County Legislature;

12) a member of the renewable energy community, to be selected by the County Legislature;

and be it further

3rd RESOLVED, that the Task Force shall hold its first meeting no later than thirty days after the oaths of office of all members have been filed, which meeting shall be convened to select a chairperson, a vice chairperson and a secretary; and be it further

4th RESOLVED, that members of the Task Force shall serve with no compensation and at the pleasure of their respective appointing authorities; and be it further

5th RESOLVED, that the Task Force shall hold regular meetings, keep a record of all its proceedings, and determine the rules of its own proceedings with special meetings to be called by the chairperson upon his or her own initiative or upon receipt of a written request therefor signed by at least three (3) members of the Task Force. Written notice of the time and place of such special meetings shall be given by the secretary to each member at least four (4) days before the date fixed by the notice for such special meeting; and be it further

6th RESOLVED, that seven (7) members of the Task Force shall constitute a quorum to transact the business of the Task Force at both regular and special meetings; and be it further

7th RESOLVED, that the Task Force is hereby authorized, empowered and directed to conduct a survey of all available public and privately held land in the County to develop a list of parcels that would be suitable for renewable energy production, with the County Division of Planning in the Department of Economic Development and Planning providing technical assistance; and be it further
8th RESOLVED, that clerical services involving the month-to-month operation of this Task Force, as well as supplies and postage as necessary, will be provided by the staff of the County Legislature; and be it further

9th RESOLVED, that the Task Force may conduct such informal hearings and meetings at any place or places within the County of Suffolk for the purpose of obtaining necessary information or other data to assist it in the proper performance of its duties and functions as it deems necessary; and be it further

10th RESOLVED, that the Task Force may delegate to any member of the Task Force the power and authority to conduct such hearings and meetings; and be it further

11th RESOLVED, that the Task Force shall cooperate with the Legislative Committees of the County Legislature and make available to each Committee's use, upon request, any records and other data it may accumulate or obtain; and be it further

12th RESOLVED, that the Task Force shall examine the maps prepared by the Division of Planning and evaluate the capability for increased renewable energy sources on Long Island, the challenges associated with advancing renewable energy and possible solutions to same; and be it further

13th RESOLVED, that the Task Force may seek the assistance and input of technical staff from any County department, as needed; and be it further

14th RESOLVED, that the Task Force shall issue a written report after a comprehensive study and analysis of the issues which shall include the Task Force's findings and determinations and propose an action plan to encourage increased installation of renewable energy on appropriate parcels throughout Suffolk County; and be it further

15th RESOLVED, that this Task Force shall submit a written report of its findings and determinations together with its recommendations for action, if any, to each member of the County Legislature and the County Executive no later than one hundred eighty (180) days from the administration of the oaths of office to all members for consideration, review and appropriate action, if necessary, by the entire County Legislature; and be it further

16th RESOLVED, that the Task Force shall expire, and the terms of office of its members terminate, one (1) year from the effective date of this Resolution, at which time the Task Force shall deposit all the records of its proceedings with the Clerk of the Legislature; and be it further

17th RESOLVED, that this study shall not be performed by any outside consultant or consulting firm unless explicit approval and authorization for such consultant or consulting firm is granted pursuant to a duly enacted resolution of the County Legislature; and be it further

18th 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, AMENDING THE 2017 OPERATING BUDGET, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AND APPROPRIATING FUNDS FOR SAFETY AND SECURITY IMPROVEMENTS FOR SANITARY FACILITIES IN SUFFOLK COUNTY SEWER DISTRICTS (CP 8103)

WHEREAS, the sanitary facilities under the ownership and operation of Suffolk County have increased over the past thirty-seven years to twenty-two treatment plants and nearly ninety pumping stations; and

WHEREAS, there exists a need to insure that safety and security system measures are appropriate and current; 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, pursuant to State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA") Resolution No. 107-2016 determined that the proposed replacement in-kind of fencing and building elements along with installation of auxiliary systems to enhance security constitutes a Type II action pursuant to the provisions of NYCRR Part 617.5; and

WHEREAS, it is proposed that the Assessment Stabilization Reserve Fund (404 and 405) each provide $300,000 for the purpose of continuing the project (total $600,000) for the benefit of all the sewer districts; now therefore, be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-three (53), is eligible for approval with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

2nd RESOLVED, that the Assessment Stabilization Reserve Fund (404 and 405) shall fund the Sewer Districts the sum of $600,000 for the purpose of implementing this project for the benefit of all the sewer districts; and be it further

3rd RESOLVED, that the County Comptroller be is hereby authorized and directed to transfer funds and accept proceeds as follows:

<table>
<thead>
<tr>
<th>Interfund Expenditures</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>404-IFT-E527-Transfer to Sewer District Capital Fund 527</td>
<td>$300,000</td>
</tr>
<tr>
<td>405-IFT-E528-Transfer to Southwest Sewer District Capital Fund 528</td>
<td>$300,000</td>
</tr>
</tbody>
</table>
Interfund Revenues:
527-IFT-R404 – Transfer from ASRF Fund 404
(Ref. 527-CAP-IFTR-R404) $300,000

528-IFT-R405 – Transfer from Southwest ASRF Fund 405
(Ref. 528-CAP-IFTR-R405) $300,000

; and be it further

4th RESOLVED, that funds in the total amount of $600,000 from the Assessment Stabilization Reserve Fund 404 ($300,000) and Southwest Assessment Stabilization Reserve Fund 405 ($300,000) be and hereby are appropriated as follows:

<table>
<thead>
<tr>
<th>PROJECT NO.</th>
<th>PROJECT TITLE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>527-CAP-8103.119 (Fund 404)</td>
<td>Safety and Security Improvements in SC Sewer Districts</td>
<td>$50,000</td>
</tr>
<tr>
<td>528-CAP-8103.120 (Fund 405)</td>
<td>Safety and Security Improvements in SC Sewer Districts</td>
<td>$50,000</td>
</tr>
<tr>
<td>527-CAP-8103.318 (Fund 404)</td>
<td>Safety and Security Improvements in SC Sewer Districts</td>
<td>$250,000</td>
</tr>
<tr>
<td>528-CAP-8103.319 (Fund 405)</td>
<td>Safety and Security Improvements in SC Sewer Districts</td>
<td>$250,000</td>
</tr>
</tbody>
</table>

; 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 Title 6 NYCRR Part 617.5(C) (18), (20), (21), 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; and be it further

6th RESOLVED, that the Administrative Head of the Sewer District be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the installation of the Safety and Security Program.

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

Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Safety and Security Improvements for Sanitary Facilities in Suffolk County Sewer Districts – CP 8103

3. Purpose of Proposed Legislation

This recommendation requests utilizing funds from the Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 as funding for the project.

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): X
   - Library District
   - Fire District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact

The legislation will also allow engineering and construction to proceed for the Safety and Security Program for Suffolk County Sewer Districts. The Safety and Security Program will provide the means to bring all sewer district facilities up-to-date with respect to safety and security systems.

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

2017 - $600,000

8. Proposed Source of Funding

ASRF Funds 404 and 405

9. Timing of Impact

2017

10. Typed Name & Title of Preparer

   Ben Wright, P.E.
   Principal Civil Engineer
   Sanitation

11. Signature of Preparer

   [Signature]

12. Date

   1/9/12

SCIN FORM 175B (10/95)
### 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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<tr>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 FV TAX RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
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### COMBINED

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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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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
TITLE OF BILL - Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Safety and Security Improvements for Sanitary Facilities in Suffolk County Sewer Districts – CP 8103

PURPOSE OR GENERAL IDEA OF BILL – The bill will provide funding to continue making safety and security improvements for the sewer district facilities within the County.

SUMMARY OF SPECIFIC PROVISIONS – A wide variety of safety and security improvements have taken place at pumping stations and wastewater treatment facilities within the County and that will continue. These improvements include those related to access, equipment and electrical systems.

JUSTIFICATION – It is prudent to protect the operations and maintenance staff that works at the facilities and to ensure that security at all facilities is such that vandalism and other illegal activities do not take place.

FISCAL IMPLICATIONS - The Capital Program and Budget includes $600,000 which will be utilized during 2017 and 2018 to provide the security and safety improvements. The Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 are used for the respective districts.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Safety and Security Improvements for Sanitary Facilities in Suffolk County Sewer Districts – CP 8103
DATE: January 5, 2017

Attached is a draft resolution and appropriate forms with backup for Safety and Security Improvements to Sewer Districts filed as Reso DPW CP 8103 Safety & Security 1-5-17 and backup filed as Reso-Backup DPW CP 8103 Safety & Security 1-5-17. The project has been included in the Adopted 2017 Capital Budget and Program but is critical with respect to safety at Suffolk County Sewer Districts. The project is used for a variety of safety related items such as video surveillance, fire alarms, web-based laboratory management system, and emergency electric generators. The Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 are used for the respective districts. The budget includes $100,000 in planning and $500,000 in construction funds.

We request this resolution be laid on the table at your earliest convenience.

GABW:n
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-bw1-5-17 Backup DPW ASRF Improvements CP 8103 safety & security memo to JSchneider.doc

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE YAPHANK, N.Y. 11980 (631) 852-4010
FAX (631) 852-4180
RESOLUTION NO. -2017, AMENDING THE 2017 OPERATING BUDGET, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND AND APPROPRIATING FUNDS FOR CHEMICAL BULK STORAGE FACILITIES IN SUFFOLK COUNTY SEWER DISTRICTS (CP 8178)

WHEREAS, the sanitary facilities under the ownership and operation of Suffolk County require various chemicals to enhance treatment and assist in meeting effluent limitations; and

WHEREAS, there exists a need to prevent the delivery, storage, and use of these chemicals from causing environmental impacts; and

WHEREAS, the project is underway and additional design and construction costs have been identified; and

WHEREAS, this project will involve and benefit all sewer districts; and

WHEREAS, the Administrative Head of the Sewer Districts has requested that funds be appropriated to cover design, installation and construction costs associated with the Chemical Bulk Storage facilities; 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, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, Resolution 903-2003, 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") Section 617.5 (C) (7) and (25), as a Type II action, the Legislature has no further responsibilities under SEQRA; and

WHEREAS, it is proposed that the Assessment Stabilization Reserve Fund (404) and Southwest Assessment Stabilization Reserve Fund (405) each provide $125,000 for the purpose of continuing the project (total $250,000) for the benefit of all the sewer districts; now therefore, be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-five (65), 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 use of $250,000 from the Assessment Stabilization Reserve Fund is hereby authorized to pay for the installation and construction costs associated with Chemical Bulk Storage facilities at Suffolk County Sewer Districts; and be it further

3rd RESOLVED, that the County Comptroller is hereby authorized and directed to transfer funds and accept proceeds as follows:
Interfund Expenditures
404-IFT-E527-Transfer to Sewer District Capital Fund 527  
405-IFT-E528-Transfer to Southwest Sewer District Capital Fund 528  

<table>
<thead>
<tr>
<th>PROJECT NO.</th>
<th>PROJECT TITLE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>527-CAP-8178.321</td>
<td>Construction of Chemical Bulk Storage Facilities for Sanitary</td>
<td>$125,000</td>
</tr>
<tr>
<td>(Fund 404)</td>
<td>Facilities in Suffolk County Sewer Districts</td>
<td></td>
</tr>
<tr>
<td>528-CAP-8178.322</td>
<td>Construction of Chemical Bulk Storage Facilities for</td>
<td>$125,000</td>
</tr>
<tr>
<td>(Fund 405)</td>
<td>Sanitary Facilities in Suffolk County Sewer Districts</td>
<td></td>
</tr>
</tbody>
</table>

and be it further

4th RESOLVED, that funds from the Assessment Stabilization Reserve Fund 404 ($125,000) and Southwest Assessment Stabilization Reserve Fund 405 ($125,000) be and hereby are appropriated as follows:

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 Title 6 NYCRR Part 617.5(C) (18), (20), (21), 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; and be it further

6th RESOLVED, that the Administrative Head of the Sewer Districts be and hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the purchase of equipment.

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
   Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Chemical Bulk Storage Facilities for Sanitary Facilities in Suffolk County Sewer Districts (CP 8178).

3. Purpose of Proposed Legislation
   The recommendation requests the use of the Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 as the funding for the project.

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): X
     - Sewer District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   The legislation will allow the engineering planning and installation to continue for the Chemical Bulk Storage Facilities for the Suffolk County Sewer Districts.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   2017 - $250,000 appropriated from the Assessment Stabilization Reserve Funds.

8. Proposed Source of Funding
   Assessment Stabilization Reserve Funds 404 and 405 ($125,000 each)

9. Timing of Impact
   2017

10. Typed Name & Title of Preparer
    Ben Wright, P.E.
    Principal Civil Engineer
    Sanitation

11. Signature of Preparer
    [Signature]

12. Date
    1/9/17
# 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>
</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.
TITLE OF BILL – Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Chemical Bulk Storage Facilities for Sanitary Facilities in Suffolk County Sewer Districts – (CP 8178).

PURPOSE OR GENERAL IDEA OF BILL – To appropriate funds for an ongoing project involved with upgrading and constructing chemical bulk storage facilities at all County sewer districts.

SUMMARY OF SPECIFIC PROVISIONS – Project involves construction of truck containment areas, storage tank safety devices, and other related documents. Consultation assistance is required in some instances.

JUSTIFICATION – NYSDEC regulations require chemical bulk storage facilities to meet specific requirements and this program is to insure that those regulations are met.

FISCAL IMPLICATIONS - $250,000 will supplement additional funds and be utilized in 2017 and possibly 2018. The Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 are used for the respective districts.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for Chemical Bulk Storage Facilities for Sanitary Facilities in Suffolk County Sewer Districts (CP 8178)
DATE: January 5, 2017

Attached is a draft resolution with appropriate forms and backup for Chemical Bulk Storage facilities for the various County Sewer Districts filed as Reso DPW CP 8178 CBS 1-5-17 and Reso-Backup DPW CP 8178 CBS 1-5-17. The project has been ongoing and additional construction costs have been identified. The project involves construction of a truck containment area at each facility, storage tank safety devices and appropriate documents. Consultant assistance is in place. The additional funds ($250,000) are identified in the Adopted 2017 Capital Budget and Program. We have prepared the draft resolution with the stabilization funds as the source of funding. The Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 are used for the respective districts. The project is being performed in accordance with an NYSDEC regulation.

We would request that this resolution be laid on the table at your convenience.

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-bw1-5-17 Backup DPW Chemical Bulk Storage (CP 8178) memo to JSchneider.doc
RESOLUTION NO. -2017, AMENDING THE 2017 OPERATING BUDGET, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AND APPROPRIATING FUNDS FOR THE PURCHASE OF SANITATION LABORATORY EQUIPMENT (CP 8166)

WHEREAS, analysis for all County Sewer Districts are performed at the Sanitation Division Laboratory; and

WHEREAS, it is necessary to replace and/or update that equipment to maintain the Laboratory's mandated self-monitoring requirements and to insure compliance with applicable environmental laws; and

WHEREAS, the Administrative Head of the Sewer Districts has requested that funds be appropriated to costs associated with the project; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 has established the use of a priority ranking system as the basis for funding Capital Projects such as this project; and

WHEREAS, it is proposed that the Assessment Stabilization Reserve Fund (404) and Southwest Assessment Stabilization Reserve Fund (405) each provide $425,000 for the purpose of continuing the project (total $850,000) for the benefit of all the sewer districts; 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 the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (C)(25), in that the resolution concerns purchasing 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 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 461-2006; and be it further

3rd RESOLVED, that the Assessment Stabilization Reserve Fund 404 and Southwest Assessment Stabilization Reserve Fund 405 shall fund the Sewer Districts the sum of $250,000 for the purpose of continuing this project for the benefit of all the sewer districts; and be it further

4th RESOLVED, that the County Comptroller be is hereby authorized and directed to transfer funds and accept proceeds as follows:
Interfund Expenditures:
404-IFT-E527-Transfer to Sewer District Capital Fund 527 $425,000
405-IFT-E528-Transfer to Southwest Sewer District Capital Fund 528 $425,000

Interfund Revenues:
527-IFT-R404-Transfer from ASRF Fund 404 Amount $425,000
(Ref. 527-CAP-IFTR-R404)
528-IFT-R405-Transfer from Southwest ASRF Fund 405 $425,000
(Ref. 528-CAP-IFTR-R405)

; and be it further

5th RESOLVED, that funds in the amount of $425,000 from the Assessment Stabilization Reserve Fund 404 and in the amount of $425,000 from Southwest Assessment Stabilization Reserve Fund 405 be and hereby are appropriated as follows:

<table>
<thead>
<tr>
<th>PROJECT NO.</th>
<th>JC</th>
<th>PROJECT TITLE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>527-CAP-8166.514 (Fund 404)</td>
<td>80</td>
<td>Sanitation Lab Equipment</td>
<td>$425,000</td>
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<tr>
<td>528-CAP-8166.515 (Fund 405)</td>
<td>80</td>
<td>Sanitation Lab Equipment</td>
<td>$425,000</td>
</tr>
</tbody>
</table>

; and be it further

6th RESOLVED, that the Administrative Head of the Sewer Districts be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the purchase of equipment.

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
   Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for the Purchase of Division of Sanitation Laboratory Equipment (CP 8166)

3. Purpose of Proposed Legislation
   The recommendation requests the use of the Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 as the funding for the project.

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): X
   - Library District
   - Fire District
   - Sewer District

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   The legislation will allow the purchase of Division of Sanitation Laboratory Equipment

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   2017 A total of $850,000 appropriated from the Assessment Stabilization Reserve Fund and Southwest Stabilization Reserve Fund in equal amounts.

8. Proposed Source of Funding
   Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405

9. Timing of Impact
   2017

10. Typed Name & Title of Preparer
    Ben Wright, P.E.
    Principal Civil Engineer
    Sanitation

11. Signature of Preparer
    

12. Date
    1/10/17
# 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>
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## POLICE DISTRICT AND DISTRICT COURT

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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.

To be completed by the Executive Budget Office
TITLE OF BILL - Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for the Purchase of Division of Sanitation Laboratory Equipment (CP 8166)

PURPOSE OR GENERAL IDEA OF BILL – The bill will ensure that the Sanitation Division Laboratory has the necessary equipment to perform analysis for various districts

SUMMARY OF SPECIFIC PROVISIONS – The project provides replacement systems and instrumentation to remain in compliance with increasingly stringent regulatory requirements prior to the end of their useful life. The equipment and instrumentation is utilized to analyze samples from all County sewer districts.

JUSTIFICATION – Each sewer district permit requires compliance with various parameters that can be best and most cost effectively analyzed by the DPW Sanitation Laboratory.

FISCAL IMPLICATIONS - The Capital Program and Budget includes a total of $850,000 for new and replacement equipment being split between Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405. The analysis performed by the equipment has been determined to be cost effective with respect to sending samples to outside laboratories for analysis.
TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for the Purchase of Division of Sanitation Laboratory Equipment (CP 8166)
DATE: January 5, 2017

Attached is a draft resolution and appropriate forms and backup for the Purchase of Sanitation Division Laboratory Equipment filed as Reso DPW ASRF - CP 8166 Lab Equipment 1-5-17 and backup filed as Reso-Backup DPW ASRF - CP 8166 Lab Equipment 1-5-17. This capital project is for the purpose of ensuring that the Sanitation Division Laboratory has the necessary equipment to perform analysis for various districts. Replacement equipment and instrumentation is required to remain in compliance with increasingly stringent regulations. The resolution transfers funds from the Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 to this capital project and appropriates the funds. The Adopted 2017 Capital Program and Budget identifies $850,000 of funds split between 404 and 405 funds and the resolution has been prepared utilizing these funds.

We would request that this resolution be laid on the table at your earliest convenience.

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-bw1-5-17 Backup DPW ASRF CP 8166 Lab Equip memo to JSchneider.doc
RESOLUTION NO. -2017, AMENDING THE 2017 OPERATING BUDGET, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AND APPROPRIATING FUNDS FOR A SCADA (SURVEILLANCE CONTROL AND DATA ACQUISITION) SYSTEM FOR SUFFOLK COUNTY SEWER DISTRICTS (CP 8165)

WHEREAS, the sanitary facilities under the ownership and operation of Suffolk County have increased over the past thirty-seven years to twenty-two treatment plants and nearly ninety pumping stations; and

WHEREAS, there exists a need to monitor the systems in real time that can be accomplished by a Surveillance, Control and Data Acquisition (SCADA) System; and

WHEREAS, the Administrative Head of Suffolk County Sewer Districts has requested that funds be appropriated to cover installation costs associated with the SCADA System; 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, it is proposed that the Assessment Stabilization Reserve Fund (404) and Southwest Assessment Stabilization Reserve Fund (405) each provide $125,000 for the purpose of continuing the project (total $250,000) for the benefit of all the sewer districts; now therefore, be it

1st RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Resolution No. 539-2003 classified the action contemplated by the proposed Surveillance, Control and Data Acquisition (SCADA) for Suffolk County Sewer District a Type II action pursuant to the provisions of Environmental Conservation Law Article 8, Title 6 of the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (2) and (27) in that the in that the law authorizes replacement, rehabilitation or reconstruction of a structural facility, in kind, on the same site; 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 sixty (60), is eligible for approval in accordance with provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the Assessment Stabilization Reserve Fund 404 and Southwest Assessment Stabilization Reserve Fund 405 shall fund the Sewer Districts the sum of $250,000 for the purpose of continuing this project for the benefit of all the sewer districts; and be it further

4th RESOLVED, that the County Comptroller be is hereby authorized and directed to transfer funds and accept proceeds as follows:
INTERFUNDS
404-IFT-E527 - Transfer to Sewer District Capital Fund 527 Amount $125,000
405-IFT-E528 - Transfer to Sewer District Capital Fund 528 $125,000

REVENUES
527-IFT-R404-Transfer from ASRF Fund 404 (Ref. 527-CAP-IFTR-R404) $125,000
528-IFT-R405-Transfer from Southwest Fund 405 (Ref. 528-CAP-IFTR-R405) $125,000

; and be it further

5th RESOLVED, that funds from the Assessment Stabilization Reserve Fund 404 ($125,000) and Southwest Assessment Stabilization Reserve Fund 405 ($125,000) be and hereby are appropriated as follows:

<table>
<thead>
<tr>
<th>PROJECT NO.</th>
<th>JC</th>
<th>PROJECT TITLE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>527-CAP-8165.313 (Fund 404)</td>
<td>80</td>
<td>Installation of a SCADA System in Suffolk County Sewer Districts</td>
<td>$125,000</td>
</tr>
<tr>
<td>528-CAP-8165.314 (Fund 405)</td>
<td>80</td>
<td>Installation of a SCADA System in Suffolk County Sewer Districts</td>
<td>$125,000</td>
</tr>
</tbody>
</table>

; and be it further

6th RESOLVED, that the Administrative Head of the Sewer District be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the installation of the SCADA System.

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**

Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for a SCADA (Surveillance, Control and Data Acquisition) System for Sanitary Facilities in Suffolk County Sewer Districts (CP 8165)

3. **Purpose of Proposed Legislation**

This recommendation requests utilizing funds from the Assessment Stabilization Reserve Fund (404 and 405) as funding for the project.

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): [X]</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 legislation will allow continued installation of a SCADA (Surveillance, Control and Data Acquisition) System Suffolk County Sewer Districts. The SCADA system will assist in providing added efficiency to our operation, maintenance, and response to pump stations and also to those treatment plants that do not have 24 hour coverage.

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

2017 - $125,000 (404) and $125,000 (405). Total $250,000

8. **Proposed Source of Funding**

ASRF (404) and Southwest Stabilization Reserve Fund (405)

9. **Timing of Impact**

2017

10. **Typed Name & Title of Preparer**

Ben Wright, P.E.
Principal Civil Engineer
Sanitation

11. **Signature of Preparer**

Ben Wright

12. **Date**

1/10/17

**SCIN FORM 175B (10/95)**

H:\SANITATION\resolutions\2017 Resolutions\GA-bw1-10-17 Backup-DPW 175B CP 8165 ASRF SCADA.doc
## 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 FV TAX RATE PER $1000</th>
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<td>TOTAL</td>
<td>$0</td>
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### POLICE DISTRICT AND DISTRICT COURT

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<th></th>
<th>2017 PROPERTY TAX LEVY</th>
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</tbody>
</table>

### 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 - Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for a SCADA (Surveillance, Control and Data Acquisition) System for Sanitary Facilities in Suffolk County Sewer Districts (CP 8165)

PURPOSE OR GENERAL IDEA OF BILL – To appropriate funds for an ongoing project involved with providing real time monitoring of sewerage systems.

SUMMARY OF SPECIFIC PROVISIONS – The bill will provide added efficiency to our operation, maintenance, and response to pump stations and also to those treatment plants that do not have 24 hour coverage. Real time monitoring allows limited decisions to be made on the time required for an on-site response.

JUSTIFICATION – In the interest of efficiency, a SCADA system with allow centralized monitoring and decision making with regard to the operational response to unstaffed sewerage facilities. Alarm conditions of a non-critical issue can have a delayed and more efficient response.

FISCAL IMPLICATIONS - The Capital Program and Budget includes $250,000 which will be utilized during 2017 and 2018 to provide the upgrading and enhancements to the SCADA systems. Funds 404 ($125,000) and 405 ($125,000) are the sources.
TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds to the Capital Fund, and Appropriating Funds for a SCADA (Surveillance, Control and Data Acquisition) System for Sanitary Facilities in Suffolk County Sewer Districts (CP 8165)
DATE: January 10, 2017

Attached is a draft resolution and appropriate forms with backup for a SCADA (Surveillance, Control and Data Acquisition) System for the various Suffolk County Sewer Districts filed as Reso DPW CP 8165 SCADA (Surveillance, Control and Data Acquisition) System 1-10-17 and backup filed as Reso Backup DPW CP 8165 SCADA (Surveillance, Control and Data Acquisition) System 1-10-17. The project has been included in the Adopted 2017 Capital Budget and Program and has been indicated as using $125,000 each in Assessment Stabilization Reserve Fund 404 and Southwest Stabilization Reserve Fund 405 for a total of $250,000 in 2017 and we have, therefore, prepared the draft resolution with that source of funding.

The SCADA system will assist in providing added efficiency to our operation, maintenance, and response to pump stations and also to those treatment plants that do not have 24 hour coverage.

We request this resolution be laid on the table at your earliest convenience.

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-bw1-10-17 Backup DPW AFSF Improvements CP 8165 SCADA memo to JSchneider.doc
RESOLUTION NO. -2017, AMENDING THE 2017 OPERATING BUDGET, TRANSFERRING SOUTHWEST STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND AND APPROPRIATING FUNDS IN CONNECTION WITH THE CONSTRUCTION MANAGEMENT AND INSPECTION AT SUFFOLK COUNTY SEWER DISTRICT NO. 3 - SOUTHWEST (CP 8155)

WHEREAS, the Commissioner of Public Works has requested additional funds for the Construction Management and Inspection at Suffolk County Sewer District No. 3 - Southwest; and

WHEREAS, there are sufficient funds included within the 2017 Adopted Capital Budget and 2017 Adopted Operating Budget to cover the cost of said Construction Management and Inspection; and

WHEREAS, the Commissioner of Public Works requests that these funds be transferred to CP 8155.310 and be allocated for the Construction Management and Inspection at Suffolk County Sewer District No. 3 – Southwest; 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, the construction projects that will be managed or impacted have SEQR A approval in place (8108-Resolution 156-2011, 8132-Resolution 984-2008, 8170-Resolution 369-2006, and 8183-Resolution 59-2010); and

WHEREAS, it is proposed that the Southwest Assessment Stabilization Reserve Fund (4057) provide $1,000,000 for the purpose of continuing the project; 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 the New York Code of Rules and Regulations ("NYCRR") Section 617.5 (20) and (27), in that the resolution concerns routine or continuing agency administration and management and adoption of regulations, policies, procedures and local legislative decisions; 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 seventy (70), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution 461-2006; and be it further

3rd RESOLVED, that the use of $1,000,000 from the Southwest Assessment Stabilization Reserve Fund 405 is hereby authorized to pay for Construction Management and Inspection at Suffolk County Sewer District No. 3 – Southwest; and be it further

4th RESOLVED, that the County Comptroller is authorized and directed to transfer funds and accept proceeds as follows:

EXPENDITURES

<table>
<thead>
<tr>
<th>Interfunds</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>405-IFT-E528-Transfer to Fund 528</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

REVENUES

<table>
<thead>
<tr>
<th>REVENUES</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>528-IFT-R405-Transfer from Southwest Fund 405 (Ref. 528-CAP-IFTR-R405)</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

; and be it further

5th RESOLVED, that the proceeds of $1,000,000 in Southwest Assessment Stabilization Reserve Fund 405 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>528-CAP-8155.310 (Fund 405)</td>
<td>80</td>
<td>Construction Management and Inspection-Suffolk County Sewer District No. 3 – Southwest, Construction</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

; and be it further

6th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept these interfund revenues and effectuate these interfund transfers, including the associated cash transfers to finance this capital project.

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 [Blank]
- Charter Law [Blank]

#### 2. Title of Proposed Legislation

Amending the 2017 Operating Budget, Transferring Southwest Stabilization Reserve Funds to the Capital Fund and Appropriating Funds in Connection with the Construction Management and Inspection at Suffolk County Sewer District No. 3 – Southwest (CP 8155)

#### 3. Purpose of Proposed Legislation

Multiple projects are to continue under construction during the same time period. The construction management firm/team will continue to provide enhanced coordination and oversight.

#### 4. Will the Proposed Legislation Have a Fiscal Impact?

- Yes [Blank]
- 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

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

$1,000,000

#### 8. Proposed Source of Funding

Operating budget transfer to Southwest Stabilization Reserve Fund 405 and CP 8155

#### 9. Timing of Impact

2017-2020

#### 10. Typed Name & Title of Preparer

Ben Wright, P.E.
Principal Civil Engineer, Sanitation

#### 11. Signature of Preparer

Ben Wright

#### 12. Date

1/18/17

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H:\SANITATION\resolutions\2017 Resolutions\ga-bwi1-17-17 Backup DPW sd3 CP 8155 Construction Management & Inspection 175B.doc
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
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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
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL - Amending the 2017 Operating Budget, Transferring Southwest Stabilization Reserve Funds to the Capital Fund and Appropriating Funds in Connection with the Construction Management and Inspection at Suffolk County Sewer District No. 3 – Southwest (CP 8155)

PURPOSE OR GENERAL IDEA OF BILL – To provide additional funding as per the Adopted Budget in order to continue the Construction Management of various SD #3 construction projects.

SUMMARY OF SPECIFIC PROVISIONS – The resolution appropriates additional funds for Construction Management of projects on the SD #3 WWTP site.

JUSTIFICATION – Construction Management allows multiple concurrent projects to be coordinated and efficiently progressed.

FISCAL IMPLICATIONS - $1,000,000 is in the Adopted 2017 Capital Program and Budget with the source being Fund 405.
TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: Amending the 2017 Operating Budget, Transferring Southwest Stabilization Reserve Funds to the Capital Fund and Appropriating Funds in Connection with the Construction Management and Inspection at Suffolk County Sewer District No. 3 – Southwest (CP 8155)

DATE: January 17, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the transfer of Southwest Stabilization Reserve Fund 405 for the capital project filed as Reso DPW - CP 8155 Construction Management and Inspection 1-17-17 and backup filed as Reso-Backup DPW - CP 8155 Construction Management and Inspection 1-17-17. The resolution transfers from the 2017 Operating Budget $1,000,000 for construction management and inspection at the Bergen Point Wastewater Treatment Plant site for projects underway that will continue into 2020. The Construction Management concept assists in the coordination and efficiency of overseeing the various projects on the site. The projects involve the treatment plant expansion, grit improvements, rehabilitation of the final effluent pump station and miscellaneous smaller projects.

We request this resolution be laid on the table at your earliest convenience.

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-bw1-17-17 Backup DPW sc3 CP 8155 construction management and inspection memo to JSchneider.doc
RESOLUTION NO. -2017, APPROPRIATING FUNDS THROUGH THE ISSUANCE OF SEWER DISTRICT SERIAL BONDS FOR THE IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 16 – YAPHANK MUNICIPAL (CP 8158)

WHEREAS, the Sewer District No. 16 – Yaphank Municipal sewer system requires improvements and/or replacement; and

WHEREAS, based on the improvements being a replacement in-kind, the Adopted 2015 Map and Plan and report cited the appropriate Type II references; and

WHEREAS, it is desirable to have specific resolutions determining the SEQRA classification; and

WHEREAS, pursuant to State Environmental Quality Review Act Environmental Conservation Law Article 8 (hereinafter "SEQRA") Resolution No. 354-2016 determined that the proposed improvement and/or rehabilitation to Sewer District No. 16 – Yaphank Municipal constitutes a Type II action pursuant to the provisions of NYCRR Part 617.5; and

WHEREAS, the Map and Plan that was subject to the November 17, 2015 public hearing was prepared for the issuance of bonds in 2015, 2016, and 2017; and

WHEREAS, a public hearing was held on November 17, 2015 at the regularly scheduled meeting of the County Legislature in Hauppauge, New York, in connection with the proposed improvements; and

WHEREAS, Resolution 1048-15 and 793-16 found and determined the project maximum cost, the improvement was necessary, convenient and desirable, would not constitute an undue burden and is in the public interest; and

WHEREAS, funds in an amount of $250,000 were appropriated by Resolutions 1143-2015 and 1098-2016; and

WHEREAS, appropriating Resolution 1098-2016 and Bond Resolution 1099-2016 did not include the prior (2015) appropriation resulting in an amendment and restating of Bond Resolution by Resolution 1190-2016; and

WHEREAS, a resolution authorizing the issuance of $250,000 in 2017 Sewer District Serial Bonds and this resolution which appropriates funds have been submitted to the Legislature for approval; and

WHEREAS, the Administrative Head of Sewer District No. 16 – Yaphank Municipal has requested that funds be appropriated to cover construction costs associated with the improvement project; and

WHEREAS, there are sufficient funds in the 2017 Capital Budget and Program for the sanitary sewer rehabilitation and improvements of Suffolk County Sewer District No. 16 – Yaphank Municipal; 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 $250,000 in Sewer District Serial Bonds; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-six (66), 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 proceeds of $250,000 in Sewer District 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>527-CAP-8158.313</td>
<td>Improvements to Sewer District No. 16 – Yaphank Municipal – Construction</td>
<td>$250,000</td>
</tr>
</tbody>
</table>

; and be it further

3rd RESOLVED, that the Administrative Head of the Sewer District be and he hereby is authorized, directed and empowered to enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to the improvements to Sewer District No. 16 – Yaphank Municipal.

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) (18), (20), (21), and (27) as the proposal involves the adoption of regulations, policies, procedures and local legislative decisions in connections with routine or continuing agency administration and management.

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

Appropriating Funds Through the Issuance of Sewer District Serial Bonds for the Improvements to Suffolk County Sewer District No. 16 – Yaphank Municipal (CP 8158)

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)

<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): Sewer District</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

This resolution appropriates funds included in the Adopted Capital Program. The financial impact is minimized by the Assessment Stabilization Reserve Fund at 3% per year. It is noted this is the 3rd year of a 3-year period financing with prior appropriations of $250,000 in both 2015 and 2016.

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

The project is $250,000 in Sewer District Serial Bonds and the ASRF will continue to stabilize rates at an annual increase of 3%.

8. Proposed Source of Funding

Sewer District Serial Bonds and ASRF

9. Timing of Impact

2017 - 2018

10. Typed Name & Title of Preparer

Ben Wright, P.E., Principal Civil Engineer

11. Signature of Preparer

[Signature]

12. Date

[Date]
## 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 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>

### 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>
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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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</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>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
TITLE OF BILL - Appropriating Funds Through the Issuance of Sewer District Serial Bonds for the Improvements to the Suffolk County Sewer District No. 16 – Yaphank Municipal (CP 8158).

PURPOSE OR GENERAL IDEA OF BILL – To appropriate funds for rehabilitation and replacement within the conveyance system.

SUMMARY OF SPECIFIC PROVISONS – Funds will be utilized for construction and rehabilitation and replacement within the conveyance system.

JUSTIFICATION – The SD #16 – Yaphank Municipal facility requires sewer system improvements.

FISCAL IMPLICATIONS - Financing of the project will use a combination of sewer district serial bonds and the Assessment Stabilization Reserve Fund. It is noted that $250,000 had been appropriated in both 2015 and 2016. The public hearing and findings were prepared for the three year period.
COUNTY OF SUFFOLK

STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

DARNELL TYSON, P.E.
DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

THOMAS G. VAUGHN
DEPUTY COMMISSIONER

MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E., Commissioner

SUBJECT: Appropriating Funds Through the Issuance of Sewer District Serial Bonds for the Improvements to Suffolk County Sewer District No. 16 – Yaphank Municipal (CP 8158)

DATE: January 18, 2017

Attached is a draft resolution filed as Reso-DPW sd16 – Yaphank Municipal improvements - CP 8158 dated 1-18-17 and appropriate forms with backup filed as Backup-DPW SCIN form 175a and 175b – sd16 – Yaphank Municipal improvements - CP 8158 dated 1-18-17. The project involves sanitary sewer rehabilitation. The improvements will reduce emergency response and extend the service life of facilities. Financing needs contained in the 2017 Adopted Capital Program and Budget uses Sewer District Serial Bonds of $250,000 and are requested herein recognizing the use of the Assessment Stabilization Reserve Fund.

The public hearing was held on November 17, 2015 and considered the capital project costs of $250,000 in each year of the 3-year period of 2015, 2016, and 2017. This appropriating resolution is in accordance with that hearing and findings determinations.

We appreciate the resolution being laid on the table.

GA:BW:ni
Attachment
cc: John Donovan, P.E., Chief Engineer
     Ben Wright, P.E., Principal Civil Engineer
     CE Reso Review

H:\SANITATION\resolutions\2017 Resolutions\ga-bw\1-18-17 Back-up DPW sd16 Yaphank Municipal serial bonds CP 8158 memo to JSchneider.doc
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH INSTALLATION OF FIRE, SECURITY AND EMERGENCY SYSTEMS AT COUNTY FACILITIES (CP 1710)

WHEREAS, the Commissioner of Public Works has requested funds for the Installation of Fire, Security and Emergency Systems at County Facilities; 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 as revised 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 $750,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, pursuant to the State Environmental Quality Review Act (SEQRA), Environmental Conservation Law Article 8, Resolution No. 254-2005 classified the action contemplated by this as Type II Action; and be it further

2nd 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. 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, pursuant to Section C8-2 (B) of the Suffolk County Charter to complete this project; and be it further

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-1710.327</td>
<td>20</td>
<td>Construction for Installation of Fire, Security and Emergency Systems at County Facilities</td>
<td>$750,000</td>
</tr>
</tbody>
</table>

Date: 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 INSTALLATION OF FIRE, SECURITY AND EMERGENCY SYSTEMS AT COUNTY FACILITIES (CP 1710)

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 SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 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
Principal Budget Examiner

11. Signature of Preparer

12. Date
February 16, 2017

SCLIN FORM 175b (10/95)
<table>
<thead>
<tr>
<th></th>
<th>2018 PROPERTY TAX LEVY</th>
<th>2018 COST TO AVG TAXPAYER</th>
<th>2018 FV TAX RATE PER $1000</th>
</tr>
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<tr>
<td><strong>GENERAL FUND</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$83,859</td>
<td>$0.16</td>
<td>$0.000</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</td>
<td>$0.00</td>
<td>$0.000</td>
</tr>
<tr>
<td><strong>COMBINED</strong></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$83,859</td>
<td>$0.16</td>
<td>$0.002</td>
</tr>
</tbody>
</table>

**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
### Suffolk County
General Obligation Serial Bonds
Level Debt

<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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<tbody>
<tr>
<td>6/1/2017</td>
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<td>6/1/2019</td>
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<td>$17,101.73</td>
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<tr>
<td>6/1/2021</td>
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<td>$117,103.65</td>
<td>$83,859.36</td>
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</table>

**Total**

$750,000.00 $88,593.55 $838,593.55 $838,593.55
## 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><strong>TOTAL</strong></td>
<td>$0</td>
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</table>

## Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
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</tbody>
</table>

## Combined

<table>
<thead>
<tr>
<th></th>
<th>2017 Property Tax Levy</th>
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<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.
2) **Source for Total Taxable Assessed Valuation for County Purposes:** Schedule A, Report of Assessed Valuation for 2015-2016.
3) **Source for Equalization Rates:** 2015 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
MEMORANDUM OF SUPPORT

TITLE OF BILL: A resolution to appropriate funds in connection with Installation of Fire, Security and Emergency Systems at County Facilities (Capital Program Number 1710).

PURPOSE OR GENERAL IDEA OF BILL: To authorize the issuance of Suffolk County Serial Bonds in connection with design services, construction and equipment for fire, security and emergency systems installations in County buildings.

SUMMARY OF SPECIFIC PROVISIONS: County buildings are required to have certain fire alarm, sprinkler and security systems as per applicable codes and when deemed necessary to provide added protection. Emergency systems also include uninterruptible power supplies (UPS) for computer systems to insure continuous clean power during outages or spikes in power. This fund addresses new installations and replacements of outdated systems to provide proper protection of buildings and occupants. Carbon Monoxide detection is also being addressed per recent legislation.

JUSTIFICATION: Fire alarms systems, UPS installations and security systems in good working order are required by applicable codes and are necessary to protect the buildings, occupants and sensitive computer equipment.

FISCAL IMPLICATIONS: Protective systems in buildings prevent loss of life and physical assets.
Memorandum

To: Jon Schneider, Deputy County Executive

From: Gilbert Anderson, P.E., Commissioner

Date: January 23, 2017

Re: CP 1710 – Installation of Fire, Security and Emergency Systems at County Facilities

Attached for your review is a draft resolution appropriating the sum of $750,000 construction funding for the installation and/or replacement of fire alarm/detection, carbon monoxide detection, fire sprinklers and security systems at County facilities. Also included are funds for miscellaneous uninterruptible power supply system replacements and the second phase of the new carbon monoxide detector installation program.

This action is considered a Type II Action under SEQRA in accordance with Resolution 254-2005.

An e-mail copy of the resolution has been sent to CE RESO Review sent under the title Reso-DPW-CP 1710-Fire Alarms.doc.

GA/KL/ba
Attachments

cc: Tom 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
    CE RESO Review (e-mail)
RESOLUTION NO. - 2017, AMENDING RESOLUTION 453-2016 AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON THE FORMER STECK PHILBIN LANDFILL SITE (SCTM NOS. 0800-042.00-01.00-001.000 AND 0800-042.00-01.00-002.002) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 453-2016 authorizing the sale of tax lien certificates on the former Steck Philbin Landfill Site (SCTM Nos. 0800-042.00-01.00-001.000 and 0800-042.00-01.00-002.002) to the Suffolk County Landbank Corporation; and

WHEREAS, said resolution identified Powercrush, Inc. and Vision Associates, LLC as the developers of the former Steck Philbin Landfill Site site with the intention to redevelop the site for a 4-megawatt solar project; and

WHEREAS, the developers are still committed to paying the Landbank to agreed-upon sale price but have requested the ability to pursue other potential uses on the site; and

WHEREAS, the Landbank Board of Directors evaluated this request and are supportive of granting the developers the ability to pursue other potential uses on the site; now, therefore be it

1st
RESOLVED, that the ninth WHEREAS clause in Resolution 453-2016 be amended as follows:

WHEREAS, Powercrush, Inc. and Vision Associates, LLC propose to pay $25,000 per year for a total amount not to exceed $500,000 for the tax liens on the site with the intention to redevelop the site for a 4-megawatt solar project; and

and be it further;

2nd
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.

Date:

APPROVED BY:

County Executive of Suffolk County
Date of Approval:
TITLE OF BILL: AMENDING RESOLUTION 453-2016 AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON THE FORMER STECK PHILBIN LANDFILL SITE (SCFM NOS. 0800-042.00-01.00-001.000 AND 0800-042.00-01.00-002.002) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

PURPOSE OR GENERAL IDEA OF BILL: To amend Resolution 453-2016 to allow the approved developers of the former Steck Philbin Site to pursue potential uses other than a 4-megawatt solar project.

SUMMARY OF SPECIFIC PROVISIONS: Local Law 18-2012

JUSTIFICATION: The Landbank Board of Directors approved this action; in order to formalize it Resolution 453-2016 must be amended.

FISCAL IMPLICATIONS: As approved with Resolution 453-2016, the developers of the site have agreed to pay $25,000/year for a total of $500,000.
<table>
<thead>
<tr>
<th>1. Type of Legislation</th>
<th>Resolution <strong>X</strong> Local Law Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. Title of Proposed Legislation</td>
<td>AMENDING RESOLUTION 453-2016 AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON THE FORMER STECK PHILBIN LANDFILL SITE (SCTM NOS. 0800-042.00-01.00-001.000 AND 0800-042.00-01.00-002.002) TO THE SUFFOLK COUNTY LANDBANK CORPORATION</td>
</tr>
<tr>
<td>3. Purpose of Proposed Legislation</td>
<td>AMENDING RESOLUTION 453-2016 AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON THE FORMER STECK PHILBIN LANDFILL SITE (SCTM NOS. 0800-042.00-01.00-001.000 AND 0800-042.00-01.00-002.002) TO THE SUFFOLK COUNTY LANDBANK CORPORATION</td>
</tr>
<tr>
<td>4. Will the Proposed Legislation Have a Fiscal Impact?</td>
<td>Yes <strong>X</strong> No</td>
</tr>
<tr>
<td>5. If the answer to item 4 is &quot;yes&quot;, on what will it impact? (circle appropriate category)</td>
<td>County Town Economic Impact Village School District Other (Specify): Library District Fire District</td>
</tr>
<tr>
<td>6. If the answer to item 5 is &quot;yes&quot;, Provide Detailed Explanation of Impact</td>
<td></td>
</tr>
<tr>
<td>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.</td>
<td></td>
</tr>
<tr>
<td>8. Proposed Source of Funding</td>
<td></td>
</tr>
<tr>
<td>9. Timing of Impact</td>
<td></td>
</tr>
<tr>
<td>10. Typed Name &amp; Title of Preparer</td>
<td>Amy Keyes, Government Liaison Officer</td>
</tr>
<tr>
<td>11. Signature of Preparer</td>
<td></td>
</tr>
<tr>
<td>12. Date</td>
<td>1/30/17</td>
</tr>
</tbody>
</table>
MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Amy Keyes, Government Liaison Officer
Department of Economic Development and Planning

DATE: January 30, 2017

RE: AMENDING RESOLUTION 453-2016 AUTHORIZING THE SALE OF TAX LIEN CERTIFICATES ON THE FORMER STECK PHILBIN LANDFILL SITE (SCTM NOS. 0800-042.00-01.00-001.000 and 0800-042.00-01.00-002.002) TO THE SUFFOLK COUNTY LANDBANK CORPORATION

The Department of Economic Development and Planning respectfully requests that the above-referenced be introduced at the February 7, 2017 meeting of the Legislature.

Attached please find the required supporting documentation.

Thank you.
RESOLUTION NO. -2017, AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK IN RIVERHEAD BY NORTH FORK ENVIRONMENTAL COUNCIL, INC., FOR ITS EARTH DAY 5K FUNDRAISER

WHEREAS, the North Fork Environmental Council, Inc. is a 501 (c)(3) nonprofit organization having its principal place of business at 12700 Main Road, Mattituck, New York 11952; and

WHEREAS, the North Fork Environmental Council, Inc. would like to use Indian Island County Park in Riverhead to sponsor its Earth Day 5K race for the purpose of raising funds for their educational programs and to establish an Environmental Education Scholarship Program; and

WHEREAS, the Earth Day 5K would be held on Sunday, April 23, 2017 at Indian Island County Park in Riverhead; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Five Hundred Dollars ($500) as well as a Twenty-five Dollar ($25) application fee; and

WHEREAS, the use of County property for such fundraiser to benefit the North Fork Environmental Council’s educational programs and scholarship program, 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 Five Hundred Dollars ($500) and the application fee of Twenty-five Dollars ($25) for the purpose of an Earth Day 5K race on Sunday, April 23, 2017 between the hours of 8:00 a.m. and 12:00 p.m., 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 North Fork Environmental Council, Inc., 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 Section 643-7 of the SUFFOLK COUNTY CODE to issue a permit to the North Fork Environmental Council, Inc. The Department of Parks, Recreation and Conservation is further authorized, empowered and directed to take such measures, as shall be necessary and appropriate to facilitate the hosting of the Earth Day 5K for support of the services to benefit the public provided by the North Fork Environmental Council, Inc. at Indian Island County Park in Riverhead; and be it further

3rd RESOLVED, that the North Fork Environmental Council, Inc. 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 demonstrate 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.
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 5 of the 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 Indian Island County Park in Riverhead by North Fork Environmental Council, Inc. For Its Earth Day 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 a fee of $500 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
    2/1/2017
### 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
TITLE OF BILL: An act to authorize the use of Indian island County Park in Riverhead by North Fork Environmental Council, Inc. for its Earth Day 5K Fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: North Fork Environmental Council, Inc. would like to hold its Earth Day 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 North Fork Environmental Council, Inc. for the purpose of hosting a fundraiser on Sunday, April 23, 2017, from 8:00 a.m. to 12:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page from North Fork Environmental Council, Inc., and the payment of Five Hundred Dollars ($500) event fee, and Twenty-five Dollars ($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: An unincorporated entity, known as “North Fork Environmental Council, Inc.” would like to host an Earth Day 5K run/walk to raise funds for their educational programs and to establish an Environmental Educational Scholarship program. The scholarships will be awarded to graduating high school students that reside on the North Fork of Long Island. The North Fork Environmental Council, Inc.’s mission is to increase public awareness of key issues and to educate the public and public officials about important environmental and quality of life issues.

This event will generate a total of Five Hundred Twenty-five Dollars ($525) in revenue for the County of Suffolk. In addition, the use of County property for a run would promote and protect the public health and general welfare of the residents of Suffolk County.

FISCAL IMPLICATIONS: There is a nominal fee ($525) 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.

- 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

- 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

- 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.
- Event Details: Park Place Island and County Park
- Event Date: April 23, 2017
- Estimated No. of People: 125
- Alcohol - No, Pavilion Use - No,
- Showmobile - No, Showmobile Extras – N/A

FEE CHARGED: $525 (125 people x $4/person + $25 application fee)
TO: JON SCHNEIDER, Deputy County Executive

FROM: PHILIP A. BERDOLT, Commissioner

DATE: February 1, 2017

RE: INTRODUCTORY RESOLUTION AUTHORIZING USE OF INDIAN ISLAND COUNTY PARK IN RIVERHEAD BY NORTH FORK ENVIRONMENTAL COUNCIL FOR ITS EARTH DAY 5K

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-Earth Day 5K.doc”

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

Enclosures
RESOLUTION NO. -2017, AUTHORIZING USE OF BLYDENBURGH COUNTY PARK IN SMITHTOWN BY THE NORTHPORT CARE CENTER, INC. FOR ITS WALK FOR LIFE WALK-A-THON

WHEREAS, the Northport Care Center, Inc. is a 501 (c)(3) private, nonprofit organization having its principal place of business at 1919 Middle Country Rd., Suite 100, Centereach, New York 11720; and

WHEREAS, the Northport Care Center, Inc. would like to use Blydenburgh County Park in Smithtown to sponsor its Walk for Life Walk-A-Thon; and

WHEREAS, the Walk for Life Walk-A-Thon is scheduled to be held on Saturday, May 20, 2017 from 8:00 am to 12:00 pm; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Four Hundred Dollars ($400) as well as a Twenty-five Dollar ($25) application fee; and

WHEREAS, the use of County property for such fundraiser to benefit the Northport Care Center, Inc., 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 Blydenburgh County Park in Smithtown, in consideration of the payment of Four Hundred Dollars ($400) and the application fee of Twenty-five Dollars ($25) for the purpose of a Walk for Life Walk-A-Thon on Saturday, May 20, 2017 between the hours of 8:00 a.m. and 12:00 p.m., 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 Northport Care Center, Inc., 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 Section 643-7 of the SUFFOLK COUNTY CODE to issue a permit to the Northport Care Center, Inc. The Department of Parks, Recreation and Conservation is further authorized, empowered and directed to take such measures, as shall be necessary and appropriate to facilitate the hosting of the Walk for Life Walk-A-Thon for support of the services to benefit the public provided by the Northport Care Center, Inc. at Blydenburgh County Park in Smithtown; and be it further

3rd RESOLVED, that the Northport Care Center, Inc. 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 demonstrate 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.

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 the 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:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law ____  Charter Law ____  141

2. Title of Proposed Legislation
   AUTHORIZING USE OF BLYDENBURGH COUNTY PARK IN SMITHTOWN BY THE
   NORTHPORT CARE CENTER, INC. FOR ITS WALK FOR LIFE WALK-A-THON

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 $400 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
    2/1/2017
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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: An act to authorize the use of Blydenburgh County Park by Northport Care Center, Inc. for its Walk for Life Walk-A-Thon.

PURPOSE OR GENERAL IDEA OF THE BILL: Northport Care Center, Inc. would like to hold its Walk for Life Walk-A-Thon at Blydenburgh County Park in Smithtown, New York.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will authorize the use of Blydenburgh County Park by Northport Care Center, Inc. for the purpose of hosting a Walk-A-Thon fundraiser on Saturday, May 20, 2017, from 8:00 a.m. to 12:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page from Northport Care Center, Inc., and the payment of Four Hundred Dollars ($400) event fee, and Twenty-five Dollars ($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 Northport Care Center, Inc. is a 501(c)(3) private, nonprofit organization having its principal place of business at 1919 Middle Country Road, Centereach, New York. All proceeds from the fundraiser will benefit the Care Center. The Care Center offers compassionate, confidential, caring assistance to women in unplanned pregnancies. All of the Care Center’s services are free to single or married women in need, which include, pregnancy tests, counseling, material aid and referrals to resources.

This event will generate a total of Four Hundred Twenty-five Dollars ($425) 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 ($425) 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 – Blydenburgh County Park, Event Date – May 20, 2017, Estimated No. of People – 100, Alcohol - No, Pavilion Use - No, Showmobile - No, Showmobile Extras – N/A

FEE CHARGED: $425 (100 people x $4/person + $25 application fee)
TO: JON SCHNEIDER, Deputy County Executive

FROM: PHILIP A. BERDOLT, Commissioner

DATE: February 1, 2017

RE: AUTHORIZING USE OF BLYDENBURGH COUNTY PARK IN SMITHTOWN BY THE NORTHPORT CARE CENTER, INC. FOR ITS WALK FOR LIFE WALK-A-THON

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-Walk for Life - The Care Center.doc”

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

Enclosures
RESOLUTION NO. -2017, AUTHORIZING USE OF SOUTHAVEN COUNTY PARK IN BROOKHAVEN BY AMERICAN CANCER SOCIETY FOR ITS BARK FOR LIFE WALKATHON

WHEREAS, the American Cancer Society, Inc. is a 501(c)(3) organization having its principal place of business at 250 William Street, 4th Floor, Atlanta, Georgia 30303; and

WHEREAS, the American Cancer Society, Inc. would like to use Southaven County Park in Brookhaven to sponsor its Bark for Life Walkathon for the purpose of raising funds to help save lives through groundbreaking research, supporting education efforts and providing free information and critical services for cancer patients;

WHEREAS, the Bark for Life Walkathon is scheduled to be held on Saturday, May 20, 2017 at Southaven County Park in Brookhaven; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Five Hundred Fifty Dollars ($550) that is comprised of Four Hundred Dollar ($400) Event Fee, One Hundred Twenty-five Dollar ($125) pavilion fee, and Twenty-five Dollar ($25) application fee; and

1st

RESOLVED, that the use of Large Upper Activity Field at Southaven County Park in Brookhaven, in consideration of the payment of Four Hundred Dollars ($400) event fee, One Hundred Twenty-five Dollar ($125) pavilion fee and the application fee of Twenty-five Dollars ($25) for the purpose of Walkathon on Saturday, May 20, 2017 between the hours of 9:00 a.m. and 4:00 p.m., 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 Cancer Society, Inc., 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 SUFOLK COUNTY CHARTER and Section 643-7 of the SUFOLK COUNTY CODE to issue a permit to the American Cancer Society, Inc.. The Department of Parks, Recreation and Conservation is further authorized, empowered and directed to take such measures, as shall be necessary and appropriate to facilitate the hosting of the Bark for Life Walkathon for support of the services to benefit the public provided by the American Cancer Society, Inc. at Southaven County Park in Brookhaven; and be it further

3rd

RESOLVED, that the American Cancer Society, Inc. 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 demonstrate 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

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 the 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 SOUTHAVEN COUNTY PARK IN BROOKHAVEN BY AMERICAN CANCER SOCIETY FOR ITS BARK FOR LIFE WALKATHON

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 $400 event fee, $125 pavilion 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
    2/2/2017
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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 SOUTHAVEN COUNTY PARK IN BROOKHAVEN BY THE AMERICAN CANCER SOCIETY, INC. FOR ITS BARK FOR LIFE WALKATHON

PURPOSE OR GENERAL IDEA OF THE BILL: The American Cancer Society, Inc. would like to hold its Bark for Life Walkathon Fundraiser at Southaven County Park in Brookhaven, New York.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will authorize the use of Southaven County Park by The American Cancer Society, Inc. for the purpose of hosting a fundraiser on Saturday, May 20, 2017, from 9:00 a.m. to 4:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page from The American Cancer Society, Inc., and the payment of Four Hundred Dollar ($400) event fee, One Hundred Twenty-five Dollar ($125) Pavilion 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: This event will allow families and their dogs to come together for a few hours during the day and complete a one-mile walk to honor the caregiving qualities of their canine best friends and cancer survivors. The event is part of the American Cancer Society Relay for Life of William Floyd. Funds raised will help the American Cancer Society save lives by funding groundbreaking research, supporting education efforts, and providing free information and critical services for cancer patients.

This event will generate a total of Five Hundred Fifty Dollars ($550) 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 ($550) 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

b. Off-Season Park Use Fee: $5/day/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. Montauk, 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
   - 09/09/10/2017 (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 Location: Montauk County Park
- Event Date: May 29, 2017
- Estimated No. of People: 100
- Alcohol - No
- Pavilion Use - Yes
- Showmobile - No
- Showmobile Extras - N/A

FEE CHARGED: $550 (100 people x $5/person) + $125 (pavilion fee) + $25 (application fee)
TO:       JON SCHNEIDER, Deputy County Executive

FROM:     PHILIP A. BERDOLT, Commissioner

DATE:     February 1, 2017

RE:       INTRODUCTORY RESOLUTION AUTHORIZING USE OF
SOUTHAVEN COUNTY PARK IN BROOKHAVEN BY AMERICAN
CANCER SOCIETY FOR ITS BARK FOR LIFE WALKATHON

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-Bark
for Life - Southaven.doc”

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

Enclosures
RESOLUTION NO. -2017, AUTHORIZING USE OF SMITH POINT COUNTY PARK BY THE LONG ISLAND 2 DAY WALK TO FIGHT BREAST CANCER, INC., FOR ITS HOPE RUNS HERE 5K RUN/WALK

WHEREAS, The Long Island 2 Day Walk to Fight Breast Cancer, Inc., is a not-for-profit corporation dedicated to find a cure for breast cancer; and

WHEREAS, The Long Island 2 Day Walk to Fight Breast Cancer, Inc., would like to use Smith Point County Park for the purpose of hosting the Hope Runs Here 5K Run/Walk to raise funds for all cancers research and awareness; and

WHEREAS, the Hope Runs Here 5K Run/Walk is scheduled to be held on Sunday, June 11, 2017 from 5:30 a.m. – 1:00 p.m.; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming the County of Suffolk as an additional insured will be provided by Long Island 2 Day Walk To Fight Breast Cancer, Inc.; now, therefore be it

1st RESOLVED, that the use of Smith Point County Park by Long Island 2 Day Walk to Fight Breast Cancer, Inc. for the purpose of hosting a fundraiser on Sunday, June 11, 2017 from 5:30 a.m. – 1:00 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 Long Island 2 Day Walk to Fight Breast Cancer, Inc., and the payment of Two Hundred Seventy-five Dollar ($275) 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; and be it further

2nd RESOLVED, that before this event shall be permitted to occur, Long Island 2 Day Walk to Fight Breast Cancer, Inc. must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(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 Hope Runs Here 5K Run/Walk at Smith Point County Park by Long Island 2 Day Walk to Fight Breast Cancer, Inc.; and be it further

4th RESOLVED, that Long Island 2 Day Walk to Fight Breast Cancer, Inc. shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to demonstrate, exhibit 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 Long Island 2 Day Walk to Fight Breast Cancer, Inc. 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 Long Island 2 Day Walk to Fight Breast Cancer, Inc. 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

8th 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:
### 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
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 USE OF SMITH POINT COUNTY PARK BY THE LONG ISLAND 2 DAY WALK TO FIGHT BREAST CANCER, INC., FOR ITS HOPE RUNS HERE 5K RUN/WALK

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

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   There is a fee of $275 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
    2/1/2017
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: $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:
   - 09/23-09/04/2017 – 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: Smith Point, County Park
- Event Date: June 11, 2017
- Estimated No of People: 250
- Alcohol - No, Pavilion Use - No, Showmobile - No, Showmobile Extras – N/A

FEE CHARGED: $250 (450 people in season + $25 application fee)
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act to authorize the use of Smith Point County Park by Long Island 2 Day Walk to Fight Breast Cancer, Inc. for its Hope Runs Here 5K Run/Walk.

PURPOSE OR GENERAL IDEA OF THE BILL: Long Island 2 Day Walk to Fight Breast Cancer, Inc. would like to hold its Hope Runs Here 5K Run/Walk 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 Long Island 2 Day Walk To Fight Breast Cancer, Inc. for the purpose of hosting its Hope Runs Here 5K Run/Walk on Sunday, June 11, 2017, from 5:30 a.m. to 1:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page from Long Island 2 Day Walk to Fight Breast Cancer, Inc., and the payment of Two Hundred Seventy-five Dollars ($275) event fee, and Twenty-five Dollars ($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 Long Island 2 Day Walk to Fight Breast Cancer, Inc. is a 501(c)(3), not-for-profit organization having its principal place of business at 203 Wedgewood Dr., Hauppauge, New York. Proceeds from this event will be used for cancer research.

This event will generate a total of Three Hundred Dollars ($300) 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 ($300) collected by the County for use of the Park.
TO: JON SCHNEIDER, Deputy County Executive
FROM: PHILIP A. BERDOLT, Commissioner
DATE: February 1, 2017
RE: AUTHORIZING USE OF SMITH POINT COUNTY PARK BY THE LONG ISLAND 2 DAY WALK TO FIGHT BREAST CANCER, INC., FOR ITS HOPE RUNS HERE 5K RUN/WALK

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-Hope Runs Here 5K - Smith Point.doc”

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

Enclosures
RESOLUTION NO -2017, MAKING A RECOMMENDATION CONCERNING ADOPTION OF THE FINAL SCOPE FOR THE DRAFT GENERIC ENVIRONMENTAL IMPACT STATEMENT IN CONNECTION WITH THE SUFFOLK COUNTY SUBWATERSHEDS WASTEWATER MANAGEMENT PLAN ("THE SUFFOLK COUNTY WASTEWATER MANAGEMENT PROGRAM FOR THE REDUCTION OF NITROGEN LOADING FROM WASTEWATER SOURCES")

WHEREAS, the New York State Department of Environmental Conservation ("NYSDEC") and the Long Island Regional Planning Council, in consultation and in partnership with numerous local governments and interested organizations on Long Island, are embarking on development of the Long Island Nitrogen Action Plan ("LINAP"); and

WHEREAS, the NYSDEC has awarded Suffolk County 50% State grant funds under the Suffolk County Septic/Cesspool Upgrade Program Enterprise ("SCUPE") to be implemented by the Suffolk County Department of Health Services, Division of Environmental Quality ("SCDHS DEQ") to support LINAP initiatives; and

WHEREAS, the Suffolk County SCUPE funds were accepted and appropriated under Resolution No. 280-2016 and will be used to address nitrogen and pathogen loadings from sanitary wastewater or other sources for the restoration and protection of Suffolk County’s water; and

WHEREAS, the Suffolk County SCUPE funds include funding for the preparation of a Suffolk County Subwatersheds Wastewater Plan ("SWP") and Generic Environmental Impact Statement ("GEIS") which are to be completed as early action elements of the LINAP; and

WHEREAS, the SWP and GEIS are being developed to guide policymakers in the development of a Suffolk County Wastewater Management Program to mitigate nitrogen pollution emanating from wastewater sources; and

WHEREAS, the Suffolk County Legislature approved Resolution 849-2016, which adopted a Positive Declaration requiring the preparation of a Draft Generic Environmental Impact Statement (DGEIS) for the Suffolk County Wastewater Management Program to mitigate nitrogen pollution emanating from wastewater sources; and

WHEREAS, a draft scoping document was prepared and issued to all involved and interested parties as well as posted on the Suffolk County Website; and

WHEREAS, the Council of Environmental Quality (CEQ) held public scoping hearings on November 29, 2016, and December 1, 2016 to solicit oral and written comments on the content of the document; and

WHEREAS, on December 13, 2016 the written comment period expired and a final scoping document was prepared to address the substantive issues raised; and
WHEREAS, the SCDHS DEQ referred the final scoping document for the DGEIS for the Suffolk County Subwatersheds Wastewater Plan to the CEQ for recommendations; now, therefore be it

1st RESOLVED, that this Legislature hereby determines that based upon the information received, pursuant to Chapter 450 of the Suffolk County Code, the final scoping document for the DGEIS for the Subwatersheds Wastewater Plan (see Exhibit A), adequately addresses all substantive and relevant comments received and is worthy of adoption; and be it further

2nd RESOLVED, a copy of the Resolution shall be filed with the Suffolk County Department of Health Services Division of Environmental Quality, the initiating party 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 circulate the Final Scope for the Generic Environmental Impact Statement for the Subwatersheds Wastewater Plan, pursuant to the provisions of Title 6 NYCRR, Part 617.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:

HSV # 03-2017
Suffolk County Subwatersheds Wastewater Plan

In accordance with Suffolk County’s Reclaim Our Waters initiative and the Long Island Nitrogen Action Plan* (LI NAP), Suffolk County is pursuing proactive measures to reduce nitrogen pollution to our waters. The Suffolk County Comprehensive Water Resources Management Plan (2015; “Comp Water Plan”) characterized negative trends in the quality of groundwater sources in the upper glacial and Magothy aquifers in recent decades. The Comp Water Plan linked groundwater not only to drinking water, but also to surface waters, including significant adverse impacts of nitrogen on dissolved oxygen, harmful algal blooms (“HABS”), eelgrass and other submerged aquatic vegetation, wetlands, shellfish, and, ultimately, coastal resiliency. For the first time, the Comp Water Plan established an integrated framework to address the legacy problem of onsite wastewater disposal systems in a meaningful manner; with acknowledgement that patchwork sewerage will not be sufficient to solve the problem.

The Subwatersheds Wastewater Plan (SWP) will be used to establish first order nitrogen load reduction goals generated based upon the need to obtain water quality improvements for all of the County’s surface water, drinking water, and groundwater resources. Although several similar studies have been completed to evaluate the sources and impact of nitrogen pollution to the major estuaries of the County; an integrated, holistic, evaluation that delineates all of the County’s subwatersheds and provides a common platform of assumptions and boundary conditions has not been completed. In response to this need, and the County’s Reclaim Our Waters initiative, Suffolk County is embarking on preparation of the SWP. Initial efforts will concentrate on the establishment of a uniform and consistent set of subwatershed boundaries, development of receiving water residence times, and the generation of nitrogen loading rates through groundwater and surface water (hydrodynamic) analytical modeling. The modeling results will be keyed to baseline water quality for each receiving body and will be used to establish tiered priority areas for wastewater management upgrades. Following the establishment of tiered priority areas, preliminary load reduction goals will be developed using empirical data relationships, existing regulatory target guidelines, and other readily available data sources from related studies. Initial recommendations for wastewater management upgrades will be provided for each priority tier based upon the ability to meet nitrogen load reduction goals. Other nitrogen loads will be considered, along with reduction goal assumptions, but the focus will be sanitary nitrogen load reductions. LI NAP will further consider these loads and reductions, and will expand on alternate available management measures such as permeable reactive barriers and in-water aquaculture.

The SWP is considered an early action/initial step of the overall long-term LI NAP program. In addition to being a guide for establishing County wastewater policy, the primary objective of the SWP will be to provide critical information regarding data gaps, areas requiring further detailed study, and ultimately to provide data that can support long-term LI NAP scope refinement and focus and other related initiatives ongoing throughout Suffolk County (e.g., LISS, PEP, SSER, and related Town/Village initiatives). In alignment with these objectives, the SWP will be executed on an accelerated timetable and will not include the generation of new, sophisticated models that are typically used for Total Maximum Daily Load (TMDL) studies. Rather, the SWP will build, expand, and unify existing individual models and studies from the wealth of resources that already exist.

* The New York State Department of Environmental Conservation (DEC) and the Long Island Regional Planning Council (LIRPC) are, in partnership with numerous local governments and interested organizations on Long Island, embarking on development of the Long Island Nitrogen Action Plan (LINAP)
Task 1 – Wastewater Plan Advisory Committee and Meetings

- Establish advisory committee to guide the program and generate agreed upon methods and assumptions

Task 2 – Subwatersheds Delineation

- Delineate up to 200 subwatersheds using existing Suffolk County groundwater model

Task 3 - Data Inventory

- Identify, gather, and build upon wealth of existing data and studies

Task 4 – Develop Nitrogen Load Estimates

- Use Nitrogen Load Model (Valiega, 1997) and leverage existing studies for LIS, PEP, and SSER
- Generate agreed upon assumptions for concurrence by local and national experts

Task 5 – Surface Water Hydrodynamic Modeling

- Provide residence time/flushing rates using EFDC and construct model to be compatible with long-term LINAP

Task 6 – Develop Tiered Priority Areas

- Develop a tiered ranking system (e.g., black, red, yellow, green) to rank waterbodies based upon existing water quality, flushing rates, nitrogen loads, presence of HABs, eelgrass recovery, etc.

Task 7 – Develop Endpoints and Load Reduction Goals for Surface Water

- Establish endpoint goals for the restoration and protection of surface water (e.g., water clarity, DO, eelgrass protection, etc.)
- Tie endpoints to required nitrogen loads to surface water and determine required reductions to meet endpoints
- Generate agreed upon assumptions for concurrence by local and national experts

Blue – To be developed by NYSDEC and SCDHS with CDM Smith, HDR (formerly HydroQual) and SBU SOMAS
Task 8 – Evaluate Wastewater Alternatives for Surface Water

- Primary focus on use of I/A OWTS, sewers at existing study locations, and decentralized (Appendix A) systems
- Will consider alternate/experimental systems and methods such as shallow narrow drain fields, constructed wetlands, sand-carbon layered systems, waste segregation, composting/incineration toilets, etc.

Task 9 – Develop Load Reduction Goals and Wastewater Alternatives for Public Water Supply

- Companion evaluation to be completed for the protection of public supply wells
- Build upon findings of Suffolk County Comprehensive Water Resources Management Plan
- Primary focus on well fields with current or predicted TN concentrations of >4 mg/l

Task 10 – Cost and Benefit Analysis

- Companion evaluation to support development of recommended wastewater alternative for surface water and drinking water protection
- Will evaluate a multitude of pilot area scenarios (e.g., low density residential, high density residential, seasonal, commercial, small lot size, high groundwater table, etc.) that can be used for similar conditions throughout Suffolk County

Task 11 – Groundwater Model and Performance Standards

- Will provide predictions and mapping of nitrogen concentrations in groundwater throughout Suffolk County at current conditions, full build out, and the recommended wastewater alternative
- Will evaluate the development of a groundwater performance standard

Task 12 – Subwatersheds Wastewater Plan

- Will present the methodology and findings of all evaluations completed including the recommended wastewater management alternative
- Draft priority area map, load reduction goals, and recommended wastewater management map targeted for September 30, 2016
- Final SWP to be issued in 2017
1.0 Introduction

This Final Scoping Document has been prepared to initiate the environmental review process for the approval and implementation of the Suffolk County Subwatersheds Wastewater Plan (SC SWP). The SC SWP will support the development of a County-wide wastewater management strategy through the establishment of 'priority areas' for nitrogen reduction, establishment of nitrogen load reduction goals for each priority area, and the development of a recommended wastewater upgrade strategy to meet nitrogen load reduction goals. Changes to the County Sanitary Code will enable the Suffolk County Department of Health Services (SCDHS) to work with United States Environmental Protection Agency (USEPA), New York State Department of Environmental Conservation (NYSDEC), Towns, Villages, residents, property owners and other stakeholders to implement the wastewater treatment technologies required to achieve the nitrogen reduction goals. This document presents an outline of the Generic Environmental Impact Statement (GEIS) and identifies the information that will be collected and evaluated to assess the potential environmental impacts that could result from implementation of the recommendations provided in the SC SWP.

This Scoping Document includes a:

- Description of the Proposed Action,

- An outline of the GEIS, which will address potentially significant environmental impacts of the proposed action and include preliminary identification of mitigating measures, reasonable alternatives to the proposed action, growth inducing, secondary and cumulative impacts, and

- Public Comment that has been received on the Draft Scoping Document.

The GEIS will be prepared using existing available data; no field studies or field data collection are anticipated. Site-specific data collection may be required to complete a project specific, or study-area specific draft/final EIS (D/FEIS).

The SCDHS Division of Environmental Quality (DEQ) is the project proposer. On August 31, 2016 SCDHS DEQ notified interested and involved agencies of its intent to assume Lead Agency status and as such in accordance with Title 6 NYCRR Part 617.6(a) and (b) classify this proposed action as a Type I Action. No objections were received within 30 days of the mailing. The Suffolk County Council on Environmental Quality (CEQ) addressed this proposed project at their September 21, 2016 meeting and the Suffolk County Legislature passed Resolution HSV #66-2016 at their October 5, 2016 meeting, identifying the proposed action as a Type I action under SEQRA and initiating the
scoping process. SCDHS DEQ as Lead Agency status under the New York State Environmental Quality Review Act (SEQRA) is responsible for conducting the environmental review of this proposed action. The proposed action will undergo a coordinated environmental review whereby a SEQRA Draft GEIS will be prepared to comprehensively address requirements of both federal and state laws and regulations.

Working together with the SCDHS, the Suffolk County Department of Economic Development and Planning and the Suffolk County Legislature, CEQ convened two Public Scoping Hearings to provide opportunity for public comment on the Draft Scoping Document. The first Public Scoping Hearing was held on November 29, 2016 at the Suffolk County Water Authority (SCWA) Education Center in Hauppauge, New York and the second Public Scoping Hearing was held on December 1, 2016 at the Suffolk County Community College Culinary Arts and Hospitality Center in Riverhead, New York. In addition, the Draft Scoping Document was posted on both the Suffolk County Department of Economic Development and Planning and the SCDHS websites, and written comments were accepted through December 13, 2016.

The Final Scope summarized in this document reflects the addition of the relevant issues that were identified during the public scoping process, including all comments received through December 13, 2016, and also identifies issues that were identified that will not be included in the GEIS. This Final Scope will be the basis for the GEIS.

2.0 Proposed Action

The Draft GEIS is being prepared to address the SEQRA requirements for the implementation of the SC SWP. The proposed action is for the implementation of the SC SWP which will support the development of a County-wide wastewater management strategy through the establishment of ‘priority areas’ for nitrogen reduction, establishment of nitrogen load reduction goals for each priority area, and a development of a recommended wastewater upgrade strategy to meet nitrogen load reduction goals. Changes to the County’s Sanitary Code will be required to implement the recommendations provided in the SC SWP. There are expected to be six major recommendations within the SC SWP as follows:

1. Recommended Wastewater Management Strategy

The SC SWP will be used by the County to support the development of a County-wide wastewater management strategy. The SC SWP will:

- Evaluate nitrogen loading to groundwater and surface water;
- Evaluate surface water sensitivity;
- Establish tiered priority area boundaries for nitrogen reduction;
- Establish nitrogen load reduction goals for each priority area; and,
- Evaluate cost and benefits of wastewater management alternatives based primarily upon the following treatment methods:
  - Innovative/alternative onsite wastewater treatment systems (I/A OWTS);
  - Clustered/decentralized ("Appendix A") systems; and,
  - Sewage Treatment Plants (STPs) to include only currently proposed projects.

A description of the three treatment methods is provided below. Using these three treatment methods and the results and recommendations of the SC SWP, Suffolk County will work with
policymakers and stakeholders to develop final recommended actions and establish a final recommended wastewater management strategy to reduce nitrogen within the priority areas of the County. The approach will be completed in phases to focus resources at the County’s highest priority areas first (as defined in the SC SWP) and will consider activities that will prompt wastewater treatment upgrades under various scenarios including the following potential trigger points:

- Cesspool failure;
- New construction;
- Reconstruction;
- Property transfer;
- Grandfathered residential sites with legacy cesspools;
- Grandfathered residential sites with lot sizes below current Sanitary Code requirements;
- Grandfathered Other Than Single Family Residential sites including grandfathered SPDES and failed denitrification system sites;
- Large capacity cesspools, and
- Phased upgrades homes and businesses with conventional septic systems within the tiered priority area boundaries defined in the SC SWP.

Implementation of the scenarios identified above will require modification to Article V (General Sanitation) and Article VI (Realty Subdivisions, Developments and Other Construction Projects) of the Suffolk County Sanitary Code. Finally, Transfer of Development Rights (TDR) programs used for sanitary density transfer (including both as-of-right and non-as-of-right) will be evaluated based on the recommendations in the SC SWP. It should be noted that the proposed action and associated GEIS under the current environmental review will not be an all-inclusive/exhaustive evaluation of all TDR programs in Suffolk County; however, it will identify preliminary environmental concerns for individual programs based upon sanitary density transfer and identify the need for subsequent detailed TDR program reviews.

2. Water Quality Protection District and Responsible Management Entity

A Water Quality Protection District and Responsible Management Entity (RME) will be established to provide the administrative and financial structure for Suffolk County to protect the County’s ground and surface water resources from further impacts from nitrogen loading associated with septic systems and cesspools. The RME will oversee and manage the installation and long-term operation and maintenance of I/A OWTS. The SCDHS Office of Wastewater Management will serve as the RME.

A water quality protection fee is proposed that would be used to:

- Provide a funding mechanism, such as low interest loans or grants, for the replacement of existing on-site systems by I/A OWTS as identified in the SC SWP;
- Provide a funding mechanism, such as low interest loans, grants, or a combination for clustered/decentralized systems;
- Provide a funding mechanism, such as low interest loans, grants, or a combination, to provide enhanced nitrogen removal at Town and Village-owned wastewater treatment systems;
- Provide a funding mechanism to support the installation of new advanced STPs and/or expansion of STPs within priority areas; and
- Provide a funding mechanism for the RME.
3. Innovative/Onsite Wastewater Treatment Systems

I/A OWTS consist of individual onsite advanced nitrogen removal wastewater treatment units as currently defined in Article XIX of the Suffolk County Sanitary Code.

It is anticipated that up to 360,000 existing residential onsite sanitary systems will eventually be converted to I/A OWTS using a phased approach. The details of the final proposed approach are anticipated to be developed by Suffolk County policymakers and stakeholders with guidance provided from the recommendations in the SC SWP. The use of I/A OWTS is expected to be expanded to Other Than Single Family Residential properties that meet the allowable flow/design limitations of approved technologies.

As described previously, modification of Articles V and VI of the Sanitary Code will be required to define the conditions under which upgrade of existing cesspools or septic systems will be required. It should be noted that the adoption of Article XIX and associated I/A OWTS Construction Standards (both Residential and Commercial [i.e., Other than Residential]) has already undergone SEQRA environmental review.

4. Clustered/Decentralized Systems

Clustered/decentralized systems include small, pre-packaged STPs as defined in Appendix A of the Construction Standards for Sewage Disposal Systems Other Than Single Family Residences (e.g., the Commercial Standards) and Article VI of the Suffolk County Sanitary Code. The use of Appendix A systems is currently limited to design flows up to 15,000 gallons per day (gpd).

Clustered/decentralized systems may be required and/or cost-beneficial at locations where I/A OWTS and STPs are not technically feasible or cost effective such as at mobile home parks, new housing developments, and grandfathered sites. Modifications to Appendix A of the Commercial Standards and Article VI of the Sanitary Code are proposed to expand the application of clustered/decentralized systems in Suffolk County. Modifications currently under consideration include:

- Modification to allow treatment of flows up to 30,000 gpd;
- Modification of Appendix A to reduce required separation distances;
- Evaluation of the approval process to streamline retrofits (e.g., SCDHS approval only [proposed requirement] versus SCDHS and SCDPW approval [current requirement]); and,
- Development and implementation of site-specific treatment standards for grandfathered sites with Appendix A systems. Site-specific treatment standards would conform with the proposed nitrogen limits for the priority areas defined by the SC SWP.

5. Sewage Treatment Plants

New STPs and/or the expansion of existing STPs will be completed within priority wastewater treatment areas for enhanced nitrogen removal. STPs will be implemented in accordance with existing sewer studies completed by Suffolk County and Town/Village studies to the extent information is readily available. Individual STP and/or related sewer infrastructure projects would require supplemental SEQRA environmental review.
6. Advanced Wastewater Treatment Pilot Areas

Pilot tests will be completed by Suffolk County under a variety of geographic, land use, and demographic conditions to confirm the effectiveness of the proposed wastewater management nitrogen reduction approaches described herein. Pilot testing will be completed for I/A OWTS and clustered/decentralized systems. Pilot test areas under consideration by the County include, but are not limited to:

- Sites with grandfathered flows that predate Article VI of the Sanitary Code or include failed sulfur denitrification systems (residential and commercial);
- Residential properties including lots with:
  - Small lot size
  - High groundwater table
  - Poor soils
- Commercial properties (various use);
- New York State and Suffolk County owned parks;
- Other New York State, Suffolk County or other municipally owned properties including parks, libraries or schools;
- Mobile home parks; and,
- Seasonal population locations.

In addition to the above, Suffolk County anticipates the installation of voluntary I/A OWTS at residential properties located throughout the County. An estimate of the number of voluntary installations anticipated over the next few years is currently under development.

The project area addressed by the GEIS is county-wide within the borders of Suffolk County.

3.0 Purpose and Need

In Suffolk County, approximately 75 percent of homes are unsewered and discharge sanitary wastewater containing nitrogen to the underlying groundwater that provides both the only source of potable supply for County residents, and baseflow to the County's surface water features. For decades, the presence of elevated levels of nitrogen in groundwater has been of concern due to the potential health impacts associated with methemoglobinemia (blue baby syndrome). Nitrogen contamination associated with discharge of sanitary wastewater has been studied and documented in the Long Island Comprehensive Waste Treatment Management Plan (208 Plan, 1978), the 1987 Suffolk County Comprehensive Water Resources Management Plan and the 2015 Suffolk County Comprehensive Water Resources Management Plan. Article 6 of the Suffolk County Sanitary Code was enacted primarily to protect public health by limiting nitrogen loading from sanitary wastewater discharges to maintain groundwater nitrogen concentrations to levels of less than 4 mg/L in Groundwater Management Zones III, V and VI and to less than 6 mg/L everywhere else throughout the County. However, Article 6 did not consider the density or sanitary wastewater treatment levels necessary to protect downgradient groundwater-fed surface waters. Nitrogen concentrations associated with the eutrophic conditions that can trigger harmful algal blooms are generally significantly lower than the 10 mg/L drinking water maximum contaminant level (MCL) that is protective of human health.
Nitrogen conveyed to discharge in coastal receiving waters via groundwater baseflow has been linked to a number of issues in Suffolk County including fish kills due to hypoxic episodes, harmful algal blooms, and loss of eelgrass along shorelines. The impacts to the coastal communities of Suffolk County from Superstorm Sandy in 2012 underscored the connection between nitrogen in groundwater baseflow discharging to surface water resources, loss of wetlands, and damage to ecosystem health. Reduction in nitrogen loading is anticipated to support wetlands restoration and improve storm and flood protection and coastal resiliency provided by healthy wetlands. The County, recognizing the need for immediate action, updated the draft Suffolk County Comprehensive Water Resources Management Plan to include new chapters focusing on wastewater management, estuary programs, coastal resources, and alternative management and funding mechanisms.

The County found that approximately 80 percent of the unsewered residential properties fall within areas to be considered high priority for nitrogen removal based on at least one of the following:

- Close proximity to public supply wells or surface water bodies,
- Located in an area developed at higher density than permitted by Article 6 of the County’s Sanitary Code and/or
- Located in an area with depth to groundwater less than ten feet below ground surface.

In accordance with Suffolk County’s Reclaim Our Water initiative and the Long Island Nitrogen Action Plan (LINAP), Suffolk County is pursuing proactive measures to reduce nitrogen pollution to the County’s waters. The SC SWP will be prepared to provide early action recommendations for nitrogen load reduction goals and a recommended wastewater management strategy for priority subwatersheds within Suffolk County. The SC SWP will be used to establish first order nitrogen load reduction goals generated based on the need for water quality improvements for County surface water, drinking water and groundwater resources. The SC SWP will be an integrated, holistic approach to delineating the County’s subwatersheds based on a common platform of assumptions and boundary conditions. In concert with the SC SWP, modifications will be made to the Suffolk County Sanitary Code and Construction Standards to support the implementation of the SC SWP. Additionally, the County is pursuing the establishment of a County-wide Water Quality Protection District to facilitate financing options for the implementation of the SC SWP.

Ultimately the SC SWP aims to protect and restore both groundwater quality and the coastal ecosystems of Suffolk County by implementing a County-wide wastewater plan targeting the reduction of nitrogen loading from wastewater sources by using a combination of sewerage, cluster/decentralized wastewater treatment, and 1/A OWTS.

4.0 Generic Environmental Impact Statement Outline

The Draft GEIS will evaluate the potential broad environmental issues resulting from implementation of the recommendations provided in the SC SWP. The GEIS will include discussions of the long-term environmental benefits, economic costs and benefits, and short-term construction-related impacts associated with implementing the SC SWP recommendations. Site/parcel specific impacts such as change in individual lot development potential, zoning restrictions and demands on utility services will not be included in the GEIS as they are considered to be “site specific” and would be subject to supplemental SEQRAR review.
The sections that will be included in the GEIS as specified in 6 NYCRR Part 617.10 are outlined below. The list of relevant environmental areas that may be impacted by the implementation of the proposed action are those identified as potential project impacts in Part 2 of the Full Environmental Assessment Form.

1.0 Executive Summary - The Executive Summary will provide a succinct summary of the GEIS including the project description, major findings of the environmental analysis, mitigation recommendations, and topics requiring further site-specific study and assessment prior to implementation.

2.0 Description of the Proposed Action, Purpose and Need - The Description of the Proposed Action, Purpose and Need will provide a concise description of the SC SWP including the County’s proposed wastewater management strategy for the reduction of nitrogen loading from wastewater and associated changes to Suffolk County’s Sanitary Code including its purpose, public need and benefits, as well as social and economic considerations.

3.0 Existing Environmental Setting - The baseline environmental setting of the County will be described. The most current readily available data sources will be used. Characterization of priority subwatersheds and groundwater quality will be based on the data collected and compiled in the SC SWP. Existing data sources to provide information on the environmental setting may include:

- US Census Data and Suffolk County Planning Department reports
- Town/Village Land Use maps and Zoning maps
- County/Town/Village comprehensive plans and planning documents
- Natural Resource Conservation Service Web Soil Survey
- USGS Maps and available topographic surveys
- Suffolk County Groundwater Model mappings
- NYSDEC Natural Heritage Program consultation
- NYSDEC Wetland Maps & National Wetland Inventory Maps (online)
- NYSDEC Sea Level Rise Projections (online and reflected in proposed regulation 6NYCRR Part 490)
- USFWS Information, Planning, and Conservation System (online)
- NYSDEC 303(d) list and related Total Maximum Daily Load (TMDL) documentation
- FEMA floodplain mapping (online)
- State and National Registers of Historic Places (online)
- NYS OPRHP database (online)
- Long Island Regional Economic Development Council’s Economic Development Plan for the Long Island Region
- Suffolk County Department of Health Services (SCDHS) databases
- Aerial imagery
- Long Island Commission on Aquifer Protection
- Suffolk County Water Authority information, data, forecasts, etc. (SCWA data, etc.)

- Relevant data from non-profits and institutions such as nitrogen load model and studies of nitrogen impacts on wetlands and seagrass
The existing data will be used to described the following features within the County:

- **Physical Environment**
  - Land Use
  - Groundwater (including potable water supply) and Surface Water
  - Natural Environment (threatened and endangered species, critical habitat, wetlands, floodplains)
  - Historic and Archeological Resources

- **Social Environment**
  - Noise/Odor
  - Human Health (Contaminant Exposure/Hazardous Materials)
  - Consistency with Community Plans and Character

### 4.0 Potential Impacts of Proposed Action

A statement and evaluation of potential significant adverse environmental impacts and the reasonable likelihood of their occurrence due to the proposed action will be included in this section of the GEIS. Based on a preliminary review of the proposed action, it is anticipated that implementation of the SC SWP and required County Sanitary Code changes could result in potential impacts to the following environmental parameters:

- Land Use, Community Plans & Character

The proposed action is an early action item that is consistent with the goals and objectives of LINAP. The proposed action will be assessed as to its consistency with the following regional and county water protection programs.

- Long Island Pine Barrens Protection Act
- Central Pine Barrens Comprehensive Land Use Plan
- Special Groundwater Protection Area Plan
- Long Island Sound Study
- Peconic Estuary Program
- South Shore Estuary Reserve
- Suffolk County Comprehensive Master Plan 2035 - Framework for the Future
- Suffolk County Comprehensive Water Resources Management Plan

There is no new development associated with this action, however, the implementation of this action may affect new development, zoning, and existing land uses. These site-specific changes would be subject to supplemental SEQRA environmental review(s).

- Groundwater and Surface Water

The purpose of the proposed action is to reduce nitrogen loading from onsite wastewater sources and thereby improve groundwater and surface water quality. This section will summarize the anticipated reductions in nitrogen loading to groundwater and to surface water bodies receiving groundwater baseflow as reported in the SC SWP. Potential
groundwater impacts (e.g., reduction in nitrogen concentrations in the aquifer at public supply wells) will be assessed based on existing data and the analyses presented in the SC SWP. The potential benefits resulting from implementation of the SC SWP and revision to the Sanitary Code, such as reduced nitrate loading, will be presented. While the evaluation will focus upon nitrogen reduction, the potential presence/reduction of other wastewater constituents such as pharmaceuticals and personal care products (PPCPs) will also be acknowledged.

Surface water impacts will include potential impacts from changes to groundwater baseflow and nitrogen loading. The wetlands, streams, and other waterbodies located throughout Suffolk County will be listed in the GEIS. The potential impact associated with the implementation of the proposed action on these natural resources will be qualitatively evaluated. An evaluation of the potential impacts of wastewater management on groundwater levels and stream baseflows will be completed for two alternatives (e.g., the recommended wastewater management alternative and a hypothetical County-wide alternative providing sanitary sewers to all currently developed parcels) using the existing groundwater model. Potential salt water intrusion as a result of proposed sanitary sewer projects will be qualitatively evaluated. Detailed evaluations of potential impacts on individual ecological communities and specific mitigation measures will not be addressed in the SC SWP DGEIS but may be required in future project-specific D/FEISs.

The need to consider the impact of projected increases in sea level elevation with respect to development along the coast will be noted.

• Natural Environment

Because the implementation of treatment options may result in the removal or disturbance of vegetation and/or habitat, and habitat for threatened or endangered species exists throughout the County, the potential for impact to threatened and endangered species and critical habitat as well as significant natural communities and critical habitat within Suffolk County will be identified based on available data using online resources such as the NYSDEC Environmental Resource Mapper and US Fish and Wildlife Service Information, Planning, and Conservation System (USFWS iPaC).

Floodplains or areas designated as 100-year and 500-year floodplain will be assessed for potential impact resulting from the SC SWP and associated code changes adopted as part of the proposed action. Reported results of the Sea, Lake and Overland Surges from Hurricanes (SLOSH) model from the National Hurricane Center may also be consulted to assess the potential for operational impacts during hurricanes.

• Historic and Archaeological Resources

Because construction of treatment systems would disturb soils, and become archaeological and historic resources are located throughout Suffolk County, the GEIS will contain a desktop assessment of potential impacts on historic and archaeological resources. Potential for impact will be assessed based on known resources. National Natural Landmarks such as the Orient State Park and Montauk State Park, historic districts and historical buildings and
archaeological resources are located within Suffolk County. This section will note potential impacts to historic and archaeological resources, however specific assessments as may be required by NYS Office of Parks, Recreation and Historic Preservation for implementation of a specific component of the SC SWP will be subject to supplemental SEQRA review(s).

- Noise/Odors

Noise associated with operation of wastewater treatment systems will be identified. Wastewater treatment has been associated with the potential to emit odors that could be noticeable off site. Potential odors resulting from implementation of the recommended wastewater management alternative will be addressed generally. While no noise or odor data collection or studies will be conducted as part of this GEIS, noise and odor data available to characterize operating Appendix A, I/A OWTS or STPs available from Suffolk County or the Towns will be included.

- Human Health (Contaminant Exposure/Hazardous Materials)

Because of the breadth of the SC SWP, areas that may have been the subject of a remedial action or adjacent areas could be included. The GEIS will acknowledge that the County encompasses areas where contamination spills and remediation have previously occurred. Information from the USEPA Human Health Impact Assessment will be incorporated into the assessment. New development is not part of the proposed action and an assessment of potential impacts would be subject to supplemental SEQRA review.

- Environmental Justice Assessment

The potential for the proposed action to impact people or communities unequally due to race, color, national origin, or income will be evaluated. The benefits will also be summarized. The potential impact to Environmental Justice areas within the County will be incorporated into the economic assessment to implement the recommended wastewater management strategy.

5.0 Short-term or Construction Impacts - Construction-related impacts will be described in general in this section. Typical impacts related to construction that are identified in the EAF Part 2 include temporary impacts to:

- **Land**, which may include excavation, vegetation removal, erosion/sediment control

- **Surface Water**, which may include new or expansion of treatment facilities

- **Natural Environment**, as ground disturbance would be required

- **Historic/Archeological Resources**, as ground disturbance would be required

- **Noise**, as construction equipment may produce sound levels above local code established limits

- **Human Health** (Contaminant Exposure/Hazardous Materials), as construction may take place on parcels adjacent to land under remediation. No risk assessment will be
included within the GEIS. However, a summary of potential human health benefits
associated with nitrogen reduction in groundwater and surface water will be included.

Although no parcel-specific analyses will be completed, the potential need for modification to
existing buildings and plumbing to facilitate installation of a new I/A OWTS or connection to an STP
will be identified. Site-specific construction related impacts will be evaluated against the SEQRA
triggers and may therefore be the subject of subsequent reviews under SEQRA.

6.0 Cumulative Impacts – A general overview of the cumulative impacts of SC SWP
implementation on the environment, natural resources and cultural environment will be provided.
This will include;

- Water export/impact to water supply
- Potential for growth inducement within the County
- Energy Demand (Greenhouse Gas impact)

Site-specific and/or municipality specific growth options will be subject to supplemental SEQRA
review.

7.0 Unavoidable Adverse Impacts - This section will summarize those impacts that cannot be
avoided or adequately mitigated if the SC SWP strategies and Sanitary Code changes are
implemented.

8.0 Irreversible and Irretrievable Commitments of Resources - This section will discuss those
nonrenewable natural resources that will be used in the implementation of the SC SWP. Trade-offs
between short-term losses and long-term benefits will be addressed qualitatively in this section.

9.0 Mitigative Measures - Where significant project related impacts are identified based on the
analysis conducted in the draft GEIS, measures to mitigate these potential impacts to the extent
practicable will be suggested. This will include potential short-term construction as well as long-
term operational impacts. For example, measures to reduce the potential for soil erosion during
construction and traffic control measures (signage, flag persons, etc.) to avoid impacts on motorists
and emergency vehicles will be identified. Potential operational mitigation measures would include
I/A OWTS designs that incorporates good engineering practices and maintenance contracts and use
of the RME to oversee design, construction, and operation of I/A OWTS. Those impacts that cannot
be mitigated will be reviewed under “Unavoidable Adverse Impacts.”

Site specific mitigation measures will be the subject of supplemental SEQRA review.

10.0 Alternatives Analysis - This section of the GEIS will include a description and evaluation of
reasonable alternatives to the proposed action that consider the goals and objectives of the County.
The following alternatives will be evaluated in the Draft GEIS:

- No Action Alternative: Continued use of septic systems and the patchwork of wastewater
collection and treatment systems that currently exist within the County

- County-wide centralized wastewater collection and treatment systems (expansion of existing
sewer districts and/or establishment of new sewer districts) to treat wastewater from
existing developed parcels
- Limiting nitrogen loading by increasing minimum lot sizes county-wide.
- County purchase of 'priority areas' through the use of Open Space funding
- Dual plumbing/dual water systems

11.0 Transfer of Development Rights (TDRs) - The County's use of TDRs if included as an implementation strategy in the SC SWP will be discussed in general terms. Specific TDR Programs would be the subject of supplemental SEQRA review.

12.0 Project/Site-Specific D/FEIS Requirements - There is no new development associated with the proposed action, however, the implementation of the proposed action may affect future development potential, demand for utilities, and existing land uses. Potential impacts to the natural or physical environment as well as utilities and community services due to site specific projects will be addressed by subsequent SEQRA review. This section will provide a description of specific conditions or criteria under which a future action or actions that would require additional review under SEQRA. Example thresholds or criteria that would trigger supplemental or site-specific EISs to address site specific or municipality specific actions will be provided.

List of References

Glossary of Terms

Technical Appendices:
- SEQRA documentation including Positive Declaration and Final Scoping Document
- Subwatershed Wastewater Plan, to be incorporated by reference
- Subwatershed Wastewater Plan Project Task Reports

5.0 SEQR Next Steps
Preparation of the GEIS will begin, based upon the outline of the content and evaluations identified in this Final Scoping Document.

6.0 Public Comments Received
Both verbal comments and written comments on the Draft Scoping Document were received. Transcripts of the public scoping meetings are included in this document as Appendix A. Written comments that were received by December 13, 2016 are included in this document as Attachment B.

Written comments were received from the following interested parties:
- Friends of Georgica Pond, December 2, 2016
- Peconic Baykeeper, December 12, 2016
- The Nature Conservancy, December 12, 2016
6.1 Comments on the Suffolk County Subwatersheds Wastewater Plan (SC SWP) Scope

A number of public comments identified topics that will be evaluated in the Suffolk County Subwatersheds Wastewater Plan (SC SWP). As such, they will become part of the Proposed Action. The SC SWP will be included in the GEIS as an Appendix.

The following public comments will be incorporated into the scope of the GEIS in this manner:

Central Pine Barrens 1(b): Please explain the methodology used to “evaluate surface water sensitivity” and define the term “sensitivity” as it is used.

Central Pine Barrens 1(c): Please explain the methodology to be used in the plan to “evaluate nitrogen loading to groundwater and surface water.” For example, will the plan examine the existing and build out development potential of all communities in the County to evaluate the expected nitrogen loading to groundwater and surface water resources? What benchmark will be used to determine maximum nitrogen loading to water resources and what are the acceptable limits?

Central Pine Barrens 1(d): Please elaborate on how and for whom the costs and benefits of wastewater management alternatives will be evaluated. Will the analysis of benefits be in regard to those that accrue to property owners, Towns and developers or benefits to that accrue to ecological and water resources or a combination thereof?

Central Pine Barrens 2(a): Please identify the timeframe for and the triggers that will require installation of an alternative treatment system and modifications to a property such as when new construction is proposed or in application to build an expansion of 50% or more of a structure. Please also identify the application phase(s) when it will be required, such as site plan review, subdivision review, Zoning Board of Appeals variance application, building permit phase, etc.

Central Pine Barrens 2(b): The installation of a new treatment system may require other potentially significant modifications to a property, other than the replacement of one system with another, including, but not limited to, plumbing and waste line realignment, rerouting and installation; shoring up structures; site disturbance; potential clearing on a property encumbered by covenants or easements and alterations to existing structures and property. Costs to a property owner may be a limiting factor. Therefore, please identify funding mechanisms and compliance and enforcement staffing, fees, and fines to implement the plan (Note: A range of costs will be provided in the SC SWP along with an estimate of staffing. Please see Section 6.2.2.)
Central Pine Barrens 3(c): Please explain how the goals and objective of the plan are met if new or expanded STPs are not designed and constructed.

Central Pine Barrens 5(a) “Groundwater and Surface Water” Bullet 1: This section discusses improving groundwater and surface water quality. Please identify how improvement will be measured and what standard or standards will be applied to measure improvements including, but not limited to, drinking water quality standards, ecological standards, recreational activity standards, etc. Are public water suppliers involved in the project to measure potential “improvement”, if applicable, to drinking water supplies?

Central Pine Barrens 5(a) “Groundwater and Surface Water” Bullet 3: This section indicates the presence/reduction of other wastewater constituents such as pharmaceuticals and personal care products (PPCPs) will also be acknowledged. Please identify how PPCPs will be remedied and will new systems provide a remedy and to what extent, if any?

Central Pine Barrens 5(a)” Groundwater and Surface Water” Bullet 4: The scope states “surface water impacts will include potential impacts from changes to “groundwater baseflow.” Please identify or define “groundwater baseflow” and how it is impacted/ altered.

Central Pine Barrens 5 (a) “Plants and Animals” Bullet 1: Please identify proximity and disturbance to wetlands and travel time.

Central Pine Barrens 5(a) “Economics” Bullet 2: This section should describe in further detail the proposed “Water Quality District,” what it is, who is in it, where it is, how it will be funded, and compliance and enforcement procedures to be established in a Water Quality District

Central Pine Barrens 5 (c) (i) Alternatives: “... Please clarify that although separate public and private entities may own and manage facilities in the County, the SCDHS is the regulatory authority responsible for implementing the Sanitary Code for approval and compliance of facilities ....”

Central Pine Barrens 5 (c) (III) Alternatives: Prior to implementing requirements for 360,000 properties to comply with new regulations, please consider a short-term alternative for voluntary participation or potentially new development including new residential subdivisions and commercial and industrial site plans.

Central Pine Barrens 5 (c) (v): In the potential alternative for the County to acquire land through open space funding in the defined “priority area” please consider referring to recent amendments to the Community Preservation Fund (CPF) that allow a percentage of funds to be used toward water quality improvement initiatives. Clarify if funds in the CPF would be available for use in this project. In addition, please consider a recommendation to or alternative for municipalities, including Towns and Villages in the County where a CPF does not exist, to explore and consider establishing a CPF to manage the acquisition of priority areas. This may provide a revenue source to acquire land in priority areas and minimize financial impacts to residents in priority areas.

The Nature Conservancy, Proposed Action, Section 2 Grandfathering, seventh paragraph:
Finally, the use of shallow, narrow drainfields should be included, in place of cesspits. (Note: Use of shallow, narrow drainfields will be an alternative evaluated in the SC SWP, which will be included in the GEIS as an Appendix).
The Nature Conservancy, Advanced Wastewater Treatment Pilot Areas, Section 6: In this section, we recommend adding other somewhat novel approaches to nitrogen reduction, including but not limited to, water re-use, resource recovery from wastewater (e.g., efforts to use macro-algae as fertilizer), urine-diversion and composting toilets, botanical treatment projects, wetland restoration, and buffers along water bodies, especially at agricultural sites.

The Nature Conservancy, Potential Impacts of Proposed Action, Fifth bullet: "Economics" is outlined in unjustifiably narrow terms. Water quality undergirds Long Island’s economy in many respects: some 40% of the island’s businesses are considered water-dependent—either freshwater or surface waters. Real estate values are influenced by water quality. That means property tax revenues depend on water quality, as does the multi-billion-dollar tourist industry of Long Island. If water quality deteriorates further, all of these economic indices will suffer. Accordingly, the costs of not acting to reduce nitrogen to necessary levels must be considered in addition to the "potential economic benefits" of improved water quality. (Note: Economic benefits associated with installation, maintenance and monitoring of the new I/A OWTS will also be identified in the SWP based upon literature reported estimates. The Economy sector of the USEPA 3VS model will estimate how changes in the water quality of coastal embayments will affect water-dependent elements of the local economy, including tourism and recreational and commercial fishing. Information from the USEPA Suffolk County 3VS model will be incorporated to the extent that it is available within the project timeframe. Likewise, information regarding the potential cost/benefit to the septic industry and potential cost/benefit to property values in Suffolk County will be referenced from available resources being produced through Stony Brook University, to the extent that they are available within the project timeframe.

Kevin McDonald, The Nature Conservancy, December 1st, verbal comment, page 43 of transcript: "...Getting those targets with a measure of safety..."

Kevin McAllister, Defend H2O, December 1st, verbal comment, page 51 of transcript: "At below 10 mg/L I think we need to flesh out the commercial vs residential input."

Kevin McAllister, Defend H2O, December 1st, verbal comment, page 52 of transcript: "The science has to be de-coupled from the cost benefit analysis...define the loading and the various scenarios, the various remedies. Put aside the cost benefit and then ultimately bring that in obviously..."

Kevin McAllister, Defend H2O, December 1st, verbal comment, page 53 of transcript: "...Triggers for the upgrades; mandates, time of property transfer.... And I think it should go a step further actually identifying what the reductions would be based on what the reasonable timeframes are. We probably have an idea of what the property transfer is.... What is that in Suffolk County and how quickly do we...achieve the goals in nitrogen reduction?"

Kevin McAllister, Defend H2O, December 1st, verbal comment, page 54 of transcript: "This may be an omission, perhaps not, sea level rise and coastal inundation. That has to be factored into the analysis..."

Kevin McAllister, Defend H2O, December 1st, verbal comment, pages 54-55 of transcript: "What are the build-out scenarios?....here's our reduction...what does that mean for ultimate build out for potential increased density?"
Barbara Blass, December 1st, verbal comment, page 56 of transcript: "... Each of the five east end towns has a loose plan where they have identified priority areas and projects which would be eligible to receive monies through the CPF. And I'm just wondering how they are going to interface with your priority areas and just a general understanding of how it's going to work together." (Note: Suffolk County is making efforts to coordinate the SC SWP with Town CPF programs.)

Friends of Georgica Pond, Our preliminary thinking is that we want to advocate for voluntary upgrade of septic systems (+/- 75) around the pond in the coming year and the look for partnerships with the Town CPF and County within critical areas of the watershed, especially the commercial district of Wainscott. (Note: Suffolk County will continue to coordinate with the Friends of Georgica Pond to identify opportunities for aligning efforts; any projects that are aligned with the SC SWP objectives that are identified during SC SWP development will be included.)

6.2 Issues Identified during Scoping that Have Not Been Incorporated into the Final Scope

Not all of the comments that were received on the Draft Scoping Document can be fully addressed within the Scope of this GEIS, for a variety of reasons. Some identify issues that are not within the control of the project sponsor (e.g., future growth and development), and some will be more appropriately considered by a D/FEIS for a specific project. The comments that have not been incorporated into the final scope of the GEIS are identified in the following pages.

6.2.1 Comments that Would Best be Addressed in a Project-Specific D/FEIS or Supplemental GEIS

Central Pine Barrens 1(a): What impact, if any, will the Plan have on the Pine Barrens Credit (PBC) program, specifically the standards allowing redemption of PBCs to increase sanitary flow in a typical septic system?

Central Pine Barrens 3(a): Although this section states "New STPs and/or expansion of existing STPs will be completed ... it is not clear how facilities will be funded and where they will be sited. It is worth noting in the Central Pine Barrens Comprehensive Land Use Plan, Standard 5.3.3.1.2, Sewage treatment plant discharge states, "Where deemed practical by the County or State, sewage treatment plant discharge shall be outside and downgradient of the Central Pine Barrens. Denitrification systems that are approved by the New York State Department of Environmental Conservation of the Suffolk County Department of Health Services may be used in lieu of a sewage treatment plant." It would be helpful to review preliminary plans or assessments of potential new sewage treatment plants (STPs) or upgrades, if any, that are proposed to occur in the Central Pine Barrens region.

Central Pine Barrens 5 (c) (ii): The scope should identify alternatives and existing conditions and processes that may not be capturing opportunities for improvements and identify potential modifications in practices or review processes that could occur to improve environmental conditions. Will the plan make recommendations to other involved agencies regarding zoning or changes to development standards that may improve conditions? Will the plan recommend changes that would require the retirement of Development Rights or Pine Barrens Credits or land preservation in instances of nonconforming subdivision or increases in land use density or intensity to offset potential environmental impacts?
Kevin McAllister, Defend H2O, December 1st, verbal comment, page 53 of transcript:
“Grandfathering ... ultimately the goal has to be to eliminate grandfathering ...” (Note: Suffolk County is currently evaluating changes to Article 5 and 6 to address grandfathering. Changes that fall outside of the project timeframe would be subject to supplemental GEIS.)

6.2.2 Comments That Are Beyond the Scope of the SC SWP/GEIS

Town of Brookhaven, Comment 1. On page 2, Section 2.0, #1 Recommended Wastewater Management Strategy an additional point should be added that states: “Identify surface water numeric nutrient standard for nitrogen”. The NYSDEC has this authority, and is in the process of developing numeric nutrient standards for New York surface waters.

Town of Brookhaven Comment 2. On page 2, Section 2.0 #1 There is a list indicating activities that will prompt wastewater treatment upgrades. Consider adding a category of “Illegal Rental Properties”. These properties often house a disproportionately large number of people and so may have substantially higher nitrogen loading than similarly sized non-rental properties. There may be an opportunity to work with the Towns to require installation of I/A systems at these properties as part of legal settlements.

Kevin McDonald, TNC, December 1st; verbal comment, page 42-43, transcript: “... ask them where they want to have growth centers and tell everybody up front ...”

Central Pine Barrens 1(e): The scope of the plan’s consideration of activities that will prompt wastewater treatment upgrades under various scenarios should include financial and other costs incurred by property owners, including the expenditure of time when properties are sold and purchased by new owners. The potential costs that will be passed onto new owners or included in sales should be assessed. A timeframe for compliance and enforcement provisions should be provided.

Central Pine Barrens 2(b): The installation of a new treatment system may require other potentially significant modifications to a property, other than the replacement of one system with another, including but not limited to, plumbing and waste line realignment, rerouting and installation; shoring up structures; site disturbance; potential clearing on a property encumbered by covenants or easements and alterations to existing structures and property. Costs to a property owner may be a limiting factor. Therefore, please identify funding mechanisms and compliance and enforcement staffing, fees, and fines to implement the plan. (Note: Please see Section 6.1 as much of this comment will be addressed in the SC SWP. Fees and Fines will not be determined in the SC SWP or GEIS.)

Central Pine Barrens 5 (c) (iv): An alternative that requires retirement of a development right, flow credit, or Pine Barrens Credit, in cases of substandard subdivisions, increases in density or land use intensity, should be considered prior to implementing regulations that require alternative treatment systems. (Note: The intent of this comment as it relates to the scope of the GEIS is not clear)

The Nature Conservancy: Proposed Action: A project should be considered “proposed” if it has been seriously discussed, including for example, the proposed expansion of the Oakdale STP and Greenport STP. (Note: STP projects that are proposed for incorporation into the SC WP do not
necessarily include “all” STP studies that have been proposed or discussed historically. As an early action LI NAP element intended to build upon readily available data, the SC SWP will only consider STPs that have existing sufficient information that can be used for the SC SWP (for example, existing feasibility studies). Note also that as identified in the Scoping Document, all STP projects will be subject to individual SEQRA review.)

The Nature Conservancy, Proposed Action, Grandfathering, Paragraph 6: Regarding the phrase “failed denitrification system sites” requires elaboration in the bullet point “Grandfathered Other Than Single Family Residential sites including grandfathered SPDES and failed denitrification system sites.” The GEIS should say where these sites are and how they have been measured. (Note: Suffolk County is evaluating options for scanning existing Office of Wastewater Management records and indexing them to individual parcels. If this project comes to fruition the identification of grandfathered SPDES and failed denitrification system sites would be evaluated during the scanning and indexing process.)

The Nature Conservancy – Existing Environmental Setting, Physical Environment: – Add to bullet points: Sediment characteristics. (Note: Sediment characteristics was not identified as a potential area of impact during EAF preparation).

The Nature Conservancy – Alternatives Analysis: As referenced in our introductory paragraph, the “no action alternative” does not really exist. It implies that if the County does not act, no one else will and that is simply incorrect. The County has already approved Section 19 of the sanitary code and has authorized new I/A technology, such that towns may require use of these systems, and individuals may install them voluntarily. Further, the Long Island Nitrogen Action Plan will propose certain actions, if not require them, and the same can be said with the Long Island Sound and Peconic Estuary TMDLs.

And additional TMDLs may be created in Suffolk County related to nitrogen on the basis of the State’s compliance with the federal Clean Water Act. Accordingly, “no action” is not really possible. The “no action” alternative here is no action of the sort proposed, or no additional action at this time, but what exactly does that mean? No subwatersheds delineated, no goals set, no amendment to Articles 5 and 6, no attempts at uniform implementation, etc.—or the undertaking of these tasks by other entities? The absence of active County involvement while others act is a separate alternative that must be addressed in the GEIS. (Note: SEQRA requires consideration of the No Action alternative. The No Action alternative will, however, recognize the potential roles of other stakeholders.)

Comments Under Review by County Attorney

Peconic Baykeeper: SEQRA mandates that a lead agency identify the relevant areas of environmental concern, take a “hard look” at any potential impacts and provide a reasoned elaboration for its conclusions. In the process, the lead agency is obligated to consider a variety of potential impacts including short-term, long-term, primary, secondary and cumulative impacts. Cumulative impacts include any potential impacts associated with “reasonably related” actions. In this case, there are a host of reasonably related actions that should be considered in conjunction with the GEIS for the subwatersheds wastewater plan. In addition to the County’s water resources management plan, this should include as a minimum the following:
Reclaim Our Waters Initiative - The Subwatersheds Study was described as a "sub-component" of the County Executive's Reclaim Our Waters Initiative. As such, the potential impacts assessed in the GEIS should include all reasonably related actions contained within the broader policy document referred to as the Reclaim Our Waters Initiative.

Comprehensive Water Resources Management Plan - The County has recently released a "Comprehensive Water Resources Management Plan" which has served as the foundation for initiatives like the Subwatersheds study. However, the Water Resources Management Plan has never been adopted by the County, nor have the potential environmental impacts of its recommendations been reviewed under the State Environmental Quality Review Act (SEQRA). Resource management plans are defined as Type I Actions under SEQRA. As such, if the County's water resources management plan is to be used to support amendments to the sanitary code or studies such as the subwatersheds wastewater plan, it should be analyzed under SEQRA in conjunction with the subwatersheds study.

The Sanitary Code - Recent and ongoing updates to the Suffolk County Sanitary Code are a direct result of the information prepared and analyzed as a part of the comprehensive water resources management plan. Segmentation is inconsistent with SEQRA and the division of reasonably related actions like the update of the sanitary code, the release of the water resources management plan and the subwatersheds wastewater plan represents an impermissible segmentation of these reasonably related actions.

Sewer Capacity Study - The County has previously prepared a sewer capacity study that analyzed the expansion of existing sewage treatment plants and the potential development of new systems. Sewer capacity and the permitting of innovative alternative on-site wastewater systems are also reasonably related actions to the subwatersheds study. Accordingly, the impacts of these plans should be considered in conjunction with the subwatersheds study.

County Comprehensive Plan - The County recently adopted a new comprehensive plan. Land use plans are Type I Actions under SEQRA. Despite this fact, the County deemed the adoption of the plan a Type II Action. Since resource management is a necessary component of a properly prepared comprehensive plan, the recently released water resources management plan should be considered a component of the County's Comprehensive Plan. The potential environmental impacts of the comprehensive plan should be considered in conjunction with the GEIS for the subwatersheds study.

County Regional Transportation and Development Plan - The County recently released a "Regional Transportation and Development Plan" which details infrastructure needs and potential economic development opportunities. This study, the comprehensive plan, the updates to the sanitary code and the sewer capacity study are all reasonably related actions under SEQRA. Accordingly, all associated potential impacts including cumulative impacts, should be considered at this time.

Bergen Point Expansion - The County recently approved a 10 million gallon per day expansion of the Bergen Point STP. In addition, the County is currently considering a 7-mile main extension from the Bergen Point Plant to the project known as the Ronkonkoma Hub. This project also includes a second main for the connection of both existing and proposed development along Veterans Memorial Highway. These are also reasonably related actions under SEQRA, the cumulative impact
of which has never been assessed. Accordingly, the GEIS for the subwatersheds study should incorporate these actions as well.

In summary, the County is in the process of expanding sewerage, implementing innovative on-site wastewater systems and updating the sanitary code. All of these reasonably related actions will impact water resources throughout the County. The County has an obligation to assess the cumulative impact of these reasonably related actions and development-related impacts resulting from increased wastewater capacity. To date, it has failed to do so. The subwatersheds wastewater plan represents an opportunity to secure compliance with SEQRA. We recommend that the scope of the GEIS be expanded to consider the full range of potential environmental impacts consistent with SEQRA.
Town of
Brookhaven
Long Island

Edward P. Romaine, Supervisor

Ken Zegel, PE, Associate Public Health Engineer
Suffolk County Department of Health Services
Office of Ecology
360 Yaphank Avenue, Suite 2B
Yaphank, NY 11980
Ken.zegel@suffolkcountyny.gov

December 13, 2016

Dear Mr. Zegel:

I commend the County on moving ahead with the Suffolk County Subwatersheds Wastewater Plan. The Town agrees with the approach to SEQRA compliance of the completion of a Generic Environmental Impact Statement. Below please find comments on the Draft Scoping Document for the Generic Environmental Impact Statement being completed for the Suffolk County Subwatersheds Wastewater Plan.

Comment 1. On page 2, Section 2.0, #1 Recommended Wastewater Management Strategy an additional point should be added that states: “identify surface water numeric nutrient standard for nitrogen”. Numeric nutrient standards for surface waters vary depending on a variety of factors (freshwater, salt water, nutrient poor ecosystem). The NYSDEC is in the process of developing numeric nutrient standards for New York surface waters.

Comment 2. On page 2, Section 2.0 #1 There is a list indicating activities that will prompt wastewater treatment upgrades. Consider adding a category of "Illegal Rental Properties". These properties often house a disproportionately large number of people and so may have substantially higher nitrogen loading than similarly sized non-rental properties. There may be an opportunity to work with the Towns to require installation of I/A systems at these properties as part of legal settlements.

Comment 3. On page 5, Section 3.0 Purpose and Need – Consider adding a sentence noting that reducing nitrogen loading is necessary to enhance coastal resiliency including storm and flood protection offered by marshes.

Comment 4. On page 6, Section 4.0, #3 Existing Environmental Setting – consider adding official New York State projections for sea level rise to the list of data sources to be consulted.
Comment 5. On page 7, Section 4.0, #4 – Consider adding Long Island Regional Economic Development Council's Strategic Economic Development Plan for the Long Island Region to the list. In general this document makes a strong case for Long Island's economy being directly tied to maintaining high water quality.

Comment 6. Page 8, Section 4.0 Item Plants and Animals – the potential for water tables to be affected by sewerage should be identified. Data from Nassau County should be used to identify potential impacts to ecological communities from sewerage. In addition the potential for salt water intrusion to the aquifer should be examined.

Sincerely,

Anthony Graves  
Chief Environmental Analyst

Edward P. Romaine  
Supervisor

Planning, Environment and Land Management  
Tullio Bertoll, AICP, Commissioner  
Brenda Prusinowski, AICP, Chief Deputy Commissioner  
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December 13, 2016

Ken Zegel, PE, Associate Public Health Engineer
Suffolk County Department of Health Services
Office of Ecology
360 Yaphank Avenue, Suite 2B
Yaphank, NY 11980

Re: Draft Scope for the Draft Generic Environmental Impact Statement for the Suffolk County Subwatersheds Wastewater Plan

Dear Mr. Zegel:

On November 14, 2016, the Central Pine Barrens Commission office received an email notification of the public hearings scheduled to receive comments on the Draft Scoping Document for the preparation of a Draft Generic Environmental Impact Statement (DGEIS) for the County’s Subwatersheds Wastewater Plan.

Comments are offered on the Draft Scoping document dated November 2016 as they relate to the goals and objectives of the Central Pine Barrens Comprehensive Land Use Plan and Environmental Conservation Law Article 57.


(a) What impact, if any, will the Plan have on the Pine Barrens Credit (PBC) program, specifically the standards allowing the redemption of PBCs to increase sanitary flow treated in a typical septic system?

(b) Please explain the methodology used to “evaluate surface water sensitivity,” and define the term “sensitivity” as it is used.

(c) Please explain the methodology to be used in the plan to “evaluate nitrogen loading to groundwater and surface water.” For example, will the plan examine the existing and build out development potential of all communities in the County to evaluate the expected nitrogen loading to groundwater and surface water resources? What benchmark will be used to determine maximum nitrogen loading to water resources and what are the acceptable limits?

(d) Please elaborate on how and for whom the costs and benefits of wastewater management alternatives will be evaluated. Will the analysis of benefits be in regard to those that accrue to property owners, Towns, and developers or benefits to that accrue to ecological and water resources or a combination thereof?

(a) Please identify the timeframe for and the triggers that will require installation of an alternative treatment system and modifications to a property, such as when new construction is proposed or in an application to build an expansion of 50% or more of a structure. Please also identify the application phase(s) when it will be required, such as site plan review, subdivision review, Zoning Board of Appeal variance application, building permit phase, etc.

(b) The installation of a new treatment system may require other potentially significant modifications to a property, other than the replacement of one system with another, including, but not limited to, plumbing and waste line realignment, rerouting and installation; shoring up of structures; site disturbance; potential clearing on a property encumbered by covenants or easements and alterations to existing structures and property. Costs to a property owner may be a limiting factor. Therefore, please identify funding mechanisms and compliance and enforcement staffing, fees, and fines to implement the plan.


(a) Although this section states “New STPs and/or expansion of existing STPs will be completed . . . ,” it is not clear how facilities will be funded and where they will be sited. It is worth noting in the Central Pine Barrens Comprehensive Land Use Plan, Standard 5.3.3.1.2, Sewage treatment plant discharge states, “Where deemed practical by the County or State, sewage treatment plant discharge shall be outside and downgradient of the Central Pine Barrens. Denitrification systems that are approved by the New York State Department of Environmental Conservation or the Suffolk County Department of Health Services may be used in lieu of a sewage treatment plant.” It would be helpful to review preliminary plans or assessments of potential new sewage treatment plants (STPs) or upgrades, if any, that are proposed to occur in the Central Pine Barrens region.

(b) Please examine the feasibility of and cost to develop a STP to connect existing properties without increases in land use density or intensity. If new or expanded STPs were developed with capacity to support increases in development beyond current zoning and health department standards and limitations it would defeat the purpose and goal of reducing nitrogen loading in water resources.

(c) Please explain how the goals and objectives of the plan are met if new or expanded STPs are not designed and constructed.
4. Part 3.0 Purpose and Need.

Please identify the Long Island Commission on Aquifer Protection (LICAP) as another recent initiative to review and assess groundwater quality and quantity in Long Island including Suffolk County.

5. Part 4.0 Generic Environmental Impact Statement Outline

(a) Subsection 4.0 Potential Impacts of the Proposed Action

Land Use, Community Plans and Character

This section identifies the Long Island Pine Barrens Protection Act. Please add the Central Pine Barrens Comprehensive Land Use Plan to this section as well.

Groundwater and Surface Water

- This section discusses improving groundwater and surface water quality. Please identify how “improvement” will be measured and what standard or standards will be applied to measure improvement including, but not limited to, drinking water quality standards, ecological standards, recreational activity standards, etc. Are public water suppliers involved in the project to measure potential “improvement”, if applicable, to drinking water supplies?

- This section discusses assessing “groundwater impacts.” Please identify the type of impacts to which the plan is referring to and how the impacts will be alleviated or mitigated.

- This section indicates the potential presence/reduction of other wastewater constituents such as pharmaceuticals and personal care products (PPCPs) will also be acknowledged. Please identify how PPCPs will be remediated and will new systems provide a remedy and to what extent, if any?

- The scope states “surface water impacts will include potential impacts from changes to groundwater baseflow.” Please identify or define “groundwater baseflow” and how it is impacted and altered.

Plants and Animals

- Please identify proximity and disturbance to wetlands and travel time.

- How and in what context will ecological habitats and species be analyzed? Will they be impacted by installation, and to what extent? And if not, why study? Or are they studying to monitor how environment will improve after the system installation?
Historic and Archaeological Resources

Please elaborate on the reasoning to include this section. Please identify specific elements or sites, if any, that may be examined and potentially impacted by the plan to give purpose for including this section.

Noise and Odors

Provide information and analysis on the levels of noise and odor from existing facilities to compare with the proposed facilities and indicate if the proposed facilities will improve noise and odor levels, worsen them or result in no change.

Economics

- The scope should refer to the results of the recent Health Impact Assessment (HIA) conducted by the County and the U.S. Environmental Protection Agency to examine various pathways and impacts of potential wastewater treatment and code modifications.

- This section should define in greater detail the proposed “Water Quality District,” what it is, who is in it, where it is, how it will be funded, and compliance and enforcement procedures to be established in a Water Quality District.

(b) Subsection 5. Short-term or Construction Impacts

Please identify impacts that are expected to occur from new installations including redesign costs and assessment, reorientation of dwellings and facilities for pipes and other infrastructure to facilitate new systems and/or to connect to sewage treatment plants where applicable.

(c) Subsection 10.0 Alternatives

1. The No Action Alternative refers to a “patchwork of wastewater collection and treatment systems that currently exist within the County.” The Suffolk County Department of Health Services regulates and approves sanitary wastewater treatment facilities and oversees their construction and installation and conformance to discharge standards. Although privately and publicly owned and operated plants, facilities, and sewer districts exist throughout the County, ultimately, systems are required to conform to State and Federal laws delegated to the County to implement standards and discharge concentrations. Therefore, please clarify that although separate public and private entities may own and manage facilities in the County, the SCDHS is the regulatory authority responsible for implementing the Sanitary Code for approval and compliance of facilities. It may also be the case that the scope may state that recently it has come to light that system designs are being examined to improve conditions, effectiveness, and protection of public health, safety, and environmental resources.
ii. The scope should identify alternatives and existing conditions and processes that may not be capturing opportunities for improvement and identify potential modifications in practices or review processes that could occur to improve environmental conditions. Will the plan make recommendations to other involved agencies regarding zoning or changes to development standards that may improve conditions? Will the plan recommend changes that would require the retirement of Development Rights or Pine Barrens Credits, or land preservation in instances of nonconforming subdivisions or increases in land use density or intensity to offset potential environmental impacts?

iii. Prior to implementing requirements for 360,000 properties to comply with new regulations, please consider a short term alternative for voluntary participation or potentially entire new development including new residential subdivisions and commercial and industrial site plans.

iv. An alternative that requires retirement of a development right, flow credit, or Pine Barrens Credit, in cases of substandard subdivisions, increases in density or land use intensity, should be considered prior to implementing regulations that require alternative treatment systems.

v. In the potential alternative for the County to acquire land through open space funding in the defined “priority area,” please consider referring to recent amendments to the Community Preservation Fund (CPF) that allow a percentage of funds to be used toward water quality improvement initiatives. Clarify if funds in the CPF would be available for use in this project. In addition, please consider a recommendation to or alternative for municipalities, including Towns and Villages in the County where a CPF does not exist, to explore and consider establishing a CPF to manage the acquisition of priority areas. This may provide a revenue source to acquire land in priority areas and minimize financial impacts to residents in priority areas.

(d) Subsection 12.0 Project/Site-Specific D/FEIS Requirements

The DGEIS should develop thresholds for potential impacts that may trigger site specific SEQRA analyses.

Thank you for the opportunity to comment on the Draft Scope. If you have any questions, please do not hesitate to contact me at (631) 218-1192.

Sincerely,

Julie Hargrave
Principal Environmental Planner

cc: John W. Pavacic, Executive Director, CPBIP & Policy Commission
    Judith Jakobsen, Policy and Planning Manager, CPBIP & Policy Commission
    John Milazzo, Counsel to the Commission
December 12, 2016

Ken Zegel, PE, Associate Public Health Engineer
Suffolk County Department of Health Services, Office of Ecology
360 Yaphank Avenue, Suite 2B
Yaphank, NY 11980

Re: Draft Scoping Document, Suffolk County Subwatersheds Wastewater Plan

Dear Ken:

The Draft Scoping Document for the pending Subwatersheds Wastewater Plan GEIS is continued evidence of Suffolk County’s recognition that reduction of nitrogen-loading to groundwater and surface waters is imperative for economic, public health, environmental, and quality of life reasons. The Nature Conservancy applauds the investments that Suffolk County has committed to solving this issue. We appreciate the work that has gone into preparing the Draft Scoping Document. This letter represents The Nature Conservancy’s comments on the draft document; we hope that you will incorporate these comments concerning the draft scoping document. We look forward to continuing our collaborative efforts with Suffolk County as this work continues to progress.

Introduction, Section 1.0

The Draft Scoping Document (DSD) states that “Changes to the County Sanitary Code will enable the Suffolk County Department of Health Services (SCDHS) to implement the wastewater treatment technologies required to achieve the nitrogen reduction goals.”

This should be rephrased. It is important for the County to acknowledge that it alone does not bear either the full responsibility or full ability to “achieve the nitrogen reduction goals” that will be necessary to end the accrue of harmful algae blooms and other water quality problems caused by excess nitrogen.

While action by the County is necessary “to achieve the nitrogen reduction goals,” it will not be sufficient, because 1) the needed reductions are so great that they exceed the reductions that can be achieved through wastewater technology upgrades subject to County jurisdiction (e.g., wastewater reductions by state and federal entities not subject to the County’s jurisdiction; fertilizer reductions by farmers, landowners, contractors, and businesses; water reuse projects; wetland restoration; greater use of buffers; Nassau County and CT actions; etc.); 2) for the County’s proposed technology upgrades to be effective, community and stakeholder input and cooperation will be essential; and 3) whether or not the County creates the proposed Subwatersheds Plan, there will be independent actions taken by other governmental entities such as Suffolk’s ten towns, especially now that five of those towns have an independent source of funding for water quality improvement projects (the Community Preservation Fund), not to mention EPA-driven efforts such as the Long Island Sound and Peconic Estuary TMDLs.
Once again, thank you for the opportunity to provide public comments on these draft reports. Since the days just prior to Sandy the Department of Interior staff from several agencies have done fantastic work in both managing the park during challenging times, as well as compiling a pool of multi-agency monitoring and assessment data that has been critical in this process. We thank you for your efforts and look forward to working with you moving forward.

While we realize that the Scoping Document applies in the first instance to proposed County action, it is important to place this action in the broader context because that context gives distinctive meaning to the alternatives that the GEIS must address. Jumping ahead to that point, while the County may take "no action," other governments and private entities certainly will take action, which is a factual situation that must be taken into account in the GEIS. Key roles the County can play are to inspire and coordinate other actions, make them more efficient, and reduce conflicts among jurisdictions that would present burdens for technology suppliers and maintenance providers, businesses, and homeowners. There is really no such thing as a "no action" alternative. It should more accurately be termed an "action by others without County leadership" alternative.

In sum, the Introduction should recognize that County action is but a part of a comprehensive, multi-level nitrogen reduction effort that will go on in some form whether or not the County creates the proposed Subwatersheds Plan.

Proposed Action, Section 2.0
Recommended Wastewater Management Strategy, Section 1

All of the discussions to date concerning the need for a Subwatersheds Plan have stressed that it is part of a broad strategy to bring about significant and meaningful nitrogen reductions throughout the County, beginning with priority zones. The ultimate goal, however, is for the use of I/A technology including shallow drainfields to be the new norm everywhere in Suffolk County. The DSD and GEIS should make this clear.

While we understand that the main focus is on the three wastewater management alternatives mentioned in this section — "innovative/alternative onsite wastewater treatment systems (I/A OWTS); Clustered/decentralized ("Appendix A") systems; and, Sewage Treatment Plants (STPs), to include only currently proposed projects," we urge a broad construction of the phrase "currently proposed projects." A project should be considered "proposed" if it has been seriously discussed, including, for example, projects such as the proposed expansion of the Oakdale STP and Greenport STP. These projects should not be subject to a separate process if conditions allow them to move forward.

The section lists the following "scenarios":
- Cesspool failure;
- New construction;
- Property transfer;
- Grandfathered residential sites with legacy cesspools;
- Grandfathered residential sites with lot sizes below current Sanitary Code requirements;
- Grandfathered Other Than Single Family Residential sites including grandfathered SPDES and failed denitrification system sites; and,
- Phased upgrades within the tiered priority area boundaries defined in the SWP.

A few of these terms warrant revision and definition.

First, the problem with cesspools is not "failure." Cesspools contribute to nitrogen pollution whether or not they have technically "failed." Numerous scientists, town governments, and county documents have recognized this fact. Conventional septic systems are only marginally better than cesspools when it comes to nitrogen reduction from wastewater inputs. It is important for the County to be a strong voice on this key point, which is often misunderstood by the media and others. We ask that you replace "cesspool failure" with the following two items:
- Homes and businesses with cesspools
- Homes and businesses with conventional septic systems
replacement of “failing” systems. All cesspools and conventional septic systems should be defined as substandard with respect to nitrogen emissions.

Innovative/Onsite Wastewater Treatment Systems, Section 3

We recommend the following changes:

- Replace “will likely be” with “is expected to be” in the following sentence: “The use of I/A OWTS will likely be expanded to Other Than Single Family Residential properties that meet the allowable flow/design limitations of approved technologies.”

- Include discussion of shallow drainfields as a necessary component of I/A systems, with a variance being required in the future for a leaking pool if a site is completely limiting. Once standards are drafted for drainfields, attention can be given to issues such as setbacks.

Clustered/Decentralized Systems, Section 4

As stated above, use of the phrase “grandfathered sites” is too vague and should be clarified. Is the DSD referring to establishments whose flow were previously grandfathered, or to future applicants for grandfathered flow? And, the question whether to require better nitrogen reduction treatment at grandfathered sites (past or future) is a separate matter. Per the 2005 internal memo, the County already has the power to do that.

Advanced Wastewater Treatment Pilot Artes, Section 6

In this section, we recommend adding other somewhat novel approaches to nitrogen reduction, including, but not limited to, water re-use, resource recovery from waste water (e.g. efforts to use macro algae as fertilizer), urine-diversion and composting toilets, botanical treatment projects, wetland restoration, and buffers along water bodies, especially at agricultural sites. There is potential to utilize wastewater for irrigation in a way that both reduces pumping of potable water and adds extra treatment to waste water, thus reducing pollution.

In the bullet points, expand “New York State and Suffolk County owned parks” to “state, county and other municipally owned properties, including parks” because it is not only parks where there is the potential for the County to work with other levels of government, and on properties that are not privately owned. Also, include reference to other taxable districts and uses such as libraries, fire districts, school districts, etc.

Purpose and Need, Section 3.0

There is a strong public health component to the nitrogen-reduction effort given that 1) excess nitrogen is a known direct cause of blue baby syndrome, 2) cyanobacteria caused by excess nitrogen has been documented to cause a variety of human health problems from rashes to respiratory problems to kidney failure to death, and 3) consumption of shellfish affected by toxic algae can lead to sickness and even paralysis, among other health problems. Research is ongoing into linkages between toxic algae, cancer, and muscular degenerative diseases. Accordingly, the Purpose and Need section should include public health. Further, although mentioned at the bottom of page 7 and top of page 8, it is worth highlighting in Section 3.0 that the goal is also to reduce contamination of drinking and surface waters from other constituent of wastewater, such as pathogens, pharmaceuticals, and personal care products.

Generic Environmental Impact Statement Outline, Section 4.0

To the extent that the issues mentioned in this section can be addressed in a general way, they should be. It will help for the public to see that the County has considered a variety of factors, with reference being made to the site-specific issues that would need to be addressed in supplemental SEQRA reviews. The GEIS could do a good service
Grandfathering

We have a number of comments regarding "grandfathering" or non-conforming, preexisting usages. Grandfathering is a fuzzy concept that should be used minimally and with care. People use the word to mean different things, such that clarity is extremely important in the GEIS.

We support the County's proposal to eliminate grandfathering of all kinds and require nitrogen-reducing technology for previously grandfathered properties. We understand that there may be a gradual process of narrowing the scope of grandfathering for commercial properties in the process of getting to complete elimination of this automatic variance from current standards and requirements.

There are different types of grandfathering as set forth in Article 6, section 609(B), and there are further variations when one includes decisions made through the variance process. Residential "grandfathering" differs from commercial "grandfathering" in that most residential "grandfathering" results from a pre-1981 lot. Accordingly, we do not see what is gained by referring to such residences as "grandfathered residential sites with legacy cesspools." Virtually all cesspools in the County are "legacy" in that they are not currently authorized under the County's wastewater standards. Why is the word "legacy" needed or useful here? If the County is concerned that equity should not require replacement of a recently installed cesspool (which would only have been allowed as a replacement-in-kind of an older cesspool), that can be handled with a separate provision.

With respect to commercial grandfathering, it is important to state whether the County is referring to existing commercial establishments operating with flows previously grandfathered, or future applicants for grandfathered flow. The County has elsewhere proposed to narrow and potentially eliminate the grandfathering allowance set forth in Article 6, and it should consider in the GEIS the complete elimination of grandfathering. That, of course, would apply prospectively, not retroactively. However, the use of better technology or a cluster system can be required both prospectively for any newly grandfathered usage, and retroactively for any previously grandfathered establishment. We believe the County's 2005 internal memorandum concerning grandfathering makes this clear, and no new regulations beyond the approvals the County has already authorized would be necessary—though it is certainly prudent to document the requirement and announce the policy clearly.

The phrase "failed denitrification system sites" requires elaboration in the bullet point "Grandfathered Other Than Single Family Residential sites including grandfathered SPDES and failed denitrification system sites." The phrase should be defined. The GEIS should say where these sites are and how they have been measured.

There are other categories that should be included, such as all existing non-residential establishments with cesspools or conventional septic systems, and also the category of large-capacity cesspools which the EPA has considered illegal for over ten years yet remain throughout the County.

Finally, the use of shallow drainfields should be included, in place of cesspits.

Water Quality Protection District and Responsible Management Entity, Section 2

For the reasons stated above, the words "failed" and "legacy" should be removed from the following bullet point:

- Provide a funding mechanism, such as low interest loans or grants, for the replacement of legacy cesspools or failed conventional sanitary systems by LA OWTS;

There is a difference between reactive and proactive upgrades of cesspools and conventional septic systems. A "reactive" approach would tell a homeowner with a "failed" system—either cesspool or septic—that she must install an LA system in its place. A proactive approach will mandate upgrades, perhaps in priority areas at first, but otherwise becoming the norm. A "funding mechanism" is necessary only with respect to the proactive upgrades to the extent that individual homeowners cannot afford the cost of the upgrade. Proactive upgrades are absolutely necessary if there is to be nitrogen reduction at a scale that makes a difference to our groundwater and surface waters—and funding assistance should not be limited to "legacy" cesspools or
by giving a general outline of what is already known, the policy actions that logically respond to the problems, and the issues and specific questions that need to be answered in the supplemental SEQRA processes.

**Existing Environmental Setting**

Add to the first set of bullet points:
- Suffolk County Water Authority information, data, forecasts, etc.
- Relevant data from non-profits and academic institutions, such as nitrogen load models and studies of nitrogen impacts on wetlands and seagrass.

Add to the “Physical Environment” bullet points:
- Water withdrawal from public and private wells
- Sediment characteristics

**Potential Impacts of Proposed Action**

- Under “Land Use,” the list of “regional and county water protection programs” should include the Long Island Committee for Aquifer Protection (LICAP).
- In the discussion of “Groundwater and Surface Water,” we recommend making more of the fact that better wastewater treatment of nitrogen will also have benefits by reducing pathogens and other contaminants. The extent to which this is true will depend on the technology and contaminant, but in general there should be more awareness that several water quality gains can be achieved through better water cycle and wastewater management.
- The impacts of pumping water from one subwatershed and discharging it into another subwatershed may also be something that needs to be considered.
- Regarding the section entitled “Human Health (Contaminant Exposure/Hazardous Materials),” the human health impacts are far greater than spills, as noted above. The human health section should not be limited to “contaminant exposure/hazardous materials” but should include the range of diseases from direct ingestion of nitrogen to contact with toxic algae caused by excess nitrogen, either through recreational contact, shellfish and fish consumption, or other means.
- “Economics” is outlined in unjustifiably narrow terms. Water quality undergirds Long Island’s economy in many respects: some 40% of the island’s businesses are considered water-dependent—either freshwater or surface waters. Real estate values are influenced by water quality. That means property tax revenues depend on water quality, as does the multi-billion-dollar tourist industry of Long Island. If water quality deteriorates further, all of these economic indices will suffer. Accordingly, the costs of not acting to reduce nitrogen to necessary levels must be considered in addition to the “potential economic benefits” of improved water quality.

In terms of economic benefits, there should also be consideration given to the economic gains that will arise from a more professionalized wastewater industry that is client-focused and requires better maintenance and monitoring and potentially pumping. This new industry will create jobs from design to permitting to installation and maintenance workers.

**Alternatives Analysis**

As referenced in our introductory paragraph, the “no action alternative” does not really exist. It implies that if the County does not act, no one else will—and that is simply incorrect. The County has already approved Section 19 of the sanitary code and has authorized new I/A technology, such that towns may require use of these systems, and individuals may install them voluntarily. Further, the Long Island Nitrogen Action Plan will propose certain actions, if not require them, and the same can be said with the Long Island Sound and Feconic Estuary TMDLs. (And additional TMDLs may be created in Suffolk County related to nitrogen on the basis of the State’s compliance with the federal Clean Water Act.) Accordingly, “no action” is not really possible. The “no action” alternative here is really no action of the sort proposed, or no additional action at this time, but what exactly does that mean? No
subwatersheds delineated, no goals set, no amendment to Articles 5 and 6, no attempts at uniform implementation, etc.—or the undertaking of these tasks by other entities? The absence of active County involvement while others act is a separate alternative that must be addressed in the CEIS.

In conclusion, The Nature Conservancy offers its appreciation to Suffolk County for your leadership in advancing solutions to the island's water quality crisis. Moving forward, The Nature Conservancy is committed to as well as continue working with the county and others as these efforts progress.

Sincerely,

[Signature]

Kevin McDonald
Conservation Policy Advisor
The Nature Conservancy, Long Island Chapter

cc
Peter Scully
Taylor, Maryanne

From: Sara Davison <Sara@friendsofgeorgicapond.org>
Sent: Friday, December 02, 2016 10:10 AM
To: Zegel, Ken
Subject: Wastewater Scoping Session

Dear Ken,
I learned a lot and was very impressed with the detail of your scoping session and document. Friends of Georgica Pond Foundation will submit brief written statements by Dec 13. At your suggestion, I will work with Bridget Fleming and Kim Shaw, to get all the Georgica Pond data to them for consideration in your planning. Our preliminary thinking is that we want to advocate for voluntary upgrade of septic systems (+/- 75) around the pond in the coming year and the look for partnerships with the Town CPF and County within critical areas of the watershed, especially the commercial district of Wainscott.
Let me know if this makes sense!
So nice to meet you.

Sara Davison
Executive Director
Friends of Georgica Pond Foundation, Inc.
*To preserve the Georgica Pond ecosystem for future generations through science-based, watershed-wide policy and restoration*
Ken,

Below please find public comments related to the County’s recently released DRAFT Scoping Document associated with the Generic Environmental Impact Statement (GEIS) for the Suffolk County Subwatersheds Wastewater Plan. Please incorporate these comments into the public record for the GEIS.

SEQRA mandates that a lead agency identify the relevant areas of environmental concern, take a “hard look” at any potential impacts and provide a reasoned elaboration for its conclusions. In the process, the lead agency is obligated to consider a variety of potential impacts including short-term, long-term, primary, secondary and cumulative impacts. Cumulative impacts include any potential impacts associated with “reasonably related” actions. In this case, there are a host of reasonably related actions that should be considered in conjunction with the GEIS for the subwatersheds wastewater plan. In addition to the County’s water resources management plan, this should include at a minimum the following:

- Reclaim Our Waters Initiative - The Subwatersheds Study was described as a "sub-component" of the County Executive’s Reclaim Our Waters Initiative. As such, the potential impacts assessed in the GEIS should include all reasonably related actions contained within the broader policy document referred to as the Reclaim Our Waters Initiative.

- Comprehensive Water Resources Management Plan - The County has recently released a “Comprehensive Water Resources Management Plan” which has served as the foundation for initiatives like the Subwatersheds study. However, the Water Resources Management Plan has never been adopted by the County, nor have the potential environmental impacts of its recommendations been reviewed under the State Environmental Quality Review Act (SEQRA). Resource management plans are defined as Type I Actions under SEQRA. As such, if the County’s water resources management plan is to be used to support amendments to the sanitary code or studies such as the subwatersheds wastewater plan, it should be analyzed under SEQRA in conjunction with the subwatersheds study.
• The Sanitary Code - Recent and ongoing updates to the Suffolk County Sanitary Code are a direct result of the information prepared and analyzed as a part of the comprehensive water resources management plan. Segmentation is inconsistent with SEQRA and the division of reasonably related actions like the update of the sanitary code, the release of the water resources management plan and the subwatersheds wastewater plan represents an impermissible segmentation of these reasonably related actions.

• Sewer Capacity Study - The County has previously prepared a sewer capacity study that analyzed the expansion of existing sewage treatment plants and the potential development of new systems. Sewer capacity and the permitting of innovative alternative on-site wastewater systems are also reasonably related actions to the subwatersheds study. Accordingly, the impacts of these plans should be considered in conjunction with the subwatersheds study.

• County Comprehensive Plan - The County recently adopted a new comprehensive plan. Land use plans are Type I Actions under SEQRA. Despite this fact, the County deemed the adoption of the plan a Type II Action. Since resource management is a necessary component of a properly prepared comprehensive plan, the recently released water resources management plan should be considered a component of the County’s Comprehensive Plan. The potential environmental impacts of the comprehensive plan should be considered in conjunction with the GEIS for the subwatersheds study.

• County Regional Transportation and Development Plan - The County recently released a “Regional Transportation and Development Plan” which details infrastructure needs and potential economic development opportunities. This study, the comprehensive plan, the updates to the sanitary code and the sewer capacity study are all reasonably related actions under SEQRA. Accordingly, all associated potential impacts including cumulative impacts, should be considered at this time.

• Bergen Point Expansion - The County recently approved a 10 million gallon per day expansion of the Bergen Point STP. In addition, the County is currently considering a 7-mile main extension from the Bergen Point Plant to the project known as the Ronkonkoma Hub. This project also includes a second main for the connection of both existing and proposed development along Veterans Memorial Highway. These are also reasonably related actions under SEQRA, the cumulative impact of which has never been assessed. Accordingly, the GEIS for the subwatersheds study should incorporate these actions as well.

In summary, the County is in the process of expanding sewering, implementing innovative on-site wastewater systems and updating the sanitary code. All of these reasonably related actions will impact water resources throughout the County. The County has an obligation to assess the
cumulative impact of these reasonably related actions and, in particular, development-related impacts resulting from increased wastewater capacity. To date, it has failed to do so. The subwatersheds wastewater plan represents an opportunity to secure compliance with SEQRA. We recommend that the scope of the GEIS be expanded to consider the full range of potential environmental impacts consistent with SEQRA.

Thank you for the opportunity to provide comments.

Sincerely,
Dan Gulizio

Your Clear Voice for Clean Water
concurrently.

There's a 60 day review period with a public meeting in the middle at that end of next summer. Final GEIS will be prepared and posted. There will be an approximately 15 day comment period on the final document. And the finding statement will be prepared sometime next November. And with that, I think we are at up to public comments.

MR. KAUFMAN: Okay. We're going to ask for the public scoping part of the presentation. I have two cards and one legislator, so maybe I'll give everybody a few more minutes. The first gentleman to be called up is Kevin McDonald from the Nature Conservancy.

MR. MCDONALD: Kevin McDonald. I'm with the Nature Conservancy. We'll be submitting formal comments before the 13th. A couple of general observations. Obviously we support the general strategy over sub-watershed by sub-watershed nitrogen reduction strategies. Before you
can do that, you have to know, you know, what your load is, where they are coming from and your alternatives. So a couple of general comments. There is a fair amount of detail committed to the term grandfathering and the terms for legacy contamination. And in an effort to simplify this, it's the very existence of onsite base disposal systems and their current technology that is responsible for the problem we have.

Making distinctions between all these technologies is probably a distinction without a difference. So, simplify this a little bit and just say all these things cause all these problems and now they need to be mitigated, that's one. The second is, I was pleased to see that the scoping document has a couple of areas where you will be doing existing conditions and potential build out.

And the other thing I would ask you consider in the context of your plan while you're doing this with the municipalities
is ask them where they want to have growth centers and tell everybody that up front so that everybody else going forward should assume that the zoning in their communities is in fact what it should be going forward and you can build a model for the present zoning that maybe there. I understand that's a loaded question to ask, but I think the public has a right to know that.

And then a final major comment is for the, you know, the ecological standards that you have identified we fully support that. I know there's a series of different people having conversations about how to articulate that based on work in other parts of the county which is great. But getting those targets with a measure of safety or a measure -- an additional measure of safety in case you -- you can't measure right up to one pound per acre applied and be comfortable knowing that's right. So the EPA typically has an error bar that you need
to have in there to assure success and it would be great to have some discussion on that.

And I wish you all well in your pursuit. This is really important. This is something the Peconic Estuary Program has been looking to do for a while. I understand this is being integrated and that's great. And I look forward to working with everybody here and the good product that we hope will be produced at the end of the day. Thank you.

MR. KAUFMAN: Thank you, Kevin. We appreciate your comments. I have a Cy Consella (phonetic), Wainscott Citizens.

MR. CONSELLA: I'm representing a number of residents from Wainscott. Wainscott has two important areas of environmental significance; namely, Georgica Pond and Wainscott Pond. You may have read a lot about Georgica Pond in the press over the last year or so. Sarah Davis, who is a colleague of mine that sits on the environmental subcommittee of
the Wainscott Citizens Advisory Committee, is also here. Sarah has been president of the Friends of Georgica Pond.

Where we are in Wainscott, the cesspool system is incredibly important to us. Give you an idea, my home was built 225 years ago and last year we had to replace our cesspool system. I don't believe it was built 225 years ago, it was probably built 100 years ago. But it was pretty close to collapse. Cost quite a bit of money for us to put in. And when we did it, we wanted to put in a nitrogen reducing system because we were fully aware of all the problems that were happening with nitrogen load in Wainscott an Georgica Pond, and also around the broader area, you know, the massive fish kills due to hypoxia, the turtles that have died through toxins, et cetera.

So what we're talking about is incredibly important. I don't know whether any of you can see that map there, but that's water flow district of
Wainscott. There's Georgica Pond and
that's Wainscott Pond there.

There's a lot of fishing that goes
on, especially crabbing, in Georgica Pond.
The last two years Georgica Pond has been
closed to that activity. When I first
moved up to this part of the world 10
years ago, we used to go fishing for white
perch and eat it straight out of the pond,
it was delicious, and the crabs of course,
but you can't do that anymore due to
saxitoxin.

Wainscott Pond, the smaller pond here
is a wildlife refuge. Nobody goes there,
it's just given over to the birds and
things. There are otters there, snapping
turtles, terrapins, all sorts of migrating
birds et cetera. All of that is at risk
because there too much nitrogen in the
system. But it's worst than that because
there's also the evidence of cyanobacteria
in the groundwater for the first time that
I have known, first time that I think
Dr. Gobler knows of as well.
So that's creating a new dynamic. We don't know whether that's a result from salt water intrusion or too much irrigation or to much phosphorus or whatever it results from. But what we do know is that we need to study it further to find out exactly what's happening in the pond, exactly the impact of what we're putting into the ponds.

We use to have a saying in Australia where I grew up, don't shit in your own backyard. And I hate to say it, but that's what we're doing too much of.

MR. KAUFMAN: I thought you were from Brooklyn.

MR. CONSELLA: We have got to think of a way to live in our environment in a more friendly way because there are more of us that live there. The only other -- I won't talk too much, but the only other thing that I'll bring to your attention is this graph here. I know you won't be able to read it but hopefully see some of the lines. I just want to point out two lines
on this graph.

You can see down at the bottom of this graph there's a red line down the bottom. That red line is the New York State DEC threshold for cyanobacteria in the water for recreational activities, 20 parts, 20 micrograms per liter. This line here goes up to here. That's the cyanobacteria that's being detected in Wainscott Pond just this last summer.

It's peaked at about 500 micrograms per liter which is 25 times the New York State DEC limit for recreational activities. What I was worried about and what Dr. Gobler and myself and Sarah's group have been working on, is trying to avoid a massive die off in the ponds, especially Wainscott Pond.

Georgica Pond is suffering but I think it will come back. Wainscott Pond, I simply don't know what's going to happen next year. The wild life I believe is in a desperate state. Also the quality of our drinking water because the ground
water ponds are a lot of private wells. And whatever we doing to the surface, whatever all the residents are doing around the ponds, it makes its way into the private wells.

MR. KAUFMAN: Sir, you time just about up.

MR. CONSELLA: I would like to thank very much the Suffolk County Executive for taking this so seriously and putting together those plans. And if there's anything that we can do to help, we will. But we also need your help to solve the problem.


MR. KRUPSKI: Thank you. I just want to compliment everybody who is involved in this and putting it together. It's really, I think it's very comprehensive and it shows a lot of work and a lot of acknowledgement of the input that you have
received so far and I think that's really important.

If you could add under Section, though, if I could suggest adding under Section Two, there's a place here where it says recommended wastewater management strategy. And I think if you add brief instruction to that list I think it would be appropriate. Under cesspool failure, infrastructure, property transfer, I think that wouldn't be such a bad thing.

And then just to urge you when you -- it does say using all the under existing environmental settings make sure that you use the most current data. That's really important. I know there's a lot of reference to different modelling. But, you know, if you put bad information in the model, it's going to be very inaccurate and misleading. So it's really important to use the most recent testing and data for that. Thank you. Thank you for your efforts though, it's a very nice draft.
MR. KAUFMAN: I have one more card unless anyone else has any other cards. I have a Mr. Kevin McCallister, Defend H2O.

MR. MCCALLISTER: Good evening, everyone. Let me start by saying I'm very pleased with the scope. I think it's extremely comprehensive. I know obviously the capability of the consultant on looking at the sub-watershed analysis. Very likely you have covered this and in looking at the scope document, I know you have. But I would like to fill in some blanks or at least emphasize a few points.

The evaluation of the end loading, you have covered all the inputs, fertilizer, wastewater of course. I think it's important to look at various scenarios of the current conditions, what is that load? With Article 19 we have the striving for the 19 milligram per liter threshold. You know, what does that mean across the board? A below 10 milligram per liter, I think we need to flesh out the commercial input versus the
residential input.

So, you know, to have all these scenarios laid out with respect to what the various loads. Surface water sensitivity, you have covered it but I am a strong proponent of numeric nutrient standards. I know that is State driven. Back in 1987 there was an EPA directive to the states to move away from a narrative standard which is very subjective to a numeric standard.

Unfortunately that is not part of this. I realize that is a State directive that has to happen. We know what those numbers are. I believe they need to be assigned and promulgated into law.

Cost benefit analysis; I know this factors into the IA systems, sewerage, et cetera. But I do think that you really -- the science has to be at least initially de-coupled from the cost benefit analysis. You know, let's define the loading and the various scenarios, the various remedies. Put aside the cost benefit and then:
ultimately bring that in obviously as we're developing policy and what the meaningful actions would be.

Triggers for the upgrades; mandates, time of property transfer. You know, all these scenarios, of course, will be considered. And I think it should go a step further actually identifying what the reductions would be based on what the reasonable timelines are. We probably have an idea of what the property transfer is. I recall some years ago and I don't know if it's a national level, but every serve years was a property transfer.

What is that in Suffolk County and how quickly do we, I guess, achieve the goals in nitrogen reduction?

Grandfathering, you know, this is in my opinion a, you know, the 500 pound gorilla in the room. We really need to address it. I know it's being discussed. The County is examining it. But ultimately, you know, goal has to be to eliminate grandfathering to ensure that, again, we
are striving for the greatest reduction possible.

This maybe an omission, perhaps not, sea level rise and coastal inundation. That has to be factored in into these areas. Using the various projections from the State, they have these in place. They have not been promulgated into law, there's been a delay unfortunately. But, you know, ultimately as we're dealing with, you know, particularly that zero to two year travel time, what does mean in 20 years does?

It make sense to be really installing these various systems? What type of systems need to go into those zones? So I think that's a really important element that needs to be incorporated. And lastly sewer. And I know that's, again, one of the strategies with IA systems.

What are the build out scenarios? And I know, Maryanne, you did disclose that as part of it. But let's not look at a static system and say, well, we
incorporated sewer district in this particular watershed, here's our reduction. Well, what does what mean for ultimate build out for potential increased density? So that has to be factored in when we are considering, you know, what the appropriate approach is for nitrogen reduction in these various watersheds.

And lastly I would say an excellent job, I'm very pleased and I'm pleased that there is a tight timeline that this is moving along and that's wonderful news. And I realize there's, you know, a great deal of work here, great deal of expertise is contributing to this process and I'm very optimistic that, you know, when we reach the final product we'll have a real strategy to reclaim our waters. Thank you.

MR. KAUFMAN: Right under the deadline. Okay, anybody else?

MS. GLASS: My name is Barbara Blass, B-L-A-S-S. I'm a resident of Jamesport and I'm much less technical. Just a very
brief comment, as you know, the five east end towns recently adopted the Community Preservation Fund and part of that amendment or an amendment to it, part of the amendment was an authorization to allow up to 20 percent for water quality improvement projects. And as a result of that, each of the Towns adopted their local law and part had to identify projects within their towns and Action Plans for priority areas. And the project themselves involved with nitrogen reduction.

And I guess my comment is loosely related to consistency with local adopted plans. Each of the five east end towns has a loose plan where they have identified priority areas and projects which would be eligible to receive monies through the CPF. And I'm just wondering how they are going to interface with your priority areas and just a general understanding of how it's going to work together.
MR. KAUFMAN: We can't answer that question at this point in time, but it is something that will be answered in the Scope when it's finally prepared after the Health Department and the consultant go over it and try and figure out the answer.

MS. BLASS: Thank you so much.

MR. KAUFMAN: Okay. Anybody else? Going once, going twice, sold. Okay. My duty now is to officially close the public scoping on behalf of the Council on Environmental Quality. And we're closed, we're finished. Thank you. Thank you everyone for coming.

(Time noted: 7:04 p.m.)

000
CERTIFICATION

STATE OF NEW YORK )
COUNTY OF SUFFOLK ) ss

I, JANICE L. ANTOS, a Shorthand Reporter
and Notary Public within and for the State of New
York, do hereby certify:

THAT the foregoing transcript is a true
and accurate transcript of my original stenographic
notes.

IN WITNESS WHEREOF, I have hereunto set my
hand this 3rd day of January, 2017.

[Signature]

JANICE L. ANTOS
2017 Intergovernmental Relations
Memorandum of Support

TITLE OF BILL: Making a recommendation concerning adoption of the final scope for the draft Generic Environmental Impact Statement in connection with the Suffolk County Subwatersheds Wastewater Management Plan ("The Suffolk County Wastewater Management Program for the reduction of nitrogen loading from wastewater sources").

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to adopt the final scope for the draft Generic Environmental Impact Statement ("GEIS") in connection with the Suffolk County Subwatersheds Wastewater Management Plan.

SUMMARY OF SPECIAL PROVISIONS:

JUSTIFICATION: NYSDEC SEQRA regulations (6 NYCRR 617.8) require that the scoping process be complete within 60 days of submission of the Draft Scoping document for most projects. The Draft Scoping document for the Subwatersheds Wastewater Plan (SWP) Generic Environmental Impact Statement (GEIS) was submitted November 9, 2016. While the regulations permit extension of the 60 day period, as necessary, to accommodate complex projects, it is recommended to complete the scoping as soon as practical.

FISCAL IMPLICATIONS: None
February 3, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution making a recommendation concerning adoption of the final scope for the draft Generic Environmental Impact Statement in connection with the Suffolk County Subwatersheds Wastewater Management Plan ("The Suffolk County Wastewater Management Program for the reduction of nitrogen loading from wastewater sources"). The New York State Department of Environmental Conservation (NYS DEC) SEQRA regulations (6 NYCRR 617.8) require that the scoping process be completed within 60 days of submission of the Draft Scoping Document for most projects. The Draft Scoping Document for the Subwatersheds Wastewater Plan (SWP) Generic Environmental Impact Statement (GEIS) was submitted November 9, 2016. While the regulations permit extension of the 60 day period, as necessary, to accommodate complex projects, it is recommended to complete the scoping as soon as practical. It is requested that this resolution be laid on the table as a late starter prior to CEQ recommendation to ensure that the scoping process is completed as expeditiously as possible.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Walter Dawydiak at 2-5800. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-BQ SEQRA SWP Final Scope.docx.”

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
Barbara Marano, CPA, Executive Assistant for Finance & Administration
Jennifer Culp, MPA, Assistant to the Commissioner of Health Services
Walter Dawydiak, P.E., Director, Division of Environmental Quality
Susan Hodosky, Principal Financial Analyst
## General Fund

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<th>2017 FV Tax Rate per $1000</th>
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## Police District and District Court

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## Combined

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**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.

Page 2 of 2

To be completed by the Executive Budget Office
(1) Please limit this suggestion form to ONE proposal.
(2) Describe in detail.
(3) Attach all pertinent backup material.

Submitting Department
(Dept. Name & Location):
Suffolk County Department of Health Services
3500 Sunrise Hwy, Ste 124, Great River, NY 11739

Department Contact Person
(Name & Phone No.):
Walter Dawydak
852-5800

Suggestion Involves:

_____ Technical Amendment

_____ Grant Award

____ Contract (New ___ Rev. ___)

_____ Other

Summary of Problem: (Explanation of why this legislation is needed.)
This legislation is needed to adopt the final scope for the draft Generic Environmental Impact Statement ("GEIS") in connection with the Suffolk County Subwatersheds Wastewater Management Plan.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.
1. Type of Legislation

<table>
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2. Title of Proposed Legislation
Making a recommendation concerning adoption of the final scope for the draft Generic Environmental Impact Statement in connection with the Suffolk County Subwatersheds Wastewater Management Plan ("The Suffolk County Wastewater Management Program for the reduction of nitrogen loading from wastewater sources")

3. Purpose of Proposed Legislation
This legislation is needed to adopt the final scope for the draft Generic Environmental Impact Statement ("GEIS") in connection with the Suffolk County Subwatersheds Wastewater Management Plan.

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

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
None

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

8. Proposed Source of Funding
No cost

9. Timing of Impact
Ongoing

10. Typed Name & Title of Preparer
Susan Hodosky
Principal Financial Analyst

11. Signature of Preparer

12. Date
2-3-17

SCIN FORM 175b (10/95)

REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
To: Susan Hodosky  
Principal Financial Analyst

From: Walter Dawydiak, Jr., P.E., J.D.  
Director, Division of Environmental Quality

Date: February 3, 2017

Subject: Request for Introductory Resolution Making a Recommendation Concerning Adoption of the Final Scope for the Draft Generic Environmental Impact Statement in Connection with the Suffolk County Subwatersheds Wastewater Management Plan ("The Suffolk County Wastewater Management Program for the Reduction of Nitrogen Loading from Wastewater Sources")

Applicant: Suffolk County Departments of Health Services

I request drafting of an Introductory Resolution Request for making a recommendation concerning adoption of the Final Scope for the Draft Generic Environmental Impact Statement in connection with the Suffolk County Subwatersheds Wastewater Management Plan ("The Suffolk County Wastewater Management Program for the Reduction of Nitrogen Loading from Wastewater Sources" – See Attachment 1)

Project Sponsor: Suffolk County Departments of Health Services

Background
The Suffolk County Comprehensive Water Resources Management Plan ("Comp Water Plan") characterized negative trends in the quality of groundwater in recent decades due to nitrogen contamination resulting from legacy onsite wastewater disposal systems. The Comp Water Plan linked negative trends in groundwater quality not only to drinking water, but also to surface waters, including significant adverse impacts of nitrogen on dissolved oxygen, harmful algal blooms,
eelgrass and other submerged aquatic vegetation, wetlands, shellfish, and, ultimately, coastal resiliency.

The Suffolk County Septic/Cesspool Upgrade Program Enterprise ("SCUPE") was developed in response to the findings of the Comp Water Plan. The purpose of SCUPE is to establish a programmatic infrastructure for the implementation of a program to address nitrogen contamination in groundwater, drinking water, and surface waters. The implementation of SCUPE will provide for the protection of Suffolk Counties sole source drinking water aquifers and will support revitalization of Suffolk Counties surface water resources including its spectacular beaches, boating, fin-fishing, and once great shell-fishing. Surface water restoration will also promote the regrowth of aquatic vegetation and tidal wetlands thereby increasing coastal resiliency to storm driven erosion.

Amongst other initiatives, the SCUPE program includes the following two elements which are the subject of the proposed Introductory Resolution:

- The preparation of a Subwatersheds Wastewater Plan (SWP) which will provide a wastewater management plan specific to all parcels within the priority subwatersheds of Suffolk County in order to meet first order nitrogen load reduction goals for surface water restoration and the protection of groundwater and drinking water; and,

- The preparation of a Generic Environmental Impact Statement (GEIS) and completion of the New York State SEQRA process for the proposed SWP and for related Reclaim our Water wastewater upgrade initiatives which will ultimately lay the foundation for a Suffolk County Wastewater Management Program for the Mitigation of Nitrogen Impacts from Wastewater Sources.

A brief summary of the contracted scope of work for the SWP is also attached hereto (Attachment II).

wd/

cc: Christina Capobianco, Deputy Commissioner
    Susan Hodosky, Principal Financial Analyst
    Chris Lubicich, PE, Chief - Office of Ecology
    Ken Zegel, PE, Associate Public Health Engineer - Office of Ecology
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF CHRISTIAN B. LISTER AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

WHEREAS, Local Law 17-1971 authorized the creation of a seven member Plumbing Licensing Board; and

WHEREAS, members of the Suffolk County Plumbing Licensing Board are appointed by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Christian B. Lister expired on December 31, 2016; and

WHEREAS, the County Executive has re-nominated Christian B. Lister to serve as a member of the Plumbing Licensing Board; now, therefore be it

1st RESOLVED, that the reappointment of Christian B. Lister of Amityville, New York, as a member of the Suffolk County Plumbing Licensing Board, for a term of office expiring December 31, 2019, is hereby approved, said reappointment having been made pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd 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 the County of Suffolk

Date:
CHRISTIAN B. LISTER

EXPERIENCE

1992 - PRESENT
Suffolk County Consumer Affairs Licensing Board.

1995 - PRESENT
50 Year Member Plumbers Local Union 200.

1995
Retired as Business Manager, Financial Secretary-Treasurer of Plumbers Local Union 200.

1993 - 1995
Vice-President Nassau, Suffolk Building Trades Council.

1993 - 1995
Member Honorable Robert Gaffney Labor Advisory Council.

1993 - 1995
Financial Secretary - Treasurer Area Wide Business Manager's Association for Plumbers Local Unions 1, 2, 200, 371.

1993 - 1995
Member New York State Tri-Parte Committee (Albany).

1992 - 1995
Business Manager, Financial Secretary-Treasurer of Plumbers Local Union 200 (Nassau and Suffolk Counties).

1990
Member Honorable Thomas Gulotta Labor Advisory Council.

1984 - 1995
Vice-President New York State Pipe Trades Association.

1984 - 1992
Business Manager, Financial-Secretary-Treasurer of Plumbers Local Union 457 (Nassau County).

1973 - 1984
Installations Manager Johnson Controls Company, covering New York area from Kingston, south, including Long Island and Southern Connecticut.

1973 - 1975
Instructor, Apprentice Training Classes in Plumbers Local Union 457.

1961 - 1972
Area-wide Plumbing Superintendent Johnson Controls Company covering Nassau, Suffolk, Brooklyn and Queens Counties.

1960
Foreman on various projects throughout Nassau and Suffolk Counties.

1959
Return to plumbing in Plumbers Local Union 457.

1959
Honorable discharge United States Navy Construction Battalion.

1957 - 1959
Served in United States Navy Construction Battalion Plumbing Department.

1956 - 1992
Joined Plumbers Local Union 457.
CHRISTIAN B. LISTER

EDUCATION

1985  
Attended George Meany School of Labor.

1967 - 1973  
Purdue University 5 Year Plumbing Instructor Training Program.

1972  
Graduated Nassau Community College, Associates Degree in Business and Computers.

1961  
Graduated Plumbers Local Union 457 Apprenticeship 5 Year Training Program.

1957  
Attended United States Navy Plumbing School.

1956  
Graduated Hempstead High School.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
Suffolk County Executive’s Office

FROM: Frank Nardelli, Commissioner

DATE: January 30, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE REAPPOINTMENT OF CHRISTIAN B. LISTER AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE “RESO-LLCA- PLUMBING BOARD-C. LISTER.”

Thank you for your assistance.

***

FN:dv
Attachment
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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: APPROVING THE REAPPOINTMENT OF CHRISTIAN B. LISTER AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

3. Purpose of Proposed Legislation

The purpose of this legislation is to reappoint Christian B. Lister to the Suffolk County Plumbing Licensing Board. The Board consists of seven (7) members who serve three (3) year terms.

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? (check appropriate category)

<table>
<thead>
<tr>
<th>X County</th>
<th>___ Village</th>
<th>___ School District</th>
<th>___ Economic Impact</th>
<th>___ Other (Specify)</th>
<th>___ Library District</th>
<th>___ Fire District</th>
<th>___ NOT APPLICABLE</th>
</tr>
</thead>
</table>

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

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

Member has been appointed to a three (3) year term. The approximate cost is $4500.

8. Proposed Source of Funding

2017 Operating Budget

9. Timing of Impact

Upon adoption

10. Typed Name & Title of Preparer

BARBARA D'AMICO
DIRECTOR OF FINANCE

11. Signature of Preparer

\[Signature\]

12. Date

1/30/17

SCIN FORM 175b (10/95)

\[Signature\]

Debra Rober
Budget Office 2/17/17
## 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>
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<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
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<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
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### COMBINED

<table>
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<tr>
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<td>$0.00</td>
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</table>

**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:
APPROVING THE REAPPOINTMENT OF CHRISTIAN B. LISTER AS A MEMBER OF THE
SUFFOLK COUNTY PLUMBING LICENSING BOARD

PURPOSE OR GENERAL IDEAL OF BILL:
The purpose of this legislation is to reappoint Christian B. Lister as a member of the Suffolk County Plumbing Licensing Board. The board consists of seven (7) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:
Mr. Lister’s current term expired on December 31, 2016.

FISCAL IMPLICATIONS:
"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF ANGELINA M. MARKETTA AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD

WHEREAS, Local Law 25-1982 authorized the creation of a seven member Home Improvement Contracting Board; and

WHEREAS, members of the Suffolk County Home Improvement Contracting Board are appointed by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Angelina M. Marketta expired on December 31, 2016; and

WHEREAS, the County Executive has re-nominated Angelina M. Marketta to serve as a member of the Home Improvement Contracting Board; now, therefore be it

1st RESOLVED, that the reappointment of Angelina M. Marketta of Kings Park, New York, as a member of the Suffolk County Home Improvement Contracting Board, for a term of office expiring December 31, 2019, is hereby approved, said reappointment having been made pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd 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 the County of Suffolk

Date:
RE: Angelina M. Marketta

She is owner of Vista Building Concepts a kitchen design business. She specializes in kitchen and bath designs under the name of Kitchens by AngelinaRose. While her company was formed in 1991, she has been in the construction industry for over twenty-five years. She was one of two women on Long Island which held a Certificate as a Certified Remodeler with the National Association of the Remodeling Industry (NARI). During that time she had attended many construction-related conventions, forums and conferences throughout the United States and Canada. She frequently attends educational and business-related programs to keep abreast of new developments and opportunities in the construction industry.

Besides her kitchen business she also has a company, MarkettaUSA. This is an Internet Marketing UnFranchise with Market America. This company specializes with one to one clients and mass customization opportunities. The parent company is located in Greensboro, North Carolina. Currently, she is the Local Coordinator for Suffolk, Nassau and Queens Counties.

Ms. Marketta was the President of the Long Island Chapter of the National Association of Women in Construction (NAWIC) from 1992 to 1995. Was a Director with the Suffolk County Women Business Enterprise Coalition for ten years and is still a member. Other memberships include the LIWA, NAFE, the Suffolk County Home Improvement Board, the Kings Park Chamber of Commerce, the Smithtown Business and Professional Women's Network, was involved with a BOCES Community Team for “Coordinated Support for Women and Girls in Nontraditional Training”, and was a member of the NYS Division of Women Regional Advisory Council for Suffolk County.

Her objective is to contribute her compassionate and past history experiences to the construction industry and promote its recognition and professionalism.

Copy to: Charles A. Gardner, Director
Office of Consumer Affairs
<table>
<thead>
<tr>
<th>Start Date</th>
<th>Home Improvement Board</th>
<th>Term Expiration</th>
<th>Jan 16</th>
<th>Feb 16</th>
<th>Mar 16</th>
<th>Apr 16</th>
<th>May 16</th>
<th>Jun 16</th>
<th>Jul 16</th>
<th>Aug 16</th>
<th>Sep 16</th>
<th>Oct 16</th>
<th>Nov 16</th>
<th>Dec 16</th>
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<tbody>
<tr>
<td>6/1/94</td>
<td>A. Marketta</td>
<td>12/31/16</td>
<td>x</td>
<td>ex</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>x</td>
<td>HOL</td>
</tr>
</tbody>
</table>
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
   Suffolk County Executive’s Office

FROM: Frank Nardelli, Commissioner

DATE: January 30, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. 17-17 TO APPROVE THE REAPPOINTMENT OF ANGELINA M. MARKETTA AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD.

AN E-MAIL VERSION WILL BE SENT TO CE RE SO REVIEW UNDER THE TITLE “RESO-LLCA- HOME IMPROVEMENT-A. MARKETTA.”

Thank you for your assistance.

***

FN:dv
Attachment
Resolution Title: APPROVING THE REAPPOINTMENT OF ANGELINA M. MARKETTA AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD

Purpose/Justification of Request: The purpose of this legislation is to reappoint Angelina M. Marketta to the Suffolk County Home Improvement Contracting Board. The Board consists of seven (7) members who serve three (3) year terms.

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 back up attached?  yes X no _____

4. Is this resolution subject to SEQRA review? yes _____ no X

Fiscal Information:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

Contact Person Barbara D'Amico, Director of Finance Telephone Number 3-6669

Instructions: All departments must submit this form, along with your draft resolution for Legislative action, to the Budget Office no later than noon on the Monday before the Thursday deadline imposed by the Legislature.
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.

Submitting Department
(Dept. Name & Location):
Suffolk County Department of Labor, Licensing & Consumer Affairs
Bldg. 17, No. County Complex
Veterans Memorial Highway
Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.):
Barbara D’Amico
36669

Suggestion Involves:

☐ Technical Amendment
☐ Grant Award
☒ Other
☐ New Program
☐ Contract (New_Rev_.)

Summary of Problem: (Explanation of why this legislation is needed.)
The purpose of this legislation is to reappoint Angelina M. Marketta to the Suffolk County Home
Improvement Contracting Board.

Proposed Changes in Present Statute: (Please specify section when possible.)
N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN Form 175a (10/95) Prior editions of this form are obsolete.
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>
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2. Title of Proposed Legislation: APPROVING THE REAPPOINTMENT OF ANGELINA M. MARKETTA AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD

3. Purpose of Proposed Legislation
The purpose of this legislation is to reappoint Angelina M. Marketta to the Suffolk County Home Improvement Contracting Board. The Board consists of seven (7) members who serve three (3) year terms.

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? (check appropriate category)

<table>
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<tr>
<th>X</th>
<th>County</th>
<th>Town</th>
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<tr>
<td>___</td>
<td>Library District</td>
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</tr>
</tbody>
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6. If the answer to item 4 is "yes", Provide Detailed Explanation of impact

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Subdivision.
Member has been appointed to a three (3) year term. The approximate cost is $4500.

8. Proposed Source of Funding

2017 Operating Budget

9. Timing of Impact

Upon adoption

10. Typed Name & Title of Preparer

BARBARA D'AMICO
DIRECTOR OF FINANCE

11. Signature of Preparer

[Signature]

12. Date

1/30/17

SCIN FORM 175b (10/95)
### 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>
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<td><strong>Total</strong></td>
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<td>$0.00</td>
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<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.

Page 2 of 2

To be completed by the Executive Budget Office.
TITLE OF BILL:

APPROVING THE REAPPOINTMENT OF ANGELINA M. MARKETTA AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD

PURPOSE OR GENERAL IDEA OF BILL:

The purpose of this legislation is to reappoint Angelina M. Marketta as a member of the Suffolk County Home Improvement Contracting Board. The board consists of seven (7) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Ms. Marketta's current term expired on December 31, 2016.

FISCAL IMPLICATIONS:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF DANIEL J. MEEHAN AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

WHEREAS, Local Law 17-1971 authorized the creation of a seven member Plumbing Licensing Board; and

WHEREAS, members of the Suffolk County Plumbing Licensing Board are appointed by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Daniel J. Meehan expired on December 31, 2016; and

WHEREAS, the County Executive has re-nominated Daniel J. Meehan to serve as a member of the Plumbing Licensing Board; now, therefore be it

1st RESOLVED, that the reappointment of Daniel J. Meehan of Nesconset, New York, as a member of the Suffolk County Plumbing Licensing Board, for a term of office expiring December 31, 2019, is hereby approved, said reappointment having been made pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd 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 the County of Suffolk

Date:
Daniel J. Meahan
Nesconset, New York 11767
Tele. No. 631-

Date: January 22, 1938

Education: St. Bridget RC Grammar School, graduated 1952
Queens Vocational High School, graduated 1956
Attended Brooklyn College, 1956-57

Work: Western Electric Company, 1956-1960 mechanic
New York City Fire Department, 1960 - 1980
During that time was a member of New York National
Guard, served six months active duty and three years
in the reserve.
Created The Apollo Fire Sprinkler Company in 1968 and the
Apollo Fires Safety Company in 1970 while a member of the
New York City Fire Department. I am President of both companies
and over see there daily operations.
I joined the Department of Consumer Affairs in 1986 and designed
The testing for the sprinkler industry.

Personal: I am married for the last 43 years and have resided at 69 Bobann
Drive since 1968. We have four grown children and five grand children.
<table>
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<tr>
<th>Start Date</th>
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<th>Term Expiration</th>
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<th>Sep-16</th>
<th>Oct-16</th>
<th>Nov-16</th>
<th>Dec-16</th>
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</thead>
<tbody>
<tr>
<td>6/1/06</td>
<td>D. Meehan</td>
<td>12/31/16</td>
<td>x</td>
<td>EX</td>
<td>x</td>
<td>Ex</td>
<td>Ex</td>
<td>Ex</td>
<td>x</td>
<td>x</td>
<td>x</td>
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<td>x</td>
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</tbody>
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Resolution Title: APPROVING THE REAPPOINTMENT OF DANIEL J. MEEHAN AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

Purpose/Justification of Request: The purpose of this legislation is to reappoint Daniel J. Meehan to the Suffolk County Plumbing Licensing Board. The Board consists of seven (7) members who serve three (3) year terms.

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 back up attached? yes X no ___

4. Is this resolution subject to SEQRA review? yes ___ no X

Fiscal Information:
"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

Contact Person Barbara D'Amico, Director of Finance Telephone Number 3-6669

Instructions: All departments must submit this form, along with your draft resolution for Legislative action, to the Budget Office no later than noon on the Monday before the Thursday deadline imposed by the Legislature.
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.

Submitting Department
(Dept. Name & Location):
Suffolk County Department of Labor, Licensing & Consumer Affairs
Bldg. 17, No. County Complex
Veterans Memorial Highway
Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.):
Barbara D'Amico 36669

Suggestion Involves:

______Technical Amendment
______New Program
______Grant Award
______Contract (New_Rev_.)
______Other

Summary of Problem: (Explanation of why this legislation is needed.)
The purpose of this legislation is to reappoint Daniel J. Meehan to the Suffolk County Plumbing Licensing Board.

Proposed Changes in Present Statute: (Please specify section when possible.)
N/A

PLEASE FILL IN REVERSE SIDE OF FORM
SCIN Form 175a (10/95) Prior editions of this form are obsolete.
1. Type of Legislation
   - Resolution X
   - Local Law
   - Charter Law

2. Title of Proposed Legislation: **APPROVING THE REAPPOINTMENT OF DANIEL J. MEEHAN AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD**

3. Purpose of Proposed Legislation
   The purpose of this legislation is to reappoint Daniel J. Meehan to the Suffolk County Plumbing Licensing Board. The Board consists of seven (7) members who serve three (3) year terms.

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? (check appropriate category)
   - X County
   - Town
   - Economic Impact
   - School District
   - Other (Specify)
   - Fire District
   - NOT APPLICABLE

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact
   "Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

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   Member has been appointed to a three (3) year term. The approximate cost is $4500.

8. Proposed Source of Funding
   2017 Operating Budget

9. Timing of Impact
   - Upon adoption

10. Typed Name & Title of Preparer
    - BARBARA D'AMICO
    - DIRECTOR OF FINANCE

11. Signature of Preparer
    - [Signature]

12. Date
    - 1/30/17

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
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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:

APPROVING THE REAPPOINTMENT OF DANIEL J. MEEHAN AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

PURPOSE OR GENERAL IDEAL OF BILL:

The purpose of this legislation is to reappoint Daniel J. Meehan as a member of the Suffolk County Plumbing Licensing Board. The board consists of seven (7) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Mr. Meehan's current term expired December 31, 2016.

FISCAL IMPLICATIONS:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

MEMORANDUM

TO: Jon Schneider, Deputy County Executive
   Suffolk County Executive's Office

FROM: Frank Nardelli, Commissioner

DATE: January 30, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE REAPPOINTMENT OF DANIEL J. MEEHAN AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE "RESO-LLCA-PLUMBING BOARD-D. MEEHAN."

Thank you for your assistance.

***

FN:dv
Attachment
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF MARIO MATTERA AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

WHEREAS, Local Law 17-1971 authorized the creation of a seven member Plumbing Licensing Board; and

WHEREAS, members of the Suffolk County Plumbing Licensing Board are appointed by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Mario Mattera expired on December 31, 2016; and

WHEREAS, the County Executive has re-nominated Mario Mattera to serve as a member of the Plumbing Licensing Board; now, therefore be it

1st RESOLVED, that the reappointment of Mario Mattera of St. James, New York, as a member of the Suffolk County Plumbing Licensing Board, for a term of office expiring December 31, 2019, is hereby approved, said reappointment having been made pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd 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 the County of Suffolk

Date:
Mario Mattera

Experience

2003-Present  Plumber's Local #200  Ronkonkoma, NY
Business Agent for Suffolk County
\- Trustee for all Local #200 funds
\- Pensions, Welfare, Annuities
\- Management of $120,000,000 +
\- Manage 1100 + members, 80 + signatory contractors & over 100 GC's
\- Dispatch members to projects/contractors on a daily basis
\- Apprenticeship Committee

1999-2003  Plumber's Local #200  Ronkonkoma, NY
Executive Board Officer

1996-1998  Plumber's Local #200  Mineola, NY
Examining Board Officer

1994-1996  Plumber's Local #200  Mineola, NY
Sentry Officer


Plumbing General Foreman/Supervisor
\- Estimating major projects within Stony Brook Hospital
\- Supervised up to 20 people
\- All plumbing relating to projects
  \- Medical Gases
  \- Heating Systems
  \- Plumbing
  \- Sprinklers/Fire Systems

1986-1993  Plumber's Local #200  Mineola, NY
Plumber Foreman

1981-1985  Plumber's Local #200  Mineola, NY
Plumber Apprentice

Education

1981-1985  NYS Apprenticeship Training Program, Bohemia, NY
\- Certificate of Completion of NYS Apprenticeship Program

1977-1981
\- High School Diploma  Smithtown High School, Smithtown, NY
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MEMORANDUM

TO: Jon Schneider, Deputy County Executive
    Suffolk County Executive's Office
FROM: Frank Nardelli, Commissioner
DATE: January 30, 2017
RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE REAPPOINTMENT OF MARIO MATTERA AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD.
AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE "RESO-LLCA- PLUMBING BOARD-M. MATTERA."

Thank you for your assistance.

***

FN:dv
Attachment
Resolution Title: APPROVING THE REAPPOINTMENT OF MARIO MATTERA AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

Purpose/Justification of Request: The purpose of this legislation is to reappoint Mario Mattera to the Suffolk County Plumbing Licensing Board. The Board consists of seven (7) members who serve three (3) year terms.

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 L.R.#, attach copy and reason for resubmittal:

3. Is back up attached? yes [X] no [ ]

4. Is this resolution subject to SEQRA review? yes [ ] no [X]

Fiscal Information:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

Contact Person Barbara D'Amico, Director of Finance

Telephone Number 3-6669

Instructions: All departments must submit this form, along with your draft resolution for Legislative action, to the Budget Office no later than noon on the Monday before the Thursday deadline imposed by the Legislature.
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.

Submitting Department
(Dept. Name & Location):
Suffolk County Department of Labor, Licensing & Consumer Affairs
Bldg. 17, No. County Complex
Veterans Memorial Highway
Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.): Barbara D'Amico
36669

Suggestion Involves:

_____Technical Amendment
_____Grant Award
_____New Program
X  Other
_____Contract (New_Rev._).

Summary of Problem: (Explanation of why this legislation is needed.)
The purpose of this legislation is to reappoint Mario Mattera to the Suffolk County Plumbing Licensing Board.

Proposed Changes in Present Statute: (Please specify section when possible.)
N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN Form 175a (10/95) Prior editions of this form are obsolete.
1. **Type of Legislation**
   - Resolution **X**
   - Local Law ___
   - Charter Law ___

2. **Title of Proposed Legislation:** APPROVING THE REAPPOINTMENT OF MARIO MATTERA AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

3. **Purpose of Proposed Legislation**
   The purpose of this legislation is to reappoint Mario Mattera to the Suffolk County Plumbing Licensing Board. The Board consists of seven (7) members who serve three (3) year terms.

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? (check appropriate category)**
   - **X** County
   - _____ Town
   - _____ Village
   - _____ School District
   - _____ Library District
   - _____ Fire District
   - _____ Economic Impact
   - _____ Other (Specify)
   - _____ NOT APPLICABLE

6. **If the answer to item 4 is "yes", Provide Detailed Explanation of Impact**
   "Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Subdivision.**
   Member has been appointed to a three (3) year term. The approximate cost is $4500.

8. **Proposed Source of Funding**
   2017 Operating Budget

9. **Timing of Impact**
   Upon adoption

10. **Typed Name & Title of Preparer**
    BARBARA D'AMICO
    DIRECTOR OF FINANCE

11. **Signature of Preparer**
    [Signature]

12. **Date**
    1/30/17

SCIN FORM 175b (10/95)
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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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:

APPROVING THE REAPPOINTMENT OF MARIO MATTERA AS A MEMBER OF THE SUFFOLK COUNTY PLUMBING LICENSING BOARD

PURPOSE OR GENERAL IDEAL OF BILL:

The purpose of this legislation is to reappoint Mario Mattera as a member of the Suffolk County Plumbing Licensing Board. The board consists of seven (7) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Mr. Mattera's current term expired on December 31, 2016.

FISCAL IMPLICATIONS:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF
CLARENCE W. COLEMAN AS A MEMBER OF THE SUFFOLK COUNTY
COMMERCIAL, INDUSTRIAL, RESIDENTIAL SEPTIC TANK/SEWER DRAIN
TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD

WHEREAS, Local Law 2 - 1996 authorized the creation of a five member Suffolk
County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria
Additives and Maintenance Board; and

WHEREAS, members of the Suffolk County Commercial, Industrial, Residential
Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board; are appointed
by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Clarence W. Coleman expired on December 7,
2016 and

WHEREAS, the County Executive has re-nominated Clarence W. Coleman to
serve as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer
Drain Treatment, Bacteria Additives and Maintenance Board; now, therefore be it

1st
RESOLVED, that the reappointment of Clarence W. Coleman of East Patchogue,
New York, as a member of the Suffolk County Commercial, Industrial, Residential Septic
Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board, for a term of office
expiring December 7, 2019, is hereby approved, said reappointment having been made
pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd
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.
RESUME - APRIL 3013

QUALIFICATIONS:
Over 45 years working within the Liquid Waste Industry

EDUCATION:
Patchogue/ Medford High School
Regents Diploma 1959

Suffolk Community College
Business Courses / accounting / Marketing etc.
Night courses no degree 1968-69

Dale Carnegie Course
Leadership Training
How to win friends & influence people 1982

Member Long Island Liquid Waste Association
40+ years - served as president for Four Years

Served on Suffolk County Consumers Affairs 12/05 - present
Liquid Waste Licensing Board

Respectfully submitted;

C.W. Coleman
<table>
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<tr>
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<td>x</td>
<td></td>
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</table>
REQUEST FOR THE INTRODUCTION OF SUFFOLK COUNTY LEGISLATION
OFFICE OF THE COUNTY EXECUTIVE
County of Suffolk

1149

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

Submitting Department
(Dept. Name & Location):
Suffolk County Department of Labor, Licensing & Consumer Affairs
Bldg. 17, No. County Complex
Veterans Memorial Highway
Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.):
Barbara D'Amico
36669

Suggestion Involves:
_____ Technical Amendment
_____ Grant Award
_____ New Program
_____ Contract (New_Rev_.)
_____ Other

Summary of Problem: (Explanation of why this legislation is needed.)
The purpose of this legislation is to reappoint C.W. Coleman to the Suffolk County Commercial, Industrial, Residential, Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM
SCIN Form 175a (10/95) Prior editions of this form are obsolete.
# Statement of Financial Impact

**Type of Legislation**

- Resolution _X_  
- Local Law ___  
- Charter Law ___

**Title of Proposed Legislation:** APPROVING THE REAPPOINTMENT OF C.W. COLEMAN AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL, SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD

**Purpose of Proposed Legislation**

The purpose of this legislation is to reappoint C.W. Coleman to the Suffolk County Commercial, Industrial, Residential, Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. The Board consists of five (5) members who serve three (3) year terms.

**Will the Proposed Legislation Have a Fiscal Impact?** Yes ___ No _X_

**If the Answer to Item 4 is "yes", on what will it impact? (check appropriate category)**

- County  
- Village  
- Town  
- School District  
- Economic Impact  
- Library District  
- Fire District  
- Other (Specify)  
- NOT APPLICABLE

**If the answer to item 4 is "yes", Provide Detailed Explanation of Impact**

N/A

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

**Proposed Source of Funding**

**Timing of Impact**

- Upon adoption

**Typed Name & Title of Preparer**

BARBARA D'AMICO  
DIRECTOR OF FINANCE

**Signature of Preparer**

[Signature]

**Date**

1/30/17

---

[Additional notes and signatures]
### 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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<td><strong>Total</strong></td>
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### Police District and District Court

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### Combined

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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, 2015.
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:

APPROVING THE REAPPOINTMENT OF C.W. COLEMAN AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL, SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD.

PURPOSE OR GENERAL IDEAL OF BILL:

The purpose of this legislation is to reappoint C.W. Coleman as a member of the Suffolk County Commercial, Industrial, Residential, Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. The Board consists of five (5) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Mr. Coleman's current term expired on December 7, 2016.

FISCAL IMPLICATIONS:

None
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
Suffolk County Executive's Office

FROM: Frank Nardelli, Commissioner

DATE: January 30, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE REAPPOINTMENT OF CLARENCE W. COLEMAN AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE "RESO-LLCA- SEPTIC BOARD-C. COLEMAN."

Thank you for your assistance.

***

FN:dv
Attachment
Resolution Title: APPROVING THE REAPPOINTMENT OF C.W. COLEMAN AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL, SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD

Purpose/Justification of Request: The purpose of this legislation is to reappoint C.W. Coleman to the Suffolk County Commercial, Industrial, Residential, Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. The Board consists of five (5) members who serve three (3) year terms.

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 back up attached? yes ___ X no ___

4. Is this resolution subject to SEQRA review? yes ___ no ___ X

Fiscal Information:

   N/A

Contact Person Barbara D'Amico, Director of Finance  Telephone Number 3-6669

Instructions: All departments must submit this form, along with your draft resolution for Legislative action, to the Budget Office no later than noon on the Monday before the Thursday deadline imposed by the Legislature.
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF RICHARD L. CRESCENZO AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD

WHEREAS, Local Law 2-1996 authorized the creation of a five member Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board; and

WHEREAS, members of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board; are appointed by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Richard L. Crescenzo expired on December 7, 2016; and

WHEREAS, the County Executive has re-nominated Richard L. Crescenzo to serve as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board; now, therefore be it

1st RESOLVED, that the reappointment of Richard L. Crescenzo of Medford, New York, as a member of the Suffolk County Commercial, Industrial, Residential Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board, for a term of office expiring December 7, 2019, is hereby approved, said reappointment having been made pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd 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.
County Executive of the County of Suffolk

Date:
Resume

Richard L. Crescenzo

East Patchogue, NY 11772

• Has worked in the water and sewage industry since 1964.
• Holds state licenses for sewage treatment, water treatment and swimming pool service.
• Holds licenses to train operators for renewal credits required for licensing.
• Director of Water Environment Federation and the O&M Committee.
• Member of Suffolk County Long Island Liquid Waste Association.
• Member of the Suffolk County Consumer Affairs Liquid Waste Board.
• Owner of Chief Operator of Water and Sewage Treatment Enterprises, Inc. Contract operation of water and sewage treatment facilities and collection systems in the private and public sector. Plants range in size from 5,000 gallons per day (gpd) to 800,000 gpd.

W.A.S.T.E. Inc: 1980-Present

• State DEC permit #1A764
• Suffolk County License #207
• Suffolk County Consumer Affairs #059W
• NY Wastewater License #4773-2A
• NY Water Treatment License #NY0030542
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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law __ Charter Law

2. Title of Proposed Legislation: APPROVING THE REAPPOINTMENT OF RICHARD L. CRESCENZO AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL, SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD

3. Purpose of Proposed Legislation
   The purpose of this legislation is to reappoint Richard L. Crescenzo to the Suffolk County Commercial, Industrial, Residential, Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. The Board consists of five (5) members who serve three (3) year terms.

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 ______ NOT APPLICABLE

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 Subdivision.

8. Proposed Source of Funding

9. Timing of Impact
   Upon adoption

10. Typed Name & Title of Preparer
    BARBARA D'AMICO
    DIRECTOR OF FINANCE

11. Signature of Preparer
    [Signature]

12. Date
    1/30/17

SCIN FORM 175b (10/95)

Debra Holder 2/17/17
### General Fund

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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 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.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL:

APPROVING THE REAPPOINTMENT OF RICHARD L. CRESCENZO AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL, SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD

PURPOSE OR GENERAL IDEAL OF BILL:

The purpose of this legislation is to reappoint Richard L. Crescenzo as a member of the Suffolk County Commercial, Industrial, Residential, Septic Tank/Sewer Drain Treatment, Bacteria Additives and Maintenance Board. The Board consists of five (5) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Mr. Crescenzo's current term expired on December 7, 2016.

FISCAL IMPLICATIONS:

None
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
    Suffolk County Executive's Office

FROM: Frank Nardelli, Commissioner

DATE: January 30, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE REAPPOINTMENT OF RICHARD L. CRESCENZO AS A MEMBER OF THE SUFFOLK COUNTY COMMERCIAL, INDUSTRIAL, RESIDENTIAL SEPTIC TANK/SEWER DRAIN TREATMENT, BACTERIA ADDITIVES AND MAINTENANCE BOARD.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE “RESO-LLCA-SEPTIC BOARD-R.CRESCENZO.”

Thank you for your assistance.

***

FN:dv
Attachment
RESOLUTION NO. 2017, APPROPRIATING FUNDS IN CONNECTION WITH PREPARING A SEWERING FEASIBILITY STUDY FOR BRENTWOOD (CP 8112)

WHEREAS, Brentwood could benefit from the availability of sanitary sewer service; and

WHEREAS, a study should be conducted which is in the vicinity of the Brentwood Railroad Station and the adjacent roadways of Brentwood Avenue and 5th Avenue and will be confirmed in the study; and

WHEREAS, the study should explore costs associated with establishing a sewer district extension due to the proximity to existing County sewers; and

WHEREAS, the availability of sanitary sewer service in this area has the potential to increase existing business investment, opportunities, and provide greater environmental protection in this community; and

WHEREAS, sufficient funds are included in the 2017 Capital Budget and Program to cover the cost of said request; 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, that this Legislature, by resolution of even date herewith, has authorized the issuance of $200,000 in Suffolk County Serial Bonds; now therefore, it be

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) (18), (20), (21) and (27) of the Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action. Since this law is a Type II action, the Legislature has no further responsibilities under SEQRA.

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-six (66) is eligible for approval in accordance with the provisions of Resolution 471-1994 as revised by Resolution 461-2006; and be it further

3rd RESOLVED, that the proceeds of $200,000 in Suffolk County Serial Bonds be and they hereby are appropriated as follows:

<table>
<thead>
<tr>
<th>Project Number</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-8112.110</td>
<td>Sewering Feasibility Study for Brentwood</td>
<td>$200,000</td>
</tr>
</tbody>
</table>
4th RESOLVED, that the Administrative Head of the Sewer Districts be and hereby is authorized, directed and empowered to issue an RFP and enter into contracts and agreements upon such terms and conditions as he may deem necessary relating to consultant assistance for the planning of this project; and be it further

5th RESOLVED, that in accordance with applicable provisions of law, the expenditures which are attributable to the establishment of a district, shall be apportioned against the users of such district and reimbursed to the County for the costs herein.

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

2. Title of Proposed Legislation

RESOLUTION NO. 2017, APPROPRIATING FUNDS IN CONNECTION WITH PREPARING A SEWERING FEASIBILITY STUDY FOR BRENTWOOD (CP 8112)

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 SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 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
    Principal Budget Examiner

11. Signature of Preparer

12. Date
    February 17, 2017

SCIN FORM 175b (10/95)
<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>11/1/2017</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11/1/2018</td>
<td>2.00%</td>
<td>$38,431.68</td>
<td>$4,000.00</td>
<td>$42,431.68</td>
<td>$42,431.68</td>
</tr>
<tr>
<td>11/1/2019</td>
<td>2.00%</td>
<td>$39,200.31</td>
<td>$1,615.68</td>
<td>$40,816.00</td>
<td>$42,431.68</td>
</tr>
<tr>
<td>11/1/2020</td>
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<td>$41,208.00</td>
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<tr>
<td>11/1/2021</td>
<td>2.00%</td>
<td>$40,764.01</td>
<td>$823.84</td>
<td>$41,607.84</td>
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<td>11/1/2022</td>
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<td>$42,015.68</td>
<td>$42,431.68</td>
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<tr>
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11/1/2024  2.00%
11/1/2025  2.25%
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
### 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><strong>TOTAL</strong></td>
<td>$42,432</td>
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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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</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
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### 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>$0.08</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.

To be completed by the Executive Budget Office
## 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>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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</tbody>
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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 FEV TAX RATE PER $1000</th>
</tr>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
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<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.

To be completed by the Executive Budget Office
TITLE OF BILL – Appropriating Funds in Connection with Preparing a Sewering Feasibility Study for Brentwood (CP 8112).

PURPOSE OR GENERAL IDEA OF BILL – Funds are required to prepare a sewering feasibility study for Brentwood.

SUMMARY OF SPECIFIC PROVISIONS – Funds are required to prepare a sewering feasibility study for Brentwood. Authorization is given to the Administrative Head of Sewer Districts to issue an RFP for engineering assistance.

JUSTIFICATION – The initiation of the sewering study complies with the adopted 2017 Adopted Capital Budget.

FISCAL IMPLICATIONS – It is anticipated that with district extensions that the service area residents and users will reimburse the County for any funds expended prior to district formation ($200,000).
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: A Resolution Appropriating Funds in Connection with Preparing a Sewering Feasibility Study for Brentwood (CP 8112)
DATE: February 7, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW a Sewer Feasibility Study for Brentwood (CP 8112) dated 2-7-17 and backup filed as Backup-DPW a Sewer Feasibility Study for Brentwood (CP 8112) dated 2-7-17. The sewer study project could lead to sanitary sewers with the potential to increase opportunities and investment in the area and improve environmental conditions. The attached resolution will provide $200,000 in serial bonds contained in the 2017 Adopted Capital Budget which is sufficient to have the study completed.

We appreciate the resolution being laid on the table as soon as possible.

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-bw2-7-17 Backup-DPW Feasibility Study for Brentwood CP 8112 memo
to JSchneider.doc
RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH THE REHABILITATION OF PARKING LOTS, SIDEWALKS, DRIVES AND CURBS AT VARIOUS COUNTY FACILITIES (CP 1678)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with rehabilitation of Parking lots, drives and curbs at County facilities; and

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

WHEREAS, the professional engineering services associated with the planning, design and construction of this project have been and will be performed by the staff of the Department of Public Works,

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 $1,000,000 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 617.5 (C) (1), (2), (4), (20) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), 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 forty-six 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, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $1,000,000 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>S25-CAP-1678.327</td>
<td>50</td>
<td>Rehabilitation of Parking Lots, Sidewalks, Drives and Curbs at County Facilities</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>
1. Type of Legislation

Resolution  X  Local Law  Charter Law

2. Title of Proposed Legislation

RESOLUTION NO. - 2017, APPROPRIATING FUNDS IN CONNECTION WITH THE REHABILITATION OF PARKING LOTS, SIDEWALKS, DRIVES AND CURBS AT VARIOUS COUNTY FACILITIES (CP 1678)

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)

<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>
<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

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 SPRING OF 2017 AND DEBT SERVICE WILL COMMENCE SPRING 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
Principal Budget Examiner

11. Signature of Preparer

12. Date
February 17, 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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<tbody>
<tr>
<td>TOTAL</td>
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<td>$0.21</td>
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## 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>
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## COMBINED

<table>
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<tr>
<th></th>
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<th>2018 FEV TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.21</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>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
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<td>$8,674.87</td>
<td>$8,674.87</td>
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<td>11/1/2020</td>
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<td></td>
<td>$7,668.62</td>
<td>$7,668.62</td>
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<tr>
<td>11/1/2021</td>
<td>2.000%</td>
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<td></td>
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<td>$1,165.82</td>
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<td>11/1/2027</td>
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<td>$120,558.62</td>
<td>$1,120,558.62</td>
<td>$1,120,558.62</td>
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| 11/1/2029  |
| 11/1/2030  |
| 11/1/2031  |
| 11/1/2032  |
| 11/1/2033  |
| 11/1/2034  |
| 11/1/2035  |
## 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</td>
<td>$0</td>
<td>$0.00</td>
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</tbody>
</table>

## POLICE DISTRICT AND DISTRICT COURT

<table>
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<tr>
<th>2017 PROPERTY TAX LEVY</th>
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<td>TOTAL</td>
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<td>$0.00</td>
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## COMBINED

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<tr>
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<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>
</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.
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: A draft resolution to appropriate funding for the Rehabilitation of Parking Lots, Sidewalks, Drives and Curbs at Various County Facilities

PURPOSE OR GENERAL IDEA OF BILL: Significant portions of facility parking lots throughout the County have not been resurfaced since construction. Many of these County Facilities have fallen into disrepair and may present a public safety issue. Lack of funding over years to address many of these facilities has resulted in structural deterioration. Over the past several years the severe winters has escalated these structural failures. The addition of solar panels to parking facilities and rising fuel prices increases the cost of resurfacing.

SUMMARY OF SPECIFIC PROVISIONS: Locations to be addressed are prioritized based on condition, cost and the time involved for repair.

JUSTIFICATION: This project will eliminate hazardous conditions and reduce the risk of injuries and the County's exposure to liability claims. Reconstruction of these facilities ultimately reduces maintenance costs.

FISCAL IMPLICATIONS: The County will issue bonds in the amount of 1,000,000 to fund the project.
RESOLUTION SUBMITTAL SHEET

Capital Project 1678  Legis. Districts Various
Operating Fund  Federal Aid % 
Other State Aid % 

Purpose (give a complete description of why we are asking for reso; if aided, state status of aid)
Planned Projects Ronkonkoma Train Station, Yaphank Complex Bldg. 360,
7th Precinct, Cohalan Courts, Huntington Highway Facility, Bomarc Complex, Cornell
Cooperative Riverhead

Previous resolution (list previous reso for the same work)
496-2016

Amounts being requested
Planning
Site
Construction $1,000,000
Land
F&E

Current Funding
Planning
Site
Construction $814,487.86
Land
F&E

Project Status
Est. planning completion
Est. construction start
Est. construction completion 12/17

Design consultant
Contractor

Offsets (state required offsets, their legis. districts, and a detailed explanation of why we do not need the funds; state if we believe the legislator from the offset district will have a major issue)

Offset Legis. District Comments

Offset Legis. District Comments

Offset Legis. District Comments
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
DATE: February 3, 2017
RE: C.P. 1678 – Rehabilitation of Parking Lots Sidewalks, Drives and Curbs at Various County Facilities

We are forwarding herewith a draft resolution appropriating the sum of $1,000,000.00 for construction in connection with the 2017 referenced project.

This project provides for resurfacing, repairing and/or rehabilitating drives, parking fields, curbs and sidewalks at various County office facilities. This work reduces further deterioration, which then requires costly reconstruction. Also, elimination of hazardous conditions reduces the County’s liability claims.

An e-mail version was sent to CE RESO REVIEW saved under the title “RESO DPW CP1678 – Rehab. Of Parking Lots, Drives and Curbs at Co. Facilities.”
RESOLUTION NO. -2017, AMENDING THE 2017 ADOPTED OPERATING BUDGET TO ACCEPT AND APPROPRIATE 100% ADDITIONAL FEDERAL PASS-THROUGH AID FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH (NYS OMH) TO VARIOUS CONTRACT AGENCIES FOR COMMUNITY MENTAL HEALTH SERVICES

WHEREAS, the New York State Office of Mental Health (NYS OMH) has issued additional Federal pass-through aid in the amount of $178,772 due to an increase in the Community Mental Health Services (CMH+S) Block Grant funding effective January 1, 2017; and

WHEREAS, these additional funds are to be allocated to contract agencies that provide both Adult and Children & Youth community mental health support programs; and

WHEREAS, this additional 100% Federal pass-through aid is not currently included in the 2017 Operating Budget; now, therefore be it

1st

RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate $178,772 in additional Federal pass-through aid as follows:

REVENUES:
001-4490 Mental Health Federal Aid

AMOUNT
$178,772

ORGANIZATIONS:

<table>
<thead>
<tr>
<th>XORG</th>
<th>OBJECT NAME</th>
<th>2017 Adopted Budget</th>
<th>Increase/Decrease</th>
<th>2017 Modified Budget</th>
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<tr>
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<td>JYA1</td>
<td>PSCH</td>
<td>$70,636</td>
<td>$7,542</td>
<td>$78,178</td>
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</table>

and be it further
RESOLVED, that the County Executive be and hereby is authorized to execute contract amendments with all providers listed in 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:

HSV# 06-2017
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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
Amending the 2017 Adopted Operating Budget to accept and appropriate 100% additional Federal pass-through aid from the New York State Office of Mental Health (NYS OMH) to various contract agencies for community mental health services.

3. Purpose or Proposed Legislation
This legislation will accept and appropriate the additional funds to contract agencies for programs that provide comprehensive, community-based mental health services to adults with serious mental illness and children with serious emotional disturbance.

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>
<th>Economic Impact</th>
</tr>
</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:
N/A

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

8. Proposed Source of Funding
100% Federal pass-through aid from NYS Office of Mental Health

9. Timing of Impact
Immediate upon approval of the resolution and execution of contract amendments with provider agencies

10. Typed Name & Title of Preparer
Susan B. Hodosky
Principal Financial Analyst

11. Signature of Preparer
Susan B. Hodosky

12. Date
5/14/17

SCIN FORM 175b (10/95)

Page 1 of 2
MEMORANDUM

To: James L. Tomarken, MD, MPH, MBA, MSW
Commissioner, Department of Health Services

From: Ann Marie Csomy, LCSW
Director, Division of Community Mental Hygiene Services

Date: February 6, 2017

Subject: Request for Legislative Resolution

The Division is requesting a Legislative Resolution to accept $178,772 in additional 100% Federal Pass through aid from the New York State Office of Mental Health. This funding is to be allocated to various contract agencies per the attached OMH Field Office letter.

I am attaching drafts of the fiscal impact statement, intro resolution and routing form as well as the current OMH full state aid letter and Long Island Field Office letter which provide further specifics of the funding.

AMC/HM
Enclosures
Cc: S. Hodosky, S. Reagan, D. Holtsford, B. Russo
February 8, 2017

Ms. Ann Marie Csorny, LCSW-R, Director
Suffolk County Department of Health Services
Division of Community Mental Hygiene
725 Veterans Memorial Highway
North County Complex-C928
Hauppauge, NY 11788

RE: Federal Funds Block Grant

Dear Ms. Csorny:

The New York State Office of Mental Health (OMH) is pleased to allocate the additional Federal Fiscal Year CMHS Block Grant increase for Community Support Service programs to various providers as set forth on the attached schedule totaling $178,772 for the period 1/1/2017-12/31/2017. These funds are included in your 2017 State Aid letter (OMH funding code 041F and 044F) and represent 100 percent Federal participation rate.

<table>
<thead>
<tr>
<th>Funding Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>041F</td>
<td>$ 68,767</td>
</tr>
<tr>
<td>044F</td>
<td>$110,005</td>
</tr>
</tbody>
</table>

Please feel free to contact Shalendra Ramadhin at (631) 761-3334 or myself should you have any questions or concerns.

Sincerely,

[Signature]

Martha Carlin, PsyD
Director – OMH Long Island Field Office

Cc: Shalendra Ramadhin
    Barbara J. Russo

A FACILITY OF THE OFFICE OF MENTAL HEALTH
<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Letter</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value</th>
<th>Annualized Value Changes</th>
<th>Fiscal Year Revised Annualized Value</th>
<th>Beds</th>
</tr>
</thead>
<tbody>
<tr>
<td>Local Assistance</td>
<td>001A</td>
<td>MHPFA</td>
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<td>Community Support Services</td>
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<td>MHPFA</td>
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</tr>
<tr>
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<td>MHPFA</td>
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<tr>
<td>O&amp;F Case Management</td>
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<td>MHPFA</td>
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<td>$0</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
</tbody>
</table>

**Remarks**

Allocation reduced $43,111 (FAV $0) which represents the State Aid and Service Dollar funding for children's TCM (ICM, SCM & BCM) programs converted to Health Home Care Management effective 12/1/16. Funds have been transferred to fund code 570K.

$774 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $1,032.

Correction: Allocation of $47,100 for FY 2016 (FAV $82,944) for Children's Case Management State Aid increase effective 4/1/16.

Additional allocation of $15,736 (annualized) ($9,294 ICM and $9,442 SCM) related to State Aid Manager funding increase for Children's Case Management in support of the non-medicaid clients, effective 4/1/16.

| CPEP | 036  | MHPFA | $0     | $0     | $0     | $0     | $0           | $0     |
| Peer & Rehab. Sup. | 037A | MHPFA | $725,832 | $0     | $725,832 | $0     | $0           | $0     |

**Remarks**

$1,088 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $1,448.

Addition of FAV $724,384 due to transfer of funds for the opening of for 2/1/16 wellness program. Program code 2780 (Recovery Center) should be used on all OMH financial reporting documents.

| PROS State Aid | 037P | MHPFA | $1,283,340 | ($6,280) | $1,277,060 | $0     | $0           | $0     |
### Funding Source Allocation Table

**County Code:** 52  **County Name:** Suffolk  
**Year:** 2017

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Letter</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value Changes</th>
<th>Annualized Value</th>
<th>Fiscal Year Revised</th>
<th>Bede</th>
</tr>
</thead>
<tbody>
<tr>
<td>Effective 1/1/2017, PROS Residual State Aid and PROS Vocational Initiative funding recalculated based upon monthly census data reported in CAIRS. CY 17 funding amounts are: HALI U/Hands Across Long Island State Aid $87,148 Vocational Funding $63,684; Pollack Center for Recovery and Wellness/Association for Mental Health and Wellness State Aid $101,184 Vocational Funding $95,528; Recovery Concepts at Babylon/Federation of Organizations State Aid $41,662 Vocational Funding $39,580; Recovery Concepts at Patchogue/Federation of Organizations State Aid $74,048 Vocational Funding $70,204; Synergy Center for Recovery and Wellness/Association for Mental Health and Wellness State Aid $46,212 Vocational Funding $46,656; Federation of Organizations Recovery Concepts West State Aid $46,452 Vocational Funding $44,040; Maryhaven PROS East (Riverhead)/Maryhaven Center of Hope, Inc. State Aid $50,132 Vocational Funding $47,528; PK PROS East/Pederson-Krag Center, Inc. State Aid $82,324 Vocational Funding $78,052; PK PROS North/Pederson-Krag Center, Inc. State Aid $37,256 Vocational Funding $35,320; Stepping Stones/Family Service League, Inc. State Aid $29,438 Vocational Funding $27,908; Success PROS/Skills Unlimited, Inc. State Aid $23,455 Vocational Funding $22,240; Foundation for Integrated Recovery Services/Phoenix Houses of Long Island, Inc. State Aid $35,416 Vocational Funding $33,576; Maryhaven PROS West (Yaphank)/Maryhaven Center of Hope, Inc. State Aid $17,940 Vocational Funding $17,008. $1,915 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2015. The full annual value is $2,564.</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Legislative Add: Veteran P2P Pilot Prog</td>
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<td>$92,500</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
</tbody>
</table>

#### Remarks

**Funding for the 2016-17 Veteran Peer to Peer grant will be closed out after June 30, 2018.**

**2016-17 Legislative Add (001):** This funding will be used for the Veteran Peer to Peer Support Pilot Program for veterans suffering from post-traumatic stress syndrome, other related combat stress disorders, or having other counseling needs, using individual and small group peer to peer counseling methods. The provider should use program code 1190 (Special Legislative Grant) on all OHF financial reporting documents.

Last liability date is 10/1/16; no AV needed.
### Funding Source Allocation Table

**County Code:** 52  **County Name:** Suffolk  
**Year:** 2017

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Letter</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value Changes</th>
<th>Fiscal Year Revised Annualized Value</th>
<th>Beds</th>
</tr>
</thead>
<tbody>
<tr>
<td>Psych Rehab</td>
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<td>MHPFA</td>
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<td>$0</td>
<td>$0</td>
<td>$0</td>
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<tr>
<td>Clinical Infrastructure-Adult</td>
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<td>$1,038,518</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
</tbody>
</table>

**Remarks**

$126 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $168.

Effective 1/1/2016, additional funding of $84,000 (FAV) to create and/or expand transitional care coordination services focused on the forensic population at $6,000 per supported housing bed. Program code 1760 (Advocacy/Support Services) should be used on all OMH financial reporting documents.

CMHS block grant funding for the Community Support Services allocation is increased effective July 1, 2016 due to recent changes to New York State's Federal CMHS block grant allocation. The revised 2016 CMHS block grant allocation is $1,066,427 ($1,038,518 FAV).

CMHS block grant funding for the Community Support Services allocation is increased effective July 1, 2016 due to recent changes to New York State's Federal CMHS block grant allocation. The revised 2016 CMHS block grant allocation is $1,174,029 ($1,146,520 FAV).

**Remarks**

The allocation includes funding for an Adult Clinical Infrastructure program ($504,361) and Community Support Programs ($534,217). These funds are complemented with Mental Hygiene Program Funds for Adult Clinical Infrastructure (FC 039P), and Community Support Services (FC 014). Federal CMHS block grant funds are covered under CFDA Number 93.958. Please refer to OMH's Federal Funds Guidelines for important information about Federal certifications, audit reporting, monitoring, and restrictions and prohibitions on expenditures for both counties and subcontract providers.

CMHS block grant funding for the Community Support Services allocation is increased effective July 1, 2016 due to recent changes to New York State's Federal CMHS block grant allocation. The revised 2016 CMHS block grant allocation is $1,066,427 ($1,038,518 FAV).
## Attachment A
### Funding Source Allocation Table
#### County Code: 52  County Name: Suffolk
#### Year: 2017

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Year</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value</th>
<th>Annualized Value Changes</th>
<th>Fiscal Year Revised Annualized Value</th>
<th>Beds</th>
</tr>
</thead>
<tbody>
<tr>
<td>Emergency Services C&amp;F</td>
<td>046C</td>
<td>MHPFA</td>
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<tr>
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<td>MHPFA</td>
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<td>$0</td>
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<td>2000 bed Capital Plan</td>
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<td>MHPFA</td>
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<td>$534,103</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
</tbody>
</table>

**Remarks**
Correction to Annualized Value for CY 2017 due to duplication of SPOA addition and 0.2% COLA

$175 represents the April-December 2016 value of the 0.2% COLA on the MHSA Block Grant compliment (FSC044) effective April 1, 2016. The full annual value is $233.

$408 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2015. The full annual value is $546.

The additional allocation to support the enhanced role of SPOA/Conflict of Interest compliance in regards to HCBS Waiver has been extended to 12/31/17. Full AV of $134,250.

**Emergency Services C&F**
Includes increase related to the 0.2% COLA effective 4/1/16. Full annual value of the COLA is $1,068.

**Supported Housing**
Includes increase related to the 0.2% COLA effective 4/1/16. Full annual value of the COLA is $354.
### Attachment A

**Funding Source Allocation Table**

**County Code:** S2  **County Name:** Suffolk  
**Year:** 2017

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Letter</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value</th>
<th>Annualized Value Changes</th>
<th>Fiscal Year Revised Annualized Value</th>
<th>Beds</th>
</tr>
</thead>
<tbody>
<tr>
<td>Remarks</td>
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<td></td>
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<td></td>
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</tr>
</tbody>
</table>

$2,015 represents the April- Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $4,252.

Allocation of $273,953 ($547,916 annualized) supports expansion of a Mobile Crisis Team ($136,420; $272,838 FAV) and expansion of a Mobile Residential Support Team ($137,539; $275,076 FAV), effective 7/1/2016. This team will support individuals during the transition process upon long term stay discharge. The program codes to be included on OMH's financial reports are Crisis Intervention (2860) for the Mobile Crisis Team expansion; and Advocacy/Support Services (1760) for the Mobile Residential Support Team expansion.

These funds are part of the System Transformation Plan Initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

Allocation supports: three mobile residential support teams ($758,740 annualized); a hospital alternative respite program ($552,590 annualized); a recovery center ($250,000 annualized), effective 7/1/2014; expansion of an existing 48 slot Assertive Community Treatment (ACT) Team to a 68 slot team ($35,856 annualized), effective 4/1/2016; and expansion of a Mobile Crisis Team ($272,840 annualized) and expansion of a Mobile Residential Support Team ($275,076 annualized), effective 7/1/2016. The program codes to be included on OMH's financial reports are: Advocacy/Support Services (1760), Non-Medicaid Care Coordination (2720), and Outreach (0950) for the residential support teams; Respite Services (0650) for the Hospital Alternative Respite program; Recovery Center (2760) for the East End Recovery Center; Assertive Community Treatment (0800) and Assertive Community Treatment Service Dollars (8810) for the ACT Team expansion; Crisis Intervention (2860) for the Mobile Crisis Team expansion; and Advocacy/Support Services (1760) for the Mobile Residential Support Team expansion.

These funds are part of the System Transformation Plan Initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

| Expanded Community Support C&Y     | 142B | MHPFA | $558,642    | $0                             | $558,642                              | $0               | $0                       | $0                     |      |
| Trans. Mgmt. Kendra's             | 170B | MHPFA | $203,872    | $0                             | $203,872                              | $0               | $0                       | $0                     |      |
| MGP Admin Kendra's               | 170C | MHPFA | $52,124     | $0                             | $52,124                               | $0               | $0                       | $0                     |      |
| Article 28&31 Clos. Re-Invest. (Adult) | 175A | MHPFA | $30,060     | $0                             | $30,060                               | $0               | $0                       | $0                     |      |
| Com. Reinvestment                | 200  | MHPFA | $3,208,080  | $0                             | $3,208,080                            | $0               | $0                       | $0                     |      |

Remarks

This adjustment reflects implementation of the .2% COLA included in the 2016-17 enacted NYS budget, effective 4/1/16. The October quarterly advance includes the increase amount for the period 4/1/16 - 12/31/16. Each quarter thereafter will receive one quarter of the value of the COLA increase.

Reduction of $30,028 (FAV=$30,028) for transfer to FC 0397. These funds have been identified by the LGU as underspent, and will serve to expand the funding of a SPOA program.

| Homeless/MICA                  | 300  | MHPFA | $770,995    | $0                             | $770,995                              | $0               | $0                       | $0                     |      |
## Attachment A

### Funding Source Allocation Table

**County Code: 52  County Name: Suffolk  Year: 2017**

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Letter</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value</th>
<th>Annualized Value Changes</th>
<th>Fiscal Year Revised Annualized Value</th>
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**Remarks**

$354 represents the April-Dec 2016 value of the 0.2% COLA for PATH funding effective April 1, 2016. The full annual value is $512.

This adjustment reflects implementation of the 0.2% COLA included in the 2016-17 enacted NYS budget, effective 4/1/16. The October quarterly advance includes the increase amount for the period 4/1/16 - 12/31/16. Each quarter thereafter will receive one quarter of the value of the COLA increase.

| Health Home                  | 370  | MHPFA | $3,719,544             | $0                                    | $3,719,544                               | $0               | $0                       | $0                                   | $0   |
| Kids Health Home Care Management | 370K | MHPFA | $0                     | $517,328                              | $517,328                                 | $0               | $0                       | $0                                   | $0   |
| Funding Reduction/COLA       | 985  | MHPFA | $0                     | $0                                    | $0                                      | $0               | $0                       | $0                                   | $0   |
| Grand Total:                 |      |       | $24,876,575            | $(6,280)                              | $24,970,256                             | $0               | $0                       | $0                                   | $0   |

This adjustment reflects implementation of the 0.2% COLA included in the 2016-17 enacted NYS budget, effective 4/1/16. The October quarterly advance includes the increase amount for the period 4/1/16 - 12/31/16. Each quarter thereafter will receive one quarter of the value of the COLA increase.
TITLE OF BILL: Amending the 2017 Adopted Operating Budget to accept and appropriate 100% additional Federal pass-through aid from the New York State Office of Mental Health (NYS OMH) to various contract agencies for community mental health services.

PURPOSE OR GENERAL IDEA OF BILL: This legislation will accept and appropriate the additional funds to contract agencies for programs that provide comprehensive, community-based mental health services to adults with serious mental illness and children with serious emotional disturbance.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: This legislation will accept and appropriate additional funds to various contract agencies to be used to enhance existing community support service programs.

FISCAL IMPLICATIONS: $178,772 in additional Federal pass-through aid will be added to the 2017 Adopted Operating Budget.
February 9, 2017

Jon Schneider, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to amend the 2017 Adopted Operating Budget to accept and appropriate 100% additional Federal pass-through aid from the New York State Office of Mental Health to various contract agencies for community mental health services. This legislation will accept and appropriate the additional funds to contract agencies for programs that provide comprehensive, community-based mental health services to adults with serious mental illness and children with serious emotional disturbance.

I enclose the financial impact statement and other materials for this Resolution. If you have any questions on the enclosed, please call Barbara Russo at 3-8533. Also, an e-mail version of this resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-MH Federal Funds.docx.”

Sincerely,

[Signature]

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, MPA, Assistant to the Commissioner of Health Services
   Ann Marie Csorny, Director, Division of Community Mental Hygiene Services
   Barbara Russo, Principal Financial Analyst
   Susan B. Hodosky, Principal Financial Analyst
### GENERAL FUND

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<th>2017 FV Tax 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, 2015.**

2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2015-2016.**

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
RESOLUTION NO. -2017, AMENDING THE 2017 ADOPTED OPERATING BUDGET TO ACCEPT AND APPROPRIATE 100% ADDITIONAL STATE AID FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH (NYS OMH) TO VARIOUS CONTRACT AGENCIES FOR A COST-OF-LIVING-ADJUSTMENT (COLA)

WHEREAS, the New York State Office of Mental Health (NYS OMH) has awarded additional State Aid in the amount of $41,498 to mental health providers for a 0.2% Cost-of-Living-Adjustment (COLA) effective January 1, 2017; and

WHEREAS, this 100% additional State Aid from the New York State Office of Mental Health is not currently included in the 2017 Adopted Operating Budget; now, therefore be it

1st

RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate $41,498 in additional State Aid as follows:

REVENUES:
001-3493 Community Support Services

<table>
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<tr>
<th>AMOUNT</th>
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<td>$41,498</td>
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ORGANIZATIONS:

Department of Health Services (HSV)
Division of Community Mental Hygiene Services
001-HSV-4330-4960

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<th>OBJECT NAME</th>
<th>2017 Adopted Budget</th>
<th>Increase/Decrease</th>
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</table>
and be it further

2nd RESOLVED, that the County Executive be and hereby is authorized to execute contract amendments with all providers listed in this resolution; and be it 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.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

HSV# 07-2017
1. Type of Legislation

<table>
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<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
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2. Title of Proposed Legislation
Amending the 2017 Adopted Operating Budget to accept and appropriate 100% additional State Aid from the New York State Office of Mental Health (NYS OMH) to various contract agencies for a Cost-of-Living-Adjustment (COLA).

3. Purpose or Proposed Legislation
This legislation is needed to accept and appropriate these additional funds for a 0.2% COLA to various contract agencies that provide mental health programs in Suffolk County.

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

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.
Not applicable

8. Proposed Source of Funding
100% State Aid from New York State Office of Mental Health.

9. Timing of Impact
Immediate upon approval of the resolution and execution of contract amendments with providers.

10. Typed Name & Title of Preparer
Susan B. Hodosky
Principal Financial Analyst

11. Signature of Preparer

12. Date
2/14/17

SCIN FORM 175b (10/95)
MEMORANDUM

To: James L. Tomarken, MD, MPH, MBA, MSW
    Commissioner, Department of Health Services

From: Ann Marie Csorny, LCSW
      Director, Division of Community Mental Hygiene Services

Date: February 6, 2017

Subject: Request for Legislative Resolution

The Division is requesting a Legislative Resolution to accept $41,498 in additional 100% state aid from the New York State Office of Mental Health for Cost of Living Adjustment (COLA) increases. This funding is to be allocated to various contract agencies per the attached OMH Field Office letter.

I am attaching drafts of the fiscal impact statement, intro resolution and routing form as well as the current OMH full state aid letter and Long Island Field Office letter which provide further specifics of the funding.

AMC/SHM
Enclosures
Cc: S. Hodosky, S. Reagan, D. Holtsford, B. Russo
February 8, 2017

Ms. Ann Marie Csorny, LCSW-R, Director
Suffolk County Department of Health Services
Division of Community Mental Hygiene
725 Veterans Memorial Highway
North County Complex-C928
Hauppauge, NY 11788

RE:  0.2 Percent OMH COLA

Dear Ms. Csorny:

The New York State Office of Mental Health (OMH) is pleased to allocate the 2017 0.2% COLA to various programs and providers as set forth on the attached schedule totaling $41,498 for the period 1/1/2017-12/31/2017. These funds are included in your 2017 State Aid letter and represent 100 percent State participation rate with an effective date of January 1, 2017.

Please feel free to contact Shalendra Ramadhin at (631) 761-3334 or myself should you have any questions or concerns.

Sincerely,

[Signature]

Martha Carlin, PsyD
Director – OMH Long Island Field Office

Cc:  Shalendra Ramadhin
     Barbara J. Russo
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**Note:** The table continues with more entries and columns, but for clarity, only the first few are shown.
### Funding Source Allocation Table

**County Code:** 52  **County Name:** Suffolk  
**Year:** 2017

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<thead>
<tr>
<th>Funding Source</th>
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<th>Revised Current Fiscal Year Allocation</th>
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**Remarks**

Allocation reduced $43,111 (FAV $0) which represents the State Aid and Service Dollar funding for children’s TCM (ICM, SCM & BCM) programs converted to Health Home Care Management effective 12/1/16. Funds have been transferred to fund code 570K.

$774 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $1,032.

Correction: Allocation of $47,190 for LEY 2016 (FAV $62,944) for Children’s Case Management State Aid increase effective 4/1/16.

Additional allocation of $15,736 (annualized) ($6,254 ICM and $9,442 SCM) related to State Aid Manager funding increase for Children’s Case Management in support of the non-medicaid clients, effective 4/1/16.

| CPEP                               | 036  | MHPFA | $0          | $0          | $0          | $0          | $0                       | $0                                   |      |
| Peer & Relibs. Sup.                | 037A | MHPFA | $725,832    | $0          | $725,832    | $0          | $0                       | $0                                   |      |

**Remarks**

$1,086 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $1,448.

Addition of FAVs $24,384 due to transfer of funds for the opening of a 2/1/16 wellness program. Program code 2750 (Recovery Center) should be used on all OMH financial reporting documents.

| PROS State Aid                     | 037P | MHPFA | $1,283,940  | ($6,280)    | $1,277,660  | $0          | $0                       | $0                                   |      |
### Funding Source Allocation Table

**County Code:** S2  **County Name:** Suffolk  
**Year:** 2017

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<th>Remarks</th>
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</table>

**Remarks**

Effective 1/1/2017, PROS Residual State Aid and PROS Vocational initiative funding recalculated based upon monthly census data reported in CAIRS. CY 17 funding amounts are: HALI Hands Across Long Island State Aid $67,148 Vocational Funding $53,233; Pollack Center for Recovery and Wellness/Association for Mental Health and Wellness State Aid $101,184 Vocational Funding $55,928; Recovery Concepts at Babylon/Federation of Organizations State Aid $41,882 Vocational Funding $39,668; Recovery Concepts at Patchogue/Federation of Organizations State Aid $74,048 Vocational Funding $70,264; Synergy Center for Recovery and Wellness/Association for Mental Health and Wellness State Aid $49,212 Vocational Funding $48,656; Federation of Organizations Recovery Concepts West State Aid $46,452 Vocational Funding $44,040; Maryhaven PROS East (Riverhead)/Maryhaven Center of Hope, Inc. State Aid $50,132 Vocational Funding $47,528; PK PROS East/Pederson-Krag Center, Inc. State Aid $82,324 Vocational Funding $78,082; PK PROS North/Pederson-Krag Center, Inc. State Aid $37,256 Vocational Funding $36,320; Stopping Stones/Family Service League, Inc. State Aid $29,436 Vocational Funding $27,308; Success PROS/Skills Unlimited, Inc. State Aid $23,456 Vocational Funding $22,240; Foundation for Integrated Recovery Services/Phoenix Houses of Long Island, Inc. State Aid $35,416 Vocational Funding $33,676; Maryhaven PROS West (Yaphank)/Maryhaven Center of Hope, Inc. State Aid $17,940 Vocational Funding $17,008.

$1,915 represents the April–Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $2,564.

**Legislative Add:** Veteran P2P Pilot Program

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<th>Code</th>
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**Remarks**

Funding for the 2016-17 Veteran Peer to Peer grant will be closed out after June 30, 2018.

2016-17 Legislative Add (001): This funding will be used for the Veteran Peer to Peer Support Pilot Program for veterans suffering from post-traumatic stress syndrome, other related combat stress disorders, or having other counseling needs, using individual and small group peer to peer counseling methods. The provider should use program code 1120 (Special Legislative Grant) on all OCHM financial reporting documents.

Last liability date is 10/1/16; no AV needed.

**Adult Family Support**

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<th>Allocation Changes Since Prior Letter</th>
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**Forensics**

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## Funding Source Allocation Table

**County Code:** 52  
**County Name:** Suffolk  
**Year:** 2017

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### Remarks

$126 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $168.

Effective 1/1/2016, additional funding of $44,000 (FAV) to create and/or expand transitional care coordination services focused on the forensic population at $6,000 per supported housing bed. Program code 1760 (Advocacy/Support Services) should be used on all OMH financial reporting documents.

### CMHS Block Grant C&F

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### Remarks

The allocation includes funding for a C&F Clinical Infrastructure program ($116,375), C&F Community Support Programs ($428,295), C&F Emergency Services ($225,000), and C&F MICA prevention programs ($375,851). These funds are complemented with General Funds for the C&F Clinical Infrastructure program (FC 046A), C&F Community Support Programs (FC 046L), and C&F Emergency Services (FC 046G). Federal CMHS block grant funds are covered under CFDA Number 93.956. Please refer to OMH's Federal Funds Guidelines for important information about Federal certifications, audit reporting, monitoring, and restrictions and prohibitions on expenditures for both counties and subcontract providers.

CMHS block grant funding for the Community Support Services allocation is increased effective July 1, 2016 due to recent changes to New York State's Federal CMHS block grant allocation. The revised 2016 CMHS block grant allocation is $1,174,020 ($1,146,521 FAV).

### Clinical Infrastructure C&F

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### Attachment A

#### Funding Source Allocation Table

**County Code: 52  County Name: Suffolk  Year: 2017**

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<th>Funding Source</th>
<th>Code</th>
<th>Type</th>
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**Remarks**

- **Correction to Annualized Value for CY 2017 due to duplication of SPOA addition and 0.2% COLA**
  - $175 represents the April-December 2016 value of the 0.2% COLA on the CMHS Block Grant compliment (FSC044) effective April 1, 2016. The full annual value is $233.
  - $403 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $546.
  - The additional allocation to support the enhanced role of SPOA/Conflict of Interest compliance in regards to HCBRS Waiver has been extended to 12/31/17. Full AV of $134,250

- **Supported Housing**
  - Includes increase related to the 2% COLA effective 4/1/16. Full annual value of the COLA is $1,066.

- **CSP Miscellaneous**
  - Includes increase related to the 2% COLA effective 4/1/16. Full annual value of the COLA is $354.
### Funding Source Allocation Table

**County Code: 52  County Name: Suffolk**

**Year: 2017**

<table>
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<td><strong>MGP Admin Kendra's</strong></td>
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<td>MHPFA</td>
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<td><strong>Article 26&amp;31 Closure Re-Invest. (Adult)</strong></td>
<td>175A</td>
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</table>

**Remarks**

$2,915 represents the April-Dec 2016 value of the 0.2% COLA effective April 1, 2016. The full annual value is $4,252.

Allocation of $273,858 ($547,916 annualized) supports expansion of a Mobile Crisis Team ($136,420; $272,838 FAV) and expansion of a Mobile Residential Support Team ($137,539; $275,078 FAV), effective 7/1/2016. This team will support individuals during the transition process upon long term stay discharge. The program codes to be included on OMH's financial reports are Crisis Intervention (2680) for the Mobile Crisis Team expansion; and Advocacy/Support Services (1760) for the Mobile Residential Support Team expansion. These funds are part of the System Transformation Plan initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

Allocation supports: three mobile residential support teams ($758,740 annualized); a hospital alternative respite program ($532,861 annualized); a recovery center ($250,000 annualized), effective 7/1/2014; expansion of an existing 48 slot Assertive Community Treatment (ACT) Team to a 68 slot team ($35,896 annualized), effective 4/1/2016; and expansion of a Mobile Crisis Team ($278,480 annualized) and expansion of a Mobile Residential Support Team ($275,076 annualized), effective 7/1/2016. The program codes to be included on OMH's financial reports are: Advocacy/Support Services (1760), Non-Medicaid Care Coordination (2720), and Outreach (0690) for the residential support teams; Respite Services (0690) for the Hospital Alternative Respite program; Recovery Center (2750) for the East End Recovery Center; Assertive Community Treatment (0800) and Assertive Community Treatment Service Dollars (8810) for the ACT Team expansion; Crisis Intervention (2680) for the Mobile Crisis Team expansion; and Advocacy/Support Services (1760) for the Mobile Residential Support Team expansion. These funds are part of the System Transformation Plan initiative which is intended to reduce the need for and length of costly psychiatric hospitalizations. These funds must be reported separately on all OMH financial reports and must not be commingled with existing programs and OMH funding sources. The LGU is required to provide the OMH with monthly reports concerning the number of individuals and new individuals served by age group and county, month and year. Allocations may be adjusted based upon actual program performance.

**Remarks**

This adjustment reflects implementation of the 2% COLA included in the 2016-17 enacted NYS budget, effective 4/1/16. The October quarterly advance includes the increase amount for the period 4/1/16 - 12/31/16. Each quarter thereafter will receive one quarter of the value of the COLA increase.

Reduction of $30,028 (FAV=$30,028) for transfer to FC 099P. These funds have been identified by the LGU as underspent, and will serve to expand the funding of a SROA program.
### Funding Source Allocation Table

**County Code:** 52  
**County Name:** Suffolk  
**Year:** 2017  

<table>
<thead>
<tr>
<th>Funding Source</th>
<th>Code</th>
<th>T vag</th>
<th>Final Annualized Value</th>
<th>Allocation Changes Since Prior Letter</th>
<th>Revised Current Fiscal Year Allocation</th>
<th>Annualized Value</th>
<th>Annualized Value Changes</th>
<th>Fiscal Year Revised Annualized Value</th>
<th>Beds</th>
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<td>Commissioner’s Perf.</td>
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**Remarks**

$384 represents the April-Dec 2016 value of the 0.2% COLA for PATH funding effective April 1, 2016. The full annual value is $512.

This adjustment reflects implementation of the 0.2% COLA included in the 2016-17 enacted NYS budget, effective 4/1/16. The October quarterly advance includes the increase amount for the period 4/1/16 - 12/31/16. Each quarter thereafter will receive one quarter of the value of the COLA increase.

| Health Home                          | 570  | MHPFA | $3,719,544              | $0                                    | $3,719,544                             | $0               | $0                       | $0                                  | $0   |
| Kids Health Home Care Management     | 570K | MHPFA | $0                     | $517,328                              | $517,328                               | $0               | $0                       | $0                                  | $0   |
| Funding Reduction/COLA               | 965  | MHPFA | $0                     | $0                                    | $0                                     | $0               | $0                       | $0                                  | $0   |
| **Grand Total:**                     |      |       | $24,976,576            | $(6,280)                              | $24,970,296                            | $0               | $0                       | $0                                  | $0   |

**Remarks**

This adjustment reflects implementation of the 0.2% COLA included in the 2016-17 enacted NYS budget, effective 4/1/16. The October quarterly advance includes the increase amount for the period 4/1/16 - 12/31/16. Each quarter thereafter will receive one quarter of the value of the COLA increase.

Signed: [Signature]

Date: [Date]
2017 Intergovernmental Relations
Memorandum of Support

TITLE OF BILL: Amending the 2017 Adopted Operating Budget to accept and appropriate 100% additional State Aid from the New York State Office of Mental Health (NYS OMH) to various contract agencies for a Cost-of-Living-Adjustment (COLA).

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate these additional funds for a 0.2% COLA to various contract agencies that provide mental health programs in Suffolk County.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: This legislation will accept and appropriate 100% additional State Aid from the New York State Office of Mental Health (NYS OMH) to various contract agencies for a COLA.

FISCAL IMPLICATIONS: $41,498 in additional State Aid will be added to the 2017 Adopted Operating Budget.
February 9, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to amend the 2017 Adopted Operating Budget to accept and appropriate 100% additional State Aid from the New York State Office of Mental Health (NYS OMH) to various contract agencies for a Cost-of-Living-Adjustment (COLA). This legislation will accept and appropriate these additional funds for a 0.2% COLA to various contract agencies that provide mental health programs in Suffolk County.

I enclose the financial impact statement and other materials for this Resolution. If you have any questions on the enclosed, please call Barbara Russo at 3-8533. Also, an e-mail version of this resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-MHI Agencies COLA.docx.”

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, MPA, Assistant to the Commissioner of Health Services
   Ann Marie Csorny, Director, Division of Community Mental Hygiene Services
   Barbara Russo, Principal Financial Analyst
   Susan B. Hodosky, Principal Financial Analyst
## 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>
</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

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<th>2017 FV TAX RATE PER $1000</th>
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</thead>
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<tr>
<td>TOTAL</td>
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<td>$0.00</td>
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## COMBINED

<table>
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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>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**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
RESOLUTION NO. -2017, AMENDING THE 2017 ADOPTED OPERATING BUDGET TO ACCEPT AND APPROPRIATE ADDITIONAL FEDERAL AND STATE AID FROM THE NEW YORK STATE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES (NYS OASAS) TO HUGS, INC. AND THE TOWN OF SMITHTOWN

WHEREAS, the 2017 New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) State Aid Funding Authorization dated January 5, 2017 reflects an additional $22,800 in Federal pass-through aid and State aid funding for chemical dependency services; and

WHEREAS, NYS OASAS has allocated an additional $20,000 in 100% Federal pass-through aid to HUGS, Inc. and an additional $2,800 in 100% State aid to the Town of Smithtown; and

WHEREAS, these additional funds are not currently included in the 2017 Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller is authorized to accept and appropriate $22,800 in additional Federal and State aid funding as follows:

REVENUES:
001-HSV 4491 Federal Aid: Alcoholism
001-HSV 3485 State Aid: Narcotics Addiction Control

AMOUNT
$20,000
$2,800

ORGANIZATIONS:

Department of Health Services (HSV)
Division of Community Mental Hygiene Services
001-HSV-4310-4980

<table>
<thead>
<tr>
<th>ORG</th>
<th>OBJECT NAME</th>
<th>2017</th>
<th>Increase/ Decrease</th>
<th>2017</th>
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</thead>
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<tr>
<td>AIS2</td>
<td>HUGS, Inc.</td>
<td>$168,980</td>
<td>$20,000</td>
<td>$188,980</td>
</tr>
<tr>
<td>AVH1</td>
<td>Town of Smithtown</td>
<td>$984,143</td>
<td>$2,800</td>
<td>$986,943</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the County Executive be and hereby is authorized to execute contracts with the above named agencies, and be it 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.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

HSV# 08-2017
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
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</thead>
<tbody>
<tr>
<td>X</td>
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2. Title of Proposed Legislation
Amending the 2017 Adopted Operating Budget to accept and appropriate additional Federal and State Aid from the New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) to HUGS, Inc. and the Town of Smithtown.

3. Purpose or Proposed Legislation
To accept and appropriate additional Federal and State Aid from New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) to HUGS, Inc. and the Town of Smithtown for chemical dependency programs.

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>
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<tr>
<th>County</th>
<th>Town</th>
<th>Economic Impact</th>
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<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:
Not applicable.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None.

8. Proposed Source of Funding
100% Federal pass-through aid and 100% State aid from NYS OASAS.

9. Timing of Impact
Immediate upon approval of the resolution and execution of contract amendments with the providers.

10. Typed Name & Title of Preparer
Susan B. Hodosky
Principal Financial Analyst

11. Signature of Preparer

12. Date
2/14/17

SCIN FORM 175b (10/95)
MEMORANDUM

To: James L. Tomarken, MD, MPH, MBA, MSW
   Commissioner, Department of Health Services

From: Ann Marie Csonky, LCSW-R
       Director, Division of Community Mental Hygiene Services

Date: February 1, 2017

Subject: Request for Legislative Resolution

The Division is requesting a Legislative Resolution to accept and appropriate $22,800 in 100% additional State and Federal aid from the New York State Office of Alcoholism and Substance Abuse Services, (NYSOASAS). I have included the January 5, 2017 NYSOASAS State Aid Funding Authorization which identifies the additional State Aid for Hugs and the Town of Smithtown.

I have attached drafts of the fiscal impact statement, intro resolution and routing form.

Thank you for your consideration.

AMC/PM
Enclosures
Cc: S. Hodosky, D. Holtsford, S. Reagan, G. Terry, B. Russo
Suffolk County Dept. of Health Services  
Attn: Ann Marie Csorny, Acting Director  
Division of Community Mental Hygiene  
North County Complex – Bldg. C928  
P.O. Box 6100 725 Veterans Memorial Highway  
Hauppauge, NY 11788-0099

Re: 2017 State Aid Funding Authorization for  
Community Chemical Dependence and Problem  
Gambling Treatment, Prevention and Recovery  
Services

Dear Director Csorny:

The enclosed State Aid Funding Authorization (SAFA) for the 2017 local fiscal period  
reflects your tentative base funding levels for Office of Alcoholism and Substance  
Abuse Services (OASAS) supported chemical dependency and problem gambling  
treatment, prevention, and recovery services in your County. Final approved funding will  
be determined after the 2017-18 State Budget is passed.

Tentative base funding levels are the result of the Program Performance Review  
process which has been completed by OASAS Field Operations and Budget  
Management staff. If you have any questions regarding base funding levels, please  
contact your Field Office representative.

The enclosed SAFA reflects the following adjustments for the 2017 local fiscal period:

- the return to appropriate base funding for programs which had one-time  
  adjustments during the 2016 local fiscal period;
- the annualization of partial year 2016 funding changes, including the 2016-17  
  cost of living adjustment; and
- adjustments to Funding Source codes to identify State and/or Federal funding  
  for treatment, prevention, and recovery services, as well as the inclusion of  
  initiative codes to identify specific services.

Please note that any potential funding adjustments related to the minimum  
wage increase will be handled separately.

Outstanding Budget Issues

There may be programs on the 2017 SAFA marked with an R- or an X-restriction. These  
restrictions indicate that there are unresolved reporting or budget issues with the  
program. No advance payments can be made for programs with any restriction until the

1450 Western Avenue | Albany, New York 12203-3526 | oasas.ny.gov | 518-473-3460
pending issues are resolved and the restriction is removed. Please contact your Field Office representative to discuss any outstanding issues and required actions.

2017 Program Codes, Funding, Funding Source, Restriction and Initiative Codes/Timeline

Enclosed are a listing of updated program codes and an updated listing of funding, funding source, restriction and initiative codes used on the 2017 SAFA, as well as an updated OASAS State Aid Timeline. The Timeline outlines OASAS' requirements for submission of documents and payment of State Aid advances, including when advances will be withheld for failure to submit required documents to OASAS.

OASAS State Aid Funding Requirements

The enclosed OASAS STATE AID FUNDING AUTHORIZATION FUNDING REQUIREMENTS document is affixed to the SAFA and communicates OASAS and Federal requirements and restrictions on the use of State Aid funding. This enclosure, or the information contained therein, must be included as part of your contracts with local service providers.

Counties and providers should carefully monitor actual revenues and alert the appropriate OASAS Field Office if significant changes occur. In no case should it be assumed that surplus revenues may be budgeted and spent without prior approval by OASAS.

Advance Payments to Local Contractors

The OASAS SAFA Funding Requirements and the Consolidated Budget and Claiming Manual (CBR) require Local Governmental Units (LGUs) to forward advance payments to all local contract funded service providers within 30 days of receipt of the advance by the LGU. See Section III. B/page 2 of the Funding Requirements document and Section/Page 9.3 of the CBR for further information.

Federal Funding Notification

Provider agencies receiving Federal funding as identified on the SAFA must be notified by the County that they are receiving such funding and the source of this funding (i.e., Federal SAPT Block Grant). Please see the enclosed State Aid Funding Authorization Codes document for a listing and description of Federal funding codes.

Submission of Claims

Final claims for the 2017 calendar year period are due by June 1, 2018. Failure to meet the June 1st submission deadline will result in withholding of advance payments. Please also note that any 2017 calendar year claims submitted after December 31, 2018 will not be accepted.

After reviewing the enclosed 2017 SAFA, please sign it indicating your acceptance, and return a copy to the OASAS Bureau of Contracts and Procurement at 1450 Western Avenue - 5th Floor, Albany, New York 12203-3526 no later than March 1, 2017. Should
you have a concern with the amounts identified on the 2017 SAFA, please contact your Field Office representative, indicate your concern on the Authorization (or attach a letter describing your concerns) and sign and return the Authorization. Failure to return the signed SAFA by March 1, 2017 will result in the withholding of future advance payments.

Please contact your OASAS Field Office representative if you have any questions concerning the enclosed SAFA document.

Sincerely,

Lorraine M. Sturges
Director, Bureau of Contracts and Procurement

Enclosures

cc/w/encs.: 
Barry Paul, Treasurer
Elaine Economopoulos, Chairperson
Sheila Reagan
Barbara Russo, Principal Financial Analyst
Antonette Whyte-Elere
Tim Donovan
Manuel Mosquera
Vittoria Parry
Tara Gabriel
Sean Byrne
Sherry Cascone
New York State Office of Alcoholism and Substance Abuse Services  
State Aid Funding Authorization

Fiscal Year: 2017  
As of: 01/05/2017

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<th>Agency Number/Name</th>
<th>Unit Code</th>
<th>Program Code(s)</th>
<th>Local Share</th>
<th>Non-Funded</th>
</tr>
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<tbody>
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<tr>
<td>Stony Brook University</td>
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(c) NYS Office of Alcoholism and Substance Abuse Services, All Rights Reserved  
Page 1 of 5
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<th>Program Code</th>
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<th>Net</th>
<th>Funded Net</th>
<th>Funding Code/Source</th>
<th>One-Time</th>
<th>Approved State Aid</th>
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### New York State Office of Alcoholism and Substance Abuse Services
#### State Aid Funding Authorization

**County:** Suffolk (S2)

**Region:** Long Island

**Fiscal Year:** 2017

**As of:** 01/05/2017

<table>
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<th>Init Code</th>
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<th>Revenue</th>
<th>Net</th>
<th>Funded Net</th>
<th>Funding Code</th>
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| **Outreach Development Corporation** | 3520 03 62649 | 1,547,151 | 833,312 | 704,059 | 704,059 | 0 | 591,786 | 172,281 | 0 |
| **Agency 31360 Total:** | | 1,547,151 | 833,312 | 704,059 | 704,059 | 591,786 | 172,281 | 0 |

| **Human Understanding & Growth Services** | 5520 00 93201 | 252,067 | 203,047 | 149,860 | 149,860 | 0 | 150,102 | 38,878 | 0 |
| **Agency 33200 Total:** | | 252,067 | 203,047 | 149,860 | 149,860 | 150,102 | 38,878 | 0 |

| **West敌敌Youth Enrichment Services, Inc.** | 5520 00 96964 | 322,081 | 0 | 322,081 | 322,081 | 0 | 276,103 | 45,878 | 0 |
| **Agency 48170 Total:** | | 322,081 | 0 | 322,081 | 322,081 | 276,103 | 45,878 | 0 |

| **Family Service League, Inc.** | 3100 00 96915 | 377,420 | 0 | 377,420 | 377,420 | 0 | 377,420 | 0 | 0 |
| **Agency 31000 Total:** | | 377,420 | 0 | 377,420 | 377,420 | 377,420 | 0 | 0 |

| | | | | | | | | | |

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Page 3 of 6
### New York State Office of Alcoholism and Substance Abuse Services
#### State Aid Funding Authorization

**County:** Suffolk (52)

**Region:** Long Island

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<th>Gross</th>
<th>Revenue</th>
<th>Net</th>
<th>Funded Net</th>
<th>Funding Code/Year</th>
<th>One Time</th>
<th>Approved State Aid</th>
<th>Local Share</th>
<th>Non-Funded</th>
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Page 4 of 5
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January 18, 2017

Ms. Lorraine M. Sturges, Director
Bureau of Contracts and Procurement
NYS Office of Alcoholism & Substance Abuse Services
1450 Western Avenue
Albany, New York 12203-3526

Re: 2017 Approval letter for Chemical Dependency
And Problem Gambling Treatment, Prevention and Recovery Services

Dear Ms. Sturges,

As per your letter dated January 5, 2017, enclosed please find the State Aid Funding Authorization (SAFA) for the 2017 local fiscal period, which reflects our tentative base funding levels for the Office of Alcoholism and Substance Abuse Services (OASAS) supported chemical dependency and problem gambling treatment prevention and recovery services in our county. Final approved funding will be determined after 2017-18 State Budget is passed.

Ann Marie Csorny, Director of the Division of Community Mental Hygiene Services, has signed the authorization.

Sincerely,

Ann Marie Csorny, LCSW
Director
Suffolk County Division of Community Mental Hygiene Srvs.

AMC:PM:am

Encl.

Cc: B. Russo, S. Reagan, P. Manos
TITLE OF BILL: Amending the 2017 Adopted Operating Budget to accept and appropriate additional Federal and State Aid from the New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) to HUGS, Inc. and the Town of Smithtown.

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate additional Federal and State Aid from the New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) to HUGS, Inc. and the Town of Smithtown for chemical dependency programs.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: These additional funds will support both contract agencies, which provide chemical dependency treatment and prevention services to residents of Suffolk County.

FISCAL IMPLICATIONS: $22,800 in additional Federal pass-through aid and State aid will be added to the 2017 Adopted Operating Budget.
February 9, 2017

Jon Schneider, Deputy County Executive
County Executive's Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to amend the 2017 Adopted Operating Budget to accept and appropriate additional Federal and State Aid from the New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) to HUGS, Inc. and the Town of Smithtown. These additional funds will support both contract agencies, which provide chemical dependency treatment and prevention services to residents of Suffolk County.

I enclose a financial impact statement and other materials for this Resolution. If you have any questions on the enclosed, please call Barbara Russo at 3-8533. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is "Reso-HSV-MH CD Additional Aid.docx."

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, MPA, Assistant to the Commissioner of Health Services
   Ann Marie Csorny, Director, Division of Community Mental Hygiene Services
   Barbara Russo, Principal Financial Analyst
   Susan B. Hodosky, Principal Financial Analyst
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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</table>

**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
RESOLUTION NO. - 2017, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 724-2016

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 724-2016; and

WHEREAS, the 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. 724-2016

In the 1st RESOLVED paragraph change the Revenue Code:

FROM:

WIC - $3,638,909

REVENUES

<table>
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<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
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<td>HSV</td>
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<td>4403</td>
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<td>HSV</td>
<td>4131</td>
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<td>$848,541</td>
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TO:

WIC - $3,638,909

REVENUES

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<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
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<td>3483</td>
<td>$848,541</td>
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</table>
County Executive of Suffolk County
Date of Approval:

HSV #12-2017
RESOLUTION NO. 724 -2016, ACCEPTING AND APPROPRIATING 23% NEW YORK STATE AND 77% FEDERAL PASS THROUGH GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH IN THE AMOUNT OF $3,638,909 FOR THE SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS AND CHILDREN ("WIC") ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES, DIVISION OF PATIENT CARE AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Department of Health has awarded Suffolk County 23% New York State and 77% federal pass-through funds under the Special Supplemental Nutrition Program for Women, Infants and Children ("WIC") to be implemented by the Suffolk County Department of Health Services, Division of Patient Care; and

WHEREAS, the WIC program will provide funds to the Department of Health Services to improve the nutrition and health status of income eligible pregnant and breastfeeding women, infants and preschool children up to five (5) years of age; and

WHEREAS, this grant has a start date of 10/01/16 and ends on 09/30/17 in which the County will receive 100% grant funding in the amount of $3,638,909 for the Special Supplemental Nutrition Program for Women, Infants and Children Program; and

WHEREAS, said funds have not been included in the 2016 Operating Budget; and

WHEREAS, the WIC grant includes funding for the Department of Health Services to continue the employment of one (1) Nutritionist II (full-time); one (1) Nutritionist I (full-time); one (1) Senior Clerk Typist (full-time); eleven (11) Clerk Typist (full-time); ten (10) Dietitian (full-time); ten (10) Dietetic Technician (full-time); and

WHEREAS, these positions already exist and are unfunded in the 2016 Operating Budget in 001-HSV-4130; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept $3,638,909 and appropriate said grant funds as follows:

WIC - $3,638,909

<table>
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<th>Fund</th>
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<td>HSV</td>
<td>4131</td>
<td>4403</td>
<td>$2,790,368</td>
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<tr>
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ORGANIZATIONS:

Suffolk County Department of Health Services
Division of Patient Care
Special Supplemental Nutrition Program for Women, Infants and Children ("WIC")
001-HSV-4131 $3,638,909

### 1000-PERSONNEL SERVICES: $2,023,797

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<th>Fund</th>
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<th>Object</th>
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### 3000-SUPPLIES: $319,127

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<td>001</td>
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<td>Office Supplies</td>
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<td>Medical, Dental, Lab Supplies</td>
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<td>Other: Unclassified</td>
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### 4000-CONTRACTUAL EXPENSES: $168,432

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<td>Telephone &amp; Telegraph</td>
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<td>4010</td>
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<td>Travel Other Contracts</td>
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<td>Contracted Agencies</td>
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### Employee Benefits

### 8000-EMPLOYEE BENEFITS: $1,127,553

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<td>001</td>
<td>EMP</td>
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<td>9030</td>
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9000-INTERFUND TRANSFERS: $577,161

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<th>Unit</th>
<th>Object</th>
<th>Activity</th>
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</tr>
</thead>
<tbody>
<tr>
<td>001</td>
<td>IFT</td>
<td>DE</td>
<td>E039</td>
<td>9600</td>
<td>0000</td>
<td>Transfer to Funds</td>
<td>$577,161</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the following interfund revenues for the 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>
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<tbody>
<tr>
<td>039</td>
<td>IFT</td>
<td>E039</td>
<td>R001</td>
<td>$577,161</td>
</tr>
</tbody>
</table>

and be it further

3rd 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 funded by this resolution at the conclusion of the grant funding provided for such positions funded by said grant; and be it further

4th RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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: September 7, 2016

APPROVED BY:

/s/ Steven Bellone
County Executive of Suffolk County

Date: September 9, 2016
February 14, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution authorizing certain technical correction to Adopted Resolution No. 724-2016. The resolution when adopted contained a technical error. The revenue codes for the WIC program should be 4483 for Federal funds and 3483 for State funds not 4403 for Federal funds and 3404 for State funds as listed.

If you have any questions on the enclosed, please call Gary Amato at 4-0143. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “Reso-HISV-Correct Rev. Code on Reso. No. 724-2016.docx.”

Sincerely,

James L. Tomarken
James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, Assistant to the Commissioner of Health Services
   Shaheda Ifikhar, MD, Director of Public Health
   Sharon Oliver-Murthy, Nutritionist II
   Susan Hodosky, Principal Financial Analyst

OFFICE OF THE COMMISSIONER
3500 Sunrise Highway, Suite 124, P.O. Box 9006, Great River, NY 11739-9006
Phone (631) 854-0000 Fax (631) 854-0108
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2017 PROPERTY TAX LEVY</th>
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<th>2017 FV TAX RATE PER $1000</th>
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<tr>
<td><strong>TOTAL</strong></td>
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### POLICE DISTRICT AND DISTRICT COURT

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<tr>
<td><strong>TOTAL</strong></td>
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</table>

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
### GENERAL FUND

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<tr>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 COST TO AVG TAXPAYER</th>
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<td>TOTAL</td>
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### COMBINED

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<tr>
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<tbody>
<tr>
<td>TOTAL</td>
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</tbody>
</table>

**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.
RESOLUTION NO. -2017, AUTHORIZING USE OF SEARS BELLOWS COUNTY PARK AND THE COUNTY OWNED PORTION OF THE PAUMANOK TRAIL BY JAYASPORTS FOR ITS PAUMANOK PURSUIT FUNDRAISER

WHEREAS, an entity known as Jayasports wishes to host a trail run event, known as Paumanok Pursuit fundraiser, which is sanctioned by USA Track and Field, a non-profit corporation having its principal place of business in Indianapolis; and

WHEREAS, Jayasports would like to use Sears Bellows County Park in Hampton Bays and the County owned portion of the Paumanok Trail for the purpose of hosting their Paumanok Pursuit fundraiser, to benefit the Long Island Greenbelt Trail Conference, a nonprofit organization, in their maintenance of the Suffolk County Park Trail System; and

WHEREAS, the Paumanok Pursuit is scheduled to be held on Sunday, April 2, 2017 from 7:00 a.m. to 7:00 p.m.; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Three Hundred Twenty-Five Dollars ($325), payment of which shall be guaranteed by the Jayasports; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming the County of Suffolk as an additional insured will be provided by USA Track and Field, Inc.; now, therefore be it

1st

RESOLVED, that the use of the Sears Bellows County Park and the County owned portion of the Paumanok Trail by Jayasports for the purpose of hosting a fundraiser on Sunday, April 2, 2017 from 7:00 a.m. to 7:00 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 USA Track and Field, Inc., and the payment of Three Hundred Dollars ($300) 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, Jayasports must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(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 Paumanok Pursuit fundraiser at Sears Bellows County Park and the County owned portion of the Paumanok by Jayasports; and be it further

4th

RESOLVED, that Jayasports 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 Jayasports 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 Jayasports will be responsible for providing a sufficient number of port-a-lav 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

8th 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:
2017 INTERGOVERNMENTAL RELATIONS MEMORANDUM OF SUPPORT

TITLE OF BILL: An act authorizing the use of Sears Bellows County Park and County owned portion of the Paumanok Trail by Jayasports for its Paumanok Pursuit Fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: Jayasports would like to hold its Paumanok Pursuit Fundraiser at Sears Bellows County Park in Hampton Bays, New York and the County owned portion of the Paumanok Trail.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will authorize the use of Sears Bellows County Park and the County owned portion of the Paumanok Trail by Jayasports for the purpose of hosting a fundraiser on Sunday, April 2, 2017, from 7:00 a.m. to 7:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page by the County of Suffolk from USA Track & Field, Inc., and the payment of Three Hundred Dollars ($300) event fee and Twenty-Five Dollars ($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: An entity known as Jayasports wishes to host a trail run event, known as Paumanok Pursuit fundraiser, which is sanctioned by USA Track and Field, a nonprofit corporation having its principal place of business in Indianapolis. The trail running event will take place on the County owned portion of the Paumanok Trail and Sears Bellows County Park. The fundraising event will benefit the Long Island Greenbelt Trail Conference’s fund to help maintain the Suffolk County Park Trail System. This event has been endorsed by the Long Island Greenbelt Trail Conference. In addition, the use of County property for a trail run would promote and protect the public health and general welfare of the residents of Suffolk County.

FISCAL IMPLICATIONS: There is a nominal fee collected by the County ($325.00) for use of the Park.
1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   AUTHORIZING USE OF SEARS BELLOWS COUNTY PARK AND THE COUNTY OWNED PORTION OF THE PAUMANOK TRAIL BY JAYSSPORTS FOR ITS PAUMANOK PURSUIT 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 $300 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
    2/14/2017
    2/22/17
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
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: $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
   - 09/09-10/2017 (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: Sears bells County Park and County-owned portion of Paumanok Trail, Event Date – April 2, 2017, Estimated No. of People: 75
Alcohol - No, Pavilion Use - No,
Showmobile - No, Showmobile Extras – N/A

FEE CHARGED: $325 (75 people x $4/person + $25 application fee)
TO: JON SCHNEIDER, Deputy County Executive
FROM: PHILIP A. BERDOLT, Commissioner
DATE: February 14, 2017
RE: AUTHORIZING USE OF SEARS BELLOWS COUNTY PARK AND THE COUNTY OWNED PORTION OF THE PAUMANOK TRAIL BY JAYASPORTS FOR ITS PAUMANOK PURSUIT 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-JAYA Sports Paumanok Pursuit.doc”

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

Enclosures
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING 100% GRANT FUNDS FROM NEW YORK STATE DEPARTMENT OF HEALTH IN THE AMOUNT OF $523,600 FOR THE PUBLIC HEALTH TUBERCULOSIS PREVENTION AND CONTROL PROGRAM ("TBPC") ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES, DIVISION OF PATIENT CARE AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Department of Health has awarded Suffolk County State funds under the Tuberculosis Prevention and Control Program to be administered by the Suffolk County Department of Health Services, Division of Patient Care; and

WHEREAS, the TBPC will maintain and expand TB control, support TB prevention activities and work toward the national objective of TB elimination; and

WHEREAS, this grant has a start date of 03/31/17 and ends on 03/30/18 in which the County will receive 100% grant funding in the amount of $523,600 for the TBPC Program; and

WHEREAS, a portion of said funds have been included in the 2017 Operating Budget; and

WHEREAS, the TBPC grant includes funding for the Department of Health Services to continue the employment of one (1) Registered Nurse Supervisor-Clinic (full-time), one (1) Registered Nurse (full-time), one (1) Community Service Worker (full-time), two (2) Community Service Worker Spanish Speaking (full-time), one (1) Medical Records Clerk (full-time), one (1) Medical Assistant Spanish Speaking (full-time); and

WHEREAS, these positions already exist and are partially funded in the 2017 Operating Budget in 001-HSV-4160; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept $523,600 and appropriate said grant funds as follows:

<table>
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<th>Department</th>
<th>Unit</th>
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<th>Amount</th>
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<tbody>
<tr>
<td>003</td>
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<td>3461</td>
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</tbody>
</table>
**ORGANIZATIONS**

Suffolk County Department of Health
Services
Tuberculosis Prevention
and Control Program
(TBPC)
003-HSV-4163 - $523,600

### 1000-PERSONNEL SERVICES: $337,197

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<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4163</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
<td>$337,197</td>
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### 3000-SUPPLIES: $750

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<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>HSV</td>
<td>DEG</td>
<td>4163</td>
<td>3010</td>
<td>0000</td>
<td>Office Supplies</td>
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### 4000-CONTRACTUAL EXPENSES: $76,781

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<th>Amount</th>
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<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4163</td>
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<td>0000</td>
<td>Cellular Communications</td>
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<td>003</td>
<td>HSV</td>
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<td>4330</td>
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<td>Travel Employee Contracts</td>
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<td>DEG</td>
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<td>4560</td>
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<td>Fee For Service: Non-Employee</td>
<td>$51,204</td>
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**Employee Benefits**

### 8000-EMPLOYEE BENEFITS: $108,872

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<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4163</td>
<td>8330</td>
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<td>Social Security</td>
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<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4163</td>
<td>8280</td>
<td>0000</td>
<td>Retirement</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4163</td>
<td>8380</td>
<td>0000</td>
<td>Welfare Fund</td>
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<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>$57,552</td>
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9000-INTERFUND TRANSFERS: $57,552

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<th>Fund</th>
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<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4163</td>
<td>9550</td>
<td>0000</td>
<td>Transfer to Funds</td>
<td>$57,552</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>4163</td>
<td>R003</td>
<td>$57,552</td>
</tr>
</tbody>
</table>

and be it further

3rd 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 funded by this resolution at the conclusion of the grant funding provided for such positions funded by said grant; and be it further

4th RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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:

County Executive of Suffolk County
Date of Approval:

HSV# 4-2017
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
Accepting and appropriating 100% grant funds from New York State Department of Health in the amount of $523,600 for the Tuberculosis Prevention and Control Program ("TBPC") program to be administered by the Suffolk County Department of Health Services, Division of Patient Care and to execute grant related agreements.

3. Purpose or Proposed Legislation
This legislation is needed to accept and appropriate 100% State grant funds from New York State Department of Health for the Tuberculosis Prevention and Control Program. This program will maintain and expand TB control, support TB prevention activities and work toward the national objective of TB elimination.

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>
<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:
N/A

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
100% State grant funds from the New York State Department of Health

9. Timing of Impact
2017-2018

10. Typed Name & Title of Preparer
Susan Hodosky
Principal Financial Analyst

11. Signature of Preparer

12. Date
2/10/17

13. Signature of Preparer

12. Date
2-17-17

SCIN FORM 175b (10/95)
I. Background Information

1. Grant Title
   Tuberculosis Prevention and Control

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)

3. Grant / Contract Status (Check One Box)
   
   
   A. 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.)
   
   Bring newly diagnosed TB patients for whom 12 months or less of treatment is indicated, increase the proportion of patients who complete treatment within 12 months to 90%.

5. County Departments / Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)
   NONE

II. BUDGET INFORMATION

1. Term of Contract
   From: 3/31/2017 To: 3/30/2018

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>$0.00</td>
<td>0.0%</td>
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<tr>
<td>State</td>
<td>$523,600.00</td>
<td>100.0%</td>
<td></td>
</tr>
<tr>
<td>Private</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>County</td>
<td>$0.00</td>
<td>0.0%</td>
<td></td>
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<tr>
<td>Total</td>
<td>$523,600.00</td>
<td>100.0%</td>
<td></td>
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</tbody>
</table>
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>$</td>
<td>$</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

   NONE

5. Can this program be refunded by the Proposed Non-County Sources?

   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.)

   None

7. What do you anticipate happening when the Federal, State and/or Private Financial Assistance is discontinued (That is, program termination, reduced services, financial implications, layoffs, etc.)?

   There will be a reduction in revenue and services.

8. Attach as list of potential subcontractors, if any, outlining the purpose of each subcontract (that is, 450 and 490 account items; use an additional 8 1/2" by 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. Comments

8. Signature of Budget Director

7. Date

SCIN FORM 164
<table>
<thead>
<tr>
<th>Category</th>
<th>Appropriation Number</th>
<th>Appropriation Number</th>
<th>Appropriation Number</th>
<th>Remarks</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Grantor Funds</td>
<td>County Funds</td>
<td>In-Kind Contribution</td>
<td></td>
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<tr>
<td>PERSONAL SERVICES:</td>
<td>$337,197.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<tr>
<td>1100 Permanent Salaries</td>
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<td>0.00</td>
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<tr>
<td>1110 Interim Salaries</td>
<td>337,197.00</td>
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<tr>
<td>1120 Overtime Salaries</td>
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<td>1130 Temporary Salaries: no fringe</td>
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<td>0.00</td>
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<td>EQUIPMENT:</td>
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<td>$0.00</td>
<td>$0.00</td>
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<tr>
<td>2010 Furniture</td>
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<td>0.00</td>
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<tr>
<td>2020 Office Machines</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>2070 Cameras &amp; Photographic</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>2060 Medical, Dental, Lab, Equip</td>
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<td>0.00</td>
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<td>2090 Radio and Communication</td>
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<td>2460 New Computers</td>
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<tr>
<td>2500 Other Equip: Unclassified</td>
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<tr>
<td>SUPPLIES, MATERIALS, OTHER</td>
<td>$750.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<td>3010 Office Supplies</td>
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<td>3020 Postage</td>
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<td>3040 Printing</td>
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<tr>
<td>3070 Memberships &amp; Subscrip.</td>
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<td>3100 Instructional Supplies</td>
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<tr>
<td>3370 Medical, Dental, Lab Supp.</td>
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<tr>
<td>3500 Other Unclassified</td>
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<tr>
<td>3510 Rent: Business Machines</td>
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<tr>
<td>3550 Rent: Buildings</td>
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<td>0.00</td>
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<tr>
<td>3680 Repairs, Special Equip</td>
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<td>UTILITIES:</td>
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<td>$0.00</td>
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<td>4015 Cellular Communications</td>
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<td>TRAVEL:</td>
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<td>4330 Travel Employee Contracts</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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<td>Appropriation Number County Funds</td>
<td>Appropriation Number In-Kind Contribution</td>
<td>Remarks</td>
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<tr>
<td>------------------------------</td>
<td>-----------------------------------</td>
<td>-----------------------------------</td>
<td>------------------------------------------</td>
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<tr>
<td>FEES FOR SERVICES:</td>
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<tr>
<td>4210: Computer Services</td>
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<td>4330: Travel: Employee Contracts</td>
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<tr>
<td>4660: Fees for Services, Non-Employees</td>
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<tr>
<td>Outreach Worker-Macias Lus</td>
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<td>$0.00</td>
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<tr>
<td>Sunrise Labs</td>
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<td>CONTRACTED SERVICES (List)</td>
<td>$0.00</td>
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<tr>
<td>4980 Contracted Agencies</td>
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<tr>
<td>EMPLOYEE BENEFITS:</td>
<td>$108,872.00</td>
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<tr>
<td>8280 Retirement</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>8300 Insurance: Worker's Compensation</td>
<td>32,047.00</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8330 Social Security</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8350 Health Insurance</td>
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</tr>
<tr>
<td>6380 Dental Insurance</td>
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<td></td>
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<td></td>
</tr>
<tr>
<td>OTHER, (List Source &amp; Brief Explanation)</td>
<td>$0.00</td>
<td>$0.00</td>
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</tr>
</tbody>
</table>

I certify that the above in-kind contributions are not currently being used to support other Grants.

Signature of Project Director
<table>
<thead>
<tr>
<th>Title of Position</th>
<th>Grade</th>
<th>Step</th>
<th>Salary</th>
<th>Employee Name</th>
<th>Source of Funding by %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Registered Nurse Supvr-Clinic</td>
<td>22</td>
<td>12</td>
<td>$ 81,380</td>
<td>Diaz, Lourdes</td>
<td>100%</td>
</tr>
<tr>
<td>Registered Nurse</td>
<td>19</td>
<td>12</td>
<td>$ 71,366</td>
<td>Gordon, Jean</td>
<td>60%</td>
</tr>
<tr>
<td>Comm Svc Wrkr (Sp Spkg)</td>
<td>12</td>
<td>8</td>
<td>$ 48,022</td>
<td>Jimenez, Yesenia</td>
<td>100%</td>
</tr>
<tr>
<td>Community Service Worker</td>
<td>12</td>
<td>12</td>
<td>$ 51,740</td>
<td>Shepski, Thel</td>
<td>50%</td>
</tr>
<tr>
<td>Comm Svc Wrkr (Sp Spkg)</td>
<td>12</td>
<td>12</td>
<td>$ 51,740</td>
<td>Salcedo, Enoc</td>
<td>100%</td>
</tr>
<tr>
<td>Medical Records Clerk</td>
<td>11</td>
<td>8</td>
<td>$ 46,709</td>
<td>Juarez, Ilda</td>
<td>100%</td>
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<tr>
<td>Med Assist (Sp Spkg)</td>
<td>11</td>
<td>8</td>
<td>$ 40,638</td>
<td>Matias, Susan</td>
<td>100%</td>
</tr>
</tbody>
</table>
MEMORANDUM

To: Susan B. Hodosky
   Principal Financial Analyst

From: Gary Amato
   Accountant

Date: February 7, 2017

Subject: Request for Legislative Resolution—Tuberculosis Prevention and Control

The Division of Preventive Medicine is requesting a legislative resolution to accept and appropriate $523,600 in State grant funds for the Tuberculosis Prevention and Control grant. The grant period is from 3/31/17-3/30/18. These funds are to be used for existing positions, employee benefits and program expenses necessary to run the program. These funds need to be added to the 2017 Adopted Operating Budget.

Grant coordination forms and the award letter have been provided. Please prepare the resolution accordingly.
June 18, 2014

James L. Tomarken, MD MSW, MPH, MBA, FRCP, FACP
Commissioner
Suffolk County Department of Health Services
3500 Sunrise Highway, Suite 124
Great River, NY 11739-9006

Re: Contract # C-029376

Dear Dr. Tomarken:

The New York State Department of Health Bureau of Tuberculosis Control (BTBC) invites the Suffolk County Department of Health Services to apply for continued funding to support your Tuberculosis Prevention and Control Program. Up to $2,818,000.00 is available to Suffolk County Department of Health Services for the total five-year contract term March 31, 2014 through March 30, 2019. Funds will be allocated on an annual amount of $523,600.00.

BTBC will continue to utilize a multi-year contract term to streamline the contract administration process. The multi-year contract requires a separate budget and work plan for each budget period. Any future adjustments to the budget or work plan will be handled through the budget/work plan modification process. Any change in the total available funding will require a formal contract amendment through the submission of an amendment. Please note that future awards are contingent upon available funding.

Funds are to be used to maintain and expend TB control program infrastructure, and support TB prevention and control activities. Funds can be used to support salaries, fringe benefits, travel, staff training, to purchase client incentives/enablers, supplies, and educational materials. Contract funds can NOT be used to supplant existing county funds or pay for construction. The purchase of equipment should not be considered in the initial budget.

To qualify for contractual funding, the local health department must agree to work toward the national objective of TB elimination. The TB work plan has several objectives and is intended to measure your program's success toward achieving the national objectives. For each objective, you will be required to develop an implementation plan/activity and identify the staff responsible for implementing the plan/activity. Include at the end of the work plan a key for responsible staff, title and name.

Using the attached Master Contract budget and work plan templates, please submit a budget, budget justification and work plan for each budget period electronically to Ms. Lourdes M. Cacciotti at lourdes.cacciotti@health.ny.gov by June 30, 2014.
If you have fiscal questions or require assistance, please contact Ms. Cacciotti at 518-474-4845. Programmatic work plan issues should be discussed with Mr. Christopher Klemfuss at 518-474-4845 or by e-mail at Christopher.Klemfuss@health.ny.gov. Thank you.

Sincerely,

[Signature]

Stephen E. Hughes, Ph. D.
Assistant Director
Bureau of Tuberculosis Control
2017 Intergovernmental Relations
Memorandum of Support

TITLE OF BILL: Accepting and appropriating 100% grant funds from New York State Department of Health in the amount of $523,600 for the Tuberculosis Prevention and Control Program ("TBPC") program to be administered by the Suffolk County Department of Health Services, Division of Patient Care 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 New York State Department of Health for the Tuberculosis Prevention and Control Program.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: This program will maintain and expand TB control, support TB prevention activities and work toward the national objective of TB elimination.

FISCAL IMPLICATIONS: Accept and appropriate $523,600 in additional grant funds to the 2017 Adopted Operating Budget
February 7, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to accept and appropriate 100% State grant funds from the New York State Department of Health to the Suffolk County Department of Health Services in the amount of $523,600 for the Tuberculosis Prevention and Control Program. This program will maintain and expand TB control, support TB prevention activities and work toward the national objective of TB elimination.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Gary Amato at 4-0143. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “R eso-HSV-PC TB Control.docx.”

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
Barbara Marano, CPA, Executive Assistant for Finance & Administration
Jennifer Culp, Assistant to the Commissioner of Health Services
Shaheda Iftikhar, MD, Director of Public Health
Susan Hodosky, Principal Financial Analyst
# 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>
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</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>
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</table>

### Combined

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<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.

Page 2 of 2

To be completed by the Executive Budget Office
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS - THROUGH GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION IN THE AMOUNT OF $149,225 FOR THE STATE POLLUTANT DISCHARGE ELIMINATION SYSTEM (SPDES) WATER QUALITY MANAGEMENT PLANNING PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH, DIVISION OF ENVIRONMENTAL QUALITY AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Department of Environmental Conservation has awarded Suffolk County Federal funds under the State Pollutant Discharge Elimination System ("SPDES") Water Quality Management Planning Program grant to be implemented by the Suffolk County Department of Health, Division of Environmental Quality; and

WHEREAS, the SPDES program will provide funds to the Department of Health to support water quality monitoring, inspections and compliance activities; and

WHEREAS, this grant has a start date of 04/01/17 and ends on 03/31/18 in which the County will receive 100% grant funding in the amount of $149,225 for the SPDES program; and

WHEREAS, a portion of said funds have been included in the 2017 Operating Budget; and

WHEREAS, the SPDES program grant includes partial funding for the Department of Health Services to continue the employment of one (1) Principal Public Health Engineer (full-time), one (1) Associate Public Health Engineer (full-time), one (1) Assistant Public Health Engineer Trainee (full-time), one (1) Associate Public Health Sanitarian (full-time), one (1) Senior Public Health Sanitarian (full-time); and

WHEREAS, these positions already exist and are partially funded in the 2017 Operating Budget in 001-HSV-4400; and

WHEREAS, employee benefits associated with these positions are not covered under this grant; now, therefore be it

1st RESOLVED, the County Comptroller be and they hereby are authorized to accept $149,225 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>
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</thead>
<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>4440</td>
<td>4906</td>
<td>$149,225</td>
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### ORGANIZATIONS

Suffolk County Department of Health Services
("SPDES")
003-HSV-4440- $149,225

### 1000-PERSONNEL SERVICES: $57,358

<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>HSV</td>
<td>DEG</td>
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<td>Interim Salaries</td>
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### 2000-EQUIPMENT: $73,766

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<th>Description</th>
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<td>003</td>
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<td>4440</td>
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<td>Furniture</td>
<td>$15,117</td>
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<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4440</td>
<td>2020</td>
<td>0000</td>
<td>Office Machines</td>
<td>$14,199</td>
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<td>003</td>
<td>HSV</td>
<td>DEG</td>
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<td>Cameras &amp; Photographic</td>
<td>$600</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4440</td>
<td>2440</td>
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<td>Instructional Equipment</td>
<td>$13,850</td>
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<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4440</td>
<td>2500</td>
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<td>Other Equipment-Otherwise Unclassified</td>
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### 3000-SUPPLIES: $18,101

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<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4440</td>
<td>3010</td>
<td>0000</td>
<td>Office Supplies</td>
<td>$5,275</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4440</td>
<td>3160</td>
<td>0000</td>
<td>Computer Software</td>
<td>$9,620</td>
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<tr>
<td>003</td>
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<td>4440</td>
<td>3500</td>
<td>0000</td>
<td>Other Unclassified</td>
<td>$3,206</td>
</tr>
</tbody>
</table>

2\textsuperscript{nd} 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 funded by this resolution at the conclusion of the grant funding provided for such positions funded by said grant; 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
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:

HSV# 9-2017
### 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</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>2. Title of Proposed Legislation</th>
<th>Accepting and appropriating 100% federal pass - through grant funds from the New York State Department of Environmental Conservation in the amount of $149,225 for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program administered by the Suffolk County Department of Health, Division of Environmental Quality and to execute grant related agreements.</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>3. Purpose of Proposed Legislation</th>
<th>This legislation is needed to accept and appropriate 100% federal pass - through grant funds from the New York State Department of Environmental Conservation to support water quality inspections and compliance activities.</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>4. Will the Proposed Legislation Have a Fiscal Impact?</th>
<th>YES ___</th>
<th>NO X</th>
</tr>
</thead>
</table>

<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>

<table>
<thead>
<tr>
<th>6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Not applicable</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>None</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>8. Proposed Source of Funding</th>
<th>100% federal pass – through grant funds from the New York State Department of Environmental Conservation</th>
</tr>
</thead>
</table>

|--------------------|----------|

<table>
<thead>
<tr>
<th>10. Typed Name &amp; Title of Preparer</th>
<th>Susan Hodosky Principal Financial Analyst</th>
</tr>
</thead>
<tbody>
<tr>
<td>11. Signature of Preparer</td>
<td>(Signature)</td>
</tr>
<tr>
<td>Date</td>
<td>11-6-17</td>
</tr>
</tbody>
</table>

| 12. Signature of Budget Examiner | Suzanne Martin |
| Date | 2-17-17 |

SCIN FORM 175b (10/95)
COORDINATION OF GRANT APPLICATION OR CONTRACT

County of Suffolk

<table>
<thead>
<tr>
<th>Submitting Department / Agency</th>
<th>Location</th>
<th>Date: 2/8/2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Health Services</td>
<td>3500 Sunrise Highway</td>
<td></td>
</tr>
</tbody>
</table>

Contact Person In Department / Agency: Gary Amato

Telephone Number: 854-0143

Grant Application Due Date:

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert and asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. Background Information

1. Grant Title
   SPDES, Water Quality Management Planning

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)

3. Grant / Contract Status (Check One Box)
   - A. New Program Application
   - B. Renewal Application
   - X 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.)
   Current County personnel review and approve design of sewage treatment facilities for proper construction of same. Also, County personnel inspect and investigate complaints of various site locations ensuring that properly treated wastewater is discharged into the ground, thereby, protecting the County's aquifer.

5. County Departments / Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)
   NONE

II. BUDGET INFORMATION

1. Term of Contract
   From: 4/1/2017  To: 3/31/2018

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>$149,225.00</td>
<td>100.00%</td>
<td></td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td>0.00%</td>
<td></td>
</tr>
<tr>
<td>Private</td>
<td>$</td>
<td>0.00%</td>
<td></td>
</tr>
<tr>
<td>County</td>
<td>$</td>
<td>0.00%</td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$149,225</td>
<td>100.00%</td>
<td></td>
</tr>
</tbody>
</table>
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>$</td>
<td></td>
<td>$</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**
   - None

5. **Can This program be Refunded by the Proposed Non-County Sources?**
   - 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.)
   - None

7. **What do you anticipate happening when the Federal, State and/or Private Financial Assistance is discontinued** (That is, program termination, reduced services, financial implications, layoffs, etc.)?
   - Revenue which supports this program will be reduced.

8. **Attach as 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" by 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**
## GRANT BUDGET ANALYSIS

### COUNTY BUDGET YEAR 2017

<table>
<thead>
<tr>
<th>Category</th>
<th>Appropriation Number</th>
<th>Appropriation Number</th>
<th>Appropriation Number</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Grantor Funds</td>
<td>County Funds</td>
<td>In-Kind Contribution</td>
<td></td>
</tr>
<tr>
<td>PERSONAL SERVICES:</td>
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<td>0</td>
<td></td>
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<tr>
<td>1100 Permanent Salaries</td>
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<tr>
<td>1110 Interim Salaries</td>
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<tr>
<td>1130 Temporary Salaries</td>
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<tr>
<td>EQUIPMENT:</td>
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<tr>
<td>2010 Furniture</td>
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<tr>
<td>2020 Office Machines</td>
<td>14,199</td>
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<td>0</td>
<td></td>
</tr>
<tr>
<td>2070 Cameras &amp; Photographic</td>
<td>500</td>
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<td>0</td>
<td></td>
</tr>
<tr>
<td>2080 Medical, Dental, Lab, Equip</td>
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<td>0</td>
<td></td>
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<tr>
<td>2440 Instructional Equipment</td>
<td>13,850</td>
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<td>0</td>
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<tr>
<td>2500 Other Equip: Unclassified</td>
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</tr>
<tr>
<td>SUPPLIES, MATERIALS, OTHER</td>
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<tr>
<td>3010 Office Supplies</td>
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<td>3020 Postage</td>
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<td>3160 Computer Software</td>
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<td>0</td>
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</tr>
<tr>
<td>3370 Medical, Dental, Lab Supp.</td>
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<tr>
<td>3600 Other Unclassified</td>
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<td>3510 Rent: Business Machines</td>
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<tr>
<td>4015 Telephone Cell</td>
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<td>Appropriation Number</td>
<td>Appropriation Number</td>
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<td>---------</td>
</tr>
<tr>
<td></td>
<td>Grantor Funds</td>
<td>County Funds</td>
<td>In-Kind Contribution</td>
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<td>FEES FOR SERVICES:</td>
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<td>4560: Fees for Services,</td>
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<tr>
<td>Non-Employees</td>
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<tr>
<td>XYZ Company</td>
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<tr>
<td>CONTRACTED SERVICES (List)</td>
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<td>EMPLOYEE BENEFITS:</td>
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<td>0</td>
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<tr>
<td>8280 Retirement</td>
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<tr>
<td>8300 Insurance: Worker's</td>
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</tr>
<tr>
<td>Compensation</td>
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<tr>
<td>8330 Social Security</td>
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</tr>
<tr>
<td>8360 Health Insurance</td>
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<tr>
<td>8380 Dental Insurance</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>OTHER: (List Source &amp; Brief</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Explanation)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I certify that the above in-kind contributions are not currently being used to support other Grants.

Signature of Project Director
<table>
<thead>
<tr>
<th>Title of Position</th>
<th>Grade / Step</th>
<th>Salary</th>
<th>Employee Name</th>
<th>Source of Funding by %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Principal Public Health Engineer</td>
<td>34/10</td>
<td>127,218</td>
<td>Craig Knepper, P.E.</td>
<td>3.0%</td>
</tr>
<tr>
<td>Associate Public Health Engineer</td>
<td>32/10</td>
<td>117,320</td>
<td>Tanim Adhya, P.E.</td>
<td>25.0%</td>
</tr>
<tr>
<td>Assistant Public Health Engineer Trainee</td>
<td>19/S</td>
<td>43,914</td>
<td>Zhao Wang</td>
<td>25.0%</td>
</tr>
<tr>
<td>Associate Public Health Sanitarian</td>
<td>28/10</td>
<td>98,528</td>
<td>Charles Olsen</td>
<td>7.0%</td>
</tr>
<tr>
<td>Senior Public Health Sanitarian</td>
<td>24/11</td>
<td>85,843</td>
<td>Andrew Aguirre</td>
<td>7.0%</td>
</tr>
</tbody>
</table>
New York State Department of Environmental Conservation
Division of Water
Bureau of Water Compliance, 4th Floor
625 Broadway, Albany, New York 12233-3506
Phone: (518) 402-8177 • FAX: (518) 402-8082
Website: www.dec.ny.gov

MAR 3 0 2015

Honorable Steven Bellone
Suffolk County Executive
H. Lee Dennison Bldg
100 Veterans Memorial Hwy
P.O. Box 6100
Hauppauge, NY 11788

Dear County Executive Bellone:

Enclosed is one (1) copy of the proposed Contract No. C009765 for the Water Quality Management project. This contract is for $746,125.00 and the contract term is from April 1, 2014 to March 31, 2019. The work plan (Appendix C) for the period April 1, 2014 through March 31, 2015 has been approved in the amount of $149,225.00.

This contract requires the notarized signature of the authorized representative. A copy of the enclosed resolution designates the County Executive as the authorized representative. If there has been any change, please forward a new municipal resolution with original signature and raised seal when you return the proposed contract.

Please return the original signed and notarized contract plus the two original signature pages as soon as possible to my attention at: NYSDEC, Division of Water, 625 Broadway, 4th Floor, Albany, NY 12233-3506. The contract will then be reviewed by representatives of the Commissioner of Environmental Conservation, the State Attorney General and the Office of the State Comptroller prior to execution. An executed copy of this contract will be returned to you for your records.

Also, the applicable insurance forms referenced in Article 19 on pages 8 and 9 are required when you return the signed contract. And we again require a statement on letterhead with the contract number C009765 stating that the County certifies that all work performed under this contract will be performed by County employees rather than consultants or contract employees.

Any technical questions should be referred to Mr. Tony Leung at (631) 444-0419. Any administrative questions should be referred to me at (518) 402-8255.

Thank you for your efforts in preventing and protecting New York State’s waters from pollution.

Sincerely,

[Signature]

Toni Shields
Environmental Program Specialist
Division of Water

Enclosures

c: w/letter only: T. Leung, P.E., Regional Water Engineer, NYSDEC, Region #1, Stony Brook
S. June, NYSDEC, M/WBE Program Office, Albany
Schedule 2
Budget
C009765

Reimbursement is limited to $149,225.00 per year, for five years for a total not to exceed amount of $746,125.00.

The unit prices established under this Contract are as follows:

- Plan and Specification Reviews $1,065.00
- Inspections and Compliance Activities $385.00
- Complaint Investigations (Routine) $273.00
- Complaint Investigations (Special) $N/A

The County shall maintain accounts, records, documents, and other evidence showing and supporting all costs incurred in carrying out the work detailed in Appendix C of this contract. The system of accounting employed by the County shall be in accordance with generally accepted accounting principles applied consistently throughout the term of the contract.

Once annual Work Plans are approved, funds will be encumbered for that year. If costs are not incurred during the time period of the Work Plan and billed within 60 Days, the funds will be unobligated. The unobligated funds will not be reserved for the County, but will be returned to a pool of funds that may be used to fund future years of this water quality program.
MEMORANDUM

To: Susan B. Hodosky
Principal Financial Analyst

From: Gary Amato
Accountant

Date: February 13, 2017

Subject: Request for Legislative Resolution—SPDES Water Quality Management Planning Program

The Division of Environmental Quality is requesting a legislative resolution to accept and appropriate 100% Federal pass through funding in the amount of $149,225 from New York State for the SPDES Water Quality Management Planning Program grant. The grant period is from 4/1/17-3/31/18. These funds are to be used to support water quality monitoring, inspections and compliance activities. These funds need to be added to the 2017 Adopted Operating Budget.

Grant coordination forms and the award letter have been provided. Please prepare the resolution accordingly.
2017 Intergovernmental Relations
Memorandum of Support

TITLE OF BILL: Accepting and appropriating 100% federal pass - through grant funds from the New York State Department of Environmental Conservation in the amount of $149,225 for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program administered by the Suffolk County Department of Health, Division of Environmental Quality and to execute grant related agreements.

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate 100% federal pass - through grant funds from the New York State Department of Environmental Conservation to support water quality inspections and compliance activities.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: The SPDES Program will provide funding to the Department of Health to support water quality inspections and compliance activities.

FISCAL IMPLICATIONS: Accept and appropriate $149,225 in additional grant funds to the 2017 Adopted Operating Budget.
February 10, 2017

Jon Schneider, Deputy County Executive  
County Executive’s Office, 12th Floor  
H. Lee Dennison Building  
Veterans Memorial Highway  
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to accept and appropriate 100% federal pass – through grant funds from the New York State Department of Environmental Conservation to the Department of Health Services in the amount of $149,225 for the State Pollutant Discharge Elimination System (SPDES) Water Quality Management Planning Program. This program provides inspections and water sampling data.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Gary Amato at 4-0143. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-EQ SPDES.docx.”

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW  
Commissioner

Enclosures

JLT/lw

C: Christina Capobianco, CPA, Deputy Commissioner  
Barbara Marano, CPA, Executive Assistant for Finance & Administration  
Jennifer Culp, Assistant to the Commissioner of Health Services  
Walter Dawydak, Director, Division of Environmental Quality  
Susan Hodosky, Principal Financial Analyst
# 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>
</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 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>
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</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.

Page 2 of 2

To be completed by the Executive Budget Office.
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS - THROUGH GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH IN THE AMOUNT OF $300,000 FOR THE IMMUNIZATION ACTION PLAN ("IAP") ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES, DIVISION OF PATIENT CARE SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Department of Health has awarded Suffolk County 100% federal pass-through funds under the Immunization Action Plan ("IAP") to be implemented by the Suffolk County Department of Health Services, Division of Patient Care Services; and

WHEREAS, the IAP aims to completely immunize children in Suffolk County by their second birthday; and

WHEREAS, this grant has a start date of 04/01/17 and ends on 03/31/18 in which the County will receive 100% grant funding in the amount of $300,000 for the IAP Program; and

WHEREAS, a portion of said funds have been included in the 2017 Operating Budget; and

WHEREAS, the IAP grant includes funding for the Department of Health Services to continue the employment of one (1) Public Health Nurse III (full-time); one (1) Clinical Nurse Practitioner (full-time); one (1) Public Health Nurse II (full-time); two (2) Public Health Nurse I (full-time); one (1) Public Health Nurse Coordinator (full-time); one (1) Clerk Typist Spanish Speaking (full-time); and

WHEREAS, these positions already exist and are partially funded in the 2017 Operating Budget in 001-HSV-4101 and 001-HSV-4010; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept $300,000 and appropriate said grant funds as follows:

| IAP - $300,000 |

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>HSV</td>
<td>4120</td>
<td>4419</td>
<td>$300,000</td>
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</table>
**ORGANIZATIONS:**

Suffolk County Department of Health Services
Immunization Action Plan Program (IAP)
003-HSV-4120-$300,000

**1000-PERSONNEL SERVICES:** $190,785

<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>HSV</td>
<td>DEG</td>
<td>4120</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
<td>$190,785</td>
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</tbody>
</table>

**3000-SUPPLIES:** $358

<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>HSV</td>
<td>DEG</td>
<td>4120</td>
<td>3010</td>
<td>0000</td>
<td>Office Supplies</td>
<td>$358</td>
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</table>

**4000-CONTRACTUAL EXPENSES:** $19,440

<table>
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<tr>
<th>Fund</th>
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<th>Unit</th>
<th>Object</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4120</td>
<td>4340</td>
<td>0000</td>
<td>Travel: Other</td>
<td>$1,200</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4120</td>
<td>4560</td>
<td>0000</td>
<td>Fees for Services-Non-Employees</td>
<td>$18,240</td>
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</table>

**Employee Benefits**

**8000-EMPLOYEE BENEFITS:** $89,417

<table>
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<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>HSV</td>
<td>DEG</td>
<td>4120</td>
<td>8330</td>
<td>0000</td>
<td>Social Security</td>
<td>$14,595</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4120</td>
<td>8280</td>
<td>0000</td>
<td>Retirement</td>
<td>$32,624</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
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<td>8380</td>
<td>0000</td>
<td>Welfare Fund</td>
<td>$6,028</td>
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<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>$36,170</td>
</tr>
</tbody>
</table>

Interfund Transfer
Transfer to Employee Medical Health Plan
$36,170

**9000-INTERFUND TRANSFERS:** $36,170

<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>
</table>


and be it further

2\textsuperscript{nd} 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>4120</td>
<td>R003</td>
<td>$36,170</td>
</tr>
</tbody>
</table>

and be it further

3\textsuperscript{rd} 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 funded by this resolution at the conclusion of the grant funding provided for such positions funded by said grant; and be it further

4\textsuperscript{th} RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; and be it further

5\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:

HSV# 5-2017
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>$</td>
<td>$</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

   NONE

5. Can this program be refunded by the proposed non-county sources?

   Yes X

   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.)

   NONE

7. What do you anticipate happening when the Federal, State and/or Private Financial Assistance is discontinued (That is, program termination, reduced services, financial implications, layoffs, etc.)?

   Revenue for this program would be reduced.

8. Attach as 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" by 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
<table>
<thead>
<tr>
<th>Category</th>
<th>Appropriation Number Grantor Funds</th>
<th>Appropriation Number County Funds</th>
<th>Appropriation Number In-Kind Contribution</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>PERSONAL SERVICES:</td>
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</tr>
<tr>
<td>1100 Permanent Salaries</td>
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<td></td>
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</tr>
<tr>
<td>1110 Interim Salaries</td>
<td>190,785</td>
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<tr>
<td>1130 Temporary Salaries</td>
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<td></td>
</tr>
<tr>
<td>EQUIPMENT:</td>
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<tr>
<td>2010 Furniture</td>
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<tr>
<td>2020 Office Machines</td>
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<tr>
<td>2070 Cameras &amp; Photographic</td>
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<tr>
<td>2080 Medical, Dental, Lab, Equip</td>
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</tr>
<tr>
<td>2440 Instructional Equipment</td>
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<td></td>
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</tr>
<tr>
<td>2500 Other Equip: Unclassified</td>
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<td></td>
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</tr>
<tr>
<td>SUPPLIES, MATERIALS, OTHER</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>3010 Office Supplies</td>
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<tr>
<td>3020 Postage</td>
<td>358</td>
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<tr>
<td>3040 Printing</td>
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<tr>
<td>3070 Memberships &amp; Subscript.</td>
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<tr>
<td>3100 Instructional Supplies</td>
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<td>3160 Computer Software</td>
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<tr>
<td>3370 Medical, Dental, Lab Supp.</td>
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<tr>
<td>3500 Other Unclassified</td>
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<td>3510 Rent: Business Machines</td>
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<tr>
<td>3580 Repairs, Special Equip</td>
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<td>UTILITIES:</td>
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<td>4010 Telephone &amp; Telegraph</td>
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<td>TRAVEL:</td>
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<tr>
<td>4330 Travel Employee Contracts</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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<tr>
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<td>Remarks</td>
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<tr>
<td></td>
<td>Grantor Funds</td>
<td>County Funds</td>
<td>In-Kind Contribution</td>
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<tr>
<td>FEES FOR SERVICES:</td>
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<tr>
<td>4560: Fees for Services, Non-Employees</td>
<td>$18,240</td>
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<td>Maxim Health Care</td>
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<td>CONTRACTED SERVICES (List)</td>
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</tr>
<tr>
<td></td>
<td></td>
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</tr>
<tr>
<td>EMPLOYEE BENEFITS:</td>
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<tr>
<td>8280 Retirement</td>
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<tr>
<td>8300 Insurance: Worker's Compensation</td>
<td>32,624</td>
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<tr>
<td>8330 Social Security</td>
<td>14,595</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8360 Health insurance</td>
<td>36,170</td>
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<td></td>
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</tr>
<tr>
<td>8380 Dental Insurance</td>
<td>6,028</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I certify that the above in-kind contributions are not currently being used to support other Grants.

Signature of Project Director
## DETAIL LISTING OF PERSONAL SERVICES

<table>
<thead>
<tr>
<th>Title of Position</th>
<th>Grade / Step</th>
<th>Salary</th>
<th>Employee Name</th>
<th>Source of Funding by %</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clinical Nurse Practitioner</td>
<td>27/12</td>
<td>$100,074.00</td>
<td>Brechter, Danielle</td>
<td>70.00%</td>
<td></td>
</tr>
<tr>
<td>Public Health Nurse Coordinator</td>
<td>28/12</td>
<td>$104,338.00</td>
<td>Barlow, Lauren</td>
<td>25.00%</td>
<td></td>
</tr>
<tr>
<td>Public Health Nurse II</td>
<td>24/12</td>
<td>$88,270.00</td>
<td>Kaufman, Lana</td>
<td>7.00%</td>
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<tr>
<td>Public Health Nurse I</td>
<td>21/12</td>
<td>$78,312.00</td>
<td>Lauinger, Kathy</td>
<td>7.00%</td>
<td></td>
</tr>
<tr>
<td>Public Health Nurse III</td>
<td>28/12</td>
<td>$104,338.00</td>
<td>Boita, Jacqueline</td>
<td>5.00%</td>
<td></td>
</tr>
<tr>
<td>Clerk Typist, Spanish Speaking</td>
<td>9/5</td>
<td>$29,410.00</td>
<td>vacant, to be hired</td>
<td>100.00%</td>
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</tr>
<tr>
<td>Public Health Nurse I</td>
<td>21/8</td>
<td>$48,336.00</td>
<td>vacant, to be hired</td>
<td>100.00%</td>
<td></td>
</tr>
</tbody>
</table>
March 8, 2016

James L. Tomarken, MD, MSW, MPH, MBA, FRCPC, FACP
Suffolk County Department of Health Services
3500 Sunrise Highway, Suite 124, PO Box 9006
Great River, NY 11739-9006

Regarding: Contract #: C-028322

Dear Commissioner Tomarken:

Attached is your local health department’s approved Immunization Action Plan (IAP) contract work plan and budget for the period April 1, 2016 through March 31, 2017. This is the fourth year of the five-year IAP contract between your agency and the New York State Department of Health. The five-year contract term began April 1, 2013 and continues through March 31, 2018.

Please note that quarterly narrative reports, expenditure reports and vouchers must be submitted together electronically and are due no later than 30 days after the end of each quarter, as follows:

<table>
<thead>
<tr>
<th>Quarterly Period</th>
<th>Reporting Due Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>April – June, 2016</td>
<td>July 31, 2016</td>
</tr>
<tr>
<td>July – September, 2016</td>
<td>October 31, 2016</td>
</tr>
<tr>
<td>October – December, 2016</td>
<td>January 31, 2017</td>
</tr>
<tr>
<td>January – March, 2017</td>
<td>April 30, 2017</td>
</tr>
</tbody>
</table>

Additional reporting instructions and templates will be forwarded separately. If you have questions about your work plans, contact your regional representative. If you have questions about budgets or other fiscal matters, send an email to ImmAdmin@health.ny.gov.

Sincerely,

Laura G. Daley
Health Program Administrator 2
Administration Unit
Bureau of Immunization

Cc Mary Beth Petracco
    Ed Hennessey
    Regional Representative
CURRENT CONTRACT TERM:
From: 04/01/2013 To: 03/31/2018

CURRENT CONTRACT PERIOD:
From: 04/01/2013 To: 03/31/2018

AMENDED TERM:
From: To:

AMENDED PERIOD:
From: To:

CONTRACT FUNDING AMOUNT
(Multi-year – enter total projected amount of the contract; Fixed Term/Simplified Renewal – enter current period amount):

CURRENT: 1,500,000

AMENDED:

FUNDING SOURCE(S)

☑ State
☑ Federal
☐ Other

FOR MULTI-YEAR AGREEMENTS ONLY - CONTRACT PERIOD AND FUNDING AMOUNT:
(Out years represent projected funding amounts)

<table>
<thead>
<tr>
<th>#</th>
<th>CURRENT PERIOD</th>
<th>CURRENT AMOUNT</th>
<th>AMENDED PERIOD</th>
<th>AMENDED AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>4/1/13 - 3/31/14</td>
<td>$300,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>4/1/14 - 3/31/15</td>
<td>$300,000</td>
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<tr>
<td>3</td>
<td>4/1/15 - 3/31/16</td>
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<td>4/1/16 - 3/31/17</td>
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<tr>
<td>5</td>
<td>4/1/17 - 3/31/18</td>
<td>$300,000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

ATTACHMENT PART OF THIS AGREEMENT:

☑ Attachment A:
☐ A-1 Program Specific Terms and Conditions
☑ A-2 Federally Funded Grants

☑ Attachment B:
☐ B-1 Expenditure Based Budget
☐ B-2 Performance Based Budget
☐ B-3 Capital Budget
☐ B-1 (A) Expenditure Based Budget (Amendment)
☐ B-2 (A) Performance Based Budget (Amendment)
☐ B-3 (A) Capital Budget (Amendment)

☑ Attachment C: Work Plan
☑ Attachment D: Payment and Reporting Schedule
☐ Other

Contract Number: C-028322
Page 2 of 2
Master Grant Contract, Face Page
I request an Introductory Resolution to appropriate funds for the Immunization Action Plan ("IAP"); $300,000. The IAP project budget and work plan are attached herein for reference.

Project Description:
The goal of the IAP programs is to increase childhood, adolescence and adult immunization rates within Suffolk County. In addition, ensure all immunization records are complete, accurate and entered into the NYS Immunization Information System.

The IAP program elements include:

- Increase childhood immunization rates in the county by 1-2 percentage points annually through AFIX visits and/or daycare/preschool audits and improve adolescent vaccine acceptance.

- Conduct activities to increase county specific influenza and Tdap immunization rates among pregnant women, their partners, and other adult (19+ years) caregivers of infants.

- Increase the number of health care providers including: family medicine, adult medicine, OB/GYNs, pharmacists, who are registered with NYSIIS and maintain immunization records through the system by 2% annually.

- Provide information, education and training for local health department (LHD) staff and health care providers who provide immunizations.
• Meaningfully engage minority populations specific to your jurisdiction, such as but not limited to American Indian tribes, in immunization activities.

• Increase compliance with Public Health Law Section 2164 (PHL2164) by ensuring completion of annual school survey.

• Facilitate and coordinate local perinatal hepatitis B initiatives and activities mandated by Public Health Law 2500-e and Title 10 NYCRR, subpart 69-3.

wd/
c: Susan Hodosky, Principal Financial Analyst
2017 Intergovernmental Relations
Memorandum of Support

TITLE OF BILL: Accepting and appropriating 100% Federal Grant funds passed through from the New York State Department of Health Services in the amount of $300,000 for the Immunization Action Plan ("IAP") administered by the Suffolk County Department of Health Services, Division of Patient Care Services 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 from the NYS Department of Health for the Immunization Action Plan ("IAP") administered by the Suffolk County Department of Health Services, Division of Patient Care Services.

SUMMARY OF SPECIAL PROVISIONS: None

JUSTIFICATION: The IAP funds will be used to fully immunize children in Suffolk County by the age of two.

FISCAL IMPLICATIONS: Accept $300,000 in Federal grant funds passed through from NYS into the 2017 Adopted Operating Budget.
February 7, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to accept and appropriate 100% Federal Grant funds passed through from the New York State Department of Health in the amount of $300,000 for the Immunization Action Plan (“IAP”) administered by the Suffolk County Department of Health Services, Division of Patient Care and to execute grant related agreements. The IAP funds will be used to fully immunize children in Suffolk County by the age of two.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Mary Beth Petraco at 4-0203. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-PC IAP.docx.”

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, Assistant to the Commissioner of Health Services
   Mary Beth Petraco, Division of Patient Care
   Alan Schneider, County Personnel Director, Civil Service (copy plus Duty Statements for new positions)
   Susan Hodosky, Principal Financial Analyst
### 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>
</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 FV 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 FV 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: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
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

Accepting and appropriating 100% Federal Pass-Through Grant funds from the New York State Department of Health in the amount of $300,000 for the Immunization Action Plan ("IAP") administered by the Suffolk County Department of Health Services, Division of Patient Care Services and to execute grant related agreements.

3. Purpose of Proposed Legislation

This legislation is needed to accept and appropriate 100% grant funds from US Department of Health and Human Services passed through the NYS Department of Health for the Immunization Action Plan ("IAP") administered by the Department of Health Services. The IAP funds will be used to fully immunize children in Suffolk County by the age of two.

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>
<th>Economic Impact</th>
</tr>
</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:

None

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

Not applicable.

8. Proposed Source of Funding

100% Federal grant funds from the US Department of Health and Human Services passed through the NYS Department of Health.

9. Timing of Impact

2017-2018

10. Typed Name & Title of Preparer

Susan Hodosky
Principal Financial Analyst

Suzanne MacKie
Budget Examiner

11. Signature of Preparer

Signature

12. Date

2/10/17

2/22/17

SCIN FORM 175b (10/95)
COORDINATION OF GRANT APPLICATION OR CONTRACT
County of Suffolk

DATE: 2/10/2017

Submitting Department / Agency: Department of Health Services
Location: 3500 Sunrise Hwy. Great River, NY 11739

Contact Person in Department / Agency: Gary Amato
Telephone Number: 854-0143
Grant Application Due Date

Instructions: Applicant will complete all items on this form. If an item is not applicable, enter "NA". If additional space is needed, insert and asterisk (*) in the item box and attach additional information on an 8 1/2" X 11" sheet cross referenced to the item.

I. Background Information

1. Grant Title
   Immunization Action Plan (IAP)

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)

3. Grant / Contract Status (Check One Box)
   
   A. New Program Application
   X 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 purpose of this funding is to completely immunize children in Suffolk County by their second birthday.

5. County Departments / Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)
   NONE

II. BUDGET INFORMATION

1. Term of Contract
   From: 4/1/2017 To: 3/31/2018

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>$ 300,000</td>
<td>100.0%</td>
<td></td>
</tr>
<tr>
<td>State</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Private</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>County</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$ 300,000</td>
<td>100.0%</td>
<td></td>
</tr>
</tbody>
</table>
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING 100% GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH IN THE AMOUNT OF $187,597 FOR THE DRINKING WATER ENHANCEMENT PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES, DIVISION OF ENVIRONMENTAL QUALITY AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Department of Health has awarded Suffolk County State funds under the Drinking Water Enhancement Program (DWE) grant to be implemented by the Suffolk County Department of Health Services, Division of Environmental Quality; and

WHEREAS, the Drinking Water Enhancement Program will protect Suffolk County's drinking water supply through planning, data collection, investigation, surveillance monitoring, implementation and enforcement; and

WHEREAS, this grant has a start date of 04/01/17 and ends on 03/31/18 in which the County will receive 100% grant funding in the amount of $187,597 for the Drinking Water Enhancement Program; and

WHEREAS, a portion of said funds have been included in the 2017 Operating Budget; and

WHEREAS, the Drinking Water Enhancement Program grant includes partial funding for the Department of Health Services to continue the employment of two (2) Public Health Sanitarians (full-time); one (1) Assistant Public Health Engineer (full-time); and

WHEREAS, these position already exist and are partially funded in the 2017 Operating Budget in 001-HSV-4400; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept $187,597 and appropriate said grant funds as follows:

DWE - $187,597

REVENUES

<table>
<thead>
<tr>
<th>Fund</th>
<th>Department</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>4433</td>
<td>3430</td>
<td>$187,597</td>
</tr>
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ORGANIZATIONS

Suffolk County Department of Health Services
Drinking Water Enhancement (DWE)
003-HSV-4433 - $187,597

1000-PERSONNEL SERVICES: $164,595

<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>HSV</td>
<td>DEG</td>
<td>4433</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
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</table>

Employee Benefits

8000-EMPLOYEE BENEFITS: $23,002

<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>
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<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4433</td>
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<td>Welfare Fund</td>
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<tr>
<td>039</td>
<td>EMP</td>
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<td>Major Medical Claims</td>
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</tbody>
</table>

Interfund Transfer
Transfer to Employee Medical Health Plan
$11,349

9000-INTERFUND TRANSFERS: $11,349

<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>
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<tbody>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
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<td>9550</td>
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<td>Transfer to Funds</td>
<td>$11,349</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>4433</td>
<td>R003</td>
<td>$11,349</td>
</tr>
</tbody>
</table>
3rd 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 funded by this resolution at the conclusion of the grant funding provided for such positions funded by said grant; and be it further

4th RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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:

______________________________
County Executive of Suffolk County

Date of Approval:

HSV# 10-2017
STATEMENT OF FINANCIAL IMPACT  
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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
Accepting and appropriating 100% Grant funds from the New York State Department of Health in the amount of $187,597 for the Drinking Water Enhancement (DWE) Program administered by the Suffolk County Department of Health Services, Division of Environmental Quality and to execute grant related agreements.

3. Purpose of Proposed Legislation
This legislation is needed to accept and appropriate 100% Grant funds from the New York State Department of Health in the amount of $187,597 for the Drinking Water Enhancement (DWE) Program administered by the Suffolk County Department of Health Services. The DWE funds will be used to protect Suffolk County's drinking water supply through planning, data collection, investigation, surveillance monitoring, implementation and enforcement.

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>
<th>Economic Impact</th>
</tr>
</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:
None

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

8. Proposed Source of Funding
100% grant funds from the NYS Department of Health.

9. Timing of Impact
2017-2018

10. Typed Name & Title of Preparer  
    Susan Hodosky  
    Principal Financial Analyst

11. Signature of Preparer  
    [Signature]

12. Date  
    2/14/17

SCIN FORM 175b (10/95)
I. Background Information

1. Grant Title:
   Drinking Water Enhancement Program

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)

3. Grant / Contract Status (Check One Box)
   - A. 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.)

   These grant funds will be used to protect Suffolk County's drinking water supply through planning, data collection, investigations, surveillance monitoring, implementation and enforcement.

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

   NONE

II. BUDGET INFORMATION

1. Term of Contract
   From: 4/1/2017
   To: 3/31/2018

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>Source</th>
<th>First Funding Cycle</th>
<th></th>
<th>Second Funding Cycle</th>
<th></th>
<th>Third Funding Cycle</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td>$0.00</td>
<td>0.0%</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>State</td>
<td>$187,597.00</td>
<td>100.0%</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Private</td>
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</tr>
<tr>
<td>County</td>
<td>$0.00</td>
<td>0.0%</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$187,597.00</td>
<td>100.0%</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
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>$</td>
<td>$</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: NONE

5. Can this program be refunded by the Proposed Non-County Sources? 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.):

   None

7. What do you anticipate happening when the Federal, State and/or Private Financial Assistance is discontinued (That is, program termination, reduced services, financial implications, layoffs, etc.)?

   The program will be terminated.

8. Attach as list of potential subcontractors, if any, outlining the purpose of each subcontract (that is, 406 and 409 account items; use an additional 8 1/2" by 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
<table>
<thead>
<tr>
<th>Category</th>
<th>Appropriation Number Grantor Funds</th>
<th>Appropriation Number County Funds</th>
<th>Appropriation Number In-Kind Contribution</th>
<th>Remarks</th>
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<tbody>
<tr>
<td>PERSONAL SERVICES:</td>
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<tr>
<td>1100 Permanent Salaries</td>
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<tr>
<td>1110 Interim Salaries</td>
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<td>164,595.00</td>
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<td>1120 Overtime Salaries</td>
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<td>1130 Temporary Salaries: no fringe</td>
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<tr>
<td>EQUIPMENT:</td>
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<tr>
<td>2010 Furniture</td>
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<tr>
<td>2020 Office Machines</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>2070 Cameras &amp; Photographic</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>2080 Medical, Dental, Lab, Equip</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>2090 Radio and Communication</td>
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<tr>
<td>2460 New Computers</td>
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<tr>
<td>2500 Other Equip: Unclassified</td>
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<tr>
<td>SUPPLIES, MATERIALS, OTHER</td>
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<tr>
<td>3010 Office Supplies</td>
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<tr>
<td>3020 Postage</td>
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<tr>
<td>3040 Printing</td>
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<td>3070 Memberships &amp; Subscrp.</td>
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<td>3100 Instructional Supplies</td>
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<td>3160 Computer Software</td>
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<tr>
<td>3370 Medical, Dental, Lab Supp.</td>
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<td>3500 Other Unclassified</td>
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<tr>
<td>3510 Rent: Business Machines</td>
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<td>3650 Rent: Buildings</td>
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<td>3850 Repairs, Special Equip</td>
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<td>UTILITIES:</td>
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<td>4010 Telephone &amp; Telegraph</td>
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<td>TRAVEL:</td>
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<td>4330 Travel Employee Contracts</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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<tr>
<td>Category</td>
<td>Appropriation Number Grantor Funds</td>
<td>Appropriation Number County Funds</td>
<td>Appropriation Number In-Kind Contribution</td>
<td>Remarks</td>
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<tr>
<td>------------------------------</td>
<td>-----------------------------------</td>
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<tr>
<td>FEES FOR SERVICES:</td>
<td>$0.00</td>
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<tr>
<td>4210: Computer Services</td>
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<td>4330: Travel: Employee Contracts</td>
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<tr>
<td>4560: Fees for Services, Non-Employees</td>
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<td>0.00</td>
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<tr>
<td>CONTRACTED SERVICES (List)</td>
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<td>4580 Contracted Agencies</td>
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<tr>
<td>HRH Healthcare, Inc.</td>
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<td>EMPLOYEE BENEFITS:</td>
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<td>8280 Retirement</td>
<td>7,379.00</td>
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<td>8300 Insurance: Worker’s Compensation</td>
<td>3,301.00</td>
<td>11,349.00</td>
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<td>8330 Social Security</td>
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<td>8360 Health Insurance</td>
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<tr>
<td>8380 Dental Insurance</td>
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<tr>
<td>OTHER: (List Source &amp; Brief Explanation)</td>
<td>$0.00</td>
<td>$0.00</td>
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I certify that the above in-kind contributions are not currently being used to support other Grants.

Signature of Project Director
<table>
<thead>
<tr>
<th>Title of Position</th>
<th>Grade</th>
<th>Step</th>
<th>Salary</th>
<th>Employee Name</th>
<th>Source of Funding by %</th>
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</thead>
<tbody>
<tr>
<td>Public Health Sanitarian</td>
<td>21</td>
<td>6</td>
<td>$68,263.00</td>
<td>Saran, Karol</td>
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<tr>
<td>Public Health Sanitarian</td>
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<td>9</td>
<td>$71,776.00</td>
<td>Mullen David</td>
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<tr>
<td>Assistant Public Health Engineer</td>
<td>23</td>
<td>7</td>
<td>$76,323.00</td>
<td>Mednick, Joshua</td>
<td>75%</td>
</tr>
</tbody>
</table>
April 28, 2015

City/County Commissioners of Health
Public Health Directors

Re: Drinking Water Enhancement Program
For 4/1/15 - 3/31/20 Grant Period

Dear Commissioner/Public Health Director:

The New York State budget for State Fiscal Year 2015-16 (SFY '15-16) includes an appropriation of $5,017,000 for services and expenses related to the water supply protection program commonly known as the Drinking Water Enhancement (DWE) Program. The county-by-county grant allocations for SFY '15-16 are listed in the enclosed table.

SFY '15-16 marks the first year of a five-year contract. To be considered for funding, your City/County must submit as soon as possible, but no later than July 11, 2015, a comprehensive contract application package, which includes:

1. State of New York Master Contracts for Grant Face Page
2. Two original signed and notarized signature pages
4. Attachment A-1, Program Specific Terms and Conditions
5. Attachment B-1, Expenditure Based Budget
6. Attachment C, Work Plan; and
7. Attachment D, Payment and Reporting Schedule

For subsequent years, the City/County must submit a new budget and work plan.

Hard copies of all contract documents have been mailed to your City/County Environmental Health Directors. Please make sure to use the templates without making any changes. Fillable budget and work plan documents will be e-mailed to your fiscal staff. A guidance document that provides instructions for the preparation and submittal of your work plan and budget along with contract documents has also been sent to the City/County Environmental Health Directors. The completed comprehensive contract application package must be sent to the Regional Director of Environmental Health for review and approval. Upon approval, the Regional Director of Environmental Health will forward the completed contract renewal application package to the Bureau of Water Supply Protection for processing.

During the administration of the DWE Program, all audit obligations in accordance with OMB, 2 CFR, Chapter I, Chapter II, Part 200, per Attachment A-1, section (H)(3)(b) must be met. Noncompliance with these requirements can delay the processing of contracts and vouchers.
Please note, a budget modification to any budget category that is equal to or greater than 10 percent of the total budget must be submitted to the Office of the State Comptroller (OSC) for approval. A contract amendment must be completed, and shall be effective only upon approval by OSC. The budget categories are:

1. Personal Services
2. Non-personal services minus equipment
3. Equipment

Standard Vouchers (AC-92) and an expenditure report template are included for submittal of quarterly 2015-16 DWE expenses. Please note that quarterly expenditure reports must accompany each quarterly voucher submission and that the dollar amount requested on the voucher cannot exceed the dollar amount of the expenditure report. No voucher can be processed until an executed contract is in place. All completed quarterly Standard Vouchers and expense reports should be submitted directly to:

Lori Ahmed
Bureau of Water Supply Protection
Corning Tower, Room 1110
Empire State Plaza
Albany NY, 12237

We look forward to working with your staff to successfully implement your approved work plan for this upcoming year. If you or your staff have any questions, please contact your Regional Field Coordinator or Regional Director of Environmental Health.

Sincerely,

Roger C. Sokol, Ph.D.
Director
Bureau of Water Supply Protection

Enclosures (1)

cc: N. Graber, M.D.
    M. Cambridge
    C. Jones Rafferty
    T. Boepple / L. Ahmed
    R. Van Houten
    J. Strepelis
    R. Swider
    B. Devine
    City/County Environmental Health Directors
    Regional Field Coordinators
<table>
<thead>
<tr>
<th><strong>STATE AGENCY (Name &amp; Address):</strong></th>
<th><strong>BUSINESS UNIT/DEPT. ID:</strong> DOH01/3450000</th>
</tr>
</thead>
<tbody>
<tr>
<td>NYS Department of Health</td>
<td></td>
</tr>
<tr>
<td>Bureau of Water Supply Protection</td>
<td></td>
</tr>
<tr>
<td>Corning Tower, Room 1110</td>
<td></td>
</tr>
<tr>
<td>Empire State Plaza</td>
<td></td>
</tr>
<tr>
<td>Albany, NY 12237</td>
<td></td>
</tr>
<tr>
<td><strong>CONTRACTOR S/F'S PAYEE NAME:</strong></td>
<td><strong>CONTRACT NUMBER:</strong> C-030124</td>
</tr>
<tr>
<td>Suffolk County of</td>
<td></td>
</tr>
<tr>
<td><strong>CONTRACTOR DOS INCORPORATED NAME:</strong></td>
<td><strong>TRANSACTION TYPE:</strong></td>
</tr>
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<td></td>
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<tr>
<td><strong>CONTRACTOR IDENTIFICATION NUMBERS:</strong></td>
<td><strong>PROJECT NAME:</strong></td>
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<tr>
<td>NYS Vendor ID Number: 1000000809</td>
<td>Drinking Water Enhancement Program</td>
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<tr>
<td>Federal Tax ID Number:</td>
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<tr>
<td>DUNS Number (if applicable):</td>
<td></td>
</tr>
<tr>
<td><strong>CONTRACTOR PRIMARY MAILING ADDRESS:</strong></td>
<td><strong>AGENCY IDENTIFIER:</strong></td>
</tr>
<tr>
<td>Suffolk County</td>
<td></td>
</tr>
<tr>
<td>100 Veterans Memorial Highway</td>
<td></td>
</tr>
<tr>
<td>Hauppauge, NY 11788</td>
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<tr>
<td><strong>CONTRACTOR PAYMENT ADDRESS:</strong></td>
<td><strong>CFDA NUMBER (Federally Funded Grants Only):</strong></td>
</tr>
<tr>
<td>Check if same as primary mailing address</td>
<td></td>
</tr>
<tr>
<td><strong>CONTRACT Mailing ADDRESS:</strong></td>
<td><strong>CONTRACTOR STATUS:</strong></td>
</tr>
<tr>
<td>Check if same as primary mailing address</td>
<td></td>
</tr>
<tr>
<td>Suffolk County Health Department</td>
<td>For Profit</td>
</tr>
<tr>
<td>360 Yaphank Avenue, Suite 1C</td>
<td>Municipality, Code: 4701000000</td>
</tr>
<tr>
<td>Yaphank, NY 11980</td>
<td>Tribal Nation</td>
</tr>
<tr>
<td></td>
<td>Individual</td>
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<td></td>
<td>Not-for-Profit</td>
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<td>Charities Registration Number:</td>
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<tr>
<td>Exemption Status/Code: EPTL #3</td>
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<tr>
<td>Sectarian Entity</td>
<td></td>
</tr>
</tbody>
</table>
STATE OF NEW YORK MASTER CONTRACT FOR GRANTS FACE PAGE

CURRENT CONTRACT TERM:
From: 04/01/2015 To: 03/31/2020

CURRENT CONTRACT PERIOD:
From: 04/01/2015 To: 03/31/2020

AMENDED TERM:
From: To:

AMENDED PERIOD:
From: To:

CONTRACT FUNDING AMOUNT
(Multi-year - enter total projected amount of the contract; Fixed Term/Simplified Renewal - enter current period amount):
CURRENT: $937,985
AMENDED:

FUNDING SOURCE(S)
☑ State
☐ Federal
☐ Other

FOR MULTI-YEAR AGREEMENTS ONLY - CONTRACT PERIOD AND FUNDING AMOUNT:
(Out years represent projected funding amounts)

<table>
<thead>
<tr>
<th>#</th>
<th>CURRENT PERIOD</th>
<th>CURRENT AMOUNT</th>
<th>AMENDED PERIOD</th>
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<td>$187,597</td>
<td></td>
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<tr>
<td>2</td>
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<td>04/01/2018 - 03/31/2019</td>
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<tr>
<td>5</td>
<td>04/01/2019 - 03/31/2020</td>
<td>$187,597</td>
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ATTACHMENTS PART OF THIS AGREEMENT:

☑ Attachment A:  ☑ A-1 Program Specific Terms and Conditions
☑ A-2 Federally Funded Grants and Requirements Mandated by Federal Laws

☑ Attachment B:  ☑ B-1 Expenditure Based Budget  ☐ B-2 Performance Based Budget
☑ B-3 Capital Budget  ☐ B-4 Net Deficit Budget
☐ B-1(A) Expenditure Based Budget (Amendment)
☐ B-2(A) Performance Based Budget (Amendment)
☐ B-3(A) Capital Budget (Amendment)
☐ B-4(A) Net Deficit Budget (Amendment)

☑ Attachment C: Work Plan
☑ Attachment D: Payment and Reporting Schedule
☐ Other:

Contract Number: # C-030124
Page 2 of 2
Master Grant Contract, Face Page
To: James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

From: Douglas Feldman
Principal Public Health Engineer

Date: February 10, 2017

Subject: Request for Introductory Resolution for Drinking Water Enhancement ("DWE"); $187,597

I request an Introductory Resolution to appropriate funds for the Drinking Water Enhancement Program ("DWE") $187,597. The DWE project budget attached herein for reference.

Project Description:
The goal of the DWE program funds will be used to protect Suffolk County’s drinking water supply through planning, data collection, investigation, surveillance monitoring, implementation and enforcement.

cc: Susan Hodosky, Principal Financial Analyst
TITLE OF BILL: Accepting and appropriating 100% Grant funds from the New York State Department of Health in the amount of $187,597 for the Drinking Water Enhancement (DWE) Program administered by the Suffolk County Department of Health Services, Division of Environmental Quality and to execute grant related agreements.

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate 100% grant funds New York State Department of Health for Drinking Water Enhancement administered by the Department of Health Services.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: The DWE funds will be used to protect Suffolk County’s drinking water supply through planning, data collection, investigation, surveillance monitoring, implementation and enforcement.

FISCAL IMPLICATIONS: Accept $187,597 in State grant funds into the 2017 Adopted Operating Budget.
DEPARTMENT OF HEALTH SERVICES

February 10, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to accept and appropriate 100% Grant funds from the New York State Department of Health in the amount of $187,597 for the Drinking Water Enhancement (DWE) Program administered by the Suffolk County Department of Health Services, Division of Environmental Quality and to execute grant related agreements. The DWE funds will be used to protect Suffolk County's drinking water supply through planning, data collection, investigation, surveillance monitoring, implementation and enforcement.

I have enclosed a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Doug Feldman at 2-5778. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-EQ Drinking Water.docx.”

Sincerely,

James L. Tomarken, MD, MPH, MBA, MSW
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, Assistant to the Commissioner of Health Services
   Douglas Feldman, Principal Public Health Engineer
   Susan Hedesky, Principal Financial Analyst
### GENERAL FUND

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<th>2017 FV TAX RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 FV TAX RATE PER $1000</th>
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<tr>
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### COMBINED

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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</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.

Page 2 of 2

To be completed by the Executive Budget Office
RESOLUTION NO. -2017, ACCEPTING AND APPROPRIATING 100% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE RESEARCH FOUNDATION FOR MENTAL HYGIENE, INC. IN THE AMOUNT OF $380,380 FOR FIRST EPISODE PSYCHOSIS (“FEP”) ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES, DIVISION OF COMMUNITY MENTAL HYGIENE AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Office of Mental Hygiene through the Research Foundation for Mental Hygiene, Inc. has awarded Suffolk County federal pass-through grant funds under the First Episode Psychosis (“FEP”) Initiative to be implemented by the Suffolk County Department of Health Services, Division of Community Mental Hygiene; and

WHEREAS, the First Episode Psychosis (FEP) program will provide funds to the Suffolk County Department of Health Services to support a specialized treatment team that will provide early intervention services for adolescents and young adults with first episode psychosis in Suffolk County; and

WHEREAS, this grant has a start date of January 1, 2017 and ends on December 31, 2017, in which the County will receive 100% grant funding in the amount of $380,380 for the FEP program; and

WHEREAS, a portion of said funds have been included in the 2017 Operating Budget, and

WHEREAS, the FEP program includes funding for the Department of Health Services to continue the employment of one (1) Medical Social Worker Assistant (full-time); one (1) Clinical Nurse Practitioner (full-time); one (1) Psychiatric Social Worker (full-time); one (1) Public Health Nurse I (full-time); and

WHEREAS, these positions already exist and are partially funded in the 2017 Operating Budget in 001-HSV-4320 and 001-HSV-4340, now, therefore be it

1st RESOLVED, that the County Comptroller be, and is hereby authorized to accept $380,380 and appropriate said grant funds as follows:

FEP - $380,380

REVENUES:

<table>
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<th>Unit</th>
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<td>003</td>
<td>HSV</td>
<td>4307</td>
<td>4492</td>
<td>$380,380</td>
</tr>
</tbody>
</table>
ORGANIZATIONS:

Department of Health Services (HSV)
First Episode Psychosis (FEP) Program
003-HSV-4307
$380,380

1000-PERSONNEL SERVICES: $173,621

<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>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
<td>$173,621</td>
</tr>
</tbody>
</table>

2000-EQUIPMENT: $3,080

<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>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>2010</td>
<td>0000</td>
<td>Furniture</td>
<td>$2,080</td>
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<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>2020</td>
<td>0000</td>
<td>Office Machines</td>
<td>$1,000</td>
</tr>
</tbody>
</table>

3000-SUPPLIES: $55,207

<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>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>3010</td>
<td>0000</td>
<td>Office Supplies</td>
<td>$1,500</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>3370</td>
<td>0000</td>
<td>Medical, Dental Lab Supplies</td>
<td>$3,000</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>3500</td>
<td>0000</td>
<td>Other</td>
<td>$36,216</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>3510</td>
<td>0000</td>
<td>Rent: Business Machines</td>
<td>$3,600</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>3650</td>
<td>0000</td>
<td>Repairs: Buildings</td>
<td>$8,891</td>
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</tbody>
</table>

4000-CONTRACTUAL EXPENSES: $93,900

<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>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>4320</td>
<td>0000</td>
<td>Cellular Communications</td>
<td>$500</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>4320</td>
<td>0000</td>
<td>Travel: Meals</td>
<td>$250</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>4330</td>
<td>0000</td>
<td>Travel: Mileage</td>
<td>$4,000</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>4340</td>
<td>0000</td>
<td>Travel: Other</td>
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</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>4550</td>
<td>0000</td>
<td>Fees For Service: Non-Employees</td>
<td>$88,750</td>
</tr>
</tbody>
</table>
Employee Benefits

8000-EMPLOYEE BENEFITS: $54,572

<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>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>8330</td>
<td>0000</td>
<td>Social Security</td>
<td>$13,282</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>8260</td>
<td>0000</td>
<td>Retirement</td>
<td>$29,689</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>8380</td>
<td>0000</td>
<td>Welfare Fund</td>
<td>$3,640</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>$7,961</td>
</tr>
</tbody>
</table>

Interfund Transfer
Transfer to Employee Medical Health Plan
$7,961

9000-INTERFUND TRANSFERS: $7,961

<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>HSV</td>
<td>DEG</td>
<td>4307</td>
<td>9550</td>
<td>0000</td>
<td>TR To FD 039 Self Hlth Ins</td>
<td>$7,961</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>Dept.</th>
<th>Unit</th>
<th>Revenue Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>039</td>
<td>IFT</td>
<td>4307</td>
<td>R003</td>
<td>$7,961</td>
</tr>
</tbody>
</table>

and be it further

3rd 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 positions created by said grant; and be it further

4th RESOLVED that the County Executive be and hereby is authorized to execute related agreements; 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:

__________________________
County Executive of Suffolk County

Date:

HSV # 13-2017
RESOLUTION NO. - 2017, ACCEPTING AND APPROPRIATING 100% NEW YORK STATE GRANT FUNDS FROM THE NEW YORK STATE DEPARTMENT OF HEALTH IN THE AMOUNT OF $190,000 FOR THE DISEASE INTERVENTION SERVICE ("DIS") ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF HEALTH SERVICES, DIVISION OF PATIENT CARE SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Department of Health has awarded Suffolk County 100% NY State grant funds under the Disease Intervention Services ("DIS") to be implemented by the Suffolk County Department of Health Services, Division of Patient Care Services; and

WHEREAS, the DIS funds will be used to support Disease Intervention staffing to provide Partner notification and referral services for sexually transmitted diseases; and

WHEREAS, this grant has a start date of 01/01/17 and ends on 12/31/17 in which the County will receive 100% grant funding in the amount of $190,000 for the DIS program; and

WHEREAS, the DIS grant includes funding for the Department of Health Services to continue the employment of two (2) Public Health Nurse I (full-time); and

WHEREAS, these positions already exist and are not funded in the 2017 Operating Budget in 001-HSV-4101 and 001-HSV-4010; now, therefore be it

1st RESOLVED, the County Comptroller be and hereby is authorized to accept $190,000 and appropriate said grant funds as follows:

DIS - $190,000

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>HSV</td>
<td>4170</td>
<td>3480</td>
<td>$190,000</td>
</tr>
</tbody>
</table>
ORGANIZATIONS:

Suffolk County Department of Health Services
Disease Intervention Services (DIS)
003-HSV-4170-$190,000

**1000-PERSONNEL SERVICES:** $106,280

<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>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>1110</td>
<td>0000</td>
<td>Interim Salaries</td>
<td>$106,280</td>
</tr>
</tbody>
</table>

**4000-CONTRACTUAL EXPENSES:** $20,887

<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>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>4330</td>
<td>0000</td>
<td>Travel: Employee Contracts</td>
<td>$1,005</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>4340</td>
<td>0000</td>
<td>Travel: Other</td>
<td>$1,000</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>4560</td>
<td>0000</td>
<td>Fee for Services, Non-Employee</td>
<td>$18,882</td>
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</tbody>
</table>

**Employee Benefits**

**8000-EMPLOYEE BENEFITS:** $62,833

<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>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>8330</td>
<td>0000</td>
<td>Social Security</td>
<td>$8,130</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>8280</td>
<td>0000</td>
<td>Retirement</td>
<td>$18,174</td>
</tr>
<tr>
<td>003</td>
<td>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>8380</td>
<td>0000</td>
<td>Welfare Fund</td>
<td>$2,912</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>$33,617</td>
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</tbody>
</table>

Interfund Transfer
Transfer to Employee Medical Health Plan
$33,617

**9000-INTERFUND TRANSFERS:** $33,617

<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>HSV</td>
<td>DEG</td>
<td>4170</td>
<td>9550</td>
<td>0000</td>
<td>Transfer to Funds</td>
<td>$33,617</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>4170</td>
<td>R003</td>
<td>$33,617</td>
</tr>
</tbody>
</table>

and be it further

3rd 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 funded by this resolution at the conclusion of the grant funding provided for such positions funded by said grant; and be it further

4th RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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:

______________________________
County Executive of Suffolk County
Date of Approval:

HSV# 14-2017
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
Accepting and appropriating 100% Federal pass-through grant funds from the Research Foundation for Mental Hygiene, Inc. in the amount of $380,380 for First Episode Psychosis administered by the Suffolk County Department of Health Services, Division of Community Mental Hygiene and to execute grant related agreements.

3. Purpose of Proposed Legislation
This legislation is needed to accept and appropriate Federal grant funds from the Research Foundation for Mental Hygiene, Inc. to Suffolk County for a First Episode Psychosis Program to support a specialized treatment team for early intervention services to adolescents and young adults with first-episode psychosis (FEP) in Suffolk County.

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

6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:
Not applicable.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
None

8. Proposed Source of Funding
100% Federal pass-through grant funds under block grant funding from the Research Foundation for Mental Hygiene, Inc.

9. Timing of Impact
2017

10. Typed Name & Title of Preparer
    Susan B. Hodosky
    Principal Financial Analyst

11. Signature of Preparer
    [Signature]

12. Date
    2-17-17
### I. Background Information

1. **Grant Title**
   - Community Mental Health Services Block Grant - CFDA #93.958

2. **Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)**
   - NYS Contract No. C007888873
   - Awarding State Agency - NYS Office of Mental Health

3. **Grant / Contract Status (Check One Box)**
   - A. New Program Application
   - B. Renewal Application
   - C. Supplemental (Specify)
   - **X** 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 grant will allow the creation of a team to provide early intervention services for adolescents and young adults with first-episode psychosis (FEP). The team will provide comprehensive, early intervention services tailored to meet the individual needs, with the goal of yielding greater improvements in client functioning and lower rates of inpatient hospitalization.

5. **County Departments / Agencies Affected (Include any with similar operational programs, regardless of their eligibility for this program.)**
   - **NONE**

### II. Budget Information

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

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>$380,380.00</td>
<td>100.0%</td>
<td></td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td>-</td>
<td>0.0%</td>
</tr>
<tr>
<td>Private</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>County</td>
<td>$0.00</td>
<td>0.0%</td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$380,380.00</td>
<td>100.0%</td>
<td></td>
</tr>
</tbody>
</table>

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>$</td>
<td>$</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>
<tr>
<td>4. Total Number of New Positions Requested</td>
<td>NONE</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Can This program be Refunded by the Proposed Non-County Sources?</td>
<td>Yes</td>
<td></td>
<td>No</td>
</tr>
<tr>
<td>6. Estimated Expected Additional Indirect Costs (Costs not delineated in Budget Request, for example, added overhead, capital expenditures required as a result of project activity, associated administrative costs, etc.)</td>
<td>None</td>
<td></td>
<td></td>
</tr>
<tr>
<td>7. What do you anticipate happening when the Federal, State and/or Private Financial Assistance is discontinued (That is, program termination, reduced services, financial implications, layoffs, etc.)?</td>
<td>The program will continue with costs being partially offset with revenue generated by the program.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>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&quot; by 11&quot; sheet).</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>1. Intergovernmental Relations Division Review:</th>
<th>2. Signature of Coordinator</th>
<th>3. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approved</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Disapproved</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

4. Comments

<table>
<thead>
<tr>
<th>5. Budget Office Review</th>
<th>6. Signature of Budget Director</th>
<th>7. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Approved</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Disapproved</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

8. Comments

SCIN FORM 164
<table>
<thead>
<tr>
<th>Category</th>
<th>Appropriation Number</th>
<th>Resolution Allocation</th>
<th>Appropriation Number</th>
<th>In-Kind Contribution</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>PERSONAL SERVICES:</td>
<td>$173,621.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>1100 Permanent Salaries</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1110 Interim Salaries</td>
<td>173,621.00</td>
<td>0.00</td>
<td>0.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1120 Overtime Salaries</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1130 Temporary Salaries: no fringe</td>
<td>0.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>EQUIPMENT</td>
<td>$3,080.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>2010 Furniture</td>
<td>2,080.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2020 Office Machines</td>
<td>1,000.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2070 Cameras &amp; Photographic</td>
<td></td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>2080 Medical, Dental, Lab, Equip</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2090 Radio and Communication</td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>2460 New Computers</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2500 Other Equip. Unclassified</td>
<td>0.00</td>
<td></td>
<td></td>
<td>0.00</td>
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</tr>
<tr>
<td>SUPPLIES, MATERIALS, OTHER</td>
<td>$55,207.00</td>
<td>$0.00</td>
<td>$0.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3010 Office Supplies</td>
<td>1,500.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3020 Postage</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3040 Printing</td>
<td></td>
<td></td>
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<td></td>
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</tr>
<tr>
<td>3070 Memberships &amp; Subscrip.</td>
<td>0.00</td>
<td></td>
<td></td>
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<tr>
<td>3100 Instructional Supplies</td>
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<td></td>
<td></td>
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<tr>
<td>3160 Computer Software</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3370 Medical, Dental, Lab Supp.</td>
<td>3,000.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3500 Other Unclassified (Admin)</td>
<td>38,216.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>3510 Rent: Business Machines</td>
<td>3,600.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>3650 Rent: Buildings</td>
<td>8,891.00</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>3580 Repairs, Special Equip</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>UTILITIES</td>
<td>$500.00</td>
<td>$0.00</td>
<td>$0.00</td>
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<td>4015 Cell Telephone</td>
<td>500.00</td>
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<td>TRAVEL</td>
<td>$4,650.00</td>
<td>$0.00</td>
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<td>4320 Travel Employee Meals</td>
<td>$250.00</td>
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<tr>
<td>4330 Travel Employee Contracts</td>
<td>4,000.00</td>
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</table>
### GRANT BUDGET ANALYSIS

**COUNTY BUDGET YEAR 2017**

<table>
<thead>
<tr>
<th>Category</th>
<th>Appropriation Number Grantor Funds</th>
<th>Appropriation Number County Funds</th>
<th>Appropriation Number In-Kind Contribution</th>
<th>Remarks</th>
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<tr>
<td>FEES FOR SERVICES:</td>
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<tr>
<td>4210: Computer Services</td>
<td></td>
<td></td>
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<tr>
<td>4330: Travel: Employee Contracts</td>
<td>0.00</td>
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<tr>
<td>4560: Fees for Services, Non-Employees</td>
<td>88,750.00</td>
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<tr>
<td>CONTRACTED SERVICES (List)</td>
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<tr>
<td>4980 Contracted Agencies</td>
<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>EMPLOYEE BENEFITS:</td>
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<td></td>
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<tr>
<td>8280 Retirement</td>
<td>29,689.00</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>8300 Insurance: Worker's Compensation</td>
<td>29,689.00</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>8330 Social Security</td>
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<td>8360 Health Insurance</td>
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<td>8380 Dental Insurance</td>
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<td>OTHER: (List Source &amp; Brief Explanation)</td>
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<td>0.00</td>
<td>0.00</td>
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</table>

I certify that the above in-kind contributions are not currently being used to support other Grants.

*Signature of Project Director*
<table>
<thead>
<tr>
<th>Title of Position</th>
<th>Grade</th>
<th>Step</th>
<th>Salary</th>
<th>Employee Name</th>
<th>Source of Funding by %</th>
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</thead>
<tbody>
<tr>
<td>Med, Social Worker Asst</td>
<td>18</td>
<td>12</td>
<td>66,248</td>
<td>M. Burstin</td>
<td>100.00%</td>
</tr>
<tr>
<td>Clinical Nurse Practitioner</td>
<td>27</td>
<td>8</td>
<td>88,608</td>
<td>J. Castillo</td>
<td>30.02%</td>
</tr>
<tr>
<td>Psychiatric Social Worker</td>
<td>21</td>
<td>12</td>
<td>65,000</td>
<td>TBD</td>
<td>100.00%</td>
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<tr>
<td>Public Health Nurse I</td>
<td>21</td>
<td>12</td>
<td>79,000</td>
<td>J. Fusco</td>
<td>20.00%</td>
</tr>
</tbody>
</table>
Kathleen Herz, Ph. D
Suffolk County
Community Mental Hygiene
Bldg C-928,
North County Complex
Hauppauge, NY 11788

January 27, 2017
Re: 2017 RFMH Subaward Renewal Information

Dear Kathleen,

I'm delighted to inform you that the Research Foundation of Mental Hygiene will continue to support the OnTrackNY FEP program operation at Suffolk County Community Mental Hygiene, contingent upon a signed agreement between New York State Office of Mental Health and the Research Foundation for Mental Hygiene, Inc. (RFMH).

The RFMH OTNY administrative unit will establish an annual subcontract with Suffolk County Community Mental Hygiene. The estimated value of your 2017 annual award, including subsidy for 0.5 Peer Specialist position FTE is $380,380 beginning January 1, 2017 through December 31, 2017.
It is anticipated that Suffolk County Community Mental Hygiene will use the combination of RFMH and other support funds, including third-party insurance payers, governmental payers and self-paying patients to cover overall OTNY FEP program costs.

The first step in the contracting process is approving the budget. To move swiftly please submit your proposed annual budget along with budget justification to kurkmar@nyspi.columbia.edu by Friday, February 10th 2017.
If you have any questions, please contact Margaret Kurk at 646-774-8461 or kurkmar@nyspi.columbia.edu regarding any fiscal issues, or Liza Watkins at watkins@nyspi.columbia.edu for programmatic questions.

We look forward to continuing to work with you!

Warm regards,

Lisa Dixon, MD, MPH
Director, Center for Practice Innovations
New York State Psychiatric Institute

A not-for-profit corporation affiliated with the New York State Department of Mental Hygiene
MEMORANDUM

To: James L. Tomarfen, MD, MPH, MBA, MSW
Commissioner, Department of Health Services

From: Ann Marie Csornye, LCSW
Director, Division of Community Mental Hygiene Services

Date: February 6, 2017

Subject: Request for Legislative Resolution

The New York State Office of Mental Health through the Research Foundation for Mental Hygiene, Inc. has allocated $380,380 in Block Grant Funding for First Episode Psychosis Initiative to provide funding for operating a First Episode Psychosis program to support a specialized treatment team to provide early intervention services for adolescents and young adult with First-Episode Psychosis (FEP) in Suffolk County. As a result of this action, the Division is requesting a Legislative Resolution to allocate 100% Federal Block Grant funding for operating costs associated with this FEP program.

I am attaching drafts of the fiscal impact statement, intro resolution and routing form as well as the grant award letter.

AFHM
Enclosures
Cc: S. Hodosky, S. Reagan, D. Holtsford, B. Russo

PUBLIC HEALTH

DIVISION OF COMMUNITY MENTAL HYGIENE
Ann Marie Csornye, LCSW, Director
North County Complex, Building C926, 725 Veterans Memorial Highway, P.O. Box 6100, Hauppauge, NY 11786
(631) 853-8500 FAX: (631) 853-3117
2017 Intergovernmental Relations
Memorandum of Support

TITLE OF BILL: Accepting and appropriating 100% Federal pass-through grant funds from the Research Foundation for Mental Hygiene, Inc. in the amount of $380,380 for First Episode Psychosis administered by the Suffolk County Department of Health Services, Division of Community Mental Hygiene and to execute grant related agreements.

PURPOSE OR GENERAL IDEA OF BILL: This legislation is needed to accept and appropriate Federal grant funds from the Research Foundation for Mental Hygiene, Inc. to Suffolk County for a First Episode Psychosis Program to support a specialized treatment team for early intervention services to adolescents and young adults with first-episode psychosis (FEP) in Suffolk County.

SUMMARY OF SPECIAL PROVISIONS: None.

JUSTIFICATION: A First Episode Psychosis Program will support a specialized treatment team for early intervention services to adolescents and young adults in Suffolk County.

FISCAL IMPLICATIONS: $380,380 in additional Federal pass-through grant funds will be added to the 2017 Adopted Operating Budget.
DEPARTMENT OF HEALTH SERVICES

February 13, 2017

Jon Schneider, Deputy County Executive
County Executive’s Office, 12th Floor
H. Lee Dennison Building
Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

I request the introduction of the enclosed Resolution to accept and appropriate 100% Federal pass-through grant funds in the amount of $380,380 from the Research Foundation for Mental Hygiene, Inc. for First Episode Psychosis administered by the Suffolk County Department of Health Services, Division of Community Mental Hygiene and to execute grant related agreements. These funds will provide a First Episode Psychosis Program to support a specialized treatment team for early intervention services for adolescents and young adults with first-episode psychosis (FEP) in Suffolk County.

I enclose a financial impact statement and other back-up documentation for this Resolution. If you have any questions on the enclosed, please call Barbara Russo at 3-8533. Also, an e-mail version of this Resolution was sent to CE RESO REVIEW and the file name is “Reso-HSV-MH FEP.docx.”

Sincerely,

James L. Tomarken
Commissioner

Enclosures

C: Christina Capobianco, CPA, Deputy Commissioner
   Barbara Marano, CPA, Executive Assistant for Finance & Administration
   Jennifer Culp, MPA, Assistant to the Commissioner of Health Services
   Ann Marie Csorny, Director, Division of Community Mental Hygiene Services
   Barbara Russo, Principal Financial Analyst
   Susan B. Hodosky, Principal Financial Analyst
### 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>
</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>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 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:**


3) SOURCE FOR EQUALIZATION RATES: 2015 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
RESOLUTION NO. AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT
RANDY HYLAND
(SCTM NO. 0200-983.20-06.00-024.000)

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 983.20, Block 06.00, Lot 024.000, and acquired by tax deed on February 10, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on February 16, 2016, in Liber 12852, at Page 677, and otherwise known and designated by the Town of Brookhaven, as Lot No. 768, on a certain map entitled "Map of Mastic Acres, Unit Eleven B", filed in the Office of the Clerk of Suffolk County on April 14, 1947 as Map No. 1535; 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 10, 2016, from John M. Kennedy, Jr., the County Comptroller of Suffolk County, New York, and recorded on February 16, 2016 in Liber 12852 at Page 677.

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, RANDY HYLAND has made application of said above described parcel and RANDY HYLAND has paid the application fee and has paid $3,174.69, 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 his/her designee, be and he/she hereby is authorized to execute and acknowledge a Quitclaim Deed to RANDY HYLAND, P.O. Box 555, Shirley, NY 11967, 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 of Approval: _________________________
Resolution Title:

RANDY HYLAND
0200-983.20-06.00-024.000

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 $3,174.69

Contact Person ___ Peter Belyea __________ Telephone Number (631)853-5932
December 16, 2016

Tax Map No.: 0200-983.20-06.00-024.000
Name of Last Legal Fee Owner: RANDY HYLAND

TREASURER'S COMPUTATION $3,174.69
Taxes ........ 2016/2017 INCLUDED
Certified Mail Fees ...................... $30.22
License Fee Collected ............... OPEN
Repairs .................................... OPEN
Other Expenses ........................ OPEN

TOTAL ........................................ $3,174.69

Monies Received ......................... $3,174.69

RESOLUTION AMOUNT ................... $3,174.69

PREPARED BY:

Peter Belyea
Redemption Unit
(631) 853-5932

Annex #6 HUN 12/6/2016
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>2013</td>
<td>$ 781.08</td>
</tr>
<tr>
<td>2014</td>
<td>$ 801.71</td>
</tr>
<tr>
<td>2015</td>
<td>$ 765.20</td>
</tr>
<tr>
<td>2016</td>
<td>$ 0</td>
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<tr>
<td>2017</td>
<td>$ 0</td>
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<tr>
<td>2018</td>
<td>$ 0</td>
</tr>
<tr>
<td>2019</td>
<td>$ 0</td>
</tr>
<tr>
<td>2020</td>
<td>$ 0</td>
</tr>
</tbody>
</table>

TOTAL: $ 2,347.99

B. INTEREST DUE

TOTAL: $ 185.48

C. TOTAL

TOTAL: $ 2,533.47

D. 5% LINE C

TOTAL: $ 126.67

SUBTOTAL

TOTAL: $ 2,660.14

E. FEE

TOTAL: $ 0

F. MISC MAILING FEES

TOTAL: $ 30.22

G. MISC 2016/17 TAXES

TOTAL: $ 484.33

H. MISC

TOTAL: $ 3,174.69

TOTAL AMOUNT DUE:

$ 2,602.17 (Previously paid)

$ 572.52

CERTIFICATION BY COUNTY COMPTROLLER

I, Douglas W. Sutherland, 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.
14-Dec-18

Douglas W. Sutherland
Deputy Comptroller

**Interest and penalty computed to
and including 06/12/17

tms
Thank you for your payment
end of the business day
All payments are postdated at the
Station #
Check #
$6,166.31

HYLAND RANDY
Paid By
Taxes: $4,320
Amount Paid: $4,193.39
Item Number: 4201008

HYLAND RANDY
Paid By
Taxes: $7,834.50
Amount Paid: $7,801.69
Item Number: 4201059

1:43 P.M
Executed Date: Jan 10 2017
Received Date: Jan 10 2017

-- Receipt --
www.louisianaofficetransactions.com
LouisianaOfficeTransactions.com
(504) 451-3900
Receivers of Taxes
Receipt of Taxes

year bill to the Town of
of @ 1841/2 tax
Randy Hyland paid a total
of $841.93, FC 2016/17 tax
Randy Hyland paid the Town ($1,484.33).
County ($522.32) and the amount
between what was owed to the
County 88.19, the difference
Randy Hyland has paid the
Breckenridge directly. (Except Hurricane)
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. 16-1975, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   RANDY HYLAND
   0200-983.20-06.00-024.000

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
    Diane E. Weyers

   Signature of Preparer
   Date
   12/16/16
   2/17/16
## Financial Impact
### 2017 Property Tax Levy
#### Cost to the Average Taxpayer

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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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<td><strong>Police District and District Court</strong></td>
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<td>0.00</td>
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<tr>
<td><strong>Combined</strong></td>
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<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.

Page 2 of 2

To be completed by the Executive Budget Office
January 26, 2017

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-983.20-06.00-024.000
RANDY HYLAND

Dear Mr. Schneider:

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,

Jason Smagin
Acting Director of Real Estate
Suffolk County Department of Economic Development and Planning

JS PB lag

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. - 2017  AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007) – OPEN SPACE COMPONENT - FOR THE JOHN G. AND ROBERTA MARINUZZI PROPERTY – HAMPTON HILLS COUNTY PARK ADDITION / PINE BARRENS CORE (TOWN OF SOUTHAMPTON - SCTM# 0900-241.00-01.00-001.000)

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. 264-2002 authorized planning steps and Procedural Motion No. 5-2016 authorized 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 by the Office of the County Attorney; and

WHEREAS, on April 16, 2002, Suffolk County, as SEQRA Lead Agency, in Resolution 264-2002, issued a SEQRA negative declaration in connection with the proposed future acquisitions of properties for the preservation of open space for passive park purposes as set forth in Resolution No. 315-1990 – Large Lots acquisitions pursuant to the “Old” Drinking Water Protection Program and Resolution No. 717-1990 – Small Lots acquisitions pursuant to the “Old” Drinking Water Protection Program; and

WHEREAS, the following property(ies), as described in the 1st Resolved, is listed in Resolution No. 264-2002; 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 Suffolk County Drinking Water Protection
Program, effective as of December 1, 2007, Open Space component, for a total purchase price of Seventeen Thousand Two Hundred Seventy Four Dollars ($17,274.00±), at Seven Thousand Five Hundred ($7,500.00) per acre, for 0.78± acres and Seventy One Thousand Four Hundred ($71,400.00) Per Pine Barrens Credit for 0.16 credits, 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>
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<tr>
<th>PARCEL:</th>
<th>SUFFOLK COUNTY</th>
<th>TAX MAP NUMBER:</th>
<th>ACRES:</th>
<th>REPUTED OWNER</th>
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<tr>
<td>No. 1</td>
<td>District</td>
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<td>John G. &amp; Roberta Marinuzzi</td>
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2\textsuperscript{nd} \textit{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 Suffolk County Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for the County’s purchase price of Seventeen Thousand Two Hundred Seventy Four Dollars ($17,274.00±), subject to a final survey; and be it further

3\textsuperscript{rd} \textit{RESOLVED}, that the County Comptroller is hereby authorized to reserve and to pay $17,274.00±, 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 as of December 1, 2007, Open Space component, Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER, for this acquisition; and be it further

4\textsuperscript{th} \textit{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

5\textsuperscript{th} \textit{RESOLVED}, that pursuant to Section C12-2(A)(2)(c), this property is not to be developed and Zero (0) Workforce Housing Development Rights shall be removed 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 Planning, consistent with Resolution No. 412-2006, as amended, and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

6\textsuperscript{th} \textit{RESOLVED}, that the acquisition of such parcel(s) meets the following criteria as required under Section C12-2(A)(1) of the SUFFOLK COUNTY CHARTER:

c.) any tract of land located fully or partially within the statutorily designated Special Groundwater Protection Area; 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 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 property for passive park purposes which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued in Suffolk County Resolution No. 1083-2007.

DATED:

APPROVED BY:

_____________________________________
County Executive of Suffolk County

Date of Approval:
February 1, 2017

Mr. Jon Schneider, Deputy County Executive
for Intergovernmental Relations
H. Lee Dennison Building -12th Floor
100 Veterans Memorial Highway
Hauppauge, NY 11788-0099

Dear Mr. Schneider:

Attached for your review and consideration is an Introductory Resolution to authorize the acquisition of the Marinuzzi property (Hampton Hills Addition/Pine Barrens Core), in the Town of Southampton, under the New Suffolk County 1/4% Drinking Water Protection Program. The purchase price is $17,274.00 for 0.78+ acres, at $7,500.00 per acre and 0.16 Pine Barren Credits at $71,400.00 per credit.

Please contact me if you require any additional information.

Sincerely,

Jason Smagin
Acting Director of Real Estate

Theresa Ward, Commissioner, Dept. of Economic Development & Planning (email)
Sarah Lansdale, Director, Division of Planning & Environment (email)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (email)
Lauretta Fischer, Chief Environmental Analyst, Division of Planning (email)
Phyllis J. Benincasa, Acquisition Agent
CE Reso Review (e-mail copy only)
TITLE OF BILL:
AUTHORIZING THE ACQUISITION OF LAND UNDER THE NEW ENHANCED SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2007)- OPEN SPACE COMPONENT FOR THE JOHN G. AND ROBERTA MARINUZZI PROPERTY-HAMPTON HILLS COUNTY PARK ADDITION/PINE BARRENS CORE – TOWN OF SOUTHAMPTON – SCTM# 0900-241.00-01.00-001.000

PURPOSE OR GENERAL IDEA OF BILL:
OPEN SPACE PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:
ACQUISITION OF LAND UNDER THE NEW SUFFOLK COUNTY ¼% DRINKING WATER PROTECTION PROGRAM

JUSTIFICATION:
FUNDS AVAILABLE IN 8714.211

FISCAL IMPLICATIONS:
N/A
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 1/4% Drinking Water Protection Program-Open Space, of the John G. and Roberta Marinuzzi property (Hampton Hills County Park Addition/Pine Barrens Core), SCTM#0900-241.00-01.00-001.000, (Town of Southampton).

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 1/4% Drinking Water Protection Program-Open Space

9. Timing of Impact

10. Typed Name & Title of Preparer
    Jason Smagin
    Acting Director of Real Estate

11. Signature of Preparer
    [Signature]

12. Date
    2/1/2017

SCIN FORM 175b (10/95)
Diane E. Weyer
Chief Financial Analyst
2/22/17
### 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
RESOLUTION NO. -2017, AUTHORIZING THE DISTRIBUTION OF PROCEEDS FROM AUCTION SALE PURSUANT TO SUFFOLK COUNTY ADMINISTRATIVE CODE §40-4(L) AND LOCAL LAW NO. 33-2004

STEVEN M. CASSELLA AND GRETCHEN G. CASSELLA, HIS WIFE (SCTM NO. 0200-628.00-08.00-019.000)

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 628.00 Block 08.00 Lot 019.000 (the “Premises”), and acquired by tax deed on October 5, 2010 from Douglas W. Sutherland, the Chief Deputy County Treasurer of Suffolk County, New York, and recorded on October 6, 2010 in Liber 12639 at Page 481; and

WHEREAS, the County was issued said tax deed to the Premises for failure to pay real property taxes for the 2005/06 tax year; and

WHEREAS, Steven M. Cassella and Gretchen G. Cassella, his wife (the “Claimants”), formerly of 29 Lynwood Avenue, Farmingville, New York 11738, were the owners of the Premises as Tenants by the Entirety at the time the tax deed was issued to the County; and

WHEREAS, the Premises was sold at the surplus property auction held by the County on September 24, 2013 for the sum of $135,000 with the closing on said auction sale taking place on March 3, 2014; and

WHEREAS, the Claimants have met the requirements of Suffolk County Administrative Code §40-4(L) qualifying them for a distribution from the auction sale of the Premises, as they were the owners and occupiers of the Premises for at least a five (5) year period prior to the tax deed being issued to the County on October 5, 2010; and

WHEREAS, on or about April 4, 2014, the Claimants, as owners of the Premises, filed an application with the Division of Real Property Acquisition and Management for a distribution from the proceeds of the auction sale, pursuant to Suffolk County Administrative Code §40-4(L); and

WHEREAS, the County, pursuant to the aforementioned application filed by the Claimants, prepared an appraisal of the Premises showing its value to be $286,000 as of the date the tax deed was issued to the County on October 5, 2010; and

WHEREAS, the proceeds subject to distribution are defined in Suffolk County Administrative Code §40-4(L) as “the amount of the sale at auction or the amount of an appraisal made as of the date which the County took title, whichever amount is less”; and
WHEREAS, the County and Claimants agree that the proceeds used to calculate the distribution to which Claimants are entitled will be $135,000; and

WHEREAS, in order to determine the distribution from auction proceeds to which Claimants are entitled, the County, pursuant to Suffolk County Administrative Code §40-4(L), must deduct from the proceeds all sums set forth in Suffolk County Administrative Code §40-3(F), and all "valid liens, judgments or encumbrances which existed on the date that the County took title to the subject parcel"; and

WHEREAS, the Suffolk County Treasurer and the Division of Real Property Acquisition and Management have computed the statutory deductions set forth in Suffolk County Administrative Code §40-3(F) to equal $95,134.67, a copy of which is annexed hereto as Exhibit "A"; and

WHEREAS, as a result of the foregoing, the parties agree that the Claimants are entitled to a distribution from the proceeds of the auction sale in the amount of $39,865.33; 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 County Executive and/or his designee is authorized and empowered to execute the agreement settling this claim in similar form as attached hereto; and be it further

3rd RESOLVED, in accordance with Suffolk County Administrative Code §40-4(L), the Director of Real Estate and/or his/her designee, is authorized to execute a reimbursement of an equity share of auction proceeds previously remitted to the Suffolk County Treasurer (through Trust and Agency Claim No. 4432, dated May 20, 2014) in the amount of $39,865.33; and be it further

4th RESOLVED, that the County Comptroller is hereby authorized to reserve and to pay $39,865.33 to Claimants, Steven M. Cassella and Gretchen G. Cassella, his wife, from Fund 001, Agency AAC, ORG 1315 BS Account 1051; and be it further

5th RESOLVED, 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 the law.
ADMINISTRATIVE COSTS FOR RETURN OF EQUITY

SCTM NO.: 0200 628 00 08 00 019 000
P.R.O.: Steven M. Cassella
District Section Block Lot
Gretchen G. Cassella, his wife

Address: 29 Lynwood Avenue
Farmingville, New York 11738
Sold at Auction Date: 9/24/13
Closing Date: 3/3/14
Sold Amount: $135,000.00
Appraised value at Tax Deed date: $288,000.00

Tax Deed Date Acq.: 10/5/10, Rec.: 10/6/10

1) Rental/Inventory – ☐ repairs, maintenance

☐ – license fees

☐ a. process server

b. eviction cost total

$ 476.40

$ 3,000.00

$ 308.76

$ 1,097.30

2) Redemption – taxes, interest, penalty –
Treasurer’s Computation as of date of sale (attached)

$ 40,804.85

3) a. Abstract – valid liens, judgments or
cumbrances at date of tax deed,
mortgages, Social Service, etc. (attached)

$49,447.36

4) Accounting – verification of costs

Total $95,134.67

$135,000.00 sold amount

- $95,134.67 deductions

Return of Equity Amount

= $39,865.33
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 - Authorizing the Distribution of Proceeds from Auction Sale Pursuant to Suffolk County Administrative Code §40-4(L) and Local Law No. 33-2004 – Steven M. Cassella and Gretchen G. Cassella, his wife (SCTM NO. 0200-628.00-08.00-019.000)

3. Purpose of Proposed Legislation
   Return of Equity 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?
   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 Revenue

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   Unknown

8. Proposed Source of Funding
   Proceeds of Auction Sale of Parcel

9. Timing of Impact
   2017

10. Name & Title of Preparer  Signature of Preparer  Date
    Wayne R. Thompson  Wayne Thompson  2/16/17
    Real Property Manager

    Diane C. Weyer  2/21/17
    chief Financial Analyst
## 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:

AUTHORIZING THE DISTRIBUTION OF PROCEEDS FROM AUCTION SALE PURSUANT TO SUFFOLK COUNTY ADMINISTRATIVE CODE §40-4(L) AND LOCAL LAW NO. 33-2004 STEVEN M. CASSELLA AND GRETCHEN G. CASSELLA, HIS WIFE (SCTM NO. 0200-628.00-08.00-019.000)

PURPOSE OR GENERAL IDEA OF BILL:

Return of Equity derived from sale of tax deed acquired dwelling

SUMMARY OF SPECIFIC PROVISIONS:

Local Law No. 33-2004 requires return of funds in excess of monies allowed by this local law

JUSTIFICATION:

Resolution No. 1007-2004 and Local Law No. 33-2004

FISCAL IMPLICATIONS:

Loss of funds already collected by sale of parcel - $39,865.33
RESOLUTION NO. 1007 -2004, ADOPTING LOCAL LAW
NO. -2004, A LOCAL LAW TO AMEND SECTION
14-30 OF THE SUFFOLK COUNTY ADMINISTRATIVE
CODE TO PROVIDE MORE EQUITABLE DISTRIBUTION
OF THE PROCEEDS FROM AUCTIONED PARCELS

WHEREAS, there was duly presented and introduced to this County Legislature at a
regular meeting held on , 2004, a proposed local law entitled, "A LOCAL LAW
TO AMEND SECTION 14-30 OF THE SUFFOLK COUNTY ADMINISTRATIVE CODE TO PROVIDE
MORE EQUITABLE DISTRIBUTION OF THE PROCEEDS FROM AUCTIONED PARCELS," and said local
law in final form is the same as when presented and introduced; now, therefore, be it

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

LOCAL LAW NO. -2004, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO AMEND SECTION 14-30 OF THE SUFFOLK COUNTY ADMINISTRATIVE CODE TO PROVIDE MORE EQUITABLE DISTRIBUTION OF THE PROCEEDS FROM AUCTIONED PARCELS.

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

Section 1. Legislative Intent.

This Legislature hereby finds that an inequity can result from the auction of tax default
properties in those cases where the amount of unpaid taxes is relatively small in comparison with the price
that the County receives at auction.

This Legislature also finds and determines that the failure to pay taxes by any one
individual results in a hardship for the great majority of taxpaying Suffolk residents.

This Legislature further finds and determines that it is necessary to institute a process that
eliminates the gross unfairness that occurs when a residential owner-occupied property is sold by the
County for a large sum with small sums being due for unpaid taxes; while still protecting the interests of
the vast majority of taxpaying Suffolk County residents.

Therefore, the purpose of this law is to institute a process that allows a homeowner who
has lost his property to tax default to make an application for the surplus monies from the sale of his
former property at auction.

Section 2. Amendments.

Section 14-30 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended to

§ A14-30. Disposition of Property Acquired through the Suffolk County Tax Act.

A. The Suffolk County Tax Act, the local law providing for a further redemption period, and the
Suffolk County Administrative Code afford a reasonable opportunity to pay the real property
taxes with interest and penalties in cases where they were not paid in the year for which
they were levied. When, then, all opportunity for statutory redemption expires without
action on the part of the taxpayer, and the county takes title to the property, the selling
process shall commence immediately.

B. The Department of Planning is hereby designated as the agency to implement this section.

C. Effective as of January 1, 1999, the County Director of Planning shall be the custodian and
depository of all instruments thereafter recorded in the County Clerk's office conveying any
interest in real property to the county or any agency or district thereof authorized to acquire
and hold such an interest in behalf of such agency or district.
D. Upon the county acquiring an interest in real property by tax deed, the County Director of Planning shall advise the County Executive; the Commissioner of Public Works; the Commissioner of Parks, Recreation, and Conservation; and such others as by management order of the County Executive or resolution of the County Legislature shall be designated, thereof. Those so advised shall, within four weeks, report in writing to the County Director of Planning whether they wish consideration to be given to holding such interest for a county purpose, together with the reasons for such proposed retention.

E. The County Executive, the Presiding Officer of the County Legislature, and the County Director of Planning shall constitute an Appeals Committee to screen requests for the retention of property interests acquired by tax deed. Such Committee shall meet from time to time to consider all such requests, and its determination as to departmental requests shall be final unless overturned by a duly enacted resolution of the County Legislature.

F. Using such county personnel as is available from time to time, the County Director of Planning shall cause to be made an appraisal of each parcel of land acquired by tax deed. If necessary, the County Director of Planning may enter into appropriate agreements with the Director of the Real Property Tax Service Agency to assist in the preparation of such appraisals.

G. Public auction. All parcels approved for disposition, except those that may be sold as provided in Subsection H, shall be offered for sale to the highest bidder at public auction pursuant to regulations established for such auctions by the County Director of Planning. All parcels approved for disposition, which have structures affixed thereto capable of physical occupancy by individuals, shall only be offered for sale to the highest bidder at public auction who is willing to agree, in writing, to a restrictive covenant in such deed as may convey title to such individual requiring said bidder, or his or her natural children or natural parents, to occupy said premises for a period of at least five years subsequent to the taking of title pursuant to regulations established for such auction by the County Director of Planning. In those instances in which a former property owner has affirmatively waived, in writing, his, her or its right of redemption of property under Subsections A and B of this section, then the Director of Planning shall take such measures as shall be necessary and appropriate to expedite the offering for sale of such parcels to the highest bidder at public auction in accordance with the provisions of this article at the earliest possible date.

1. The Director of the Division of Real Estate in the County Department of Planning shall take such measures as shall be necessary and appropriate to ensure that the transfer of title for sale of such parcels shall take place within two years after the signing of the contract of sale for such parcels.

2. If the transfer of title for sale of such parcels shall not take place within two years after the signing of the contract of sale, then the Director of the Division of Real Estate in the County Department of Planning shall provide a written report to the County Legislature and appear before the Ways and Means Committee and the Parks, Land Acquisitions and Cultural Affairs Committee of the County Legislature, or any successor committees thereto, in order to continue the transfer process.

3. The Director of the Division of Real Estate in the County Department of Planning shall lower the upset price for the public auction of such County-owned real estate parcels approved for such disposition as many times as shall be necessary and appropriate to effectuate the sale of such parcel at the third public auction if such parcel has been unsuccessfully listed at public auction two prior times.

H. The County Director of Planning shall, in the case of parcels which, because of size, shape, covenants, restrictions, and other factors, are appraised for less than $20,000, to offer such parcels to appropriate adjoining property owners at not less than the appraised value before advertising them for sale by general auction. The County Director of Planning may also sell any parcel at not less than the appraised value to any local government or school district requesting such parcel, subject to County Legislature approval.

I. The County Director of Planning is authorized to execute and deliver, by a bargain and sale deed without covenants, any deeds which are the subject matter of this section. All deeds
shall be subject to the express approval of the County Legislature, and all contracts negotiated by the County Director of Planning shall provide that the proposed conveyance is subject to legislative approval and subject to such restrictive covenants as may be provided for in Subsection G of this section.

J. The County Director of Planning shall advertise in the official newspapers, and may advertise in such other media as he or she may elect, the date, time, and place of the public auction for the sale of the properties. Lists of properties to be offered for sale may be made available by mail to persons requesting such lists.

K. From time to time, upon the negotiation of contracts or sales at auction, the County Director of Planning shall deliver to the County Legislature, in resolution for approval, a list of properties proposed to be sold, together with the negotiated or bid price.

L. In the event that an auction parcel is improved by an owner-occupied residence which has been owner-occupied for a period of at least five years prior to the date of the recording of the County's deed, then the prior owner may make application in writing to the County Division of Real Estate for a distribution from the proceeds of the auction sale. The amount that the applicant is eligible to receive is a sum equal to the remaining proceeds after deducting (1) payment for all sums set forth in Section 14-29 herein above and (2) an amount equal to the sum of all valid liens, judgments, or encumbrances which existed on the date that the County took title to the subject parcel. For the purposes of this subsection, proceeds shall be defined as either the amount of the sale at auction or the amount of an appraisal made as of the date which the County took title, whichever amount is less.

M. There has been filed with the Clerk of the County Legislature rules and regulations governing the procedures and forms for the implementation of this section, and by the adoption of this section such rules and regulations are approved. The County Director of Planning may propose amendments to such rules by filing them with the Clerk of the County Legislature and mailing copies thereof to the County Executive and members of the Legislature. Such amendments shall become effective 60 days after such filing and notification unless within such period a resolution of disapproval proposed by any Legislator is enacted into law by the County Legislature.

The Director of the Division of Real Estate in the County Department of Planning shall take such measures as shall be necessary and appropriate to ensure that the acquisition of all parcels or interests in real estate authorized under any county land acquisition program shall take place within two years after the effective date of the county resolution authorizing the acquisition of such parcels or any interest therein. If the transfer of title to such parcels or interests in real estate shall not take place within two years after the effective date of the county resolution authorizing such acquisition, then the Director of the Division of Real Estate in the County Department of Planning shall provide a written report to the County Legislature and appear before the Ways and Means Committee and the Parks, Land Acquisitions and Cultural Affairs Committee of the County Legislature, or any successor committees thereto, in order to continue the acquisition process.

Section 3. Applicability.

This law shall apply to surplus property auctions occurring on or after January 1, 2004.

Section 4. Severability.

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

Section 5. SEQRA Determination.

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) (21) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

Section 6. Effective Date.

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

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

DATED: September 28, 2004

**VETOED BY THE COUNTY EXECUTIVE ON OCTOBER 14, 2004**

**VETO OVERRIDE ADOPTED ON OCTOBER 27, 2004**

http://legis.suffolkcountyny.gov/resos2004/i1838-04.htm 10/31/16
AGREEMENT

THIS AGREEMENT ("Agreement") is made as of the day of May 2016 by and between the County of Suffolk ("County"), a municipal corporation of the State of New York, acting through its Division of Real Property Acquisition and Management, located at the H. Lee Dennison Building, 100 Veterans Memorial Highway, 2nd Floor, Hauppauge, New York 11788, and Steven M. Cassella and Gretchen G. Cassella, his wife, formerly of 29 Lynwood Avenue, Farmingville, New York 11738, hereinafter referred to as the "Claimants";

WHEREAS the County was issued a tax deed on October 5, 2010 to property identified as SCTM No. 0200-628.00-08.00-019.000 a/k/a 29 Lynwood Avenue, Farmingville, New York 11738 (the "Premises"), for failure to pay real property taxes for the 2005/2006 tax year; and

WHEREAS the Claimants were the owners of said Premises as Tenants by the Entirety at the time the tax deed was issued to the County; and

WHEREAS the Premises was sold at the surplus property auction held by the County on September 24, 2013 for the sum of ONE HUNDRED THIRTY-FIVE THOUSAND and 00/100 DOLLARS ($135,000.00) with the closing on said auction sale taking place on March 3, 2014; and

WHEREAS on or about April 4, 2014, Claimants, filed an application with the Division of Real Property Acquisition and Management for a "distribution from the proceeds of the auction sale," pursuant Suffolk County Administrative Code §40-4(L); and
WHEREAS the County, pursuant to the aforementioned application filed by Claimants, prepared an appraisal of the Premises showing its value to be TWO HUNDRED EIGHTY-EIGHT THOUSAND and 00/100 DOLLARS ($288,000.00) as of the date the tax deed was issued to the County on October 5, 2010;

NOW, THEREFORE, the parties hereby stipulate and agree to settle this claim for distribution from the proceeds of the auction sale of the Premises on the following terms and conditions:

1. The Claimants represent that they have met the requirements of Suffolk County Administrative Code §40-4(L) qualifying them for a distribution from the auction sale of the Premises, to wit: they were the owners and occupiers of the Premises for at least a five (5) year period prior to the tax deed issued to the County on October 5, 2010.

2. The parties hereby agree that the “proceeds” subject to distribution are defined in Suffolk County Administrative Code §40-4(L) as “the amount of the sale at auction or the amount of an appraisal made as of the date which the County took title, whichever amount is less.” As such the “proceeds” used to calculate the distribution to which Claimant is entitled will be ONE HUNDRED THIRTY-FIVE THOUSAND and 00/100 DOLLARS ($135,000.00).

3. The parties hereby agree that in order to determine the distribution from auction proceeds to which Claimants are entitled, the County, pursuant to Suffolk County Administrative Code §40-4(L), must deduct from the “proceeds”, as determined
above, all sums set forth in Suffolk County Administrative Code §40-3(F), and all “valid liens, judgments or encumbrances which existed on the date that the County took title to the subject parcel”. As such, the Suffolk County Treasurer has computed the statutory deductions set forth in Suffolk County Administrative Code §40-3(F) to equal NINETY-FIVE THOUSAND ONE HUNDRED THIRTY-FOUR and 67/100 DOLLARS ($95,134.67). A copy of said computation is annexed hereto as Exhibit A. Moreover, Claimants have provided the County with a recorded document showing that all previous mortgages filed against the property have been satisfied.

4. As a result of the foregoing, the parties hereby agree that the Claimants are entitled to a distribution from the proceeds of the auction sale in the amount of THIRTY-NINE THOUSAND EIGHT HUNDRED SIXTY-FIVE and 33/100 DOLLARS ($39,865.33), said amount calculated as follows:

<table>
<thead>
<tr>
<th>Amount</th>
<th>Description</th>
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</thead>
<tbody>
<tr>
<td>$135,000.00</td>
<td>Proceeds of Auction Sale</td>
</tr>
<tr>
<td>-$95,134.67</td>
<td>Statutory Deductions pursuant to §40-3(F)</td>
</tr>
<tr>
<td>$ 39,865.33</td>
<td>Total Distribution Due Claimants</td>
</tr>
</tbody>
</table>

5. The parties further acknowledge that each party and their counsel have reviewed the Agreement and that the language in all parts of the Agreement shall be construed, in all cases, according to its fair meaning, and that any rule of construction to the effect that any ambiguities are to be resolved against the drafting party is inapplicable herein and shall not be employed in the interpretation of this Agreement.

6. In consideration of the covenants and agreements made in this Agreement, the Claimants, on behalf of their heirs, executors, administrators, successors and assigns agree to release, discharge and hold harmless the County, its agents, officers,
employees, and administrators, from all actions, causes of actions, suits, controversies, agreements, promises, damages, judgments, claims, and demands whatsoever, in law or equity of any kind or any nature whatsoever which were raised, or could have been raised in this matter and will execute a General Release to that effect.

7. This Agreement and the County’s obligations hereunder are conditioned upon and subject to the passage of a resolution by the Suffolk County Legislature authorizing the Suffolk County Comptroller to pay the sum of THIRTY-NINE THOUSAND EIGHT HUNDRED SIXTY-FIVE and 33/100 DOLLARS ($39,865.33) to Claimants in full satisfaction of their claim for distribution from auction proceeds.

8. This Agreement may not be changed without the express written approval of the parties hereto.

9. This Agreement may be executed in counterparts and becomes effective only upon the full execution by all parties.

IN WITNESS WHEREOF, this Agreement has been duly executed by the parties hereto.

IN PRESENCE OF:

By: ____________________________

Name: ____________________________

Title: Deputy County Executive

Date: ____________________________

STEVEN M. CASSELLA

GRETCHEN G. CASSELLA
Approved as to Legality:

DENNIS BROWN
County Attorney

By: ROBERT A. BRAUN, ESQ.
Deputy Bureau Chief
Municipal Law Bureau

APPROVED: 11/6/6

By: JASON SMAGIN
Acting Director of Real Estate
Division of Real Property Acquisition and Management
February 9, 2017

Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg., 12th Floor
Hauppauge, New York 11788

Re: RESOLUTION -2017, AUTHORIZING THE DISTRIBUTION OF PROCEEDS FROM AUCTION SALE PURSUANT TO SUFFOLK COUNTY ADMINISTRATIVE CODE §40-4(L) AND LOCAL LAW NO. 33-2004
STEVEN M. CASSELLA AND GRETCHEN G. CASSELLA, HIS WIFE
(SCTM NO. 0200-628.00-08.00-019.000)

Dear Mr. Schneider:

Enclosed herewith for your approval is the original of the above noted proposed resolution with documentation pursuant to:

Suffolk County Administrative Code §40-4L and Local Law No. 33-2004

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne H. Thompson
Real Property Manager
Division of Real Property
Acquisition and Management

WRT:sc

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 HAMPTON SWEET HOMES, LLC (SCTM NO. 0300-184.00-03.00-010.000)

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 East Hampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0300, Section 184.00, Block 03.00, Lot 010.000, and acquired by tax deed on November 21, 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 722, and otherwise known and designated by the Town of East Hampton, as District 0300, Section 184.00, Block 03.00, Lot 010.000; 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 November 21, 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 722.

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, HAMPTON SWEET HOMES, LLC has made application of said above described parcel and HAMPTON SWEET HOMES, LLC has paid the application fee and has paid $17,250.44, 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 HAMPTON SWEET HOMES, LLC, 47 Buell Lane Ext., East Hampton NY 11937 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:
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<tr>
<td>Other Expenses</td>
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<tr>
<td><strong>TOTAL</strong></td>
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<tr>
<td>Monies Received</td>
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<tr>
<td><strong>RESOLUTION AMOUNT</strong></td>
<td><strong>$17,250.44</strong></td>
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**APPROVED:**

[Signature] 2/1/2017

**PREPARED BY:**
Peter Belyea
Redemption Unit
(631) 853-5932
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>YEAR</th>
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TOTAL: $2,583.64 ^

B. INTEREST DUE
C. TOTAL
D. 5% LINE C
SUBTOTAL

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<th>E. FEE</th>
<th>F. MISC</th>
<th>G. MISC</th>
<th>H. MISC</th>
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<tr>
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<td>MAILING FEES</td>
<td>2016/17 TAXES</td>
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TOTAL AMOUNT DUE: $17,250.44 ^

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.

03-Jan-17

Christina M. Cooke
Executive Director of Finance & Taxation

**Interest and penalty computed to and including 07/02/17**
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
   HAMPTON SWEET HOMES, LLC
   0300-184.00-03.00-010.000

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
   Library District
   Economic Impact
   School District
   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   Signature of Preparer   Date
    Peter Belyea
    Diane G.Weyer
    2/1/17

2/17/17
### FINANCIAL IMPACT
#### 2017 PROPERTY TAX LEVY
##### COST TO THE AVERAGE TAXPAYER

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<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$0</strong></td>
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<tr>
<td><strong>TOTAL</strong></td>
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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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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.

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Page 2 of 2

To be completed by the Executive Budget Office
February 10, 2017

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0300-184.00-03.00-010.000
HAMPTON SWEET HOMES, LLC

Dear Mr. Schneider:

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.PB:lag

Attachment

cc: CE Reso Review (e-copy)
RESOLUTION NO. -2017, AUTHORIZING USE OF MAKAMAH PRESERVE IN NORTHPORT BY NORTHPORT RUNNING CLUB FOR THE DOUG WOOD 5K TRAIL RUN

WHEREAS, the Northport Running Club, Inc. is a nonprofit organization whose members are active volunteers improving and maintaining nature trails throughout Long Island; and; and

WHEREAS, the Northport Running Club, Inc. would like to use Makamah County Nature Preserve in Northport to sponsor a 5K race for the purpose of honoring Dr. Douglas Wood and benefiting the Douglas Wood Scholarship Fund, which funds would be awarded to a promising high school athlete; and

WHEREAS, the race would be held on Saturday, April 8, 2017 from 8:30 a.m. to 10:30 a.m. at the Makamah County Nature Preserve in Northport; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of One Thousand, Twenty-Five Dollars ($1,025), payment of which shall be guaranteed by the Northport Running Club, Inc.; and

WHEREAS, a Certificate of Insurance with accompanying declaration page naming the County of Suffolk as an additional insured will be provided by the Northport Running Club, Inc.; now, therefore be it

1st RESOLVED, that the use of the Makamah County Nature Preserve in Northport by the Northport Running Club, Inc. for the purpose of hosting a 5K Trail Run on Saturday, April 8, 2017 from 8:30 a.m. – 10:30 a.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 Northport Running Club, Inc., and the payment of One Thousand Dollars ($1,000) 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, the Northport Running Club, Inc. must apply for and obtain a permit from the Commissioner of the Department of Parks, Recreation, and Conservation as required by Section 378-7(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 5K race at Makamah County Nature Preserve in Northport by the Northport Running Club, Inc.; and be it further

4th RESOLVED, that Northport Running Club, Inc. 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 Northport Running Club, Inc. 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 the Northport Running Club, Inc. 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

8th 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:
2017 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act to authorize the use of Makamah County Nature Preserve by Northport Running Club, Inc. for its Doug Wood 5K Trail Run.


SUMMARY OF SPECIFIC PROVISIONS: This legislation will authorize the use of Makamah County Nature Preserve by Northport Running Club, Inc. for the purpose of hosting a 5K Trail Run on Saturday, April 8, 2017, from 8:30 a.m. to 10:30 a.m., subject to receipt of a Certificate of Insurance and accompanying declaration page from Northport Running Club, Inc., and the payment of One Thousand Dollars ($1,000) event fee, and Twenty-five Dollars ($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 Northport Running Club, Inc. is a nonprofit organization that organizes this event in honor of Dr. Douglas Wood to benefit the Douglas Wood Scholarship Fund. Scholarships are awarded to promising Northwood High School athletes.

This event will generate a total of One Thousand Twenty-five Dollars ($1,025) 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 ($1,025) collected by the County for use of the Park.
# Statement of Financial Impact

**Type of Legislation**

- Resolution X
- Local Law
- Charter Law

**Title of Proposed Legislation**

*Authorizing Use of Makamah County Nature Preserve in Northport by the Northport Running Club, Inc. for its Doug Wood 5K Trail Run*

**Purpose of Proposed Legislation**

Authorize use of County Parkland for fundraising event.

**Will the Proposed Legislation Have a Fiscal Impact?**

- Yes X
- No

**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

**If the answer to item 5 is “yes”, Provide Detailed Explanation of Impact**

There is a fee of $1,000 event fee and $25 application fee collected by the County for use of the Park.

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

N/A

**Proposed Source of Funding**

N/A

**Timing Impact**

N/A

**Typed Name & Title of Preparer**

Emily R. Lauri
Community Relations Director
Dept. of Parks, Recreation & Conservation

**Signature of Preparer**

Emily R. Lauri

**Date**

2/10/2017

**Typed Name & Title of Preparer**

Patricia M. LaRue

**Date**

2/24/17
### GENERAL FUND

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FV TAX RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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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>
</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: 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
COUNTY OF SUFFOLK

DEPARTMENT OF PARKS, RECREATION AND CONSERVATION

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

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:
   - 05/29-04/2017 – On-Season Park Use Fee
   - 09/04/2017 (Smith Point ONLY) – On-Season Park Use Fee
   - All other dates – Off-Season Park Use Fee

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

Park = Magawah County Nature Preserve, Event Date = April 3, 2017, Estimated No. of People = 250, Alcohol - No, Pavilion Use - No, Showmobile - No, Showmobile Extras – N/A

FEE CHARGED: $1,023 (250 people x $4/person + $25 application fee)
TO: JON SCHNEIDER, Deputy County Executive

FROM: PHILIP A. BERDOLT, Commissioner

DATE: February 10, 2017

RE: AUTHORIZING USE OF MAKAMAH COUNTY NATURE PRESERVE IN NORTHPORT BY THE NORTHPORT RUNNING CLUB, INC. FOR ITS DOUG WOOD 5K TRAIL RUN

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-Northport Running Club.doc”

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

Enclosures
RESOLUTION NO. -2017, ADOPTING LOCAL LAW NO. -2017, A LOCAL LAW ESTABLISHING A SEWER CONNECTION POLICY TO FOSTER ECONOMIC GROWTH IN SUFFOLK COUNTY

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 ESTABLISHING A SEWER CONNECTION POLICY TO FOSTER ECONOMIC GROWTH IN SUFFOLK COUNTY"; 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 ESTABLISHING A SEWER CONNECTION POLICY TO FOSTER ECONOMIC GROWTH IN SUFFOLK COUNTY

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that the County of Suffolk operates 23 sewer districts and allows businesses and developments located outside the boundaries of these districts to apply for a connection to the sewer facilities.

This Legislature further finds that the developers of projects located outside a sewer district often seek a sewer connection because it allows them to avoid the very significant costs associated with constructing a sewage treatment plant.

This Legislature finds that several large mixed use developments, which are now in the planning stages, intend to connect to an existing County sewer district.

This Legislature determines that the capacity of the County’s sewer facilities is finite so it is vital that applications for sewer connections be weighed carefully to ensure that approved projects advance the County’s valid economic development goals.

This Legislature further finds that too often projects receiving government support and subsidies end up using workers from outside the New York area and/or pay workers substandard wages and benefits.

This Legislature concludes that developers seeking the significant economic benefits and cost savings associated with connecting to an existing sewer district, should comply with minimal apprenticeship and local hiring requirements to ensure that the project creates good paying jobs and career opportunities for Long Island workers.
Therefore, the purpose of this law is to require applicants seeking a connection to a County operated sewer district for a project that will generate more than 75,000 gallons of sewage flow per day, to agree to abide by apprenticeship training and local hiring requirements.

Section 2. Amendments.

I. Section 740-1 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Section 740-1. Definitions and word usage.

** **

INTERFERENCE

A discharge which, alone or in conjunction with a discharge or discharges from other sources, both:

(1) Inhibits or disrupts the POTW, its treatment processes or operations, or its sludge processes, use or disposal; and

(2) Therefore is a cause of a violation of any requirement of the POTW NPDES (SPDES) permit (including an increase in the magnitude or duration of a violation) or of the prevention of sewage sludge use or disposal in compliance with the following statutory provisions and regulations or permits issued thereunder (or more stringent state or local regulations): Section 405 of the Act, the Solid Waste Disposal Act (SWDA) [including Title II, more commonly referred to as the "Resource Recovery and Conservation Act (RCRA)," and including state regulations contained in any state sludge management plan prepared pursuant to Subtitle D of the SWDA], the Clean Air Act, the Toxic Substances Control Act, and the Marine Protection, Research and Sanctuaries Act.

LOCATED AND DOING BUSINESS WITHIN SUFFOLK COUNTY AND NASSAU COUNTY

Maintaining a place of business and a staffed operational office at an address within the geographical boundaries of Suffolk County or Nassau County, for a period of at least one year, from which a majority of the employees performing the contracted for services are assigned. In the case of a joint venture, this term shall be construed to require at least one entity, in the case of a two-party venture, to maintain a place of business within Suffolk or Nassau County for a period of at least one year, and in the case of a multi-party venture, require a majority of the entities to maintain a place of business within Suffolk or Nassau County.

** **

II. Section 740-45 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Section 740-45. Connection by premises outside district.

** **

D. Economic benefits.

1. No contract between the Administrator and an applicant from outside the geographical boundaries of a district may be entered into, in the case of a project
or development that will generate more than 75,000 gallons of sewage flow per day, unless the applicant agrees to comply with apprenticeship training and local hiring requirements as set forth herein.

2. The applicant shall agree that any contractor or subcontractor who is a party to, or working under, a construction contract related to a project or development that is the subject of a connection agreement, will comply with the apprenticeship training requirements set forth of § 869-3 of the Suffolk County Code, including the apprentice graduation requirements therein.

3. The applicant shall agree that any contractor or subcontractor working who is a party to, or working under, a construction contract related to a project or development that is the subject of a connection agreement, shall be located and doing business within Suffolk County or Nassau County.

[D]. E Any contracts or agreements negotiated by the administrative head of any Suffolk County sewer district shall be subject to the final review, approval and ratification of the Suffolk County Legislature.

[E]. E Contracts for connection of out-of-district areas meeting the definition of a municipal satellite collection system shall be in compliance with New York State Department of Conservation regulations, as amended, if applicable.

Section 3. Applicability.

This law shall apply to any connection agreement that is presented to the Suffolk County Sewer Agency and the Suffolk County Legislature for final approval on or after the effective date of this law.

Section 4. Enforcement.

The Suffolk County Sewer Agency and the Department of Public Works shall be responsible for ensuring compliance with the apprenticeship and local hiring requirements set forth in this law.

Section 5. 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 6. 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 7. Effective Date.

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

[ ] Brackets denote deletion of existing language

___ Underlining denotes addition of new language

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\laws\l-sewer-connection-policy
DATE: FEBRUARY 24, 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 ESTABLISHING A SEWER CONNECTION POLICY TO FOSTER ECONOMIC GROWTH IN SUFFOLK COUNTY

SPONSOR: LEGISLATOR BROWNING

DATE OF RECEIPT BY COUNSEL: 2/24/2017 PUBLIC HEARING: 3/28/2017

DATE ADOPTED/NOT ADOPTED: CERTIFIED COPY RECEIVED: 

This proposed local law would amend the County's rules for projects, located outside the geographic boundaries of a County sewer district, which apply to connect to a County sewer district.

If approved, this law would require applicants seeking such a sewer connection, to agree that any contractor or subcontractor working under the construction agreement related to the development abide by apprenticeship training and local hiring requirements. This provision will apply only to projects/developments that will generate more than 75,000 gallons of sewage flow per day.

This law will take effect immediately upon its filing in the Office of the Secretary of State and will apply to all connection agreements submitted to the Sewer Agency for final approval on or after the effective date of this law.

GEORGE NOLAN
Counsel to the Legislature

s:rule28128-sewer-connection-policy
RESOLUTION NO. -2017, AUTHORIZING THE COUNTY CLERK TO FILE AN APPLICATION FOR ADDITIONAL STATE MORTGAGE TAX REIMBURSEMENT

WHEREAS, Section 262 of the NEW YORK TAX LAW allows the County Clerk to receive all necessary expenses, as approved and allowed by the New York State Tax Commission, by retention from mortgage proceeds actually collected; and

WHEREAS, the Suffolk County Clerk's Office has sought and retrieved mortgage tax reimbursement in the amount of $2,319,493 for 2017-2018; and

WHEREAS, the County Clerk's basic expenses in collecting mortgage tax has increased; and

WHEREAS, the County Clerk's Office collected $126,548,478 in mortgage tax in 2016 compared to $115,763,801 collected in 2015; and

WHEREAS, the Suffolk County Clerk is now entitled to retain annually from the mortgage tax collected which moneys could be utilized to offset budgetary shortfalls or tax increases in the County operating budget; and

WHEREAS, the County Clerk, has determined that her Office is eligible to retain $2,319,493 of mortgage tax collected to offset expenses in her office, now, therefore be it

1st RESOLVED, that the Suffolk County Clerk is hereby authorized, empowered, and directed, pursuant to Section C18-2 of the SUFFOLK COUNTY CHARTER, to file an application with the New York State Commissioner of Taxation and Finance, for additional funding in the amount of $2,319,493 that the County of Suffolk may be entitled to as a result of actual collection of the New York State mortgage tax proceeds by the Suffolk County Clerk's Office, as set forth in Exhibit "A" attached hereto and made part hereof.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\state-mortgage-tax-reimbursement
EXHIBIT "A"

2017

MORTGAGE TAX COST ANALYSIS
NON PERSONNEL COSTS

I. Support Costs - Data Processing
   Total Data Processing Costs - $ 580,175
   38% Attributable $ 220,467

II. General Office Supplies
    Total - $146,111
    38% Attributable $ 55,522

III. Postage
     39,914 Mortgages at 1.51
     $ 60,270

IV. Service and Maintenance of Equipment
    Total - $ 164,287
    38% Attributable $ 62,429

V. Rental of Office Space
    6,174 Square Feet $20.00 per Square Foot
    $ 123,480

NON-PERSONNEL SUB TOTAL $522,168

MORTGAGE TAX PERSONNEL COSTS

Total costs include 33% for Fringe Benefits

PERSONNEL SUB TOTAL $ 1,797,325

TOTAL MORTGAGE TAX COSTS $ 2,319,493
RESOLUTION NO. -2017, AMENDING THE 2017 OPERATING BUDGET, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS AND APPROPRIATING FUNDS IN CONNECTION WITH THE PURCHASE OF SEWER FACILITY MAINTENANCE EQUIPMENT WITH A TEMPORARY INCREASE IN THE FLEET (CP 8164)

WHEREAS, the sewerage facility infrastructure is increasing and regulations mandate increasing sewer attention necessitating an increase in the Sanitation Fleet; and

WHEREAS, the Commissioner of Public Works has requested funds for the purchase of equipment for sewer facility maintenance; and

WHEREAS, there are sufficient funds included within the 2017 Adopted Capital Budget and 2017 Operating Budget to cover the cost of said sewer facility maintenance equipment; and

WHEREAS, the Commissioner of Public Works requests that these funds be transferred and appropriated for the purchase of sewer facility maintenance equipment; 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, Chapter 186 of the Suffolk County Code (Resolution 321-2003) requires that no vehicle shall be purchased or leased unless “explicit approval for the acquisition of such vehicles, via lease or purchase, has been granted via duly enacted Resolution of the Suffolk County Legislature”; 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, it is proposed that the ASRF Fund (404) and Southwest ASRF Fund (405) each fund the districts the sum of $500,000 ($1.0 million total) for the purpose of implementing this project for the benefit of all the sewer districts; 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, thereby 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") Section 617.5 (25) and (27), in that the resolution concerns purchasing 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 hereby determined that this project, with a priority ranking of seventy-one (71), 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 a temporary increase in the Sanitation Fleet is hereby authorized for sewer maintenance and inspection activities; and be it further

4th RESOLVED, that the purchase of vehicles/equipment as detailed on the attached is hereby approved, pursuant to Section 255 of the SUFFOLK COUNTY CODE, and in accordance with County vehicle standard; and be it further

5th RESOLVED, that excess funds of prior years may be utilized toward the purchase of the vehicles/equipment; and be it further

6th RESOLVED, that the County Comptroller is hereby authorized and directed to transfer funds and accept proceeds as follows:

<table>
<thead>
<tr>
<th>Interfund Expenditures</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>404-IFT-E527-Transfer to Sewer District Capital Fund 527</td>
<td>$500,000</td>
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<tr>
<td>405-IFT-E528-Transfer to Southwest Sewer District Capital Fund 528</td>
<td>$500,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Interfund Revenues:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>527-IFT-R404 – Transfer from ASRF Fund 404 (Ref. 527-CAP-IFTR-R404)</td>
<td>$500,000</td>
</tr>
<tr>
<td>528-IFT-R405 – Transfer from Southwest ASRF Fund 405 (Ref. 528-CAP-IFTR-R405)</td>
<td>$500,000</td>
</tr>
</tbody>
</table>

and be it further

7th RESOLVED, that funds in the amount of $1,000,000 from the Assessment Stabilization Reserve Fund 404 and 405 be and hereby are appropriated as follows:

<table>
<thead>
<tr>
<th>PROJECT NO.</th>
<th>PROJECT TITLE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>527-CAP-8164.537</td>
<td>Sewer Facility Maintenance Equipment Various Sewer Districts</td>
<td>$500,000</td>
</tr>
<tr>
<td>528-CAP-8164.538</td>
<td>Sewer Facility Maintenance Equipment Southwest Sewer District</td>
<td>$500,000</td>
</tr>
</tbody>
</table>

DATED:

APPROVED BY:

Deputy County Executive of Suffolk County

Date of Approval:

H:\SANITATION\resolutions\2017 Resolutions\ga-bw1-17-17 Reso DPW CP 8164 sewer maintenance equipment.doc
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law  Charter Law

2. Title of Proposed Legislation
   Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds and Appropriating Funds in Connection with the Purchase of Sewer Facility Maintenance Equipment with a Temporary Increase in the Fleet (CP 8164)

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
   This resolution appropriates the capital project funds.

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

8. Proposed Source of Funding
   Sewer Maintenance Fund appropriations within the Capital Fund.

9. Timing of Impact
   Upon adoption.

10. Typed Name & Title of Preparer
    Ben Wright, P.E.  Principal Civil Engineer, Sanitation

11. Signature of Preparer
    [Signature]

12. Date
    1/15/17
## 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>
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<tr>
<td>TOTAL</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 FEV TAX RATE PER $1000</th>
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<tr>
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</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 FEV TAX RATE PER $1000</th>
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<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
(CP 8164)
Department of Public Works
Purchase of Sanitation Maintenance Equipment

2017

<table>
<thead>
<tr>
<th>BERGEN POINT</th>
<th>SEWER DISTRICTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 – Ford Explorer</td>
<td>2 - Outfitted F250 Pickup Trucks</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>1 – Ford Expedition</td>
<td>3 - F150 Pick-up Trucks</td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td>1 – F550 Utility Truck</td>
<td>2 - Ford Explorers</td>
</tr>
<tr>
<td>1 – Transit Box Truck</td>
<td>1 – F550 Utility Truck</td>
</tr>
<tr>
<td>1 – Mr Manhole Attachment</td>
<td></td>
</tr>
<tr>
<td>1 – Brush Chipper</td>
<td></td>
</tr>
<tr>
<td>1 – Stump Grinder</td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td></td>
</tr>
<tr>
<td>$500,000</td>
<td></td>
</tr>
</tbody>
</table>
TITLE OF BILL - Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds and Appropriating Funds in Connection with the Purchase of Sewer Facility Maintenance Equipment with a Temporary Increase in the Fleet (CP 8164)

PURPOSE OR GENERAL IDEA OF BILL – To provide funding as per the Adopted Budget in order to purchase sewer system maintenance and inspection vehicles and equipment.

SUMMARY OF SPECIFIC PROVISIONS – The equipment and vehicle requirements for Sewer District No. 3 and the other districts are included in the attached listing and are of equal value being $500,000 each for the requested equipment.

JUSTIFICATION – Due to increasing sewer systems and mandated regulations, it is necessary for the proactive operation and maintenance and inspection of the sewer systems to take place and, therefore, justifies the increase in fleet with the recommended items on the list.

FISCAL IMPLICATIONS - $1,000,000 is in the Adopted Capital Program with the project having a positive impact on the operating budget by providing the equipment needed to operate and maintain, inspect and respond to sewerage facility needs. Repair costs increase as equipment ages. New equipment is more reliable and covered under warranty periods. Stabilization Reserve Funds 404 and 405 will each receive $500,000.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E., Commissioner
SUBJECT: Amending the 2017 Operating Budget, Transferring Assessment Stabilization Reserve Funds and Appropriating Funds in Connection with the Purchase of Sewer Facility Maintenance Equipment with a Temporary Increase in the Fleet (CP 8164)

DATE: January 17, 2017

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW-CP 8164 – Sewer Maintenance Equipment 1-17-17 and backup filed as Backup DPW-CP 8164 – Sewer Maintenance Equipment 1-17-17. The resolution transfers $1,000,000 from Funds 404 and 405 for sewer maintenance equipment per the attached list, and authorizes an increase in the number of vehicles in the Sanitation fleet. This Capital Project is for the purpose of ensuring that the proper sewerage facility maintenance equipment for various districts is available. The majority of this equipment is associated with the sewer system response, rehabilitation, inspection, and repair. Attention and focus has been increasing annually as the 1,250 miles of sewers require attention and regulations concerning maintenance are implemented.

We request this resolution be laid on the table at your convenience.

GA:BW:ni
Attachment
cc: John Donovan, P.E., Chief Engineer, Sanitation
    Ben Wright, P.E., Principal Civil Engineer, Sanitation
    Paul Michael James, Fleet Service Manager
    CE RESO REVIEW
H:\SANITATION\resolutions\2017 Resolutions\ga-bw1-17-17 Backup DPW Purchase CP8164 Memo to JSchneider.doc
RESOLUTION NO. 1-2017, ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $13,315 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT’S PARTICIPATION IN THE FBI JOINT TERRORISM TASK FORCE WITH 79.4% SUPPORT

WHEREAS, the United States Department of Justice, Federal Bureau of Investigation, has made $31,068 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the FBI Joint Terrorism Task Force; and

WHEREAS, $17,753 of this funding was appropriated by Adopted Resolution No. 1091-2016; and

WHEREAS, an additional $13,315 has been made available by the United States Department of Justice, Federal Bureau of Investigation to support the participation of an additional Detective on the Task Force; and

WHEREAS, the appropriation of this funding will allow the participation of a total of two Detectives on the Task Force; and

WHEREAS, the operational period of the project is from October 1, 2016 through September 30, 2017; and

WHEREAS, said reimbursement funds have not been included in the 2017 Suffolk County Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate said reimbursement funding as follows:

FBI Joint Terrorism Task Force 17 - $13,315

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>POL</td>
<td>3615</td>
<td>4381</td>
<td>13,315</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

Police Department (POL)
FBI Joint Terrorism Task Force 17
003-POL-3615 - $13,315
and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately $3,455 associated with the overtime salaries for this program are included in the 2017 Suffolk County Operating Budget; and be it 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

4th RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, Federal Bureau of Investigation.

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 |  XX | Local Law | Charter Law |

2. Title of Proposed Legislation  
   ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $13,315 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE FBI JOINT TERRORISM TASK FORCE WITH 79.4% SUPPORT.

3. Purpose of Proposed Legislation  
   SEE NO. 2 ABOVE

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

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

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   The resolution provides an additional amount of $13,315 for the participation of a second Detective in the FBI Joint Terrorism Task Force 17 and will incur approximately $3,455 in fringe benefits costs through 9/30/17.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   The funds provided by this appropriation must be expended between January 1, 2017 and September 30, 2017.

8. Proposed Source of Funding
   Non-reimbursable fringe benefits of approximately $3,455 associated with the overtime salaries for this program with regard to the 2nd Detective are included in the 2017 Suffolk County Operating Budget.

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer
    Susan C. Krause  
    Grants Analyst

11. Signature of Preparer
    [Signature]

12. Date
    1-25-17
## 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><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>
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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 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.

Page 2 of 2

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

Title Of Bill: Accepting and appropriating federal funding in the amount of $13,315 from the United States Department Of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department's participation in the FBI Joint Terrorism Task Force with 79.4% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept an additional award of $13,315 in funding from the Federal Bureau of Investigation to support the participation of an additional Suffolk County Police Detective in the Federal Bureau of Investigation Joint Terrorism Task Force. An initial amount of $17,753 was appropriated by Adopted Resolution No. 1091-2016.

SUMMARY OF SPECIFIC PROVISIONS: The Federal Bureau of Investigation has awarded Suffolk County an additional amount of $13,315 to support the participation of the Suffolk County Police Department in the Joint Terrorism Task Force.

JUSTIFICATION: The Suffolk County Police Department participates in the Federal Bureau of Investigation Joint Terrorism Task Force. In order to facilitate the Suffolk County Police Department's participation, the Federal Bureau of Investigation provides reimbursement funding to assist with costs incurred.

FISCAL IMPLICATIONS: Non-reimbursable employee fringe benefit costs of approximately $3,455 will be incurred through September 30, 2017. Additional costs will only be incurred if the program receives additional funding in subsequent years.
I. BACKGROUND INFORMATION

1. Grant Title: Federal Bureau of Investigation (FBI), Joint Terrorism Task Force (JTTF) FFY17


3. Grant/Contract Status (Check One Box)
   A. New Program Application
   B. Renewal Application
   C. X Supplemental (Specify) an additional amount of $13,315 to support the addition of a Detective to the FBI Joint Terrorism Task Force FFY17
   D. Extension of Funding Period
   E. X 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.)
   This funding will provide reimbursement for the Suffolk County Police Department's participation in the FBI Joint Terrorism Task Force which combats crimes against the United States.

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

II. BUDGET INFORMATION

1. Term of Contract
   From: 10/1/16
   To: 09/30/17

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>EIGHTH FUNDING CYCLE</th>
<th>NINTH FUNDING CYCLE</th>
<th>NINTH FUNDING CYCLE - Supplement 1</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td>$17,548</td>
<td>79.14%</td>
<td>$17,753</td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>Private</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>County</td>
<td>$4,624</td>
<td>22.86%</td>
<td>$4,607</td>
</tr>
<tr>
<td>Total</td>
<td>$22,172</td>
<td>100%</td>
<td>$22,360</td>
</tr>
</tbody>
</table>
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>$3,455</td>
<td>$</td>
<td>$3,455</td>
</tr>
<tr>
<td>A. Cash Contribution</td>
<td>$3,455</td>
<td>$</td>
<td>$3,455</td>
</tr>
<tr>
<td>B. In-Kind Contribution</td>
<td>$</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 Police 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 ½” X 11” sheet).

   N/A

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
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1000 PERSONAL SERVICES:</td>
<td></td>
<td>13,315</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1100 Permanent Salaries</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1110 Interim Salaries</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1120 Overtime Salaries</td>
<td></td>
<td>13,315</td>
<td></td>
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</tr>
<tr>
<td>2000 EQUIPMENT:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2010 Furniture &amp; Fixtures</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2020 Office Machines</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2030 Automobiles &amp; Motorcycles</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2070 Cameras and Photographic</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2500 Other Equip Not Otherwise</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3000 SUPPLIES MATERIALS &amp; OTHERS:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3010 Office Supplies</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3020 Postage</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3030 Photostat, Photograph, Blueprint</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3040 Printing</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3160 Computer Software</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3500 Other Unclassified</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3680 Repairs: Special Equipment</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4000 UTILITIES:</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>4010 Telephone &amp; Telegraph</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>4300 TRAVEL:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4310 Employee Misc - Expenses</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4330 Travel Employee Contracts</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>4340 Travel Other Contracts</td>
<td></td>
<td></td>
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</table>

SCIN Form 164D (10-80)
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
</tr>
</thead>
<tbody>
<tr>
<td>4400 FEES FOR FACILITIES</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>4410 Rent: Offices &amp; Buildings</td>
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<tr>
<td>4500 FEES FOR SERVICES:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4560 Fees for Services, Non-Employees</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4900 CONTRACTED SERVICES (LIST)</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>8000 EMPLOYEE BENEFITS:</td>
<td></td>
<td>3,455</td>
<td>3,262</td>
<td>Fringe benefits are not reimbursable under this funding program</td>
</tr>
<tr>
<td>8280 Retirement</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8300 Insurance: Worker Compensation</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>8330 Social Security</td>
<td></td>
<td>193</td>
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<tr>
<td>8360 Health Insurance</td>
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<tr>
<td>8380 Dental Insurance</td>
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<td></td>
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<tr>
<td>OTHER (List Source &amp; Brief Explanation)</td>
<td></td>
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<td></td>
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</table>

SCIN Form 164D (10-80)
<table>
<thead>
<tr>
<th>DETAIL LISTING OF 1000 ACCOUNT</th>
<th>PERSONAL SERVICES</th>
</tr>
</thead>
<tbody>
<tr>
<td>TITLE OF POSITION</td>
<td>DETECTIVE</td>
</tr>
<tr>
<td>GRADE / STEP</td>
<td>4</td>
</tr>
<tr>
<td>SALARY</td>
<td>$120,570/HR/OT</td>
</tr>
<tr>
<td>EMPLOYEE NAME</td>
<td>Various</td>
</tr>
<tr>
<td>SOURCE OF FUNDING</td>
<td>BY %</td>
</tr>
<tr>
<td>GRANTOR/ COUNTY</td>
<td>IN KIND</td>
</tr>
<tr>
<td></td>
<td>100%</td>
</tr>
</tbody>
</table>
NOTICE OF LIMITS

FOR

FY 2017 STATE AND LOCAL OVERTIME REIMBURSEMENTS

Subject to the availability of funding and legislative authorization, the FBI may reimburse state and local law enforcement agencies (LEA) for the cost of overtime incurred by officers assigned full-time to FBI managed task forces provided the overtime expenses were incurred as a result of task force related activities. Consistent with regulation and policy, a separate Cost Reimbursement Agreement (CRA) must be executed between the FBI and the LEA and an underlying Memorandum of Understanding (MOU) must exist in support of the task force relationship.

For Fiscal Year 2017, the maximum limits for reimbursements under these CRAs are $1,479.41 per month and $17,753 per year for each officer assigned full-time to the task force. These limits are effective for overtime worked on or after October 1, 2016.

These reimbursements are limited to eligible officers' direct overtime salary expenses and shall not include any costs associated with the LEA's indirect expenses or officers’ benefits such as retirement, social security, and similar related expenses.

FBI field offices and state and local law enforcement agencies may process overtime reimbursement requests under formally executed CRAs in accordance with the authority of this notice. This notice is issued unilaterally by the FBI's Head of Contracting Activity and does not require formal acceptance and signature by FBI field offices and state and local law enforcement agencies.

Paul R. Courtney
Head of Contracting Activity
Federal Bureau of Investigation

Date
COST REIMBURSEMENT AGREEMENT
BETWEEN
THE FEDERAL BUREAU OF INVESTIGATION (FBI)
AND
SUFFOLK COUNTY POLICE DEPARTMENT (AGENCY)

TASK FORCE FILE # 66P-NY-266217-B

Pursuant to Congressional appropriations, the FBI receives authority to pay overtime for police officers assigned to the formalized Joint Terrorism Task Force as set forth below for expenses necessary for detection, investigation, and prosecution of crimes against the United States. It is hereby agreed between the FBI and the Suffolk County Police Department located at 30 Yaphank Avenue, Yaphank, NY 11980, Taxpayer Identification Number 116000404, Phone Number: (631) 852-6105 that:

1. Commencing upon execution of this agreement, the FBI will, subject to availability of required funding, reimburse the agency for overtime payments made to officers assigned full-time to the task force.

2. Requests for reimbursement will be made on a monthly basis and should be forwarded to the FBI field office as soon as practical after the first of the month which follows the month for which reimbursement is requested. Such requests should be forwarded by a Supervisor of the agency to the FBI Task Force Squad Supervisor and Special Agent In Charge for their review, approval, and processing for payment.

3. Overtime reimbursements will be made directly to the agency by the FBI. All overtime reimbursement payments are made by electronic fund transfer (EFT). An ACH Vendor/ Miscellaneous Payment Enrollment Form must be on file with the FBI to facilitate EFT.

4. Overtime reimbursements will be calculated at the usual rate for which the individual officer's time would be compensated in the absence of this agreement. However, said reimbursement, per officer, shall not exceed monthly and/or annual limits established annually by the FBI. The limits, calculated using Federal pay tables, will be in effect for the Federal fiscal year running from October 1st of one year through September 30th of the following year, unless changed during the period. The FBI reserves the right to change the reimbursement limits, upward or downward, for subsequent periods based on fiscal priorities and appropriations limits. The FBI will notify the agency of the applicable annual limits prior to October 1st of each year.

5. The number of agency officers assigned full-time to the task force and entitled to overtime reimbursement by the FBI shall be approved by the FBI in advance of each fiscal year. Based on the needs of the task force, this number may change periodically, upward or downward, as approved in advance by the FBI.

OCCO CRA template 5/23/04
6. Prior to submission of any overtime reimbursement requests, the agency must prepare an official document setting forth the identity of each officer assigned full-time to the task force, along with the regular and overtime hourly rates for each officer. Should any officers change during the year, a similar statement must be prepared regarding the new officers prior to submitting any overtime reimbursement requests for the officers. The document should be sent to the field office for FBI review and approval.

7. Each request for reimbursement will include the name, rank, ID number, overtime compensation rate, number of reimbursable hours claimed, and the dates of those hours for each officer for whom reimbursement is sought. The request must be accompanied by a certification signed by an appropriate Supervisor of the agency, that the request has been personally reviewed. The information described in this paragraph is accurate, and the personnel for whom reimbursement is claimed were assigned full-time to the task force.

8. Each request for reimbursement will include an invoice number, invoice date, taxpayer identification number (TIN), and the correct banking information to complete the electronic fund transfer. The necessary banking information is the Depositor Account Title, Bank Account Number, Routing Number, and Type of Account (either checking, savings, or lockbox). If the banking information changes, a new ACH Vendor/Miscellaneous Payment Enrollment Form must be submitted to the FBI.

9. Requests for reimbursement must be received by the FBI no later than December 31st of the next fiscal year for which the reimbursement applies. For example, reimbursements for the fiscal year ending September 30, 2005 must be received by the FBI by December 31, 2005. The FBI is not obligated to reimburse any requests received after that time.

10. This agreement is effective upon signature of the parties and will remain in effect for the duration of the agency's participation in the task force, contingent upon approval of necessary funding, and unless terminated in accordance with the provisions herein. This agreement may be modified at any time by written consent of the parties. It may be terminated at any time upon mutual consent of the parties, or unilaterally upon written notice from the terminating party to the other party at least 30 days prior to the termination date.

FOR THE AGENCY:

[Signature]

Date

FOR THE FBI:

[Signature]

Special Agent in Charge

Date

[Signature]

Contracting Officer

Date

PBI Headquarters
TO: Jon Schneider, Deputy County Executive  
Suffolk County Executive’s Office

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

DATE: January 30, 2017

SUBJECT: Resolution Packets & SCIN Forms for  
The FBI Joint Terrorism Task Force (JTTF) FFY17 – Supplement 1

Attached please find the following for the FBI Joint Terrorism Task Force FFY17 program:

1. Draft Resolution
2. Memorandum of Support
3. SCIN Forms
4. Request for Introduction of Legislation
5. Financial Impact Statement
6. Copy of the Cost Reimbursement Agreement and the Notice of Reimbursement Limit for Federal fiscal year 2017, and an e-mail advising of the additional award

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.

This resolution appropriates additional funding for the FBI Joint Terrorism Task Force. Initial funding was appropriated by Resolution No. 1091-2016. This supplemental funding will allow the participation of an additional Detective on the Task Force, for a total of two. The mission of the Task Force is to detect, investigate, and prosecute crimes against the United States.

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

Thank you as always for your assistance with this project.

RC/sck

Att
RESOLUTION NO. 1173-17, ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $17,753 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT’S PARTICIPATION IN THE FBI FINANCIAL CYBER CRIMES TASK FORCE WITH 79.4% SUPPORT

WHEREAS, the United States Department of Justice, Federal Bureau of Investigation, has made $17,753 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the FBI Financial Cyber Crimes Task Force; and

WHEREAS, the mission of the task force is to protect the Nation from cybersecurity threats; and

WHEREAS, the operational period of the project is from October 1, 2016 through September 30, 2017; and

WHEREAS, said reimbursement funds have not been included in the 2017 Suffolk County Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate said reimbursement funding as follows:

FBI Financial Cyber Crime Task Force 17 - $17,753

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>POL</td>
<td>3776</td>
<td>4355</td>
<td>17,753</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

Police Department (POL)
FBI Financial Cyber Crime Task Force 17
003-POL-3776 - $17,753

1000-PERSONNEL SERVICES: $17,753

<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>
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<tbody>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3776</td>
<td>1120</td>
<td>0000</td>
<td>Overtime</td>
<td>17,753</td>
</tr>
</tbody>
</table>

and be it further
2nd RESOLVED, that the non-reimbursable fringe benefits of approximately $4,607 associated with the overtime salaries for this program are included in the 2017 Suffolk County Operating Budget; and be it 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

4th RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, Federal Bureau of Investigation.

DATED:

APPROVED BY:

[Signature]

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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

ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $17,753 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE FBI FINANCIAL CYBER CRIMES TASK FORCE WITH 79.4% SUPPORT

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact?  
   Yes XX 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>
<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

The resolution provides $17,753 for participation in the FBI Financial Cyber Crimes Task Force 17 and will incur approximately $4,607 in fringe benefits costs through 9/30/17.

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

The funds provided by this grant must be expended between October 1, 2016 and September 30, 2017.

8. Proposed Source of Funding

Non-reimbursable fringe benefits of approximately $4,607 associated with the overtime salaries for this program are included in the 2017 Suffolk County Operating Budget.

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer
    Susan C. Krause, Grants Analyst

11. Signature of Preparer

12. Date
    2/27/17

SCIN FORM 175b (10/95)
## 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>
</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>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 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:**


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: Accepting and appropriating federal funding in the amount of $17,753 from the United States Department Of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department’s participation in the FBI Financial Cyber Crime Task Force with 79.4% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept $17,753 in funding from the Federal Bureau of Investigation to support the participation of the Suffolk County Police Department in the Federal Bureau of Investigation Financial Cyber Crime Task Force.

SUMMARY OF SPECIFIC PROVISIONS: The Federal Bureau of Investigation has awarded Suffolk County $17,753 to support the participation of the Suffolk County Police Department in the Financial Cyber Crime Task Force.

JUSTIFICATION: The Suffolk County Police Department participates in the Federal Bureau of Investigation Financial Cyber Crime Task Force. In order to facilitate the Suffolk County Police Department’s participation, the Federal Bureau of Investigation provides reimbursement funding to assist with costs incurred.

FISCAL IMPLICATIONS: Non-reimbursable employee fringe benefit costs of approximately $4,607 will be incurred through September 30, 2017. Additional costs will only be incurred if the program receives additional funding in subsequent years.
COORDINATION OF GRANT APPLICATION OR CONTRACT
County of Suffolk

DATE 1/25/17

<table>
<thead>
<tr>
<th>Submitting Department/Agency</th>
<th>Location</th>
<th>Contact Person In Department/Agency</th>
<th>Telephone Number</th>
<th>Grant Application Due Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Suffolk County Police Department</td>
<td>30 Yaphank Avenue, Yaphank, NY 11980</td>
<td>Susan C. Krause</td>
<td>852-6601</td>
<td>N/A</td>
</tr>
</tbody>
</table>

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 1/2" X 11" sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title: FBI Financial Cyber Crime Task Force 17


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.) This funding will provide reimbursement for the Suffolk County Police Department’s participation in the FBI Financial Cyber Crime Task Force which addresses threats against cyber-security.

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

II. BUDGET INFORMATION

1. Term of Contract
   From: 10/1/16  To: 09/30/17

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>$17,753</td>
<td>79.4%</td>
<td>$</td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>Private</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>County</td>
<td>$4,607</td>
<td>20.6%</td>
<td>$</td>
</tr>
<tr>
<td>Total</td>
<td>$22,360</td>
<td>100%</td>
<td>$</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>$4,607</td>
<td>$</td>
<td>$4,607</td>
</tr>
<tr>
<td>A. Cash Contribution</td>
<td>$4,607</td>
<td>$</td>
<td>$4,607</td>
</tr>
<tr>
<td>B. In-Kind Contribution</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

4. Total Number of New Positions Requested 0

5. Can This Program Be Funded 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 Police 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).

N/A

---

III. COUNTY EXECUTIVE’S OFFICE REVIEW

1. Intergovernmental Relations Division Review: Approved ____________________________ 2. Signature of Coordinator ____________________________ 3. Date ____________________________
   Disapproved ____________________________

4. Comments ____________________________

5. Budget Office Review: Approved ____________________________ 6. Signature of Budget Director ____________________________ 7. Date ____________________________
   Disapproved ____________________________

8. Comments ____________________________
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
</tr>
</thead>
<tbody>
<tr>
<td>4400 FEES FOR FACILITIES</td>
<td></td>
<td></td>
<td></td>
<td>Fringe benefits are not reimbursable under this funding program</td>
</tr>
<tr>
<td>4410 Rent: Offices &amp; Buildings</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4500 FEES FOR SERVICES:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4560 Fees for Services, Non-Employees</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4900 CONTRACTED SERVICES (LIST)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8000 EMPLOYEE BENEFITS:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8280 Retirement</td>
<td>4,607</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8300 Insurance: Worker Compensation</td>
<td>4,350</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>8330 Social Security</td>
<td></td>
<td>257</td>
<td></td>
<td></td>
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<tr>
<td>8360 Health Insurance</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8380 Dental Insurance</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>OTHER (List Source &amp; Brief Explanation)</td>
<td></td>
<td></td>
<td></td>
<td>177</td>
</tr>
</tbody>
</table>

SCIN Form 164D (10-80)
<table>
<thead>
<tr>
<th>DETAIL LISTING OF 1000 ACCOUNT</th>
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</thead>
<tbody>
<tr>
<td>PERSONAL SERVICES</td>
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<tr>
<td>TITLE OF POSITION</td>
</tr>
<tr>
<td>Detective</td>
</tr>
<tr>
<td>GRADE / STEP</td>
</tr>
<tr>
<td>4</td>
</tr>
<tr>
<td>SALARY</td>
</tr>
<tr>
<td>$120.57 HR/OT</td>
</tr>
<tr>
<td>EMPLOYEE NAME</td>
</tr>
<tr>
<td>Various</td>
</tr>
<tr>
<td>SOURCE OF FUNDING BY % GRANTOR</td>
</tr>
<tr>
<td>COUNTY IN-KIND</td>
</tr>
<tr>
<td>100%</td>
</tr>
</tbody>
</table>
NOTICE OF LIMITS

FOR

FY 2017 STATE AND LOCAL OVERTIME REIMBURSEMENTS

Subject to the availability of funding and legislative authorization, the FBI may reimburse state and local law enforcement agencies (LEA) for the cost of overtime incurred by officers assigned full-time to FBI managed task forces provided the overtime expenses were incurred as a result of task force related activities. Consistent with regulation and policy, a separate Cost Reimbursement Agreement (CRA) must be executed between the FBI and the LEA and an underlying Memorandum of Understanding (MOU) must exist in support of the task force relationship.

For Fiscal Year 2017, the maximum limits for reimbursements under these CRAs are $1,479.41 per month and $17,733 per year for each officer assigned full-time to the task force. These limits are effective for overtime worked on or after October 1, 2016.

These reimbursements are limited to eligible officers’ direct overtime salary expenses and shall not include any costs associated with the LEA’s indirect expenses or officers’ benefits such as retirement, social security, and similar related expenses.

FBI field offices and state and local law enforcement agencies may process overtime reimbursement requests under formally executed CRAs in accordance with the authority of this notice. This notice is issued unilaterally by the FBI’s Head of Contracting Activity and does not require formal acceptance and signature by FBI field offices and state and local law enforcement agencies.

Paul R. Courtney
Head of Contracting Activity
Federal Bureau of Investigation

Date

6/14/16
COST REIMBURSEMENT AGREEMENT
BETWEEN
THE FEDERAL BUREAU OF INVESTIGATION (FBI)
AND
SUFFOLK COUNTY POLICE DEPARTMENT

TASK FORCE FILE: 288-NY-A303172-P

Pursuant to Congressional appropriations, the FBI receives authority to pay overtime for police officers assigned to the formalized Financial Cyber Crimes Task Force as set forth below for expenses necessary for detection, investigation, and prosecution of crimes against the United States. It is hereby agreed between the FBI and the Suffolk County Police Department located at 30 Yaphank Avenue, Yaphank, NY 11980, Taxpayer Identification Number: 116000464, Phone Number: 631-852-2677 that:

1) Commencing upon execution of this agreement, the FBI will, subject to availability of the required funding, reimburse the agency for overtime payments made to the officers assigned full-time to the task force.

2) Requests for reimbursement will be made on a monthly basis and should be forwarded to the FBI field office as soon as practical after the first of the month which follows the month for which reimbursement is requested. Such requests should be forwarded by the Supervisor of the agency to the FBI Task Force Squad Supervisor and Special Agent in Charge for their review, approval, and processing for payment.

3) Overtime reimbursements will be made directly to the agency by the FBI. All overtime reimbursement payments are made by electronic fund transfer (EFT). An ACH Vendor/Miscellaneous Payment Enrollment Form must be on file with the FBI to facilitate EFT.

4) Overtime reimbursements will be calculated at the usual rate for which the individual officer's time would be compensated in the absence of this agreement. However, said reimbursement, per officer, shall not exceed monthly and/or annual limits established annually by the FBI. The limits, calculated using Federal pay tables, will be in effect for the Federal fiscal year running from October 1st of one year through September 30th of the following year, unless changed during the period. The FBI reserves the right to change the reimbursement limits, upward or downward, for subsequent periods based on fiscal priorities and appropriations limits. The FBI will notify the agency of the applicable annual limits prior to October 1st of each year.

5) The number of agency officers assigned full-time to the task force and entitled to overtime reimbursement by the FBI shall be approved by the FBI in advance of each fiscal year. Based on the needs of the task force, this number may change periodically, upward or downward, as approved in advance by the FBI.
6) Prior to submission of any overtime reimbursement requests, the agency must prepare an official document setting forth the identity of each officer assigned full-time to the task force, along with the regular and overtime hourly rates for each officer. Should any officers change during the year, a similar statement must be prepared regarding the new officers prior to submitting any overtime reimbursement requests for the officers. The document should be sent to the field office for FBI review and approval.

7) Each request for reimbursement will include the name, rank, ID number, overtime compensation rate, number of reimbursable hours claimed, and the dates of those hours for each officer for whom reimbursement is sought. The request must be accompanied by a certification, signed by an appropriate Supervisor of the agency that the request has been personally reviewed, the information described in this paragraph is accurate, and the personnel for whom reimbursement is claimed were assigned full-time to the task force.

8) Each request for reimbursement will include an invoice number, invoice date, taxpayer identification number (TIN), and the correct banking information to complete the electronic fund transfer. The necessary banking information is the Depositor Account Title, Bank Account Number, Routing Number, and Type of Account (either checking, savings, or lockbox). If the banking information changes, a new ACH Vendor/Miscellaneous Payment Enrollment Form must be submitted to the FBI.

9) Requests for reimbursement must be received by the FBI no later than December 31st of the next fiscal year for which the reimbursement applies. For example, reimbursements for the fiscal year ending September 30, 20xx must be received by the FBI by December 31, 20xx. The FBI is not obligated to reimburse any requests received after that time.

10) This agreement is effective upon signature of the parties and will remain in effect for the duration of the agency's participation in the task force, contingent upon approval of necessary funding, and unless terminated in accordance with the provisions herein. This agreement may be modified at any time by written consent of the parties. It may be terminated at any time upon mutual consent of the parties, or unilaterally upon written notice from the terminating party to the other party at least 30 days prior to the termination date.

FOR THE AGENCY:

Stuart Cameron
Chief of Department

FOR THE FBI:

Aristedes Mahairas
Special Agent in Charge

Contracting Officer
FBI Headquarters

OCCO CRA template 5/23/04
NEW YORK  
CYBER TASK FORCE  

Standard Memorandum of Understanding  

Between  

THE FEDERAL BUREAU OF INVESTIGATION  

and  

THE SUFFOLK COUNTY POLICE DEPARTMENT  
(the “Participating Agency”)  

I. PARTIES  

This Memorandum of Understanding (MOU) is entered into by and between the Federal Bureau of Investigation (FBI) New York Field Office and the Suffolk County Police Department (Participating Agency).  

II. AUTHORITIES  

A. The FBI is authorized to coordinate Intelligence, investigative, and operational responses to cyber threats, attacks, and intrusions pursuant to various statutory and executive authorities, including 28 U.S.C. § 533; 42 U.S.C. § 3771; 28 C.F.R. § 0.85; Executive Order 12333, as amended; the Attorney General’s Guidelines for Domestic FBI Operations; Annex II to NSPD-46/HSPD-15; NSPD-54/HSPD-23 and 18 U.S.C. §1030, 50 U.S.C. § 1801 et seq.  

B. Suffolk County Police Department  

III. PURPOSE  

A. The Comprehensive National Cybersecurity Initiative (CNCI) was formally established in 2008 pursuant to NSPD-54/HSPD-23. The CNCI recognizes the need for a whole-of-government approach to protecting the nation from cybersecurity threats. To further this mission, NSPD-54/HSPD-23 also established the National Cyber Investigative Joint Task Force (NCUTF), which serves as a multi-agency national focal point for coordinating, integrating, and sharing pertinent information related to cyber threat investigations. In accordance with this presidential directive, the NCUTF operates under the authority of the Attorney General. The Director of the FBI is the designated official.
responsible for the operation of the NCIJTF. The NCIJTF enhances collaboration and integrates operations among the represented U.S. Intelligence Community and federal law enforcement partners.

B. While national-level coordination is important to securing the nation, teamwork at the local level is also essential. The FBI has established a nationwide network of field office Cyber Task Forces (CTFs) to focus on cybersecurity threats. In addition to key law enforcement and homeland security agencies at the state and local level, each CTF partners with many of the federal agencies that participate in the NCIJTF at the headquarters level. This promotes effective collaboration and deconfliction of efforts at both the local and national level.

C. This MOU delineates the responsibilities and commitments of the FBI and the Participating Agency in the New York CTF.

D. This MOU is not intended, and should not be construed, to create any right or benefit, substantive or procedural, enforceable at law or otherwise by any third party against the parties, their parent agency, the United States, or the officers, employees, agents, or other associated personnel thereof.

IV. MISSION

A. In support of the national effort to counter threats posed by terrorist, nation-state, and criminal cyber actors, each CTF synchronizes domestic cyber threat investigations in the local community through information sharing, incident response, and joint enforcement and intelligence actions.

B. Each CTF leverages the authorities and capabilities of the participating agencies to accomplish the mission.

C. Recognizing the important role of the private sector in combating the cyber threats facing our nation, each CTF will coordinate with private sector entities to the extent permissible by law and as warranted by operational needs, as set forth by separate agreements between the FBI and these private sector entities.

V. SUPERVISION AND CONTROL

A. Overall management of the CTF shall be the responsibility of the Assistant Director in Charge (ADIC) or Special Agent in Charge (SAC) of the New York Division of the FBI and/or his or her designee.

B. All guidance on investigative matters handled by the CTF will be issued by the Attorney General or the FBI. The FBI will make available to the Participating Agency applicable guidelines and policies, including the Attorney General's Guidelines for Domestic FBI Operations (AGG-DOM) and the FBI's Domestic Investigations and Operations Guide (DIOG).

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Page 2 of 10
C. The ADIC or SAC shall designate one Supervisory Special Agent to supervise day-to-day operational and investigative matters pertaining to the CTF (CTF Supervisor).

VI. STAFFING COMMITMENT AND RESPONSIBILITIES

A. In addition to FBI employees, each CTF may consist of the following types of individuals: Task Force Officers, Task Force Members, and Task Force Participants. For purposes of this MOU, when referring to these individuals collectively, they will be referred to as "CTF personnel." In brief, the DIOG defines these terms as follows:

1. Task Force Officer (TFO): The individual is a certified law enforcement officer, authorized to carry a firearm, has been deputized under Title 18 of the U.S.C., been issued Federal law enforcement credentials, is assigned to the supervision of the CTF, has an active security clearance recognized by the FBI, and is authorized to have access to FBI facilities.

2. Task Force Member (TFM): The individual is an employee of a governmental agency, is assigned to the supervision of the CTF, has an active security clearance recognized by the FBI, and is authorized to have access to FBI facilities.

B. In light of the significant cost and effort in on-boarding new CTF personnel, and need for continuity to successfully combat cyber threats, each Participating Agency agrees to provide its personnel to the CTF for a period of at least two (2) years. This MOU imposes no maximum limit as to the time that any individual may remain on the CTF.

C. During periods of heightened threats and emergencies, the CTFs may need to operate 24 hours per day for an extended period of time. To function properly, the CTF depends upon the unique contributions of each Participating Agency. During these periods, all CTF personnel are expected to be available to support CTF activities unless released to the Participating Agency.

D. Due to the operational needs of the CTF, assignment to special details or duties outside of the CTF to full-time CTF personnel by the Participating Agency must be coordinated with the CTF Supervisor.

E. On a case-by-case basis, CTF Supervisors may authorize CTF personnel to assist other non-CTF priority FBI matters as necessary and as legally permissible.

F. Although CTF personnel will report to their respective Participating Agency for non-investigative administrative matters, leave requests will be coordinated with the CTF Supervisor to ensure staffing availability.

G. Non-FBI CTF personnel remain subject to the rules, regulations, laws, and policies applicable to employees of the participant's respective agency and will also adhere to the FBI's ethical standards and the Supplemental Standards of Ethical Conduct for employees of the Department of Justice. Where there is a conflict between the standards or requirements of the Participating Agency and

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Page 3 of 10
the FBI, the standard or requirement that provides the greatest organizational protection or benefit will apply, unless the FBI and the Participating Agency jointly resolve the conflict otherwise.

H. CTF personnel must adhere to the same rules and regulations as FBI employees with regard to security policies, conduct and activities while in FBI space, handling FBI property, while operating FBI vehicles, and while conducting CTF business.

I. Continued assignment to the CTF will be based on performance and at the discretion of each CTF member's Participating Agency. The FBI ADIC or SAC will also retain discretion to remove any member from the CTF.

J. CTF personnel are subject to removal from the CTF by the FBI for violation of any provision of this MOU, the FBI’s ethical standards, the Supplemental Standards of Ethical Conduct for employees of the Department of Justice, or other applicable agreements, rules, and regulations.

VII. DEPUTATION/SECURITY CLEARANCE/DEADLY FORCE POLICY

A. Non-federal personnel who will serve on the CTF as a TFO will be federally deputized under Title 18 of the U.S.C. while detailed to the CTF. The FBI will secure the required authorization for their deputation. This will ensure that they are able to assist fully in investigations in compliance with applicable federal statutes.

B. CTF personnel may be required to handle sensitive and classified information, have access to classified systems, and/or have access to secure office space. Therefore, participants must be eligible to obtain and maintain an appropriate security clearance, up to and including Top Secret, and access to Sensitive Compartmented Information (SCI). CTF personnel being granted access to SCI must successfully complete an annual Security Financial Disclosure Form and counterintelligence (CI) focused polygraph examination. All CTF personnel will execute non-disclosure agreements deemed necessary by the FBI for the protection of classified and sensitive information, including but not limited to an SF-312, Classified Nondisclosure Agreement. Supervisors in the Participating Agency responsible for CTF personnel may only be provided with classified information if they have the appropriate security clearance to receive the classified information and the requisite “need to know.”

C. CTF TFOs will follow the Participating Agency’s policy concerning use of deadly force.

VIII. COORDINATION

A. Intelligence, law enforcement, and operational actions will be coordinated and cooperatively carried out within the CTF. The Participating Agency will not act unilaterally on any matter affecting the CTF. The parties agree that matters designated to be handled by the CTF shall not knowingly be subject to non-CTF or non-FBI intelligence, law enforcement, or operational efforts by the Participating Agency.

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B. On occasion, after coordination with and approval by the CTF Supervisor, a CTF TFO or TFM may handle an investigation solely under the Participating Agency’s authorities. In such a case, the investigation will be supervised by the Participating Agency and conducted under the authority of the Participating Agency.

C. CTF criminal investigative procedures will conform to the requirements for federal prosecution. It is expected that the appropriate United States Attorney, in consultation with the FBI and affected CTF partners, will determine on a case-by-case basis whether the prosecution of cases will be at the federal or state level, based upon which would better advance the interests of justice.

D. All media releases will be mutually agreed upon, jointly handled by the Participating Agencies, and conform to DOJ guidelines. No press release involving a CTF matter will be issued without prior FBI approval.

IX. INFORMATION SHARING/REPORTS AND RECORDS

A. Except as described in paragraph VIII.B above, all investigative and intelligence reporting will be prepared and disseminated in compliance with FBI policy. Subject to any legal or policy restrictions, copies of documents created for a CTF matter based upon information obtained from participation on the CTF by any CTF personnel will be considered to be a federal document under the control of the FBI and shall be maintained in accordance with FBI records management policy and applicable law. All CTF materials and investigative records, including any Memoranda of Understanding, originate with, belong to, and will be maintained by the FBI. All CTF investigative reports will be prepared by CTF personnel solely on FBI forms.

B. All information learned during the course of a CTF investigation will be subject to the FBI’s information sharing policies and may not be disclosed outside of the CTF (or removed, if in tangible form, from FBI space) without the approval of the CTF Supervisor. As FBI records, they may be disclosed only with FBI permission from the CTF Supervisor and only in conformance with the provisions of federal laws and regulations, including the Freedom of Information Act, 5 U.S.C. § 552, and the Privacy Act of 1974, 5 U.S.C. § 552a, as well as applicable civil and criminal discovery privileges. CTF personnel may not disclose any FBI or CTF-related information outside of the CTF, including any disclosure to CTF personnel’s own Participating Agency, without the prior approval of the FBI CTF Supervisor. Participating Agency heads will be routinely briefed on CTF matters by the ADC, SAC, or CTF Supervisor, as appropriate, through established CTF briefings.

C. CTF personnel are strictly prohibited from disclosing any classified information to individuals who do not possess the appropriate security clearance and the need to know. Each Participating Agency agrees to have its CTF personnel sign an FD-868, or a similar form approved by the FBI. This action obligates the participant, who is accepting a position of special trust in being granted access to
classified and otherwise sensitive information as part of the CTF, to be bound by prepublication
review to protect against the unauthorized disclosure of such information.

D. The FBI and Participating Agency acknowledge that the information involved in this MOU may
identify individuals whose information may be protected by the Privacy Act of 1974 and "United
States persons" whose information may be protected by Executive Order 12333, as amended (or
any successor thereto) and all such information shall be handled lawfully pursuant to the provisions
thereof, to the extent applicable.

E. CTF personnel may be required to handle and process Protected Critical Infrastructure Information
(PCII), as defined by law and regulated by the U.S. Department of Homeland Security (DHS). All CTF
personnel will use and disclose DHS PCII in accordance with applicable law and regulation.

F. The FBI and Participating Agency will immediately report to each other each Instance in which data
received from each other is used, disclosed, or accessed in an unauthorized manner (including any
data losses or breaches).

G. The FBI and Participating Agency agree to abide by the DOJ Privacy, Civil Rights, and Civil Liberties
Protection Policy for the Information Sharing Environment (January 25, 2010) to the extent that any
CTF-related information is covered by that policy. At a minimum, the FBI and Participating Agency
shall notify each other of any erroneous information concerning United States citizens or legal
permanent resident aliens that is disclosed pursuant to this MOU and take reasonable steps to
correct such error.

X. **SALARY/OVERTIME COMPENSATION/FUNDING**

A. The FBI and Participating Agency agree to assume all personnel costs for their CTF personnel,
including salaries, overtime payments and fringe benefits.

B. Subject to funding availability and legislative authorization, the FBI may reimburse the Participating
Agency for the cost of overtime worked by non-federal CTF members assigned full-time to CTF,
provided overtime expenses were incurred as a result of CTF-related duties. A separate Cost
Reimbursement Agreement (CRA) must be executed between the FBI and Participating Agency,
consistent with regulations and policy. Otherwise, overtime shall be compensated in accordance
with applicable Participating Agency overtime provisions and shall be subject to the prior approval
of appropriate personnel.

C. Subject to funding availability and legislative authorization, the FBI may provide a lease vehicle, fuel
purchase card, and smart phone to non-federal full-time CTF personnel for use in carrying out CTF-
related duties. Receiving personnel will be required to execute acceptable use agreements before
being issued these items.
D. This MOU is not an obligation or commitment of funds, nor a basis for transfer of funds. Even where one of the parties to this MOU has agreed (or later does agree) to assume a particular financial responsibility, such party’s express written approval must be obtained before incurring any expense expected to be assumed by the other party. All obligations of and expenditures by the parties to this MOU will be subject to each party’s respective budgetary and fiscal processes and availability of funds pursuant to all applicable laws, regulations, and policies. The parties to this MOU acknowledge that there is no intimation, promise, or guarantee that funds will be available in future years.

XI. TRAVEL

All CTF-related travel for non-FBI personnel requires the approval of the CTF Supervisor and Participating Agency authorization prior to travel. To avoid delay in operational travel, the Participating Agency will provide general travel authority to all of its participating employees for the duration of the employee’s membership in the CTF. For domestic travel, CTF personnel will be responsible for appropriate notifications within his or her Participating Agency, as well as standard FBI travel approvals and notification. The CTF will obtain FBI Headquarters authorization and country clearances for CTF personnel required to travel outside the United States. The FBI will pay costs for travel in accordance with the Federal Travel Regulations. All CTF personnel to conduct investigations outside the field office territory.

XII. LIABILITY

A. General. The Participating Agency acknowledges that financial and civil liability, if any and in accordance with applicable law, for the acts and omissions of each employee detailed to the CTF remains vested with his or her employing agency. However, the Department of Justice (DOJ) may, in its discretion, determine on a case-by-case basis that an individual should be afforded legal representation, legal defense, or indemnification of a civil judgment, pursuant to federal law and DOJ policy and regulations.

1. Common Law Tort Claims

   a. Congress has provided that the exclusive remedy for the negligent or wrongful act or omission of an employee of the U.S. Government, acting within the scope of his or her employment, shall be an action against the United States under the Federal Tort Claims Act (FTCA), 28 U.S.C. § 1346(b), and §§ 2671 - 2680.

   b. Notwithstanding any other provision contained in this MOU, for the limited purpose of defending civil claims arising out of CTF activity, any employee detailed from a Participating Agency who is acting within the course and scope of his or her official duties and assignments pursuant to this MOU may be considered an “employee” of the U.S. government, as defined at 28 U.S.C. § 2671. See 5 U.S.C. § 3374(c)(2).
c. Under the Federal Employee Liability Reform and Tort Compensation Act of 1998 (commonly known as the Westfall Act), 28 U.S.C. § 2679(d)(1), if an employee of the United States is named as a defendant in a civil action, the Attorney General or his or her designee may certify that the defendant acted within the scope of his or her employment at the time of the incident giving rise to the suit. 28 U.S.C. § 2679(d)(2). The United States can then be substituted for the employee as the sole defendant with respect to any tort claims alleged in the action. 28 U.S.C. § 2679(d)(2). If the United States is substituted as defendant, then “any other civil action or proceeding for money damages arising out of or relating to the same subject matter against the employee or the employee’s estate is precluded without regard to when the act or omission occurred.” 28 U.S.C. § 2679(b)(1).

d. If the Attorney General declines to certify that an employee was acting within the scope of employment, “the employee may at any time before trial petition the court to find and certify that the employee was acting within the scope of his office or employment.” 28 U.S.C. § 2679(d)(3).

e. Liability for any negligent or willful acts of CTF personnel undertaken outside the terms of this MOU will be the sole responsibility of the respective employee and agency involved.

2. Constitutional Claims

a. Liability for violations of federal constitutional law may rest with the individual federal agent or officer pursuant to Bivens v. Six Unknown Names Agents of the Federal Bureau of Narcotics, 403 U.S. 388 (1971) or pursuant to 42 U.S.C. § 1983 for state officers.

b. Federal, state, local, and tribal officers enjoy qualified immunity from suit for constitutional torts, “insofar as their conduct does not violate clearly established statutory or constitutional rights of which a reasonable person would have known.” Harlow v. Fitzgerald, 457 U.S. 800 (1982).

c. If any Participating Agency’s CTF personnel is named as a defendant in his or her individual capacity in a civil action alleging constitutional damages as a result of conduct taken within the scope of CTF-related duties, the individual may request representation by DOJ. 28 C.F.R. §§ 50.15, 50.16.

d. An employee may be provided representation “when the actions for which representation is requested reasonably appear to have been performed within the scope of the employee’s employment, and the Attorney General, or his or her designee, determines that providing representation would otherwise be in the interest of the United States.” 28 C.F.R. § 50.15(a).
e. Any CTF personnel's written request for representation should be directed to the Attorney General and provided to the Chief Division Counsel (CDC) of the FBI division coordinating the CTF. The CDC will forward the representation request to the FBI's Office of the General Counsel (OGC), together with a letterhead memorandum concerning the factual basis of the lawsuit. FBI's OGC will then forward the request to the Civil Division of DOJ, together with an agency recommendation concerning scope of employment and DOJ representation. 28 C.F.R. § 50.15(a)(3).

f. If any CTF personnel is found to be liable for a constitutional tort, he or she may request indemnification from DOJ to satisfy an adverse judgment rendered against the employee in his or her individual capacity. 28 C.F.R. § 50.15(c)(4). The criteria for payment are substantially similar to those used to determine whether a federal employee is entitled to DOJ representation under 28 C.F.R. § 50.15(a).

g. Determinations concerning legal representation and indemnification by the United States are discretionary and are made by DOJ on a case-by-case basis. The FBI cannot guarantee that the United States will provide legal representation, legal defense, or indemnification to any federal or state employee detailed to the CTF, and nothing in this MOU shall be deemed to create any legal right on the part of any CTF personnel.

B. Express Reservations

1. Nothing in this Article shall be deemed to create an employment relationship between the FBI or the United States and any Participating Agency CTF member other than for exclusive purposes outlined in the Liability section herein.

2. The participating agencies do not waive any available defenses and/or limitations on liability. No Participating Agency shall be considered to be an agent of any other Participating Agency.

XIII. DURATION

A. The term of this MOU is for the duration of the CTF's operation, contingent upon approval of necessary funding, but may be terminated at any time upon written mutual consent of the Participating Agency involved.

B. Any Participating Agency may withdraw from the CTF at any time by written notification to the ADIC or SAC or the National Cyber Task Force Unit at FBI Headquarters at least 30 days prior to withdrawal.

C. Upon termination of this MOU, all equipment provided to the CTF will be returned to the supplying Participating Agency. In addition, when a Participating Agency withdraws from the MOU, the Participating Agency will return equipment to the supplying Participating Agency. Similarly, any...
remaining Participating Agency will return to a withdrawing Participating Agency any unexpended equipment supplied by the withdrawing Participating Agency.

XIV. MODIFICATIONS

This agreement in no manner affects any existing agreements with the FBI or any other agency. This agreement may be amended only by mutual written consent of the parties. The modifications shall have no force or effect unless such modifications are reduced to writing and signed by an authorized representative of the FBI and the Participating Agency.

XV. SIGNATORIES

Name: Timothy D. Simi
Title: Police Commissioner
Organization: Suffolk County Police Department

4/29/16

Name: Diego Rodriguez
Title: Assistant Director in Charge
Organization: Federal Bureau of Investigation

FOR OFFICIAL USE ONLY
Law Enforcement Sensitive

Cyber Task Force

This document is the property of the FBI and is loaned to your agency.
Neither it nor its contents may be released without authorization by FBI Headquarters.

Page 10 of 10
TO:    Jon Schneider, Deputy County Executive
       Suffolk County Executive’s Office

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

DATE:  January 30, 2017

SUBJECT: Resolution Packets & SCIN Forms for
          The FBI Financial Cyber Crime Task Force 17

Attached please find the following for the FBI Financial Cyber Crime Task Force 17 program:

1. Draft Resolution
2. Memorandum of Support
3. SCIN Forms
4. Request for Introduction of Legislation
5. Financial Impact Statement
6. Copy of the Cost Reimbursement Agreement and the Notice of Reimbursement Limit for Federal
   fiscal year 2017

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.

Funding allows the SCPD to participate in the FBI Financial Cyber Crime Task Force. The mission of the Task Force is to address cybersecurity threats.

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

Thank you as always for your assistance with this project.

RC/sck

Att

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
RESOLUTION NO. 2-2017, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $218,678 IN FEDERAL PASS-THROUGH FUNDING FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE 2016 BOMB SQUAD INITIATIVE PROGRAM WITH 100% SUPPORT AND APPROVING A TEMPORARY INCREASE TO THE FLEET FOR THE SUFFOLK COUNTY POLICE DEPARTMENT

WHEREAS, the New York State Division of Homeland Security and Emergency Services has made $218,678 in Federal pass-through funds from the 2016 State Homeland Security (SHSP) grant program available to Suffolk County for the 2016 Bomb Squad Initiative Program to be administered by the Suffolk County Police Department; and

WHEREAS, this program is designed to assist law enforcement in the detection, prevention, deterrence, and response to terrorist attacks and IED incidents; and

WHEREAS, the operational period of the Program will be from November 8, 2016 through August 31, 2019; and

WHEREAS, said grant funds have not been included in the 2017 Suffolk County Operating Budget; and

WHEREAS, said funding provides for the purchase of one specialized vehicle to be used by the Suffolk County Police Department Bomb Squad enhancing their response to Chemical, Biological, Radioactive, Nuclear, and Explosive (CBRNE) events; and

WHEREAS, Chapter 255 of the Suffolk County Code requires that no vehicle shall be purchased or leased unless explicit approval for the acquisition of such vehicle via lease or purchase, has been granted via duly enacted resolution of the Suffolk County Legislature; now, therefore be it

1st RESOLVED, that the County Legislature hereby authorizes the fleet of the Suffolk County Police Department be temporarily increased by one (1) Specialized Mission Vehicle capable of responding to CBRNE events, approved pursuant to Chapter 255-2 (b) (6) of the SUFFOLK COUNTY CODE, and in accordance with or exceeding the County vehicle standard, for use by the Emergency Service Section Bomb Squad of the Suffolk County Police Department; and be it further

2nd 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

3rd RESOLVED, that the County Comptroller be and hereby is authorized to accept
and appropriate said grant funds as follows:

2016 Bomb Squad Initiative - $218,678

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>POL</td>
<td>3777</td>
<td>4386</td>
<td>218,678</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

Police Department (POL)
2016 Bomb Squad Initiative
003-POL-3777 - $218,678

2000 – EQUIPMENT - $218,678

<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>POL</td>
<td>DEG</td>
<td>3777</td>
<td>2040</td>
<td>0000</td>
<td>Trucks, Trailers &amp; Jeeps</td>
<td>46,000</td>
</tr>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3777</td>
<td>2500</td>
<td>0000</td>
<td>Other Equipment</td>
<td>172,678</td>
</tr>
</tbody>
</table>

and be it further

3rd 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 Homeland
Security and Emergency Services.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td>XX</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $218,678 IN FEDERAL PASS-THROUGH FUNDING FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR THE 2016 BOMB SQUAD INITIATIVE PROGRAM WITH 100% SUPPORT AND APPROVING A TEMPORARY INCREASE TO THE FLEET FOR THE SUFFOLK COUNTY POLICE DEPARTMENT

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact?

Yes XX No

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

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

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

The resolution provides $218,678 to support the purchase of specialized equipment for the Suffolk County Police Department Emergency Services Bomb Squad.

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

The funds provided by this grant must be expended between November 8, 2016 and August 31, 2019.

8. Proposed Source of Funding

This is Federal funding being passed through the New York State Division of Homeland Security and Emergency Services. Purchases are 100% funded by the grant program.

9. Timing of Impact

January 1, 2017.

10. Typed Name & Title of Preparer
    Susan C. Krause, Grants Analyst

11. Signature of Preparer
    Beth A. Reynolds, Deputy Budget Director

12. Date
    1/26/17

SCIN FORM 175b (10/95)
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 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>

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>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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COMBINED

<table>
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<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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</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: 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: Accepting & appropriating a grant in the amount of $218,678 in Federal pass-through funding from the New York State Division of Homeland Security and Emergency Services for the 2016 Bomb Squad initiative program with 100% support and approving a temporary increase to the fleet for the Suffolk County Police Department

PURPOSE OR GENERAL IDEA OF BILL: To accept $218,678 in grant funding to support the purchase of specialized equipment designed to sustain the Suffolk County Police Department Bomb Squad’s capabilities in the areas of detection, prevention, deterrence, and response to terrorist attacks.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept pass-through Federal funding in the amount of $218,678 to be used to sustain the Suffolk County Police Department Bomb Squad's capabilities in the areas of detection, prevention, deterrence, and response to terrorist attacks.

JUSTIFICATION: The Police Department responds to terrorist and Improvised Explosive Device (IED) events. In order to be effective in the areas of detection, prevention, deterrence, and response with regard to these events it is necessary that the Department be adequately equipped and trained. This funding will support the purchase of specialized equipment to insure the safety of the citizens of Suffolk County and the officers charged with their protection.

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

DATE 1/26/17

<table>
<thead>
<tr>
<th>Submitting Department/Agency</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Suffolk County Police Department</td>
<td>30 Yaphank Avenue, Yaphank</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Contact Person In Department/Agency</th>
<th>Telephone Number</th>
<th>Grant Application Due Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Susan C. Krause Grants Analyst</td>
<td>852-6601</td>
<td>N/A</td>
</tr>
</tbody>
</table>

**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 8½” X 11” sheet cross referenced to the item.

**I. BACKGROUND INFORMATION**

1. **Grant Title:** 2016 Bomb Squad Initiative


3. **Grant/Contract Status (Check One Box)**
   - A. __ New Program Application
   - B. _X_ 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.)

   Grant funding will allow the Suffolk County Police Department Bomb Squad to sustain its capabilities with regard to detection, prevention, deterrence, and response to terrorist attacks and IED incidents through the purchase of specialized equipment.

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

**II. BUDGET INFORMATION**

1. **Term of Contract**
   - From: 11/8/2016
   - To: 8/31/2019

2. **Financial Assistance Requested**

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>NINTH FUNDING CYCLE</th>
<th>TENTH FUNDING CYCLE</th>
<th>ELEVENTH FUNDING CYCLE</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td>$198,900</td>
<td>100%</td>
<td>$219,176</td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td>%</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>$198,900</td>
<td>100%</td>
<td>$219,176</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>$ 0</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>

<table>
<thead>
<tr>
<th>4. Total Number of New Positions Requested</th>
<th>0</th>
</tr>
</thead>
<tbody>
<tr>
<td>5. Can This Program Be Refunded by the Proposed Non-County Sources?</td>
<td></td>
</tr>
<tr>
<td>X YES NO</td>
<td></td>
</tr>
</tbody>
</table>

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 ½” X 11” sheet).

### III. COUNTY EXECUTIVE’S OFFICE REVIEW

<table>
<thead>
<tr>
<th>1. Intergovernmental Relations Division Review:</th>
<th>Approved</th>
<th>2. Signature of Coordinator</th>
<th>3. Date</th>
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</thead>
<tbody>
<tr>
<td>Disapproved</td>
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<td></td>
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4. Comments

<table>
<thead>
<tr>
<th>5. Budget Office Review:</th>
<th>Approved</th>
<th>6. Signature of Budget Director</th>
<th>7. Date</th>
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</thead>
<tbody>
<tr>
<td>Disapproved</td>
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<td></td>
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</table>

8. Comments

SCIN FORM 164
<table>
<thead>
<tr>
<th>Category</th>
<th>Grant Budget Analysis</th>
<th>County Funds</th>
<th>Grant Funds</th>
<th>County Funds</th>
<th>Grant Funds</th>
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</thead>
<tbody>
<tr>
<td>Remarks</td>
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<td></td>
<td></td>
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</tr>
<tr>
<td>IN-LAND CONTRIBUTION</td>
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<tr>
<td>APPROPRIATION NUMBER</td>
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<td>APPROPRIATION NUMBER</td>
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<tr>
<td>4240 Health Services</td>
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<td>4400 Travel Other Costs</td>
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<td>4330 Travel Employee Contractors</td>
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<td>4300 Travel</td>
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<td>4105 Telephone &amp; Telegraph</td>
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<td>3680 Repairs: Special Equipment</td>
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<td>3330 Food</td>
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<td>3190 Tools &amp; Implements</td>
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<td>1120 Overtime Salaries</td>
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<td>1100 Permanent Salaries</td>
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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.

Submitting Department
(Dept. Name & Location)
Suffolk County Police Department
30 Yaphank Avenue, Yaphank, NY 11980

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 and appropriating a grant in the amount of $218,678 from the New York State Division of Homeland Security and Emergency Services for the 2016 Bomb Squad Initiative program in Suffolk County with 100% support and approving a temporary increase to the fleet for the Suffolk County Police Department.

Summary of Resolution Benefits

Acceptance of these grant funds will enable the Suffolk County Police Department’s Emergency Service Section Bomb Squad to sustain its ability to detect, prevent, deter, and respond to terrorist attacks and IED incidents through the purchase of specialized equipment.

SCIN FORM NO. 175a (1/97) Prior editions of this form are obsolete.
November 8, 2016

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 the NYS Division of Homeland Security and Emergency Services (DHSES) is awarding Suffolk County $218,678 under the FY2016 Bomb Squad Initiative Grant Program. Funding for this initiative is provided by the federal Department of Homeland Security’s State Homeland Security Program (SHSP). The performance period for this award is November 8, 2016 through August 31, 2019.

A representative from DHSES’s Grants Program Administration Unit will be reaching out to your grant point of contact shortly. If you have any questions regarding this program, please contact my Director of Grants, Ms. Shelley Wahrlich, at 518-402-2123.

This marks the eleventh consecutive year that DHSES has awarded direct funding to local Bomb Squads across New York State. This sustained commitment of funding, in addition to annual Symposia, Capability Assessments, and the collection of call data are the hallmarks of DHSES’s nationally-recognized Bomb Squad Program.

Congratulations on your award. We look forward to working with you and your local Bomb Squad on this program.

Sincerely,

John P. Melville  
Commissioner

cc: Lieutenant Kevin Burke, Suffolk County Police Department
<table>
<thead>
<tr>
<th>STATE AGENCY</th>
<th>NYS COMPTROLLER'S NUMBER: C162961</th>
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<tr>
<td>New York State Division of Homeland Security and Emergency Services</td>
<td>(Contract Number)</td>
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<td>1220 Washington Avenue</td>
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<td>GRANTEE/CONTRACTOR: (Name &amp; Address)</td>
<td>INITIAL CONTRACT PERIOD:</td>
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<td>FROM 11/08/2016 TO 08/31/2019</td>
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<td>FUNDING AMOUNT FOR INITIAL PERIOD: $216,678.00</td>
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<td>Hauppauge, NY 11788</td>
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<td>STATUS:</td>
<td>MULTI-YEAR TERM: (if applicable)</td>
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<td>Contractor is not a not-for-profit organization.</td>
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<td>(Enter number of Exempt)</td>
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<td>if &quot;Exempt&quot; is entered above, reason for exemption.</td>
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<td>Contractor has ____ has not ____ timely filed with the Attorney General's Charities Bureau all required periodic or annual written reports.</td>
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<td>APPENDIX ATTACHED AND PART OF THIS AGREEMENT</td>
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<tr>
<td><em>X</em> APPENDIX A Standard Clauses required by the Attorney General for all State contracts</td>
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<td><em>X</em> APPENDIX B Budget</td>
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<td><em>X</em> APPENDIX C Payment and Reporting Schedule</td>
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<td><em>X</em> APPENDIX D Program Warenship and Special Conditions</td>
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<td><em>X</em> APPENDIX X Modification Agreement Form (to accompany modified appendices for changes in terms or conditions on an existing period or for renewal periods)</td>
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<td>DHSES-55 Budget Amendment/Grant Extension Request</td>
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<tr>
<td>Other - Certification Regarding Determination, Suspension, Ineligibility and Voluntary Exclusion</td>
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IN WITNESS THEREOF, the parties hereto 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.dhcses.ny.gov/NYOHS_GMS/Project/ReportContractAward.jsp 1/25/2017
<table>
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<tr>
<td>BS15-1004-D00</td>
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<tr>
<td>Grantee Name</td>
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<td>Suffolk County</td>
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https://grants.dhsses.ny.gov/NYOHSGMS/Project/ReportContractAward.jsp
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 State Agency) 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 $85,000 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).

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
2. Modifications to the Face Page
3. Modifications to Appendices 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 for facilities or licenses for an activity or program. For federally-funded grants, DHSES will conduct an evaluation to determine risks posted by Contractors in managing federal awards. Consistent with 2 CFR §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:

https://grants.dhkses.ny.gov/NYOHG_GMS/Project/ReportContractAward.jsp 1/25/2017
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 monies 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

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

B. Renewal:

https://grants.dhsses.ny.gov/NYOHSS_GMS/Project/ReportContractAward.jsp

1/25/2017
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 the 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 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.

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/epay/index.htm, by email at epunit@osc.state.ny.us, or by telephone at (618) 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 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. Milestone/Performance Reimbursement: Requests for payment based upon an event or milestone may be either severable or cumulative. A severable event/milestone is independent of accomplishment of any other event. If the event is cumulative, the successful completion of an event or milestone is dependent on the previous completion of another event. Milestone payments shall be made to 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.

https://grants.dhses.ny.gov/NYOHSGMS/Project/ReportContractAward.jsp

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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 ninety (90) 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).

v. Consolidated Fiscal Report (CFR): The Contractor shall submit a CFR, which includes a year-end cost report and final claim not later than the time period listed in Appendix C (Payment and Reporting Schedule).

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 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 subcontractors 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 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:

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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 disbursement 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
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) (Publicly) 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.

1. 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.

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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. 92-261), 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.

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.

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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

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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. 8 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, para/legal, 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 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 supplementary 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, non-responsibility 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 MBWEs 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) 292-5250; (212) 803-2414; or (716) 846-8200) to discuss additional methods of maximizing participation by MWBEs on the Contract.

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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 because of race, creed, color, national origin, sex, age, disability or marital status.

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

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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

(a) 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.

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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 Federally-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 authorization 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: http://www.osc.state.ny.us/agencies/travel/travel.htm.

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

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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 the Office of the State Comptroller, State Procurement Council, and the U.S. Department of Homeland Security. 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.

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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.

i. DHSES reserves the right to use approved grant related expenditures to offset disallowed expenditures from any grant funded through its offices upon appropriate notification to the Contractor, or upon reasonable assurance that the Contractor is not in compliance with these terms.

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 advance 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;

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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=63811dc3410c008e2f8e28c325cdc09e&mc=true&node=sp2.1.200.f&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)

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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 sub-grant; 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 programmatically 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, non expendable, 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 report(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.

https://grants.dhsses.ny.gov/NYOHS_GMS/Project/ReportContractAward.jsp

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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.

Fee for Service is a rate established by the Contractor for a service or services rendered.

Rate based agreements are those agreements in which payment is premised upon a specific established rate per unit.

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.

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.

Not applicable to not-for-profit entities

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APPENDIX C
PAYMENT AND REPORTING SCHEDULE

For All Contractors:

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.

https://grants.dhsoes.ny.gov/NYOHS_GMS/Project/ReportContractAward.jsp

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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

https://grants.dhsses.ny.gov/NYOHSGMS/Project/ReportContractAward.jsp 1/25/2017
Award Contract

Project No. BS16-1004-000

Grantee Name Suffolk County

SHSP 01/25/2017

Work Plan

Goal
Prevent terrorist attacks; protect the people of New York, our critical infrastructure and key resources; prepare to respond to and recover from terrorist attacks involving explosive devices.

Objective #1


Investment Justification - Counter Terrorism and Law Enforcement

Target Capability
Primary - Explosive Device Response Operations
   To enhance explosive ordnance disposal units/bomb squads (4.1).

Task #1 for Objective #1

Purchase allowable bomb squad equipment. Train appropriate personnel in the proper use of the equipment and place the equipment in service.

# Performance Measure

Identify equipment ordered and received. Provide a brief narrative on the training of personnel and the deployment of equipment. Describe how the project enhanced explosive ordnance disposal/bomb squad capabilities in the jurisdiction. Equipment accountability records are properly maintained. Provide explanation if equipment is received but not deployed, include deployment plans as appropriate.

https://grants.dhsses.ny.gov/NYOHS_GMS/Project/ReportContractAward.jsp 1/25/2017
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.
I. ALL GRANT FUNDS:
Federal grant funds provided are a subaward of Homeland Security Grant Program (HSGP) funds awarded to the New York State Division of Homeland Security and Emergency Services (DHSES) from the U.S. Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA).

A. Permissible Use of Funding

1. HSGP funds must be used in accordance with the guidelines set forth in the HSGP Notice of Funding Opportunity, which can be located at http://www.fema.gov/preparedness-non-disaster-grants.


3. Designated Urban Areas under the Urban Areas Security Initiative (UASI) must have a charter document on file with the Federal Emergency Management Agency (FEMA) prior to drawing down UASI funding. The charter must address critical issues such as membership, governance structure, voting rights, grant management and administration responsibilities, and funding allocation methodologies.

B. Record Requirements

1. Subrecipients shall keep an agenda and meeting minutes on file for all meetings conducted regarding HSGP 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 HSGP as listed on the Authorized Equipment List (AEL) (https://www.fema.gov/authorized-equipment-list).

2. Subrecipients are responsible to request a determination of eligibility from the U.S. Department of Homeland Security (DHS), through DHSES, for any equipment 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 HSGP funds.

3. The New York State Communication Interoperability Plan (SCIP), as well as DHS Grant Guidance for grant funding, requires that all interoperable communications equipment must be on the Authorized Equipment List (AEL) and that the use of APCO P 25 compliant equipment is a recommended technology to achieve emergency interoperable communications.

D. Training & Exercise Related Activities

1. Any non-DHS training course to be supported by this award must be submitted in advance to DHSES for written approval.

2. All exercises conducted must be managed and executed in accordance with the Homeland Security Exercise and Evaluation Program (HSEEP). Report scheduled exercises to DHSES through the Master Exercise and Training Information System (METIS - https://metis.ny.gov/) 60 days prior to the start of the exercise. An After Action Report/Improvement Plan (AAR/IP) must be prepared and submitted to DHSES following every exercise.
regardless of type or scope. AAR/IPs must conform to the HSEEP format and must be submitted within 60 days of completion of the exercise.

3. Subrecipients are required to be NIMS compliant. DHSES 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. Law Enforcement Requirements

1. Subrecipients that are law enforcement agencies agree that such funding shall be utilized for prevention, preparedness, and response initiatives consistent with the New York State Homeland Security Strategy, and with Counter Terrorism Zone (CTZ) efforts at the State and local level. This will ensure that fiscal resources are used for seamless and effective counter terrorism planning, training, information sharing, investigation, equipment acquisition, and response functions.

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, and the New York State Intelligence Center (NYSIC), is accomplished.

3. Subrecipients further agree to consult with the NYSIC to ensure agency participation and inclusion in New York State’s Field Intelligence Officer (FIO) Program.

F. EHP Requirements

1. Subrecipients shall comply with all applicable federal, State, and local 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).

2. Failure of subrecipients to meet federal, State, and local EHP requirements and obtain applicable permits may jeopardize federal 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. Subrecipients must comply with all conditions placed on the project as the result of the EHP review.

3. Any change to the approved project scope of work will require re evaluation for compliance with these EHP requirements.

4. 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 appropriate State Historic Preservation Office.

5. Any construction activities that have been initiated prior to the full environmental and historic preservation review could result in non compliance finding. For your convenience, the screening form is available at: http://www.dhsees.ny.gov/grants/eph.cfm.

G. 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.

H. 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. Subrecipient 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 corresponding 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.

II. ADDITIONAL REQUIREMENTS FOR TARGETED GRANT PROGRAMS:
A. Bomb Squad Initiative

1. All Bomb Squads awarded grant funds by DHSES are required to send at least one representative to the Bomb Squad Symposium each year.

2. All bomb squads awarded grant funds by DHSES are required to use the Bomb Arson Tracking System (BATS) to account for their squad's incidents.
TO: Jon Schneider, Deputy County Executive  
Suffolk County Executive’s Office  

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

DATE: January 30, 2017  

SUBJECT: Resolution Packets & SCIN Forms for  
The 2016 Bomb Squad Initiative grant program  
DHSES # WM16152861

Attached please find the following for the New York State Division of Homeland Security and Emergency Services sponsored 2016 Bomb Squad Initiative grant program:

- Draft Resolution
- Memorandum of Support
- Grant SCIN Forms
- Request for Introduction of Legislation
- Financial Impact Statement
- Copy of the proposed contract between Suffolk County and the New York State Division of Homeland Security and Emergency Services

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.

Funding will support the purchase of specialized equipment, including a vehicle, for the Suffolk County Police Department Emergency Service’s Bomb Squad which will enhance their ability to address Chemical, Biological, Radioactive, Nuclear, and Explosive (CBRNE) events.

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

Thank you for your assistance with this project.

RGC/sck
Att.
RESOLUTION NO. 2017 ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $16,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, U.S. MARSHALS SERVICE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE REGIONAL FUGITIVE TASK FORCE WITH 79.4% SUPPORT

WHEREAS, the United States Department of Justice, U.S. Marshals Service (USMS), has made $16,000 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in the Regional Fugitive Task Force; and

WHEREAS, the purpose of the USMS Regional Fugitive Task Force is to locate and apprehend federal, state, and local fugitives; and

WHEREAS, the operational period of the program is from October 19, 2016 through September 30, 2017; and

WHEREAS, said reimbursement funds have not been included in the 2017 Suffolk County Operating Budget; now, therefore, be it

1st RESOLVED, that the County Comptroller be and is hereby authorized to accept and appropriate said reimbursement funding 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>POL</td>
<td>3780</td>
<td>4382</td>
<td>16,000</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

Police Department (POL)
USMS Regional Fugitive Task Force FFY17
003-POL-3780 - $16,000

1000 PERSONNEL SERVICES: $16,000

<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>POL</td>
<td>DEG</td>
<td>3780</td>
<td>1120</td>
<td>0000</td>
<td>Overtime</td>
<td>16,000</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately $4,152 associated with the overtime salaries for this program are included in the 2017 Suffolk County Operating Budget; and be it 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

4th RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice, U.S. Marshals Service.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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

ACCEPTING AND APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $16,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, U.S. MARSHALS SERVICE, FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN THE REGIONAL FUGITIVE TASK FORCE WITH 79.4% SUPPORT.

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? Yes XX 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 provides $16,000 for participation in the U.S. Marshals Service Regional Fugitive Task Force, non-reimbursable funds of $4,152 in fringe benefits on overtime will be incurred through 9/30/2017.

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

The funds provided by this grant must be expended between October 19, 2016 and September 30, 2017.

8. Proposed Source of Funding

The non-reimbursable fringe benefits of $4,152 are included in the 2017 operating budget.

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer

Susan C. Krause, Grants Analyst

11. Signature of Preparer

12. Date

1/27/17

1/25/17

SCIN FORM 175b (10/95)
# Financial Impact

## 2017 Property Tax Levy

### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th>Fund</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>GENERAL FUND</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>POLICE DISTRICT AND DISTRICT COURT</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>COMBINED</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.

Page 2 of 2

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

Title Of Bill: Accepting & appropriating Federal funding in the amount of $16,000 from the United States Department Of Justice, U.S. Marshals Service, for the Suffolk County Police Department’s participation in the Regional Fugitive Task Force with 79.4% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept $16,000 in funding from the United States Marshals Service to support the participation of the Suffolk County Police Department in the United States Marshals Service Regional Fugitive Task Force.

SUMMARY OF SPECIFIC PROVISIONS: The United States Marshals Service (USMS) has awarded the Suffolk County Police Department $16,000 in Federal funding to support the Police Department’s participation in the USMS Regional Fugitive Task Force.

JUSTIFICATION: The Suffolk County Police Department participates in the United States Marshals Service Regional Fugitive Task Force. The Task Force engages in locating and apprehending Federal, State, and local fugitives. These operations can involve time investments over and above what may be feasible with normal budgetary allocations. In order to facilitate the Suffolk County Police Department’s participation, the USMS provides reimbursement funding to assist with costs incurred.

FISCAL IMPLICATIONS: Non-reimbursable employee fringe benefit costs of approximately $4,152 will be incurred through September 30, 2017. Additional costs will only be incurred if the program receives additional funding in subsequent years.
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1000 PERSONAL SERVICES:</td>
<td></td>
<td>16,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1100 Permanent Salaries</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1110 Interim Salaries</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>1120 Overtime Salaries</td>
<td></td>
<td>16,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2000 EQUIPMENT:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2010 Furniture &amp; Fixtures</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>2020 Office Machines</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2030 Automobiles &amp; Motorcycles</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2070 Cameras and Photographic</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>2500 Other Equip Not Otherwise</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>3000 SUPPLIES MATERIALS &amp; OTHERS:</td>
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<td></td>
<td></td>
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<tr>
<td>3010 Office Supplies</td>
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<tr>
<td>3020 Postage</td>
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</tr>
<tr>
<td>3030 Photostat, Photograph, Blueprint</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>3040 Printing</td>
<td></td>
<td></td>
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<tr>
<td>3160 Computer Software</td>
<td></td>
<td></td>
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<tr>
<td>3500 Other Unclassified</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3680 Repairs: Special Equipment</td>
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<td></td>
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<tr>
<td>4000 UTILITIES:</td>
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<td></td>
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<tr>
<td>4010 Telephone &amp; Telegraph</td>
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<td></td>
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<tr>
<td>4300 TRAVEL:</td>
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<tr>
<td>4310 Employee Misc - Expenses</td>
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<tr>
<td>4330 Travel Employee Contracts</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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SCIN Form 164D (10-80)
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
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<tbody>
<tr>
<td>4400 FEES FOR FACILITIES</td>
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<tr>
<td>4410 Rent: Offices &amp; Buildings</td>
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<tr>
<td>4500 FEES FOR SERVICES:</td>
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<tr>
<td>4560 Fees for Services, Non-Employees</td>
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<tr>
<td>4900 CONTRACTED SERVICES (LIST)</td>
<td></td>
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</tr>
<tr>
<td>8000 EMPLOYEE BENEFITS:</td>
<td></td>
<td>4,152</td>
<td>3,920</td>
<td></td>
</tr>
<tr>
<td>8280 Retirement</td>
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<tr>
<td>8300 Insurance: Worker Compensation</td>
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<tr>
<td>8360 Health Insurance</td>
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<tr>
<td>8380 Dental Insurance</td>
<td></td>
<td></td>
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<tr>
<td>OTHER (List Source &amp; Brief Explanation)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I certify that the above in-kind contribution are not currently being used to support other grants.

SCiN Form 164D (10-80)
<table>
<thead>
<tr>
<th>TITLE OF POSITION</th>
<th>GRADE / STEP</th>
<th>SALARY</th>
<th>EMPLOYEE NAME</th>
<th>SOURCE OF FUNDING BY %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Detective</td>
<td>4</td>
<td>$120.57 HR/OT</td>
<td>To be determined</td>
<td>100%</td>
</tr>
</tbody>
</table>
1. Grant Title: United States Marshals Service (USMS) Regional Fugitive Task Force FY17


3. Grant/Contract Status (Check One Box)
   A. __ New Program Application
   B. __X 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.) This funding will provide reimbursement for the Suffolk County Police Department’s participation in the U.S. Marshals Regional Fugitive Task Force.

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

II. BUDGET INFORMATION

1. Term of Contract
   From: 10/19/16   To: 09/30/17

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>SIXTH FUNDING CYCLE</th>
<th>SEVENTH FUNDING CYCLE</th>
<th>EIGHTH FUNDING CYCLE</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
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<tr>
<td>Private</td>
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<td>$20,632</td>
<td>100%</td>
<td>$20,216</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>$4,152</td>
<td>$</td>
<td>$4,152</td>
</tr>
<tr>
<td>A. Cash Contribution</td>
<td>$4,152</td>
<td>$</td>
<td>$4,152</td>
</tr>
<tr>
<td>B. In-Kind Contribution</td>
<td>$</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 Police 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 8½" X 11" sheet).

   N/A

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.

<table>
<thead>
<tr>
<th>Submitting Department</th>
<th>Department Contact Person</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Dept. Name &amp; Location)</td>
<td>(Name &amp; Phone No.)</td>
</tr>
<tr>
<td>Suffolk County Police Department</td>
<td>Susan C. Krause, Grants Analyst</td>
</tr>
<tr>
<td>30 Yaphank Avenue, Yaphank</td>
<td>852-6601</td>
</tr>
</tbody>
</table>

Resolution Involves:

___ Technical Amendment
___ New Program
X Grant Award
___ Contract (New__ Rev._)

Explanation of Proposed Resolution

Accepting and appropriating funds in the amount of $16,000 from the United States Department of Justice, U.S. Marshals Service, for the Suffolk County Police Department’s continued participation in the Regional Fugitive Task Force Operation.

Summary of Resolution Benefits

Acceptance and approval of this resolution will enable the Police Department to continue to participate in the U.S. Marshals Regional Fugitive Task Force Operation with $16,000 in reimbursement.

SCIN FORM NO. 175a (1/97) Prior editions of this form are obsolete.
Joint Law Enforcement Operations Task Force
Obligation Document

INSTRUCTIONS: See last page for detailed instructions.

SECTION 1: OBLIGATION

DOCUMENT CONTROL #: JLBO-17-0035

SECTION 2: PARTICIPATING AGENCIES

Notification to state and local agencies of funding provided in support of Joint Law Enforcement Operations, pursuant to the Memorandum of Understanding (MOU) between:

SUFFOLK COUNTY POLICE DEPARTMENT

and

NYNIRFTF

All other terms and conditions of the MOU remain the same.

SECTION 3: PERIOD OF PERFORMANCE

October 19, 2016 to September 30, 2017

SECTION 4: APPROPRIATION DATA

<table>
<thead>
<tr>
<th>FISCAL YEAR</th>
<th>ORGANIZATION</th>
<th>FUND</th>
<th>PROJECT</th>
<th>SOC / PURPOSE</th>
<th>DOLLAR AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2017</td>
<td>A3401</td>
<td>AFF-B-OP</td>
<td>JLEDTS85</td>
<td>25302 - TFO Overtime</td>
<td>$16,000.00</td>
</tr>
</tbody>
</table>

Total Obligation Amount: $16,000.00

SECTION 5: DESCRIPTION OF OBLIGATION

SECTION 6: CONTACT INFORMATION

<table>
<thead>
<tr>
<th>DISTRICT/RFTF CONTACT:</th>
<th>STATE/LOCAL CONTACT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name: Brenda Catalano</td>
<td>Name:</td>
</tr>
<tr>
<td>Phone: 531-715-6227</td>
<td>Phone:</td>
</tr>
<tr>
<td>E-mail: <a href="mailto:Brenda.Catalano@usdoj.gov">Brenda.Catalano@usdoj.gov</a></td>
<td>E-mail:</td>
</tr>
</tbody>
</table>

SECTION 7: AUTHORIZATION

USMS Representative - Certification of Funds:

Signature: [Signature]
Date: 12/15/16

Michael Halper, Chief, DIB Financial Management

Chief Deputy or RFTF Commander - Obligation Approval:

Signature: [Signature]
Date: 12/19/16

Rick Jessee, Chief, Domestic Investigations Branch

Reimbursement of overtime work shall be consistent with the Fair Labor Standards Act. Annual overtime for each state or local law enforcement officer is capped at the equivalent of 25% of a GS-1811-12. Step 1, of the general pay scale for the U.S. Reimbursement for all types of qualified expenses shall be contingent upon availability of funds and the submission of a proper request for reimbursement which shall be submitted monthly or quarterly on a fiscal year basis, and which provides the names of the investigators who incurred overtime for the Task Force during the quarter, the number of overtime hours incurred, the hourly regular and overtime rates in effect for each investigator.

Departmental Representative - Acknowledgement:

Signature: [Type Name and Title]
Date: [Date]

Form USM-607
Rev. 06/16
MEMORANDUM TO: United States Marshals  
Chief Deputy United States Marshals  
District Task Force Commanders and Warrant Supervisors  
Regional Fugitive Task Force Commanders  
District Administrative Officers

FROM: Derrick Driscoll  
Assistant Director  
Tim Virtue  
Assistant Director  
Asset Forfeiture Division  
Holley O'Brien  
Chief Financial Officer  
Financial Services Division

SUBJECT: Fiscal Year 2017 Joint Law Enforcement Operations  
Allocation and Program Guidance

The Joint Law Enforcement Operations (JLEO) Program is a vital United States Marshals Service (USMS) program supported by the Department of Justice (DOJ) and funded through revenues deposited into the Assets Forfeiture Fund (AFF). Funding for the JLEO Program is discretionary. Our funding levels are based on the DOJ allocation process and projected revenue in the AFF.

Since 2013, the Investigative Operations Division (IOD) has utilized an allocation methodology based on crime statistics and open warrants, which has resulted in a more equitable distribution of JLEO funding. For fiscal year (FY) 2017, IOD will also employ a metric based on performance to determine a small portion of the allocation. IOD will continue to maintain a reserve of JLEO funding to be allocated to District Task Forces on a case-by-case basis for special operations, as well as other agency priorities. Reserve allocation decisions are based on a variety of factors such as request justification, dashboard metrics, historical performance, good stewardship of past funding, and compliance with accounting procedures.
IOD and the Asset Forfeiture Division (AFD) will continue to conduct monthly reviews of JLEO funding and will work with District and Regional Fugitive Task Forces to identify excess or unused funds that can be added to the reserve and remain available for agency JLEO priorities. In past fiscal years, this approach allowed the USMS to maximize the overall JLEO funding while remaining able to meet new JLEO requirements.

As the FY 2017 JLEO funding is allocated, all recipients must be clear on proper accounting procedures. To assist with this, a Step-by-Step Accounting Procedures for Joint Law Enforcement Operations (JLEO) Funding guide has been added to the Financial Services Division “How To’s” Intranet page. These procedures must be followed by all task forces receiving JLEO funding. This year, to ensure preparedness for future external audits, IOD will be conducting periodic assessments of the JLEO accounting procedures in select District and Regional Fugitive Task Forces. These assessments will be conducted to ensure standardization in the accounting process and to resolve any deficiencies that are determined to be present.

As first communicated in 2014, all state and local agencies receiving JLEO funding are required to be registered in SAM.gov. This requirement is critical to the accurate and timely payment of JLEO vendor requests for reimbursement.

All task forces are required to maintain records of the hourly overtime rates, overtime hours worked each month, and amounts paid for each of their Task Force Officers (TFOs). This information will assist in ensuring that TFOs are not paid more than the annual DOJ mandated maximum overtime payment of $17,753.00, which is 25 percent of a GS-12, Step 1 ($71,012) pay level. This maximum includes all federal overtime sources (not just JLEO or other DOJ funding). A standard TFO Timesheet has been developed and is posted on the AFD JLEO Intranet page.

As a reminder, the following are limitations and/or conditions placed on the use of JLEO funding:

- The amount of JLEO funding obligated in UFMS for a state or local agency must match the amount on the Form USM-607 or USM-607A. An agency cannot be reimbursed for any amounts in excess of what is authorized via the USM-607 or USM-607A and obligated in UFMS.

- JLEO funds are made available for state and local officer overtime salary expenses and shall not include any costs for benefits, such as retirement, FICA, and other expenses.

- District and Regional Task Forces cannot use JLEO funds for a purpose other than that for which the funds were allocated.

- JLEO funds cannot be used for the purchase or reimbursement of prepaid fuel cards.

- JLEO funds cannot be used to pay for vehicle insurance, registration or state inspections.
• JLEO funds cannot be used for fuel or minor routine maintenance on vehicles provided to state and local agencies under the JLEO program.

• JLEO funds cannot be used to pay for cellular telephones or other wireless devices, or the service for these devices.

• The USMS is prohibited from making third party payments to state and local agency vendors. JLEO funding can only be used to reimburse state and local agencies for approved expenses the agencies have already incurred and paid.

• Reimbursements under the JLEO program cannot be made via government purchase card.

• Purchase orders may not be issued to state and local agencies to extend JLEO funds beyond the end of the fiscal year in which they are issued.

If you have any questions regarding JLEO allocations or accounting procedures, please contact Chief Michael Halper, Domestic Operations Financial Management, at 703-740-0433, or by email at Michael.Halper@usdoj.gov.

Attachment
As we allocate FY17 JLEO funding, we want to ensure all JLEO funding recipients are clear on the procedures for accounting for this funding. The last few years have shown noticeable improvements in how the USMS accounts for JLEO funding. To assist you with continuing our progress, attached are the Step-by-Step Accounting Procedures for Joint Law Enforcement Operations (JLEO) funding, which is also available on the USMS intranet. These processes must be followed by all USMS organizations receiving JLEO funding.

To help ensure readiness in the event of external audits, the Investigative Operations Division (IOD) will conduct periodic assessments of District and Task Force processes used to manage JLEO funds received for Task Force Officer (TFO) overtime reimbursements. These reviews will inspect compliance with standardized accounting procedures. Additional information on these evaluations will be forthcoming.

IOD and the Asset Forfeiture Division (AFD) will also conduct monthly reviews of JLEO funding, as well as more detailed reviews in February and March 2017. IOD/AFD will work with District and Regional Task Forces to pull back excess funds from agencies not utilizing their JLEO funds as projected. Recovered funds will be added to the reserve and remain available for other JLEO priorities. In past years, this methodology has allowed us to maximize USMS JLEO funding while remaining able to meet new JLEO priorities and requirements.

As previously communicated via emails from the Financial Services Division (FSD) and IOD, all state and local agencies are required to be registered in SAM.gov. This prerequisite is critical for JLEO vendors to ensure accurate and timely payments of requests for reimbursements. The responsibility for ensuring the USMS has correct banking information for all vendors should not fall on USMS personnel. Rather, that accountability should be borne by the agencies with which we partner. In addition, the Department of Justice (DOJ) continues to require that for every state and local agency receiving JLEO funding, all Task Forces must report by agency and National Crime Information Center (NCIC) number, the amount of JLEO funds allocated and paid to each state and local agency.

Every Task Force is required to maintain records of hourly overtime rates, overtime hours worked each month, and amounts paid to each TFO (full- and part-time). This information helps ensure TFOs are not paid more than the DOJ-mandated maximum overtime payment of $17,753, which is 25% of a GS-12, Step I ($71,012). A standard TFO Timesheet has been developed, which is attached to this memorandum. The timesheet is also posted on the JLEO website: http://intranet.usms.doj.gov/sites/hqs/AFD/Pages/JLEO.aspx
The following are reminders about constraints placed on the use of JLEO funding:

- In FY17, JLEO funds being allocated are to be used for overtime expenses only. District and Regional Task Forces cannot use JLEO funds for any other purpose.
- The amount of JLEO funding obligated in UFMS for a state or local agency must match the amount on the USM-607 (JLEO Task Force Obligation Document) or USM-607A (JLEO Task Force Modification Document). An agency cannot be reimbursed for any amounts in excess of what is authorized via the approved USM-607 or USM-607A.
- JLEO funds are made available for state and local TFO overtime salary expenses and shall not include any supplemental benefit costs such as retirement, FICA, and other expenses.
- JLEO funds cannot be used to reimburse agencies for the purchase of uniforms, equipment, etc.
- JLEO funds cannot be used for the purchase or reimbursement of prepaid fuel cards.
- Reimbursements under the JLEO program cannot be made via a government purchase card.
- JLEO funds cannot be used to pay for car insurance, registration, or state inspections.
- JLEO funds cannot be used for fuel or minor routine maintenance on vehicles provided to state and local agencies.
- JLEO funds cannot be used to pay for cellular telephones/accessories and/or any other wireless devices nor the services for devices.
- The USMS is prohibited from making third party payments to state and local agencies' vendors. JLEO funding can only be used to reimburse state and local agencies for approved TFO overtime expenses the agencies have incurred.

If you have any questions regarding JLEO funding, please contact one of the following individuals:

Michael Halper (IOD) at 703-740-0433 or Michael.Halper@usdoj.gov
Sandee Burkemper (IOD) at 703-740-0481 or Sandee.Burkemper@usdoj.gov
Rosa Martinez (AFD) at 210-271-2565 or Rosa.Martinez@usdoj.gov
PARTIES AND AUTHORITY:
This Memorandum of Understanding (MOU) is entered into by the
SUFFOLK COUNTY POLICE DEPARTMENT
and the United States Marshals Service (USMS) pursuant to 28 U.S.C. § 566(e)(1)(B). As set
forth in the Presidential Threat Protection Act of 2000 and directed by the Attorney General, the
USMS has been granted authority to direct and coordinate permanent Regional Fugitive Task
Forces consisting of Federal, state, and local law enforcement authorities for the purpose of
locating and apprehending fugitives. The authority of the USMS to investigate fugitive matters
as directed by the Attorney General is set forth in 28 USC § 566. The Director's authority to
direct and supervise all activities of the USMS is set forth in 28 USC § 561(g) and 28 CFR
0.111. The authority of United States Marshals and Deputy U.S. Marshals, "in executing the laws
of the United States within a State . . . [to] exercise the same powers which a sheriff of the State
may exercise in executing the laws thereof" is set forth in 28 USC § 564. Additional authority is
derived from 18 USC § 3053 and Office of Investigative Agency Policies Resolutions 2 & 15.
(See also) "Memorandum for Howard M. Shapiro, General Counsel, Federal Bureau of
Investigation" concerning the "Authority to Pursue Non-Federal Fugitives", issued by the U.S.
Department of Justice, Office of Legal Counsel, dated February 21, 1995. (See also) Memorandum concerning the Authority to Pursue Non-Federal Fugitives, issued by the USMS
Office of General Counsel, dated May 1, 1995. (See also) 42 U.S.C. § 1694(a)(the Attorney
General shall use the resources of federal law enforcement, including the United States Marshals
Service, to assist jurisdictions in locating and apprehending sex offenders who violate sex
offender registration requirements).

MISSION:
The primary mission of the task force is to investigate and arrest, as part of joint law enforcement
operations, persons who have active state and federal warrants for their arrest. The intent of the
joint effort is to investigate and apprehend local, state and federal fugitives, thereby improving
public safety and reducing violent crime.

Each participating agency agrees to refer cases for investigation by the RFTF (Regional Fugitive
Task Force). Cases will be adopted by the RFTF at the discretion of the RFTF Chief Inspector.
Targeted crimes will primarily include violent crimes against persons, weapons offenses, felony
drug offenses, failure to register as a sex offender, and crimes committed by subjects who have a
criminal history involving violent crimes, felony drug offenses, and/or weapons offenses. Upon
receipt of a written request, the RFTF may also assist non-participating law enforcement
agencies in investigating, locating and arresting their fugitives. Task force personnel will be
assigned federal, state, and local fugitive cases for investigation. Investigative teams will consist
of personnel from different agencies whenever possible. Participating agencies retain responsibility
for the cases they refer to the RFTF.

Federal fugitive cases referred to the task force for investigation by any participating agency will
be entered into the National Crime Information Center (NCIC) by the USMS or originating
agency, as appropriate. State or local fugitive cases will be entered into NCIC (and other
applicable state or local lookout systems) as appropriate by the concerned state or local agency.
SUPERVISION:
The RFTF will consist of law enforcement and administrative personnel from federal, state, and local law enforcement agencies. Agency personnel must be approved by the RFTF Chief Inspector prior to assignment to the RFTF. Agency personnel may be removed at any time at the discretion of the RFTF Chief Inspector.

Direction and coordination of the RFTF shall be the responsibility of the USMS RFTF Chief Inspector. Administrative matters which are internal to the participating agencies remain the responsibility of the respective agencies. Furthermore, each agency retains responsibility for the conduct of its personnel.

A Task Force Advisory Committee, consisting of representatives of participating agencies and USMS RFTF personnel, may be established at the discretion of the RFTF Chief Inspector and will meet and confer as necessary to review and address issues concerning operational matters within the RFTF.

PERSONNEL:
In accordance with Homeland Security Presidential Directive 12, personnel assigned to the task force are required to undergo background investigations in order to be provided unescorted access to USMS offices, records, and computer systems. The USMS shall bear the costs associated with those investigations. Non-USMS law enforcement officers assigned to the task force will be deputized as Special Deputy U.S. Marshals.

Task force personnel may be required to travel outside of the jurisdiction to which they are normally assigned in furtherance of task force operations. State or local task force officers traveling on official business at the direction of the USMS shall be reimbursed directly by the USMS for their travel expenses in accordance with applicable federal laws, rules, and regulations.

REIMBURSEMENT:
If the Marshals Service receives Asset Forfeiture funding for either 1) overtime incurred by state and local investigators who provide full time support to USMS RFTF joint law enforcement task forces; or 2) travel, training, purchase or lease of police vehicles, fuel, supplies or equipment for state and local investigators in direct support of state and local investigators, the USMS shall, pending availability of funds, reimburse your organization for expenses incurred, depending on which category of funding is provided.

Reimbursement of overtime work shall be consistent with the Fair Labor Standards Act. Annual overtime for each state or local law enforcement officer is capped at the equivalent of 25% of a GS-1811-12, Step 1, of the general pay scale for the RUS. Reimbursement for all types of qualified expenses shall be contingent upon availability of funds and the submission of a proper request for reimbursement which shall be submitted quarterly on a fiscal year basis, and which provides the names of the investigators who incurred overtime for the RFTF during the quarter; the number of overtime hours incurred, the hourly regular and overtime rates in effect for each investigator, and the total quarterly cost.
The request for reimbursement must be submitted to the RFTF Chief Inspector, who will review the request for reimbursement, stamp and sign indicating that services were received and that the request for reimbursement is approved for payment. Supporting documentation must accompany requests for reimbursement for equipment, supplies, training, fuel, and vehicle leases.

VEHICLES AND EQUIPMENT:
Notwithstanding the above, pending the availability of asset forfeiture funding and approval by the USMS in advance of any purchase, the USMS may acquire vehicles and equipment purchased in support of full time state and local investigators assigned to the RFTF involved in joint law enforcement operations. Such vehicle and equipment purchases are to be titled to the state or local law enforcement agency and must comply with requirements prescribed by the USMS pursuant to this MOU and applicable policies of the United States Department of Justice. Vehicles and equipment provided to state and local law enforcement agencies with asset forfeiture monies provided by the USMS must remain available for exclusive use of the task force officers assigned to the RFTF by the undersigned participant agency for the duration of the task force. Upon termination of the agreement, usage and disposition of such vehicles are at the discretion of the undersigned state or local law enforcement agency.

Pending the availability of funds and equipment, the USMS will issue USMS radios, telephones, and other communication devices to each task force officer to be used for official RFTF business. All equipment used by or assigned to task force officers by the USMS or an agency will remain the property of the agency issuing the equipment and will be returned to that agency upon termination of the task force, or upon agency request.

RECORDS AND REPORTS:
Original reports of investigation, evidence, and other investigative materials generated, seized, or collected by the RFTF shall be retained by the agency in the RFTF responsible for the case. However, evidence may be turned over to other law enforcement agencies as appropriate. Copies of investigative reports and other materials may be provided to other agencies in accordance with applicable laws, rules, and regulations. Task force statistics will be maintained in the USMS Justice Detainee Information System (JDIS) - Warrant Information Network (WIN). Statistics will be made available to any participating agency upon request.

INFORMANTS:
Pending the availability of funds, the USMS may provide funding for the payment of informants. However, all payments of informants utilizing USMS funding shall comply with USMS policy.

USE OF FORCE:
All members of the RFTF will comply with their agencies’ guidelines concerning the use of firearms, deadly force, and less-than-lethal devices, to include completing all necessary training and certification requirements. All members of the RFTF and their parent agencies will read and adhere to the DOJ Policy Statement on the Use Of Less-Than-Lethal Devices, dated May 16, 2011. Copies of all applicable firearms, deadly force, and less-than-lethal policies shall be provided to the RFTF Chief Inspector and each concerned task force officer. In the event of a shooting involving task force personnel, the incident will be investigated by the appropriate agency(s).
NEWS MEDIA
Media inquiries will be referred to the RFTF Chief Inspector. A press release may be issued and press conference held, upon agreement and through coordination with participant agencies’ representatives. All press releases will exclusively make reference to the task force.

RELEASE OF LIABILITY:
Each agency shall be responsible for the acts or omissions of its employees. Participating agencies or their employees shall not be considered as the agents of any other participating agency. Nothing herein waives or limits sovereign immunity under federal or state statutory or constitutional law.

EFFECTIVE DATE AND TERMINATION:
This MOU is in effect once signed by a law enforcement participant agency. Participating agencies may withdraw their participation after providing 30 days advanced written notice to the RFTF Chief Inspector.

RFTF: New York/New Jersey Regional Fugitive Task Force

United States Marshal or RFTF Commander:

William J. Plitt, Jr.
Print Name Signature Date

Participant Agency:
Name: SUFFOLK COUNTY POLICE DEPARTMENT
Location (City & State): Yaphank, New York
Phone: 631-852-6045

Participant Agency Representative:

Timothy D. Sini, Police Commissioner
Print Name & Title Signature Date

Assistant Director, Investigative Operations Division:

Derrick Driscoll
Print Name Signature Date
TO: Jon Schneider, Deputy County Executive
FROM: Robert G. Cassagne, Chief of Support Services
       Suffolk County Police Department
DATE: January 30, 2017
SUBJECT: Resolution Packets & SCIN Forms for
         U.S. Marshals Service sponsored USMS Regional Fugitive Task Force FFY17
         Obligation Number JEUO-17-0035

Attached please find the following for the USMS Regional Fugitive Task Force FFY 17 program:

1. Draft Resolution
2. Memorandum of Support
3. SCIN Forms
4. Request for Introduction of Legislation
5. Financial Impact Statement
6. Copy of the Joint Law Enforcement Operations Task Force Obligation Document and
   MOU

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.

Appropriating this funding will allow the Suffolk County Police Department to continue to participate in the
U.S. Marshals Service Regional Fugitive Task Force with enhanced investigations. The Task Force was
established to locate and apprehend federal, state, and local fugitives. Normal budgetary resources are
limited and cannot absorb all the expenses that may be incurred in order to successfully engage in the
apprehension of fugitives.

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

Thank you, as always, for your assistance with this project.

RGC/sck
Att.

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
RESOLUTION NO. 1176-17, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $179,649 IN STATE FUNDING FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, FOR THE PUBLIC SAFETY ANSWERING POINT (PSAP) 2016-2017 GRANT PROGRAM WITH 100% SUPPORT

WHEREAS, the New York State Division of Homeland Security and Emergency Services, Office of Interoperable and Emergency Communications has made $179,649 in State funding available to partially support the Suffolk County Police Department’s project to enhance Suffolk County’s Public Safety / E911 response through the implementation of Next Generation 911 Technologies; and

WHEREAS, said project is designed to improve Suffolk County’s capabilities with regard to response to and routing of Public Safety / E911 calls by consolidating multiple Public Safety Answering Points (PSAP) into a single system with each PSAP being a node on the system; and

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

WHEREAS, said grant funds totaling $179,649 have not been included in the 2017 Suffolk County Operating Budget; now, therefore, be it

1st RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate said grant funds as follows:

Public Safety Answering Point (PSAP) 2016-2017 - $179,649

REVENUE:

<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>POL</td>
<td>3779</td>
<td>3393</td>
<td>179,649</td>
</tr>
</tbody>
</table>

ORGANIZATIONS:

Police Department (POL)
Public Safety Answering Point (PSAP) 2016-2017 Grant Program
003-POL-3779-$179,649

4000 UTILITIES: $179,649

<table>
<thead>
<tr>
<th>Fund</th>
<th>Dept</th>
<th>Budget Type</th>
<th>Unit</th>
<th>Activity</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>003</td>
<td>POL</td>
<td>DEG</td>
<td>3779</td>
<td>4010</td>
<td>Telephone &amp; Telegraph</td>
<td>179,649</td>
</tr>
</tbody>
</table>
and be it further

2

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

3

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 Homeland Security and Emergency Services.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

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

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $179,649 IN STATE FUNDING FROM THE NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES, FOR THE PUBLIC SAFETY ANSWERING POINT (PSAP) 2016-2017 GRANT PROGRAM WITH 100% SUPPORT.

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

4. Will the Proposed Legislation Have a Fiscal Impact? Yes XX 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 provides $179,649 to support the implementation of NextGen 911 technology which will enable the consolidation of the 12 PSAPs currently active in Suffolk County. Once this has been accomplished there will be a complete redundancy of the 911 system. Should one PSAP go offline another PSAP will be able to assume the calls. Additionally, each PSAP will be able to operate out of any other PSAPs facility should their existing facility become unavailable.

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

The funds provided by this grant must be expended between January 1, 2017 and December 31, 2017.

8. Proposed Source of Funding

No matching funds are required. This is a large project which is being funded by the fund 102 operating budget, the funding at hand will reduce the County's total cost.

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer

Susan C. Krause, Grants Analyst

11. Signature of Preparer

12. Date 2/27/17

1/25/2017

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 FV TAX RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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## POLICe DISTRICT AND DISTRICT COURT

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<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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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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</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 FV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**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: Accepting & appropriating a grant in the amount of $179,649 in State funding from the New York State Division of Homeland Security and Emergency Services for the Public Safety Answering Point (PSAP) 2016-2017 grant program with 100% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept a grant award of $179,649 to improve Suffolk County’s ability to respond to Public Safety / E911 calls through the implementation of Next Generation 911 technologies.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept funding in the amount of $179,649 from the New York State Division of Homeland Security and Emergency Services to support the enhancement of Public Safety / E911 response through the implementation of Next Generation 911 technologies.

JUSTIFICATION: The Suffolk County Police Department operates a Public Safety Answering Point (PSAP) within Suffolk County. Next Generation 911 technologies will greatly enhance the abilities of the Suffolk County Police Department to respond to Public Safety and E911 calls, as well as provide a consolidated system for the other agencies operating Public Safety Answering Points in Suffolk County.

FISCAL IMPLICATIONS: Grant funding will provide partial funding for the County’s overall Next Generation 911 project. Acceptance of grant funding will allow Suffolk County to be reimbursed for $179,649 of the total project costs.
I. BACKGROUND INFORMATION

1. Grant Title Public Safety Answering Point (PSAP) 2016-2017

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program) 2016-17 New York State Budget, 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. __ 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 provide partial reimbursement for the Suffolk County Police Department’s project to enhance Public Safety / E911 response through the implementation of Next Generation 911 technologies.

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: 1/1/17 To: 12/31/17

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>SECOND FUNDING CYCLE</th>
<th>THIRD FUNDING CYCLE</th>
<th>FOURTH FUNDING CYCLE</th>
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<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
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<tr>
<td>Federal</td>
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<tr>
<td>State</td>
<td>$168,290</td>
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<td>$153,970</td>
</tr>
<tr>
<td>Private</td>
<td>$</td>
<td>%</td>
<td>$</td>
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<tr>
<td>County</td>
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<tr>
<td>Total</td>
<td>$168,290</td>
<td>100%</td>
<td>$153,970</td>
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</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?
   - [ ] YES
   - [x] 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 8½” 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
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
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<tbody>
<tr>
<td>1000 PERSONAL SERVICES:</td>
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<tr>
<td>1100 Permanent Salaries</td>
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<tr>
<td>1110 Interim Salaries</td>
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<tr>
<td>1120 Overtime Salaries</td>
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<tr>
<td>2000 EQUIPMENT:</td>
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<tr>
<td>2010 Furniture &amp; Fixtures</td>
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<tr>
<td>2020 Office Machines</td>
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<tr>
<td>2070 Cameras &amp; Photographic</td>
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<tr>
<td>2090 Radio and Communication</td>
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<tr>
<td>2500 Other Equip Not Otherwise</td>
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<tr>
<td>3000 SUPPLIES MATERIALS &amp; OTHERS:</td>
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<tr>
<td>3010 Office Supplies</td>
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<td>3020 Postage</td>
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<td>3030 Photostat, Photograph, Blueprint</td>
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<tr>
<td>3040 Printing</td>
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<tr>
<td>3160 Computer Software</td>
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<tr>
<td>3500 Other Unclassified</td>
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<tr>
<td>3680 Repairs: Special Equipment</td>
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<tr>
<td>4000 UTILITIES:</td>
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<td>179,649</td>
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<td>4010 Telephone &amp; Telegraph</td>
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<td>179,649</td>
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<td>4210 Computer Services</td>
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<td>4300 TRAVEL:</td>
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<tr>
<td>4310 Employee Misc - Expenses</td>
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<tr>
<td>4330 Travel Employee Contracts</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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SCIN Form 164D (10-80)
<table>
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<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
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</thead>
<tbody>
<tr>
<td>4400 FEES FOR FACILITIES</td>
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<tr>
<td>4410 Rent: Offices &amp; Buildings</td>
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<tr>
<td>4500 FEES FOR SERVICES:</td>
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<tr>
<td>4560 Fees for Services, Non-Employees</td>
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<tr>
<td>4770 Special Services</td>
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<tr>
<td>8280 Retirement</td>
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<tr>
<td>8300 Insurance: Worker Compensation</td>
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<tr>
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<tr>
<td>8360 Health Insurance</td>
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<tr>
<td>8380 Benefit Fund Contribution</td>
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<tr>
<td>OTHER (List Source &amp; Brief Explanation)</td>
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<td></td>
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</tbody>
</table>

I certify that the above in-kind contribution are not currently being used to support other grants.

SCIN Form 164D (10-80)
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.

<table>
<thead>
<tr>
<th>Submitting Department</th>
<th>Department Contact Person</th>
</tr>
</thead>
<tbody>
<tr>
<td>Suffolk County Police Department</td>
<td>Susan C. Krause, Grants Analyst</td>
</tr>
<tr>
<td>30 Yaphank Avenue, Yaphank, New York</td>
<td>852-6601</td>
</tr>
</tbody>
</table>

Resolution Involves:

___ Technical Amendment

___ New Program

X Grant Award

___ Contract (New ___ Rev. ___)

Explanation of Proposed Resolution

Accepting & appropriating a grant in the amount of $179,649 in State funding from the New York State Division of Homeland Security and Emergency Services for the purpose of enhancing emergency response to Public Safety / E911 calls through the implementation of Next Generation 911 technologies.

Summary of Resolution Benefits

Acceptance and approval of this resolution will provide partial reimbursement for the Suffolk County Police Department's project to improve and enhance Public Safety / E911 response through the implementation of Next Generation 911 technologies.

SCIN FORM NO. 175a (1/97) Prior editions of this form are obsolete.
September 2, 2016

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

Dear Mr. Bellone,

I am pleased to announce that Suffolk County has been awarded $179,649 under the New York State 2016-17 Public Safety Answering Points Operations Grant Program (2016-17 PSAP Grant). This program, administered by my agency, allows for State support to counties for eligible public safety call-taking and dispatching expenses. 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 PSAP grant will be 12 months, beginning calendar year 2017 (January 1, 2017– December 31, 2017). Expenses that you wish to claim must occur within that period. No extensions beyond that period will be allowed. 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 will work with your designated PSAP 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: Dennis Cohen, Chief Deputy County Executive
# Award Contract

**STATE AGENCY**
New York State Division of Homeland Security and Emergency Services  
1220 Washington Avenue  
Building 7A Suite 710  
Albany, NY 12242

**NYS COMPTROLLERS NUMBER:** C195613  
(Contract Number)

**ORIGINATING AGENCY CODE:** 01077

**GRANTEE/CONTRACTOR:** (Name & Address)  
Suffolk County  
H Lee Dennison Building  
100 Veterans Memorial Highway  
Hauppauge, NY 11786

**TYPE OF PROGRAM:** PG2016

**CFDA NUMBER:**  
**DHS/ES NUMBERS:** WM16198613

**FEDERAL TAX IDENTIFICATION NO:** 11-6000464  
**MUNICIPALITY NO:** (if applicable) 47010000000  
**SF6 VENDORS NO:** 10000000809  
**DUNS & BRADSTREET NO:** 05949190

**INITIAL CONTRACT PERIOD:**  
FROM 01/01/2017 TO 12/31/2017  
**FUNDING AMOUNT FOR INITIAL PERIOD:** $179,649.00

**STATUS:**  
Contractor is not a sectarian entry.  
Contractor is not a not-for-profit organization.

**MULTI-YEAR TERM:** (if applicable)

**CHARITIES REGISTRATION NUMBER:**

<table>
<thead>
<tr>
<th>N/A</th>
<th>(Enter number of Exempt)</th>
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</thead>
<tbody>
<tr>
<td>n/a</td>
<td>if &quot;Exempt&quot; is entered above, reason for exemption.</td>
</tr>
</tbody>
</table>

Contractor has ____ has not ____ timely filed with the Attorney General's Charities Bureau all required periodic or annual written reports.

**APPENDIX ATTACHED AND PART OF THIS AGREEMENT**

- [ ] APPENDIX A Standard Clauses required by the Attorney General for all State contracts  
- [ ] APPENDIX A1 Agency-specific Clauses  
- [ ] APPENDIX B Budget  
- [ ] APPENDIX C Payment and Reporting Schedule  
- [ ] APPENDIX D Program Description and Conditions

**APPENDIX X Modification Agreement Form to accompany modified appendices for changes in terms or conditions of an existing period or for renewal periods**

- [ ] DHESS-55 Budget Amendments/Grant Extension Request  
- [ ] Other - Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion

**IN WITNESS THEREOF,** the parties hereto 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/NYOHS_GMS/Project/Report/ContractAward.jsp  
12/9/2016
Award Contract
Project No.
PS16-1003-D00

Grantee Name
Suffolk County

Public Safety Answering Points Grant

12/09/2016
<table>
<thead>
<tr>
<th>Award Contract</th>
<th>Grantee Name</th>
<th>Public Safety Answering Points Grant</th>
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</thead>
<tbody>
<tr>
<td>Project No.</td>
<td>Suffolk County</td>
<td>12/09/2016</td>
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</table>
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 State Agency) 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 $85,000 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).

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 Appendices 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 for facilities or licenses for an activity or program. For federally-funded grants, DHSES will conduct an evaluation to determine risks posted by Contractors in managing federal awards. Consistent with 2 CFR §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 with no 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 bidding 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 in 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

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 the 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 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.

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/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 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 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. Milestone/Performance Reimbursement: Requests for payment based upon an event or milestone may be either severable or cumulative. A severable event/milestone is independent of accomplishment of any other event. If the event is cumulative, the successful completion of an event or milestone is dependent on the previous completion of another event. Milestone payments shall be made to 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 rates(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-c 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 ninety (90) 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).

   v. Consolidated Fiscal Report (CFR): The Contractor shall submit a CFR, which includes a year-end cost report and final claim not later than the time period listed in Appendix C (Payment and Reporting Schedule).

   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 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 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 disbursement 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
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.

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.6 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 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 supplementary 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 nonresponsiveness, 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 MBWEs found at the following internet address: https://ny.newnycontracts.com/End/VendorSearchPublic.aspx. Additionally, Contractor is encouraged to contact the Division of Minority and Woman Business Development (518) 292-5250; (212) 803-2414; or (716) 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.

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 Subsections (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 subcontracts 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 participations 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

(a) 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.

5. 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 Federally-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 authorization 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: http://www.osc.state.ny.us/agencies/travel/travel.htm.

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

https://grants.dhses.ny.gov/NYOHSA_GMS/Project/ReportContractAward.jsp

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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 the Office of the State Comptroller, State Procurement Council, and the U.S. Department of Homeland Security. 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.

i. DHSES reserves the right to use approved grant related expenditures to offset disallowed expenditures from any grant funded through its offices upon appropriate notification to the Contractor, or upon reasonable assurance that the Contractor is not in compliance with these terms.

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.

https://grants.dhses.ny.gov/NYOHS_GMS/Project/ReportContractAward.jsp

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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, subrecipient 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=63811dc3410c008e2f8e28c325dc09e&mc=true&node=sp2.1.200.f&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 sub-grant; 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 programmatically 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 report(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

Certified by - on
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<td></td>
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Award Contract
Project No. PS18-1003-D00
Grantee Name Suffolk County
Public Safety Answering Points Grant 12/09/2016

APPENDIX C
PAYMENT AND REPORTING SCHEDULE

For All Contractors:

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
Work Plan
Goal
Facilitate the operation of public safety communications to support statewide interoperable communications for first responders.

Objective #1
Investment Justification - Not Applicable
Target Capability
Primary - Not Applicable
To facilitate PSAP consolidation, regional initiatives, implementation of NG-911, improvements in operations of public safety communications; develop multi-jurisdictional PSAPs compatibility throughout the state and support statewide interoperable communications for first responders, thus improving safety of the public.

Task #1 for Objective #1
Conduct allowable planning activities related to interoperable communications initiatives.

# Performance Measure
1 Planning activities conducted. Provide brief narrative reporting planning activities completed and describe how the project enhanced the interoperable communications capabilities in the jurisdiction.

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
1 DHSES Local Assistance MWBE Equal Employment Opportunity Staffing Plan form submitted.

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.

Certified by - on
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 the subrecipient based on the 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's 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. Public Safety Answering Points (PSAP) grant funds must be used in accordance with the guidelines set forth in the PSAP 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 no later than 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 PSAP 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 as listed in the PSAP 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 PSAP 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 Public Safety Answering Points (PSAP) grant, 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.

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 organizations or jurisdictions 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 PSAP 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. 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).

H. 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.

I. 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 corresponding 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.
TO: Jon Schneider, Deputy County Executive
   Suffolk County Executive’s Office

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

DATE: January 30, 2017

SUBJECT: Resolution Packet for the Public Safety Answering Point (PSAP) 2016-2017 Grant Program

Attached please find the following for the New York State Division of Homeland Security and Emergency Services sponsored Public Safety Answering Point (PSAP) 2016-2017 Grant Program which will allow Suffolk County to enhance Public Safety/E911 response through the implementation of Next Generation 911 technologies:

- Draft Resolution
- Memorandum of Support
- Grant SCIN Forms
- Request for Introduction of Legislation
- Financial Impact Statement
- Copy of Award Letter and Proposed Contract

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 852-5042 or Susan Krause, Grants Analyst, at 852-6601.

Thank you for your assistance with this project.

RGC/sck
Att.

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
RESOLUTION NO. -2017, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $66,745 IN FEDERAL PASS-THROUGH FUNDING FROM THE STATE OF NEW YORK DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S STOP VIOLENCE AGAINST WOMEN FORMULA GRANT PROGRAM WITH 75% SUPPORT

WHEREAS, the State of New York Division of Criminal Justice Services has made available Federal pass-through funding from the Office on Violence Against Women, U.S. Department of Justice, for the Suffolk County Police Department's STOP Violence Against Women program pursuant to the STOP Violence Against Women Formula Award program; and

WHEREAS, the STOP Violence Against Women Formula program is a three year program extending from January 1, 2015 through December 31, 2017; and

WHEREAS, the total grant award over the three year period is $200,234; and

WHEREAS, a third of the total award will be distributed by the grantor agency for each of three consecutive years; and

WHEREAS, Adopted Resolution No. 581-2015 accepted and appropriated $66,745 in funding made available for the first year; and

WHEREAS, Adopted Resolution No. 791-2016 accepted and appropriated $66,745 in funding made available for the second year; and

WHEREAS, the grantor agency has made the third year funding of $66,745 available for the Suffolk County Police Department's STOP Violence Against Women program for a total of $200,234 to date; and

WHEREAS, this grant program requires a 25% funding match of $22,248.22 for the period of January 1, 2017 through December 31, 2017; and

WHEREAS, said match will be met with the salaries of the Sexual Assault Nurse Examiner (SANE) nurses; and

WHEREAS, the salaries for the SANE nurses are included in the 2017 Suffolk County Operating Budget; and

WHEREAS, said grant funds totaling $66,745 have not been included in the 2017 Suffolk County Operating Budget; and

WHEREAS, the grant funding will provide for the purchase of components required to fabricate Panic Alarm Kits; and

WHEREAS, once completed such Panic Alarms will be placed in the homes of victims of violence such as domestic violence, sexual assault, and stalking; now, therefore, be it
1st RESOLVED, that the County Comptroller be and hereby is authorized to accept and appropriate said grant funds as follows:

STOP Violence Against Women Formula Grant '16 - $66,745

REVENUES:

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<td>POL</td>
<td>3778</td>
<td>4300</td>
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ORGANIZATIONS:

Police Department (POL)
STOP Violence Against Women Formula Grant 2016
001-POL-3778 - $66,745

2000-EQUIPMENT: $66,745

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<td>2090</td>
<td>0000</td>
<td>Radio and Communication</td>
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and be it further

2nd 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.

3rd 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:

APPROVED BY:

County Executive of Suffolk County
Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

<table>
<thead>
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<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
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2. Title of Proposed Legislation

Accepting and appropriating a grant in the amount of $66,745 in Federal pass-through funding from the State Of New York Division Of Criminal Justice Services for the Suffolk County Police Department's Stop Violence Against Women Formula Grant Program with 75% support

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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

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

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<tr>
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<td>Library District</td>
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6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact

The resolution provides $66,745 for panic alarms to be placed in the homes of victims of domestic violence.

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

The funds provided by this grant must be expended between January 1, 2017 through December 31, 2017.

8. Proposed Source of Funding

This program requires a 25% match, matching funds of $22,248.22 are included in the 2017 operating budget.

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer
    Susan C. Krause, Grants Analyst

11. Signature of Preparer
    [Signature]

12. Date
    January 26, 2017

Page 1 of 2
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FV 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>
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### COMBINED

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

**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: Accepting and appropriating a grant in the amount of $66,745 in Federal pass-through funding from the State of New York Division Of Criminal Justice Services for the Suffolk County Police Department's Stop Violence Against Women Formula Grant Program with 75% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept a grant award of $66,745 that will enable the Suffolk County Police Department to fabricate panic alarms to be installed in the homes of victims of violence such as domestic violence, sexual assault and stalking. Panic alarms provide the victim with the means to immediately notify Police when they are in danger by pushing a button rather than having to call 911.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept funding in the amount of $66,745 from the New York State Division of Criminal Justice Services which will be used to purchase the components required to fabricate panic alarms.

JUSTIFICATION: Part of the Suffolk County Police Department’s mission is to prevent crime and to protect the rights of persons. Protecting victims of domestic violence and sexual assault who may be in danger of re-victimization is part of this mission. As such it is incumbent on the SCPD to use whatever means available to protect these individuals. One protective device is the panic alarm which is fabricated by SCPD Electronic Investigations personnel. Once the alarm has been built it is placed in the home of a victim giving the victim the ability to contact Police immediately by pushing a button. When the alarm is triggered by the panic button the individual’s information is immediately transferred to a 911 dispatcher ensuring the instant dispatch of a patrol car to the victim’s home saving valuable, and possibly lifesaving, time in the event of an incident involving a violation of order of protection or other violent incident involving a victim and aggressor. The Department’s current stock of panic alarms is constantly facing depletion due to the number of individuals in need. This funding will allow the Department to partially replenish its stock of panic alarms and to enhance its ability to protect victims of violence.

FISCAL IMPLICATIONS: This grant does require a 25% match of $22,248.22, which will be met by the salaries of the Sexual Assault Nurse Examiner (SANE) Nurses which are included in the 2017 Suffolk County Operating Budget. Therefore, the match requirement should have no fiscal impact.
COORDINATION OF GRANT APPLICATION OR CONTRACT
County of Suffolk

DATE January 26, 2017

Submittig Department/Agency
Suffolk County Police Department

Location
30 Yaphank Avenue, Yaphank, NY 11980

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 1/2” x 11” sheet cross referenced to the item.

I. BACKGROUND INFORMATION

1. Grant Title: STOP Violence Against Women Formula Grant 2016


3. Grant/Contract Status (Check One Box)
A. _X_ New Program Application
B. _ _ Renewal Application
C. _ _ Supplemental (Specify) 2nd Supplemental Award to STOP Violence Against Women Formula 2014 Grant Award, initial award and 1st Supplement appropriated and accepted Adopted Resolutions 581-2015 and 791-2016.
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.)
This grant will allow the Suffolk County Police Department to manufacture approximately 150 (total funding of $200,234) panic alarms to be placed in the homes of victims of violence such as domestic violence and sexual assault.

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

II. BUDGET INFORMATION

1. Term of Contract
From: 01/1/15 To: 12/31/17

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>FIRST FUNDING CYCLE 1/1/15-12/31/15</th>
<th>SECOND FUNDING CYCLE 1/1/16-12/31/16</th>
<th>THIRD FUNDING CYCLE 1/1/17-12/31/17</th>
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<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td>$66,745</td>
<td>75%</td>
<td>$66,745</td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td></td>
<td>$</td>
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<tr>
<td>Private</td>
<td>$</td>
<td>%</td>
<td>$</td>
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<tr>
<td>County</td>
<td>$22,248.22</td>
<td>25%</td>
<td>$22,248.22</td>
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<tr>
<td>Total</td>
<td>$88,993.22</td>
<td>100%</td>
<td>$88,993.22</td>
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</table>
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>
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<tbody>
<tr>
<td>TOTAL COUNTY SHARE:</td>
<td>$22,248.22</td>
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<tr>
<td>A. Cash Contribution</td>
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<td>$22,248.22</td>
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<tr>
<td>B. In-Kind Contribution</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
</tbody>
</table>

4. Total Number of New Positions Requested  0

5. Can This Program Be Refunded by the Proposed Non-County Sources?  
   \[ X \quad \text{YES} \quad \text{NO} \]

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 Police 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 ½” X 11” sheet).

   N/A

---

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

1. Intergovernmental Relations Division Review:  
   \[ \text{Approved} \quad \text{Disapproved} \]

2. Signature of Coordinator

3. Date

4. Comments

5. Budget Office Review:  
   \[ \text{Approved} \quad \text{Disapproved} \]

6. Signature of Budget Director

7. Date

8. Comments
<table>
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<tr>
<th>CATEGORY</th>
<th>APPROPSCIATION NUMBER</th>
<th>APPROPSCIATION NUMBER</th>
<th>APPROPSCIATION NUMBER</th>
<th>REMARKS</th>
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<tr>
<td>1000 PERSONAL SERVICES</td>
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<tr>
<td>1110 Initial Salaries</td>
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<td></td>
<td></td>
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<tr>
<td>1120 Overtime Salaries</td>
<td></td>
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<tr>
<td>3020 OFFICE MACHINES</td>
<td>66.745</td>
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<td>3010 Furniture &amp; Fixtures</td>
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<td>2010 Printers &amp; Photographic</td>
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<td>2030 Audiovisual &amp; Multimedia</td>
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<tr>
<td>2020 Office Machines</td>
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<tr>
<td>2090 Radio &amp; Communication</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>2500 Other Equipment</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3800 Supplies Materials &amp; Others</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4010 Telephone &amp; Telegraph</td>
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<tr>
<td>4000 UTILITIES</td>
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<td>3430 Travel Employee Miscellaneous Expenses</td>
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<tr>
<td>4310 Travel Employee Miscellaneous Expenses</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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<tr>
<td>Category</td>
<td>GRANT BUDGET ANALYSIS</td>
<td>COUNTY BUDGET YEAR 2017</td>
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<tr>
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<td></td>
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<tr>
<td>Remarks</td>
<td>REMARKS</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Approp. Number</td>
<td>Appropriation Number</td>
<td>County Funds</td>
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<td></td>
</tr>
<tr>
<td>IN-KIND CONTRIBUTION</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other (list other &amp; brief explanation)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

- 8360 Dental Insurance
- 8360 Health Insurance
- 8330 Social Security
- 8300 Insurance, Worker Compensation
- 8280 Retirement
- 8800 Employee Benefits

<table>
<thead>
<tr>
<th>Remarks</th>
<th>SANE Nurses' Salaries</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>22.48.22</td>
</tr>
</tbody>
</table>

- 4410 Rent, Offices & Buildings
- 4400 Fees for Facilties
- 4400 Contracted Services (list)
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.

<table>
<thead>
<tr>
<th>Submitting Department</th>
<th>Department Contact Person</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Dept. Name &amp; Location)</td>
<td>(Name &amp; Phone No.)</td>
</tr>
<tr>
<td>Suffolk County Police Department</td>
<td>Susan C. Krause, Grants Analyst</td>
</tr>
<tr>
<td>30 Yaphank Avenue, Yaphank</td>
<td>852-6601</td>
</tr>
</tbody>
</table>

Resolution Involves:

- [ ] Technical Amendment
- [ ] New Program
- [X] Grant Award
- [ ] Contract (New_ Rev._)

Explanation of Proposed Resolution

Accepting and appropriating a grant in the amount of $66,745 in federal pass-through funding from the State of New York Division of Criminal Justice Services for the Suffolk County Police Department’s Stop Violence Against Women Formula Grant Program with 75% support. This is a three year program beginning in 2015 with an award of $66,745 each year. An initial amount of $66,745 was accepted by Adopted Resolution No. 581-2015 and an additional $66,745 was accepted by Adopted Resolution No. 791-2016. This is the third and final year. The total award over the three year period is $200,234.

Summary of Resolution Benefits

Accepting this funding will allow the Suffolk County Police Department to manufacture approximately 50 panic alarms to be placed in the homes of victims of violence such as domestic violence and sexual assault. This is the second supplemental award for this program. The initial amount of $66,745 was accepted and appropriated by Adopted Resolution No. 581-2015 and the first supplemental amount of $66,745 was accepted and appropriated by Adopted Resolution No. 791-2016. Each award will support the manufacture of 50 alarms for a total of 150 alarms.

SCIN FORM NO. 175a (1/97) Prior editions of this form are obsolete.
December 2, 2016

Mr. Dennis M. Cohen  
Chief Deputy County Executive  
Suffolk County  
H. Lee Dennison Bldg., 12th Floor  
100 Veterans Highway  
Hauppauge, NY 11788

Re: Contract No.: C652152  
Suffolk County Police Department STOP 2014

Dear Mr. Cohen:

I am pleased to advise you that Suffolk County has been awarded $66,744.66 for the Federal Fiscal Year 2016 STOP Violence Against Women (VAWA) grant program. The grant period for this final year of the three year award is January 1, 2017 to December 31, 2017.

A DCJS VAWA Program Representative assigned to your project will contact you in the very near future to discuss any document changes or updates necessary to finalize this award. The program representative will also assist you to ensure that the appropriate documentation and reports are maintained in order to be in compliance with the federal funding requirements.

Congratulations on your award. The Division of Criminal Justice Services is looking forward to working with you on this important initiative during the coming year. Should you have any questions or need additional information, please contact William Schaefer, DCJS VAWA Program Manager at (518) 485-7909 or Bill.Schaefer@dcjs.ny.gov.

Thank you for the work you do to help prevent violence against women.

Very truly yours,

Michael C. Green  
Executive Deputy Commissioner

MCG:wms:tmv
| STATE AGENCY | NYS COMPTROLLER'S NUMBER: C852152  
Division of Criminal Justice Services  
80 South Swan Street  
Albany, NY 12210  
| ORIGINATING AGENCY CODE: 01490 - Division of Criminal Justice Services  
| TYPE OF PROGRAMS: FY2015 STOP Formula Award  
DCJS NUMBERS: SV14652152  
SVB5652152  
SVC4852152  
SVC5652152  
CFOA NUMBERS: 16.588  
16.588  
16.588  
16.588  
| INITIAL CONTRACT PERIOD:  
FROM 01/01/2015 TO 12/31/2017  
FUNDING AMOUNT FROM INITIAL PERIOD: $200,233.98  
| MULTI-YEAR TERM: (if applicable): 2 1-year renewal options.  
| GRANTEE/CONTRACTOR: (Name & Address)  
Suffolk County  
H Lee Dennison Building  
100 Veterans Memorial Highway  
Hauppauge, NY 11788-5402  
| APPENDIX ATTACHED AND PART OF THIS AGREEMENT  
☐ APPENDIX A Standard Clauses required by the Attorney General for all State contracts  
☐ APPENDIX A1 Agency-specific Clauses  
☐ APPENDIX B Final  
☐ APPENDIX C Payment and Reporting Schedule  
☐ APPENDIX D Program Workplan  
☐ APPENDIX E Guidelines for the Care and Use of Confidential Information  
☐ APPENDIX F Procedural Guidelines for the Care of Sensitive Information  
☐ Other (Identify)  
| FEDERAL TAX IDENTIFICATION NO: 116000464  
MUNICIPALITY NO: (if applicable) 4701600000000  
| STATUS  
Contractor is not a sectarian entity.  
Contractor is not a for-profit organization.  
| CHARITIES REGISTRATION NUMBER:  
(Enter number or Exempt)  
If "Exempt" is entered above, reason for exemption.  
N/A  
Contractor has ___ has not ___ timely  
filed with the Attorney General's Charities  
Bureau all required periodic or annual written reports.  
| IN WITNESS THEREOF, the parties hereto have electronically executed or approved this AGREEMENT on the dates of their signatures.  
| NYS Division of Criminal Justice Services  
BY: Date: Office of Program Development and Funding  
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:  
| APPROVED,  
Thomas P. DiNapoli, State Comptroller  
Title: Date:
AWARD CONTRACT
Project No. SV14-1190-E02
Grantee Name Suffolk County

FY2015 STOP Formula Award

01/30/2017

AGREEMENT

STATE OF NEW YORK
AGREEMENT
This AGREEMENT is hereby made by and between the State of New York agency (STATE) and the public or private agency (CONTRACTOR) identified on the face page hereof.

WITNESSETH:
WHEREAS, the STATE has the authority to regulate and provide funding for the establishment and operation of program services and desires to contract with skilled parties possessing the necessary resources to provide such services; and

WHEREAS, the CONTRACTOR is ready, willing and able to provide such program services and possesses or can make available all necessary qualified personnel, licenses, facilities and expertise to perform or have performed the services required pursuant to the terms of this AGREEMENT;

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

I. Conditions of Agreement
A. This AGREEMENT may consist of successive periods (PERIOD), as specified within the AGREEMENT or within a subsequent Modification Agreement(s) (Appendix X) Amendment. Each additional or superseding PERIOD shall be on the forms specified by the particular State agency, and shall be incorporated into this AGREEMENT.

B. Funding for the first PERIOD shall not exceed the funding amount specified on the face page hereof. Funding for each subsequent PERIOD, if any, shall not exceed the amount specified in the appropriate appendix amendment for that PERIOD.

C. This AGREEMENT incorporates the face page attached as presented in the Grants Management System (GMS) AWARD online printable report, and all of the marked appendices identified on the face page hereof.

D. For each succeeding PERIOD of this AGREEMENT, the parties shall prepare new appendices, to the extent that any require modification, and a Modification Agreement. Any terms of this AGREEMENT not modified shall remain in effect for each PERIOD of the AGREEMENT.

To modify the AGREEMENT within an existing PERIOD, 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 term is subject to the approval of the Office of the State Comptroller. Any other modifications shall be processed in accordance with agency guidelines as stated in Appendix A-1.

E. The CONTRACTOR shall perform all services to the satisfaction of the STATE. The CONTRACTOR shall provide services and meet the program objectives summarized in the Program Workplan (Appendix D) in accordance with: provisions of the AGREEMENT; relevant laws, rules and regulations, administrative and fiscal guidelines; and where applicable, operating certificates for facilities or licenses for an activity or program.

F. If the CONTRACTOR enters into subcontracts for the performance of work pursuant to this AGREEMENT, 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 this AGREEMENT. No contractual relationship shall be deemed to exist between the subcontractor and the STATE.

G. Appendix A (Standard Clauses as required by the Attorney General for all State contracts) takes precedence over all other parts of the AGREEMENT.

II. Payment and Reporting
A. The CONTRACTOR, to be eligible for payment, shall submit to the STATE's designated payment office (identified in Appendix C) any appropriate documentation as required by the Payment and Reporting Schedule (Appendix C) and by agency fiscal guidelines, in a manner acceptable to the STATE.

B. The STATE shall make payments and any reconciliations in accordance with the Payment and Reporting Schedule (Appendix C). The STATE shall pay the CONTRACTOR, in consideration of contract services for a given PERIOD, a sum not to exceed the amount noted on the face page hereof or in the respective Appendix designating the payment amount for that given PERIOD. This sum shall not duplicate reimbursement from other sources for CONTRACTOR costs and services provided pursuant to this AGREEMENT.

C. The CONTRACTOR shall meet the audit requirements specified by the STATE.

III. Terminations
A. This AGREEMENT may be terminated at any time upon mutual written consent of the STATE and the CONTRACTOR.

B. The STATE may terminate the AGREEMENT immediately, upon written notice of termination to the

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp 1/30/2017
CONTRACTOR, if the CONTRACTOR fails to comply with the terms and conditions of this AGREEMENT and/or with any laws, rules, regulations, policies or procedures affecting this AGREEMENT.
C. The STATE may also terminate this AGREEMENT for any reason in accordance with provisions set forth in Appendix A-1.
D. Written notice of termination, where required, shall be sent by personal messenger service or by certified mail, return receipt requested. The termination shall be effective in accordance with the terms of the notice.
E. 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.
F. The STATE shall be responsible for payment on claims pursuant to services provided and costs incurred pursuant to terms of the AGREEMENT. In no event shall the STATE be liable for expenses and obligations arising from the program(s) in this AGREEMENT after the termination date.
IV. Indemnification
A. 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 AGREEMENT. The CONTRACTOR shall indemnify and hold harmless the STATE and its officers and employees from claims, suits, actions, damages and costs of every nature arising out of the provision of services pursuant to this AGREEMENT.
B. The CONTRACTOR is an independent contractor 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.
V. Property
Any equipment, furniture, supplies or other property purchased pursuant to this AGREEMENT is deemed to be the property of the STATE except as may otherwise be governed by Federal or State laws, rules or regulations, or as stated in Appendix A-1.
VI Safeguards for Services and Confidentiality
A. Services performed pursuant to this AGREEMENT 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.
B. Funds provided pursuant to this AGREEMENT shall not be used for any partisan political activity, or for activities that may influence legislation or the election or defeat of any candidate for public office.
C. Information relating to individuals who may receive services pursuant to this AGREEMENT shall be maintained and used only for the purposes intended under the contract and in conformity with applicable provisions of the laws and regulations, or specified in Appendix A-1.

Certified by - on
APPENDIX A

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, lessor, 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 163.8-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, national origin, sexual orientation, age, disability, genetic predisposition or carrier status, or marital 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 work 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 moneys 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'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 a condition precedent to payment by the State of any State approved sums due and owing for work done upon the project.

7. NON-COLLABORATIVE BIDDING CERTIFICATION. In accordance with Section 139-d of the State Finance Law, if this contract was awarded based upon the submission of bids, 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-h 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 in 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 money's 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 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 set-off pursuant to an audit, the finalization of such audit by the State agency, its representatives, or the State Comptroller.

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 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. 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. The number is

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any or all 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 Vendor Identification Number assigned by the 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 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 principal 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. (2) The personal information is requested by the purchasing unit of the agency contracting to purchase the goods or services or lease the real or personal property covered by this contract or lease. The 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.

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: (i) 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 $100,000.00 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, layoff, 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 subcontractor with the requirements of any federal law concerning equal employment opportunity which effectuates 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 woods, 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@esd.ny.gov

A directory of certified minority and women-owned business enterprises is available from:

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp
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 2000 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-aa; 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 by 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 false 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: http://www.ogs.ny.gov/about/regs/docs/ListofEntities.pdf

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.

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.

January, 2014

Certified by - on

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
APPENDIX A1
AGENCY-SPECIFIC CLAUSES

1. If this Agreement exceeds $50,000, it shall not take effect until it is executed by the parties hereto and approved by the Attorney General and the Comptroller of the State of New York. If this Agreement is for $50,000 or less, it shall not take effect until it is executed by both parties.

2. This Agreement sets forth the entire understanding of the parties and may not be altered or amended except in format approved by DCJS and the NYS Office of the State Comptroller, and electronically signed by the parties hereto.

3. The failure of a party to enforce a contractual obligation shall not eliminate the other party's obligation to perform such contractual obligation.

4. In the event that any provision of this Agreement is determined to be null and void, all remaining provisions shall continue to be in full force and effect.

5. The Grantee must notify DCJS in writing of any change in the number, title, job duties or rate of remuneration of project staff which changes the Personal Service Project Budget line by 10 percent or under. Any change in the number, title, job duties or rate of remuneration of project staff which changes the Project Budget line more than 10 percent must be approved in writing by DCJS prior to implementation. The Grantee agrees to provide DCJS with resumes and supporting documentation upon request.

6. The Grantee shall submit detailed itemization forms for personal service and fringe benefit expenditures, in a format determined by DCJS, with any voucher and Fiscal Cost Reports requesting payment for expenditures.

7. The Grantee must maintain specific documentation as support for project related personal service expenditures, depending upon whether this grant contract project is supported by State or Federal funds:

A. For State funded grants:

For all Grantee's staff whose salaries are paid in whole or in part from grant funds provided under this Agreement, the Grantee shall maintain a time recording system which shows the time devoted to the grant project. The system shall consist of time sheets, computerized workload distribution reports, or equivalent systems. The time devoted to grant activities must be determinable and verifiable by DCJS. If time sheets are used, each must be signed by the individual and certified by the individual's supervisor in a higher level position at the end of each time reporting period.

B. For Federally funded grants:

Depending upon the nature or extent of personal service provided under this Agreement, the Grantee 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 the requirements of the Federal Office of Management and Budget (OMB) Circulars A-21, A-87 or A-122, as applicable:

1. OMB Circular A-21 [Item J, General provisions for selected items of cost] identifies documentation required for educational institutions as support for grant project personnel costs.

2. OMB Circular A-87 [Attachment B, Selected Items of Cost] identifies the documentation required for local government agencies as support for grant project personnel costs.

3. OMB Circular A-122 [Attachment B, Selected Items of Cost] identifies the documentation required for non-profit organizations as support for grant project personnel costs.

The most current version of these Federal OMB Circulars may be viewed on-line at: http://www.whitehouse.gov/omb/circulars_default/. The Grantee is to ensure full compliance with specific

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personal service documentation requirements of these OMB Circulars as applicable directly to the Grant recipient and to any sub-recipient (or collaborative agency/organization). Failure to do so may result in disallowance of costs upon audit.

8. Budget amendments are governed as follows:

A. Any proposed modification to the contract must be submitted for prior approval by DCJS and the NYS Office of the State Comptroller (OSC) when:

1. The amount of the modification is equal to or greater than ten percent of the total value of the contract for contracts of less than five million dollars; or

2. The amount of the modification is equal to or greater than five percent of the total value of the contract for contracts of five million dollars or more.

An Appendix X setting forth the proposed amendment must be electronically signed via the Grants Management System by the Grantee for approval by DCJS and the NYS Office of the State Comptroller before the next voucher and/or fiscal cost report will be approved.

B. For proposed modifications to the contract below the DCJS/OSC approval thresholds as set forth in 8 (A), the following shall apply:

1. The Grantee is not permitted to reallocate funds between Personal Service and Non-Personal Service budget categories without the prior approval of DCJS. A grant amendment setting forth the proposed reallocation must be approved by DCJS via the Grants Management System before the next voucher and/or fiscal cost report will be approved.

2. The Grantee is not permitted to reallocate funds between Non-Personal Service budget categories without the prior approval of DCJS when the amount of the modification is equal to or greater than ten percent of the category. A grant amendment setting forth the proposed reallocation must be approved by DCJS via the Grants Management System before the next voucher and/or fiscal cost report will be approved.

3. Prior approval by DCJS is not required for Non-Personal Service budget changes which are less than 10 percent. These changes, however, must be submitted to DCJS with the next voucher or fiscal cost report submission.

Requests for modifications must be made in writing by an authorized representative of the Grantee.

9. Space rental provided by this Agreement must be supported by a written lease, maintained on file and made available by the Grantee upon request.

10. The Grantee's request for travel, meals or lodging reimbursement shall be in accordance with Appendix B. Budget, and, unless prior written authorization has been received from DCJS, shall not exceed rates authorized by the NYS Office of the State Comptroller.

11. The Grantee's employment of a consultant must be supported by a written agreement executed by the Grantee and the consultant. A consultant is defined as an individual or organization hired by the Grantee for the stated purpose of accomplishing a specific task relative to the funded project. A copy of the agreement must be submitted to DCJS with the appropriate voucher for payment. All consultant services must be obtained in a manner that provides for fair and open competition. The Grantee shall retain copies of all solicitations seeking a consultant, written agreements and documentation justifying the cost and selection of the consultant. The Grantee further agrees that it shall assume sole and complete responsibility for fulfilling all the obligations set forth in the Agreement and the Grantee must guarantee the work of the consultant as if it were its own.

A. The rate for a consultant should not exceed $650 for an eight-hour day (not including travel and subsistence costs). A rate exceeding $650 per eight-hour day requires prior written approval from DCJS and may be approved on a case-by-case basis where adequate justification is provided and expenses are reasonable and allowable.

B. In addition to the above requirements, a Grantee that is a local government or a not-for-profit must adhere to

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the following guidelines at a minimum when obtaining consultant services:

1. Consultant services that cost up to $999 under this grant agreement can be obtained at the Grantee's discretion.

2. Consultant services that cost between $1,000 and $4,999 under this grant agreement must be supported by at least three telephone quotes and a record created of such quotes.

3. Consultant services that cost between $5,000 and $9,999 under this grant agreement must be supported by at least three written quotes on a vendor's stationery and a record created of competitive procurement process utilized.

4. A Grantee obtaining consultant services that cost in excess of $10,000 must use a competitive bidding process. Guidance may be obtained from DCJS. 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.

C. A Grantee who proposes to obtain consultant services from a particular vendor without competitive bidding, must obtain the prior written approval of DCJS. The request for approval must be in writing and set forth, at a minimum, a detailed justification for selection and basis upon which the price was determined to be reasonable. Further, such consultant services must be in accordance with the guidelines, bulletins and regulations of the NYS Office of the State Comptroller, State Procurement Council, and the U.S. Department of Justice. A copy of DCJS' approval must also be submitted with the voucher for payment.

D. Notwithstanding the provisions of this paragraph, the Parties agree that DCJS' prior written approval is not required for the employment of a consultant when such employment is secured in relationship to a criminal matter as an expert witness, consultant or investigator. The Parties agree that the employment shall be supported by a written agreement and that all requests for reimbursement shall be supported by documentation identifying the criminal matter involved, services provided, time commitment and schedule. Such agreement and documentation shall be submitted to DCJS with the appropriate voucher for payment.

12. All procurements, other than consultant services, shall be conducted in the following manner. Written justification and documentation for all procurements must be maintained on file and made available upon request. Detailed itemization forms for non-personal service expenditures, in a format determined by DCJS, shall accompany each voucher and Fiscal Cost Report requesting payment. 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 responsive bidder or best value).

A. A Grantee that is a state entity must make all procurements in accordance with State Finance Law Article 11, and any other applicable regulations.

B. A Grantee that is a local government must make procurements in accordance with General Municipal Law Article 5-A and any other applicable regulations.

C. In addition, a Grantee that is a not-for-profit must also make all procurements as noted below:

1. If the Grantee 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.

2. A Grantee may purchase any single piece of equipment, single service or multiples of each that cost up to $999 at its discretion.

3. Before purchasing any piece of equipment, service or multiples of each that have an aggregate cost between $1,000 and $4,999, a Grantee must secure at least three telephone quotes and create a record for audit of such quotes.

4. Before purchasing any piece of equipment, service or multiples of each that have an aggregate cost between $5,000 and $9,999, the Grantee must secure at least three written quotes on a vendor's stationery and maintain

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a record of the competitive procurement process for audit purposes.

5. A Grantee spending in aggregate of $10,000 and above must use a competitive bidding process. Guidance may be obtained from DCJS. 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.

6. A Grantee who proposes to purchase from a particular vendor without competitive bidding must obtain the prior written approval of DCJS. 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, procurement must be in accordance with the guidelines, bulletins and regulations of the NYS Office of the State Comptroller, State Procurement Council, and the U.S. Department of Justice. A copy of DCJS' approval must also be submitted with the voucher for payment.

13. Applicable equipment purchased with funds provided by this Agreement as listed in Appendix B, Budget, shall be assigned a unique inventory number. The Grantee shall list all applicable equipment purchased with such funds in the GMS Property Module at the time the last program progress report is filed or sooner. Items of equipment costing less than $500 do not need to be listed in the GMS Property Module although the Grantee is encouraged to maintain an internal inventory for audit purposes. Upon completion of all contractual requirements by the Grantee, DCJS will consider a request for continued use and possession of the equipment purchased with grant funds provided the equipment continues to be used in conducting a criminal justice program.

14. Grant funds may be expended only for purposes and activities set forth in this Agreement. Accordingly, the most important single requirement of accounting for this grant is the complete and accurate documentation of grant expenditures. If the Grantee 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.). Grantee agrees 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.

This Agreement may be subject to a fiscal audit by DCJS to ascertain financial compliance with Federal and/or State laws, regulations, and guidelines applicable to this Agreement. Such audits may include review of the Grantee's accounting, financial, and reporting practices to determine compliance with the Agreement 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 DCJS guidelines.

15. Where advance payments are approved by DCJS, the Grantee agrees to expend the advance payments in accordance with the purposes set forth in Appendix D and consistent with Appendix B.

16. DCJS reserves the right to suspend program funds if the Grantee is found to be in noncompliance with the provisions of this Agreement or other grant agreements between the Grantee and DCJS or, if the Grantee or principals of the Grantee 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 DCJS' judgment, the services provided by the Grantee under the Agreement are unsatisfactory or untimely. DCJS shall provide the Grantee with written notice of noncompliance. Upon the Grantee's failure to correct or comply with the written notice by DCJS, DCJS reserves the right to terminate this Agreement, recoup funds and recover any assets purchased with the proceeds of this Agreement. DCJS reserves the right to use approved grant related expenditures to offset disallowed expenditures from any grant funded through its offices upon issuance of a final audit report and appropriate notification to the Grantee, or upon reasonable assurance that the Grantee is not in compliance with Agreement terms.

17. The Grantee agrees, as a material condition of the Agreement, to comply with all applicable provisions of the Hatch Act (5 U.S.C. "1501 et seq.) as amended.
18. Program income earned by the Grantee during the funding period as a direct result of the grant award must be reported in writing to DCJS, in addition to any other statutory reporting requirements. This includes income received from seized and forfeited assets and cash, as well as: sale of grant purchased property; royalties; fees for services; and registration/tuition fees. Interest earned on grant funds is not program income unless specified in Appendix D. The Grantee agrees to report the receipt and expenditures of grant program income to DCJS. All income, including interest, generated by the use of these grant funds will be used to enhance the grant project.

19. If applicable, the Grantee agrees to obtain not-for-profit status, a federal identification number, and a charitable registration number (or a declaration of exemption) and to furnish DCJS with this information as soon as it is available.

20. Unless otherwise specified, in accordance with the State Finance Law, the availability of all State funds for liabilities already incurred thereunder shall cease on September 15th of the year following the fiscal year in which the funds were appropriated, unless such funds are reappropriated by the New York State Legislature. To ensure payment, vouchers must be received by DCJS by August 1st of the year following the fiscal year in which the funds were appropriated.

21. The Grantee will submit program progress reports to DCJS via the GMS system and additional information or amended data as required in Appendix D.

   A. Program progress reports will be due on the last day of the month following the end of each calendar quarter or on an alternate schedule as prescribed in Appendix D. The first program progress report will be due on the last day of the month following the last day of the calendar quarter from the start date of the contract.

   Program progress reports thereafter will continue to be made until such time as the funds subject to this Agreement are no longer available, have been accounted for, and/or throughout the Agreement period or project duration.

   Calendar quarters, for the purposes of making program progress reports, shall be as follows:

   Calendar Quarter
   Report Due
   January 1 - March 31
   April 30
   April 1 - June 30
   July 31
   July 1 - September 30
   October 31
   October 1 - December 31
   January 31

   B. The final progress report will summarize the project’s achievements as well as describe activities for that quarter.

22. If for any reason the State of New York or the federal government terminates its appropriation through DCJS or fails to pay the full amount of the allocation for the operation of this program, this Agreement may be terminated or reduced at the discretion of DCJS, provided that no such reduction or termination shall apply to allowable costs already incurred by the Grantee where funds are available to DCJS for payment of such costs. Upon termination or reduction of the Agreement, all remaining funds paid to the Grantee that are not subject to allowable costs already incurred by the Grantee shall be returned to DCJS. In any event, no liability shall be incurred by DCJS or by the State of New York beyond monies available for the purposes of this Agreement. The Grantee acknowledges that any funds due to DCJS because of disallowed expenditures after audit shall be its responsibility.

23. If Appendix B, Program Budget, makes provisions for overtime payment, the Grantee agrees to submit vouchers for such payment of overtime charges by the last day of the month following the last day of the quarter.

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
for the reporting period. The Grantee further agrees to limit overtime earnings to no more than 25 percent (25%) of the employee’s annual personnel cost (salary plus fringe benefits) during the term of this Agreement. No reimbursements for overtime charges in excess of this 25 percent (25%) limit will be made unless prior written approval has been obtained from DCJS.

24. None of the goals, objectives or tasks set forth in Appendix D shall be subawarded to another organization without specific prior written approval by DCJS. Where the intention to make subawards is clearly indicated in the application, DCJS’ approval is deemed given, if these activities are funded as proposed.

If this Agreement makes provisions for the Grantee to subgrant funds to other recipients, the Grantee agrees that all subgrantees shall be held accountable by the Grantee for all terms and conditions set forth in this Agreement. The Grantee further agrees that it shall assume sole and complete responsibility for fulfilling all the obligations set forth in the Agreement and the Grantee must guarantee the work of any subgrantee as if it were its own.

The Grantee agrees that all subgrantee 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 Agreement;
- Appendix A, Appendix A-1, Appendix C, Appendix M, Certified Assurances for Federally Supported Projects, Certification Regarding Lobbying, Debarment and Suspension and any special conditions set forth in the Agreement; and
- Applicable Federal and/or State cost principles to be used in determining allowable costs.

The Grantee will not be reimbursed for subgranted funds unless all expenditures by a subgrantee are listed on certification forms. Backup documentation for such expenditures must be made available upon request. All expenditures must be programatically consistent with the goals and objectives of this Agreement and with the financial plan set forth in Appendix B.

25. Federal Funds

A. In accordance with Federal requirements, a Grantee which receives during its fiscal year $500,000 or more of Federal funds (including pass-through and direct) from all sources, including this Agreement, must agree to have an independent audit of such Federal funds conducted in accordance with the Federal Office of Management and Budget (OMB) Circular A-133. OMB Circular A-133 further requires that the final report for such audit be completed within nine months of the end of the Grantee’s fiscal year. The Grantee further agrees to provide one copy of such audit report(s) to DCJS within nine months of the end of its fiscal year(s).

B. In accordance with Federal requirements, a Grantee receiving Federal pass-through funds must also agree to comply with the terms and conditions of any and all applicable Federal OMB Circulars. For the convenience of the Grantee, the following OMB circulars are noted as the most common applicable to federal funds passed through DCJS:

- OMB Circular A 21, Cost Principles for Educational Institutions;
- OMB Circular A 87, Cost Principles for State, Local and Indian Tribal Governments;
- OMB Circular A 102, Grants and Cooperative Agreements With State and Local Governments;
- OMB Circular A 110, Uniform Administrative Requirements for Grants and Other Agreements with Institutions of Higher Education, Hospitals and Other Non Profit Organizations; and
- OMB Circular A 122, Cost Principles for Non Profit Organizations.

The Parties agree that, dependent upon the status of the Grantee, additional circulars may also be applicable.

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1/30/2017
The most current version of all Federal OMB Circulars may be viewed on-line at:
http://www.whitehouse.gov/omb/circulars_default/

The Grantee is to ensure full compliance with all cost documentation requirements of OMB Circulars as applicable directly to the Grant recipient and to any sub-recipient (or collaborative agency/organization). Failure to do so may result in disallowance of costs upon audit.

26. Any creative or literary work developed or commissioned by the Grantee with grant support provided by DCJS shall become the property of DCJS, entitling DCJS to assert a copyright therein, unless the parties have expressly agreed otherwise in a written instrument signed by them.

A. If DCJS shares its right to copyright such work with the Grantee, DCJS reserves a royalty-free, non-exclusive, 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, subgrant, or contract under a grant or subgrant; and (b) any rights of copyright to which a Grantee, Subgrantee, or a Contractor purchases ownership with grant support.

B. If the grant support provided by DCJS is federally sponsored, the federal awarding agency also reserves a royalty-free, non-exclusive, 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, subgrant or contract under a grant or subgrant; and (b) any rights of copyright to which a Grantee, Subgrantee, or a Contractor purchases ownership with such grant support.

C. The Grantee shall submit one copy of all reports and publications resulting from this Agreement to DCJS. Any publications must contain the following statement, in visible print, of any document generated pursuant to a grant administered by DCJS:

This project was supported by a grant administered by the New York State Division of Criminal Justice Services. Points of view in this document are those of the author and do not necessarily represent the official position or policies of the Division of Criminal Justice Services.

27. Original records must be retained for six years following the submission of the final claim against this Agreement. In the event of a fiscal audit, the project manager or a designated responsible party must be prepared to produce source documents that substantiate claimed expenditures. DCJS requires that all documentation materials be organized, readily accessible, and cross-referenced to the Fiscal Cost Reports previously submitted. If fiscal records, such as purchase orders, vouchers, payroll registers, payroll tax records, etc., are to be kept in a fiscal office which is separate and apart from the program office, the project manager must have access to these original records. Such fiscal records must readily identify the associated project. In addition, a separate set of records must be retained for each project year.

28. Grant-related expenditures shall be reported on Fiscal Cost Reports and detailed itemization forms provided by DCJS. These reports must be prepared periodically as defined in Appendix C of this Agreement. All reported expenditures must reconcile to the program accounting records. Prior period adjustments shall be reported in the same accounting period that the correction was made.

29. General Responsibility Language
The Contractor shall at all times during the Contract term remain responsible. The Contractor agrees, if requested by the Commissioner of the New York State Division of Criminal Justice Services 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 organizational and financial capacity.

30. Suspension of Work (for Non-Responsibility)
The Commissioner of the New York State Division of Criminal Justice Services 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 he or she 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 such notice, the Contractor must comply with the terms of the suspension order. Contract activity may resume at such time as the Commissioner of the New York State Division of Criminal Justice Services or his or her designee issues a written notice authorizing a resumption of performance under the Contract.

31. Termination (for Non-Responsibility)

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Upon written notice to the Contractor, and a reasonable opportunity to be heard with appropriate Agency officials or staff, the Contract may be terminated by the Commissioner of the New York State Division of Criminal Justice Services or his or her designee at the Contractor's expense where the Contractor is determined by the Commissioner of the New York State Division of Criminal Justice Services or his or her designee to be non-responsible. In such event, the Commissioner of the New York State Division of Criminal Justice Services 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.

VER 05/13/2013
Certified by - on
APPENDIX B - Budget Summary by Participant

**Suffolk County - Version 1**

<table>
<thead>
<tr>
<th>#</th>
<th>Consultant Services</th>
<th>Number</th>
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<th>Grant Funds</th>
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<td>$22,248.22</td>
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<td>$22,248.22</td>
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Justification: The Suffolk County Police Department currently contracts with 10 Sexual Assault Nurse Examiners who work in conjunction with Detectives from the Special Victims Section and Precinct Squad Detectives. Nurses fees per exam range from $300 to $450 depending on their certifications. It should be noted that an RFQ was recently issued to attract additional nurses, as optimum staffing is 15-20 nurses. The Department annually budgets and spends an average of $60,000 for these exams and 2015 expenses are expected to be similar. The SANE nurses are part of the Department and County's overall program for STOP Violence Against Women, as evidenced by the County's annual STOP application. As matching funding, it is noted that approximately 5% of the current panic alarms are distributed to sexual assault victims. This number also continues to grow, as more victims, law enforcement and judges request the alarms.

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<tr>
<th>#</th>
<th>Equipment</th>
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Justification: Each panic alarm kit consists of a portable radio on a police frequency, a plastic box for the assembly which includes the panic button, receiver, transmitter, power supply, transformer, 12V battery, connector box and AC line cord and plug. The bulk of the cost per alarm is in the police portable radio, at approximately $975 each. Total alarm kit costs are approximately $1293 per kit. Grant funds will enable us to build between 51 and 52 alarm kits. Please note that the Electronic Investigations Section is currently researching alternative solutions for the alarms, in hopes that a cheaper and more technological alarm can be developed.

**Total**

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**Version 2**

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https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
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Version 3

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Version 4

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Justification: unexpended funds FFY2014 Each panic alarm kit consists of a portable radio on a police frequency, a plastic box for the assembly which includes the panic button, receiver, transmitter, power supply, transformer, 12V battery, connector box and AC line cord and plug. The bulk of the cost per alarm is in the police portable radio, at approximately $975 each. Total alarm kit costs are approximately $1293 per kit. Grant funds will enable us to build between 51 and 52 alarm kits. Please note that the Electronic Investigations Section is currently researching alternative solutions for the alarms, in hopes that a cheaper and more technological alarm can be developed.

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https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
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Suffolk County Police Department

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
NOTE: Additional payment provisions associated with the schedule(s) below are detailed in Appendix A-1.

For All Grantees:

1. The Grantee agrees that this is a reimbursement-based contract; an advance may be provided through Appendix D (Special Conditions). All requests for reimbursement must reflect actual costs that have been disbursed or items received by the Grantee. A purchase order issued without receipt of the items or service is not eligible for reimbursement.

2. Grantees 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. Failure to submit the final program report, or interim progress report designated as the final report, may result in a disallowance of 25 percent (25%) of the grant amount. The Grantee must also refund all unexpended advances (see item three below). Final vouchers, reimbursement payment and reports must be submitted by the last day of the month following the end of the grant contract period. Failure to voucher within this period may result in the loss of grant funds.

3. If at the end of this grant contract there remains any unexpended balance of the monies advanced under this contract in the possession of the Grantee, the Grantee shall submit a certified check or money order for the unexpended balance payable to the order of the State of New York and return it to the DCJS Office of Financial Services with its final fiscal cost report by the last day of the month following termination of this grant contract.

4. Vouchers shall be submitted in a format acceptable to DCJS and the Office of the State Comptroller (see http://www.criminaljustice.ny.gov/ofpa/forms.htm). 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. When submitting a voucher, 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 Grantee for this program. Requirement b) does not apply to Legislative sponsored State grants.

5. For purposes of prompt payment provisions, the Designated Payment Office for the processing of all vouchers is the DCJS Office of Financial Services. 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 Grantee must notify the Office of Financial Services 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 or the required MWBE reporting is not included, vouchers will not be eligible for prompt payment.

6. Timely and properly completed New York State vouchers, with supporting documentation when required, shall be submitted to:

NYS Division of Criminal Justice Services
Office of Financial Services
80 S. Swan St.
Albany, NY 12210

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp
7. Payment Schedule

PAYMENT PAYMENT DUE DATE

1 Pending appropriation, 30 days after commencement date of contract with proper documentation or upon receipt of proper documentation, whichever is later.

2-4 Quarterly

A not-for-profit Grantee operating on a multi-year contract may voucher for an optional fifth quarter advance against the succeeding year’s appropriation, pursuant to NYS Finance Law, Section 179-u.

All submitted vouchers will reflect the Grantee’s actual expenditures and will be accompanied by supporting detailed itemizations of personal service and non-personal service expenditures and other documentation as required, and by a fiscal cost report for the reporting period. DCJS reserves the right not to release subsequent grant awards pending Grantee compliance with this Agreement. In the event that any expenditure for which the Grantee has been reimbursed by grant funds is subsequently disallowed, DCJS in its sole discretion may reduce the voucher payment by the amount disallowed. If necessary, the Grantee may be required to submit a final budget reallocation. Fiscal cost reports showing grant expenditures and/or obligations for each quarter of the grant must be submitted by the last day of the month after the last day of the reporting period.

Advance payments shall be permitted as specified in Appendix A-1, and in the amount specified in Appendix D (Special Conditions).

Payment requests need to include the following documents as required:

- Detailed Itemization of Personal Service Expenditures
- Detailed Itemization of Non-Personal Service Expenditures
- Detailed Itemization of Consultant Expenditures
- Expert witness agreement and supporting documentation
- Voucher and Fiscal Cost Report signed
- Written documentation of all required DCJS prior approvals as follows:
  - DCJS approval of non-competitive consultant.
  - DCJS approval of non-competitive vendor for services.
  - DCJS approval of consultant services reimbursement greater than $450 per eight hour day.
  - DCJS approval of change to Personal Services by more than 10 percent.
  - DCJS approval to exceed NYS Office of the State Comptroller travel, meals and lodging rates.
  - DCJS approval to subaward to another organization.
  - DCJS approval for overtime payments exceeding 25 percent of an employee’s annual personnel cost.
  - DCJS and NYS Office of the State Comptroller approval to modify the budget by more than 10 percent of the total value of the contract if the contract is less than five million.
  - DCJS and NYS Office of the State Comptroller approval to modify the budget by more than 5 percent of the total value of the contract if the contract is five million or more.
  - DCJS approval to reallocate funds between Personal Services and Non Personal Services.

8. CONTRACT PAYMENTS: Contractor shall provide complete and accurate billing invoices to the agency in order to receive payment. Billing invoices submitted to the agency must contain all information and supporting documentation required by the Contract, the Agency and the State Comptroller. Payment for invoices submitted by the Contractor shall only be rendered electronically unless payment by paper check is expressly authorized by the Commissioner, in the Commissioner’s sole discretion, due to extenuating circumstances. Such electronic payment shall be made in accordance with 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, or by email at epayments@osc.state.ny.us. Contractor acknowledges that it will not receive payment on any invoices submitted under this Contract if it does not comply with the State Comptroller’s electronic payment procedures, except where the Commissioner has expressly authorized payment by paper check as set forth above.

VER05/13/2013
Certified by - on
APPENDIX D - Work Plan

Goal
Increase safety for victims of domestic violence, sexual assault, dating violence and stalking.

Objective #1
Increase the number of panic alarms available to install in victims' homes to provide immediate police response in the event of an incident involving an aggressor by 51-52 in the first year of the grant program period.

Task #1 for Objective #1
Purchase portable radio and component parts equipment and fabricate 51-52 panic alarms.

# Performance Measure
Identify equipment ordered and received and number of panic alarms fabricated. Equipment purchase, payment and inventory accountability records are properly maintained. Electronic Investigations Section to report on deployment of newly built alarms in terms of numbers, not actual locations.

Objective #2
Track the number of SANE exams performed and associated costs of matching funding.

Task #1 for Objective #2
Document matching SANE expenditures by collecting invoice and voucher data to support matching funds.

# Performance Measure
Number of SANE exams performed. Suffolk County Police Department Finance Section will provide voucher copies for claims to document SANE matching expenses.
Award Conditions

Upon approval of this grant by the Office of the State Comptroller, or DCJS for "T" contract only, the Grantee is authorized to initially voucher for advance payment of those prospective expenses previously approved by DCJS not to exceed $0.00 from the total contracted amount. Consistent with paragraph 15 of Appendix A-1 of this grant contract, vouchers for advance payments for the purchase of equipment and supplies must be supported by a copy of the purchase order.

APPENDIX D - Special Conditions


2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.

3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audit of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of DOJ grant funds) are not satisfactorily and promptly addressed as further described in the current edition of the OVW Financial Grants Management Guide.

4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government without the express prior written approval of OVW, in order to avoid violation of 18 USC § 1913. The recipient may, however, use federal funds to collaborate with and provide information to federal, state, local, tribal and territorial public officials and agencies to develop and implement policies and develop and promote state, local, or tribal legislation or model codes designed to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by mail:

Office of the Inspector General
U.S. Department of Justice
Investigations Division
950 Pennsylvania Avenue, N.W.
Room 4706
Washington, DC 20530

e-mail: oig.hotline@usdoj.gov

hotline: (contact information in English and Spanish): (800) 869-4499
or hotline fax: (202) 616-9881

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

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Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

6. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OVW.

7. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee. Cf. 26 C.F.R. parts 66, 70.

8. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and sub recipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant; and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

9. The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guiding Principles for Grantees and Subgrantees, available at http://www.oav.usdoj.gov/grantees.html.

10. The recipient understands and agrees that award funds may not be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.

11. The recipient understands and agrees that: (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography, and (b) Nothing in subsection (a) limits the use of funds necessary for any Federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, or adjudication activities.

12. The Violence Against Women Reauthorization Act of 2013 added a new civil rights provision that applies to all OVW grants issued in FY 2014 or after. This provision prohibits OVW grantees from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation, or disability in any program or activity funded in whole or in part by OVW. The grantee acknowledges that it will comply with this provision.

13. The grantee agrees that funds will be used to supplement, not supplant, non-federal funds that would otherwise be available for the activities under this grant.

14. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (with the definition of meetings, retreats, seminars, symposia, trainings, and other events), including food and/or beverages at such events, and costs of attendance at such events. Information on pertinent laws, regulations, policies, and guidance is available at http://www.oav.usdoj.gov/grantees.html.


16. The grantee must be in compliance with specifications outlined in the solicitation under which the approved application was submitted. The program solicitation is hereby incorporated by reference into this award.

17. The recipient understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

18. The recipient understands and agrees that grant funds may be frozen if the recipient does not respond in a timely fashion to requests to address Office of the Inspector General audit findings and financial or programmatic monitoring findings.

19. Grant funds may be used only for the purposes in the recipient’s approved application. The recipient shall not undertake any work or activities that are not described in the grant application, and that use staff, equipment, or other goods or services paid for with OVW grant funds, without prior written approval from OVW.

20. The Director of OVW, upon a finding that there has been substantial failure by the recipient to comply with applicable laws, regulations, and/or the terms and conditions of the award or relevant solicitation, will terminate

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
or suspend until the Director is satisfied that there is no longer such failure, all or part of the award, in accordance with the provisions of 28 CFR Part 18, as applicable mutatis mutandis.

21. The grantee agrees to comply with the provisions of 42 U.S.C. 13925(b)(2), nondisclosure of confidential or private information, which includes creating and maintaining documentation of compliance, such as policies and procedures for release of victim information. The grantee also agrees to ensure that any subgrantees meet these requirements.

22. Approval of this award does not indicate approval of any consultant rate in excess of $650 per day or $81.25 per hour. A detailed justification must be submitted to and approved by the Office on Violence Against Women prior to obligation or expenditure of such funds. Although prior approval is not required for consultant rates below these specified amounts, grantees are required to maintain documentation to support all daily or hourly rates.

23. The recipient agrees to submit one copy of all required reports and any other written materials or products that are funded under the project to DCJS not less than twenty (20) days prior to public release. If the written material is found to be outside the scope of the program, or in some way to compromise victim safety, it will need to be revised to address these concerns or the grantee will not be allowed to use project funds to support the further development or distribution of the materials.

24. All materials and publications (written, visual, or sound) resulting from subgrant award activities shall contain the following statements: "This project was supported by subgrant No. [number] awarded by the state administering office for the STOP Formula Grant Program. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the state or the U.S. Department of Justice, Office on Violence Against Women."

25. The grantee agrees to comply with the applicable requirements of 28 C.F.R. Part 8, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the "Equal Treatment Regulation"). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participate in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion.

26. The grantee agrees that grant funds will not support activities that compromise victim safety and recovery, such as: procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their actual or perceived sex, age, immigration status, race, religion, sexual orientation, gender identity, mental health condition, physical health condition, criminal record, work in the sex industry, or the age and/or sex of their children; pre-trial diversion programs not approved by OVW or the placement of offenders in such programs; mediation, couples counseling, family counseling or any other manner of joint victim-offender counseling; mandatory counseling for victims, penalizing victims who refuse to testify, or promoting procedures that would require victims to seek legal sanctions against their abusers (e.g., seek a protection order, file formal complaint); the placement of perpetrators in anger management programs; or any other activities outlined in the solicitation under which the approved application was submitted.

27. Pursuant to 28 CFR 768.34, the Office on Violence Against Women reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use, in whole or in part (including in the creation of derivative works), for Federal Government purposes:

(a) any work that is subject to copyright and was developed under this award, subaward, contract or subcontract pursuant to this award; and

(b) any work that is subject to copyright for which ownership was purchased by a recipient, subrecipient or a contractor with support under this award.

In addition, the recipient (or subrecipient, contractor or subcontractor) must obtain advance written approval from the Office on Violence Against Women program manager assigned to this award, and must comply with all conditions specified by the program manager in connection with that approval before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.
It is the responsibility of the recipient (and of each subrecipient, contractor or subcontractor as applicable) to ensure that this condition is included in any subaward, contract or subcontract under this award.

28. The recipient agrees to comply with applicable requirements to report first-tier subawards of $25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office on Violence Against Women web site at http://www.ovw.usdoj.gov/docs/ffata-award-term.pdf (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirements, does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or nonprofit organization that he or she may and/or operate in his or her name).

29. The grantee agrees that the legal assistance eligibility requirements, as set forth below, are a continuing obligation on the part of the grantee. The legal assistance eligibility requirements are: (1) any person providing legal assistance through a program funded under this Grant Program (A) has demonstrated expertise in providing legal assistance to victims of domestic violence, dating violence, sexual assault, or stalking in the targeted population; or (B)(i) is partnered with an entity or person that has demonstrated expertise described in subparagraph (A); and (ii) has completed or will complete training in connection with domestic violence, stalking or sexual assault and related legal issues, including training on evidence-based risk factors for domestic and dating violence homicide; (2) any training program conducted in satisfaction of the requirement of paragraph (1) has been or will be developed with input from and in collaboration with a State, local, territorial, or tribal domestic violence, dating violence, sexual assault or stalking victim service provider or coalition, as well as appropriate State, local, territorial and tribal law enforcement officials; (3) any person or organization providing legal assistance through this Program has informed and will continue to inform State, local, territorial or tribal domestic violence, dating violence, stalking or sexual assault programs and coalitions, as well as appropriate State and local law enforcement officials of their work; and (4) the grantee's organizational policies do not require mediation or counseling involving offenders and victims physically together, in cases where sexual assault, dating violence, stalking or child sexual abuse in an issue.

30. The recipient understands and agrees that compliance with the statutory certification requirements is an ongoing responsibility during the award period and that, at a minimum, a hold may be placed on recipient's funds for noncompliance with any of the requirements of 42 U.S.C. 3796gg-4 (regarding rape exam payments), 42 U.S.C. 3796gg-4(e) (regarding judicial notification), 42 U.S.C. 3706gg-5 (regarding certain fees and costs), and 42 U.S.C. 3706gg-8 (regarding polygraphing of sexual assault victims). Non-compliance with any of the foregoing may also result in termination or suspension of the grant or other remedial measures, in accordance with applicable laws and regulations.

31. The grantee agrees that grant funds will not be used to support the purchase of standard issued law enforcement items, such as, uniforms, safety vests, shields, weapons, bullets, and armory or to support chemical dependency or alcohol abuse programs that are not an integral part of a court-mandated batterer intervention program.

32. Grantee agrees that if the project is not operational within 60 days of the original starting date of the grant period, it will report by letter to OPDF 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 original starting date of the grant period, the Grantee will submit a second statement to OPDF explaining the delay.

33. The State 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.

34. Grantee agrees that funds will be used only for the purpose areas described in the "STOP Violence Against Women Formula Grant Program" program authority. These funds are not intended to support services to women in the general population but to those who have been victims of violence. These funds may not be used for services to obtain divorces or legal separations. Funds may not be used for legal or defense services for perpetrators of violence against women. Funds may not be used for defense services for women arrested for criminal offenses.

35. Grantee agrees to collect and report data as required by the VAWA Measuring Effectiveness Initiative Project developed jointly by the Office on Violence Against Women and the Edmund S. Muskie School of Public Service. All data will be collected and reported on an annual (calendar year) basis. For information about collecting data and the report for VAWA Measuring Effectiveness Initiative Project the link for the website is http://muskie.usm.maine.edu/vawamei/stopformulamain.htm

36. FFY 2014 S.T.O.P. VAWA expenditures must be made by March 31, 2016. Any extension beyond this time is contingent upon the Office on Violence Against Women approval of the State request for an award extension.
Law enforcement, prosecution and courts projects must sign the certification provided by NYS which states that they have consulted with tribal, territorial, State or local victim service programs during the course of developing their projects.

37. The Grantee agrees to safeguard the confidentiality of information relating to individuals who may receive services in the course of this project. This includes, but is not limited to disclosure of victim’s name, address, telephone number, or any other identifying information without the prior voluntary written consent of the victim. The Grantee will maintain the confidentiality of all such information in conformity with the provisions of applicable State and Federal laws and regulations (e.g., Sections 136 and 372 of the Social Services Law, 18NYCRR357, and Attachment F-Sub-part 39-5 to Part 69 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10NYCRR)). Grantee must comply with the confidentiality and privacy rights and obligations created by any federal or state law, court rules or rules of professional conduct applicable to the work performed by the Grantee. Any breach of confidentiality by the Grantee, its agents or representatives will be cause for the immediate termination of this Agreement.

38. This contract may be extended, increased, decreased, terminated, renewed, amended or renegotiated at the discretion of the Commissioner of the Division of Criminal Justice Services.

39. The Grantee agrees to enter into a subcontract regarding compliance with the terms of this agreement with any agency that has expenses being paid by this grant award and itemized in Attachment B. B-1 - Expenditure Based Budget.

40. The following condition will apply to contracts between two New York State governmental entities: This is an agreement between two New York State governmental entities, and as such the provisions contained herein with respect to grants are applicable only to the extent that the provisions would otherwise be applicable between New York State governmental entities.

41. No materials, items or publications resulting from award activities may use the DCJS logo or provide any attribution to DCJS in any form, without the prior approval from the Commissioner of DCJS or his designee. Requests for such approval must be submitted in writing to DCJS’s Agency Counsel at least 30 days before requested use. Determinations of such requests will be made by the DCJS Commissioner on a case-by-case basis.

42. Any grantee who is not a licensed or an approved provider with the NYS Office of Children and Family Services or the NYS Department of Health agrees to collaborate with an approved sexual assault or domestic violence provider in the recipient’s jurisdiction or alternatively with the New York State Coalition Against Sexual Assault (NYSCASA) and/or the New York State Coalition Against Domestic Violence (NYSCADV) if delivering local or regional training or developing resources on the issues of domestic violence, sexual assault, dating violence, or stalking. Grantees delivering statewide training or developing statewide resources on the issues of domestic violence, sexual assault, dating violence, or stalking agree to collaborate with NYSCASA and/or NYSCADV throughout the process.

43. Encouraging Compliance with MWBE Regulations. The Division of Criminal Justice Services (DCJS) is required to implement the provisions of New York State Executive Law Article 15-A and 5 NYCCR 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. DCJS thereby encourages the Contractor to cooperate with the DCJS 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 contracting opportunities for certified minority and women-owned business enterprises (MWBEs). These provisions shall be deemed supplementary 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. The Contractor may reference the directory of New York State Certified MBWEs found at the following internet address: http://www.esd.ny.gov/mwbe.html. Additionally, Contractor is encouraged to contact the Division of Minority and Woman Business Development (518) 292-5250; (212) 803-2414; or (716) 846-8200) to discuss additional methods of maximizing participation by MWBEs on the Contract.


2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 CFR Section 42.302), that is approved by the Office for Civil Rights, is a violation of the Standard Assurances executed by the recipient, and may result in suspension of funding until such time as the recipient is in compliance, or termination of the award.

3. The recipient agrees to comply with the applicable audit requirements of 2 CFR Part 200 or OMB Circular A-133, and further understands and agrees that funds may be withheld, or other related requirements may be
imposed, if outstanding audit issues (if any) are not satisfactorily and promptly addressed as further described in the audit requirements and the current edition of the DOJ Grant Financial Guide.

4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government without the express prior written approval of OVV, in order to avoid violation of 18 USC §1913. The recipient may, however, use federal funds to collaborate with and provide information to federal, state, local, tribal and territorial public officials and agencies to develop and implement policies and develop and promote state, local, or tribal legislation or model codes designed to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

5. The recipient and any subrecipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has—(1) submitted a claim for award funds that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving award funds. Potential fraud, waste, abuse or misconduct should be reported to the OIG by mail: Office of the Inspector General U.S. Department of Justice Investigations Division 950 Pennsylvania Avenue, N.W. Room 4706 Washington, DC 20530 e-mail: oig.hotline@usdoj.gov hotline: (contact information in English and Spanish): (800) 869-4499 or hotlinefax: (202) 616-9881. Additional information is available from the DOJ OIG website at www.usdoj.gov/oig

6. Restrictions and certification regarding non-disclosure agreements and related matters

No recipient or subrecipient under this award, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient -

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibits or otherwise currently restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized to make subawards or contracts under this award -

a. it represents that -

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward, contract, or subcontract) either requires or has required internal confidential agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any sub recipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or
abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

7. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OVW.

8. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee.

9. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and sub recipients to adopt and enforce policies banning employees from texting while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

10. The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guiding Principles for Grantees and Subgrantees, available at http://www.osdoj.gov/grantees.html.

11. The recipient understands and agrees that award funds may not be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.

12. The recipient understands and agrees that - (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging or pornography, and (b) Nothing in subsection (a) limits the use of funds necessary for any Federal, State, tribal or local law enforcement agency or any other entity carrying out criminal investigations, prosecutions, or adjudication activities.

13. The recipient and subrecipient agree to follow the applicable set of general terms and conditions which are available at http://www.justice.gov/ovw/grantees. These do not supersede any specific conditions in this award document.

14. The Violence Against Women Reauthorization Act of 2013 added a new civil rights provision that applies to all OVW grants issued in FY 2014 or after. This provision prohibits OVW grantees from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation, or disability in any program or activity funded in whole or in part by OVW. The grantee acknowledges that it will comply with this provision.

15. The recipients and subrecipients agree that funds will be used to supplement, not supplant, non-federal funds that would otherwise be available for the activities under this grant.

16. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (which is defined to include meetings, retreats, seminars, symposiums, trainings, and other events), including the provisions of food and/or beverages at such events, and costs of attendance at such events. Information on pertinent laws, regulations, policies, and guidance is available at http://www.ovw.usdoj.gov/grantees.


18. The recipient and subrecipients must be in compliance with specifications outlined in the solicitation under which the approved application was submitted. The program solicitation is hereby incorporated by reference into this award.

19. The recipient understands and agrees the misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

20. The recipient understands and agrees that grant funds may be frozen if the recipient does not respond in a timely fashion to request to address Office of the Inspector General audit findings and financial or programmatic monitoring findings.

21. Grant funds may be used only for the purposes in the recipient's approved application. The recipient shall not undertake any work or activities that are not described in the grant application, and that use staff,
equipment, or other goods or services paid for with OVW grant funds, without prior written approval from OVW.

22. The Director of OVW, upon a finding that there has been substantial failure by the recipient to comply with applicable laws, regulations, and/or the terms and conditions of the award or relevant solicitation, will terminate or suspend until the Director is satisfied that there is no longer such failure, all or part of the award, in accordance with the provisions of 28 CFR Part 18, as applicable mutatis mutandis.

23. The recipient and subrecipients agree to comply with the provisions of 42 U.S.C. 13925(b)(2), nondisclosure of confidential or private information, which includes creating and maintaining documentation of compliance, such as policies and procedures for release of victim information. The grantee also agrees to ensure that any subgrantees meet these requirements.

24. Approval of this award does not indicate approval of any consultant rate in excess of $650 per day of $81.25 per hour. A detailed justification must be submitted to and approved by the Office of Violence Against Women prior to obligation or expenditure of such funds. Although prior approval is not required for consultant rates below these specified amounts, grantees are required to maintain documentation to support all daily or hourly rates.

25. The recipient agrees to submit one copy of all required report and any other written materials or products that are funded under the project to DCJS not less than twenty (20) days prior to public release. If the written material is found to be outside the scope of the program, or in some way to compromise victim safety, it will need to be revised to address these concerns or the grantee will not be allowed to use project funds to support the further development or distribution of the materials.

26. All materials and publications (written, visual, or sound) resulting from subgrant award activities shall contain the following statement: "This project was supported by subgrant No.__________ awarded by the state administering office for the STOP Formula Grant Program. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the state of the U.S. Department of Justice, Office on Violence Against Women."

27. The recipient and subrecipients agree to comply with the applicable requirements of 28 CFR, Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the Equal Treatment Regulation). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participate in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted in the provision of services on the basis of a beneficiary's religion.

28. The recipient and subrecipient agree that grant funds will not support activities that compromise victim safety and recovery, such as: procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their actual or perceived sex, age, immigration status, race, religion, sexual orientation, gender identity, mental health condition, physical health condition, criminal record, work in the sex industry, or the age and/or sex of their children; pre-trial diversion programs not approved by OVW or the placement of offenders in such programs; mediation, couples counseling, family counseling or any other manner of joint victim-offender counseling; mandatory counseling for victims, penalizing victims who refuse to testify, or promoting procedures that would require victims to seek legal sanctions against their abusers (e.g., seek a protection order, file formal compliant); the placement of perpetrators in anger management programs; or any other activities outlined in the solicitation under which the approved application was submitted.

29. Pursuant to 2 CFR §200.315(b), the recipient may copyright any work that is subject to copyright and was developed, or for which ownership was acquired, under this award. The Office on Violence Against Women reserves a royalty-free, nonexclusive and irrevocable right to reproduce right to reproduce, publish or otherwise use the work, in whole or in part (including in the creation of derivative works), for Federal purposes, and to authorize others to do so.

The Office on Violence Against Women also reserves a royalty-free, nonexclusive, and irrevocable right to reproduce, publish or otherwise use, in whole or in part (including in the creation of derivative works), any work developed by a subrecipient of this award, for Federal purposes, and to authorize others to do so.

In addition, the recipient (or subrecipient, contractor, or subcontractor) must obtain advance written approval from the Office on Violence Against Women program manager assigned to this award, and must comply with all
conditions specified by the program manager in connection with that approval, before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.

It is the responsibility of the recipient (and of each subrecipient, contractor, or subcontractor as applicable) to ensure that this condition is included in any subaward, contract or subcontract under this award.

30. The recipient agrees to comply with applicable requirements to report first-tier subawards of $25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office on Violence Against Women website at http://www.ovw.usdoj.gov/docs/ffata-award-term.pdf (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirements, does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or nonprofit organization that he or she may and/or operate in his or her name).

31. The recipient and subrecipient agree that the legal assistance eligibility requirements, as set forth below, area continuing obligation on the part of the recipient and subrecipient. The legal assistance eligibility requirements are: (1) any person providing legal assistance through a program funded under this Grant Program (A) has demonstrated expertise in providing legal assistance to victims of domestic violence, dating violence, sexual assault, or stalking in the targeted population, or (B)(i) is partnered with an entity or person that has demonstrated expertise described in subparagraph (A); and (ii) has completed or will complete training in connection with domestic violence, stalking or sexual assault and related legal issues, including training on evidence-based risk factors for domestic and dating violence homicide; (2) any training program conducted in satisfaction of the requirement of paragraph (1) has been or will be developed with input from and in collaboration with a State, local, territorial, or tribal domestic violence, dating violence, sexual assault or stalking victim service provider or coalition, as well as appropriate State, local, territorial and tribal law enforcement officials; (3) any person or organization providing legal assistance through this Program has informed and will continue to inform State, local, territorial or tribal domestic violence, dating violence, stalking or sexual assault programs and coalitions, as well as appropriate State and local law enforcement officials of their work; and (4) the recipient or subrecipients organizational policies do not require mediation or counseling involving offenders and victims physically together, in cases where sexual assault, dating violence, stalking or child sexual abuse is an issue.

32. The recipient understands and agrees that compliance with the statutory certification requirements in an ongoing responsibility during the award period and that, at a minimum, a hold may be placed on recipient's funds for noncompliance with any of the requirements of 42 USC 3796gg-4 (regarding rape exam payments), 42 USC 3796gg-4(e) (regarding judicial notification), 42 USC 3706gg-5 (regarding certain fees and costs), and 42 USC 3796gg-8 (regarding polygraphing of sexual assault victims). Non-compliance with any of the foregoing may result in termination or suspension of the grant or other remedial measures, in accordance with applicable laws and regulations.

33. The recipient and subrecipient agree that grant funds will not be used to support the purchase of standard issued law enforcement items, such as, uniforms, safety vests, shields, weapons, bullets, and armory or to support chemical dependency or alcohol abuse programs that are not an integral part of a court-mandated batterer intervention program.

34. Recipient and subrecipient agree that if the project is not operational within 60 days of the original starting date of the grant period, it will report by letter to OPDF 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 original starting date of the grant period, the recipient and subrecipient will submit a second statement to OPDF explaining the delay.

35. The State 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.

36. Recipient and subrecipients agree that funds will be used only for the purpose areas described in the "STOP Violence Against Women Formula Grant Program" program authority. These funds are not intended to support services to women in the general population but to those who have been victims of violence. These funds may not be used for services to obtain divorces or legal separations. Funds may not be used for legal or defense services for perpetrators of violence against women. Funds may not be used for defense services for women arrested for criminal offenses.

37. Recipient and subrecipients agree to collect and report data as required by the VAWA Measuring Effectiveness Initiative Project developed jointly by the Office on Violence Against Women and the Edmund S.

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp

1/30/2017
38. FFY 2015 S.T.O.P. VAWA expenditures must be made by December 31, 2016. Any extension beyond this time is contingent upon the Office on Violence Against Women approval of the State request for an award extension. Law enforcement, prosecution and courts projects must sign the certification provided by NYS which states that they have consulted with tribal, territorial, State or local victim service programs during the course of developing their projects.

39. The recipient and subrecipients agree to safeguard the confidentiality of information relating to individuals who may receive services in the course of this project. This includes, but is not limited to disclosure of victim’s name, address, telephone number, or any other identifying information without the prior voluntary written consent of the victim. The Grantee will maintain the confidentiality of all such information in conformity with the provisions of applicable State and Federal laws and regulations (e.g., Sections 136 and 372 of the Social Services Law, 18NYCRR357, and Attachment F-Sub-part 39-5 to Part 69 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10NYCRR)). Recipient and subrecipients must comport with the confidentiality and privacy rights and obligations created by any federal or state law, court rules or rules of professional conduct applicable to the work performed by the recipient and subrecipients. Any breach of confidentiality by the recipient and subrecipients, its agents or representatives will be cause for the immediate termination of this Agreement.

40. This contract may be extended, increased, decreased, terminated, renewed, amended, or renegotiated at the discretion of the Commissioner of the Division of Criminal Justice Services.

41. The recipient and subrecipients agree to enter into a subcontract regarding compliance with the terms of this agreement with any agency that has expenses being paid by this grant award and itemized in Attachment B: B-1 Expenditure Based Budget.

42. The following condition will apply to contracts between two New York State government entities: This is an agreement between two New York State governmental entities, and as such the provisions contained herein with respect to grants are applicable only to the extent that the provisions would otherwise be applicable between New York State governmental entities.

43. No materials, items or publications resulting from award activities may use the DCJS logo or provide any attribution to DCJS in any form, without the prior approval from the Commissioner of DCJS or his designee. Requests for such approval must be submitted in writing to DCJS’s Agency Counsel at least 30 days before requested use. Determinations of such requests will be made by the DCJS Commissioner on a case-by-case basis.

44. Any recipient and subrecipient who is not a licensed or an approved provider with the NYS Office of Children and Family Services or the NYS Department of Health agree to collaborate with an approved sexual assault or domestic violence provider in the recipient’s jurisdiction or alternatively with the New York State Coalition Against Sexual Assault (NYSCASA) and/or the New York State Coalition Against Domestic Violence (NYSCADV) if delivering local or regional training or developing resources on the issues of domestic violence, sexual assault, dating violence, or stalking. Recipient or subrecipients delivering statewide training or developing statewide resources on the issues of domestic violence, sexual assault, dating violence, or stalking agree to collaborate with NYSCASA and/or NYSCADV throughout the process.

45. Encouraging Compliance with MWBE Regulations.
The Division of Criminal Justice Services (DCJS) 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.
DCJS thereby encourages the Contractor to cooperate with the DCJS 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 contracting supplementary to, and not in lieu of, the nondiscrimination provisions required by New York State Law Article 15 (the Human Rights Law) or other applicable federal, state or local laws.
The Contractor may reference the directory of New York State Certified MWBEs found at the following internet address: http://www.esd.ny.gov/mwbe.html. Additionally, Contractor is encouraged to contact the Division of Minority and Women Business Development (518) 292-5250, (212) 803-2414; or (716) 848-8200 to discuss additional methods of maximizing participation by MWBEs on the Contract.

recipient is required to submit one pursuant to 28 CFR Section 42.302), that is approved by the Office for Civil Rights, is a violation of the Standard Assurances executed by the recipient, and may result in suspension of funding until such time as the recipient is in compliance, or termination of the award.

3. The recipient agrees to comply with the applicable audit requirements of 2 CFR Part 200 or OMB Circular A-133, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) are not satisfactorily and promptly addressed as further described in the audit requirements and the current edition of the DOJ Grant Financial Guide.

4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government without the express prior written approval of OVW, in order to avoid violation of 18 USC §1913. The recipient may, however, use federal funds to collaborate with and provide information to federal, state, local, tribal and territorial public officials and agencies to develop and implement policies and develop and promote state, local, or tribal legislation or model codes designed to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

5. The recipient and any subrecipients must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, subcontractor, contractor, subcontractor, or other person has— (1) submitted a claim for award funds that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving award funds, Potential fraud, waste, abuse or misconduct should be reported to the OIG by - mail: Office of the Inspector General U.S. Department of Justice Investigations Division 950 Pennsylvania Avenue, N.W. Room 4706 Washington, DC 20530 e-mail: oig.hotline@usdoj.gov hotline: (contact information in English and Spanish); (800) 669-4499 or hotline fax: (202) 616-9881. Additional information is available from the DOJ OIG website at www.usdoj.gov/oig

6. Restrictions and certification regarding non-disclosure agreements and related matters

No recipient or subrecipient under this award, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient -

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibits or otherwise currently restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized to make subawards or contracts under this award -

a. it represents that -

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward, contract, or subcontract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation;

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and

b. it certifies that, if it learns or is notified that any sub recipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

7. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OVW.

8. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee.

9. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and sub recipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funding by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

10. The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guiding Principles for Grantees and Subgrantees, available at http://www.osdoj.gov/grantees.html.

11. The recipient understands and agrees that award funds may not be used to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or of the parents or legal guardians of such students.

12. The recipient understands and agrees that - (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging or pornography, and (b) Nothing in subsection (a) limits the use of funds necessary for any Federal, State, tribal or local law enforcement agency or any other entity carrying out criminal investigations, prosecutions, or adjudication activities.

13. The recipient and subrecipient agree to follow the applicable set of general terms and conditions which are available at http://www.justice.gov/ovw/grantees. These do not supersede any specific conditions in this award document.

14. The Violence Against Women Reauthorization Act of 2013 added a new civil rights provision that applies to all OVW grants issued in FY 2014 or after. This provision prohibits OVW grantees from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation, or disability in any program or activity funded in whole or in part by OVW. The grantee acknowledges that it will comply with this provision.

15. The recipients and subrecipients agree that funds will be used to supplement, not supplant, non-federal funds that would otherwise be available for the activities under this grant.

16. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (which is defined to include meetings, retreats, seminars, symposiums, trainings, and other events), including the provisions of food and/or beverages at such events, and costs of attendance at such events. Information on pertinent laws, regulations, policies, and guidance is available at http://www.ovw.usdoj.gov/grantees.


18. The recipient and subrecipients must be in compliance with specifications outlined in the solicitation under which the approved application was submitted. The program solicitation is hereby incorporated by reference into this award.

19. The recipient understands and agrees the misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.
timely fashion to request to address Office of the Inspector General audit findings and financial or programmatic monitoring findings.

21. Grant funds may be used only for the purposes in the recipient's approved application. The recipient shall not undertake any work or activities that are not described in the grant application, and that use staff, equipment, or other goods or services paid for with OVW grant funds, without prior written approval from OVW.

22. The Director of OVW, upon finding that there has been substantial failure by the recipient to comply with applicable laws, regulations, and/or the terms and conditions of the award or relevant solicitation, will terminate or suspend until the Director is satisfied that there is no longer such failure, all or part of the award, in accordance with the provisions of 28 CFR Part 18, as applicable mutatis mutandis.

23. The recipient and subrecipients agree to comply with the provisions of 42 U.S.C. 13925(b)(2), nondisclosure of confidential or private information, which includes creating and maintaining documentation of compliance, such as policies and procedures for release of victim information. The grantee also agrees to ensure that any subgrantees meet these requirements.

24. Approval of this award does not indicate approval of any consultant rate in excess of $650 per day of $81.25 per hour. A detailed justification must be submitted to and approved by the Office of Violence Against Women prior to obligation or expenditure of such funds. Although prior approval is not required for consultant rates below these specified amounts, grantees are required to maintain documentation to support all daily or hourly rates.

25. The recipient agrees to submit one copy of all required report and any other written materials or products that are funded under the project to DCJS not less than twenty (20) days prior to public release. If the written material is found to be outside the scope of the program, or in some way to compromise victim safety, it will need to be revised to address these concerns or the grantee will not be allowed to use project funds to support the further development or distribution of the materials.

26. All materials and publications (written, visual, or sound) resulting from subgrant award activities shall contain the following statement: "This project was supported by subgrant No._________ awarded by the state administering office for the STOP Formula Grant Program. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the state of the U.S. Department of Justice, Office on Violence Against Women."

27. The recipient and subrecipients agree to comply with the applicable requirements of 28 CFR, Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the Equal Treatment Regulation). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participate in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted in the provision of services on the basis of a beneficiary's religion.

28. The recipient and subrecipient agree that grant funds will not support activities that compromise victim safety and recovery, such as: procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their actual or perceived sex, age, immigration status, race, religion, sexual orientation, gender identity, mental health condition, physical health condition, criminal record, work in the sex industry, or the age and/or sex of their children; pre-trial diversion programs not approved by OVW or the placement of offenders in such programs; mediation, couples counseling, family counseling or any other manner of joint victim-offender counseling; mandatory counseling for victims, penalizing victims who refuse to testify, or promoting procedures that would require victims to seek legal sanctions against their abusers (e.g., seek a protection order, file formal complaint); the placement of perpetrators in anger management programs; or any other activities outlined in the solicitation under which the approved application was submitted.

29. Pursuant to 2 CFR §200.315(b), the recipient may copyright any work that is subject to copyright and was developed, or for which ownership was acquired, under this award. The Office on Violence Against Women reserves a royalty-free, nonexclusive and irrevocable right to reproduce right to reproduce, publish or otherwise use the work, in whole or in part (including in the creation of derivative works), for Federal purposes, and to authorize others to do so.

The Office on Violence Against Women also reserves a royalty-free, nonexclusive, and irrevocable right to
reproduce, publish or otherwise use, in whole or in part (including in the creation of derivative works), any work developed by a subrecipient of this award, for Federal purposes, and to authorize others to do so.

In addition, the recipient (or subrecipient, contractor, or subcontractor) must obtain advance written approval from the Office on Violence Against Women program manager assigned to this award, and must comply with all conditions specified by the program manager in connection with that approval, before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.

It is the responsibility of the recipient (and of each subrecipient, contractor, or subcontractor as applicable) to ensure that this condition is included in any subaward, contract or subcontract under this award.

30. The recipient agrees to comply with applicable requirements to report first-tier subawards of $25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office on Violence Against Women website at http://www.ovw.usdoj.gov/docs/ffata-award-term.pdf (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirements, does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or nonprofit organization that he or she may and/or operate in his or her name).

31. The recipient and subrecipient agree that the legal assistance eligibility requirements, as set forth below, area continuing obligation on the part of the recipient and subrecipient. The legal assistance eligibility requirements are: (1) any person providing legal assistance through a program funded under this Grant Program (A) has demonstrated expertise in providing legal assistance to victims of domestic violence, dating violence, sexual assault, or stalking in the targeted population, or (B)(i) is partnered with an entity or person that has demonstrated expertise described in subparagraph (A); and (ii) has completed or will complete training in connection with domestic violence, stalking or sexual assault and related legal issues, including training on evidence-based risk factors for domestic and dating violence homicide; (2) any training program conducted in satisfaction of the requirement of paragraph (1) has been or will be developed with input from and in collaboration with a State, local, territorial, or tribal domestic violence, dating violence, sexual assault or stalking victim service provider or coalition, as well as appropriate State, local, territorial and tribal law enforcement officials; (3) any person or organization providing legal assistance through this Program has informed and will continue to inform State, local, territorial or tribal domestic violence, dating violence, stalking or sexual assault programs and coalitions, as well as appropriate State and local law enforcement officials of their work; and (4) the recipient or subrecipients organizational policies do not require mediation or counseling involving offenders and victims physically together, in cases where sexual assault, dating violence, stalking or child sexual abuse is an issue.

32. The recipient understands and agrees that compliance with the statutory certification requirements in an ongoing responsibility during the award period and that, at a minimum, a hold may be placed on recipient's funds for noncompliance with any of the requirements of 42 USC 3796gg-4 (regarding rape exam payments), 42 USC 3796gg-4(e) (regarding judicial notification). 42 USC 3706gg-5 (regarding certain fees and costs), and 42 USC 3796gg-8 (regarding polygraphing of sexual assault victims). Non-compliance with any of the foregoing may also result in termination or suspension of the grant or other remedial measures, in accordance with applicable laws and regulations.

33. The recipient and subrecipient agree that grant funds will not be used to support the purchase of standard issued law enforcement items, such as, uniforms, safety vests, shields, weapons, bullets, and armory or to support chemical dependency or alcohol abuse programs that are not an integral part of a court-mandated batterer intervention program.

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funds may not be used for services to obtain divorces or legal separations. Funds may not be used for legal or defense services for perpetrators of violence against women. Funds may not be used for defense services for women arrested for criminal offenses.

37. Recipient and subrecipients agree to collect and report data as required by the VAWA Measuring Effectiveness Initiative Project developed jointly by the Office on Violence Against Women and the Edmund S. Muskie School of Public Service. All data will be collected and reported on an annual (calendar year) basis. For information about collecting data and the report for VAWA Measuring Effectiveness Initiative Project the link for the website is http://muskie.usm.maine.edu/vawamei/stopformulamain.htm.

38. FFY 2015 S.T.O.P. VAWA expenditures must be made by December 31, 2016. Any extension beyond this time is contingent upon the Office on Violence Against Women approval of the State request for an award extension. Law enforcement, prosecution and courts projects must sign the certification provided by NYS which states that they have consulted with tribal, territorial, State or local victim service programs during the course of developing their projects.

39. The recipient and subrecipients agree to safeguard the confidentiality of information relating to individuals who may receive services in the course of this project. This includes, but is not limited to disclosure of victim's name, address, telephone number, or any other identifying information without the prior voluntary written consent of the victim. The Grantee will maintain the confidentiality of all such information in conformity with the provisions of applicable State and Federal laws and regulations (e.g., Sections 136 and 372 of the Social Services Law, 18NYCRR357, and Attachment F-Sub-part 39-5 to Part 69 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10NYCRR)). Recipient and subrecipients must comply with the confidentiality and privacy rights and obligations created by any federal or state law, court rules or rules of professional conduct applicable to the work performed by the recipient and subrecipients. Any breach of confidentiality by the recipient and subrecipients, its agents or representatives will be cause for the immediate termination of this Agreement.

40. This contract may be extended, increased, decreased, terminated, renewed, amended, or renegotiated at the discretion of the Commissioner of the Division of Criminal Justice Services.

41. The recipient and subrecipients agree to enter into a subcontract regarding compliance with the terms of this agreement with any agency that has expenses being paid by this grant award and itemized in Attachment B: B-1 Expenditure Based Budget.

42. The following condition will apply to contracts between two New York State government entities: This is an agreement between two New York State governmental entities, and as such the provisions contained herein with respect to grants are applicable only to the extent that the provisions would otherwise be applicable between New York State governmental entities.

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44. Any recipient and subrecipient who is not a licensed or an approved provider with the NYS Office of Children and Family Services or the NYS Department of Health agree to collaborate with an approved sexual assault or domestic violence provider in the recipient’s jurisdiction or alternatively with the New York State Coalition Against Sexual Assault (NYSCASA) and/or the New York State Coalition Against Domestic Violence (NYSCADV) if delivering local or regional training or developing resources on the issues of domestic violence, sexual assault, dating violence, or stalking. Recipient or subrecipients delivering statewide training or developing statewide resources on the issues of domestic violence, sexual assault, dating violence, or stalking agree to collaborate with NYSCASA and/or NYSCADV throughout the process.

45. Encouraging Compliance with MWBE Regulations.
The Division of Criminal Justice Services (DCJS) 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. DCJS thereby encourages the Contractor to cooperate with the DCJS 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 contracting supplementary to, and not in lieu of, the nondiscrimination provisions required by New York State Law Article 15 (the Human Rights Law) or other applicable federal, state or local laws.
The Contractor may reference the directory of New York State Certified MWBEs found at the following internet address: http://www.esd.ny.gov/mwbe.html. Additionally, Contractor is encouraged to contact the Division of
Minority and Women Business Development (518) 292-5250; (212) 803-2414; or (716) 846-8200 to discuss additional methods of maximizing participation by MWBEs on the Contract.

1. Applicability of Part 200 Uniform Requirements and DOJ Grants Financial Guide

The recipient agrees to comply with the Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by the Department of Justice (DOJ) in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements"), and the current edition of the DOJ Grants Financial Guide as posted on the OVW website to include any amendments made throughout the course of the grant period.

2. Restrictions on "Lobbying" and Policy Development

Federal funds may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government without the express prior written approval of OVW, in order to avoid violation of 18 USC 1913. The recipient, or any subrecipient ("subgrantee") may, however, use federal funds to collaborate with and provide information to federal, state, local, tribal and territorial public officials and agencies to develop and implement policies and develop and promote state, local, or tribal legislation or model codes designed to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

3. Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct

The recipient and any subrecipients ("subgrantees") must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award—(1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by - (1) mail directed to: Office of the Inspector General, U.S. Department of Justice, Investigations Division, 950 Pennsylvania Avenue, N.W. Room 4706, Washington, DC 20530; oig.hotline@usdoj.gov; and/or (3) the DOJ OIG hotline: (contact information in English and Spanish) at (800) 869-4499 (phone) or (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig

4. Restrictions and certification regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient -

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

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2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both -

a. it represents that -

(1) It has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any sub recipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

5. Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

6. The recipient agrees to follow the applicable set of general terms and conditions which are available at http://www.justice.gov/ovw/grantees. These do not supersede any specific conditions in this award document.

7. The Violence Against Women Reauthorization Act of 2013 added a new civil rights provision that applies to all OVW grants issued in FY 2014 or after. This provision prohibits OVW grantees from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation, or disability in any program or activity funded in whole or in part by OVW. The grantee acknowledges that it will comply with this provision.

8. The recipient agrees that funds will be used to supplement, not supplant, non-federal funds that would otherwise be available for the activities under this grant.


10. The recipient must be in compliance with specifications outlined in the solicitation under which the approved application was submitted. The program solicitation is hereby incorporated by reference into this award.

11. The recipient understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

12. The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

13. OVW Training Guiding Principles

The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guiding Principles for Grantees and Subgrantees, available at http://www.justice.gov/ovw/grantees.

14. Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings,
trainings, and other events.

The recipient and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Financial Guide as posted on the OVW website.

15. Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

16. Grant funds may be used only for the purposes in the recipient's approved application. The recipient shall not undertake any work or activities that are not described in the grant application, and that use staff, equipment, or other goods or services paid for with OVW grant funds, without prior written approval from OVW.

17. The Director of OVW, upon finding that there has been substantial failure by the recipient to comply with applicable laws, regulations, and/or the terms and conditions of the award or relevant solicitation, will terminate or suspend until the Director is satisfied that there is no longer such failure, all or part of the award, in accordance with the provisions of 28 CFR Part 18, as applicable mutatis mutandis.

18. The recipient agrees to comply with the provisions of 42 U.S.C. 13925(b)(2), nondisclosure of confidential or private information, which includes creating and maintaining documentation of compliance, such as policies and procedures for release of victim information. The grantee also agrees to ensure that any subgrantees meet these requirements.

19. Approval of this award does not indicate approval of any consultant rate in excess of $650 per day or $81.25 per hour. A detailed justification must be submitted to and approved by the Office on Violence Against Women prior to obligation or expenditure of such funds. Although prior approval is not required for consultant rates below these specified amounts, grantees are required to maintain documentation to support all daily or hourly rates.

20. The recipient agrees to submit one copy of all required reports and any other written materials or products that are developed by the grantee and funded under the project to OVW not less than twenty (20) days prior to public release. If the written material is found to be outside the scope of the program, or in some way to compromise victim safety, it will need to be revised to address these concerns or the grantee will not be allowed to use project funds to support the further development or distribution of the materials. The grantee is responsible for monitoring subgrantee products.

21. All materials and publications (written, visual, or sound) resulting from subgrant award activities shall contain the following statement: "This project was supported by subgrant No. ______ awarded by the state administering office for the STOP Formula Grant Program. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the state or the U.S. Department of Justice, Office on Violence Against Women."

22. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.

23. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination-28 C.F.R. Part 38

The recipient and any subrecipient ("subgrantee") at any tier, must comply with the applicable requirements of 28 C.F.R. Part 38, specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries. Part 38 of C.F.R., a DOJ regulation, was amended effective May 4, 2016.

Among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis
of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38 also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of the regulation, now entitled "Partnerships with Faith-Based and Other Neighborhood Organizations," is available via the Electronic Code of Federal Regulations (currently accessible at http://www.ecfr.gov/cgi-bin/EgFR?page=browse), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.

24. The recipient agrees that grant funds will not support activities that compromise victim safety and recovery, such as: procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their actual or perceived sex, age, immigration status, race, religion, sexual orientation, gender identity, mental health condition, physical health condition, criminal record, work in the sex industry, or the age and/or sex of their children; procedures or policies that compromise the confidentiality of information and privacy of persons receiving OVW funded services; pre-trial diversion programs not approved by OVW or the placement of offenders in such programs; mediation, couples counseling, family counseling or any other manner of joint victim-offender counseling; mandatory counseling for victims, penalizing victims who refuse to testify, or promoting procedures that would require victims to seek legal sanctions against their abusers (e.g., seek a protection order, file formal complaint); the placement of perpetrators in anger management programs; or any other activities outlined in the solicitation under which the approved application was submitted.

25. Pursuant to 2 CFR §200.315(b), the recipient may copyright any work that is subject to copyright and was developed, or for which ownership was acquired, under this award. The Office on Violence Against Women reserves a royalty-free, nonexclusive and irrevocable right to reproduce, publish or otherwise use the work, in whole or in part (including in the creation of derivative works), for Federal purposes, and to authorize others to do so.

The Office on Violence Against Women also reserves a royalty-free, nonexclusive and irrevocable right to reproduce, publish or otherwise use, in whole or in part (including in the creation of derivative works), any work developed by a subrecipient of this award, for Federal purposes, and to authorize others to do so.

In addition, the recipient (or subrecipient, contractor or subcontractor) must obtain advance written approval from the Office on Violence Against Women program manager assigned to this award, and must comply with all conditions specified by the program manager in connection with that approval, before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.

It is the responsibility of the recipient (and of each subrecipient, contractor or subcontractor as applicable) to ensure that this condition is included in any subaward, contract or subcontract under this award.

26. The recipient agrees to comply with applicable requirements to report first-tier subawards of $25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office on Violence Against Women web site at: http://www.ovw.usdoj.gov/docs/ffata-award-term.pdf (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirement, does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or nonprofit organization that he or she may own and/or operate in his or her name).

27. The recipient understands and agrees that compliance with the statutory certification requirements is an ongoing responsibility during the award period and that, at a minimum, a hold may be placed on recipient's funds for noncompliance with any of the requirements of 42 U.S.C. 3796gg-4 (regarding rape exam payments), 42 U.S.C. 3796gg-4(e) (regarding judicial notification), 42 U.S.C. 3706gg-5 (regarding certain fees and costs), and 42 U.S.C. 3796gg-8 (regarding polygraphing of sexual assault victims). Non-compliance with any of the foregoing may also result in termination or suspension of the grant or other remedial measures, in accordance with applicable laws and regulations.

28. Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OVW authority to terminate award)
The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to the prohibited conduct related to trafficking in persons are posted on the OVW website at http://www.justice.gov/ovw/grantees (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OVW authority to terminate award), and are incorporated by reference here.

29. Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (an in the predominant native language of the work force), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.

30. Compliance with general appropriations - law restrictions on the use of federal funds (FY 2016)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in the federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2016, are set out at http://www.justice.gov/ovw/grantees, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OVW for guidance, and may not proceed without the express prior written approval of OVW.

31. Recipient and subrecipient agree that if the project is not operational within 60 days of the original starting date of the grant period, it will report by letter to OPDF 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 original starting date of the grant period, the Grantee will submit a second statement to OPDF explaining the delay.

32. The State 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.

33. Recipient and subrecipients agree that funds will be used only for the purpose areas described in the "STOP Violence Against Women Formula Grant Program" program authority. These funds are not intended to support services to women in the general population but to those who have been victims of violence. These funds may not be used for services to obtain divorces or legal separations. Funds may not be used for legal or defense services for perpetrators of violence against women. Funds may not be used for defense services for women arrested for criminal offenses.

34. Under the Government Performance and Results Act (GPRA), VAWA 2000 and subsequent legislation, grantees and subgrantees are required to collect and maintain data that measure the effectiveness of their grant-funded activities. Accordingly, the grantee agrees to submit annual electronic progress reports on program activities and program effectiveness measures and to require submission of reports by subgrantees. Grantees and subgrantees are required to collect the information that is included on the Measuring Effectiveness Initiative Progress Reports for the OVW Program under which this award is funded.

35. FFY 2016 S.T.O.P. VAWA expenditures must be made by March 31, 2018. Any extension beyond this time is contingent upon the Office on Violence Against Women approval of the State request for an award extension. Law enforcement, prosecution and courts projects must sign the certification provided by NYS which states that they have consulted with tribal, territorial, State or local victim service programs during the course of developing their projects.

36. The recipient and subrecipients agree to safeguard the confidentiality of information relating to individuals who may receive services in the course of this project. This includes, but is not limited to disclosure of victim's name, address, telephone number, or any other identifying information without the prior voluntary written
consent of the victim. The Grantee will maintain the confidentiality of all such information in conformity with the provisions of applicable State and Federal laws and regulations (e.g., Sections 136 and 372 of the Social Services Law, 18NYCRR357, and Attachment F-Sub-part 69-5 to Part 69 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10NYCRR)). Grantee must comport with the confidentiality and privacy rights and obligations created by any federal or state law, court rules or rules of professional conduct applicable to the work performed by the Grantee. Any breach of confidentiality by the Grantee, its agents or representatives will be cause for the immediate termination of this Agreement.

37. The recipient and subrecipient agree that grant funds will not be used to support the purchase of standard issued law enforcement items, such as, uniforms, safety vests, shields, weapons, bullets, and armory or to support chemical dependency or alcohol abuse programs that are not an integral part of the court-mandated batterer intervention program.

38. This contract may be extended, increased, decreased, terminated, renewed, amended or renegotiated at the discretion of the Commissioner of the Division of Criminal Justice Services.

39. The recipient and subrecipient agree to enter into a subcontract regarding compliance with the terms of this agreement with any agency that has expenses being paid by this grant award and itemized in Attachment B: B-1-Expenditure Based Budget.

40. The following condition will apply to contracts between two New York State governmental entities. This is an agreement between two New York State governmental entities, and as such the provisions contained herein with respect to grants are applicable only to the extent that the provisions would otherwise be applicable between New York State governmental entities.

41. No materials, items or publications resulting from award activities may use the DCJS logo or provide any attribution to DCJS in any form, without the prior approval from the Commissioner of DCJS or his designee. Requests for such approval must be submitted in writing to DCJS's Agency Counsel at least 30 days before requested use. Determinations of such requests will be made by the DCJS Commissioner on a case-by-case basis.

42. Any recipient and subrecipient who is not a licensed or an approved provider with the NYS Office of Children and Family Services or the NYS Department of Health agree to collaborate with an approved sexual assault or domestic violence provider in the recipient's jurisdiction or alternatively with the New York State Coalition Against Sexual Assault (NYSCASA) and/or the New York State Coalition Against Domestic Violence (NYSCADV) if delivering local or regional training or developing resources on the issues of domestic violence, sexual assault, dating violence, or stalking. Grantees delivering statewide training or developing statewide resources on the issues of domestic violence, sexual assault, dating violence, or stalking agree to collaborate with NYSCASA and/or NYSCADV throughout the process.

43. Encouraging Compliance with MWBE Regulations. The Division of Criminal Justice Services (DCJS) 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. DCJS thereby encourages the Contractor to cooperate with the DCJS 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 contracting opportunities for certified minority and women-owned business enterprises ("MWBEs"). These provisions shall be deemed supplementary 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. The Contractor may reference the directory of New York State Certified MBWEs found at the following internet address: http://www.esd.ny.gov/mwbe.html. Additionally, Contractor is encouraged to contact the Division of Minority and Woman Business Development (518) 292-5250; (212) 803-2414; or (716) 846-8200) to discuss additional methods of maximizing participation by MWBEs on the Contract.

44. Requirements related to System for Award Management and Unique Entity Identifiers

The recipient must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at http://www.sam.gov. This includes applicable requirements regarding registration with SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients (first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OVW

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web site at https://www.justice.gov/ovw/grantees (Award condition: Registration with the System for Award Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This special condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operated in his or her name).

45. Recipient integrity and performance matters:

Requirement to report information on certain civil, criminal and administrative proceedings to SAM and FAPIIS

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this OVW award or any other grant, cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OVW awards are required to report information about such proceedings, through the federal System for Award Management (known as "SAM"), to the designated federal integrity and performance system (currently, "FAPIIS").

The details of recipient obligations regarding reporting (and updating) of information on certain civil, criminal, and administrative proceedings to the federal designated integrity and performance system (currently, "FAPIIS") within SAM are posted on the OVW web site at https://www.justice.gov/ovw/grantees, (Award condition: Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIIS), are are incorporated by reference here.

1. Applicability of Part 200 Uniform Requirements and DOJ Grants Financial Guide

The recipient agrees to comply with the Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by the Department of Justice (DOJ) in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements"), and the current edition of the DOJ Grants Financial Guide as posted on the OVW website to include any amendments made throughout the course of the grant period.

2. Restrictions on "lobbying" and Policy Development

Federal funds may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government without the express prior written approval of OVW, in order to avoid violation of 18 USC 1913. The recipient, or any subrecipient ("subgrantee") may, however, use federal funds to collaborate with and provide information to federal, state, local, tribal and territorial public officials and agencies to develop and implement policies and develop and promote state, local, or tribal legislation or model codes designed to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

3. Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct

The recipient and any subrecipients ("subgrantees") must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award— (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by - (1) mail directed to: Office of the Inspector General, U.S. Department of Justice, Investigations Division, 950 Pennsylvania Avenue, N.W. Room 4706, Washington, DC 20530; oig.hotline@usdoj.gov; and/or (3) the DOJ OIG hotline: (contact information in English and Spanish) at (800) 869-4499 (phone) or (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig

4. Restrictions and certification regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal

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confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient -

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both -

a. it represents that -

   (1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

   (2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any sub recipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

5. Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

6. The recipient agrees to follow the applicable set of general terms and conditions which are available at http://www.justice.gov/ovw/grantees. These do not supersedes any specific conditions in this award document.

7. The Violence Against Women Reauthorization Act of 2013 added a new civil rights provision that applies to all OVW grants issued in FY 2014 or after. This provision prohibits OVW grantees from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation, or disability in any program or activity funded in whole or in part by OVW. The grantee acknowledges that it will comply with this provision.

8. The recipient agrees that funds will be used to supplement, not supplant, non-federal funds that would otherwise be available for the activities under this grant.

9. The recipient agrees to comply with all relevant statutory and regulatory requirements which may include, among other relevant authorities, the Violence Against Women Act of 1994, P.L. 103-322, the Violence Against

10. The recipient must be in compliance with specifications outlined in the solicitation under which the approved application was submitted. The program solicitation is hereby incorporated by reference into this award.

11. The recipient understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

12. The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

13. OVW Training Guiding Principles

The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guiding Principles for Grantees and Subgrantees, available at http://www.justice.gov/ovw.grantees.

14. Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings, trainings, and other events.

The recipient and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Financial Guide as posted on the OVW website.

15. Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

16. Grant funds may be used only for the purposes in the recipient's approved application. The recipient shall not undertake any work or activities that are not described in the grant application, and that use staff, equipment, or other goods or services paid for with OVW grant funds, without prior written approval from OVW.

17. The Director of OVW, upon a finding that there has been substantial failure by the recipient to comply with applicable laws, regulations, and/or the terms and conditions of the award or relevant solicitation, will terminate or suspend until the Director is satisfied that there is no longer such failure, all or part of the award, in accordance with the provisions of 28 CFR Part 9, as applicable mutatis mutandis.

18. The recipient agrees to comply with the provisions of 42 U.S.C. 13925(b)(2), nondisclosure of confidential or private information, which includes creating and maintaining documentation of compliance, such as policies and procedures for release of victim information. The grantee also agrees to ensure that any subgrantees meet these requirements.

19. Approval of this award does not indicate approval of any consultant rate in excess of $650 per day or $81.25 per hour. A detailed justification must be submitted to and approved by the Office on Violence Against Women prior to obligation or expenditure of such funds. Although prior approval is not required for consultant rates below these specified amounts, grantees are required to maintain documentation to support all daily or hourly rates.

20. The recipient agrees to submit one copy of all required reports and any other written materials or products that are developed by the grantee and funded under the project to OVW not less than twenty (20) days prior to public release. If the written material is found to be outside the scope of the program, or in some way to compromise victim safety, it will need to be revised to address these concerns or the grantee will not be allowed to use project funds to support the further development or distribution of the materials. The grantee is responsible for monitoring subgrantee products.
contain the following statements: "This project was supported by subgrant No. __________ awarded by the state administering office for the STOP Formula Grant Program. The opinions, findings, conclusions, and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the state or the U.S. Department of Justice, Office on Violence Against Women."

22. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.

23. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 38

The recipient and any subrecipient ("subgrantee") at any tier, must comply with the applicable requirements of 28 C.F.R. Part 38, specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries. Part 38 of C.F.R., a DOJ regulation, was amended effective May 4, 2016.

Among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38 also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of the regulation, now entitled "Partnerships with Faith-Based and Other Neighborhood Organizations," is available via the Electronic Code of Federal Regulations (currently accessible at http://www.ecfr.gov/cgi-bin/ECFR?page=browse), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.

24. The recipient agrees that grant funds will not support activities that compromise victim safety and recovery, such as: procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their actual or perceived sex, age, immigration status, race, religion, sexual orientation, gender identity, mental health condition, physical health condition, criminal record, work in the sex industry, or the age and/or sex of their children; procedures or policies that compromise the confidentiality of information and privacy of persons receiving OVW funded services; pre-trial diversion programs not approved by OVW or the placement of offenders in such programs; mediation, couples counseling, family counseling or any other manner of joint victim-offender counseling; mandatory counseling for victims, penalizing victims who refuse to testify, or promoting procedures that would require victims to seek legal sanctions against their abusers (e.g., seek a protection order, file formal complaint); the placement of perpetrators in anger management programs; or any other activities outlined in the solicitation under which the approved application was submitted.

25. Pursuant to 2 CFR §200.315(b), the recipient may copyright any work that is subject to copyright and was developed, or for which ownership was acquired, under this award. The Office on Violence Against Women reserves a royalty-free, nonexclusive and irrevocable right to reproduce, publish or otherwise use the work, in whole or in part (including in the creation of derivative works), for Federal purposes, and to authorize others to do so.

The Office on Violence Against Women also reserves a royalty-free, nonexclusive and irrevocable right to reproduce, publish or otherwise use, in whole or in part (including in the creation of derivative works), any work developed by a subrecipient of this award, for Federal purposes, and to authorize others to do so.

In addition, the recipient (or subrecipient, contractor or subcontractor) must obtain advance written approval from the Office on Violence Against Women program manager assigned to this award, and must comply with all conditions specified by the program manager in connection with that approval, before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.

It is the responsibility of the recipient (and of each subrecipient, contractor or subcontractor as applicable) to ensure that this condition is included in any subaward, contract or subcontract under this award.

26. The recipient agrees to comply with applicable requirements to report first-tier subawards of $25,000 or
more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients of award funds. Such data will be submitted to the FFATA Subaward Reporting System (FSRS). The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the Office on Violence Against Women web site at: http://www.ovw.usdoj.gov/docs/ffata-award-term.pdf (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here. This condition, and its reporting requirement, does not apply to grant awards made to an individual who received the award as a natural person (i.e., unrelated to any business or nonprofit organization that he or she may own and/or operate in his or her name).

27. The recipient understands and agrees that compliance with the statutory certification requirements is an ongoing responsibility during the award period and that, at a minimum, a hold may be placed on recipient's funds for noncompliance with any of the requirements of 42 U.S.C. 3796gg-4 (regarding rape exam payments), 42 U.S.C. 3796gg-4(e) (regarding judicial notification), 42 U.S.C. 3706gg-5 (regarding certain fees and costs), and 42 U.S.C. 3796gg-8 (regarding polygraphing of sexual assault victims). Non-compliance with any of the foregoing may also result in termination or suspension of the grant or other remedial measures, in accordance with applicable laws and regulations.

28. Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OVW authority to terminate award)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to the prohibited conduct related to trafficking in persons are posted on the OVW web site at: http://www.justice.gov/owv/grantees (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OVW authority to terminate award), and are incorporated by reference here.

29. Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (an in the predominant language of the work force), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.

30. Compliance with general appropriations - law restrictions on the use of federal funds (FY 2016)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in the federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2016, are set out at http://www.justice.gov/ovw/grantees, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OVW for guidance, and may not proceed without the express prior written approval of OVW.

31. Recipient and subrecipient agree that if the project is not operational within 60 days of the original starting date of the grant period, it will report by letter to OPDF 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 original starting date of the grant period, the Grantee will submit a second statement to OPDF explaining the delay.

32. The State 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.

33. Recipient and subrecipients agree that funds will be used only for the purpose areas described in the

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp 1/30/2017
"STOP Violence Against Women Formula Grant Program" program authority. These funds are not intended to support services to women in the general population but to those who have been victims of violence. These funds may not be used for services to obtain divorces or legal separations. Funds may not be used for legal or defense services for perpetrators of violence against women. Funds may not be used for defense services for women arrested for criminal offenses.

34. Under the Government Performance and Results Act (GPRA), VAWA 2000 and subsequent legislation, grantees and subgrantees are required to collect and maintain data that measure the effectiveness of their grant-funded activities. Accordingly, the grantee agrees to submit annual electronic progress reports on program activities and program effectiveness measures and to require submission of reports by subgrantees. Grantees and subgrantees are required to collect the information that is included on the Measuring Effectiveness Initiative Progress Reports for the OVW Program under which this award is funded.

35. FFY 2016 S.T.O.P. VAWA expenditures must be made by March 31, 2018. Any extension beyond this time is contingent upon the Office on Violence Against Women approval of the State request for an award extension. Law enforcement, prosecution and courts projects must sign the certification provided by NYS which states that they have consulted with tribal, territorial, State or local victim service programs during the course of their projects.

36. The recipient and subrecipients agree to safeguard the confidentiality of information relating to individuals who may receive services in the course of this project. This includes, but is not limited to disclosure of victim’s name, address, telephone number, or any other identifying information without the prior voluntary written consent of the victim. The Grantee will maintain the confidentiality of all such information in conformity with the provisions of applicable State and Federal laws and regulations (e.g., Sections 136 and 372 of the Social Services Law, 18NYCRR357, and Attachment F-Sub-part 69-5 to Part 69 of Title 10 (Health) of the Official Compilation of Codes, Rules and Regulations of the State of New York (10NYCRR). Grantee must comport with the confidentiality and privacy rights and obligations created by any federal or state law, court rules or rules of professional conduct applicable to the work performed by the Grantee. Any breach of confidentiality by the Grantee, its agents or representatives will be cause for the immediate termination of this Agreement.

37. The recipient and subrecipient agree that grant funds will not be used to support the purchase of standard issued law enforcement items, such as, uniforms, safety vests, shields, weapons, bullets, and armory or to support chemical dependency or alcohol abuse programs that are not an integral part of the court-mandated batterer intervention program.

38. This contract may be extended, increased, decreased, terminated, renewed, amended or renegotiated at the discretion of the Commissioner of the Division of Criminal Justice Services.

39. The recipient and subrecipient agree to enter into a subcontract regarding compliance with the terms of this agreement with any agency that has expenses being paid by this grant award and itemized in Attachment B: B-1-Expenditure Based Budget.

40. The following condition will apply to contracts between two New York State governmental entities: This is an agreement between two New York State governmental entities, and as such the provisions contained herein with respect to grants are applicable only to the extent that the provisions would otherwise be applicable between New York State governmental entities.

41. No materials, items or publications resulting from award activities may use the DCJS logo or provide any attribution to DCJS in any form, without the prior approval from the Commissioner of DCJS or his designee. Requests for such approval must be submitted in writing to DCJS's Agency Counsel at least 30 days before requested use. Determinations of such requests will be made by the DCJS Commissioner on a case-by-case basis.

42. Any recipient and subrecipient who is not a licensed or an approved provider with the NYS Office of Children and Family Services or the NYS Department of Health agree to collaborate with an approved sexual assault or domestic violence provider in the recipient’s jurisdiction or alternatively with the New York State Coalition Against Sexual Assault (NYSCASA) and/or the New York State Coalition Against Domestic Violence (NYSCADV) if delivering local or regional training or developing resources on the issues of domestic violence, sexual assault, dating violence, or stalking. Grantees delivering statewide training or developing statewide resources on the issues of domestic violence, sexual assault, dating violence, or stalking agree to collaborate with NYSCASA and/or NYSCADV throughout the process.

43. Encouraging Compliance with MWBE Regulations. The Division of Criminal Justice Services (DCJS) 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. DCJS thereby encourages the Contractor to cooperate with the DCJS 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 contracting opportunities for
certified minority and women-owned business enterprises ("MWBEs"). These provisions shall be deemed
supplementary 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. The Contractor may
reference the directory of New York State Certified MBWEs found at the following internet address:
http://www.esd.ny.gov/mwbe.html. Additionally, Contractor is encouraged to contact the Division of Minority and
Woman Business Development (516) 292-5250; (212) 803-2414; or (716) 846-8200 to discuss additional
methods of maximizing participation by MWBEs on the Contract.

44. Requirements related to System for Award Management and Unique Entity Identifiers

The recipient must comply with applicable requirements regarding the System for Award Management (SAM),
currently accessible at http://www.sam.gov. This includes applicable requirements regarding registration with
SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients
(first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the
recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OVW
web site at https://www.justice.gov/ovw/grantees (Award condition: Registration with the System for Award
Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This special condition does not apply to an award to an individual who received the award as a natural person
(i.e., unrelated to any business or non-profit organization that he or she may own or operated in his or her
name).

45. Recipient integrity and performance matters:

Requirement to report information on certain civil, criminal and administrative proceedings to SAM and FAPIIS

The recipient must comply with any and all applicable requirements regarding reporting of information on civil,
criminal, and administrative proceedings connected with (or connected to the performance of) either this OVW
award or any other grant, cooperative agreement, or procurement contract from the federal government. Under
certain circumstances, recipients of OVW awards are required to report information about such proceedings,
through the federal System for Award Management (known as "SAM"), to the designated federal integrity and
performance system (currently, "FAPIIS").

The details of recipient obligations regarding reporting (and updating) of information on certain civil, criminal,
and administrative proceedings to the federal designated integrity and performance system (currently, "FAPIIS")
within SAM are posted on the OVW web site at: https://www.justice.gov/ovw/grantees, (Award condition:
Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIIS), are are incorporated by
reference here.

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp 1/30/2017
APPENDIX X
AMENDMENT OF GRANT CONTRACT TERMS

Agency Code: 01490

This is an Appendix (Appendix X) to the AGREEMENT between THE STATE OF NEW YORK, acting by and through the New York State Division of Criminal Justice Services (DCJS), and represents an amendment to the grant contract executed between DCJS and the Grantee Agency indicated in the GMS Participant Module (the Parties).

It is understood that the terms and conditions of the original grant contract have been modified by mutual agreement between DCJS and the Grantee Agency. Those terms and conditions which have been modified herein supersede prior executed versions of this contract. All other provisions of the contract shall remain in full force and effect for the duration of the contract, unless further amended by mutual agreement of the Parties, and by the electronic certification of a subsequent Appendix X by both DCJS and the Grantee Agency.

All Certified Assurances for federal programs, and DCJS Contract Appendices are also available online for download at http://criminaljustice.state.ny.us/ofpa/forms.htm.

Certified by - on

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp   1/30/2017
TO: Jon Schneider, Deputy County Executive
Suffolk County Executive’s Office

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

DATE: January 30, 2017

SUBJECT: Resolution Packet for the STOP Violence Against Women Formula 2016 Grant Program

Attached please find the following for the Suffolk County Police Department’s STOP Violence Against Women Formula 2016 grant program:

- Draft Resolution
- Memorandum of Support
- Grant SCIN Forms
- Request for Introduction of Legislation
- Financial Impact Statement
- Copy of proposed contract between Suffolk County and the NYS Division of Criminal Justice Services

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.

This program will enable the Suffolk County Police Department to manufacture at least 50 new panic alarms to be placed in the homes of victims of domestic and other types of violence. The Department’s supplies of these alarms are constantly being depleted and this funding will assist us in our endeavor to maintain available alarms.

This grant program requires a 25% match of $22,248.22 which will be met by the SANE Nurses’ salary already budgeted in the 2016 Suffolk County Budget.

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
Att.

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
RESOLUTION NO. -2017, AUTHORIZING THE DONATION OF
SURPLUS MEALS READY TO EAT TO MUNICIPALITIES AND/OR
RECOGNIZED NOT-FOR-PROFIT ENTITIES

WHEREAS, this Legislature hereby finds and determines that there are from
time to time individuals in need of donated supplies in Suffolk County including meals; and

WHEREAS, this Legislature wishes Suffolk County to provide, when possible,
assistance to these individuals; and

WHEREAS, the Department of Fire, Rescue and Emergency Services ("FRES")
maintains a supply of Meals Ready to Eat ("MREs") as part of its preparedness response in the
event of an emergency or disaster within Suffolk County; and

WHEREAS, due to its limited shelf-life, such MREs must be periodically rotated
and replenished, leaving many supplies never to be used; and

WHEREAS, FRES currently has 15,552 MREs in excess of the Department's
needs in the event of an emergency or disaster within Suffolk County and that such MREs will
expire in the current year; and

WHEREAS, these MREs are valued at approximately $77,604 but were
provided to Suffolk County by federal and state authorities, at no cost to the county, during the
response to Superstorm Sandy; now, therefore be it

1st
RESOLVED, that the 15,552 MREs be declared surplus to the County's needs
and be donated to needy Suffolk County residents; and be it further

2nd
RESOLVED, that the Commissioner of FRES is hereby authorized, empowered
and directed to transfer the above MREs to municipalities and/or recognized not-for-profit
entities providing relief to needy Suffolk County residents; and be it 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.

DATED:

APPROVED BY:
County Executive of Suffolk County

Date:
Meal Kit Specifications

Meal Kit includes the following:
- (1) 9 oz. Chef 5 Minute Meal
  - Must include heating element, cutlery, and seasoning
- (1) 75 g. Chef 5 Express Meal Replacement Bar

Pricing for the above outlined kit is as follows:
- Price per unit is $4.99 for kits including the following:
  - Beef Stew
  - Beef Stroganoff
  - Three Cheese Omelet with Corned Beef Hash
- Price per unit is $4.69 for kits including the following:
  - Beef Chili with Beans
  - Chicken Pasta Parmesan
  - Chicken Cacciatore
  - Spaghetti and Meatballs
  - Vegetable Lasagna

Delivery to New York is included in the above mentioned pricing.

Should you have any questions pertaining to the above, please do not hesitate to contact me.

Best Regards,

Christina Carter
Executive Assistant
Chef Minute Meals, Inc.
O: (423) 926-0092 ex.14
M: (423) 557-5753
Christina@chef5minutemeals.com
TITLE OF BILL: Donating surplus emergency Meals Ready to Eat (MREs) to municipalities, government offices and/or recognized not-for-profit entities providing relief to their clients.

PURPOSE OR GENERAL IDEA OF BILL: To provide surplus meals – via government or not-for-profit organizations – to needy clients or constituents prior to their product expiration dates.

SUMMARY OF SPECIFIC PROVISIONS: Legislation would allow the Commissioner of FRES to transfer said MREs to these recognized entities for their consumption by those in need.

JUSTIFICATION: Suffolk County FRES obtained said MREs largely from state and federal partners for relief in response to Superstorm Sandy in 2012. These MREs maintain a limited shelf life, and are set to expire in the middle of 2017. This resolution would allow for those meals to be provided to the needy rather than being discarded as waste upon expiration.

FISCAL IMPLICATIONS: None.
1. Type of Legislation
   - Local Law: 
   - Charter Law: 
   - Resolution: X

2. Title of Proposed Legislation
   Donating surplus emergency Meals Ready to Eat (MREs) to municipalities, government offices and/or recognized not-for-profit entities providing relief to their clients.

3. Purpose of Proposed Legislation
   Suffolk County FRES obtained said MREs largely from state and federal partners for relief in response to Superstorm Sandy in 2012. These MREs maintain a limited shelf life, and are set to expire in the middle of 2017. This resolution would allow for those meals to be provided to the needy rather than being discarded as waste upon expiration.

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.

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: As these meals expire in 2016, authorization and donation to recognized entities is needed to allow proper time for transfer and distribution.

10. Typed Name & Title of Preparer
    Edward F. Moltzen, Assistant to the Commissioner of Suffolk County Department of Fire, Rescue and Emergency Services.

11. Signature of Preparer

12. Date
   Feb. 10, 2017

SCIN FORM 175b (10/95)
# Financial Impact

## 2017 Property Tax Levy

### Cost to the Average Taxpayer

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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 Cost to Avg Taxpayer</th>
<th>2017 FEV Tax Rate Per $1000</th>
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</thead>
<tbody>
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<td>$0.00</td>
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### Combined

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<th>2017 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.

Page 2 of 2

To be completed by the Executive Budget Office
TO: Jon Schneider  
Deputy County Executive

From: Joseph F. Williams  
Commissioner

Date: December 19, 2016

SUBJECT: Request for Introductory Resolution: Authorizing donation of surplus emergency Meals Ready to Eat (MREs) to municipalities, government offices and/or recognized not-for-profit entities providing relief to their clients.

Enclosed for further processing is an introductory resolution and supporting documents to authorize the Commissioner of FRES to transfer the above MREs to municipalities, government offices and/or recognized not-for-profit entities engaged in providing said relief.

This agreement, if authorized and entered into, would permit the Commissioner of FRES to transfer to said municipalities, government offices and/or recognized not-for-profit entities for distribution to constituents or clients.

There would be no financial implications to Suffolk County under such an agreement.

If you have any questions, please contact my office at x24850.

JFW

Enclosures
RESOLUTION NO. - 2017, ADOPTING LOCAL LAW NO. -2017, A LOCAL LAW TO IMPROVE THE COUNTY'S AFFORDABLE HOUSING PROGRAMS

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 IMPROVE THE COUNTY'S AFFORDABLE HOUSING PROGRAMS"; 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 IMPROVE THE COUNTY'S AFFORDABLE HOUSING PROGRAMS

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 obtaining decent, affordable housing can be difficult for low- and middle-income families in Suffolk County.

This Legislature also finds and determines that Suffolk County makes substantial monetary investments in affordable housing projects to increase the number of units that are available to County residents.

This Legislature determines that some of the housing units built with County support continue to be out of reach for many residents.

This Legislature also determines that existing provisions in County affordable housing laws are not consistent in the application of federal housing cost guidelines across programs and should be amended for clarity.

This Legislature finds that a provision in the Administrative Code currently allows other municipalities to waive affordability guidelines for County funded rental units within their jurisdictions. This provision should be deleted to ensure that rental units remain affordable in housing projects that are County funded.

Therefore, the purpose of this law is clarify affordability requirements in the County's affordable housing programs and eliminate the provision that allows other local governments to waive the County's affordability guidelines for rental units.

Section 2. Amendments.

I. Section A36-2 of the SUFFOLK COUNTY ADMINISTRATIVE CODE is hereby amended as follows:
ARTICLE XXXVI.
AFFORDABLE HOUSING

§ A36-2. Suffolk County housing opportunities programs.

D. Workforce housing and affordable housing programs other than the New York State General Municipal Law § 72-h transfer programs.

(2) Program requirements.

(c) Deed restrictions for all housing subsidized pursuant to this section, other than the New York State General Municipal Law § 72-h transfer program for homeowners displaced by natural disaster, must reflect the following guidelines:

[6] Affordability for rental units. Rental units shall have maximum rent equal to the fair market rent adjusted for bedroom size established by HUD for the Nassau-Suffolk PMSA or any municipality-approved fair market rent standard, provided said standard does not exceed HUD standard for the Nassau-Suffolk PMSA at 60% of adjusted median income, and must remain affordable for at least 10 consecutive years or until the WHS or AHS is repaid to the County, whichever is later.

II. Chapter 740 of the SUFFOLK COUNTY CODE is hereby amended as follows:

CHAPTER 740.
SEWERS

ARTICLE VIII.
GENERAL PROVISIONS.

§ 740-45. Connection by premises outside district.
C. Affordable housing considerations.

(1) No contract between the Administrator and an applicant from outside the geographical boundaries of a district may be entered into unless, in the case of a residential housing development or a development that includes a residential component, which consists of 10 or more units only, the housing development or component is comprised of no less than 20% of units that are set aside for homebuyers or renters [whose income does not exceed 120% of the HUD-established median income limit for the Nassau-Suffolk Primary Metropolitan Statistical Area (PMSA) adjusted by family size.] in a manner which conforms with the income requirements set forth in § A36-2(D)(2)(c) of the Suffolk County Administrative Code.

*( * * * *)

(2) Upon approval of a contract with the Administrator, a covenant shall be filed on the deed of those units that are required to be set aside pursuant to Subsection C(1) of this section, which covenant or covenants shall contain the following restrictions:

(a) Said unit or units shall be restricted for use as affordable housing units, defined for purposes of this section as units which are set aside for homebuyers or renters [whose income does not exceed 120% of the HUD-established median income limit for the Nassau-Suffolk Primary Metropolitan Statistical Area (PMSA) adjusted by family size.] in a manner which conforms with the income requirements set forth in § A36-2(D)(2)(c) of the Suffolk County Administrative Code, for a period of 15 years from the date of filing of the covenant or covenants.

*( * * * *)

Section 3. Applicability.

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

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.
Section 5. SEQRA Determination.

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

Section 6. Effective Date.

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

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

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:

s:\laws\improve-affordable-housing-programs
Suffolk County has a robust affordable housing program, including a system for approving development of rental units. This proposed local law would amend Section A36-2 of the SUFFOLK COUNTY ADMINISTRATIVE CODE and Chapter 740 of the SUFFOLK COUNTY CODE to make sure that all elements of a rental community development are uniform for affordable housing standards.

Currently, rental unit affordability standards can be set by the County or the municipality where the development will occur. The County is bound by the fair market rent adjusted for bedroom size, as established by the Federal Department of Housing and Urban Development (HUD) for the Nassau-Suffolk region. Municipalities are not similarly bound. This law would amend Section A36-2(D)(2)(c)(6) to extend the HUD standard limitations to municipalities seeking to set their own rate for affordable housing. The limit for municipalities would be 80% of the adjusted median income. Similarly, Section 740-45 of the CODE would now require sewer connection fees to comport with the revised Section A36-2(D)(2)(c) when applied to affordable housing developments. This ensures that all elements of affordable housing development will be subject to the same standards during all phases of development and construction.

This law will take apply to all actions occurring on or after the effective date. This law will go into effect immediately upon filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

s:\rule28\28-affordable housing
RESOLUTION NO. -2017, TO REAPPOINT CORRIEANN M. YOUNG AS A MEMBER OF THE SUFFOLK COUNTY CITIZENS ADVISORY BOARD FOR THE ARTS

WHEREAS, the Citizens Advisory Board for the Arts was created to suggest, review and recommend arts policies and programs for Suffolk County; and

WHEREAS, members of the Citizens Advisory Board for the Arts may be recommended by individual County Legislators and are subject to approval by the full Legislature; now, therefore be it

1st RESOLVED, that Corrieann M. Young, currently residing in Dix Hills, New York, is hereby reappointed as a member of the Suffolk County Citizens Advisory Board for the Arts to represent Legislative District No. 16, for a three year term of office to expire on May 20, 2020, pursuant to Chapter 103-3(B) of the SUFFOLK COUNTY CODE.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\resl-r reappt-young-arts
RESOLUTION NO. -2017, AUTHORIZING THE RECONVEYANCE OF COUNTY-OWNED REAL ESTATE PURSUANT TO SECTION 215, NEW YORK STATE COUNTY LAW TO ROY T. CONN, DIANA CONN AND THE HEIRS OF THE ESTATE OF LENA VURCHIO (SCTM NO. 0100, 146.00, 03.00, 003.000)

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 Babylon, County of Suffolk, State of New York, described on the Tax Map of the Suffolk County Real Property Service Agency as District 0100, Section 146.00, Block 03.00, Lot 003.000, and acquired by tax deed on October 26, 2015, from Barry S. Paul, the County Treasurer of Suffolk County, New York, and recorded on October 26, 2015, in Liber 12938, at Page 566, and otherwise known and designated by the Town of Babylon, as East 10 feet Lot 552 and West 60 feet Lot 551 on a certain map entitled "Liberty Farms, Section 2", filed in the Office of the Clerk of Suffolk County on July 10, 1925 as Map No. 216; and

WHEREAS, Roy and Diana Conn 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 McCaffrey 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, has received from the applicant the sum of $66,201.76 as payment of taxes, penalties, interest, recording fees due the County of Suffolk through July 11, 2017 and will receive any and all other charges that may be due and owing as of the actual date of closing; 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:

Roy T. Conn, Diana Conn & the Heirs of the Estate of Lena Vurchio
14 Hamilton Avenue
North Babylon, New York 11703
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 Conns 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 Roy and Diana Conn, et
al.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\word\Reso Conn
RESOLUTION NO. -2017, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED PORT JEFFERSON – WADING RIVER RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH, CP 5903, TOWN OF BROOKHAVEN, TOWN OF RIVERHEAD AND VILLAGE OF SHOREHAM

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Port Jefferson – Wading River Rails to Trails Pedestrian and Bicycle Path, CP 5903, Town of Brookhaven, Town of Riverhead and Village of Shoreham", pursuant to Local Law No. 22-1985, which project involves Suffolk County proposing to construct an approximately ten foot wide paved shared use path within an approximately 30 foot wide easement; and

WHEREAS, the shared use path is proposed to be sited within an approximately ten mile long strip of abandoned Long Island Railroad right-of-way which is presently owned by the Long Island Power Authority (LIPA) and used as an electrical distribution right-of-way; and

WHEREAS, the shared use path will also include an approximately 950 foot section in Rocky Point that will be located on-road due to the lack of an accessible LIPA right-of-way in that location; and

WHEREAS, the shared use path will be designed to provide safe access and travel needs for bicyclists and pedestrians; 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 NV5 - Technical Engineering and Consulting Services and subsequently sent out to all concerned parties: and

WHEREAS, at its February 15, 2017 meeting, the CEQ reviewed the EAF the information submitted by the Suffolk County Department of Public Works; and

WHEREAS, the CEQ recommended that the above activity be considered a Type I 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 February 28, 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 Port Jefferson – Wading River Rails to Trails Pedestrian and Bicycle Path, CP 5903,
Town of Brookhaven, Town of Riverhead and Village of Shoreham constitutes a Type I Action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 450 of the Suffolk County Code, that the proposed 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 set forth in Title 6 NYCRR, Part 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 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) the proposed project location does not appear to suffer from any severe environmental development constraints (limiting soil properties, high groundwater table and/or unmanageable slopes); and

4) the proposed land use trail is proposed in a location that has previously been disturbed and all stormwater runoff from the proposed project will be maintained onsite;

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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\s-trails-pedestrian-bicycle-path
RESOLUTION NO. -2017, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 7 – MEDFORD, CP 8194, TOWN OF BROOKHAVEN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the “Proposed Improvements to Suffolk County Sewer District No. 7 – Medford, CP 8194, Town of Brookhaven” pursuant to Local Law No. 22-1985, which project involves improvements to the Suffolk County Sewer District No. 7 – Medford, would take place at the Woodside facility which is one of the two wastewater treatment plants in the Sewer District; and

WHEREAS, the Woodside facility is located on Harrison Avenue which is east of County Road 101 and south of Woodside Avenue; and

WHEREAS, the proposed improvements will be in-kind replacement with a focus on the replacement of the denitrification filter system along with auxiliary equipment; and

WHEREAS, the proposed replacement system will replace an outdated system and provide the capacity to treat sewage from the potential development in North Bellport and the potential sewerage of the Village of Bellport, 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 February 15, 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 February 28, 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 Improvements to Suffolk County Sewer District No. 7 – Medford, CP 8194, Town of Brookhaven 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 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 set forth in Title 6 NYCRR, Part 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 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; and

3) the proposed work will replace an outdated system and all work constitutes in-kind replacement and will be located on the same foot-print of the system to be replaced;

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:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\s-sewer-district-7
RESOLUTION NO. -2017, MAKING A SEQRA DETERMINATION IN CONNECTION WITH THE PROPOSED SUFFOLK COUNTY SEWER DISTRICT NO. 22 - HAUPPAUGE MUNICIPAL RECHARGE FACILITIES PROJECT, CP 8171, TOWN OF SMITHTOWN

WHEREAS, the Suffolk County Council on Environmental Quality (CEQ) reviewed a project designated as the "Proposed Suffolk County Sewer District No. 22 - Hauppauge Municipal Recharge Facilities Project, CP 8171, Town of Smithtown", pursuant to Local Law No. 22-1985, which project involves alleviating poor recharge conditions at Sewer District No. 22's wastewater treatment plant said project proposes to abandon the Sewer District #22 wastewater treatment plant facility and pump the wastewater to Sewer District #18 for treatment; and

WHEREAS, the proposed project proposes to connect the wastewater treatment plant at the County Center North Complex in Hauppauge (Sewer District No. 22) to Sewer District No. 18 – Hauppauge Industrial at the intersection of Marcus Avenue and New Highway via the construction of approximately 6,700 linear feet of force main; and

WHEREAS, the control building and emergency generator at Sewer District No. 22's current wastewater treatment plant will remain active and supply power to the new pump station; 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 Lockwood, Kessler and Bartlett, Inc. and subsequently sent out to all concerned parties; and

WHEREAS, at its February 15, 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 February 28, 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 Suffolk County Sewer District No. 22 - Hauppauge Municipal Recharge Facilities Project, CP 8171, Town of Smithtown 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 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 set forth in Title 6 NYCRR, Part 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 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 work will be performed on the grounds of the existing sewage treatment plant and in existing road right-of-ways which are areas that have previously been disturbed;

4) the force main trenching and covering will proceed in phases to limit the amount of area that is disturbed per day;

5) all required regulatory permits and approvals will be obtained; and

6) the project will alleviate poor effluent recharge conditions due to a high water table and poor soil percolation at the current Suffolk County Sewer District No. 22 sewage treatment plant which is close to the Nissequogue River headwaters;

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:

APPROVED BY:

______________________________

County Executive of Suffolk County

Date: s:\res\s-sewer-district-22
RESOLUTION NO. -2017, APPROVING THE REAPPOINTMENT OF ROBERT M. MARKS AS A MEMBER OF THE SUFFOLK COUNTY ELECTRICAL LICENSING BOARD

WHEREAS, Local Law 19-2014 authorized the creation of an eleven member Electrical Licensing Board; and

WHEREAS, members of the Suffolk County Electrical Licensing Board are appointed by the County Executive, subject to legislative approval; and

WHEREAS, the term of office of Mr. Marks expired on December 31, 2016; and

WHEREAS, the County Executive has re-nominated Robert M. Marks to serve as a member of the Suffolk County Electrical Licensing Board; now, therefore be it

1st RESOLVED, that the appointment of Robert M. Marks of Farmingville, New York, as a member of the Suffolk County Electrical Licensing Board, for a term of office expiring December 31, 2019, is hereby approved, said appointment having been made pursuant to the provisions of Chapter 563 of the Suffolk County Code; and be it further

2nd 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 the County of Suffolk

Date:
Robert M. Marks

Experience

2012 – Present
Vice President – Owner
Deer Park Electric Inc., Deer Park, NY
  • Long Island NECAR Representative
  • Project Manager – responsible for estimating, purchasing, contracts, to final completion.
  • Responsible for accounts payable and receivable.

2008 – Present
Vice President – Owner
Di Fazio Power & Electric Inc., Deer Park, NY
  • Project Manager – responsible for estimating projects, issuing Purchase Orders, negotiating contracts, final inspections and billing.
  • Manage labor schedules.
  • Design and supervise the installation of Fire Alarm Systems.
  • Electrical maintenance and Service calls – responsible for receiving service calls by phone and email, coordinating manpower and materials, billing, and accounts receivable.
  • Responsible for Electrical Licenses and New York State Alarm License.

1994 – 2008
Vice President
Di Fazio Electric Inc., Deer Park, NY
  • Project Manager – responsible for estimating projects, issuing Purchase Orders, negotiating contracts, final inspections and billing.
  • Supervisor – Assign Manpower, manage labor schedules.
  • Design and supervise the installation of Fire Alarm Systems.
  • Electrical maintenance and Service calls – responsible for receiving service calls by phone and email, coordinating manpower and materials, billing, and accounts receivable.
  • Responsible for Electrical Licenses and New York State Alarm License.

1991 – 1994
Project Manager, Supervisor
Di Fazio Electric Inc., Deer Park, NY
  • Project Manager – responsible for estimating projects, issuing Purchase Orders, negotiating contracts, final inspections and billing.
  • Supervisor – Assign Manpower, manage labor schedules.
  • Design and supervise the installation of Fire Alarm Systems.
  • Electrical maintenance and Service calls – responsible for receiving service calls by phone and email, coordinating manpower.
• Village of Cedarhurst Master Electrical License: May 2000 to Present
• Village of Floral Park Master Electrical License: December 1997 to Present
• Village of Mineola Master Electrical License: October 1998 to Present
• Village of Malverne Master Electrical License: January 2001 to Present
• State of New York Security and Fire Alarm License: September 1992 to Present
• City of New York Master Electrician License: June 2014 to Present

Professional Organizations
• IAET: October 2004 to Present
• NFPA: February 2004 to Present
• LEED – AP: November 2008 to Present
• USGBC – Greater Council: November 2008 to Present
• NECA – Long Island Chapter: January 2008 to Present

Education
• IBEW Local #25 Apprenticeship Program: 1977 to 1981
  *Graduated first in class
• New York Institute of Technology: Computer Programming
• Suffolk Community College: Electronics, 69 Credits, 1976 to 1972
• Newfield High School: Regents diploma, 1970

Certifications
• OSHA 30
• Bulltrite
• NFPA 70E
1988 - 1991  Vice President - Owner
Holley Contracting Corp., Hempstead, NY
- Long Island NECA Representative
- Project Manager - responsible for estimating projects, issuing Purchase Orders, Negotiating Contracts, Final Inspections and Billing.
- Supervisor - Assign Manpower, Manage Labor Schedules.
- Design and supervise the installation of Fire Alarm Systems.
- Electrical maintenance and Service calls - responsible for receiving service calls by phone, and timely coordinating manpower and materials, billing and accounts receivable.
- Responsible for Electrical Licenses and New York State Alarm License.
- Responsible for day-to-day activities, Accounts Payable and Accounts Receivable.

1987 - 1988  Project Manager, Estimator
Di Fazio Electric Inc., Deer Park, NY
- Project Manager - responsible for estimating projects, issuing Purchase Orders, Negotiating Contracts, Final Inspections and Billing.
- Supervisor - Assign Manpower, Manage Labor Schedules.
- Design and supervise the installation of Fire Alarm Systems.

1981 - 1987  Electrical Foreman
Di Fazio Electric Inc., Deer Park, NY
- Electrical Foreman - responsible for day-to-day supervision of Electrical Installations at the field level.

1977 - 1981  President - Owner
Marks Electric Inst & Maint Corp., Farmingville, NY
- Project Manager - responsible for estimating projects, issuing Purchase Orders, Negotiating Contracts, Final Inspections and Billing.
- Responsible for day-to-day activities, Accounts Payable and Accounts Receivable.

Licenses
- Suffolk County Master Electrician License  February 1977 to Present
- Town of Oyster Bay Master Electrical License  May 1980 to Present
- Town of Hempstead Master Electrical License  November 1996 to Present
- Village of Hempstead Master Electrical License  April 1998 to Present
- City of Long Beach Master Electrical License  December 1997 to Present
- Village of Freeport Master Electrical License  June 1998 to Present
- Village of Westbury Master Electrical License  January 1998 to Present
- Village of Lynbrook Master Electrical License  January 1998 to Present
- Village of East Hills Master Electrical License  November 1997 to Present
- Village of Rockville Centre Master Electrical License  March 1998 to Present
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STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution _X_  Local Law ___  Charter Law

2. Title of Proposed Legislation: APPROVING THE REAPPOINTMENT OF ROBERT M. MARKS AS A MEMBER OF THE SUFFOLK COUNTY ELECTRICAL LICENSING BOARD.

3. Purpose of Proposed Legislation
The purpose of this legislation is to reappoint Robert M. Marks to the Suffolk County Electrical Licensing Board. The Board consists of eleven (11) members who serve three (3) year terms.

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? (check appropriate category)

_X  County  ___  Town  ___  Economic Impact

_____ Village  _____ School District  _____ Other (Specify

_____ Library District  _____ Fire District  _____ NOT APPLICABLE

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Subdivision.
Member has been appointed to a three (3) year term. The approximate cost is $4500.

8. Proposed Source of Funding

2017 Operating Budget

9. Timing of Impact

_Upon adoption_

10. Typed Name & Title of Preparer

BARBARA D'AMICO
DIRECTOR OF FINANCE

11. Signature of Preparer

_/Barbara D'Amico_

12. Date

1/30/17

SCIN FORM 175b (10/95)
### 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><strong>TOTAL</strong></td>
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### Police District and District Court

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<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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<td><strong>TOTAL</strong></td>
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### Combined

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<th>2017 Property Tax Levy</th>
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<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
</tbody>
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**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.

Page 2 of 2

To be completed by the Executive Budget Office
TITLE OF BILL:

APPROVING THE REAPPOINTMENT OF ROBERT M. MARKS AS A MEMBER OF THE SUFFOLK COUNTY ELECTRICAL LICENSING BOARD.

PURPOSE OR GENERAL IDEAL OF BILL:

The purpose of this legislation is to reappoint Robert M. Marks as a member of the Suffolk County Electrical Board. The Board consists of eleven (11) members who serve three (3) year terms.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Mr. Marks' current term expired on December 31, 2016.

FISCAL IMPLICATIONS:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
Suffolk County Executive’s Office

FROM: Frank Nardelli, Commissioner

DATE: January 30, 2017

RE: INTRODUCTORY RESOLUTION

Attached please find the following Introductory Resolution for the next Legislative meeting:

RESOLUTION NO. -17, TO APPROVE THE REAPPOINTMENT OF ROBERT M. MARKS AS A MEMBER OF THE SUFFOLK COUNTY ELECTRICAL LICENSING BOARD.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE “RESO-LLCA-ELECTRICAL BOARD-R. MARKS.”

Thank you for your assistance.

***

FN:dv
Attachment
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.

Submitting Department
(Dept. Name & Location):

Department Contact Person
(Name & Phone No.):

Suffolk County Department of Labor, Licensing & Consumer Affairs
Bldg. 17, No. County Complex
Veterans Memorial Highway
Hauppauge, NY 11788

Barbara D'Amico
36669

Suggestion Involves:

_____ Technical Amendment
_____ Grant Award
_____ New Program
_____ Contract (New_Rev._)
_____ Other

Summary of Problem: (Explanation of why this legislation is needed.)
The purpose of this legislation is to reappoint Robert M. Marks to the Suffolk County Electrical Licensing Board.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN Form 175a (10/95) Prior editions of this form are obsolete.
Resolution Title: APPROVING THE REAPPOINTMENT OF ROBERT M. MARKS AS A MEMBER OF THE SUFFOLK COUNTY ELECTRICAL LICENSING BOARD.

Purpose/Justification of Request: The purpose of this legislation is to reappoint Robert M. Marks to the Suffolk County Electrical Licensing Board. The Board consists of eleven (11) members who serve three (3) year terms.

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 back up attached? yes X no

4. Is this resolution subject to SEQRA review? yes _____ no X

Fiscal Information:

"Each member of the Board shall be compensated at the rate of $100 for each official meeting thereof attended in pursuance of the duties of said Board, but not more than $1500 in any calendar year."

Contact Person Barbara D'Amico, Director of Finance Telephone Number 3-6669

Instructions: All departments must submit this form, along with your draft resolution for Legislative action, to the Budget Office no later than noon on the Monday before the Thursday deadline imposed by the Legislature.
RESOLUTION NO. 2017 , ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE HAGEDORN FOUNDATION TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES TO BRING A CHILD DEVELOPMENT PROGRAM TO TWO SUFFOLK COMMUNITIES AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT

WHEREAS, the Hagedorn Foundation has awarded Suffolk County Department of Social Services as the recipient of 100% funding for a child development program, Mind in the Making for two communities, Wyandanch and North Bellport; and

WHEREAS, the purpose of the grant is to bring a national research based child development program to the two Suffolk County communities and improve children's learning by strengthening of executive brain functions in young children; and

WHEREAS, the Suffolk County Department of Social Services plans to contract with the Economic Opportunity Council (EOC), to assist in accomplishing the community forum focusing on the Mind in the Making (MITM) model; and

WHEREAS, this grant of $25,000, for the period of one year upon receipt of funds from the Hagedorn Foundation will be used in leadership networks within the two Communities; and

WHEREAS, said funds have not been included in the 2017 Adopted Operating Budget; now, therefore, be it

1st RESOLVED, that the County Comptroller be and they are hereby authorized to accept $25,000 and appropriate said grant funds as follows:

The Hagedorn Foundation $25,000

<table>
<thead>
<tr>
<th>REVENUES:</th>
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<tbody>
<tr>
<td>Fund</td>
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<tr>
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ORGANIZATIONS

Department of Social Services
The Hagedorn Foundation
003-DSS-6014
$25,000

4000-CONTRACTUAL EXPENSES $25,000

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<td>DEG</td>
<td>6014</td>
<td>4770</td>
<td>XXXX</td>
<td>EOC of Suffolk Co.</td>
<td>$25,000</td>
</tr>
</tbody>
</table>

2nd RESOLVED, that the County Executive and the Commissioner of Social Services be and they are hereby are authorized to execute a contract with EOC of Suffolk County for the Hagedorn Foundation Grant; and be it 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.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
2016 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:

Accepting and appropriating 100% funding from the Hagedorn Foundation to the Suffolk County Department of Social Services to bring child Development program to two Suffolk communities and authorizing the County Executive and the Commissioner of Social Services to Execute a contract.

PURPOSE OR GENERAL IDEA OF BILL:

Accepting and appropriating 100% funding from the Hagedorn Foundation to the Suffolk County Department of Social Services to bring a child development program to two Suffolk County communities and authorizing the County Executive and the Commissioner of Social Services to execute a contract.

SUMMARY OF SPECIFIC PROVISIONS:

This resolution accepts and appropriates the $25,000 grant from the Hagedorn Foundation with the Department of Social Services. The Resolution allows the County to contract with EOC of Suffolk. The grant award is good for one full year upon Suffolk County receiving said funds.

JUSTIFICATION:

The purpose of this resolution is to allocate 100% grant funds to EOC for a contract to assist in accomplishing the community forum focusing on the Mind in the Making (MITM) model.

FISCAL IMPLICATIONS:

A 100% grant provides funding for this organization.
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 100% FUNDING FROM THE HAGEDORN FOUNDATION TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES TO BRING A CHILD DEVELOPMENT PROGRAM TO TWO SUFFOLK COMMUNITIES AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT

3. Purpose of Proposed Legislation
   Accepting and appropriating 100% funding from the Hagedorn Foundation to the Suffolk County Department of Social Services to bring a child development program to two Suffolk County communities and authorizing the County Executive and the Commissioner of Social Services to execute a contract.

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 of other Subdivision.
   The funding is 100% grant award for one year, totaling $25,000

8. Proposed Source of Funding.
   Hagedorn Foundation

   Upon Adoption

10. Typed Name & Title of Preparer
    Kenneth Knappe
    Chief Management Analyst

11. Signature of Preparer
    [Signature]

12. Date
    2/2/17

SC/N FORM 175b (10/95)

Suzanne Martin
Sr. Budget Analyst

Page 1 of 1
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.

Submitting Department
(Dept. Name & Location):
Department of Social Services
3085 Veterans Memorial Highway
Ronkonkoma, New York 11779

Department Contact Person
(Name & Phone No.):
Kenneth Knappe
Finance Division
854-9939

Suggestion Involves:

_____ Appropriation

_____ Capital Project

_____ Technical Amendment

_____ New Program

_____ Grant Award

_____ Contract (New __ Rev. __)

Explanation of proposed resolution.

Accepting and appropriating 100% funding from the Hagedorn Foundation to the Suffolk County Department of Social Services to bring a child development program to two Suffolk County communities and authorizing the County Executive and the Commissioner of Social Services to execute a contract.

Summary of resolution benefits.

The purpose of this resolution is to allocate 100% grant funds to EOC for a contract to assist in accomplishing the community forum focusing on the Mind in the Making (MITM) model.

SCIN Form 175a (1/97) Prior editions of this form are obsolete
Ms. Dana Friedman  
Suffolk County Department of Social Services  
3085 Veterans Memorial Highway  
Ronkonkoma, NY 11779  
1135 * 16-1085

November 29, 2016

Dear Ms. Friedman:

I am pleased to inform you that the Board of the Hagedorn Foundation (HF) has authorized a grant of $25,000 to Suffolk County Department of Social Services.

Grant Duration:
One year from the date on your grant check.

Purpose of Grant:
$25,000 to bring a national, research-based child development program, Mind in the Making (MITM) to two communities in Suffolk: Wyandanch and North Bellport.

Grant Terms and Conditions:
(a) No later than one year from the date on your grant check: Grantee will submit a final report. The report should describe:
   > The goals set forth for the grant period
   > Any progress or setbacks relative to those goals
   > Other funding received
   > The impact on targeted issues
   > Any modifications of strategies in light of changing issues
   > Significant challenges and how they were dealt with
   > Staff, organization or programmatic changes
   > Submit an income and expense report for the grant period and indicate use of Foundation funds.
(b) Grantee, or its fiscal sponsor, is an organization that is both exempt from tax under section 501(c)(3) of the Internal Revenue Code (IRC) and an organization described in the IRC 509(a)(1) or (2) whose status has been duly confirmed by one or more operative IRS rulings or determination letters, a copy of which Grantee has filed with Grantor.
(c) Grantee will utilize the grant’s proceeds only for charitable and educational activities consistent with its tax exempt status described above. Without limiting the generality of the preceding sentence, Grantee will not intervene in any election or support or oppose any political party or candidate for public office. Grantee agrees to use these funds only as permitted by its status as an organization operated exclusively for religious, charitable, scientific, literary or educational purposes as defined by Section 170(c)(2)(B) of the Code.
(d) Grantee will inform Grantor immediately of any change in its IRS tax-exempt status, proposed or actual as described in paragraph b.
(e) This grant is not earmarked for any other project or for transmittal to any other entity or person, even if Grantee’s proposal or other correspondence expresses expenditure intentions. Rather, Grantee accepts and will discharge full control of the grant and its disposition and responsibility for complying with this agreement’s terms and conditions.
Please acknowledge acceptance of this grant and the above terms by signing below, which must be returned to the Hagedorn Foundation within one month from the date on this letter. A Board officer's signature is also required. Should there be any difficulty in meeting this deadline, please contact us. I recommend that you photocopy the signed contract for your continued reference. Payment of the grant will be made by HF within a few weeks of our receiving the signed grant letter and our approval of your attached Nonprofit Certification Information and the Board of Directors Form.

Feel free to call if you have any questions.

Sincerely,

[Signature]

Darin Sandow

ACCEPTED:
Suffolk County Department of Social Services

By E.D.: [Signature]

Print Name: Dana E. Friedman

By Board Member: [Signature]

Print Board Members Name: Dennis Cohen, Chief Deputy County Executive

Date: 12/13/16
### GENERAL FUND

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<th>2017 PROPERTY TAX LEVY</th>
<th>2017 COST TO AVG TAXPAYER</th>
<th>2017 FY TAX RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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<tr>
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<td>$0.00</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.

Page 2 of 2

To be completed by the Executive Budget Office
DEPARTMENT OF SOCIAL SERVICES

Memorandum

To: Jon Schneider, Deputy County Executive

From: Dana Friedman, Deputy Commissioner
Department of Social Services

Date: February 28, 2017

Subject: REQUEST FOR LEGISLATIVE RESOLUTION
Accepting 100% grant funding from the Hagedorn Foundation to implement a Child Development Program and execute a contract with EOC of Suffolk.

I am requesting that the attached legislative resolution be submitted at the next meeting of the Suffolk County Legislature.

ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE HAGEDORN FOUNDATION TO THE SUFFOLK COUNTY DEPARTMENT OF SOCIAL SERVICES TO BRING A CHILD DEVELOPMENT PROGRAM TO TWO SUFFOLK COMMUNITIES AND AUTHORIZING THE COUNTY EXECUTIVE AND THE COMMISSIONER OF SOCIAL SERVICES TO EXECUTE A CONTRACT

We received notification from the Hagedorn Foundation that Suffolk County has received an awarded of $25,000 in funding to bring a national, research-based child development program, Mind in the Making (MiTM) to two communities in Suffolk; Wyandanch and North Bellport.

Attached please find the above referenced resolution, the introduction form (SCIN Form 175a), the fiscal impact statement (SCIN Form 175b), and the grant approval letter from the Hagedorn Foundation. The copies relating to this resolution are titled "Reso-DSS-Hagedorn-2017." If you have any questions, please contact Kenneth Knappe at 854-9939.

Enc.

ec: CE Reso. Review Distribution List
RESOLUTION NO. 2017, AUTHORIZING EXECUTION
OF AN AMENDMENT TO THE EXISTING AGREEMENT
BY THE ADMINISTRATIVE HEAD OF
SUFFOLK COUNTY SEWER DISTRICT NO. 3 – SOUTHWEST
AND 515 BROADHOLLOW RD. (HU-1438)

WHEREAS, 515 Broadhollow Rd. is an existing commercial building
located at 515 Broadhollow Rd. in Melville, New York and connected to the
Suffolk County Sewer District No. 3 – Southwest as an out-of-district
contractee; and

WHEREAS, 515 Broadhollow Rd. currently has a Sewer Agency
agreement dated August 2005 and expiring on December 31, 2023; and

WHEREAS, the aforementioned agreement allocated Eleven Thousand
Nine Hundred Fifteen gallons per day (11,915 GPD) of flow to 515 Broadhollow
Rd. and the connection fees for that flow were paid in full; and

WHEREAS, 515 Broadhollow Rd. has applied to this Agency for
permission to discharge additional Eight Thousand Three Hundred Sixty-Six
gallons per day (8,366 GPD) of flow; and

WHEREAS, it has been determined by the Administrative Head of the
District that the District has wastewater treatment capacity of Eight Thousand
Three Hundred Sixty-Six gallons per day (8,366 GPD) in excess of its own
needs; and

WHEREAS, the proposed additional flow has received the approval of the
Suffolk County Sewer Agency (Resolution 48-2016) with a connection fee of
Two Hundred Fifty Thousand Nine Hundred Eighty Dollars ($250,980.00) for the
said Eight Thousand Three Hundred Sixty-Six gallons per day (8,366 GPD) of
additional capacity to the district; and

WHEREAS, the said connection 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. 3 – Southwest and Suffolk County, as well as in the environmental
interest of all of Suffolk County, for the connection 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 requires no further action; and 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 515 Broadhollow Rd. 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. 3 – Southwest 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: Jon Schneider, Deputy County Executive
From: Gilbert Anderson, P.E., Commissioner, SCDPW
Date: February 10, 2017
Subject: RESOLUTION NO. -2017, AUTHORIZING EXECUTION OF AN AMENDMENT TO THE EXISTING AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 – SOUTHWEST AND 515 BROADHOLLOW RD. (HU-1438)

Attached is a draft resolution filed as Reso-DPW-SA 48-2016 515 Broadhollow Rd. (HU-1438) and appropriate forms with the backup filed as Backup-Reso-DPW-SA 48-2016 515 Broadhollow Rd. (HU-1438) SCIN 175A&B. This is a resolution authorizing the execution of an amendment to the existing connection agreement by the Administrative Head of Suffolk County Sewer District No. 3 – Southwest with 515 Broadhollow Rd. (HU-1438).

Project Facts:

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<tr>
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<td>SEQRA: Complete</td>
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<td>SCSD:</td>
<td>No. 3 – Southwest</td>
<td>Groundwater Zone: 1</td>
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<tr>
<td>SCTM No.:</td>
<td>0400-26800-0100-019.000</td>
<td>Legislative District: 17th</td>
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CC: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Chief of Staff
Katie Horst, Director of Intergovernmental Relations
John Donovan, P.E., SCDPW
Janice McGovern, P.E., SCDPW
Boris Rukovets, P.E., SCDPW
Chuck Jaquín, 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
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.

<table>
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<tr>
<th>Submitting Department (Dept. Name &amp; Location):</th>
<th>Department Contact Person (Name &amp; Phone No.):</th>
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<tbody>
<tr>
<td>Department of Public Works 335 Yaphank Avenue</td>
<td>Boris Rukovets, P.E. 852-4199</td>
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<tr>
<td>Yaphank, NY</td>
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<tbody>
<tr>
<td>Technical Amendment</td>
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<tr>
<td>Grant Award</td>
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Summary of Problem: (Explanation of why this legislation is needed.)

To authorize execution of an amendment to the existing 2005 agreement by the Administrative Head of SC Sewer District No. 3 - Southwest with 515 Broadhollow Rd. (HU-1438), an existing commercial building in Melville, NY connected to SCSD No. 3 and seeking permission to discharge additional 8,366 GPD of flow.

515 Broadhollow Rd. has a Sewer Agency agreement dated August 2005 and expiring December 31, 2023. The 2005 agreement allocated 11,915 GPD of flow to 515 Broadhollow Rd. and the connection fees for that flow were paid in full.

Proposed Changes in Present Statute: (Please specify section when possible.)

NA

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN Form 175a (10/95) Prior editions of this form are obsolete.
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO: 48-2016

AUTHORIZING THE FORMAL APPROVAL
OF ADDITIONAL CAPACITY FOR
515 BROADHOLLOW RD. (HU-1438) TO SUFFOLK COUNTY
SEWER DISTRICT NO. 3 – SOUTHWEST

WHEREAS, 515 Broadhollow Rd. is an existing building in Melville, New
York, on property identified on the Suffolk County Tax Map as District 0400,
Section 268.00, Block 01.00, Lot 019.000, and

WHEREAS, the Premises is not located within the boundaries of Suffolk
County Sewer District No. 3 – Southwest (the "District"), but was connected in
2008 as a contractee, and

WHEREAS, the owner of 515 Broadhollow Rd. has applied to this Agency
for permission to discharge an additional Eight Thousand Three Hundred Sixty
Six (8,366) gallons per day to the sanitary sewerage facilities of the District for a
total of Twenty One Thousand Two Hundred Eighty-One gallons per day (21,281
GPD), to be in conformance with the Suffolk County Department of Health
Services' standards, and

WHEREAS, the District's sewage treatment plant has sufficient capacity to
accept the sewage which is expected to emanate from 515 Broadhollow Rd., and

WHEREAS, the connection fee for the additional capacity for 515
Broadhollow Rd is at the current rate of $30.00 per gallon of capacity per day
and is to be paid to the District, and

WHEREAS, the connection of 515 Broadhollow Rd. 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 515 Broadhollow Rd. be permitted to discharge the additional capacity 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 an additional Eight Thousand Three Hundred Sixty Six (8,366) gallons per day of capacity in the District’s sewage treatment plant be allocated to 515 Broadhollow Rd. for a total of Twenty One Thousand Two Hundred Eighty-One gallons per day (21,281 GPD), and it is further

4th RESOLVED, that the connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between the owner of 515 Broadhollow Rd., 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

5th RESOLVED, that the connection fee for the additional capacity (8,366 GPD) to be paid to the District for 515 Broadhollow Rd., 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 Two Hundred Fifty Thousand Nine Hundred Eighty Dollars ($250,980.00), and it is further

6th RESOLVED, that 515 Broadhollow Rd. shall continue to 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 515 Broadhollow Rd. 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 December 19, 2016)
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, AUTHORIZING EXECUTION OF AN AMENDMENT TO THE EXISTING AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND 515 BROADHOLLOW RD. (HU-1438)

3. Purpose of Proposed Legislation
   To authorize execution of an amendment to the existing 2005 agreement by the Administrative Head of SC Sewer District No. 3 - Southwest with 515 Broadhollow Rd. (HU-1438), an existing commercial building in Melville, NY connected to SCSD No. 3 and seeking permission to discharge additional 8,366 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  Economic Impact
   Village  School District
   Library District  Fire District
   Other (Specify):
   • SCSD No. 3 – Southwest

6. If the answer to Item 4 is "yes," Provide Detailed Explanation of Impact
   The connection fee of Two Hundred Fifty Thousand Nine Hundred Eighty Dollars ($250,980.00) ($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
    [Signature]

12. Date
    Feb. 10, 2017
## GENERAL FUND

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<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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## POLICE DISTRICT AND DISTRICT COURT

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## COMBINED

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<th>2017 FV TAX RATE PER $1000</th>
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<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 EXECUTION OF AMENDMENT TO THE EXISTING AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND 515 BROADHOLLOW RD (HU-1438)

Purpose or General Idea of Bill:
To authorize execution of an amendment to the existing 2005 agreement by the Administrative Head of SC Sewer District No. 3 - Southwest with 515 Broadhollow Rd. (HU-1438), an existing commercial building in Melville, NY connected to SCSD No. 3 and seeking permission to discharge an additional 8,366 GPD of flow.

Summary of Specific Provisions:
Allow the connection of additional flow from the project to SCSD No. 3 - Southwest

Justification:
Economic and environmental benefit

Fiscal Implications:
None

SCDPW Project: 515 Broadhollow Rd.  Project No.: HU-1438
RESOLUTION NO. -2017, AUTHORIZING EXECUTION OF AN AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 – SELDEN AND VISTAS OF PORT JEFFERSON (BR-1699)

WHEREAS, Vistas of Port Jefferson is a proposed 247 unit planned retirement community apartment development located in Port Jefferson Station, New York outside the boundary of Suffolk County Sewer District No. 11 – Selden; and

WHEREAS, Vistas of Port Jefferson has petitioned and requested the Administrative Head of the District for permission to discharge Thirty Seven Thousand Two Hundred gallons per day (37,200 GPD); and

WHEREAS, it has been determined by the Administrative Head of the District that the District has wastewater treatment capacity of Thirty Seven Thousand Two Hundred gallons per day (37,200 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 1-2017) with a connection fee of One Million One Hundred Sixteen Thousand Dollars ($1,116,000.00) for the said Thirty Seven Thousand Two Hundred gallons per day (37,200 GPD) of capacity to the district; 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. 11 – Selden 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 Vistas of Port Jefferson 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. 11 – Selden 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: Jon Schneider, Deputy County Executive
From: Gilbert Anderson, P.E., Commissioner, SCDPW
Date: February 10, 2017
Subject: RESOLUTION NO. -2017, AUTHORIZING EXECUTION OF AN AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 – SEDDEN AND VISTAS OF PORT JEFFERSON (BR-1699)

Attached is a draft resolution filed as Reso-DPW-SA 1-2017 Vistas of Port Jefferson (BR-1699) and appropriate forms with the backup filed as Backup- Reso-DPW-SA 1-2017 Vistas of Port Jefferson (BR-1699) SCIN 175A&B. This is a resolution authorizing the execution of a connection agreement by the Administrative Head of Suffolk County Sewer District No. 11 – Selden with Vistas of Port Jefferson (BR-1699).

Project Facts:

<table>
<thead>
<tr>
<th>Type/units:</th>
<th>PRC Condominiums (247) and Clubhouse (Percent affordable units: 15%)</th>
<th>Flow:</th>
<th>37,200 GPD</th>
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<tbody>
<tr>
<td>Area:</td>
<td>27.36 Acres</td>
<td>SEQRA:</td>
<td>Complete</td>
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<tr>
<td>SCSD:</td>
<td>No. 11 – Selden</td>
<td>Groundwater Zone</td>
<td>III</td>
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<tr>
<td>SCTM No.:</td>
<td>0200-20600-0500-040.001 and 0200-22900-0100-002.011, 002.012, 002.013, 002.014, 002.015</td>
<td>Legislative District:</td>
<td>5th</td>
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</table>

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Chief of Staff
Katie Horst, Director of Intergovernmental Relations
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
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.

Submitting Department (Dept. Name & Location):
Department of Public Works
335 Yaphank Avenue
Yaphank, NY

Department Contact Person (Name & Phone No.):
Boris Rukovets, P.E.
852-4199

Suggestion Involves:

Technical Amendment
Grant Award

New Program
Contract

New
Rev.
Other

Summary of Problem: (Explanation of why this legislation is needed.)
To authorize execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 11-Selden with Vistas of Port Jefferson (BR-1699), a proposed 247 unit planned retirement community apartment development in Port Jefferson Station, NY, seeking permission to discharge 37,200 GPD.

Proposed Changes in Present Statute: (Please specify section when possible.)
NA
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO. 1 - 2017

AUTHORIZING THE CONNECTION OF
VISTAS OF PORT JEFFERSON (BR 1699)
TO SUFFOLK COUNTY SEWER DISTRICT NO. 11 – SELDEN

WHEREAS, application has been made for Vistas of Port Jefferson, a proposed Two Hundred Forty-Seven (247) unit Planned Retirement Community, located in Port Jefferson Station, New York, situated on property identified on the Suffolk County Tax Map as District 0200, Section 206.00, Block 05.00, Lot 040.001 and District 0200, Section 229.00, Block 01.00, Lots 002.011, 002.012, 002.013, 002.014, 002.015, and

WHEREAS, Vistas of Port Jefferson is not located within the boundaries of Suffolk County Sewer District No. 11 – Selden (the "District"), or within the boundaries of any other municipal sewer district, and

WHEREAS, the developer of Vistas of Port Jefferson has applied to this Agency for permission to connect Vistas of Port Jefferson to the sanitary sewerage facilities of the District, and

WHEREAS, the District’s sewage treatment plant has sufficient capacity to accept the proposed wastewater flow of Thirty-Seven Thousand Two Hundred gallons per day (37,200 GPD) which is expected to emanate from Vistas of Port Jefferson, and

WHEREAS, the connection of Vistas of Port Jefferson to Suffolk County Sewer District No. 11 – Selden will be financially beneficial for the sewer district and environmentally beneficial to Suffolk County, and

WHEREAS, this Agency has determined that the Thirty-Seven Thousand Two Hundred gallons per day (37,200 GPD) of sanitary sewage generated by the said project shall be treated at the facilities of the District, 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. 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 requires 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 connection authorized herein is subject to the execution of an agreement (the "Connection Agreement") between the developer of Vistas of Port Jefferson, 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 connection fee to be paid for the Vistas of Port Jefferson shall be paid upon the execution of the Connection Agreement at the rate of $30.00 per gallon per day for a total of One Million One Hundred Sixteen Thousand Dollars ($1,116,000.00), prior to execution of the Connection Agreement, and it is further

5th RESOLVED, that Vistas of Port Jefferson shall, at its sole cost, expense and effort, construct a sewage collection facility for Vistas of Port Jefferson and shall offer to dedicate the said facility to this Agency, or to this Agency’s nominee, at no charge, and it is further

6th RESOLVED, that the Vistas of Port Jefferson shall furnish a Letter of Credit, in form, wording and amount, and on such terms and conditions, as determined by this Agency’s staff, as security for the construction of the sewage collection facility for Vistas of Port Jefferson, as well as for all of the developer's obligations under the Connection Agreement, 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 developer of Vistas of Port Jefferson 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 (February 6, 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
   RESOLUTION NO. -2017, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 SELDEN AND VISTAS OF PORT JEFFERSON (BR-1699)

3. Purpose of Proposed Legislation
   To authorize execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 11 - Selden with Vistas of Port Jefferson (BR-1699), a proposed 247 unit planned retirement community apartment development in Port Jefferson Station, NY, seeking permission to discharge 37,200 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. 11 – Selden

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
   The connection fee of One Million One Hundred Sixteen Thousand Dollars ($1,116,000.00) ($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

12. Date
    Feb 10, 2017

SCIN FORM 1756 (10/95)
# Financial Impact

## 2017 Property Tax Levy

### GENERAL FUND

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**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:
RESOLUTION NO. -2017, AUTHORIZING EXECUTION OF AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 11 SELDEN AND VISTAS OF PORT JEFFERSON (BR-1699)

Purpose or General Idea of Bill:
To authorize execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 11 - Selden with Vistas of Port Jefferson (BR-1699), a proposed 247 unit planned retirement community apartment development in Port Jefferson Station, NY, seeking permission to discharge 37,200 GPD.

Summary of Specific Provisions:
Allow the connection of the project to SCSD No. 11 - Selden

Justification:
Economic and environmental benefit

Fiscal Implications:
None

SCDPW Project: Vistas of Port Jefferson
Project No.: BR-1699

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, APPROVING AND AUTHORIZING A CONTRACT FOR A CROWDSOURCED COMMUNITY ENGAGEMENT PLAN

WHEREAS, the County of Suffolk, through its Department of Economic Development and Planning, issued Request for Proposals (RFP) 16046 in July 2016, to provide the County with Crowdsourced Community Engagement Services; and

WHEREAS, Crowdsourced Community Engagement Services includes but is not limited to identifying and convening stakeholders to engage them in the planning process, developing targeted outreach strategies, participating in charrettes and visioning workshops, providing crowdsourcing and transparent decision-making tools that foster real-time input and collaboration from the broader community, and providing transparent project updates to the broader community; and

WHEREAS, Crowdsourced Community Engagement Services are needed to ensure extensive stakeholder engagement to the communities and citizens impacted by projects outlined in the Suffolk County Comprehensive Master Plan 2035, to ensure they have had the opportunity to provide the County with thorough feedback; and

WHEREAS, the Suffolk County Purchasing Division on behalf of the Department of Economic Development and Planning advertised for these services and one response was submitted from Crowdsourced Placemakers LLC, located at Nine Gerhard Road, Plainview, New York, 11803; and

WHEREAS, an independent evaluation committee has reviewed this response and recommends that the County move forward and enter into a contractual agreement with the sole responder; and

WHEREAS, Local Law No. 3-1996 requires the County Legislature to approve any contract in excess of $20,000 awarded pursuant to an RFP process in which only one party responds to the County's solicitation of proposals; now, therefore be it

1st RESOLVED, that upon receiving two-thirds vote of the County Legislature as required by Local Law No. 3-1996, the County Executive is authorized to execute an agreement with Crowdsourced Placemakers LLC to provide the services outlined within the Request for Proposal 16033; 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 (NYCRR) and within the meaning of Section 8-0109 (2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as routine or continuing agency administration and management and the 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 non-applicability or non-significance in accordance with this law.
DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
TITLE OF BILL: RESOLUTION NO. 2017-2017, APPROVING AND AUTHORIZING A CONTRACT FOR A CROWDSOURCED COMMUNITY ENGAGEMENT PLAN

PURPOSE OR GENERAL IDEA OF BILL: To authorize the Department of Economic Development and Planning to enter into a contract with Crowdsourced Community Engagement Services, the sole respondent to Request for Proposals (RFP) 16046.

SUMMARY OF SPECIFIC PROVISIONS: Local Law No. 3-1996 requires the County Legislature to approve any contract in excess of $20,000 awarded pursuant to an RFP process in which only one party responds to the County’s solicitation of proposals.

JUSTIFICATION: The services to be provided by Crowdsourced Community Engagement Service include but are not limited to the development of strategic outreach plans geared at ensuring maximum community input is attained throughout the planning processes of projects outlined in the Suffolk County Comprehensive Master plan 2035.

FISCAL IMPLICATIONS: N/A
# STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

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<tr>
<th>1. Type of Legislation</th>
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<th>3. Purpose of Proposed Legislation</th>
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<td>SEE ABOVE</td>
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<tr>
<th>4. Will the Proposed Legislation Have a Fiscal Impact?</th>
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<td>YES ___ NO X__</td>
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<th>5. If the answer to item 4 is &quot;yes&quot;, on what will it impact? (Circle appropriate category)</th>
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<tr>
<td>County Town Economic Impact</td>
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<td>Village School District Other (Specify): Library District Fire District</td>
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<th>6. If the answer to item 4 is &quot;yes&quot;, Provide Detailed Explanation of Impact:</th>
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<th>8. Proposed Source of Funding</th>
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<td>Federal funds from the HOME Investment Partnership Program.</td>
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<th>9. Timing of Impact</th>
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<tr>
<td>Amy Keyes Government Liaison Officer Economic Development &amp; Planning</td>
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SCIN FORM 175b (10/95)
MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Amy Keyes, Government Liaison Officer
Department of Economic Development and Planning

DATE: February 16, 2017

RE: RESOLUTION NO. 2017-001, APPROVING AND AUTHORIZING A CONTRACT FOR A CROWDSOURCED COMMUNITY ENGAGEMENT PLAN

The Department of Economic Development and Planning respectfully requests that the above-referenced be introduced at the March 7, 2017 meeting of the Legislature.

Attached please find the required supporting documentation.

Thank you.
RESOLUTION NO. -2017, ADOPTING LOCAL LAW NO. -2017, A LOCAL LAW ESTABLISHING A PERMIT PROCESS FOR USE OF POLICE SERVICES FOR PUBLIC ASSEMBLY

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 ESTABLISHING A PERMIT PROCESS FOR USE OF POLICE SERVICES FOR PUBLIC ASSEMBLY"; 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 ESTABLISHING A PERMIT PROCESS FOR USE OF POLICE SERVICES FOR PUBLIC ASSEMBLY

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

Section 1. Legislative Intent.

This Legislature finds and determines that public events, parades and assemblies regulated by the County of Suffolk for events occurring on property within the County of Suffolk, and the various towns and villages within Suffolk County Police District, often require the use of police services by the Suffolk County Police Department where routine police patrol and deployment is insufficient depending on the size of the event.

This Legislature also finds and determines that in many instances inadequate notice is given to the Suffolk County Police Department of events that require police services over and beyond what is routine and as a result, the Suffolk County Police Department is often unable to manage staffing of such events, resulting in overtime expenses being incurred.

This Legislature also finds that public events are commonly scheduled and approved without regard for the necessary services that the Suffolk County Police Department provides, and often results in overtime costs being incurred by the County.

This Legislature also finds that it is beneficial to the County of Suffolk to establish a permit process and a fee schedule for the use of police services at public events, parades and assemblies.

Therefore, the purpose of this law is to require all promoters and organizers of public events, parades and assemblies to apply for a special event permit to the Suffolk County Police Department and to establish a schedule of fees as set forth herein.

Section 2. Definitions.
As used in this law, the following terms shall have the meaning indicated:

APPLICANT – any person required to submit an application to the Department.

DEPARTMENT – the Suffolk County Police Department.

PERSON - any natural individual, firm, partnership, association, corporation, company or other business or organization of any kind.

PUBLIC EVENT – any event, parade, bazaar, feast, assembly or any other gathering that is open to the public and held on or affects public property, including parks, event venues, general property, or streets, facilities, medians, sidewalks or street areas.

Section 3. Procedure.

A. Any person seeking to organize or promote a public event requiring approval from, the town or village within which such event is located, the County of Suffolk for such events occurring on County property, or the Suffolk County Department of Health Services pursuant to the New York State Sanitary Code, shall, in conjunction with seeking such approval, submit an application to the Department seeking a public event permit no less than 60 calendar days prior to such event.

B. All applications shall include, at a minimum, the name and contact information of the person organizing or promoting the public event, the date of the public event, the duration of the public event and the projected number of people expected to attend the public event. The Commissioner of the Department shall determine what other information is required to be included on applications made to the Department in order to meet the purposes of this law.

C. As determined by the Commissioner of the Department or his designee, where any public event requires the use of Suffolk County police officers or resources of the Department in excess of what is required for ordinary and routine police monitoring and patrol, an applicant shall pay to the Department the appropriate fee as set forth in Section 4 of this law.

D. Payment shall be by the applicant to the Department prior to the public event.

Section 4. Fee Schedule.

A. Where a public event requires the use of Suffolk County Police officers above and beyond what is required for ordinary and routine police monitoring and patrol, a fee shall be charged pursuant to the following graduated fee schedule:

<table>
<thead>
<tr>
<th>Expected Public Event Participants</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>100 to 1000 at any given time</td>
<td>no more than $200.00</td>
</tr>
<tr>
<td>1001 to 5000 at any given time</td>
<td>no more than $500.00</td>
</tr>
<tr>
<td>Over 5000 at any given time</td>
<td>no more than $1000.00</td>
</tr>
</tbody>
</table>
B. If the actual number of public event participants exceeds the estimated number of public event participants of a public event, the applicant shall be charged the higher fee amount, which shall be paid to the Department within 30 days of the public event.

C. In no circumstance may a person be charged a fee higher than the amount of salary costs that will be expended by the Department to monitor and patrol the public event.

D. A nonprofit organization, which qualifies under Section 501(c)(3) of the Internal Revenue Code as being exempt from federal taxes shall not be required to pay any fee pursuant to this section.

Section 5. Penalties for Offenses.

Any violation of this law shall subject to a civil penalty of no less than two hundred fifty dollars ($250.00), plus the actual cost of salaries expended by the Department to monitor and patrol the public event.

Section 6. Enforcement.

The provisions of this law shall be enforced by the Department and the Suffolk County Department of Law. The County Attorney, upon the request of the Commissioner of the Department, may commence an action in the name of the County for a restraining order, temporary or permanent injunction, or other equitable relief to enforce this article.

Section 7. Rules and Regulations.

The Commissioner of the Department shall have the power to promulgate, amend and/or repeal rules and regulations not inconsistent with the provisions of this law as may be necessary with respect to the form and content of applications and for other matters incidental or appropriate to carry out the proper administration and enforcement of this law. A copy of all rules and regulations promulgated and any amendments thereto shall be filed in the office of the Clerk of the County Legislature.

Section 8. Applicability.

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

Section 9. 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 10. 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 (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 11. Effective Date.**

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
DATE: MARCH 1, 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 ESTABLISHING A PERMIT PROCESS FOR USE OF POLICE SERVICES FOR PUBLIC ASSEMBLY

SPONSOR: PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 3/1/2017        PUBLIC HEARING: 3/28/2017
DATE ADOPTED/NOT ADOPTED:     CERTIFIED COPY RECEIVED:     

This proposed local law would establish a Police Department permit process for public events,¹ and a fee schedule for those public events that require Suffolk County Police services that exceed ordinary and routine police monitoring and patrol.

Specifically, the law would require persons organizing a public event which requires town, village or Health Department approvals, to also apply to the Police Department for a permit no later than 60 days prior to the scheduled event. The application shall include pertinent information, including the duration of the event and the number of people expected to attend.

In the event the Police Department determines that the public event will require the deployment of Department resources beyond what is required for ordinary and routine police monitoring, the applicant will be required to pay a fee as follows:

<table>
<thead>
<tr>
<th>Expected Public Event Participants</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>100 to 1000 at any given time</td>
<td>no more than $200.00</td>
</tr>
<tr>
<td>1001 to 5000 at any given time</td>
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</tr>
<tr>
<td>Over 5000 at any given time</td>
<td>no more than $1000.00</td>
</tr>
</tbody>
</table>

Non-profit organizations will be exempt from paying any fee for police services.

Persons violating this law will be subject to a civil penalty of no less than $250 plus the actual costs of the Police Department resources deployed to monitor and patrol the public event.

¹ Public event—any event, parade, bazaar, feast, assembly or any other gathering that is open to the public and held on or affects public property, including parks, event venues, general property, or streets facilities, medians, sidewalks or street areas located within the Suffolk County Police District.
This law will take effect immediately upon its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

s:\rule28\28-permit-process-police-public-assembly
1. Type of Legislation
   Resolution X Local Law  
   Charter Law

2. Title of Proposed Legislation
   RESOLUTION NO. 2017-1, ADOPTING LOCAL LAW NO. 2017, A LOCAL LAW
   ESTABLISHING A PERMIT PROCESS FOR USE OF POLICE SERVICES FOR PUBLIC
   ASSEMBLY

3. Purpose of Proposed Legislation
   To establish a permit process and a fee schedule for the use of police services at
   public events, parades and assemblies.

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 2017 Operating Budget included $100,000 in revenue – fees for permits to
   schedule and approve use of police services at public events, parades and
   assemblies. If this does not go into effect the result is a $100K shortfall.

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

8. Proposed Source of Funding

9. Timing of Impact
   Upon adoption

10. Typed Name & Title of Preparer
    Beth A Reynolds
    Deputy Budget Director

11. Signature of Preparer
    

12. Date
    March 1, 2017

SCIN FORM 175b (10/95)
### 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><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:**

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
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.

Submitting Department
(Dept. Name & Location):
Suffolk County Department of Health Services
225 Rabro Drive East, Hauppauge, NY 11788

Department Contact Person
(Name & Phone No.):
Diane Weyer
853-6455

Suggestion Involves:

____ Technical Amendment
____ New Program
____ Grant Award
____ Contract (New ____ Rev. ___)
____X____ Other

Summary of Problem: (Explanation of why this legislation is needed.)
8th Resolve clause of the Omni resolution adopting the 2017 Operating budget required that a separate resolution be issued to create Fund 003 Grants Management Fund.

Proposed Changes in Present Statute: (Please specify section when possible.)

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

SCIN FORM 175a (10/95) Prior editions of this form are obsolete.
MOTION NO. 02-2017, PROCEDURAL RESOLUTION
APPORTIONING MORTGAGE TAX BY: COUNTY
COMPTROLLER

1st

RESOLVED, that the joint reports of the Recording Officer and the County
Comptroller as filed with this Legislature on February 24, 2017 relative to the distribution of
mortgage taxes for the three month period ending December 31, 2016, be accepted and that
the amounts specified therein as Exhibit "A" be fixed and determined as the amounts due the
Towns and Villages respectively; and be it further

2nd

RESOLVED, that the Presiding Officer and Clerk of this Legislature be
authorized to execute and deliver to the County Comptroller a warrant of this Legislature
directing her to make the payments therein specified in the report in accordance with the
provisions of Section 261 of the Tax Law.

DATED:

EFFECTIVE IMMEDIATELY PURSUANT TO §C2-15(A) OF THE SUFFOLK COUNTY
CHARTER AND CHAPTER 86 OF THE SUFFOLK COUNTY CODE
EXHIBIT A

OFFICE OF THE COUNTY LEGISLATURE
Riverhead, New York

TO THE COMPTROLLER OF SUFFOLK COUNTY:

Pursuant to the authority conferred by Section 261 of the New York State Tax Law and a resolution adopted this day relative to the distribution of the mortgage taxes to the several tax districts of this County of the three month period ending December 31, 2016, the County Legislature of this County this day assembled hereby directs you to pay the Supervisors of the several Towns and to the Treasurers of the several villages, as herein after specified, such sums as are listed in the schedule following:

<table>
<thead>
<tr>
<th>To the Supervisors of the Towns of:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Babylon</td>
<td>$1,225,241.67</td>
</tr>
<tr>
<td>Brookhaven</td>
<td>3,447,687.98</td>
</tr>
<tr>
<td>East Hampton</td>
<td>1,654,684.26</td>
</tr>
<tr>
<td>Huntington</td>
<td>2,416,934.67</td>
</tr>
<tr>
<td>Islip</td>
<td>2,943,914.82</td>
</tr>
<tr>
<td>Riverhead</td>
<td>312,594.02</td>
</tr>
<tr>
<td>Shelter Island</td>
<td>151,747.94</td>
</tr>
<tr>
<td>Smithtown</td>
<td>1,230,234.93</td>
</tr>
<tr>
<td>Southampton</td>
<td>2,508,086.37</td>
</tr>
<tr>
<td>Southold</td>
<td>422,324.67</td>
</tr>
<tr>
<td><strong>TOTAL TOWNS</strong></td>
<td><strong>$16,313,451.33</strong></td>
</tr>
</tbody>
</table>
To the Treasurers of the Village of:

<table>
<thead>
<tr>
<th>Village</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amityville</td>
<td>$40,953.60</td>
</tr>
<tr>
<td>Babylon</td>
<td>53,544.66</td>
</tr>
<tr>
<td>Lindenhurst</td>
<td>84,057.45</td>
</tr>
<tr>
<td>Belle Terre</td>
<td>8,710.62</td>
</tr>
<tr>
<td>Bellport</td>
<td>15,322.83</td>
</tr>
<tr>
<td>Lake Grove</td>
<td>49,596.75</td>
</tr>
<tr>
<td>Mastic Beach</td>
<td>33,126.52</td>
</tr>
<tr>
<td>Old Field</td>
<td>13,238.21</td>
</tr>
<tr>
<td>Patchogue</td>
<td>35,390.32</td>
</tr>
<tr>
<td>Poquott</td>
<td>6,532.96</td>
</tr>
<tr>
<td>Port Jefferson</td>
<td>84,449.55</td>
</tr>
<tr>
<td>Shoreham</td>
<td>3,521.46</td>
</tr>
<tr>
<td>East Hampton</td>
<td>135,292.70</td>
</tr>
<tr>
<td>Sag Harbor</td>
<td>14,620.40</td>
</tr>
<tr>
<td>Asharoken</td>
<td>9,929.45</td>
</tr>
<tr>
<td>Huntington Bay</td>
<td>15,661.26</td>
</tr>
<tr>
<td>Lloyd Harbor</td>
<td>51,655.51</td>
</tr>
<tr>
<td>Northport</td>
<td>39,776.39</td>
</tr>
<tr>
<td>Brightwaters</td>
<td>17,923.66</td>
</tr>
<tr>
<td>Islandia</td>
<td>32,977.70</td>
</tr>
<tr>
<td>Ocean Beach</td>
<td>12,844.27</td>
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<tr>
<td>Saltaire</td>
<td>13,931.25</td>
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<tr>
<td>Dering Harbor</td>
<td>2,895.48</td>
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<tr>
<td>Head of the Harbor</td>
<td>14,789.36</td>
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<tr>
<td>Nissequogue</td>
<td>19,006.25</td>
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<tr>
<td>Village of the Branch</td>
<td>12,624.74</td>
</tr>
<tr>
<td>North Haven</td>
<td>38,516.43</td>
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<tr>
<td>Quogue</td>
<td>73,111.89</td>
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<tr>
<td>Sagaponack</td>
<td>108,740.72</td>
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<tr>
<td>Sag Harbor</td>
<td>29,210.75</td>
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<tr>
<td>Southampton</td>
<td>270,738.73</td>
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<tr>
<td>Westhampton Beach</td>
<td>62,552.35</td>
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<tr>
<td>Westhampton Dunes</td>
<td>12,118.90</td>
</tr>
<tr>
<td>Greenport</td>
<td>6,688.62</td>
</tr>
</tbody>
</table>

**TOTAL VILLAGES** $1,424,051.74

**GRAND TOTAL** $15,971,546.32

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**Presiding Officer, County Legislature**

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**Clerk, County Legislature**

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DATED: