1638. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Dominic Abbatieri and Lorraine Abbatieri, his wife, and Samuel Vergata, Jr. and Catherine Vergata, his wife (SCTM No. 0200-755.00-02.00-012.000). (Co. Exec.) WAYS & MEANS

1639. Sale of County-owned real estate pursuant to Section 72-h of the General Municipal Law (Incorporated Village of Babylon) (SCTM No. 0102-022.00-01.00-047.000). (Co. Exec.) WAYS & MEANS

1640. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 967-2014). (Co. Exec.) BUDGET AND FINANCE

1641. Approving the appointment of Stephen L. Dewey as a member of the Suffolk County Board of Health. (Pres. Off.) HEALTH

1642. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Heather Alicemanz and Nicholas J. Ullrich, as joint tenants with rights to survivorship (SCTM No. 0200-055.00-09.00-004.000). (Co. Exec.) WAYS & MEANS

1643. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Jennifer Santorella (SCTM No. 0200-073.00-10.00-004.002). (Co. Exec.) WAYS & MEANS

1644. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Michael Phouangmala and Agnieszka Phouangmala, his wife (SCTM No. 0100-176.00-03.00-011.000). (Co. Exec.) WAYS & MEANS

1645. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act E.F. Harmon Development, LLC (SCTM No. 0400-020.00-05.00-025.000). (Co. Exec.) WAYS & MEANS

1646. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Eugene W. Hines and Myrtrice Hines, his wife (SCTM No. 0200-405.00-02.00-029.000). (Co. Exec.) WAYS & MEANS

1647. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Josephine Moore (SCTM No. 0200-258.00-05.00-026.000). (Co. Exec.) WAYS & MEANS

1648. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Michael Daleo (SCTM No. 0200-520.00-02.00-042.000). (Co. Exec.) WAYS & MEANS

1649. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Teresa Kroencke (SCTM No. 0100-087.00-03.00-016.000). (Co. Exec.) WAYS & MEANS
1650. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Thomas Parrinelli (SCTM No. 0200-649.00-02.00-030.001). (Co. Exec.) WAYS & MEANS

1651. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act the Trustees of the Freeholders and Commonalty of the Town of East Hampton (SCTM No. 0300-085.00-01.00-009.000.0001). (Co. Exec.) WAYS & MEANS

1652. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act JJM, LLC (SCTM No. 0900-295.00-04.00-020.000). (Co. Exec.) WAYS & MEANS

1653. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Barbara R. Mytko, Donald W. Rhuda and Jane Rhuda (SCTM No. 0200-258.00-05.00-015.000). (Co. Exec.) WAYS & MEANS

1654. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Stephen Raccomandato and Nadine Raccomandato, his wife (SCTM No. 0500-189.00-01.00-024.000). (Co. Exec.) WAYS & MEANS

1655. Re-establishing the “Safe Pets and Families Program” to provide temporary shelter for pets of domestic violence victims in Suffolk County. (Schneiderman) PUBLIC SAFETY

1656. Reappointing member to the Suffolk County Landbank Corporation Board of Directors. (Calarco) ECONOMIC DEVELOPMENT

1657. Authorizing the use of Smith Point County Park, Cathedral Pines County Park and Smith Point Marina by the Long Island 2 Day Walk to Fight Breast Cancer, Inc., for Breast Cancer Walk in 2015. (Browning) PARKS & RECREATION

1658. Adopting Local Law No. -2014, A Local Law to strengthen and streamline lobbyist registration and reporting requirement. (Lindsay) WAYS & MEANS

1659. Adopting Local Law No. -2014, A Local Law to strengthen Public Nuisance Law. (Cilmi) PUBLIC SAFETY

1660. Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Brookhaven for affordable housing purposes (SCTM No. 0200-973.70-06.00-023.000). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1661. Authorizing appraisal of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Mastic/Shirley Conservation Area properties - Town of Brookhaven. (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE
1662. Authorizing an appraisal for the purchase of Development Rights of Farmland under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 – H. Eberhard Nursery Property – Town of Brookhaven (SCTM No. 0200-679.00-01.00-006.000 p/o). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1663. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Braulio Rodriguez and Smyrna Rodriguez, his wife (SCTM No. 0200-871.00-01.00-030.000). (Co. Exec.) WAYS & MEANS

1664. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Rose Messina, as Executor of the estate of Frank Messina (SCTM No. 0200-444.00-06.00-013.000). (Co. Exec.) WAYS & MEANS

1665. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Mt. Moriah Fire Baptized Holiness Church of God of the Americas (SCTM No. 0100-054.00-02.00-092.000). (Co. Exec.) WAYS & MEANS

1666. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Sarah S. Khorram (SCTM No. 0600-033.00-03.00-033.000). (Co. Exec.) WAYS & MEANS

1667. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Walter W. Wilson and Annette Wilson, his wife (SCTM No. 0200-974.60-04.00-033.000). (Co. Exec.) WAYS & MEANS

1668. Sale of County-owned real estate pursuant to Section 72-h of the General Municipal Law - Town of Southampton (SCTM No. 0900-316.00-01.00-053.000). (Co. Exec.) WAYS & MEANS

1669. Sale of County-owned real estate pursuant to Section 72-h of the General Municipal Law - Town of Southampton - (SCTM No. 0900-316.00-01.00-054.000). (Co. Exec.) WAYS & MEANS

1670. Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Brookhaven for affordable housing purposes (SCTM No. 0200-030.00-04.00-024.000). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL HOUSING & CONSUMER PROTECTION

1671. Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Brookhaven for affordable housing purposes (SCTM No. 0200-030.00-04.00-025.000). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL HOUSING & CONSUMER PROTECTION

1672. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County Drinking Water Protection Program (effective December 1, 2000) for the Volmut and Fleming property - Town of Riverhead – (SCTM No. 0600-098.00-01.00-019.000). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE
1673. Authorizing the acquisition of Farmland Development Rights under the New Suffolk County Drinking Water Protection Program (effective December 1, 2000) and the Farmland Preservation Program for the Brush property – Brush Family Farm – Town of Riverhead (SCTM No. 0600-044.00-02.00-010.004 p/o). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1674. Accepting and appropriating a grant sub-award amendment from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, for a project entitled, “BioPREP: Biology Partnership in Research and Education Programs”, 100% reimbursed by Federal funds at Suffolk County Community College. (Co. Exec.) EDUCATION AND INFORMATION TECHNOLOGY

1675. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 968-2014). (Co. Exec.) BUDGET AND FINANCE

1676. Authorizing acquisition of land under the Old Suffolk County Drinking Water Protection Program [C12-5(E)(1)(a)] - for the Ethel and Alexander Nichson Foundation property - Watson Avenue Wetlands - Town of Babylon - (SCTM Nos. 0100-211.00-02.00-010.002, 0100-211.00-02.00-020.000, 0100-211.00-02.00-024.000, 0100-211.00-02.00-025.000, 0100-211.00-02.00-031.000 AND 0100-211.00-02.00-032.000). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1677. Accepting and appropriating a grant as pass-thru funding from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the S.T.O.P. Violence Against Women Act Program with 100% support. (Co. Exec.) PUBLIC SAFETY

1678. Accepting and appropriating a grant from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the Parole Re-Entry Task Force Grant Program with 100% support. (Co. Exec.) PUBLIC SAFETY

1679. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Suzanne Dwyer as Devissee under Article I of Last Will and Testament of Gloria M. Dwyer, Suffolk County Surrogates Court File No. 518P 2008 (SCTM No. 0400-053.00-02.00-022.000). (Co. Exec.) WAYS & MEANS

1680. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Valerie Rosini (SCTM No. 0200-281.00-01.00-004.001). (Co. Exec.) WAYS & MEANS

1681. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act William Piazza, Carole Troiano and Jennifer Falco (SCTM No. 0100-178.00-02.00-180.001). (Co. Exec.) WAYS & MEANS

1682. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Robert P. Hauff (SCTM No. 0100-140.00-01.00-088.002). (Co. Exec.) WAYS & MEANS
Amending the 2014 Capital Budget and Program and appropriating funds in connection with improvements at the intersection of County Road 16, Horseblock Road, and County Road 21, Yaphank Avenue (CP 3312). (Browning) PUBLIC WORKS, TRANSPORTATION AND ENERGY

Authorizing an appraisal for the purchase of Development Rights of Farmland under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, Eberhard Nurseries – Town of Brookhaven (SCTM No. 0200-679.00-01.00-006.000). (Krupski) ENVIRONMENT, PLANNING AND AGRICULTURE

Appoint member to the Suffolk County Community College Board of Trustees (Denise Lindsay Sullivan). (Anker) EDUCATION AND INFORMATION TECHNOLOGY

Authorizing certain a technical correction to Adopted Resolution No. 561-2014. (Co. Exec.) WAYS & MEANS

Authorizing certain a technical correction to Adopted Resolution No. 553-2014. (Co. Exec.) WAYS & MEANS

Authorizing certain a technical correction to Adopted Resolution No. 559-2014. (Co. Exec.) WAYS & MEANS

Approving the reappointment of William C. Macchione as a member of the Suffolk County Home Improvement Contracting Board. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

Accepting the donation of a 2000 Lexus LX470, Vehicle Identification Number JT6HT00WXY0078321, from the National Insurance Crime Bureau for use by the Suffolk County District Attorney's Office. (Co. Exec.) PUBLIC SAFETY

Accepting and appropriating grant funding from the New York State Council on the Arts for the Wyandanch Rising STEaM Center. (Co. Exec.) ECONOMIC DEVELOPMENT

Accepting and appropriating funding for the Disability Employment Initiative (DEI) from the New York State Department of Labor for the Workforce Investment Act (WIA) Program. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

Approving the appointment of Jason Lucia to Detective in the Suffolk County Police Department. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

Accepting and appropriating grant funds in the amount of $311,654 from the United States Department of Transportation, Federal Motor Carrier Safety Administration, for a Dedicated Commercial Motor Vehicle Safety Enforcement Project with 80% support. (Co. Exec.) PUBLIC SAFETY
1695. Accepting and appropriating a grant in the amount of $72,400 from the New York State Division of Criminal Justice Services (DCJS) for the Sheriff's Office participation in the Gun Involved Violence Elimination (GIVE) Program with 100% support. (Co. Exec.) PUBLIC SAFETY

1696. Accepting and appropriating a grant award from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled, "Campus Stormwater Initiative", 90% reimbursed by State funds at Suffolk County Community College. (Co. Exec.) EDUCATION AND INFORMATION TECHNOLOGY

1697. Establishing a Suffolk County North Shore Coastal Erosion Task Force. (Anker) ENVIRONMENT, PLANNING AND AGRICULTURE


1699. Appropriating funds in connection with improvements to the County Correctional Facility C - 141 - Riverhead (CP 3014). (Co. Exec.) PUBLIC SAFETY

1700. Appropriating funds in connection with Bulkheading at Various Locations (CP 5375). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1701. Authorizing the Suffolk County Police Department to convert to its own use an abandoned 2011 Jeep Grand Cherokee pursuant to Suffolk County Code Section A13-11(D)(8). (Co. Exec.) PUBLIC SAFETY

1702. Accepting 50% Federal pass-through grant funds from the NYS Division of Homeland Security and Emergency Services in the amount of $568,571 for the 2014 Local Emergency Management Performance Grant (LEMPG) Program administered by the Suffolk County Department of Fire, Rescue and Emergency Services and to execute grant related agreements. (Co. Exec.) PUBLIC SAFETY

1703. Transferring Assessment Stabilization Reserve Funds to the Capital Fund, amending the 2014 Operating Budget, and appropriating funds for improvements to Suffolk County Sewer District No. 12 - Birchwood/Holbrook (CP 8143). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1704. Accepting and appropriating additional funds for a 100% State funded Summer Youth Employment Program. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1705. Appropriating funds in connection with Reconstruction of CR 48, Middle Road (CP 5526). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1706. Amending the 2014 Capital Budget and Program and appropriating funds in connection with Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path (CP 5903). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1707. Appropriating funds in connection with Improvements to CR 73, Roanoke Avenue (CP 5582). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY
1708. To appoint member of Suffolk County Youth Board Coordinating Council Representing Legislative District No. 3 (Jason Neal). (Co. Exec.) HUMAN SERVICES

1709. To appoint member of Suffolk County Youth Board Coordinating Council representing Legislative District No. 7 (Shawn Hirst). (Co. Exec.) HUMAN SERVICES

1710. Authorizing amendments to Affordable Housing Development Agreements for Wyandanch Rising to reflect a municipally approved rent standard. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1711. Sale of County-owned real estate pursuant to Local Law No. 13-1976 North Babylon Volunteer Fire Company, Inc. (SCTM No. 0100-151.00-01.00-088.000). (Co. Exec.) WAYS & MEANS

1712. Sale of County-owned real estate pursuant to Local Law No. 13-1976 John M. McDaniels, as trustee of the 2012 revocable living trust of John M. McDaniels, as to a fifty-percent (50%) interest; and Lori A. Coyne McDaniels, as trustee of the 2012 revocable living trust of Lori A. Coyne McDaniels, as to a fifty-percent (50%) interest (SCTM Nos. 0800-164.00-02.00-046.001 f/k/a part of 0800-164.00-02.00-046.000). (Co. Exec.) WAYS & MEANS

1713. Sale of County-owned real estate pursuant to Local Law No. 13-1976 James P. Simeone and Jill J. Simeone, husband and wife (SCTM No. 0400-024.00-03.00-021.000). (Co. Exec.) WAYS & MEANS

1714. Authorizing the County Executive to execute documents relating to the Air National Guard’s use of property and equipment at Francis S. Gabreski Airport. (Co. Exec.) ECONOMIC DEVELOPMENT

1715. Accepting donation of a laser gun to the Suffolk County Police Department, 4th Precinct. (Kennedy) PUBLIC SAFETY

1716. Designating “POW/MIA Recognition Day” in Suffolk County. (Stem) VETERANS AND SENIORS

1717. Directing the Department of Information Technology to develop policy and Pilot Program to facilitate opening data to the public. (Calarco) EDUCATION AND INFORMATION TECHNOLOGY

1718. Authorizing execution of an amended agreement by the Administrative Head of SCSD No. 3 – Southwest with Damianos Pinelawn LLC - 41 Pine Lawn DR LLC (HU-1007.1). (Co. Exec.) PUBLIC WORKS, TRANSPORTATION AND ENERGY

1719. Authorizing use of Cupsogue County Park by Blessings in a Backpack and Backpacks for Fellows Students for their Run For A Reason Fundraiser. (Co. Exec.) PARKS & RECREATION

1720. Authorizing use of Cupsogue Beach County Park by the American Cancer Society, for the Amazingness Kite Fly Fundraiser. (Co. Exec.) PARKS & RECREATION
1721. Authorizing use of Manorville Hills County Park by the Long Island Greenbelt Trail Conference for its 15k Trail Race Fundraiser. (Co. Exec.) PARKS & RECREATION

1722. To readjust, compromise, and grant refunds and chargebacks on correction or errors/County Treasurer by: County Legislature No. 411. (Co. Exec.) BUDGET AND FINANCE

1723. To appoint member of Suffolk County Youth Board Coordinating Council Representing Legislative District No. 16 (Ilene Cooper). (Co. Exec.) HUMAN SERVICES

1724. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 969-2014). (Co. Exec.) BUDGET AND FINANCE

1725. Establishing policy for hiring in the jail medical unit. (Browning) HEALTH

1726. Adopting Local Law No. -2014, A Charter Law to update the County’s ethics statute. (Gregory) WAYS & MEANS

1727. Adopting Local Law No. -2014, A Local Law to prohibit the sale of powdered caffeine to minors in Suffolk County. (Gregory) HEALTH

1728. To strengthen the Teen Pregnancy Advisory Board. (Spencer) HUMAN SERVICES

1729. Authorizing appraisal of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, Menu of Homes, Inc. – Town of Brookhaven (SCTM No. 0200-825.00-03.00-026.000). (Browning) ENVIRONMENT, PLANNING AND AGRICULTURE

1730. Requesting legislative approval of Contract Award for a sole bidder for a Health Insurance Information Counseling and Assistance Program (HICAP). (Co. Exec.) VETERANS AND SENIORS

1731. Accepting and appropriating 100% reimbursable grant funds from the New York State Office for Aging. (Co. Exec.) VETERANS AND SENIORS

1732. Accepting and appropriating 100% reimbursable grant funds from the New York State Office for Aging. (Co. Exec.) VETERANS AND SENIORS

1733. To appoint member of the Suffolk County Planning Commission (Samuel E. Kramer). (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE

1734. Appointing Terence McSweeney as a member of the Suffolk County Board of Trustees of Parks, Recreation and Conservation (Town of Babylon). (Pres. Off.) PARKS & RECREATION

PROCEDURAL MOTION

PM23. Authorizing video streaming of County Legislature Meetings. (Pres. Off.)
INTRODUCTORY RESOLUTION NO. 1638-14
Laid on Table 7/29/14

Introduced by Presiding Officer on request of the County Executive

RESOLUTION NO. 1638-14, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
DOMINIC ABBATEILLO AND LORRAINE ABBATEILLO, HIS
WIFE, AND SAMUEL VERGATA, JR. AND CATHERINE
VERGATA, HIS WIFE
(SCTM NO. 0200-755.00-02.00-012.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described
parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon
erected, situate, lying and being in the Town of 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 755.00 Block 02.00 Lot 012.000 and acquired by Tax Deed on October 11, 2011 from
Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October
19, 2011 in Liber 12674 at CP 323 and described as follows, being and intended to be that parcel of
land carried on the tax rolls of the Town of Brookhaven under SCTM # District 0200 Section 755.00
Block 02.00 Lot 012.000,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision
has been made for the sale of real property acquired by the County through tax sale to an adjoining
property owner; and

WHEREAS, Dominic Abbateillo and Lorraine Abbateillo, his wife, and Samuel Vergata, Jr.
and Catherine Vergata, has made an offer to Suffolk County, for the purchase of said above
described parcel for the sum of $7,700.00 At closing the purchaser will be responsible for the pro
rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 38’ x 200’ has
been appraised at $7,500.00, which property is surplus to the needs of the County of Suffolk;

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited
the sum of $7,700.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has
reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain
restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA)
Lead Agency, hereby finds and determines that adoption of this law is not an action within the
meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6
N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the
adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a
Type II action constituting a legislative decision in connection with routine or continuing agency
administration and management, not including new programs or major reordering of priority. See 6
N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further
responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,
2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Bargain and Sale Deed, Without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said , Dominic Abbatiello and Lorraine Abbatiello, his wife, 627 Cedar Swamp Road, Glen Head, New York 11545 and Samuel Vergata, Jr. and Catherine Vergata, his wife, 38 Clearland Avenue, Carle Place, New York 11514.

DATED:

APPROVED BY

__________________________
County Executive of Suffolk County

Date of Approval:
DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0200-755.00-02.00-012.000

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SIZE OF PARCEL: 38' x 200'
APPRAISED VALUE: $7,500.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
SPONSOR'S MEMO FOR COUNTY LEGISLATION

Resolution Title:
2014, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
DOMINIC ABBATIELLO AND LORRAINE ABBATIELLO, HIS WIFE, AND SAMUEL VERGATA, JR. AND CATHERINE VERGATA, HIS WIFE
(SCTM NO. 0200-755.00-02.00-012.000)

Purpose/Justification of Request:
Local Law No. 13-1976

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: $7,700.00

Contact Person: Telephone Number:
Wayne R. Thompson (631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law X Charter Law ________

2. Title of Proposed Legislation
   
   2014, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
   DOMINIC ABBATIELLO AND LORRAINE ABBATIELLO, HIS
   WIFE, AND SAMUEL VERGATA, JR. AND CATHERINE
   VERGATA, HIS WIFE
   (SCTM NO. 0200-755.00-02.00-012.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is “yes”, on what will it impact?
   
   X County _______ Town _______ Economic Impact
   ______ Village _______ School District Other (Specify):
   ______ Library District _______ Fire District

6. If the answer to item 4 is “yes”, provide detailed explanation of Impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer       Signature of Preparer       Date
    R.J. Bhatt
    Land Management Specialist
    [Signature]
    [Signature] 6/4/14
# Financial Impact

## 2014 Property Tax Levy

**Cost to the Average Taxpayer**

### General Fund

<table>
<thead>
<tr>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate Per $1000</th>
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<tbody>
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<td><strong>TOTAL</strong></td>
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<td>$0.00</td>
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### Police District and District Court

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### Combined

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</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0.00</td>
<td>$0.00</td>
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**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates established by the New York State Board of Equalization and Assessments.

---

To be completed by the Executive Budget Office.
June 4, 2014

Jon Schneider  
Deputy County Executive  
H. Lee Dennison Bldg. 12th Fl.  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788  

Re: Tax Map Number: 0200-755.00-02.00-012.000

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne A. Thompson  
Real Property Manager  
Division of Real Property Acquisition and Management

JRN:WRT:slb  
Resolution + 1 copy  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor's Memo

Copy w/ Resolution to:  
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)  
CE Reso Review, (electronic copy)
Rescission of Resolution No. 1639-14

Introduced by Presiding Officer on request of the County Executive

Resolution No.
Sale of County-Owned Real Estate
Pursuant to Section 72-h of The
General Municipal Law
(Incorporated Village of Babylon)
(SCTM # 0102-022.00-01.00-047.000)

Whereas, the County of Suffolk is the fee owner of the following described parcel that is surplus to the needs of the County of Suffolk:

All, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Incorporated Village of Babylon, Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0102 Section 022.00, Block 01.00 Lot 047.000 and acquired by Tax Deed on October 21, 2013 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 31, 2013 in Liber 12750 at Page 878 and described as follows, known and designated as Bathing Beach on a certain map entitled “Map of Sampawam Point Park”, and filed in the Office of the Clerk of the County of Suffolk on January 8, 1913 as Map No. 495; and

Whereas, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

Whereas, the Incorporated Village of Babylon, has requested that the County of Suffolk convey to the Incorporated Village of Babylon, the parcel being in size approximately 50’ x 40’ x 90’ x variable with a preliminary value range of $0 to $500.00; and

Whereas, the Suffolk County Department of Economic Development and Planning has approved the proposed transfer and use of said parcel, now therefore be it

1st Resolved, that, upon receipt of duly adopted resolutions of the Incorporated Village of Babylon authorizing the transfer and acceptance of the said parcel, the Director of Real Estate, and/or her designee, is hereby authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above described property, on the terms and conditions provided herein, to said Incorporated Village of Babylon, for the sum of One Dollar, and be it further

2nd Resolved, that the Incorporated Village of Babylon will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for municipal purposes; with all right title and interest reverting to the County of Suffolk in the event that the Incorporated Village of Babylon, at any time, uses or attempts to use said subject parcel for other than municipal purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for municipal purposes; and be it further
3rd RESOLVED, that said quitclaim deed tendered by the Director of Real Estate, and/or her designee, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for municipal purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for municipal purpose; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

4th RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1).

DATED: __________________________

APPROVED BY:

________________________________________
County Executive of Suffolk County

Date of Approval:
SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
INCORPORATED VILLAGE OF BABYLON

Tax Map No.: 0102-022.00-01.00-047.000

Section 72-h, Gen'l Municipal Law

County Investment $32,317.94

PURPOSE:

A. Affordable Housing _____
B. Town Parks _____
C. Road/Highway _____
D. Drainage/Recharge Basin _____
E. Other X

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT: slb
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law ________ Charter Law ________

2. Title of Proposed Legislation
   RESOLUTION NO.
   SALE OF COUNTY-OWNED REAL ESTATE
   PURSUANT TO SECTION 72-h OF THE
   GENERAL MUNICIPAL LAW
   (INCORPORATED VILLAGE OF BABYLON)
   (SCTM # 0102-022.00-01.00-047.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to the Incorporated Village of Babylon, Town of Babylon for
   municipal purposes

4. Will the Proposed Legislation have a fiscal impact? Yes X No ________

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

6. If the answer to item 4 is "yes", Provide detailed explanation of Impact
   Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   Unknown

8. Proposed Source of Funding
   Unknown

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer   Signature of Preparer   Date
    R.J. Bhatt
    Land Management Specialist

    [Signature]

    6/30/14
FINANCIAL IMPACT
2014 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

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<th>2014 FEV TAX RATE PER $1000</th>
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POLICE DISTRICT AND DISTRICT COURT

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COMBINED

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<tbody>
<tr>
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<td></td>
<td>$0.00</td>
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NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 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
2014 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:

RESOLUTION NO.
SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(INCORPORATED VILLAGE OF BABYLON)
(SCTM # 0102-022.00-01.00-047.000)

PURPOSE OR GENERAL IDEA OF BILL:

Sale to the Incorporated Village of Babylon of 50’ x 40’ x 90’ x variable approximately 0.50 acre for use in municipal purpose.

SUMMARY OF SPECIFIC PROVISIONS:

JUSTIFICATION:

Village requesting for bulk heading and shoreline fortification, protection and maintenance.

FISCAL IMPLICATIONS:

County Investment of $32,317.94.
June 20, 2014

Jon Schneider
Deputy County Executive
H. Lee Dennison Building - 12th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0102-022.00-01.00-047.000
Section 72-h, G.M.L. Authorizing the Transfer of County Owned Real
Estate to a Municipality, State, or Federal Government.

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Section 72-h, G.M.L. authorizing the Transfer of County owned real estate to the Incorporated Village of
Babylon for municipal purposes.

I would appreciate this being placed on the legislative agenda.

Yours truly,

Wayne M. Thompson
Real Property Manager
Department of Economic Development
and Planning

WRT:slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy w/ Resolution to:
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)
CE Reso Review, (electronic copy)

H. LEE DENNISON BLDG ■ 100 VETERANS MEMORIAL HWY, 2nd Fl ■ P.O. BOX 6100 ■ HAUPPAUGE, NY 11788-0099 ■ (631) 853-5972
RESOLUTION NO. 1640-14

INTRODUCED BY PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. 2014
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #967-2014)

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

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

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

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

2. BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.
### RESOLUTION NO.  
CONTROL#967-2014

<table>
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<th>RPTL SEC</th>
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<tr>
<td>B</td>
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<td>C</td>
<td>Error in Essential Fact</td>
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### RESOLUTION NO.  
CONTROL#967-2014

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

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<th>Original Tax</th>
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<th>Chargeback Refund, if Tax Paid</th>
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As Provided and Requested By Town Assessor or Receiver of Taxes  
APPROVED BY:  

[Signature]  
County Executive of Suffolk County  
Date of Approval:  

Page 2 of 2
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution X Local Law Charter Law

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

3. Purpose of Proposed Legislation Yes ___ No ___
SEE NO. 2 ABOVE

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

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

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

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

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer
    Bruce M. Hotchkiss RPAT I

11. Signature of Preparer

12. Date June 23, 2014
Additional back-up material regarding IR 1640 is on file in the Legislative

Clerk’s Office, Hauppauge.
RESOLUTION NO. -2014, APPROVING THE APPOINTMENT OF STEPHEN L. DEWEY AS A MEMBER OF THE SUFFOLK COUNTY BOARD OF HEALTH

WHEREAS, appointments to the Suffolk County Board of Health are within the purview of the County Legislature under Section C9-4 of the SUFFOLK COUNTY CHARTER; and

WHEREAS, the term of office of Benjamin J. Luft, MD, expired on July 31, 2013; and

WHEREAS, Benjamin J. Luft, MD, resigned from the Suffolk County Board of Health effective May 1, 2014; now, therefore be it

1st RESOLVED, that Stephen L. Dewey, residing in Manorville, NY 11949, is hereby appointed as a member of the Suffolk County Board of Health, pursuant to Section C9-4 of the SUFFOLK COUNTY CHARTER, for a term of office to expire July 31, 2019.

DATED:

EFFECTIVE IMMEDIATELY PURSUANT TO SECTION C9-4 OF THE SUFFOLK COUNTY CHARTER

S:\res\r-appt-boh-dewey
CURRICULUM VITAE

Stephen L. Dewey

Address:

Home: Manorville, New York 11949

Work: Center for Neurosciences
Laboratory for Behavioral and Molecular Neuroimaging
Feinstein Institute for Medical Research
North Shore – LIJ Health System
Manhasset, New York 11030
(516) 562-2357 (Office)
(516) 562-2142 (Fax)
sdewey@nshs.edu

Date of Birth: June 7, 1959

Marital Status: Married, Two children

Education:

1981-1985 Ph.D., Anatomy, University of Iowa
1977-1981 B.S., Biology, Fairleigh Dickinson University

Employment:

2010-Present Professor of Molecular Medicine, Hofstra North Shore – LIJ School of Medicine
2009-Present Director, Laboratory for Behavioral and Molecular Neuroimaging,
Feinstein Institute for Medical Research, Manhasset, NY
2002-Present Adjunct Professor, Department of Molecular and Cellular Pharmacology,
Stony Brook University
2002-Present Adjunct Professor, Department of Neurobiology and Behavior, Stony Brook University
2006-2009 Senior Scientist, Medical Department, Brookhaven Natl. Laboratory
1999-2006 Senior Scientist, Chemistry Department, Brookhaven Natl. Laboratory
1999-Present Research Professor, Psychiatry Department, NYU School of Medicine,
New York, NY
1999-Present Adjunct Professor, Department of Neurobiology & Behavior, Stony Brook University
2001-Present Adjunct Professor, Department of Cellular and Molecular Pharmacology,
Stony Brook University
1995-1999 Tenured Scientist, Chemistry Department, Brookhaven Natl. Laboratory
1992-1999 Research Associate Professor, Psychiatry Department, NYU School of Medicine, New York, NY
1991-1995 Scientist, Chemistry Department, Brookhaven Natl. Laboratory
1988-1991 Associate Scientist, Chemistry Department, Brookhaven Natl. Laboratory
1986-1988 Assistant Scientist, Chemistry Department, Brookhaven Natl. Laboratory
1985-1986 Postdoctoral Fellow (with Dr. Robert Y. Moore), Neurology Department, Stony Brook University, Stony Brook, NY
1981-1985 Graduate Teaching Assistant, Anatomy Department, Graduate College University of Iowa, Iowa City, Iowa

Honors:

1977-1981 Dean's List, Fairleigh Dickinson University
1979-1981 Tri-Beta, National Biology Honor Society, Fairleigh Dickinson University
1979 Phi Zeta Kappa Honor Society, Fairleigh Dickinson University
1980 Phi Omega Epsilon Honor Society, Fairleigh Dickinson University
1981 Cum Laude Graduate, Fairleigh Dickinson University
1981 Honors in Biology, Fairleigh Dickinson University
1991 (March) Member, Site Visit Team, Medical Research Council, Toronto, Canada
1991 (December) Member, NIDA, SBIR Review Committee
1992 (October) Member, NICHD, Special Study Section Review Committee
1992 (December) Member, NICHD, Special Study Section Review Committee
1992 - Present Editorial Board, Synapse
1992 Sub-Chairman, Pre-Clinical Testing, Society of Nuclear Medicine
1994 (August) Member, NIMH, Special Study Section Review Committee
1995 - Present Member, Biomedical Sciences CRADA Review Committee, BNL
1995 (July) Member, Site Visit Team, NIH, Bowman Gray School of Medicine
1995 (July) Member, NIMH, Special Study Section Review Committee
1995 - Present Member, PET Advisory Committee, Addiction Research Center, NIDA
1996 - Present Editorial Board, Neuroscience-Net
1996 (June) Member, Site Visit Team, NIH, Johns Hopkins University
1997 (August) Member, Site Visit Team, NIH, Mt. Sinai School of Medicine
1997 (November) Member, Site Visit Team, NIH, Mt. Sinai School of Medicine
1998 Member, American College of Neuropsychopharmacology (ACNP)
1998 (January) Member, Site Visit Team, NIH, Kennedy/Krieger Institute
1998 (February) Member, Site Visit Team, NIH, Kennedy/Krieger Institute
1998 Member, International Scientific Advisory Committee, Neureceptor Mapping '98
1998 (March) Member, Scientific Council Study Section, NICHD
1998 (April) Member, Special Emphasis Review Panel, Molecular, Cellular, and Developmental Neurobiology (MCDN) Review Committee, NIMH
1998 (June) Member, Site Visit Team, NIH, University of Houston, Houston, Texas
1998 - 2000 Member (Elected), Brookhaven Council, Brookhaven National Lab
1998 (July) Member, Special Emphasis Review Panel, NIH
1998 (July) Member, Special Emphasis Review Panel, NIH
1999 - 2001 Executive Committee, Brookhaven Organization of Scientists
2000 Member, Site Visit Team, NIH, University of Pennsylvania
2000 (June) Member, NIMH, Special Study Section Review Committee
2000 (June) Member, NIMH, Special Study Section Review Committee
2000 (June)  Member, Site Visit Team, National Cancer Institute (NCI)
2000 (August)  Member, NCI, Special Study Section Review Committee
2000 (November)  Member, NIH/NIMH/DEA/ERB Study Section
2001 (November)  Member, NIMH, Special Study Section Review Committee
2001 (October)  Member, NICHD, Special Study Section Review Committee
2002 (April)  Member, Site Visit Team, National Institute on Aging
2002  Member, Medical Advisory Board, Partnership for a Drug Free America
2002  Chair, Scientific Advisory Board, Catalyst Pharmaceutical Partners, Inc.
2003 (March)  Member, NICHD, Special Study Section Review Committee
2003 (May)  Member, NICHD, Special Study Section Review Committee
2003 (October)  Member, NIDA, Special Study Section Review Committee
2003 (October)  Member, NIMH, Special Study Section Review Committee
2004 (November)  Member, NICHD, Special Study Section Review Committee
2005 (April)  Member, NIDA RFA Review Panel
2005 (June)  Member, NIDA, Special Study Section Review Committee
2005 (July)  Member, NIDA, Special Study Section Review Committee
2005 (November)  Member, NIMH, Special Study Section Review Committee
2005 (December)  Member, NIDA, Special Study Section Review Committee
2006 (February)  Member, NIMH, Special Study Section Review Committee
2006 (March)  Member, NIMH, Special Study Section Review Committee
2006  Sub-Chair, Neuroscience Basic, Society of Nuclear Medicine Annual meeting
2006 (June)  Member, NIMH, Special Study Section Review Committee
2006 (October)  Member, NIDA-L, Special Study Section Review Committee
2006 (October)  Member, NIMH, Special Study Section Review Committee
2006 (November)  Member, NICHD, Special Study Section Review Committee
2007  Sub-Chair, Neuroscience Basic, Society of Nuclear Medicine Annual meeting
2007 (April)  Member, NIDA, Special Study Section Review Committee
2007 (May)  Member, NIDA, Special Study Section Review Committee
2007 (October)  Member, NICHD, Special Study Section Review Committee
2007 (October)  Member, NIMH, Special Study Section Review Committee
2008 (July)  Member, NIDA, Special Study Section Review Committee
2008 (September)  Member, NIDA, Special Study Section Review Committee
2009 (June)  Member, NIMH, Special Study Section Review Committee
2009 (July)  Member, NIDA, Special Study Section Review Committee
2009 (October)  Member, NIMH, Special Study Section Review Committee
2011 (October)  Member, NIDA, Special Study Section Review Committee
2012 (October)  Member, NIDA, Special Study Section Review Committee

Awards:

1983-1985  Pre-doctoral Fellowship, National Institute of Mental Health
1985  Young Investigators Travel Award, Research Society on Alcoholism
1993 - 1994  NARSAD Established Investigator Award, "PET investigations of the effects of chronic neuroleptic treatment on neurotransmitter activity and responsiveness."
1998  Distinguished Research and Development Award, (BNL’s highest scientific and research award) BNL
1999  Man of the Year in Science, The Village Times
2000  Brookhaven Award (Distinguished Effort in Community Service)
2001          ER100 Award, United States Department of Energy’s 100 most innovative science and technology initiatives over the past century
2005          Officer John Jantzen Memorial Award for Prevention, Suffolk Coalition to Prevent Alcohol and Drug Dependencies, Inc.
2006          Scientist of the Year, Long Island Science Museum, Riverhead, NY
2006          Outstanding Mentor, Office of Science, Undergraduate Research Programs, Department of Energy
2007 - 2012   Career Development Award, NIDA, K02
2009          Man of the Year in Education, The Village Times
2011          Caron Award for Community Service, New York, New York
2011          Long Island Council on Alcohol and Drug Dependence (LICADD), Community Champion Award
2012          Caron Research Award, New York, New York

Extramural Funding:

1983-1985      Pre-Doctoral Fellowship, National Institute of Mental Health, Neuroscience Training Program, University of Iowa.
1991-1992      Protocol for PET studies of (+) and (-) 18F-BMY-14802 in primates, Principal Investigator, Bristol-Myers Squibb.
1993-1994      Established Investigator Award, National Alliance for Research on Schizophrenia and Depression (NARSAD), "PET investigations of the effects of chronic neuroleptic treatment on neurotransmitter activity and responsiveness." Principal Investigator.
Intramural Funding:


Patents:

2000 U.S. Patent No. 6,057,368; Use of GVG to treat cocaine addiction.
2001 U.S. Patent No. 6,323,239; Use of GVG to treat alcohol addiction.
2002 U.S. Patent No. 6,395,783; Use of GVG to treat PCP addiction – racemic and enantiomers. Use of topiramate to treat PCP addiction.
2002 U.S. Patent No. 6,462,084; Treatment of Obsessive Compulsive Behavior with GVG.
2003 U.S. Patent No. 6,541,520; Use of GVG to treat addiction to morphine, heroin, methamphetamine. Use of racemic and optical enantiomers of GVG to treat addiction to cocaine, nicotine, morphine, heroin, methamphetamine.
2004 U.S. Patent No. 6,828,349; Use of GVG to treat nicotine addiction.
2005 U.S. Patent No. 6,890,951; Use of Topiramate to Treat Addiction
2005 U.S. Patent No. 6,939,876; Pain Management

Invited Seminars and Symposia (not complete):

1988 Department of Radiology, Washington University, St. Louis, Missouri.
1991 Chemistry Department, Brookhaven National Laboratory, Upton, N.Y.
1991 American Psychiatric Association, Washington, DC.
1992 Grand Rounds, Department of Psychiatry, SUNY at Stony Brook, Stony Brook, N.Y.
1992 Medical Department, Brookhaven National Laboratory, Upton, N.Y.
1992 American College of Neuropsychopharmacology, San Juan, Puerto Rico.
1993 World Congress of Psychiatry, Rio De Janeiro, Brazil.
1993 Department of Psychiatry, University of Pittsburgh, Pittsburgh, Pa.
1993 Grand Rounds, Department of Psychiatry, New York University, NY.
1993 Neurology Service, VA Medical Center, University of Minnesota, Minneapolis, Minn.
1993 Department of Internal Medicine, University of Michigan, Ann Arbor, Michigan.
1993 Grand Rounds, Department of Psychiatry and Behavioral Sciences, University of Texas, Houston, Texas.
1993 Department of Radiology, Johns Hopkins University, Baltimore, Maryland.
1993 American College of Neuropsychopharmacology, Honolulu, Hawaii.
1993 Brookhaven Lecture, Brookhaven National Laboratory, Upton, N.Y.
1994 XIX Collegium Internationale Neuropsychopharmacology Congress, Washington, D.C.
1994 European Association of Nuclear Medicine, Dusseldorf, Germany
1994 Institute of Medicine, Julich, Germany
1994 Uppsala Universitet PET-Centrum, Uppsala, Sweden
1994 Service Hospitalier Frederic Joliot, Orsay, France
1994 College of Pharmacy and Allied Health Professions, St. Johns University, Queens, New York.
1995 Addiction Research Center, National Institute of Drug Abuse, Baltimore, Maryland.
1995 American College of Neuropsychopharmacology, San Juan, Puerto Rico
1995 Satellite Symposium, Psychotherapeutic Drug Discovery and Development Program, NIMH, Society for Neuroscience, San Diego, California
1996 Department of Neuroscience, New York State Psychiatric Institute, Columbia University, New York, New York.
1996 College for Problems in Drug Dependence, San Juan, Puerto Rico
1996 Service Hospitalier Frederic Joliot, Orsay, France
1996 Montreal Neurologic Institute, Montreal, Canada
1996 Uppsala Universitet PET-Centrum, Uppsala, Sweden
1997  Keynote Speaker, 1st International Symposium on Functional Neuroreceptor Mapping of Living Brain, Aarhus, Denmark
1997  State University of New York at Farmingdale, Farmingdale, New York
1997  St. Johns University, Department of Pharmaceutical Health Sciences
1997  Long Island University, Southampton Campus, Southampton, New York
1997  American College of Neuropsychopharmacology, Kamuela, Hawaii
1998  Psychology Department, SUNY at Stony Brook, Stony Brook New York
1998  Nassau Science Explorations, Hofstra University, New York
1998  State University of New York at Farmingdale, Farmingdale, New York
1998  American Chemical Society, Dallas, Texas
1998  American College of Neuropsychopharmacology, Puerto Rico
1998  Columbia University, New York, New York
1998  University of Pennsylvania, Philadelphia, Pennsylvania
1998  Psychiatry Department, New York University School of Medicine
1998  Psychology Department, Long Island University, Southampton Campus
1999  Department of Psychiatry, Yale University
1999  College for Problems in Drug Dependence, Acapulco, Mexico
1999  Department of Human Anatomy and Neurobiology, Texas A&M
1999  Hoechst Marion Roussel, Inc., Bridgewater, New Jersey
1999  Grand Rounds, Winthrop University Hospital, Mineola NY
1999  Department of Neurobiology and Behavior, State University of New York, Stony Brook
1999  Tufts University, Psychology Department, Cambridge, MA
1999  American College of Neuropsychopharmacology, Acapulco, Mexico
2000  Society of Nuclear Imaging in Drug Development, Bethlehem, Pa
2000  Grand Rounds, Department of Psychiatry, Brookhaven Memorial Hospital, NY
2000  Grand Rounds, Department of Psychiatry, North Shore University Hospital, NY
2000  Grand Rounds, Department of Psychiatry, St. Vincents Hospital, NY
2000  The New School, NY, NY
2001  Gordon Research Conference – Natural Products
2001  Department of Human Anatomy and Neurobiology, Texas A&M
2001  Los Alamos National Laboratory, Director’s Colloquium series
2001  Titan Pharmaceuticals, Inc. Somerville, New Jersey
2001  The R.W. Johnson Pharmaceutical Research Institute
2001  PET 10th Anniversary Celebration, Uppsala University
2002  EPSCoR, University of Nebraska, Lincoln
2002  Grand Rounds, Department of Anesthesiology, Stony Brook University
2002  Grand Rounds, Department of Family Medicine, Brookhaven Hospital
2002  Duke University, Nicotine Addiction Center
2002  University of Pennsylvania, Addiction Treatment Center
2002  University of Tennessee, Chemistry Department
2003  Montreal Neurologic Institute, Montreal Canada
2003  Commencement Address, Nassau University Medical Center
2003  Small animal PET in drug discovery, London, Ontario, Canada
2005  CADCA Annual Meeting
2005  Grand Rounds, Psychiatry Department, NYU School of Medicine
2005  Grand Rounds, Neurology Department, NYU School of Medicine
2005  PRIDE Youth Programs, Cincinnati, Ohio
2005  Youth Solvent Abuse Conference, Canada
2005  Department of Human Anatomy and Neurobiology, Texas A&M, Tx
2005  Grand Rounds, Department of Family Medicine, Brookhaven Hospital
2005  Fogarty International Center workshop on inhalant abuse among children and adolescents, NIDA
2006  Biomedical Imaging Research Opportunities Workshop, BIROW IV, Bethesda, MD
2006  Argonne National Laboratory, Argonne, Il
2006  College for Problems in Drug Development, Scottsdale, Arizona
2006  Lundbeck Research USA, Ramsey, New Jersey
2006  Johnson & Johnson, Spring House, Pa
2006  Hythiam, Los Angeles, California
2007  Frontiers of Science in In Vivo Imaging at the DOE Labs, Boston, Ma
2007  American Association for the Advancement of Science, San Fran, Ca
2007  Grand Rounds, Psychiatry Department, NYU School of Medicine, NY
2007  Alasbimm Congress, La Plaz, Bolivia
2007  Keynote Speaker, New York State Parent Teacher’s Assoc. Albany, NY
2007  Mather Hospital, Department of Psychiatry, Port Jefferson, NY
2008  National School Board Association, Annual Meeting, Orlando, Florida
2008  Chemistry Department, Stony Brook University
2008  Academy of Molecular Imaging, Nice, France
2008  Duke University, 14th Annual Duke Nicotine Research Conference
2009  Center for Neuroscience, Feinstein Institute for Medical Research, NY
2010  Grand Rounds, Psychiatry Department, Glen Cove Hospital, NY
2010  Grand Rounds, Department of Medicine, Huntington Hospital, NY
2010  Grand Rounds, Psychiatry Department, Zucker-Hillside Hospital, NY

2011  Grand Rounds, Department of Medicine, Huntington Hospital, Huntington, NY

2011  Controversies in Internal Medicine, International Internal Medicine Annual Meeting, Hilton Head, North Carolina

2011  Grand Rounds, Department of Internal Medicine, Boston University, Boston, MA

2012  Department of Anatomy and Neuroscience, University of Tennessee, Memphis, TN

**Teaching Experience:**

1981 – 1985  University of Iowa, Anatomy Department - School of Medicine
1. Medical Gross Anatomy
2. Medical Histology
3. Medical Neuroanatomy
4. Dental Gross Anatomy
5. Human Embryology
6. Anatomy and Physiology for Allied Health Professionals

1999–Present  Stony Brook University, Department of Neurobiology and Behavior, Anatomical Sciences
1. Neurobiology I and II
2. Methods in Neuroscience Research
3. Medical Neuroanatomy
4. General Biology
5. Life Sciences
6. Gross Anatomy

2010–Present  Hofstra/North Shore-LIJ School of Medicine
1. Medical Pharmacology

**Doctoral Thesis Advisor:**

Dr. Wynne K. Schiffer, Department of Neurobiology and Behavior, Stony Brook University (successfully defended her doctoral dissertation on 9/28/04. Dr. Schiffer is currently an Associate Investigator in the Center for Neuroscience at the Feinstein Institute for Medical Research; Dr. Schiffer was a 2005 recipient of the Presidential Early Career Award for Science and Engineering (PECASE).

Dr. Douglas Marsteller, Department of Molecular and Cellular Pharmacology, Stony Brook University (successfully defended his doctoral dissertation on 10/14/05. Dr. Marsteller is currently an Assistant Professor at UPenn)
Dr. Nicole Barbarich-Marsteller, Department of Neurobiology and Behavior, Stony Brook University (successfully defended her doctoral dissertation on 03/21/06. Dr. Barbarich-Marsteller is currently an Assistant Professor at Columbia University)

Dr. Martine Mirrione, Department of Molecular and Cellular Pharmacology, Stony Brook University (successfully defended her doctoral dissertation on 4/20/07. Dr. Mirrione is currently a postdoctoral fellow at BNL)

Dr. Dianne Lee, Department of Molecular and Cellular Pharmacology, Stony Brook University (successfully defended her doctoral dissertation on 7/30/10. Dr. Lee is currently a postdoctoral fellow at the NIH)

Dr. Vinal Patel (Department of Molecular and Cellular Pharmacology, Stony Brook University, successfully defended his doctoral dissertation on 4/15)

Committees:

2011 – Present Radioactive Safety Committee, Feinstein Institute for Medical Research

2000 –2007 Graduate Student Committee, Department of Neurobiology and Behavior, SUNY at Stony Brook

1999-2000 Elected Secretary, Brookhaven Organization of Scientists

1998-2009 Budget and Finance Committee, Brookhaven Center for Imaging and Neuroscience

1995-1996 Educational Program Co-ordinator, Chemistry Department, Brookhaven National Laboratory

1987-1999 Institutional Animal Care and Use Committee (IACUC), Brookhaven National Laboratory

1991-1997 Lecture Committee, Brookhaven National Laboratory

1988-1990 Committee for the standardization of PET data analysis, Society of Nuclear Medicine

1998-2000 Brookhaven Council, Brookhaven National Laboratory

Reviewer for:

Synapse
Drug and Alcohol Dependence
Journal of Nuclear Medicine
Journal of Labeled Compounds
Journal of Comparative Neurology
Alcohol
Alcoholism: Clinical and Experimental Research
Neuroscience
Life Sciences
Biological Psychiatry
Psychiatry Research
Journal of Neural Transmission
Community Involvement:

1994 – Present  Community Outreach Program, speak with thousands of individuals on a yearly basis throughout the Tri-State area on our substance abuse research.

1994 – 1997  Member, Board of Education, Eastport, New York (Annual Budget $12,000,000)


1997 – Present  Member, Board of Education, Eastern Suffolk Board of Cooperative Educational Services (Annual Budget $550,000,000)

Book Chapters and Review Articles:


Journal Articles:


RESOLUTION NO. -2014, SALE OF COUNTY-OWNED 
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 
HEATHER ALICEMANN AND NICHOLAS J. ULLRICH, AS JOINT 
TENANTS WITH RIGHTS TO SURVIVORSHIP 
(SCTM NO. 0200-055.00-09.00-004.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 055.00 Block 09.00 Lot 004.000 and acquired by Tax Deed on January 3, 2011 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 5, 2011 in Liber 12647 at CP 724 and further corrected by deed dated February 3, 2011 from Angie M. Carpenter the County Treasurer of Suffolk County, New York and recorded on February 8, 2011 in Liber 12650 Page 638 and described as follows, known and designated as Lots 8028 and 8029 on a certain map entitled “2nd Map of North Shore Beach, Section D” and filed in the Office of the Clerk of the County of Suffolk on June 11, 1928 as Map No. 1015,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Heather Alicemann and Nicholas J. Ullrich, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $8,001.00 At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 40' x 100' has been appraised at $8,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $8001.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,
2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee’s adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Quitclaim Deed, Without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said, Heather Alicemann and Nicholas J. Ullrich, as joint tenants with rights to survivorship, 27 Gardenia Road, Rocky Point, New York 11778.

DATED:

APPROVED BY

_____________________
County Executive of Suffolk County

Date of Approval:
SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building
100 Veterans Memorial Highway - 2nd Floor
Post Office Box 6100
Hauppauge, New York 11788

SUMMARY STATEMENT

DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0200-055.00-09.00-004.000

<table>
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<tr>
<th>ADJOINING OWNER</th>
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<tr>
<td>Heather Alicemann and Nicholas J. Ullrich</td>
<td>$8,001.00</td>
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<td>27 Gardenia Road</td>
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<tr>
<td>Rocky Point, New York 11778</td>
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<tr>
<td>Carol C. Kreese</td>
<td>$0</td>
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<tr>
<td>P.O. Box 148</td>
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<tr>
<td>Melrose, Florida 32666</td>
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SIZE OF PARCEL: 40' x 100'
APPRaised VALUE: $8,000.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

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

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
   HEATHER ALICEMANN AND NICHOLAS J. ULRICH, AS JOINT TENANTS WITH RIGHTS TO SURVIVORSHIP
   (SCTM NO. 0200-055.00-09.00-004.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes X  No _____

5. If the answer to Item 4 is “yes”, on what will it impact?
   X  County  _____  Town  _____  Economic Impact
   _____  Village  _____  School District Other (Specify):
   _____  Library District  _____  Fire District

6. If the answer to item 4 is “yes”, provide detailed explanation of Impact. Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt  Signature  6/3/14
    Land Management Specialist  Signature  6/26/14
    Neil Tomb  Signature  6/26/14
### GENERAL FUND

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<th>2014 FEV 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><strong>TOTAL</strong></td>
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**NOTES:**
1) **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) **SOURCE FOR EQUALIZATION RATES:** TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
June 5, 2014

Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0200-055.00-09.00-004.000

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson
Real Property Manager
Division of Real Property Acquisition and Management

JRN:WRT:slb
Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy w/ Resolution to:
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)
CE Reso Review, (electronic copy)
RESOLUTION NO. 2014, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 JENNIFER SANTORELLA (SCTM NO. 0200-073.00-10.00-004.002)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 073.00, Block 10.00 Lot 004.002 and acquired by Tax Deed on January 3, 2011 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 5, 2011 in Liber 12647 at CP 724 and further corrected by deed dated February 3, 2011 from Angie M. Carpenter the County Treasurer of Suffolk County, New York and recorded on February 8, 2011 in Liber 12650 Page 638 and described as follows, known and designated as Lots 4840 and 4841 on a certain map entitled "2nd Map of Sound Beach" and filed in the Office of the Clerk of the County of Suffolk on June 19, 1929 as Map No. 529,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Jennifer Santorella, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $7,000.00 At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 40' x 101' has been appraised at $7,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $7,000.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,
2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Quitclaim Deed, Without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Jennifer Santorella, 18 Cedar Road, Sound Beach, New York 11789.

DATED:

APPROVED BY

________________________________________
County Executive of Suffolk County

Date of Approval:
DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0200-073.00-10.00-005.000

<table>
<thead>
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<tr>
<td>Jennifer Santorella</td>
<td>$7,000.00</td>
<td></td>
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<tr>
<td>18 Cedar Road</td>
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<tr>
<td>Sound Beach, New York 11789</td>
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</table>

SIZE OF PARCEL: 40' x 101'
APPRaised VALUE: $7,000.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X  Local Law  X  Charter Law _______

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
   LOCAL LAW No. 13-1976
   JENNIFER SANTORELLA
   (SCTM NO. 0200-073.00-10.00-004.002)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes  X  No _______

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

6. If the answer to item 4 is "yes", provide detailed explanation of Impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt  Land Management Specialist  6/5/14
    Neil Tombs  6/26/14
# Financial Impact

**2014 Property Tax Levy**

**Cost to the Average Taxpayer**

## General Fund

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<th>2014 Cost to Avg Taxpayer</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, September 2013.
3. Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office.
June 5, 2014

Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg, 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0200-073.00-10.00-004.002

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson
Real Property Manager
Division of Real Property Acquisition and Management

JRN:WRT:slb
Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy w/ Resolution to:
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)
CE Reso Review, (electronic copy)
Introductory Resolution No. 1644-14

Introduced by Presiding Officer on request of the County Executive

RESOLUTION NO. 1644-14, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
MICHAEL PHOUANGMALA AND AGNIESZKA PHOUANGMALA,
HIS WIFE
(SCTM NO. 0100-176.00-03.00-011.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100 Section 176.00 Block 03.00 Lot 011.000 and acquired by Tax Deed on June 3, 1998 from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on June 11, 1998 in Liber 11898 at CP 728 and described as follows, known and designated as Lot 6 in Block I on a certain map entitled "Map of Brinckerhoff Manor, Section 1", and filed in the Office of the Clerk of the County of Suffolk on July 3, 1906 as Map No. 409,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Michael Phouangmala and Agnieszka Phouangmala, his wife, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $8,000.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 25’ x 184’ x 25’ x 178’ has been appraised at $8,000.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $8,000.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,
2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee’s adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Michael Phouangmala and Agnieszka Phouangmala, his wife, 315 Daly Place, Copiague, New York 11726.

DATED:

APPROVED BY

County Executive of Suffolk County

Date of Approval:
SUMMARY STATEMENT

DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0100-176.00-03.00-011.000

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SIZE OF PARCEL: 25' x 184' x 25' x 178'
APPRAISED VALUE: $8,000.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X  Local Law  X  Charter Law ________

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
   LOCAL LAW No. 13-1976
   MICHAEL PHOUANGMALA AND AGNIESZKA PHOUANGMALA
   (SCTM NO. 0100-176.00-03.00-011.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes  X  No ______

5. If the answer to Item 4 is “yes”, on what will it impact?
   X County  ______ Town  ______ Economic Impact
   ______ Village  ______ School District Other (Specify):
   ______ Library District  ______ Fire District

6. If the answer to item 4 is “yes”, provide detailed explanation of Impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt  Land Management Specialist  6/11/14
    NELLE TNKNS  6/26/14
## FINANCIAL IMPACT
2014 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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<td>TOTAL</td>
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### NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 11, 2014

Jon Schneider  
Deputy County Executive  
H. Lee Dennison Bldg. 12th Fl.  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788

Re: Tax Map Number: 0100-176.00-03.00-011.000

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

   Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson  
Real Property Manager  
Division of Real Property Acquisition and Management

JRN:WRT:slb  
Resolution + 1 copy  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor's Memo

Copy w/ Resolution to:  
   Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
   Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
   Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)  
   CE Reso Review, (electronic copy)
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
E.F. HARMON DEVELOPMENT, LLC (SCTM NO. 0400-020.00-05.00-025.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0400, Section 020.00, Block 05.00, Lot 025.000, and acquired by tax deed on January 07, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 15, 2014, in Liber 12760, at Page 355, and otherwise known and designated by the Town of Huntington, as Lots 10 and 11, on a certain map entitled “Revised Map of West Neck Estates. Section One”, filed in the Office of the Clerk of Suffolk County on April 16, 1929 as Map No. 647; 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 January 07, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 15, 2014 in Liber 12760 at Page 355.

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, E.F. HARMON DEVELOPMENT, LLC has made application of said above described parcel and E.F. HARMON DEVELOPMENT, LLC has paid the application fee and has paid $93,606.33, 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, 2014; 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 E.F. HARMON DEVELOPMENT, LLC, 97 Lawrence Hill Road, Cold Spring Harbor, NY 11724, 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: _______________________________
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

June 10, 2014

Tax Map No.: 0400-020.00-05.00-025.000
Name of Last Legal Fee Owner: E.F. HARMON DEVELOPMENT, LLC

TREASURER'S COMPUTATION........................................... $82,316.97
Taxes......................................................... 2013/2014.......................... $11,277.14
Certified Mail Fees......................................................... $12.22
License/Storage Fee......................................................... OPEN
Repairs................................................................... OPEN
Other Expenses............................................................... OPEN

____________________________
TOTAL................................................................. $93,606.33
____________________________
Monies Received.......................................................... $93,606.33
____________________________
RESOLUTION AMOUNT................................................... $93,606.33

APPROVED:
____________________________

PREPARED BY:
____________________________

Lori Sklar
Redemption Unit
(631)853-5937

Accounting
LS/la
COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT 0400  SECTION 020.00  BLOCK 05.00  LOT 025.00

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<td>$14,679.72</td>
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</table>

TOTAL: $75,094.45

B. INTEREST DUE $3,302.67
C. TOTAL $78,397.12
D. 5% LINE C $3,919.86
SUBTOTAL $82,316.97

E. FEE
F. MISC 2014 PROPERTY TAXES $11,277.14
G. MISC CERTIFIED MAILING FEES $12.22
H. MISC

TOTAL AMOUNT DUE: $93,606.33

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.
11-Apr-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/08/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   E.F. HARMON DEVELOPMENT, LLC
   0400-020.00-05.00-025.000

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
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    Lori Sklar  Pedrici  6/10/14
    Neil Tobin  Pedrici  6/24/14
**FINANCIAL IMPACT**

**2014 PROPERTY TAX LEVY**

**COST TO THE AVERAGE TAXPAYER**

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**NOTES:**

1) **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) **SOURCE FOR EQUALIZATION RATES:** TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 19, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0400-020.00-05.00-025.000
E.F. HARMON DEVELOPMENT, 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

Attachment

CC: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
RESOLUTION NO. 1646-14

AUTHORIZING THE SALE,
PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT
EUGENE W. HINES AND MYRTICE HINES, HIS WIFE
(SCTM NO. 0200-405.00-02.00-029.000)

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 405.00, Block 02.00, Lot 029.00, and acquired by tax deed on January
07, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and
recorded on January 15, 2014, in Liber 12760, at Page 351, and otherwise known and designated
by the Town of Brookhaven, as Lot No. 37, on a certain map entitled “Map of Ashford Estates,
Section 1”, filed in the Office of the Clerk of Suffolk County on June 13, 1974 as Map No. 6108;
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 January 07, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on January 15, 2014 in Liber 12760 at Page 351.

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, EUGENE W. HINES AND MYRTICE HINES, HIS WIFE have made
application of said above described parcel and EUGENE W. HINES AND MYRTICE HINES, HIS
WIFE have paid the application fee and will be paying $96,798.98, 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, 2014; 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
thereo. 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
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 EUGENE W. HINES AND MYRTICE HINES, HIS WIFE, 3719 Burling Ridge, Lithonia, GA 30038, 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:  


June 11, 2014

Tax Map No.: 0200-405.00-02.00-029.000
Name of Last Legal Fee Owner: EUGENE W. HINES AND MYRTICE HINES, HIS WIFE

TREASURER’S COMPUTATION.......................... $85,051.52
Taxes..............2013/2014.......................... $11,715.51
Certified Mail Fees........................................ $31.95
License/Storage Fee.................................... OPEN
Repairs......................................................... OPEN
Other Expenses.......................................... OPEN

TOTAL..................................................... $96,798.98

Monies to be Received................................. $96,798.98

RESOLUTION AMOUNT................................. $96,798.98

APPROVED:

PREPARED BY:

Peter Belyea
Redemption Unit
(631)853-5932

Accounting
## COMPUTATION BY SUFFOLK COUNTY TREASURER

### DISTRICT 0200  
### SECTION 405.00  
### BLOCK 02.00  
### LOT 029.000  

**ITEM #: 2103537**

### A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<tr>
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<tr>
<td>2012/13</td>
<td>$14,016.86</td>
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</table>

**TOTAL: $76,820.65**

### B. INTEREST DUE

**$4,180.80**

### C. TOTAL

**$81,001.45**

### D. 5% LINE C

**$4,050.07**

### SUBTOTAL

**$85,051.52**

### E. FEE

### F. MISC

2013/14 PROPERTY TAXES **$11,715.51**

### G. MISC

CERTIFIED MAIL FEES **$31.95**

### H. MISC

### TOTAL AMOUNT DUE:

**$96,798.98**

## CERTIFICATION BY COUNTY TREASURER

I, Douglas W. Sutherland, Chief Deputy County Treasurer of 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.  
09-Jun-14

Douglas W. Sutherland  
Chief Deputy County Treasurer

**Interest and penalty computed to and including 12/06/14**
### GENERAL FUND

<table>
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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<tr>
<td>TOTAL</td>
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<td>0.00</td>
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</table>

**NOTES:**

1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 19, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-405.00-02.00-029.000
EUGENE W. HINES AND MYRTICE HINES, HIS WIFE

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

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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

JOSEPHINE MOORE
(SCTM NO. 0200-258.00-05.00-026.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 258.00, Block 05.00, Lot 026.000, and acquired by tax deed on January 07, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 15, 2014, in Liber 12760, at Page 351, and otherwise known and designated by the Town of Brookhaven, as Lot No. 21, on a certain map entitled "Map of Southwoods, Section 1", filed in the Office of the Clerk of Suffolk County on February 20, 1969 as Map No. 5257; 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 January 07, 2014, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on January 15, 2014 in Liber 12760 at Page 351.

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, JOSEPHINE MOORE has made application of said above described parcel and JOSEPHINE MOORE has paid the application fee and will be paying $63,925.18, 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, 2014; 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
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 JOSEPHINE MOORE, 47 Osbourne Avenue, Mt. Sinai, NY 11766, 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: ____________________________
June 02, 2014

Tax Map No.: 0200-258.00-05.00-026.000
Name of Last Legal Fee Owner: JOSEPHINE MOORE

TREASURER'S COMPUTATION.............................. $55,190.14

Taxes.........2013/2014........................................... $8,713.91

Certified Mail Fees........................................ $21.13

License/Storage Fee........................................ OPEN

Repairs.......................................................... OPEN

Other Expenses............................................... OPEN


TOTAL......................................................... $63,925.18

Monies to be Received................................. $63,925.18


RESOLUTION AMOUNT................................. $63,925.18


APPROVED:


PREPARED BY:

Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB.Iag
**COMPUTATION BY SUFFOLK COUNTY TREASURER**

**DISTRICT** 0200  
**SECTION** 258.00  
**BLOCK** 05.00  
**LOT** 026.000  
**ITEM #:** 1143020

**A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:**

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<th>AMOUNT</th>
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<tr>
<td>2009/10</td>
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<tr>
<td>2011/12</td>
<td>$11,375.11</td>
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<tr>
<td>2012/13</td>
<td>$10,435.64</td>
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</table>

**TOTAL:** $50,168.55

**B. INTEREST DUE**  
$2,393.49

**C. TOTAL**  
$52,562.04

**D. 5% LINE C**  
$2,628.10

**SUBTOTAL**  
$55,190.14

**E. FEE**  
$8,713.91

**F. MISC**  
2013/14 PROPERTY TAXES  
$8,713.91

**G. MISC**  
CERTIFIED MAIL FEES  
$21.13

**H. MISC**  

**TOTAL AMOUNT DUE:**  
$63,925.18

---

**CERTIFICATION BY COUNTY TREASURER**

I, Diane M. Stuke, Deputy County Treasurer of 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.

29-Apr-14

**Diane M. Stuke**  
Deputy County Treasurer

****Interest and penalty computed to  
and including 10/26/14

DZ
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   JOSEPHINE MOORE
   0200-258.00-05.00-026.000

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact?  Yes   X   No

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

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

6. If the answer to item 4 is "yes", provide detailed explanation of Impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer     Signature of Preparer     Date
    Peter Belyea     \ Signature \      6/4/14
    NEIL TOMBS     \ Signature \      6/4/14

### Financial Impact

2014 Property Tax Levy
Cost to the Average Taxpayer

#### General Fund

<table>
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<tr>
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<th>2014 FEV Tax Rate Per $1000</th>
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<tr>
<td>TOTAL</td>
<td></td>
<td>$5,000</td>
<td>$6,000</td>
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#### Police District and District Court

<table>
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#### Combined

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<td>$6,000</td>
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**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
June 19, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-258.00-05.00-026.000
JOSEPHINE MOORE

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: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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

MICHAEL DALEO
(SCTM NO. 0200-520.00-02.00-042.000)

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 520.00, Block 02.00, Lot 042.000, and acquired by tax deed on November 25, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 26, 2013, in Liber 12754, at Page 133, and otherwise known and designated by the Town of Brookhaven, as Lot No. 427, on a certain map entitled “Map of Natures Gardens, Section Three”, filed in the Office of the Clerk of Suffolk County on September 10, 1931 as Map No. 630; 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 25, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 26, 2013 in Liber 12754 at Page 133.

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, MICHAEL DALEO has made application of said above described parcel and MICHAEL DALEO has paid the application fee and has paid $1,404.96, 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, 2014; 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 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
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 MICHAEL DALEO, 69 Sunset Avenue, Selden, NY 11784, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: __________________________________________
County Executive of Suffolk County

Date of Approval: __________________________
June 10, 2014

Tax Map No.: 0200-520.00-02.00-042.000
Name of Last Legal Fee Owner: MICHAEL DALEO

TREASURER'S COMPUTATION ......................... $1,023.10 ✓
Taxes .................................................. $360.73 ✓
Certified Mail Fees .................................. $21.13 ✓
License/Storage Fee ................................ OPEN
Repairs .................................................. OPEN
Other Expenses ....................................... OPEN

TOTAL .................................................. $1,404.96 ✓

Monies Received .................................. $1,404.96

RESOLUTION AMOUNT ......................... $1,404.96 ✓

APPROVED:

PREPARED BY: Peter Belyea
Redemption Unit
(631)853-5932

Accounting PB lag
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
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<tr>
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<td>$350.45</td>
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TOTAL: $927.23

B. INTEREST DUE
C. TOTAL
D. 5% LINE C

SUBTOTAL $1,023.10

E. FEE
F. MISC
G. MISC
H. MISC

2013/14 PROPERTY TAXES $360.73
CERTIFIED MAILING FEES $21.13

TOTAL AMOUNT DUE: $1,404.96

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.
04-Apr-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/01/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   MICHAEL DALEO
   0200-520.00-02.00-042.000

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
   2014

10. Typed Name & Title of Preparer   Signature of Preparer   Date
    Peter Belvea

   6/12/14

   6/13/14
# Financial Impact

## 2014 Property Tax Levy Cost to the Average Taxpayer

### General Fund

<table>
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<tr>
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### Police District and District Court

<table>
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<td>$9,800</td>
<td>$0.00</td>
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</table>

**Notes:**

1. **Source for number of family parcels and corresponding assessed valuation:** Suffolk County Real Property, September 2012.
2. **Source for total taxable assessed valuation for county purposes:** Schedule A, Report of Assessed Valuation for 2012-2013.
3. **Source for equalization rates:** Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
June 19, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-520.00-02.00-042.000
   MICHAEL DALEO

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: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
Introductory Resolution No. 1649-14 Laid on Table 7/29/14

Introduced by Presiding Officer on request of the County Executive

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
TERESA KROENCKE
(SCTM NO. 0100-087.00-03.00-016.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 087.00, Block 03.00, Lot 016.000, and acquired by tax deed on June 13, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 14, 2013, in Liber 12733, at Page 319, and otherwise known and designated by the Town of Babylon, as Lot No. 12 and Part of Lots 11 and 13, Block 197, on a certain map entitled "Map of Deer Park Investment Co., Plat No. 2", filed in the Office of the Clerk of Suffolk County on December 2, 1892 as Map No. 119; 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 June 13, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on June 14, 2013 in Liber 12733 at Page 319.

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, TERESA KROENCKE has made application of said above described parcel and TERESA KROENCKE has paid the application fee and has paid $33,793.09, 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, 2014; 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
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 TERESA KROENCKE, 238 West 16th Street, Deer Park, NY 11729, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY: __________________________________________

County Executive of Suffolk County

Date of Approval: ________________________________
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

June 09, 2014

Tax Map No.: 0100-087.00-03.00-016.000
Name of Last Legal Fee Owner: TERESA KROENCKE

TREASURER'S COMPUTATION.................... $28,622.93
Taxes........2013/2014.......................... $5,170.16
License/Storage Fee.......................... OPEN
Repairs....................................... OPEN
Other Expenses.............................. OPEN

TOTAL........................................... $33,793.09

Monies Received................................ $33,793.09

RESOLUTION AMOUNT.......................... $33,793.09

APPROVED:

Lori Sklar
Redemption Unit
(631)853-5937

PREPARED BY:

Accounting
LS-lag

Janet L. Brown 6-10-2014
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>Year</th>
<th>Amount</th>
</tr>
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<td>4945.13</td>
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TOTAL: 25742.20

B. INTEREST DUE
C. TOTAL
D. 5% LINE C
E. FEE
F. MISC
G. MISC

2013/14 PROPERTY TAXES

$5,170.16

H. TOTAL DUE

$33,793.09

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

02-Jan-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 07/01/14**

dz
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   TERESA KROENCKE
   0100-087.00-03.00-016.000

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
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    Lori Sklar  DORI SKLAR  6/10/14
    NEIL TOMP  TOMP NIC  6/26/14
### General Fund

<table>
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<tr>
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<th>2014 PEV 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, September 2012.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** Schedule A, Report of Assessed Valuation for 2012-2013.
3) **SOURCE FOR EQUALIZATION RATES:** Tentative 2012 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. 1650-14

AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX ACT

THOMAS PARRINELLI
(SCTM NO. 0200-649.00-02.00-030.001)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 649.00, Block 02.00, Lot 030.001, and acquired by tax deed on January 29, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on February 01, 2013, in Liber 12719, at Page 542, and otherwise known and designated by the Town of Brookhaven, as District 0200, Section 649.00, Block 02.00, Lot 030.001; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on January 29, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on February 01, 2013 in Liber 12719 at Page 542.

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, THOMAS PARRINELLI has made application of said above described parcel and THOMAS PARRINELLI has paid the application fee and has paid $41,707.42, 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, 2014; 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 THOMAS PARRINELLI, 490 Portion Road, Lake Ronkonkoma, NY 11779, 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: __________________________
May 28, 2014

Tax Map No.: 0200-649.00-02.00-030.001
Name of Last Legal Fee Owner: THOMAS PARRINELLI

TREASURER’S COMPUTATION: $36,620.39

Taxes........2013/2014: $5,073.41
Certified Mail Fees: $13.62
License/Storage Fee: OPEN
Repairs: OPEN
Other Expenses: OPEN

TOTAL: $41,707.42

Monies Received: $41,707.42

RESOLUTION AMOUNT: $41,707.42

APPROVED:

PREPARED BY:

Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB.lag

5.28.2014
**COMPUTATION BY SUFFOLK COUNTY TREASURER**

<table>
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<th>DISTRICT</th>
<th>SECTION</th>
<th>BLOCK</th>
<th>LOT</th>
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<tr>
<td>0200</td>
<td>649.00</td>
<td>02.00</td>
<td>030.001</td>
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ITEM #: 8022437

**A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:**

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<td>$8,302.47</td>
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<tr>
<td>2012/13</td>
<td>$7,037.68</td>
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TOTAL: $32,225.89

**B. INTEREST DUE**

$2,650.67

**C. TOTAL**

$34,876.56

**D. 5% LINE C**

$1,743.83

**SUBTOTAL**

$36,620.39

**E. FEE**

**F. MISC** 2013/14 PROPERTY TAXES $5,073.41

**G. MISC** CERTIFIED MAILING FEES $13.62

**H. MISC**

TOTAL AMOUNT DUE: $41,707.42

**CERTIFICATION BY COUNTY TREASURER**

I, Diane M. Stuke, Deputy County Treasurer of 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.

28-Jan-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 07/27/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution \( \checkmark \)

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   THOMAS PARRINELLI
   0200-649.00-02.00-030.001

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact?  Yes \( \checkmark \)  No

5. If the answer to Item 4 is “yes”, on what will it impact? (circle appropriate category)
   \( \square \) County  \( \square \) Town  \( \square \) 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
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    Peter Belyea
    5/28/14
    6/26/14
### General Fund

<table>
<thead>
<tr>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
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<tr>
<td><strong>Total</strong></td>
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<td>80.00</td>
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### Police District and District Court

<table>
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<td>80.00</td>
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### Combined

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<td></td>
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<tr>
<td><strong>Total</strong></td>
<td>$0.00</td>
<td>80.00</td>
</tr>
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</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2013 County Equalization Rates Established by the New York State Board of Equalization and Assessment.
June 19, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-649.00-02.00-030.001
THOMAS PARRINELLI

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

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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
THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY OF THE TOWN
OF EAST HAMPTON
(SCTM NO. 0300-085.00-01.00-009.000.0001)

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 085.00, Block 01.00, Lot 009.000.0001, and acquired by tax deed
on September 07, 2012, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on September 12, 2012, in Liber 12704, at Page 988, and otherwise known
and designated by the Town of East Hampton, as Lot No. 27N, on a certain map entitled “Map of
Lazy Point”, filed in the office of the Clerk of Suffolk County on September 16, 1935 as Map No.
1193; 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 September 07, 2012, from Angie M. Carpenter, the County Treasurer of Suffolk County,
New York, and recorded on September 12, 2012 in Liber 12704 at Page 988.

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, THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY OF
THE TOWN OF EAST HAMPTON have made application of said above described parcel and THE
TRUSTEES OF THE FREEHOLDERS AND COMMONALTY OF THE TOWN OF EAST
HAMPTON have paid the application fee and has paid $5,456.52, as payment of taxes, penalties,
interest, recording fees, and any other charges due the County of Suffolk, pursuant to Local Law,
by applicant, through November 30, 2014; 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 THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY OF THE TOWN OF EAST HAMPTON, c/o John Jilnicki, Esq., Town Attorney’s Office East Hampton, 159 Pantigo Road, 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 of Approval: ___________________________
Tax Map No.: 0300-085.00-01.00-009.000.0001
Name of Last Legal Fee Owner: The Trustees of the Freeholders and Commonalty of the Town of East Hampton

TREASURER’S COMPUTATION. $5,456.52
Taxes…………2013/2014. OPEN
License/Storage Fee………………………………. OPEN
Repairs…………………………………………………. OPEN
Other Expenses……………………………………….. OPEN

TOTAL……………………………………… $5,456.52

Monies Received………………………………… $5,456.52

RESOLUTION AMOUNT ……………………… $5,456.52

APPROVED: 

[Signature]

PREPARED BY:

[Signature]
Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB-lg

June 2, 2014
COMPUTATION, BY SUFFOLK COUNTY TREASURER

DISTRICT
0300

SECTION
085.00

BLOCK
01.00

LOT
009.000.0001

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2007/08
2009/10
2010/11
2011/12
1326.66
1413.67
1209.39
931.62

2008/09 PROPERTY TAXES PAID BY OWNER
2012/13 PROPERTY TAXES $984.30 NOT INCLUDED IN COMPUTATION

TOTAL: 4881.34

B. INTEREST DUE
315.34

C. TOTAL
5196.68

D. 5% LINE C
259.83

E. FEE

F. MISC

G. MISC

H. TOTAL DUE
$5,456.52

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.

12-Apr-13

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/09/13

dz
1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   THE TRUSTEES OF THE FREEHOLDERS AND COMMONALTY OF THE TOWN OF EAST HAMPTON
   0300-085.00-01.00-009.000.0001

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  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
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    Peter Belyea
    NEIL TOOMB  6/4/14
    6/26/14
### General Fund

<table>
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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, September 2012.

2) **Source for total taxable assessed valuation for county purposes:** Schedule A, Report of Assessed Valuation for 2012-2013.

3) **Source for equalization rates:** Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
June 19, 2014

Jon Schneider, Deputy County Executive  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099

Re: Tax Map No. 0300-085.00-01.00-009.000.0001  
The Trustees of the Freeholders and Commonalty of the Town of East Hampton

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

Attachment

CC: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intragovernmental Relations  
CE Reso Review (e-copy)  
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)  
Alice Kubicsko, Inventory (e-copy)
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

J JM, LLC

(SCTM NO. 0900-295.00-04.00-020.000)

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 Southampton, County of Suffolk, and State
of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency
as District 0900, Section 295.00, Block 04.00, Lot 020.000, and acquired by tax deed on June 04,
2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded
on June 05, 2013, in Liber 12731, at Page 982, and otherwise known and designated by the Town
of Southampton, as Lot Nos. 4, 5 and 6, Block E, on a certain map entitled “Map of Hampton Bays
Development of the Long Island Seashore Co., Inc.”, filed in the Office of the Clerk of Suffolk
County on April 24, 1923 as Map No. 776; 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 June 04, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on June 05, 2013 in Liber 12731 at Page 982.

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, JJM, LLC has made application of said above described parcel and
JJM, LLC has paid the application fee and will be paying $42,673.35, 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, 2014; 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
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 JJM, LLC, 3 Farm Lane, Westhampton, NY 11977, 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: _________________________
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

June 19, 2014

Tax Map No.: 0900-295.00-04.00-020.000
Name of Last Legal Fee Owner: JJM, LLC

TREASURER'S COMPUTATION........................................... $42,673.35 ✓
Taxes........2013/2014................................................... INCLUDED
License/Storage Fee....................................................... OPEN
Repairs................................................................. OPEN
Other Expenses......................................................... OPEN

TOTAL................................................................. $42,673.35 ✓

Monies to be Received.................................$42,673.35

RESOLUTION AMOUNT.............................................. $42,673.35 ✓

APPROVED:

PREPARED BY:

Annette Brown 6/19/2014

Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB/ajg
**COMPUTATION BY SUFFOLK COUNTY TREASURER**

<table>
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<tr>
<th>DISTRICT</th>
<th>SECTION</th>
<th>BLOCK</th>
<th>LOT</th>
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</thead>
<tbody>
<tr>
<td>0900</td>
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</tr>
<tr>
<td>ITEM #52824100</td>
<td></td>
<td></td>
<td>020.00</td>
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A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>Year</th>
<th>Amount</th>
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<tr>
<td>2009</td>
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<tr>
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<tr>
<td>2012</td>
<td>$ 6,307.14</td>
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<tr>
<td>2013</td>
<td>$ 5,069.22</td>
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</table>

TOTAL: $ 34,185.75

B. INTEREST DUE: $ 2,087.88
C. TOTAL: $ 36,273.63
D. 5% LINE C: $ 1,813.68
E. FEE:
F. MISC: 2014 PROPERTY TAXES $ 4,586.04
G. MISC:

H. TOTAL DUE: $ 42,673.35

**CERTIFICATION BY COUNTY TREASURER**

I, Diane M. Stuke, Deputy County Treasurer of 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. 13-Jan-14

[Signature]

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 07/12/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   JJM, LLC
   0900-295.00-04.00-020.000

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No __________

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

6. If the answer to item 4 is "yes", provide detailed explanation of Impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer
    Peter Belveya

    Signature of Preparer
    [Signature]
    Date
    6/19/14

    [Signature]
    Date
    6/26/14
## FINANCIAL IMPACT
### 2014 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
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<td>TOTAL</td>
<td></td>
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<td>$0.00</td>
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<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 F&amp;E TAX RATE PER $1000</th>
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<tbody>
<tr>
<td><strong>POLICE DISTRICT AND DISTRICT COURT</strong></td>
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<tr>
<td>TOTAL</td>
<td></td>
<td>$1,00</td>
<td>$0.00</td>
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<table>
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<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 F&amp;E TAX RATE PER $1000</th>
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**NOTES:**
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2
To be completed by the Executive Budget Office
June 20, 2014

Jon Schneider, Deputy County Executive  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099  

Re: Tax Map No. 0900-295.00-04.00-020.000  
JMJ, 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:tag

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intragovernmental Relations  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review (e-copy)  
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)  
Alice Kubicsko, Inventory (e-copy)
Introductory Resolution No. 1653-14 Laid on Table 7/29/14

Introduced by Presiding Officer on request of the County Executive

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
BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA
(SCTM NO. 0200-258.00-05.00-015.000)

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, situated, 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 258.00, Block 05.00, Lot 015.000, and acquired by tax deed on August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 07, 2013, in Liber 12739, at Page 495, and otherwise known and designated by the Town of Brookhaven, as Lot No. 50, on a certain map entitled “Map of Southwoods, Section 2”, filed in the Office of the Clerk of Suffolk County on February 20, 1969 as Map No. 5258; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 07, 2013 in Liber 12739 at Page 495.

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, BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA have made application of said above described parcel and BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA have paid the application fee and will be paying $53,796.82, 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, 2014; 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 BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA, 62 Osborne Avenue, Mt. Sinai, NY 11766, 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: __________________________
June 18, 2014

Tax Map No.: 0200-258.00-05.00-015.000
Name of Last Legal Fee Owner: BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA

TREASURER’S COMPUTATION ......................... $43,569.74 ✓
Taxes..............2013/2014 ..........plus... cost of fees ............ $10,227.08 ✓
License/Storage Fee................................. OPEN
Repairs............................................... OPEN
Other Expenses..................................... OPEN

TOTAL............................................. $53,796.82 ✓

Monies to be Received................................ $53,796.82

RESOLUTION AMOUNT........................... $53,796.82 ✓

APPROVED:  

PREPARED BY:  
PETER BELYE APA 
Redemption Unit  
(631)853-5932

Accounting  
P.B. Lang
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>AMOUNT</th>
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<td>2012/13</td>
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2009/10 PROPERTY TAXES PAID BY OWNER

TOTAL: $39,197.38

B. INTEREST DUE $2,297.61
C. TOTAL $41,494.99
D. 5% LINE C $2,074.75

SUBTOTAL $43,569.74

E. FEE
F. MISC 2013/14 PROPERTY TAXES $10,220.97
G. MISC CERTIFIED MAIL FEES $6.11
H. MISC

TOTAL AMOUNT DUE: $53,796.82

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.
07-Feb-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 08/06/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA
   0200-258.00-05.00-015.000

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No ___

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   County
   Town
   Village
   School District
   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
   2014

10. Typed Name & Title of Preparer    Signature of Preparer    Date
    Peter Belyea                      ____________________________ 6/18/14
    NEIL TOOMB

    ____________________________ 6/26/14
FINANCIAL IMPACT  
2014 PROPERTY TAX LEVY  
COST TO THE AVERAGE TAXPAYER

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<th>2014 COST TO AVG TAXPAYER</th>
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NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 20, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-258.00-05.00-015.000
BARBARA R. MYTKO, DONALD W. RHUDA AND JANE RHUDA

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

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
RESOLUTION NO. 1654-14, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
STEPHEN RACCOMANDATO AND NADINE RACCOMANDATO,
HIS WIFE
(SCTM NO. 0500-189.00-01.00-024.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Islip, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0500 Section 189.00 Block 01.00 Lot 024.000 and acquired by Tax Deed on July 12, 2013 by Quitclaim Deed from the Town of Islip, and recorded on July 18, 2013 in Liber 12737 at CP 112 and described as follows, known and designated as part of Lot 7 in Block 12 on a certain map entitled “Map of Great River Estates, Section 3” and filed in the Office of the Clerk of the County of Suffolk on November 19, 1920 as Map No. 252,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, Stephen Raccomandato and Nadine Raccomandato, his wife, has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $7,651.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 100’ x 100’ has been appraised at $7,500.00, cannot be independently developed as per Town of Islip Zoning Board of Appeal which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $7,651.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,
2\textsuperscript{nd} RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3\textsuperscript{rd} RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Bargain and Sale Deed, Without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said Stephen Raccomandato and Nadine Raccomandato, his wife, 331 Atlantic Avenue, Central Islip, New York 11722.

DATED:

APPROVED BY

________________________________________

County Executive of Suffolk County

Date of Approval:
**SUFFOLK COUNTY, NEW YORK**  
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT  
H. Lee Dennison Building  
100 Veterans Memorial Highway - 2nd Floor  
Post Office Box 6100  
Hauppauge, New York 11788

**SUMMARY STATEMENT**

**DIRECT SALE:**  
Suffolk County Local Law No. 13-1976  
Tax Map No. 0500-189.00-01.00-024.000

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<th>ADJOINING OWNER</th>
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</tbody>
</table>

**SIZE OF PARCEL:** 100' x 100'  
**APPRAISED VALUE:** $7,500.00  
**COMMENT:** Direct Sale to Adjacent Owner

Wayne R. Thompson  
Property Manager  
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X  Local Law  X  Charter Law ________

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
   LOCAL LAW No. 13-1976
   STEPHEN RACCOMANDATO AND NADINE RACCOMANDATO,
   HIS WIFE
   (SCTM NO. 0500-189.00-01.00-024.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes  X  No ______

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

6. If the answer to item 4 is "yes", provide detailed explanation of impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt  Land Management Specialist  6/20/14
    [Signature]  [Signature]  6/26/14
### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<td>90.000</td>
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</table>

**NOTES:**

3. SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 20, 2014

Jon Schneider  
Deputy County Executive  
H. Lee Dennison Bldg. 12th Fl.  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788

Re: Tax Map Number: 0500-189.00-01.00-024.000

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson  
Real Property Manager  
Division of Real Property Acquisition and Management

Copy w/ Resolution to:  
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review, (electronic copy)
RESOLUTION NO. 2014, RE-ESTABLISHING THE “SAFE PETS AND FAMILIES PROGRAM” TO PROVIDE TEMPORARY SHELTER FOR PETS OF DOMESTIC VIOLENCE VICTIMS IN SUFFOLK COUNTY

WHEREAS, when victims of domestic violence go to temporary shelters they are not permitted to take their pets with them; and

WHEREAS, domestic violence victims are often reluctant to leave their homes because, once they leave, the probability increases that the abuser will victimize those left behind, including family pets; and

WHEREAS, domestic violence victims rarely stay at a shelter for longer than ninety (90) days; and

WHEREAS, Resolution No. 1273-2000 established the “Safe Pets and Families Program” to provide temporary shelter for pets of domestic violence victims; and

WHEREAS, the “Safe Pets and Families Program” lapsed in 2002, but domestic violence advocacy organizations and the Suffolk County Society for the Prevention of Cruelty to Animals (“SPCA”) have expressed a strong interest in re-establishing this program; and

WHEREAS, the SPCA possesses the authority to investigate and enforce laws prohibiting cruelty to animals; and

WHEREAS, the SPCA is willing to administer the “Safe Pet and Families Program” to arrange suitable temporary shelter for pets of domestic violence victims, for a period of up to ninety (90) days, at no cost or expense to the County of Suffolk; and

WHEREAS, the County and the SPCA wish to enter into a service agreement to accomplish the purposes set forth above; now, therefore, be it

1st RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Suffolk County Society for the Prevention of Cruelty to Animals, Inc. whereby the SPCA will develop and administer the “Safe Pet and Families Program” to arrange suitable temporary shelter for pets of domestic violence victims, for a period of up to ninety (90) days, within Suffolk County; and be it further

2nd RESOLVED, under this agreement, the SPCA will respond to calls and transport animals to a temporary shelter to be provided by the SPCA, based on referrals from domestic violence service providers, local police departments, and any Suffolk County department or agency; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations,
rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

_________________________
County Executive of Suffolk County

Date:

s:\res\r-re-establish-safe-pet-families-program
RESOLUTION NO. -2014, REAPPOINTING MEMBER TO THE SUFFOLK COUNTY LANDBANK CORPORATION BOARD OF DIRECTORS

WHEREAS, Local Law 18-2012 established the Suffolk County Landbank Corporation and appointed an initial Board of Directors; and

WHEREAS, Local Law 18-2012 appointed Legislator DuWayne Gregory as a member of the Suffolk County Landbank Corporation Board of Directors for an initial term of one year; and

WHEREAS, this initial term of office expired on March 27, 2013; and

WHEREAS, the Majority Leader of the Suffolk County Legislature is empowered to select a person to fill this vacancy, subject to legislative approval; and

WHEREAS, the Majority Leader has selected Legislator DuWayne Gregory for reappointment to the Landbank Corporation; now, therefore be it

1st RESOLVED, that the reappointment of Legislator DuWayne Gregory as a member of the Suffolk County Landbank Corporation Board of Directors, for a term of office to expire on March 27, 2016, is hereby approved; and be it further

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

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:

s:\res\r-appt-landbank-gregory
RESOLUTION NO. -2014, AUTHORIZING THE USE OF SMITH POINT COUNTY PARK, CATHEDRAL PINES COUNTY PARK AND SMITH POINT MARINA BY THE LONG ISLAND 2 DAY WALK TO FIGHT BREAST CANCER, INC., FOR BREAST CANCER WALK IN 2015

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

WHEREAS, The Long Island 2 Day Walk to Fight Breast Cancer, Inc., would like to use the Smith Point County Park, Cathedral Pines County Park and Smith Point Marina for the purpose of hosting a walkathon to raise funds for breast cancer outreach and educational efforts, as well as to help local organizations with their fight against breast cancer; and

WHEREAS, the walkathon would be held on Friday, June 12, 2015, Saturday, June 13, 2015, and Sunday, June 14, 2015; and

WHEREAS, a Certificate of Insurance naming Suffolk County as an additional insured has been provided by The Long Island 2 Day Walk to Fight Breast Cancer, Inc.; and

WHEREAS, the use of County property for a walkathon would promote and protect the public health and general welfare of the residents of Suffolk County; now, therefore be it

1st RESOLVED, that the use of County-owned property, i.e., the Cathedral Pines County Park in Middle Island, in consideration of the payment of Fifty and 00/100 Dollars ($50.00) per diem, for the purpose of a walkathon to fight breast cancer on Friday, June 12, 2015 from 8:30 a.m. to 1:00 p.m., the proceeds of which shall be allocated directly to breast cancer organizations to fund breast cancer outreach and educational activities, is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from The Long Island 2 Day Walk to Fight Breast Cancer, 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 Human Resources, Personnel and Civil Service; and be it further

2nd RESOLVED, that the use of County-owned property, i.e., the Smith Point County Park in Shirley, in consideration of the payment of Fifty and 00/100 Dollars ($50.00) per diem, for the purpose of a walkathon to fight breast cancer on Saturday, June 13, 2015 from 5:00 a.m. through Sunday, June 14, 2015 at 3:00 p.m., the proceeds of which shall be allocated directly to breast cancer organizations to fund breast cancer outreach and educational activities, is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from The Long Island 2 Day Walk to Fight Breast Cancer, 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 Human Resources, Personnel and Civil Service; and be it further
3rd RESOLVED, that the use of County-owned property, i.e., the Smith Point Marina in Shirley, in consideration of the payment of Fifty and 00/100 Dollars ($50.00) per diem, for the purpose of a walkathon to fight breast cancer on Saturday June 13, 2015 from 7:30 a.m. through Sunday, June 14, 2015 to 4:00 p.m., the proceeds of which shall be allocated directly to breast cancer organizations to fund breast cancer outreach and educational activities, is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the receipt of a Certificate of Insurance by the County of Suffolk from The Long Island 2 Day Walk to Fight Breast Cancer, 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 Human Resources, Personnel, and Civil Service; and be it further

4th RESOLVED, that the Commissioner of the County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, and the County Department of Public Works is hereby authorized, empowered and directed, under Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to take such measures, either alone or in conjunction with each other, as shall be necessary and appropriate to facilitate the hosting of the fund drive for support of the public-safety services provided by The Long Island 2 Day Walk to Fight Breast Cancer, Inc., at Smith Point County Park in Shirley, Cathedral Pines County Park in Middle Island, Southaven Park in Shirley, and Smith Point Marina by The Long Island 2 Day Walk to Fight Breast Cancer, Inc.; and be it further

5th RESOLVED, that The 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 sell tangible personal property other than food or drink in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

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

DATED:

APPROVED BY:

_________________________
County Executive of Suffolk County

Date:

s:\res\r-2-day-breast-cancer-walk-2015
RESOLUTION NO. - 2014, ADOPTING LOCAL LAW NO. -2014, A LOCAL LAW TO STRENGTHEN AND STREAMLINE LOBBYIST REGISTRATION AND REPORTING REQUIREMENT

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2014, a proposed local law entitled, "A LOCAL LAW TO STRENGTHEN AND STREAMLINE LOBBYIST REGISTRATION AND REPORTING REQUIREMENT" now, therefore, be it

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

LOCAL LAW NO. -2014, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO STRENGTHEN AND STREAMLINE LOBBYIST REGISTRATION AND REPORTING REQUIREMENT

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 County of Suffolk has strived to maintain the integrity and transparency of its decision-making processes by enacting strong conflict of interest and financial disclosure rules for its officers and employees.

This Legislature also finds that the County of Suffolk requires persons and organizations hired to influence the County’s legislative, rulemaking and ratemaking processes to register with the County and periodically report their lobbying activities to the Clerk of the County Legislature.

This Legislature finds that regular public disclosure of lobbying activities is critical to maintaining public confidence in the integrity of County government. To achieve this end, the County’s lobbying law must be updated and strengthened to enhance openness and transparency.

This Legislature finds and determines that the Suffolk County Board of Ethics should be given sole responsibility for implementing and administering lobbying disclosure requirements.

This Legislature also finds that persons and organizations which seek to influence executive orders, the legislative lawmaking process, the award of County grants or the County’s procurement of public works, goods and services should be required to register with the County and report their lobbying activities.

Therefore, the purpose of this law is to broaden the definition of lobbying activities which trigger registration and reporting requirements and to centralize the administration of the County’s lobbyist statute within the Board of Ethics.
Section 2. Amendments.

Chapter 580 of the SUFFOLK COUNTY CODE is hereby amended as follows:

Chapter 580: LOBBYSTES

* * * *


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

BOARD
The Suffolk County Board of Ethics.

CLIENT
Every person or organization who or which retains, employs or designates any person or organization to carry on lobbying activities on behalf of such client.

[COMMISSION
The Suffolk County Ethics Commission or Suffolk County Board of Ethics or any successor body, entity or agency thereto, whichever is in effect or existence at the time of applicability of this chapter.]

COMPENSATION
Any [money] salary, fee, gift, payment or other thing of value [or financial or other benefit conferred] paid, given, owed or promised to the lobbyist by the client for lobbying, but shall not include contributions reportable pursuant to Article 14 of the New York Election Law.

COUNTY
County of Suffolk

COUNTY AGENCY
Any department, board, bureau, commission, division, office, council, committee or officer of the County, whether permanent or temporary, or a public authority or public benefit corporation, at least one of whose members is appointed by the County Executive, County Legislature or a County officer, authorized by law to make rules or to make final decisions in adjudicatory proceedings, but shall not include the judiciary.

EXPENSE
Any expenditures incurred by or reimbursed to the lobbyist for lobbying, but shall not include contributions reportable pursuant to Article 14 of the New York Election Law.

LOBBYING or LOBBYING ACTIVITIES
Any attempt to influence[the passage or defeat of any legislation] any determination made by the County Legislature [or the approval or disapproval of any legislation] or any member thereof with respect to the introduction, passage, defeat or substance of any local legislation; any determination made by the County Executive to support, oppose, approve or disapprove any local legislation; the adoption, issuance or modification of any executive order by the County Executive; the adoption or rejection [by the County of
Suffolk, its agencies, boards or commissions] by a County agency of any rule or regulation having the force and effect of law; [or] the outcome of any rate-making proceeding by a County agency[.]; any determination made by a County agency with respect to the procurement of goods, services or public works; or the award by a County agency of any grant, loan or agreement which involves the disbursement of public monies. The term "lobbying" shall not include:

* * * *

C. Persons who participate as witnesses, attorneys or other representatives in public [rule-making or rate-making] proceedings of a County agency, with respect to all participation by such persons which is part of the public record thereof and all preparation by such persons for such participation.

* * * *

F. The submission of a bid or proposal in response to a Request for Proposals ("RFP") or an invitation to bid or any other solicitation made by a County agency and intended to result in a procurement contract.

G. Participation in a conference provided for in a RFP or invitation to bid or any other solicitation by a County agency which seeks responses that will result in a procurement contract.

H. The submission of written questions to a County agency during the procurement process, when all written questions and the responses thereto will be disseminated to all persons who have responded to the solicitation of a County agency.

I. Persons who bring complaints of alleged improper conduct in a County procurement to a County agency, the District Attorney or a court of competent jurisdiction or persons who are a party to a protest, appeal or other review proceeding before the County agency conducting the procurement seeking a final administrative determination.

J. Persons that have been tentatively awarded a County contract and are engaged in communication with a County agency for the sole purpose of negotiating terms of the contract.

K. Contacts during a procurement process between County agency staff and the officers or employees of a prospective contractor/vendor who are qualified to provide technical services to explain, clarify or demonstrate the qualities, characteristics or advantages of an article or procurement. "Technical services" shall be limited to analysis directly applying to any accounting, engineering, scientific or other similar technical disciplines.
L. Officers and employees of any contract agency, as that term is defined in § 189-40 of the SUFFOLK COUNTY CODE, which receive less than $50,000 in annual funding from the County of Suffolk.

LOBBYIST

Every person or organization retained, employed or designated by any client to engage in lobbying before the County of Suffolk, its agencies, boards, commissions, the County Legislature or County Executive. The term "lobbyist" shall not include any officer, director, trustee, employee, counsel or agent of the County of Suffolk or other public corporation when discharging his or her official duties.

* * * *


A. Every lobbyist shall annually file with the [Clerk of the County Legislature] Board, on forms provided by the [Clerk of the County Legislature] Board, a statement of registration for each calendar year. The filing of such statement of registration shall not be required of any lobbyist who in any year does not expend, incur or receive an amount in excess of $1,000 of reportable compensation and expenses for the purposes of lobbying, [], or is an officer, director, trustee or employee of any public corporation when acting in such official capacity. Nothing herein shall be construed to relieve any public corporation of the obligation to file such statements and reports as required by this chapter. The clerical tasks performed by the office of the Clerk of the County Legislature under this section shall be undertaken by those individuals within such office who have secured County employment pursuant to a New York Civil Service Law competitive examination.]

* * * *

D. Such statement of registration shall contain:

(1) The name, address and telephone number of the lobbyist[], and if the lobbyist is an organization, the names, addresses and telephone numbers of any officer or employee of such lobbyist who engages in lobbying.

* * * *

F. Any amendment to the information filed by the lobbyist in the original statement of registration shall be submitted to the [Clerk of the County Legislature] Board, on forms supplied by the [Clerk of the County Legislature] Board, within 10 days after such amendment. However, this shall not require the lobbyist to amend the entire registration form.

* * * *
H. The Board shall assign every Lobbyist registered with the Board a “Lobbyist Identification Number.” The “Lobbyist Identification Number” must be provided by the Lobbyist upon request of any officer or employee of the County or any County Agency.


The [Clerk of the County Legislature] Board shall compile a monthly docket of statements of registration containing all information required by § 580-3 of this chapter. Each such monthly docket shall contain all statements of registration filed during such month and all amendments to previously filed statements of registration. Copies shall be made available for public inspection online at the Board’s County Lobbyist webpage [and shall be filed quarterly with the Clerk of the County Legislature. The clerical tasks performed by the office of the Clerk of the County Legislature under this section shall be undertaken by those individuals within such office who have secured County employment pursuant to a New York Civil Service Law competitive examination].

§ 580-5. Termination of retainer, employment or designation.

Upon the termination of a lobbyist’s retainer, employment or designation, such lobbyist and the client on whose behalf such service has been rendered shall both give written notice to the [Clerk of the County Legislature] Board within 30 days after the lobbyist ceases the activity that required such lobbyist to file a statement of registration. Such lobbyist shall, nevertheless, comply with the reporting requirements for the last periodic reporting period up to the date such activity has ceased as required by this chapter, and both such parties shall each file the annual report required by § 580-7 of this chapter. The [Clerk of the County Legislature] Board shall enter notice of such termination in the appropriate monthly registration docket required by § 580-4 of this chapter. [The clerical tasks performed by the office of the Clerk of the County Legislature under this section shall be undertaken by those individuals within such office who have secured County employment pursuant to a New York Civil Service Law competitive examination.]

§ 580-6. Periodic reports of certain lobbyists.

A. Report required.

[(1)] Any lobbyist required to file a statement of registration pursuant to § 580-3 of this chapter [who in any lobbying year expends, receives or incurs combined reportable compensation and expenses in an amount in excess of $1,000 for the purposes of lobbying] shall file with the [Clerk of the County Legislature] Board [a first] periodic written reports, on forms supplied by the [Clerk of the County Legislature] Board, by the 15th day next succeeding the end of the reporting period, and the first periodic report shall be filed by the 15th day next succeeding the end of the reporting period in which [the cumulative total for such lobbying year equaled such sum] the lobbyist was first required to file a statement of registration. Such reporting periods shall be the period
from January 1 to March 31, April 1 to May 31, June 1 to August 31 and August 31 to December 31.

[(2)] Any lobbyist making a report pursuant to Subsection A(1) of this section shall thereafter file with the Clerk of the County Legislature, on forms supplied by the Clerk of the County Legislature, a periodic report for such reporting period that such person expends, receives or incurs combined reportable compensation and expenses in an amount in excess of $100 for the purposes of lobbying during such reporting period. Such report shall be filed no later than the 15th day next succeeding the end of such reporting period and shall include the amounts so expended, received or incurred during such reporting period and the cumulative total thereof during the lobbying year.]

* * * *

C. [All such periodic reports shall be forwarded to the Suffolk County Ethics Commission by the Clerk of the County Legislature, and all such periodic reports shall be subject to review by the Commission.] Such periodic reports shall be kept on file for three years and shall be open to public inspection during such time. [The clerical tasks performed by the office of the Clerk of the County Legislature under this section shall be undertaken by those individuals within such office who have secured County employment pursuant to a New York Civil Service Law competitive examination.]

[D. In addition to the periodic reports required by Subsection A of this section, any lobbyist, regardless of whether or not such lobbyist is required to file a statement of registration pursuant to § 580-3 of this chapter (i.e., without regard to the expenditure or compensation threshold of $1,000), shall, in addition to the information required by Subsection B of this section and required by § 580-7 of this chapter, file with the Clerk of the County Legislature or any County agency, upon retention, employment or designation as a lobbyist in connection with any legislation or any initiative pending before the Suffolk County Legislature or before any County agency, a written statement describing the specific piece of legislation or initiative for which such lobbyist has been retained, together with the name, address and telephone number of the client by whom or on whose behalf the lobbyist is retained, employed or so designated, together with the interest which such client has in such pending legislation or initiative. This statement shall be filed with the Clerk of the Legislature no later than five business days after such retention, employment or designation by said client. The Clerk of the County Legislature shall then immediately forward such information to the County Executive and to each member of the County Legislature.]

§ 580-7. Annual Reports.

A. Annual reports shall be filed by:
(1) Every lobbyist required to file a statement of registration [or a periodic report] pursuant to this chapter.

(2) Any client retaining, employing or designating a lobbyist or lobbyists, whether or not any such lobbyist was required to file [a periodic report] a statement of registration, if during the year such client expended, received or incurred an amount in excess of $1,000 of combined reportable compensation and expenses for the purposes of lobbying.

B. Such report pursuant to Subsection A(1) above shall be filed with the [Clerk of the County Legislature] Board, on forms provided by the [Clerk of the County Legislature] Board, by the 15th day of January next following the year for which such report is made and shall contain on an annual cumulative basis all the information required in periodic reports by this chapter.

C. Such report pursuant to Subsection A(2) above shall be filed with the [Clerk of the County Legislature] Board, on forms provided by the [Clerk of the County Legislature] Board, by the 15th day of January next following the year for which such report is made and shall contain:

****

[D. All such annual reports shall be forwarded to the Suffolk County Ethics Commission by the Clerk of the County Legislature, and all such annual reports shall be subject to review by the Commission. Such annual reports shall be kept on file for three years and shall be open to public inspection during such period. The clerical tasks performed by the office of the Clerk of the County Legislature under this section shall be undertaken by those individuals within such office who have secured County employment pursuant to a New York Civil Service Law competitive examination.]

§ 580-8. Statements and reports.

A. All statements and reports required under this chapter shall be subject to a declaration by the person making and filing such statement and report that the information is true, correct and complete to the best knowledge and belief of the signer under the penalties of perjury.

B. For the purposes of this chapter, the chief administrative officer of any organization required to file a statement or report shall be the person responsible for making and filing such statement or report unless some other person, prior to the due date thereof, has been duly designated to make and file such statement or report.

C. The statements and reports filed with the Board pursuant to this chapter shall not be deemed to be confidential. The Board will maintain all statements and reports filed under this chapter and make these statements and reports available to the public in
accordance with the provisions of this chapter, any rules the Board may prescribe and
New York’s Freedom of Information Law.


A. Any person or organization who or which knowingly and willfully [violates any provision of this chapter] fails to file a timely report or statement required by this chapter or knowingly and willingly files false information with the Board shall be guilty of a Class A misdemeanor punishable by a fine not to exceed $1,000 and/or a term of imprisonment not to exceed one year. [For the purposes of this subsection, the chief administrative officer of any organization required to file a statement or report shall be the person responsible for making and filing such statement or report unless some other person, prior to the due date thereof, has been duly designated to make and file such statement or report.]

B. A person or organization who fails to file a statement or report within the time required for the filing of such report or who knowingly and wilfully files a false statement or report shall be subject to a civil penalty, in an amount not to exceed $5,000, to be assessed by the [Commission] Board. Such assessment may only be imposed after written notice of such failure and the expiration of a reasonable period within which to cure the failure. The amount of such assessment shall be determined only after a hearing at which the party shall be entitled to appear and be heard. Such assessment may be recovered in any action brought by the District Attorney.

C. [All statements and reports required under this chapter shall be subject to a declaration by the person making and filing such statement and report that the information is true, correct and complete to the best knowledge and belief of the signer under the penalties of perjury.] Any person or organization who receives a notice from the Board of intent to assess a penalty for knowingly and wilfully failing to file a report or statement pursuant to paragraph 1(B) of this section, and who has never previously received a notice of intent to assess a penalty for failing to file a report or statement required under this section shall be granted 15 days within which to file the statement of registration or report without being subject to the fine or penalty set forth in paragraph (B) of this section. Upon the failure of such person or organization to file within such 15 day period, such lobbyist, or client shall be subject to a fine or penalty pursuant to paragraph (B) of this section.

[D. Following a failure to make and file a statement or report required by this chapter, the Commission shall notify the person or organization of such fact by certified mail, and that such filing must be made within 15 days of the date of such notice. The failure to file any statement or report within the time provided for in this subsection shall constitute a Class A misdemeanor. Upon receipt of notice of such failure from the Commission, the District Attorney or other appropriate authority shall take such action as he deems appropriate to secure compliance with the provisions of this chapter.]

[E]. The [Commission shall be] Board is charged with the duty of reviewing all statements and reports required under this chapter for violations, and it shall be its duty, if it deems such to be willful, to report such determination to the District Attorney or other appropriate authority.
E. Any person or organization who has not previously filed a statement of registration or any other filing required pursuant to this chapter and is filing for the first time shall be charged a late filing fee of $10 per day for each the required filing is late. If the person or organization is responsible for more than one filing the total late filing fee shall be equal to the sum of $10 per day multiplied by the number of such late filings. Any other person or organization shall be charged a late filing fee of $25 per day for each day the required filing is late. If more than one filing is due from a person or organization, the total late filing fee shall be equal to the sum of $25 multiplied by the number of such late filings. Any complaint received by the Board shall not be subject to confidentiality provisions set forth by § A30-B of the SUFFOLK COUNTY ADMINISTRATIVE CODE.


A. The [Commission] Board is hereby authorized, empowered and directed to promulgate and issue such rules and regulations as it may deem necessary to implement and carry out this chapter including the development of electronic filing procedures, and the process for receiving and investigating complaints of violations of this chapter.

B. The Board will develop a protocol to review sources of information that may assist the Board in identifying lobbyists who are required to file statements of registration but have failed to do so. Such review shall include, but not be limited to, statements of registration file with the New York State Joint Commission on Public Ethics pursuant to section 1-e of New York Legislative Law and notices of appearance compiled by government agencies.

C. The Board will develop and advertise notices intended to reach persons and organizations doing business with the County and inform them of the requirements set forth in this chapter.

Section 3. Applicability.

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


All registrations, reports and records collected by any department or agency of Suffolk County government pursuant to the County’s Lobbying Law prior to the effective date of this law shall be delivered to the Board of Ethics.

Section 5. Report Required.

No later than twenty-four (24) months after the effective date of this law, the Board of Ethics shall report on the status of the implementation of this law to the County Executive and the County Legislature. This report shall be separate and distinct from the Board’s Annual Report.
Section 6. Severability.

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

Section 7. SEQRA Determination.

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

Section 8. Effective Date.

This law shall take effect on January 1, 2015.

[ ] Brackets denote deletion of existing language

___ Underlining denotes addition of new language

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:

s:\laws\l-revise lobbyist chapter
DATE: JULY 2, 2014
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2014

TITLE: I.R. NO. -2014; A LOCAL LAW TO STRENGTHEN AND STREAMLINE LOBBYIST REGISTRATION AND REPORTING REQUIREMENTS

SPONSOR: LEGISLATOR LINDSAY

DATE OF RECEIPT BY COUNSEL: 6/18/14 PUBLIC HEARING: 9/9/14
DATE ADOPTED/NOT ADOPTED: ________ CERTIFIED COPY RECEIVED: ________

This proposed law would transfer the responsibility of administering the County’s lobbying statute from the Clerk of the County Legislature to the Suffolk County Board of Ethics.

Additionally, this law would broaden the definition of “lobbying” to include any attempt to influence any determination made by the County Legislature or any member thereof with respect to the introduction, passage, defeat or substance of any local legislation; the adoption, issuance or modification of any executive order issued by the County Executive; any determination made by a County Agency with respect to the procurement of goods, services or public works; or the award by a County agency of any grant, loan or agreement which involves the disbursement of public monies.

This law authorizes the Board of Ethics to promulgate rules and regulations necessary to implement the lobbying statute, including the development of electronic filing procedures and a process for receiving and investigating complaints of violations of this law. The Board is also authorized to review sources of information that will allow the Board to identify persons who are required to register as lobbyists and to develop notices and advertisements that will inform organizations doing business with the County of lobbying, registration and reporting requirements.

This law also makes clear that lobbyists’ statements and reports are not confidential and may be made available to the public pursuant to New York’s Freedom of Information Law.

If enacted, this law will take effect January 1, 2015.

GEORGE NOLAN Counsel to the Legislature

1 Presently, the definition of “lobbying” includes any attempt to influence the passage or defeat of any legislation.
RESOLUTION NO. - 2014, ADOPTING LOCAL LAW NO. -2014, A LOCAL LAW TO STRENGTHEN PUBLIC NUISANCE LAW

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on ______, 2014, a proposed local law entitled, "A LOCAL LAW TO STRENGTHEN PUBLIC NUISANCE LAW" now, therefore, be it

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

LOCAL LAW NO. -2014, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO STRENGTHEN PUBLIC NUISANCE LAW

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 Chapter 623 of the SUFFOLK COUNTY CODE authorizes the County of Suffolk to pursue legal remedies against property owners who permit their houses and buildings to be used for illegal purposes.

This Legislature further finds that the procedures and remedies set forth in Chapter 623 to combat these public nuisances are triggered when the police department reports to the County Attorney "the address of any home at which an arrest for prohibited conduct has occurred...."

This Legislature also finds that the statute’s language should be broadened so actions against nuisance properties can be initiated in those situations where prohibited conduct is found on said property, but the police department makes an arrest off premises.

Therefore, the purpose of this law is to require the police department to report to the County Attorney each time prohibited conduct occurs at any building or residence whether an arrest for the prohibited conduct is made on or off the subject premises.

Section 2. Amendments.

Chapter 623 of the SUFFOLK COUNTY CODE is hereby amended as follows:

CHAPTER 623. NUISANCE PROPERTIES

§ 623-3. Suffolk County governmental determinations.

* * * *

A. The Suffolk County Police Department must report to the Department the address of any home or business at which [an arrest for] prohibited conduct has occurred which has resulted in charges filed or an arrest within 90 days of [the arrest] such action, or within 90 days of the cessation of any ongoing investigations or police matters which could be
hampered in any way by the forwarding of such information outside the Police Department.

* * * *

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 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/ public nuisance law
DATE: JULY 23, 2014
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2014

TITLE: I.R. NO. -2014; A LOCAL LAW TO STRENGTHEN PUBLIC NUISANCE LAW

SPONSOR: LEGISLATOR CILMI

DATE ADOPTED/NOT ADOPTED:  CERTIFIED COPY RECEIVED: 

This proposed local law would amend the County’s nuisance statute (better known as the “Crack House Law”) to require the Police Department to notify the Department of Law of the address of any home or business at which prohibited conduct occurs which results in charges being filed or an arrest being made. Presently, the Police Department is only required to make a report when prohibited conduct occurs at a home and an arrest is made at that specific location.

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-public-nuisance-law

1 The list of crimes that constitutes “prohibited conduct” as set forth at § 623-2 of the Suffolk County Code.
RESOLUTION NO. –2014, AUTHORIZING THE
SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT
TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO
THE TOWN OF BROOKHAVEN FOR AFFORDABLE
HOUSING PURPOSE
(SCTM NO. 0200-973.70-06.00-023.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 973.70, Block 06.00, Lot 023.000, and acquired by tax deed on October 11, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 19, 2011, in Liber 12674, CP 323, known and designated as Lot 19 in Block 710 on a certain map entitled “Map of New York Brooklyn Suburban Investment Company, Map No. 10”, and filed in the Office of the Clerk of the County of Suffolk on August 5, 1890 as Map No. 102,

WHEREAS, the real property above described is approximately 25’ x 100’ in size (2,500 Square Feet) and has a county investment of $965.49, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, section 72-H of the General Municipal Law permits the sale of real property between Municipal Corporations; and

WHEREAS, the Town of Brookhaven, Suffolk County, New York, has requested the County of Suffolk convey the above-described parcel to it (see annexed Resolution hereto marked as Exhibit "A"); and

WHEREAS, the transfer of this parcel is pursuant to and in accordance with Local Law No. 13-2000, 2-2002 and 17-2004 which established and modified the Affordable Housing Opportunities Program; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has approved the use of this parcel for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcels shall be conveyed to the Town of Brookhaven, solely for construction of affordable housing, together with the following restrictive covenants that will run with the land so conveyed and, additionally, if any one or more of the following occurs, the subject premises shall revert to the grantor as herein provided and as provided in any deed evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee does not use the subject premises solely and exclusively for affordable housing purposes; in accordance with the approved plan submitted by the grantee. Such reverter clauses contained herein shall apply to the grantee, or any transferee from the grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on the subject premises;
2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Real Estate, and /or her designee. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;

4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;

5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;

6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;

7. If the grantee fails to certify to the Suffolk County Director of Real Estate, and /or her designee prior to closing of the title with any affordable housing grantee

   a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and

   b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and

   c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and

   d. the affordable housing unit or units meet local building and zoning codes;

8. If the grantee shall fail to provide the Suffolk County Director of Real Estate and/or her designee, with an annual written report, no later than December 31 of each year commencing December 31, 2014, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or

9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcel for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcel with said parcel being used thereafter for other than affordable housing; and be it further
3rd RESOLVED, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and/or contamination on said property. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor; and be it further

4th RESOLVED, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event, and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof; and be it further

5th RESOLVED, the conveyance of the parcel described to the Town of Brookhaven for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs; and be it further

6th RESOLVED, that the Director of Real Estate, and/or her designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions; and be it further

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c) (20) and (27). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a).

DATED:

APPROVED BY:

________________________________________
County Executive of Suffolk County

Date of Approval:
RESOLUTION NO. 2014-335
MEETING OF: May 6, 2014

AUTHORIZING THE TRANSFER OF FORECLOSED PROPERTY LOCATED IN BELLPORT AS REFLECTED IN SCHEDULE "A" ATTACHED HERETO FROM THE COUNTY OF SUFFOLK TO THE TOWN OF BROOKHAVEN AND FROM THE TOWN TO HABITAT FOR HUMANITY OF SUFFOLK TO PROMOTE THE AVAILABILITY OF AFFORDABLE HOUSING

WHEREAS, the Town of Brookhaven, the County of Suffolk under the 72h Program, and various not-for-profit groups have cooperated throughout the years to create affordable housing opportunities and to remove blighting conditions within the Town; and

WHEREAS, the Suffolk County Department of Economic Development and Workforce Housing requests that the Town of Brookhaven authorize the execution of a deed and related documents necessary to transfer from its foreclosure inventory to Habitat for Humanity of Suffolk the parcel of property as reflected in Schedule "A" attached hereto for the sole purpose of developing affordable housing and to provide an eligible resident within the Town with viable homeownership; and

WHEREAS, the Town of Brookhaven desires to continue to be an active partner with providing affordable housing opportunities to residents of the Town;

NOW, THEREFORE, BE IT RESOLVED, upon review and approval of the Town Board of the Town of Brookhaven that the Supervisor and/or Deputy Supervisor is hereby authorized to execute any agreement and/or instrument approved as to form by the Department of Law, providing for the conveyance of the parcel of property to Habitat for Humanity of Suffolk as reflected in the attached Schedule "A" in order to promote and create affordable housing opportunities which will in turn provide a resident of the Town of Brookhaven with viable homeownership; and be it further

RESOLVED, by the Town Board of the Town of Brookhaven that the Town Clerk is hereby directed to post and publish the notice of adoption of this resolution subject to a permissive referendum.
<table>
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<th>Tax Map No.</th>
<th>Affordable Housing Agency</th>
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<tr>
<td>0200-973.70-06.00-023.000</td>
<td>Habitat for Humanity of Suffolk</td>
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SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-973.70-06.00-023.000

Section 72-h, Gen'l Municipal Law

Amount

County Investment $965.49

PURPOSE:

A. Affordable Housing X
B. Town Parks
C. Road/Highway
D. Drainage/Recharge Basin
E. Other

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT:sib
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X  Local Law  ________ Charter Law  ________

2. Title of Proposed Legislation
   AUTHORIZING THE SALE OF COUNTY-OWNED REAL
   PROPERTY PURSUANT TO SECTION 72-H OF THE
   GENERAL MUNICIPAL LAW TO THE TOWN OF
   BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE
   (SCTM NO. 0200-973.70-06.00-023.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to the Town of Brookhaven for affordable housing
   purposes

4. Will the Proposed Legislation have a fiscal impact?  Yes  X  No  _____

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   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 County investment
   Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   Unknown

9. Timing of Impact
   2014

10. Name & Title of Preparer  Signature of Preparer  Date
    R. J. Bhatt  [Signature]  6/11/14
    Land Management Specialist  [Signature]  7/3/14
### General Fund

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<th>2014 FEV Tax Rate per $1000</th>
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### Police District and District Court

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### Combined

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<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
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</tbody>
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**Notes:**

1. **Source for Number of Family Parcels and Corresponding Assessed Valuation:** Suffolk County Real Property, September 2012.
3. **Source for Equalization Rates:** Tentative 2012 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 SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE (SCTM NO. 0200-973.70-06.00-023.000)

PURPOSE OR GENERAL IDEA OF BILL:

Sale to Town of Brookhaven of 25' x 100' vacant land approximately 0.057 acre for use in Affordable Housing Program.

SUMMARY OF SPECIFIC PROVISIONS:

Subject to and in accordance to local law 13-2000, 2-2002 and 17-2004 to establish and modify the Affordable Housing Opportunities Program.

JUSTIFICATION:

Attached Town Board resolution to transfer to Town of Brookhaven.

FISCAL IMPLICATIONS:

County investment of $965.49 loss.
Jon Schneider  
Deputy County Executive  
H. Lee Dennison Building - 12th Floor  
100 Veterans Memorial Highway  
Post Office Box 6100  
Hauppauge, NY 11788  

Re: Tax Map No: 0200-973 70-06.00-023.000  
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the  
Town of Brookhaven for Affordable Housing Purposes.

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:  
Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of Brookhaven  
for affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson  
Real Property Manager  
Division of Real Property  
Acquisition and Management

WRT: slb

Resolution + 1 copy  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor’s Memo

Copy w/ Resolution to:  
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)  
CE Reso Review, (electronic copy)
RESOLUTION NO. 2013, AUTHORIZING
APPRaisal OF LAND UNDER THE SUFFOLK
COUNTY DRINKING WATER PROTECTION
PROGRAM, AS AMENDED BY LOCAL LAW
NO. 24-2007 – MASTIC/SHIRLEY
CONSERVATION AREA PROPERTIES –
TOWN OF BROOKHAVEN

WHEREAS, Local Law 24-2007, "A Charter Law Extending and Accelerating the
Suffolk County 1/4% Drinking Water Protection Program for Environmental Protection,"
authorizes the use of 31.10 per cent of sales and compensating use tax proceeds generated
each year for Specific Environmental Protection including acquisition of open space;
environmentally sensitive lands; farmland development rights; hamlet parks; active recreational
parks; or historic/cultural parks, as determined by duly enacted Resolutions of the County of
Suffolk; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution meets the criteria for
acquisition under the Drinking Water Protection Program under section C12-2(A)(1)(a) and (d); and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution lies within the
floodplain that was damaged by Superstorm Sandy and, therefore, the County may be eligible to
receive federal and/or state funding to aid in the acquisition of this parcel(s); and

WHEREAS, the County should proceed with an appraisal and other preliminary planning steps in anticipation of, but not contingent on, receiving federal and/or state funding for
the acquisition; and

WHEREAS, Resolution No. 265-2013 established a new three-step land
acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now,
therefore, be it

1st

RESOLVED, that the Director of the Division of Real Property Acquisition and
Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to
Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject
parcel(s) appraised; and, be it further

2nd

RESOLVED, that the cost of such appraisal(s) shall be paid from the funds to be
appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER, as a reimbursement,
if necessary, for costs incurred and paid for from other funds or as a direct payment from such
proceeds, as the case may be; and, be it further

3rd

RESOLVED, that the costs associated with the preparation of a title search,
survey, map or environmental assessment of the subject parcel(s), which may be authorized by
a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be
appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER, as a reimbursement,
if necessary, for costs incurred and paid for from other funds or as a direct payment from such
proceeds, as the case may be; and, be it further
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/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, 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:
### EXHIBIT A

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<th>PARCEL</th>
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<td>MICHAEL C BOTTICELLI</td>
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<td>DECLARATION OF TRUST</td>
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<td>24 Peconic Dr., PO Box 002</td>
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<td>Lot 043.000</td>
<td></td>
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<tr>
<td>No. 05</td>
<td>District 0209</td>
<td>0.226</td>
<td>BRAND, EDWARD</td>
</tr>
<tr>
<td></td>
<td>Section 036.00</td>
<td></td>
<td>688 Granny Rd.</td>
</tr>
<tr>
<td></td>
<td>Block 02.00</td>
<td></td>
<td>Medford, NY 11763</td>
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<tr>
<td></td>
<td>Lot 023.000</td>
<td></td>
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<tr>
<td>No. 06</td>
<td>District 0209</td>
<td>0.140</td>
<td>ANNICCHIARICO, CATELLO</td>
</tr>
<tr>
<td></td>
<td>Section 036.00</td>
<td></td>
<td>1 River Plaza, Apt. 3-B</td>
</tr>
<tr>
<td></td>
<td>Block 03.00</td>
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<td>Tarryton, NY 10591</td>
</tr>
<tr>
<td></td>
<td>Lot 041.000</td>
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**TOTAL ACRES:** 1.0696
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<td>No. 06</td>
<td>District 0209 Section 036.00 Block 03.00 Lot 041.000</td>
<td>0.140</td>
<td>ANNICCHIARICO, CATELLO 1 River Plaza, Apt. 3-B Tarryton, NY 10591</td>
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</table>

**TOTAL ACRES:** 1.0696
### STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   - Resolution **X**
   - Local Law
   - Charter Law

2. Title of Proposed Legislation

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 ½% Drinking water Protection Program – Open Space

9. Timing of Impact
   - N/A

10. **Typed Name & Title of Preparer**
    - Lauretta R. Fischer, Principal Environmental Analyst

11. **Signature of Preparer**

12. **Date**
    - June 20, 2014

SCIN FORM 175b (10/95)
FINANCIAL IMPACT
2014 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

<table>
<thead>
<tr>
<th>GENERAL FUND</th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $10000</th>
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<td>TOTAL</td>
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<td>$23.00</td>
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<table>
<thead>
<tr>
<th>POLICE DISTRICT AND DISTRICT COURT</th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $10000</th>
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<td>TOTAL</td>
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<th>COMBINED</th>
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<th>2014 FEV TAX RATE PER $10000</th>
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<tr>
<td>TOTAL</td>
<td></td>
<td>$23.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 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 (I.R.):


PURPOSE OR GENERAL IDEA OF BILL (I.R.):

To commence an appraisal to acquire 6 properties in the Mastic/Shirley Conservation Area for Open Space Preservation.

SUMMARY OF SPECIFIC PROVISIONS:

This legislation is being submitted in order to initiate a County appraisal to acquire properties in the Mastic/Shirley Conservation Area for possible inclusion in the Suffolk County New Drinking Water Protection Program, effective December 1, 2007, Open Space component, Section C12-(A) (1)(a) and (d) of the SUFFOLK COUNTY CHARTER:

JUSTIFICATION:

Possible federal funding is available for open space acquisitions in areas inundated by Superstorm Sandy wherein the County, with funds from the Drinking Water Protection Program, would partner with NRCS (Natural Resources Conservation Service) to acquire lands for open space preservation, wetland restoration and storm surge resiliency in low-lying areas of the mainland of the south shore of Suffolk County, specifically properties within the Mastic/Shirley Conservation Area.

FISCAL IMPLICATIONS:

Monies would be utilized from a dedicated funding source specifically to acquire Open Space: Local Law 24-2007, "A Charter Law Extending and Accelerating the Suffolk County 1/4% Drinking Water Protection Program for Environmental Protection," authorizes the use of 31.10 per cent of sales and compensating use tax proceeds generated each year for Specific Environmental Protection including acquisition of open space under Section C12-(A) (1)(a) and (d) of the SUFFOLK COUNTY CHARTER.
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 that would authorize an appraisal for the purchase of six properties in the Mastic/Shirley Conservation Area for open space preservation within the Town of Brookhaven totaling 1.0696 acres.

Please contact me if you require any additional information.

Sincerely,

Sarah Lansdale  
Director of Planning

cc: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Joanne Minieri, Deputy County Executive & Commissioner of Dept. of Economic Development and Planning  
Tom Vaughn, Director, Intergovernmental Relations  
Lauretta Fischer, Principal Environmental Analyst, Div. of Planning and Environment  
Jill Rosen-Nikoloff, Director, Div. of Real Property Acquisition and Management  
Janet Longo, Acquisition Supervisor, Div. of Real Property Acquisition and Management  
Robert Braun, Department of Law  
CE Reso Review (e-mail copy only)
RESOLUTION NO. 2014, AUTHORIZING
AN APPRAISAL FOR THE PURCHASE OF
DEVELOPMENT RIGHTS OF FARMLAND
UNDER THE SUFFOLK COUNTY DRINKING
WATER PROTECTION PROGRAM, AS
AMENDED BY LOCAL LAW NO. 24-2007 – H.
EBERHARD NURSERY PROPERTY – TOWN
OF BROOKHAVEN (SCTM NO. 0200-679.00-
01.00-006.000 P/O)

WHEREAS, Local Law 24-2007, "A Charter Law Extending and Accelerating the
Suffolk County 1/4% Drinking Water Protection Program for Environmental Protection," authorizes the use of 31.10 per cent of sales and compensating use tax proceeds generated each year for Specific Environmental Protection including acquisition of open space; environmentally sensitive lands; farmland development rights; hamlet parks; active recreational parks; or historic/cultural parks, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, the Suffolk County Purchase of Development Rights Program was amended in 2013 pursuant to Local Law 44-2013 and as part of said amendments a Bi-Annual review process was designated in order to maximize Suffolk County’s financial resources while preserving its valuable farmland resources; and

WHEREAS, pursuant to Chapter 8 of the Suffolk County Administrative Local Laws
(“Chapter 8”), an application was made by John H. Eberhard for the above referenced property to be considered outside the designated Bi-annual review process for inclusion in the Suffolk County Purchase of Development Rights Program; and

WHEREAS, the Committee determined at its meeting on May 20, 2014 that
Chapter 8 criteria had been met to consider the application outside the annual review period, which included 1) a referral by a Suffolk County Legislator and 2) demonstration that the preservation proposal is consistent with a town comprehensive plan; and

WHEREAS, an application was considered by the Suffolk County Farmland Committee at its meeting on May 20, 2014 and adopted Resolution Number FC-14-2014 approving the parcel to be recommended for consideration by the Suffolk County Legislature; and

WHEREAS, Resolution No. 265-2013 established a new three step land acquisition process, the first step being an appraisal of the parcel(s) proposed for acquisition; now, therefore, be it

1st RESOLVED, that the parcel(s) listed in Exhibit "A" meets the criteria required by
the Suffolk County Drinking Water Protection Program for Purchase of Development Rights of Farmland, Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER; and, be it further

2nd RESOLVED, that such acquisition(s) is(are) to be made in accordance with the
procedures set forth in Chapter 8 of the SUFFOLK COUNTY CODE which provided that they be
consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation(s) of the Suffolk County Farmland Committee; and, be it further

3rd RESOLVED, that the Director of the Division of Real Property Acquisition and Management, Department of Economic Development and Planning, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and, be it further

4th RESOLVED, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and, be it further

5th RESOLVED, that the cost associated with the preparation of a title search, survey, map, or environmental assessment of the subject parcel(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and, be it further

6th 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/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, 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:
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<th>PARCEL:</th>
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**TOTAL ACRES:** 10.0
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL (L.R.):

AUTHORIZING AN APPRAISAL FOR THE PURCHASE OF DEVELOPMENT RIGHTS OF FARMLAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 – H. EBERHARD NURSERY PROPERTY – TOWN OF BROOKHAVEN (SCTM # 0200-679.00-01.00-006.000 P/O)

PURPOSE OR GENERAL IDEA OF BILL (L.R.):

To commence appraisal steps to purchase the development rights to the H. Eberhard Nursery Property.

SUMMARY OF SPECIFIC PROVISIONS:

This legislation is being submitted in order to initiate the County’s appraisal procedure to acquire the farmland development rights to the H. Eberhard Nursery property for ultimate inclusion in the Suffolk County New Drinking Water Protection Program, effective December 1, 2007, Farmland component, Section C12-(A) (1)(f) of the SUFFOLK COUNTY CHARTER.

JUSTIFICATION:

The Suffolk County Farmland Committee reviewed the received application at its May 20, 2014 meeting and adopted Resolution Number FC-14-2014 approving the parcel(s) recommended, outside of the Committee’s Bi-Annual review period pursuant to Chapter 8 of the Suffolk County Code, as amended, for consideration by the Suffolk County Legislature.

FISCAL IMPLICATIONS:

Monies would be utilized from a dedicated funding source specifically to acquire Farmland Development Rights: Local Law 24-2007, “A Charter Law Extending and Accelerating the Suffolk County ¾% Drinking Water Protection Program for Environmental Protection,” authorizes the use of 31.10 percent of sales and compensating use tax proceeds generated each year for Specific Environmental Protection including acquisition of farmland development rights under Section C12-(A) (1)(f) of the SUFFOLK COUNTY CHARTER.
# 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 AN APPRAISAL FOR THE PURCHASE OF DEVELOPMENT RIGHTS OF FARMLAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 – H. EBERHARD NURSERY PROPERTY – TOWN OF BROOKHAVEN (SCTM # 0200-679.00-01.00-006.000 P/O)

3. Purpose of Proposed Legislation
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  YES ___  NO  X

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

6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:
   N/A

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

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   N/A

10. Typed Name & Title of Preparer
    Lauretta R. Fischer
    Principal Environmental Analyst

11. Signature of Preparer
    

12. Date
    June 18, 2014

SCIN FORM 175b (10/95)
# Financial Impact

## 2014 Property Tax Levy

### Cost to the Average Taxpayer

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### Police District and District Court

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### Combined

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<td>$8,890</td>
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**Notes:**
1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
June 18, 2014

Jon Schneider, Deputy County Executive
for Intergovernmental Relations
H. Lee Dennison Bldg. – 12th Floor
100 Veterans Memorial Hwy.
Hauppauge, New York 11788

Re: Reso-EDP-Appraisal Steps for Farmland PDR – H. Eberhard Nursery

Dear Mr. Schneider:

Attached for your review and consideration is a proposed Introductory Resolution that would authorize an appraisal for the purchase of farmland development rights for the H. Eberhard Nursery property within the Town of Brookhaven totaling 10.0 acres. The H. Eberhard Nursery property was approved by the Suffolk County Farmland Committee at their May 20, 2014 meeting outside of its Bi-annual review period pursuant to Chapter 8 of the Suffolk County Code, as amended.

Please contact me, if you require any additional information.

Sincerely,

Sarah Lansdale
Director of Planning

cc: Dennis Cohen, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive and Commissioner, EDP
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director, Intergovernmental Relations
Lauretta R. Fischer, Principal Environmental Analyst, Div. of Planning and Environment
Andrew Amakawa, Research Technician, Div. of Planning and Environment
Jill Rosen-Nikoloff, Director, Div. of Real Property Acquisition and Management
Janet Longo, Acquisition Supervisor, Div. of Real Property Acquisition and Manag.
Robert Braun, Department of Law
CE Reso Review (electronic copy)
Resolutions

Introductory Resolution No. 1663-14 Laid on Table 7/29/14

Introduced by Presiding Officer on request of the County Executive

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
BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE
(SCTM NO. 0200-871.00-01.00-030.000)

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, Block 01.00, Lot 030.000, and acquired by tax deed on August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 07, 2013, in Liber 12739, at Page 495, and otherwise known and designated by the Town of Brookhaven, as Lot No. 34, on a certain map entitled "Map of Woodside Pines, Section One", filed in the Office of the Clerk of Suffolk County on September 20, 1964 as Map No. 6148; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 07, 2013 in Liber 12739 at Page 495.

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, BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE have made application of said above described parcel and BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE have paid the application fee and have paid $63,545.61, 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, 2014; 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
2\textsuperscript{nd} RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a Quitclaim Deed to BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE, 1073 Ronlin Street, Haines City, FL 33844, 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: ______________________________
June 20, 2014

Tax Map No.: 0200-871.00-01.00-030.000
Name of Last Legal Fee Owner: BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE

TREASURER’S COMPUTATION: $63,545.61

Taxes..........2013/2014..INCLUDED
License/Storage Fee...............OPEN
Repairs................................OPEN
Other Expenses........................OPEN

TOTAL........................................$63,545.61

Monies Received.......................$63,545.61

RESOLUTION AMOUNT..................$63,545.61

APPROVED:

[Signature]

PREPARED BY:

Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB Tag

6.20.2014
**COMPUTATION BY SUFFOLK COUNTY TREASURER**

**DISTRICT** 0200  
**SECTION** 871.00  
**BLOCK** 01.00  
**LOT** 030.00

**ITEM # 3650034**

**A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:**

- 2009: $3,626.15
- 2010: $13,192.16
- 2011: $12,253.99
- 2012: $11,405.33
- 2013: $8,862.56

**TOTAL:** $49,340.19

**B. INTEREST DUE**  
$2,630.05

**C. TOTAL**  
$51,970.24

**D. 5% LINE C**  
$2,598.51

**E. FEE**

**F. MISC**  
**2014 PROPERTY TAX**  
$8,976.85

**G. MISC**

**H. TOTAL DUE**

$63,545.61

**CERTIFICATION BY COUNTY TREASURER**

I, Diane M. Stuke, Deputy County Treasurer of 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.

06-Jan-14

Diane M. Stuke  
Deputy County Treasurer

---

**Interest and penalty computed to and including** 07/05/14

**mas**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE
   0200-871.00-01.00-030.000

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
   2014

10. Typed Name & Title of Preparer      Signature of Preparer      Date
    Peter Belvea
    6/20/14

### GENERAL FUND

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<tr>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 PROV TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
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</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 PROV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
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### COMBINED

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<tr>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 PROV TAX RATE PER $1000</th>
</tr>
</thead>
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<tr>
<td>TOTAL</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, SEPTEMBER 2012.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office.
June 25, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re:  Tax Map No. 0200-871.00-01.00-030.000
      BRAULIO RODRIGUEZ AND SMYRNA RODRIGUEZ, HIS WIFE

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 K. Thompson
Real Property Management Supervisor

WRT:PB/1ag

Attachment

cc:  Dennis M. Cohen, Chief Deputy County Executive
     Lisa Santeramo, Assistant Deputy County Executive
     Tom Vaughn, Director of Intragovernmental Relations
     Lynne Bizzarro, Chief Deputy County Attorney
     CE Reso Review (e-copy)
     Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
     Alice Kubicsko, Inventory (e-copy)
INTRODUCTORY RESOLUTION NO. 166-14
Laid on Table 7/29/14

Introduced by Presiding Officer on request of the County Executive

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
ROSE MESSINA, AS EXECUTOR OF THE ESTATE OF FRANK MESSINA
(SCTM NO. 0200-444.00-06.00-013.000)

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 444.00, Block 06.00, Lot 013.000, and acquired by tax deed on August
05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and
recorded on August 07, 2013, in Liber 12739, at Page 495, and otherwise known and designated
by the Town of Brookhaven, as District 0200, Section 444.00, Block 06.00, Lot 013.000; 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 August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on August 07, 2013 in Liber 12739 at Page 495.

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, ROSE MESSINA, AS EXECUTOR OF THE ESTATE OF FRANK
MESSINA has made application of said above described parcel and ROSE MESSINA, AS
EXECUTOR OF THE ESTATE OF FRANK MESSINA has paid the application fee and will be
paying $67,854.35, 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, 2014; 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
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 ROSE MESSINA, AS EXECUTOR OF THE ESTATE OF FRANK MESSINA, 6-6 Mirror Lane, Moriches, NY 11955, 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: __________________________
June 24, 2014

Tax Map No.: 0200-444.00-06.00-013.000
Name of Last Legal Fee Owner: ROSE MESSINA, AS EXECUTOR OF THE ESTATE OF FRANK MESSINA

TREASURER'S COMPUTATION.......................... $58,825.79 ✓
Taxes.........2013/2014.................................. $9,028.56 ✓
License/Storage Fee.................................. OPEN
Repairs................................................. OPEN
Other Expenses..................................... OPEN

TOTAL.................................................. $67,854.35 ✓

Monies to be Received............................... $67,854.35

RESOLUTION AMOUNT............................. $67,854.35 ✓

APPROVED:                                    PREPARED BY:

[Signature]                                   Peter Belyea

[Signature]                                   Redemption Unit

Accounting                                    (631)853-5932
PB tag

[Signature]                                   6-24-2014
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2008/09</td>
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<tr>
<td>2009/10</td>
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<tr>
<td>2010/11</td>
<td>$11,655.33</td>
</tr>
<tr>
<td>2011/12</td>
<td>$11,087.53</td>
</tr>
<tr>
<td>2012/13</td>
<td>$ 8,760.54</td>
</tr>
</tbody>
</table>

TOTAL: $52,926.62

B. INTEREST DUE
C. TOTAL $56,024.56
D. 5% LINE C $ 2,801.23
SUBTOTAL $ 58,825.79

E. FEE
F. MISC 2013/14 PROPERTY TAXES $ 9,008.83
G. MISC CERTIFIED MAIL FEES $ 19.73
H. MISC

TOTAL AMOUNT DUE: $67,854.35

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.
05-Feb-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 08/04/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution  X

2. Title of Proposed Legislation
Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
ROSE MESSINA, AS EXECUTOR OF THE ESTATE OF FRANK MESSINA
0200-444.00-06.00-013.000

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
2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
Peter Belyea  [Signature]  6/24/19

[Note: There is a signature date marked as 7/3/14 which appears to be a later date than the date of the document, indicating a potential mistake or discrepancy.]
# FINANCIAL IMPACT

## 2014 Property Tax Levy

### Cost to the Average Taxpayer

#### General Fund

<table>
<thead>
<tr>
<th>Year</th>
<th>Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate Per $1,000</th>
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<tr>
<td>TOTAL</td>
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#### Police District and District Court

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<tr>
<th>Year</th>
<th>Property Tax Levy</th>
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#### Combined

<table>
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<tr>
<th>Year</th>
<th>Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate Per $1,000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
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### Notes:

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

---

Page 2 of 2

To be completed by the Executive Budget Office
June 25, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-444.00-06.00-013.000
ROSE MESSINA, AS EXECUTOR OF THE ESTATE OF FRANK MESSINA

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: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
Lynne Bizzarro, Chief Deputy County Attorney
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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
MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE
AMERICAS
(SCTM NO. 0100-054.00-02.00-092.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 054.00, Block 02.00, Lot 092.000, and acquired by tax deed on October 21, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 31, 2013, in Liber 12750, at Page 878, and otherwise known and designated by the Town of Babylon, as Lots 12 and 13, Block 37, on a certain map entitled "Map of N.Y. and Brooklyn Suburban Investment Co. of New York, #28", filed in the Office of the Clerk of Suffolk County on June 1, 1892 as Map No. 44; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 21, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 31, 2013 in Liber 12750 at Page 878.

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, MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE AMERICAS has made application of said above described parcel and MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE AMERICAS has paid the application fee and has paid $1,760.61, 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, 2014; 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
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 MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE AMERICAS, 76 South 28th Street, Wyandanch, NY 11798, 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: ________________________
June 23, 2014

Tax Map No.: 0100-054.00-02.00-092.000
Name of Last Legal Fee Owner: MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE AMERICAS

TREASURER'S COMPUTATION: $1,754.50
Taxes......2013/2014: PAID
Certified Mail Fees: $6.11
License/Storage Fee: OPEN
Repairs: OPEN
Other Expenses: OPEN

TOTAL: $1,760.61

Monies Received: $1,760.61

RESOLUTION AMOUNT: $1,760.61

APPROVED: PREPARED BY:

ACCOUNTING:  6-24-2014
Lori Sklar
Redemption Unit
(631)853-5937
# COMPUTATION BY SUFFOLK COUNTY TREASURER

<table>
<thead>
<tr>
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<th>SECTION</th>
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<th>LOT</th>
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<tbody>
<tr>
<td>0100</td>
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<td>02.00</td>
<td>092.00</td>
</tr>
</tbody>
</table>

## A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>2010/11</td>
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<tr>
<td>2011/12</td>
<td>$ 585.60</td>
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<td>2012/13</td>
<td>$ 438.00</td>
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</table>

TOTAL: $ 1,577.47

## B. INTEREST DUE

$ 93.48

## C. TOTAL

$ 1,670.95

## D. 5% LINE C

$ 83.55

SUBTOTAL

$ 1,754.50

## E. FEE

## F. MISC

2013/14 PROPERTY TAXES: EXEMPT

## G. MISC

CERTIFIED MAIL FEES: $ 6.11

## H. MISC

TOTAL AMOUNT DUE: $ 1,760.61

---

## CERTIFICATION BY COUNTY TREASURER

I, Douglas W. Sutherland, Chief Deputy County Treasurer of the County of Suffolk, in the State of New York, 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.

28-Apr-14

Douglas W. Sutherland
Chief Deputy County Treasurer

**Interest and penalty computed to and including 10/25/14**

DZ
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE AMERICAS
   0100-054.00-02.00-092.000

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
   2014

10. Typed Name & Title of Preparer   Signature of Preparer   Date
    Lori Sklar                         Lori Sklar                     6/24/14
                                          [Handwritten]              7/3/14
### GENERAL FUND

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<td>TOTAL</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
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<th>2014</th>
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<tr>
<td>TOTAL</td>
<td>$8,666</td>
<td>$0.00</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, SEPTEMBER 2012.

2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.

3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
June 25, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0100-054.00-02.00-092.000
MT. MORIAH FIRE BAPTIZED HOLINESS CHURCH OF GOD OF THE
AMERICAS

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

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
Lynne Bizzarro, Chief Deputy County Attorney
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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
SARAH S. KHORRAM
(SCTM NO. 0600-033.00-03.00-033.000)

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 Riverhead, County of Suffolk, and State of
New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as
District 0600, Section 033.00, Block 03.00, Lot 033.000, and acquired by tax deed on January 29,
2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded
on February 01, 2013, in Liber 12719, at Page 535, and otherwise known and designated by the
Town of Riverhead, as District 0600, Section 033.00, Block 03.00, Lot 033.000; 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 January 29, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on February 01, 2013 in Liber 12719 at Page 535.

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, SARAH S. KHORRAM has made application of said above described
parcel and SARAH S. KHORRAM has paid the application fee and has paid $4,026.81, as
payment of taxes, penalties, interest, recording fees, and any other charges due the County of
Suffolk, pursuant to Local Law, by applicant, through November 30, 2014; 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
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 SARAH S. KHORRAM, 1171 Tookes Road, Tarpon Springs, NY 34689, 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: ____________________________
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

June 20, 2014

Tax Map No.: 0600-033.00-03.00-033.00
Name of Last Legal Fee Owner: SARAH S. KHORRAM

TREASURER'S COMPUTATION.......................... $3,987.35 ✓
Taxes........2013/2014.......................... INCLUDED
Certified Mail Fees.................................. $39.46 ✓
License/Storage Fee................................. OPEN
Repairs.............................................. OPEN
Other Expenses..................................... OPEN

TOTAL.............................................. $4,026.81 ✓

Monies Received.................................... $4,026.81

RESOLUTION AMOUNT.............................. $4,026.81 ✓

APPROVED:                              PREPARED BY:

                                           Peter Belyea
                                           Redemption Unit
                                           (631)853-5932

Accounting
PB/JAG

Date: 6/20/2014
COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT 0600
SECTION 033.00
BLOCK 03.00
LOT 033.000

ITEM #:

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
<th>YEAR</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>2008</td>
<td>$ 3,454.86</td>
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</tbody>
</table>

2008/09 THROUGH FIRST HALF 2014 PD BY MTG CO.

B. INTEREST DUE
C. TOTAL
D. 5% LINE C

SUBTOTAL

E. FEE
F. MISC  SECOND HALF 2014 PROPERTY TAXES
G. MISC  CERTIFIED MAILING FEES
H. MISC

TOTAL AMOUNT DUE:

$ 3,454.86
$ 342.62
$ 3,797.48
$ 189.87
$ 3,987.35
$ 1,735.43
$ 39.46

TOTAL: $ 5,762.24

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

27-Mar-14

[Signature]

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to
and including 09/23/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   SARAH S. KHORRAM
   0600-033.00-03.00-033.000

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
   2014

10. Typed Name & Title of Preparer    Signature of Preparer    Date
    Peter Belyea                     Date of Preparer  6/20/14
FINANCIAL IMPACT
2014 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

GENERAL FUND

<table>
<thead>
<tr>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
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<td>TOTAL</td>
<td>$5.00</td>
<td>$0.00</td>
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POLICE DISTRICT AND DISTRICT COURT

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<tr>
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<th>2014 COST TO AVG TAXPAYER</th>
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</thead>
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</tbody>
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COMBINED

<table>
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<th>2014 COST TO AVG TAXPAYER</th>
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<tr>
<td>TOTAL</td>
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NOTES:
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
June 25, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0600-033.00-03.00-033.000
SARAH S. KHORRAM

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: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
Lynne Bizzarro, Chief Deputy County Attorney
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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
WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE
(SCTM NO. 0200-974.60-04.00-033.000)

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 974.60, Block 04.00, Lot 033.000, and acquired by tax deed on January 29, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on February 01, 2013, in Liber 12719, at Page 530, and otherwise known and designated by the Town of Brookhaven, as Lot No. 227, on a certain map entitled “Map of Shirley, Long Island, Unit U”, filed in the Office of the Clerk of Suffolk County on April 10, 1959 as Map No. 2941; 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 January 29, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on February 01, 2013 in Liber 12719 at Page 530.

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, WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE have made application of said above described parcel and WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE have paid the application fee and will be paying $72,167.55, 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, 2014; 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 thereeto. 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 WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE, 25 Presford Drive, 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: ________________________
Tax Map No.: 0200-974.60-04.00-033.000  
Name of Last Legal Fee Owner: WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE

TREASURER'S COMPUTATION.............................. $64,958.00  
Taxes..................2013/2014.............................. $7,209.55  
License/Storage Fee........................................ OPEN  
Repairs...................................................... OPEN  
Other Expenses............................................ OPEN  

TOTAL.............................. $72,167.55  

Monies to be Received.............................. $72,167.55  

RESOLUTION AMOUNT.............................. $72,167.55  

APPROVED:  

PREPARED BY:  

Peter Belyea  
Redemption Unit  
(631)853-5932  

Accounting
PB tag  

Annette Branzilli 6-24-2014
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>YEAR</th>
<th>AMOUNT</th>
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<td>2009/10</td>
<td>$ 10,675.39</td>
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<td>$ 10,203.48</td>
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<td>2011/12</td>
<td>$ 9,975.96</td>
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<tr>
<td>2012/13</td>
<td>$ 8,244.10</td>
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TOTAL: $ 57,089.54

B. INTEREST DUE

$ 4,775.22

C. TOTAL

$ 61,864.76

D. 5% LINE C

$ 3,093.24

SUBTOTAL

$ 64,958.00

E. FEE

F. MISC 2013/14 PROPERTY TAXES

$ 7,187.92

G. MISC CERTIFIED MAILING FEES

$ 21.63

H. MISC

TOTAL AMOUNT DUE:

$ 72,167.55

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.

24-Jan-14

[Signature]
Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 07/23/14**
STATEMENT OF FINANCIAL IMPACT 
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X

2. Title of Proposed Legislation

Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act

WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE
0200-974.60-04.00-033.000

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

2014

10. Typed Name & Title of Preparer

   Peter Belyea

   Signature of Preparer

   Date

   ________
## FINANCIAL IMPACT
### 2014 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

<table>
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<th>2014 FEV 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, September 2012.
2) **Source for total taxable assessed valuation for county purposes:** Schedule A, Report of Assessed Valuation for 2013-2013.
3) **Source for equalization rates:** Tentative 2012 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.
200-974.60-4.33
25 Prested Dr.
Shirley, NY
June 25, 2014

Jon Schneider, Deputy County Executive  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099  

Re: Tax Map No. 0200-974-60-04.00-033.000  
WALTER W. WILSON AND ANNETTE WILSON, HIS WIFE  

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 H. Thompson  
Real Property Management Supervisor  

WRT:PB:lag  

Attachment  

cc: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intragovernmental Relations  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review (e-copy)  
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)  
Alice Kubicsko, Inventory (e-copy)
RESOLUTION NO.
SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF SOUTHAMPTON)
(SCTM NO. 0900-316.00-01.00-053.000)

WHEREAS, the COUNTY OF SUFFOLK is the fee owner of the following described parcel that is surplus to the needs of the County of Suffolk; and

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Southampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0900 Section 316.00 Block 01.00 Lot 053.000 and acquired by Tax Deed on March 23, 2011 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on March 24, 2011 in Liber 12655 at Page 126 and described as follows, being and intended to be that parcel of land carried on the tax rolls of the Town of Southampton under Suffolk County Tax Map No. District 0900 Section 316.00 Block 01.00 Lot 053.000.

WHEREAS, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

WHEREAS, the Town of Southampton has requested that the County of Suffolk convey to the town the parcel being in size approximately 235' x 135' x variable under water land with a preliminary value range of $500.00 to $1,000.00 as described in Exhibit "A" annexed hereto; and

WHEREAS, as provided in Resolution No. 840-2004 and Resolution No. 412-2005, this Legislature has determined that retention of development rights for transfer and use to promote the development of workforce housing is a vital need of Suffolk County residents and an important public purpose of County government; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has approved the proposed transfer and use of said parcel; and

1st RESOLVED, that the Director of Real Estate, and/or her designee, hereby is authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions as hereinafter described to said Town of Southampton for the sum of $30,492.49; which is the amount of the County's investment plus the pro rata share of taxes, and be it further

2nd RESOLVED, that the County of Suffolk hereby transfer the above described property subject to it being sterilized for Open Space Purposes to protect the aquifer and water supply, which property shall be kept in its natural state in perpetuity, except for property maintenance activities as may be appropriate, to effectuate the declaration of covenants and restrictions, entered into by the Town of Southampton, without impairing the essential nature and open character of the premises and subject to use for park and recreational purposes; and be it further
3rd RESOLVED, that pursuant to Section C12-2(A)(2)(c), this property is to be permanently sterilized by a deed restriction and must remain as Park and Workforce Housing Development Rights shall be severed herewith (0) Zero Workforce Housing Development Rights and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program Registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Economic Development and Planning, consistent with Resolution No. 412-2005, as amended and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

4th RESOLVED, that said quitclaim deed tendered by the Director of Real Estate, and/or her designee, pursuant to this resolution, shall contain appropriate language that shall permanently sterilize the above-described parcel and sever the development rights for workforce housing purposes in accordance with the County’s Workforce Housing Program; and be it further

5th RESOLVED, that the Town of Southampton will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for Open Space purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Southampton, at any time, uses or attempts to use said subject parcel for other than Open Space purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for Open Space purposes; and be it further

6th RESOLVED, that said quitclaim deed issued by the Director of Real Estate, and/or her designee, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above-described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

7th RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Sections 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1)

DATED: _____________________

APPROVED BY:

_______________________________

County Executive of Suffolk County
Date of Approval:
TOWN BOARD RESOLUTION 2014-634
ADOPTED

Authorize Transfer of Lands from Suffolk County and Amend the CPF Management and Stewardship Plan to Include Said Properties

WHEREAS, the Town Board of the Town of Southampton has adopted the “Town of Southampton Community Preservation Project Plan” that identifies target areas and properties for acquisition for park, recreation, open space and conservation purposes; and

WHEREAS, these parcels are owned by Suffolk County and shown as SCTM #900-316-1-53 and 54; and

WHEREAS, the Plan identifies Lot 54 which is located within the Weesuck Creek Target Preservation Area as an appropriate site for open space preservation and conservation purposes; and

WHEREAS, Lot 53 should also be designated in the Weesuck Creek Target Preservation Area as an appropriate site for open space preservation and conservation purposes; and

WHEREAS, Suffolk County wishes to transfer the property to the Town of Southampton for open space and conservation purposes; and

WHEREAS, pursuant to §140-5A of the Town Code and §247 of the General Municipal Law, a public hearing was held on May 13, 2014; and

WHEREAS, on November 12, 2008, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2008 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property may require management and stewardship activities within the Plan’s initial three (3) years; and

WHEREAS, the Town Board finds that acceptance of the transfer of this property is the best alternative for the protection of community character of all of the reasonable alternatives available.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Southampton is hereby authorized to amend the Town of Southampton CPF Project Plan, as well as the CPF Management and Stewardship Plan, to include said properties and hereby accepts the transfer of the properties of Suffolk County, located in East Quogue, New York, shown as SCTM #900-316-1-53 and 54, for open space preservation and conservation purposes, for no consideration, except incidental title, County reimbursement costs in the amount of $34,342.23, recording expense or other related expense; the source of the funding to be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001; and
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution ___ Local Law No. ___________ Charter Law ________

2. Title of Proposed Legislation

RESOLUTION NO.
SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF SOUTHAMPTON)
(SCTM NO. 0900-316.00-01.00-053.000)

3. Purpose of Proposed Legislation

Convey County owned parcel to the Town of Southampton for Municipal purposes

4. Will the Proposed Legislation have a fiscal impact?
   Yes ___ No ___

5. If the answer to Item 4 is "yes", on what will it impact?

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

6. If the answer to item 4 is "yes", Provide detailed explanation of Impact

   Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision

   Unknown

8. Proposed Source of Funding

   Unknown

9. Timing of Impact

   2014

10. Typed Name & Title of Preparer

    R.J. Bhatt
    Land Management Specialist

    Signature of Preparer       Date
    ___________________________ 6/3/14
### GENERAL FUND

<table>
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<tr>
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### POLICE DISTRICT AND DISTRICT COURT

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<tbody>
<tr>
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<td></td>
<td>$0.00</td>
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### NOTES:

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
2014 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:

SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF SOUTHAMPTON)
(SCTM NO. 0900-316.00-01.00-053.000)

PURPOSE OR GENERAL IDEA OF BILL:

Sale to Town of Southampton, 235’ x 135’ variable underwater land approximately 0.82 acre for use in Open Space purposes.

SUMMARY OF SPECIFIC PROVISIONS:

Retention of development rights for transfer and use to promote the development of workforce housing as provided in Resolution No. 840-2004 and Resolution No. 412-2005.

JUSTIFICATION:

Attached Town Board resolution to transfer for Open Space purposes.

FISCAL IMPLICATIONS:

County investment repaid.
June 25, 2014

Jon Schneider
Deputy County Executive
Intergovernmental Relations
H. Lee Dennison Building - 11th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0900-316.00-01.00-053.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real
Estate to the Town of Southampton for General Municipal Purposes.

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of Southampton for municipal purposes.

I would appreciate your placing this on the legislative agenda.

Yours truly,

Wayne R. Thompson
Real Property Manager
Division of Real Property Acquisition
And Management

WRT:sib

Resolution
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy w/ Resolution to:
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
Tom Vaughn, Director of Intergovernmental Relations (1 hard copy)
CE Reso Review, (electronic copy)
RESOLUTION NO.  
SALE OF COUNTY-OWNED REAL ESTATE 
PURSUANT TO SECTION 72-h OF THE 
GENERAL MUNICIPAL LAW 
(TOWN OF SOUTHAMPTON) 
(SCTM NO. 0900-316.00-01.00-054.000)

WHEREAS, the COUNTY OF SUFFOLK is the fee owner of the following described parcel that is surplus to the needs of the County of Suffolk; and

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Southampton, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0900 Section 316.00 Block 01.00 Lot 054.000 and acquired by Tax Deed on September 24, 2009 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 28, 2009 in Liber 12601 at Page 260 and described as follows, being and intended to be that parcel of land carried on the tax rolls of the Town of Southampton under Suffolk County Tax Map No. District 0900 Section 316.00 Block 01.00 Lot 054.000; and

WHEREAS, Section 72-h of the General Municipal Law permits a sale of real property between municipal corporations, or between a municipal corporation of the State of New York or the United States of America; and

WHEREAS, the Town of Southampton has requested that the County of Suffolk convey to the town the parcel being in size approximately 67’ x 173’ x variable under water land with a preliminary value range of $500.00 to $1,000.00 as described in Exhibit “A” annexed hereto; and

WHEREAS, as provided in Resolution No. 840-2004 and Resolution No. 412-2005, this Legislature has determined that retention of development rights for transfer and use to promote the development of workforce housing is a vital need of Suffolk County residents and an important public purpose of County government; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has approved the proposed transfer and use of said parcel; and

1st RESOLVED, that the Director of Real Estate, and/or her designee, hereby is authorized to execute and acknowledge a Quitclaim deed to transfer the interest of Suffolk County in the above described property and on the terms and conditions as hereinafter described to said Town of Southampton for the sum of $3,849.74; which is the amount of the County’s investment plus the prorata share of taxes, and be it further

2nd RESOLVED, that the County of Suffolk hereby transfer the above described property subject to it being sterilized for Open Space Purposes to protect the aquifer and water supply, which property shall be kept in its natural state in perpetuity, except for property maintenance activities as may be appropriate, to effectuate the declaration of covenants and restrictions, entered into by the Town of Southampton, without impairing the essential nature and open character of the premises and subject to use for park and recreational purposes; and be it further
3rd RESOLVED, that pursuant to Section C12-2(A)(2)(c), this property is to be permanently sterilized by a deed restriction and must remain as Park and Workforce Housing Development Rights shall be severed herewith (0) Zero Workforce Housing Development Rights and placed in the Suffolk County Workforce Housing Transfer of Development Rights Program Registry pursuant to the Workforce Housing Development Rights Program as developed by the Department of Economic Development and Planning, consistent with Resolution No. 412-2005, as amended and approved by the Suffolk County Executive and the Suffolk County Legislature; and be it further

4th RESOLVED, that said quitclaim deed tendered by the Director of Real Estate, and /or her designee, pursuant to this resolution, shall contain appropriate language that shall permanently sterilize the above-described parcel and sever the development rights for workforce housing purposes in accordance with the County’s Workforce Housing Program; and be it further

5th RESOLVED, that the Town of Southampton will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for Open Space purposes; with all right title and interest reverting to the County of Suffolk in the event that the Town of Southampton, at any time, uses or attempts to use said subject parcel for other than Open Space purposes or attempts to sell, transfer or otherwise dispose of or does, in fact, sell, transfer or otherwise dispose of said subject parcel without said parcel being used thereafter for Open Space purposes; and be it further

6th RESOLVED, that said quitclaim deed issued by the Director of Real Estate, and /or her designee, pursuant to this resolution, shall contain a reverter clause declaring that title to the above described property shall revert to the County of Suffolk if: 1) the property is not used for the above described public governmental purposes within three (3) years after delivery of the deed to the grantee; or 2) the grantee attempts to sell, transfer, or otherwise dispose of the property or does sell, transfer, or otherwise dispose of said subject property without said property being used thereafter for the above described public governmental purposes; or 3) the grantee imposes a back-charge or fee against the County for the actual or projected cleanup cost of the debris on the property in violation of Resolution No. 1028-1991; or 4) the grantee violates Resolution No. 256-1998; and be it further

7th RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Sections 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5(a) (1)

DATED: _________________________

APPROVED BY:

______________________________
County Executive of Suffolk County
Date of Approval:
TOWN BOARD RESOLUTION 2014-634
ADOPTED

Authorize Transfer of Lands from Suffolk County and Amend the CPF Management and Stewardship Plan to Include Said Properties

WHEREAS, the Town Board of the Town of Southampton has adopted the “Town of Southampton Community Preservation Project Plan” that identifies target areas and properties for acquisition for park, recreation, open space and conservation purposes; and

WHEREAS, these parcels are owned by Suffolk County and shown as SCTM #900-316-1-53 and 54; and

WHEREAS, the Plan identifies Lot 54 which is located within the Weesuck Creek Target Preservation Area as an appropriate site for open space preservation and conservation purposes; and

WHEREAS, Lot 53 should also be designated in the Weesuck Creek Target Preservation Area as an appropriate site for open space preservation and conservation purposes; and

WHEREAS, Suffolk County wishes to transfer the property to the Town of Southampton for open space and conservation purposes; and

WHEREAS, pursuant to §140-5A of the Town Code and §247 of the General Municipal Law, a public hearing was held on May 13, 2014; and

WHEREAS, on November 12, 2008, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2008 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property may require management and stewardship activities within the Plan’s initial three (3) years; and

WHEREAS, the Town Board finds that acceptance of the transfer of this property is the best alternative for the protection of community character of all of the reasonable alternatives available.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Southampton is hereby authorized to amend the Town of Southampton CPF Project Plan, as well as the CPF Management and Stewardship Plan, to include said properties and hereby accepts the transfer of the properties of Suffolk County, located in East Quogue, New York, shown as SCTM #900-316-1-53 and 54, for open space preservation and conservation purposes, for no consideration, except incidental title, County reimbursement costs in the amount of $34,342.23, recording expense or other related expense; the source of the funding to be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001; and
BE IT FURTHER RESOLVED, said land transfer is contingent upon the landowner's providing clear and marketable title; and

BE IT FURTHER RESOLVED, that the Community Preservation Program Manager is authorized to execute any documents necessary to close title for said property.

Financial Impact:
The source of funding shall be Community Preservation - Land Purchase G/L #31-99-1940-31-6208-0001 in an amount not to exceed $34,342.23
05/13/14 31-99-1940-31-6208-0001 Community Preservation Fund ($34,342.23)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Christine Preston Scalera, Councilwoman
SECONDER: Bradley Bender, Councilman
AYES: Bradley Bender, Christine Preston Scalera, Bridget Fleming, Stan Glinka
ABSENT: Anna Throne-Holst
SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF SOUTHAMPTON

Tax Map No.: 0900-316.00-01.00-054.000

Section 72-h, Gen'l Municipal Law

<table>
<thead>
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<th>Purpose</th>
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<tr>
<td>County Investment</td>
<td>$3,849.74</td>
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<tr>
<td>Purpose:</td>
<td></td>
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<tr>
<td>A. Affordable Housing</td>
<td></td>
</tr>
<tr>
<td>B. Open Space</td>
<td>X</td>
</tr>
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<td>C. Road/Highway</td>
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<td>D. Drainage/Recharge Basin</td>
<td></td>
</tr>
<tr>
<td>E. Other</td>
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Wayne R. Thompson  
Property Manager  
(631) 853-5971

WRT:slb
STATEMENT OF FINANCIAL IMPACT OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law No. Charter Law

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE
   PURSUANT TO SECTION 72-h OF THE
   GENERAL MUNICIPAL LAW
   (TOWN OF SOUTHAMPTON)
   (SCTM NO. 0900-316.00-01.00-054.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to the Town of Southampton for Municipal purposes

4. Will the Proposed Legislation have a fiscal impact?
   Yes X No

5. If the answer to Item 4 is “yes”, on what will it impact?
   X County Town Economic Impact
   Village School District Other (Specify):
   Library District Fire District

6. If the answer to item 4 is “yes”, Provide detailed explanation of Impact
   Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   Unknown

8. Proposed Source of Funding
   Unknown

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt Land Management Specialist  6/25/14  7/13/14
# Financial Impact

## 2014 Property Tax Levy

### Cost to the Average Taxpayer

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<th>2014 Pct Tax Rate Per $1000</th>
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<td>80.000</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, September 2012.
3) Source for equalization rates: Tentative 2012 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:

SALE OF COUNTY-OWNED REAL ESTATE
PURSUANT TO SECTION 72-h OF THE
GENERAL MUNICIPAL LAW
(TOWN OF SOUTHAMPTON)
(SCTM NO. 0900-316.00-01.00-054.000)

PURPOSE OR GENERAL IDEA OF BILL:

Sale to Town of Southampton, 67’ x 173’ x variable under water land approximately 0.82 acre for use in Open Space purpose.

SUMMARY OF SPECIFIC PROVISIONS:

Retention of development rights for transfer and use to promote the development of workforce housing as provided in Resolution No. 840-2004 and Resolution No. 412-2005.

JUSTIFICATION:

Attached Town Board resolution to transfer for Open Space purpose.

FISCAL IMPLICATIONS:

County investment repaid.
June 25, 2014

Jon Schneider  
Deputy County Executive  
Intergovernmental Relations  
H. Lee Dennison Building - 11th Floor  
100 Veterans Memorial Highway  
Post Office Box 6100  
Hauppauge, NY 11788

Re: Tax Map No.: 0900-316.00-01.00-054.000  
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real  
Estate to the Town of Southampton for General Municipal Purposes.

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of Southampton for municipal purposes.

I would appreciate your placing this on the legislative agenda.

Yours truly,

Wayne R. Thompson  
Real Property Manager  
Division of Real Property Acquisition and Management

WRT:slb

Resolution  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor’s Memo

Copy w/ Resolution to:  
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
Tom Vaughn, Director of Intergovernmental Relations (1 hard copy)  
CE Reso Review, (electronic copy)
RESOLUTION NO. 2014, AUTHORIZING THE
SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT
TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO
THE TOWN OF BROOKHAVEN FOR AFFORDABLE
HOUSING PURPOSE
(SCTM NO. 0200-030.00-04.00-024.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements
thereon erected, situate, lying and being in the Town of 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 030.00, Block 04.00, Lot 024.000, and acquired by tax deed on
August 16, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York,
and recorded on August 22, 2011, in Liber 12669, CP 18, known and designated as Lots 8388
and 8389 on a certain map entitled “4th Map of Sound Beach, Section A”, and filed in the Office
of the Clerk of the County of Suffolk on July 25, 1929 as Map No. 663,

WHEREAS, the real property above described is approximately 40’ x 100’ in size 4,000
Square Feet with a preliminary value range of $115,000.00 to $130,000.00, and has a county
investment of $64,122.65, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, section 72-H of the General Municipal Law permits the sale of real property
between Municipal Corporations; and

WHEREAS, the Town of Brookhaven, Suffolk County, New York, has requested the
County of Suffolk convey the above-described parcel to it (see annexed Resolution hereto
marked as Exhibit “A”); and

WHEREAS, the transfer of this parcel is pursuant to and in accordance with Local Law
No. 13-2000, 2-2002 and 17-2004 which established and modified the Affordable Housing
Opportunities Program; and

WHEREAS, the Suffolk County Department of Economic Development and Planning
has approved the use of this parcel for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcels shall be conveyed to the Town of Brookhaven, solely
for construction of affordable housing, together with the following restrictive covenants that will
run with the land so conveyed and, additionally, if any one or more of the following occurs, the
subject premises shall revert to the grantor as herein provided and as provided in any deed
evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee does not use the subject premises solely and exclusively for
affordable housing purposes; in accordance with the approved plan submitted by the grantee.
Such reverter clauses contained herein shall apply to the grantee, or any transferee from the
grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on
the subject premises;
2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Real Estate, and/or her designee. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;

4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;

5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;

6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;

7. If the grantee fails to certify to the Suffolk County Director of Real Estate, and/or her designee prior to closing of the title with any affordable housing grantee
   a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and
   b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and
   c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and
   d. the affordable housing unit or units meet local building and zoning codes;

8. If the grantee shall fail to provide the Suffolk County Director of Real Estate and/or her designee, with an annual written report, no later than December 31 of each year commencing December 31, 2014, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or

9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcel for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcel with said parcel being used thereafter for other than affordable housing; and be it further
3rd RESOLVED, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and/or contamination on said property. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor; and be it further

4th RESOLVED, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event, and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof; and be it further

5th RESOLVED, the conveyance of the parcel described to the Town of Brookhaven for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs; and be it further

6th RESOLVED, that the Director of Real Estate, and/or her designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions; and be it further

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c) (20) and (27). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a).

DATED: __________________________

APPROVED BY:

________________________________________________________

County Executive of Suffolk County

Date of Approval:
RESOLUTION NO. 2014-368
MEETING OF: May 22, 2014

AUTHORIZING THE TRANSFER OF FORECLOSED PROPERTY LOCATED IN SOUND BEACH AS REFLECTED IN SCHEDULE "A" ATTACHED HERETO FROM THE COUNTY OF SUFFOLK TO THE TOWN OF BROOKHAVEN AND FROM THE TOWN TO HABITAT FOR HUMANITY OF SUFFOLK TO PROMOTE THE AVAILABILITY OF AFFORDABLE HOUSING

WHEREAS, the Town of Brookhaven, the County of Suffolk under the 72h Program, and various not-for-profit groups have cooperated throughout the years to create affordable housing opportunities and to remove blighting conditions within the Town; and

WHEREAS, the Suffolk County Department of Economic Development and Workforce Housing requests that the Town of Brookhaven authorize the execution of a deed and related documents necessary to transfer from its foreclosure inventory to Habitat for Humanity of Suffolk the parcels of property as reflected in Schedule "A" attached hereto for the sole purpose of developing affordable housing and to provide an eligible resident within the Town with viable homeownership; and

WHEREAS, the Town of Brookhaven desires to continue to be an active partner with providing affordable housing opportunities to residents of the Town;

NOW, THEREFORE, BE IT RESOLVED, upon review and approval of the Town Board of the Town of Brookhaven that the Supervisor and/or Deputy Supervisor is hereby authorized to execute any agreement and/or instrument approved as to form by the Department of Law, providing for the conveyance of the parcel of property to Habitat for Humanity of Suffolk as reflected in the attached Schedule "A" in order to promote and create affordable housing opportunities which will in turn provide a resident of the Town of Brookhaven with viable homeownership; and be it further

RESOLVED, by the Town Board of the Town of Brookhaven that the Town Clerk is hereby directed to post and publish the notice of adoption of this resolution subject to a permissive referendum.
Schedule A

<table>
<thead>
<tr>
<th>Tax Map No.</th>
<th>Affordable Housing Agency</th>
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</thead>
<tbody>
<tr>
<td>0200-030.00-04.00-024.000 &amp; 025.000</td>
<td>Habitat for Humanity of Suffolk</td>
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SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-030.00-04.00-024.000

Section 72-h, Gen'l Municipal Law

<table>
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<th>Purpose</th>
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<tr>
<td>County Investment</td>
<td>$64,122.65</td>
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</tbody>
</table>

PURPOSE:

A. Affordable Housing
B. Town Parks
C. Road/Highway
D. Drainage/Recharge Basin
E. Other

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT:slb
TM # 0200 - 0300 - 0400 - 024,000
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution  X  Local Law  _____  Charter Law  ________

2. Title of Proposed Legislation

AUTHORIZING THE SALE OF COUNTY-OWNED REAL
PROPERTY PURSUANT TO SECTION 72-H OF THE
GENERAL MUNICIPAL LAW TO THE TOWN OF
BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE
(SCTM NO. 0200-030.00-04.00-024.000)

3. Purpose of Proposed Legislation
Convey County owned parcel to the Town of Brookhaven for affordable housing
purposes

4. Will the Proposed Legislation have a fiscal impact?  Yes  X  No  _____

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

  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 County investment
Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other
subdivision

Unknown

8. Proposed Source of Funding

Unknown

9. Timing of Impact

2014

10. Name & Title of Preparer

R. J. Bhatt
Land Management Specialist

Signature of Preparer  Date

Bhattacharya  6/26/14

COE  7/18/14
### General Fund

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<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate per $1000</th>
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**NOTES:**

1. **Source for number of family parcels and corresponding assessed valuation:** Suffolk County Real Property, September 2012.
2. **Source for total taxable assessed valuation for county purposes:** Schedule A, Report of Assessed Valuation for 2012-2013.
3. **Source for equalization rates:** Tentative 2012 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.
2014 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:

AUTHORIZED THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE (SCTM NO. 0200-030.00-04.00-024.000)

PURPOSE OR GENERAL IDEA OF BILL:

Sale to Town of Brookhaven of 40' x 100' vacant land approximately 0.09 acre for use in Affordable Housing Program.

SUMMARY OF SPECIFIC PROVISIONS:

Subject to and in accordance to local law 13-2000, 2-2002 and 17-2004 to establish and modify the Affordable Housing Opportunities Program.

JUSTIFICATION:

Attached Town Board resolution to transfer to Town of Brookhaven.

FISCAL IMPLICATIONS:

County investment of $64,122.65 loss.
June 26, 2014

Jon Schneider
Deputy County Executive
H. Lee Dennison Building - 12th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0200-030.00-04.00-024.000
   Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the
   Town of Brookhaven for Affordable Housing Purposes.

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of Brookhaven for
affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson
Real Property Manager
Division of Real Property
Acquisition and Management

WRT: slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor’s Memo

Copy w/ Resolution to:
   Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
   Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
   Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)
   CE Reso Review, (electronic copy)
RESOLUTION NO. 2014, AUTHORIZING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE (SCTM NO. 0200-030.00-04.00-025.000)

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Brookhaven, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0200, Section 030.00, Block 04.00, Lot 025.000, and acquired by tax deed on October 11, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 19, 2011, in Liber 12674, CP 323, known and designated as Lots 8386 and 8387 on a certain map entitled "4th Map of Sound Beach, Section A", and filed in the Office of the Clerk of the County of Suffolk on July 25, 1929 as Map No. 663,

WHEREAS, the real property above described is approximately 40' x 100' in size, 4,000 Square Feet, and has a county investment of $1,751.15, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, section 72-H of the General Municipal Law permits the sale of real property between Municipal Corporations; and

WHEREAS, the Town of Brookhaven, Suffolk County, New York, has requested the County of Suffolk convey the above-described parcel to it (see annexed Resolution hereto marked as Exhibit "A"); and

WHEREAS, the transfer of this parcel is pursuant to and in accordance with Local Law No. 13-2000, 2-2002 and 17-2004 which established and modified the Affordable Housing Opportunities Program; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has approved the use of this parcel for the purposes stated above; now, therefore, be it

1st RESOLVED, the subject parcels shall be conveyed to the Town of Brookhaven, solely for construction of affordable housing, together with the following restrictive covenants that will run with the land so conveyed and, additionally, if any one or more of the following occurs, the subject premises shall revert to the grantor as herein provided and as provided in any deed evidencing the transfer of the subject premises from the grantor to the grantee:

1. If the grantee does not use the subject premises solely and exclusively for affordable housing purposes; in accordance with the approved plan submitted by the grantee. Such reverter clauses contained herein shall apply to the grantee, or any transferee from the grantee undertaking the construction, reconstruction or rehabilitation of affordable housing on the subject premises;
2. If the grantee fails to construct or complete construction of affordable housing unit or units on said property within three (3) years from the date of transfer unless an extension of time is granted in writing, for good cause shown, by the Suffolk County Director of Real Estate, and /or her designee. Such extension shall not exceed two two year extensions unless approved by duly enacted resolution of the grantor;

3. If the income, at initial occupancy, of the occupant should exceed 80% of the HUD established median income for the Nassau-Suffolk PMSA based on family size;

4. If the subsidized purchase price of home should exceed 60% of median sales price for Suffolk County based upon the State of New York Mortgage Agency Guidelines;

5. If the rent should exceed HUD established fair market rent for Nassau-Suffolk PMSA based upon bedroom size;

6. If the affordable housing unit or units are owner-occupied, and the unit or units fail(s) to remain the principal residence of the owner for a period of five (5) consecutive years. If the affordable housing unit or units are tenant-occupied, and the unit or units fail(s) to remain affordable for ten (10) consecutive years;

7. If the grantee fails to certify to the Suffolk County Director of Real Estate, and /or her designee prior to closing of the title with any affordable housing grantee
   a. the dates of completion and occupancy for any affordable housing unit or units constructed or rehabilitated on said property; and
   b. the total household income, from all sources, of the purchaser or purchasers of the property and his or her family; and
   c. the total purchase or rental price of the affordable housing unit or units sold or otherwise transferred; and
   d. the affordable housing unit or units meet local building and zoning codes;

8. If the grantee shall fail to provide the Suffolk County Director of Real Estate and /or her designee, with an annual written report, no later than December 31 of each year commencing December 31, 2014, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put to along with the net proceeds generated by the initial purchase of the subject premises; or

9. If any subsequent grantee fails to comply with all applicable state, federal, and local regulations pertaining to price, income eligibility and marketing standards for affordable housing programs.

2nd RESOLVED, the grantee will be restricted in its use of the subject parcel and will use said parcel solely and exclusively for affordable housing with all right title and interest reverting to the County of Suffolk in the event that the grantee at any time, uses or attempts to use said subject parcel for other than affordable housing or attempts to sell, transfer or otherwise dispose of or does, in fact, sell transfer or otherwise dispose of said subject parcel with said parcel being used thereafter for other than affordable housing; and be it further
3rd RESOLVED, that neither grantee nor any subsequent grantee shall bill or charge back to grantor any cost incurred or projected to be incurred for the cleaning up, removal and disposal of any debris, waste and/or contamination on said property. In the event that such charge back or bill is rendered to the grantor the transfer shall be void ab initio and the realty shall revert to the grantor; and be it further

4th RESOLVED, that it is intended and agreed that the agreements and covenants contained in the deed evidencing transfer of subject premises shall be covenants running with the land and that they shall be, in any event, and without regard to technical classification of designation, legal or otherwise, and except only by law, binding for the benefit and in favor of, and enforceable by, the grantor, it being further understood that such agreements and covenants shall be binding only upon the grantee, if it be a municipality or any assignee of the grantee, undertaking the construction, reconstruction or rehabilitation of affordable housing, only for such period as they shall have title to or an interest in or possession of the property or part thereof; and be it further

5th RESOLVED, the conveyance of the parcel described to the Town of Brookhaven for the purposes described herein shall be for the sum of One Dollar, and, upon payment of such sum, all subsequent grantees of such subject premises shall comply with all applicable state, federal, and local regulations pertaining to the price, income eligibility and marketing standards for affordable housing programs; and be it further

6th RESOLVED, that the Director of Real Estate, and/or her designee, be and hereby is authorized to execute and acknowledge a quitclaim deed to transfer the interest of Suffolk County in the above-described property upon the above-described terms and conditions; and be it further

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency hereby finds and determines that the adoption of this resolution is a Type II Action, constituting a Legislative decision in connection with routine or continuing agency administration and management, not including new programs or a major re-ordering of priorities (NYCRR Section 617.5(c) (20) and (27). As a Type II Action, the Legislature has no further responsibilities under SEQRA (6 NYCRR Section 617.5(a).

DATED: __________________________

APPROVED BY:

__________________________________
County Executive of Suffolk County

Date of Approval:
RESOLUTION NO. 2014-368
MEETING OF: May 22, 2014

AUTHORIZING THE TRANSFER OF
FORECLOSED PROPERTY LOCATED
IN SOUND BEACH AS REFLECTED IN
SCHEDULE "A" ATTACHED HERETO FROM
THE COUNTY OF SUFFOLK TO THE TOWN OF
BROOKHAVEN AND FROM THE TOWN TO
HABITAT FOR HUMANITY OF SUFFOLK TO
PROMOTE THE AVAILABILITY OF
AFFORDABLE HOUSING

WHEREAS, the Town of Brookhaven, the County of Suffolk under the 72h Program, and
various not-for-profit groups have cooperated throughout the years to create affordable housing
opportunities and to remove blighting conditions within the Town; and

WHEREAS, the Suffolk County Department of Economic Development and Workforce
Housing requests that the Town of Brookhaven authorize the execution of a deed and related
documents necessary to transfer from its foreclosure inventory to Habitat for Humanity of Suffolk
the parcels of property as reflected in Schedule "A" attached hereto for the sole purpose of
developing affordable housing and to provide an eligible resident within the Town with viable
homeownership; and

WHEREAS, the Town of Brookhaven desires to continue to be an active partner with
providing affordable housing opportunities to residents of the Town;

NOW, THEREFORE, BE IT RESOLVED, upon review and approval of the Town Board of
the Town of Brookhaven that the Supervisor and/or Deputy Supervisor is hereby authorized to
execute any agreement and/or instrument approved as to form by the Department of Law,
providing for the conveyance of the parcel of property to Habitat for Humanity of Suffolk as
reflected in the attached Schedule "A" in order to promote and create affordable housing
opportunities which will in turn provide a resident of the Town of Brookhaven with viable
homeownership; and be it further

RESOLVED, by the Town Board of the Town of Brookhaven that the Town Clerk is hereby
directed to post and publish the notice of adoption of this resolution subject to a permissive
referendum.
<table>
<thead>
<tr>
<th>Tax Map No.</th>
<th>Affordable Housing Agency</th>
</tr>
</thead>
<tbody>
<tr>
<td>0200-030.00-04.00-024.000 &amp; 025.000</td>
<td>Habitat for Humanity of Suffolk</td>
</tr>
</tbody>
</table>
SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-030.00-04.00-025.000

Section 72-h, Gen'l Municipal Law

<table>
<thead>
<tr>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>County Investment</td>
<td>$1,751.15</td>
</tr>
</tbody>
</table>

PURPOSE:

A. Affordable Housing                  | X            |
B. Town Parks                           |              |
C. Road/Highway                         |              |
D. Drainage/Recharge Basin              |              |
E. Other                                |              |

Wayne R. Thompson
Property Manager
(631) 853-5971

WRT: slb
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law _______ Charter Law _______

2. Title of Proposed Legislation
   AUTHORIZING THE SALE OF COUNTY-OWNED REAL
   PROPERTY PURSUANT TO SECTION 72-H OF THE
   GENERAL MUNICIPAL LAW TO THE TOWN OF
   BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE
   (SCTM NO. 0200-030.00-04.00-025.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to the Town of Brookhaven for affordable housing
   purposes

4. Will the Proposed Legislation have a fiscal impact? Yes X No _____

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   ___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 County investment
   Loss of sale at public auction

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   Unknown

9. Timing of Impact
   2014

10. Name & Title of Preparer    Signature of Preparer    Date
    R. J. Bhatt    ____________________    ____________________    6/26/14
        Land Management Specialist
        ____________________    ____________________    7/3/14
FINANCIAL IMPACT
2014 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

**GENERAL FUND**

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
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<th>2014 Fev Tax Rate per $1000</th>
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<tr>
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<td></td>
<td>$0.00</td>
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**POLICE DISTRICT AND DISTRICT COURT**

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**COMBINED**

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<tr>
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<td></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, SEPTEMBER 2012.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2013-2013.
3) **SOURCE FOR EQUALIZATION RATES:** TENTATIVE 2012 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 SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF BROOKHAVEN FOR AFFORDABLE HOUSING PURPOSE (SCTM NO. 0200-030.00-04.00-025.000)

PURPOSE OR GENERAL IDEA OF BILL:

Sale to Town of Brookhaven of 40’ x 100’ vacant land approximately 0.09 acre for use in Affordable Housing Program.

SUMMARY OF SPECIFIC PROVISIONS:

Subject to and in accordance to local law 13-2000, 2-2002 and 17-2004 to establish and modify the Affordable Housing Opportunities Program.

JUSTIFICATION:

Attached Town Board resolution to transfer to Town of Brookhaven.

FISCAL IMPLICATIONS:

County investment of $1,751.15 loss.
June 26, 2014

Jon Schneider
Deputy County Executive
H. Lee Dennison Building - 12th Floor
100 Veterans Memorial Highway
Post Office Box 6100
Hauppauge, NY 11788

Re: Tax Map No.: 0200-030.00-04.00-025.000
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the
Town of Brookhaven for Affordable Housing Purposes.

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Section 72-h, G.M.L. authorizing the sale of County owned real estate to the Town of Brookhaven for
affordable housing purposes.

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne A. Thompson
Real Property Manager
Division of Real Property
Acquisition and Management

WRT: slb

Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy w/ Resolution to:
   Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
   Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
   Tom Vaughn, Director of Intragovernmental Relations (1hard copy)
   CE Reso Review, (electronic copy)
RESOLUTION NO. 2014 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2000) FOR THE VOLUMUT & FLEMING PROPERTY (TOWN OF RIVERHEAD - SCTM#0600-098.00-01.00-019.000)

WHEREAS, Local Law No. 35-1999, "A Charter Law Adopting Common Sense Tax Stabilization Plan for Sewers, Environmental Protection and County Taxpayers," Section C12-2(C) authorized the use of 7.35 percent of sales and compensating tax proceeds generated each year for farmland development rights acquisition, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(C) of the SUFFOLK COUNTY CHARTER, from 7.35 percent of the sales and compensating tax proceeds, for the acquisition of farmland development rights; and

WHEREAS, Resolution No. 338-2013, authorizing the appraisal of farmland development rights and Procedural Motion No. 7-2014 authorizing the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Estate and/or her designee to negotiate the acquisition of farmland development rights; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the rights to subject property was made to and accepted by the owner of said property; and

WHEREAS, contracts to acquire said rights were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Estate and/or her designee and approved as to legality by the office of the County Attorney; now, therefore, be it:

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2000, Farmland component, for a total purchase price of One Million Nine Hundred Ten Thousand Six Hundred Dollars ($1,910,600.00+), at Forty One Thousand Dollars ($41,000.00) per acre for 46.6+ acres,
subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments for inclusion in the Suffolk County Purchase of Development Rights Program:

<table>
<thead>
<tr>
<th>PARCEL:</th>
<th>TAX MAP NUMBER:</th>
<th>ACRES:</th>
<th>REPUTED OWNER</th>
<th>AND ADDRESS:</th>
</tr>
</thead>
<tbody>
<tr>
<td>No. 1</td>
<td>District 0600</td>
<td>46.6+</td>
<td>Robert J. and Colleen A. Volmut</td>
<td>77 Highview Drive</td>
</tr>
<tr>
<td></td>
<td>Section 098.00</td>
<td></td>
<td></td>
<td>Wading River, NY 11792</td>
</tr>
<tr>
<td></td>
<td>Block 01.00</td>
<td></td>
<td>as to 50% interest</td>
<td>And</td>
</tr>
<tr>
<td></td>
<td>Lot 019.000</td>
<td></td>
<td>Patricia Fleming</td>
<td>107 Oglethorpe Avenue</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Gallatin, TN 37066</td>
<td>as to 50% interest</td>
</tr>
</tbody>
</table>

; and, be it further

2nd RESOLVED, that the Director of Real Estate and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2000, Farmland component, Section C12-2(C) of the SUFFOLK COUNTY CHARTER, for the County's purchase price of One Million Nine Hundred Ten Thousand Six Hundred Dollars ($1,910,600.00+), at Forty One Thousand Dollars ($41,000.00) per acre for 46.6+ acres, subject to a final survey; and, be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $1,910,600.00+, subject to a final survey, from previously appropriated funds in capital project (525-CAP-8708.213) for the New Suffolk County Drinking Water Protection Program, effective December 1, 2000, Farmland component, Section C12-2(C) of the SUFFOLK COUNTY CHARTER, for this acquisition; and, be it further

4th RESOLVED, that the Director of Real Estate and/or her designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and, be it further

5th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II Action pursuant to 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Purchase of Development Rights Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.
1. Type of Legislation
   Resolution **X**  Local Law  Charter Law

2. Title of Proposed Legislation
   Authorizing the acquisition of farmland development rights under the New Suffolk County Drinking Water Protection Program-Farmland (1999) of the Volmut & Fleming property (Volmut Farm), SCTM#0600-098.00-01.00-019.000, (Town of Riverhead).

3. Purpose of Proposed Legislation
   See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact? **YES**  **NO** **X**

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

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

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

8. Proposed Source of Funding
   New Suffolk County Drinking Water Protection Program (1999) - Farmland

9. Timing of Impact

10. **Typed Name & Title of Preparer**
    Jill Rosen-Nikoloff
    Director of Real Estate

11. **Signature of Preparer**
    [Signature]

12. **Date**
    June 23, 2014

SCIN FORM 175b (10/95)
## General Fund

<table>
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<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</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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</tr>
</tbody>
</table>

### Notes:
1. **Source for number of family parcels and corresponding assessed valuation:** Suffolk County Real Property, September 2012.
3. **Source for equalization rates:** Tentative 2012 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
TITLE OF BILL:

AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2000) FOR THE VOLMUT & FLEMING PROPERTY (TOWN OF RIVERHEAD - SCTM#0600-098.00-01.00-019.000)

PURPOSE OR GENERAL IDEA OF BILL:

FARMLAND PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:

ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2000)

JUSTIFICATION:

FUNDING AVAILABLE IN 525-CAP-8708.213

FISCAL IMPLICATIONS:

N/A
June 23, 2014

Mr. Jon Schneider, Deputy County Executive
for Intragovernmental 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 farmland development rights for the Volmut & Fleming property (Volmut Farm), in the Town of Riverhead, under the New Suffolk County Drinking Water Protection Program-Farmland. The purchase price is $1,910,600.00± for 46.6± acres, at $41,000.00 per acre.

Please contact me if you require any additional information.

Sincerely,

JRN:pd
Att.
cc: Dennis Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Joanne Minieri, Deputy County Executive & Commissioner, Dept. of Economic Development & Planning
Sarah Lansdale, Director, Division of Planning & Environment (e-mail copy only)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (e-mail copy only)
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt. (e-mail copy only)
Lauretta Fischer, Principal Environmental Analyst, Division of Planning (e-mail copy only)
Tom Vaughn, Director, Intragovernmental Relations
Bob Zafer, Acquisition Agent
CE Reso Review (e-mail copy only)
RESOLUTION NO. -2014 AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2000) AND THE FARMLAND PRESERVATION PROGRAM FOR THE BRUSH PROPERTY – BRUSH FAMILY FARM (TOWN OF RIVERHEAD - SCTM#0600-044.00-02.00-010.004 p/o)

WHEREAS, Local Law No. 35-1999, “A Charter Law Adopting Common Sense Tax Stabilization Plan for Sewers, Environmental Protection and County Taxpayers,” Section C12-2(C) authorized the use of 7.35 percent of sales and compensating tax proceeds generated each year for farmland development rights acquisition, as determined by duly enacted Resolutions of the County of Suffolk; and

WHEREAS, adequate funding is provided for, pursuant to Section C12-2(C) of the SUFFOLK COUNTY CHARTER, from 7.35 percent of the sales and compensating tax proceeds, for the acquisition of farmland development rights; and


WHEREAS, Resolution No. 609-2013, authorizing the appraisal of farmland development rights and Procedural Motion No. 7-2014 authorizing the acquisition of farmland development rights of the subject property; and

WHEREAS, pursuant thereto, said acquisition is to be made in accordance with the procedures set forth in Chapter 8 of the Suffolk County Code which provides that the same shall be consummated in accordance with provisions of General Municipal Law Section 247 and the recommendation of the Suffolk County Farmland Committee; and

WHEREAS, the Environmental Trust Review Board has reviewed the appraisals and the report of the Internal Appraisal Review Board and has approved the purchase price and authorized the Director of Real Estate and/or her designee to negotiate the acquisition of farmland development rights; and

WHEREAS, based upon the Environmental Trust Review Board approved value, an offer to acquire the rights to subject property was made to and accepted by the owner of said property; and
WHEREAS, contracts to acquire said rights were prepared by the office of the County Attorney, executed by the owner of the subject property and the Director of Real Estate and/or her designee and approved as to legality by the office of the County Attorney; now, therefore, be it:

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the farmland development rights of the subject property set forth below under the New Suffolk County Drinking Water Protection Program, effective December 1, 2000, Farmland component, and the Suffolk County Farmland Preservation Program for a total purchase price of Six Hundred Twelve Thousand Dollars ($612,000.00+), at Fifty One Thousand Dollars ($51,000.00) per acre for 12.0± acres, subject to a final survey; and hereby authorizes additional expenses, which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments for inclusion in the Suffolk County Purchase of Development Rights Program:

<table>
<thead>
<tr>
<th>PARCEL:</th>
<th>SUFFOLK COUNTY TAX MAP NUMBER:</th>
<th>ACRES:</th>
<th>REPUTED OWNER AND ADDRESS:</th>
</tr>
</thead>
<tbody>
<tr>
<td>No. 1</td>
<td>District 0600</td>
<td>12.0±</td>
<td>Joseph W. Brush, Jr.</td>
</tr>
<tr>
<td></td>
<td>Section 044.00</td>
<td></td>
<td>4359 Sound Avenue</td>
</tr>
<tr>
<td></td>
<td>Block 02.00</td>
<td></td>
<td>Riverhead, NY 11901</td>
</tr>
<tr>
<td></td>
<td>Lot 010.004 p/o</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

; and, be it further

2nd RESOLVED, that the Director of Real Estate and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3) of the SUFFOLK COUNTY CHARTER, to acquire the parcel(s) listed herein above from the reputed owner, the funding for which shall be provided under the New Suffolk County Drinking Water Protection Program, effective as of December 1, 2000, Farmland component, Section C12-2(C) of the SUFFOLK COUNTY CHARTER, and the Suffolk County Farmland Preservation Program for the County's purchase price of Six Hundred Twelve Thousand Dollars ($612,000.00+), at Fifty One Thousand Dollars ($51,000.00) per acre for 12.0± acres, subject to a final survey; and, be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $425,000.00 from previously appropriated funds in capital project 525-CAP-8708.213 for the New Suffolk County Drinking Water Protection Program effective December 1, 2000, Farmland component, Section C12-2(C) of the SUFFOLK COUNTY CHARTER, and $187,000.00 from previously appropriated funds in capital project 525-CAP-8701.007 for the Suffolk County Farmland Preservation Program, subject to a final survey, for this acquisition; and, be it further

4th RESOLVED, that the Director of Real Estate and/or her 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
RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II Action pursuant to 6 NYCRR Sections 617.5 c (20) and (27) of the New York Code of Rules and Regulations since such actions are simply legislative decisions administering and implementing the acquisition of farmland development rights as part of the Suffolk County Purchase of Development Rights Program which will mainly result in a beneficial impact and for which SEQRA Determination of Non-Significance has already been issued.

DATED:

APPROVED BY:

_________________________________________
County Executive of Suffolk County

Date of Approval:
**STATEMENT OF FINANCIAL IMPACT**
**OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation

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

2. Title of Proposed Legislation
Authorizing the acquisition of farmland development rights under the New Suffolk County Drinking Water Protection Program (1999)-Farmland and the Suffolk County Farmland Preservation Program for the Brush property (Brush Family Farm), SCTM#0600-044.00-02.00-010.004 p/o, (Town of Riverhead).

3. Purpose of Proposed Legislation
See No. 2 above

4. Will the Proposed Legislation Have a Fiscal Impact?  **YES**  **NO**  **X**

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

<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.

N/A

8. Proposed Source of Funding

New Suffolk County Drinking Water Protection Program (1999)-Farmland and Suffolk County Farmland Preservation Program

9. Timing of Impact

10. **Typed Name & Title of Preparer**
    Jill Rosen-Nikoloff
    Director of Real Estate

11. **Signature of Preparer**

12. **Date**
    June 25, 2014

SCIN FORM 175b (10/95)
### General Fund

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
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### Police District and District Court

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<tr>
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<th>2014 FEV Tax Rate per $1000</th>
</tr>
</thead>
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<td>8.00</td>
<td>0.00</td>
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### Combined

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<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td>8.00</td>
<td>0.00</td>
</tr>
</tbody>
</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates established by the New York State Board of Equalization and Assessments.

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 the acquisition of farmland development rights under the New Suffolk County Drinking Water Protection Program (1999)-Farmland and the Suffolk County Farmland Preservation Program for the Brush property (Brush Family Farm), SCTM#0600-044.00-02.00-010.004 p/o, (Town of Riverhead).

3. **Purpose of Proposed Legislation**
   See No. 2 above

4. **Will the Proposed Legislation Have a Fiscal Impact?**  YES  NO  X

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

6. **If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:**
   N/A

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

8. **Proposed Source of Funding**
   New Suffolk County Drinking Water Protection Program (1999)-Farmland and Suffolk County Farmland Preservation Program

9. **Timing of Impact**

10. **Typed Name & Title of Preparer**
    Jill Rosen-Nikoloff  
    Director of Real Estate

12. **Date**
    May 25, 2014

SCIN FORM 175b (10/95)
2014 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:

AUTHORIZING THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2000) AND THE SUFFOLK COUNTY FARMLAND PRESERVATION PROGRAM FOR THE BRUSH PROPERTY (TOWN OF RIVERHEAD – SCTM#0600-044.00-02.00-010.004 P/O)

PURPOSE OR GENERAL IDEA OF BILL:

FARMLAND PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:

ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE NEW SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM (EFFECTIVE DECEMBER 1, 2000) AND THE SUFFOLK COUNTY FARMLAND PRESERVATION PROGRAM

JUSTIFICATION:

FUNDING AVAILABLE IN 525-CAP-8708.213 AND 525-CAP-8701.007

FISCAL IMPLICATIONS:

N/A
June 25, 2014

Mr. Jon Schneider, Deputy County Executive for Intragovernmental 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 farmland development rights under the New Suffolk County Drinking Water Protection Program-Farmland and the Suffolk County Farmland Preservation Program for the Brush property (Brush Family Farm), in the Town of Riverhead. The purchase price is $612,000.00± for 12.0± acres, at $51,000.00.

Please contact me if you require any additional information.

Sincerely,

[Signature]

JRN: pd
Att.
cc: Dennis Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Joanne Minieri, Deputy County Executive & Commissioner, Dept. of Economic Development & Planning
Sarah Lansdale, Director, Division of Planning & Environment (e-mail copy only)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condemnation (e-mail copy only)
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt. (e-mail copy only)
Lauretta Fischer, Principal Environmental Analyst, Division of Planning (e-mail copy only)
Tom Vaughn, Director, Intragovernmental Relations
Bob Zaher, Acquisition Agent
CE Reso Review (e-mail copy only)

WHEREAS, the 2013-2014 College operating budget provides $20,915 from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, for a project entitled, “BioPREP: Biology Partnership in Research and Education Programs”, for the period of September 1, 2013 through April 30, 2014; and

WHEREAS, the grant sub-award has been increased by $24,648, bringing the total amount of the grant award to $45,563; and

WHEREAS, the grant sub-award period has been extended from April 30, 2014 to April 30, 2015; and

WHEREAS, the grant sub-award will provide additional funds allocated for release time for the project director whose primary responsibility is to recruit SCCC students for the BioPREP summer program.

WHEREAS, the remainder of funds will be used to purchase laboratory supplies, printing and distribution of recruitment materials, and travel costs to attend meetings; and

WHEREAS, it is necessary to amend the 2013-2014 College operating budget in the amount of $24,648 to provide for the increase of the grant sub-award; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the amendment to the 2013-14 College operating budget for the increase to the grant sub-award in the amount of $24,648, on March 20, 2014 by Resolution No. 2014.24; and

WHEREAS, the College anticipates spending the increase in the grant sub-award in the amount of $24,648, including indirect costs, in accordance with the terms of said grant sub-award before April 30, 2015; now therefore be it

1st

RESOLVED, that said 2013-2014 College operating budget be amended to reflect the increase to the grant sub-award, from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, for a project entitled “BioPREP: Biology Partnership in Research and Education Programs”, in the amount of $24,648, including $1,323 indirect costs and said amount be accepted and appropriated for the operation of the program as follows:

REVENUES:
Federal Grant: BioPREP: GC10-GC1014-544217-G000

AMOUNT:
$24,648
### Appropriations:

**BioPREP 13-14: GC10-GC1014**

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>611000-Personal Services</strong></td>
<td>$13,353</td>
</tr>
<tr>
<td>611570-Full Time Overload</td>
<td>13,353</td>
</tr>
<tr>
<td><strong>628000-Employee Benefits</strong></td>
<td>$1,022</td>
</tr>
<tr>
<td>628330-Social Security</td>
<td>1,022</td>
</tr>
<tr>
<td><strong>713000-Supplies &amp; Materials</strong></td>
<td>$4,950</td>
</tr>
<tr>
<td>713100-Instructional Supplies</td>
<td>4,950</td>
</tr>
<tr>
<td><strong>714000-Utilities &amp; Contractual Costs</strong></td>
<td>$4,000</td>
</tr>
<tr>
<td>714350-Travel, College Business</td>
<td>4,000</td>
</tr>
</tbody>
</table>

**Date:**

---

**County Executive of Suffolk County**

---

**Amount:**

$23,325
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Accepting and Appropriating a Grant Sub-award Amendment from The Research Foundation of SUNY Stony Brook University, the Prime Recipient of a Grant Award from the National Institute of General Medical Sciences, for a Project Entitled, “BioPREP: Biology Partnership in Research and Education Program”, 100% Reimbursed by Federal Funds at Suffolk County Community College

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate a grant sub-award amendment, in the amount of $24,648 from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, for a project entitled “BioPREP: Biology Partnership in Research and Education Programs”, during the 2013-2014 fiscal year.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will increase the budget for Suffolk County Community College by accepting and appropriating the grant sub-award amendment from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, in the amount of $24,648, including indirect costs, for a project entitled “BioPREP: Biology Partnership in Research and Education Programs”.

JUSTIFICATION: This grant sub-award amendment provides additional funds allocated for release time for the project director whose primary responsibility is to recruit SCCC students for the BioPREP summer program. The remainder of the funds will be used to purchase laboratory supplies, printing and distribution of recruitment materials, and travel costs to attend meetings.

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

1. **Type of Legislation**
   - Resolution **X**
   - Local Law ____
   - Charter Law ____

2. **Title of Proposed Legislation**
   Accepting and Appropriating a Grant Sub-award Amendment from The Research Foundation of SUNY Stony Brook University, the Prime Recipient of a Grant Award from the National Institute of General Medical Sciences, for a project entitled, "BioPREP: Biology Partnership in Research and Education Programs", 100% Reimbursed by Federal Funds at Suffolk County Community College

3. **Purpose of Proposed Legislation**
   To accept and appropriate an amendment to the 2013-2014 College operating budget in the amount of $24,648, including indirect costs, from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, for a project entitled, "BioPREP: Biology Partnership in Research and Education Programs", at Suffolk County Community College during the 2013-2014 fiscal year.

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

5. **If the answer to item 4 is "yes," on what will it impact?** (Circle appropriate category)
   - County
   - 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**
   The amendment to the 2013-2014 College operating budget will provide $24,648 from The Research Foundation of SUNY Stony Brook University, the prime recipient of a grant award from the National Institute of General Medical Sciences, for a project entitled, "BioPREP: Biology Partnership in Research and Education Programs", during the 2013-2014 fiscal year.

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

8. **Proposed Source of Funding:**
   - National Institute of General Medical Sciences
   - Prime Recipient: The Research Foundation of SUNY Stony Brook University

9. **Timing of Impact:**
   September 1, 2013 through April 30, 2015

10. **Name & Title of Preparer**
    Henrietta Yuarte
    Accountant

11. **Signature of Preparer**
    

12. **Date**
    June 27, 2014

SCIN FORM 175b (10/95)
RESOLUTION NO.2014.56 AMENDING THE COLLEGE BUDGET FOR PARTICIPATION IN A PROJECT ENTITLED “BIOPREP: BIOLOGY PARTNERSHIP IN RESEARCH AND EDUCATIONAL PROGRAMS”

WHEREAS, the 2013-2014 College operating budget provided $20,915.00 in anticipation of an award from the Research Foundation of SUNY/National Institute of General Medical Sciences for participation in a project entitled “BioPrep: Biology Partnership in Research and Educational Programs,” and

WHEREAS, the award includes an additional amount of $24,648.00, which includes indirect costs, increasing the grant award to $45,563.00; and

WHEREAS, it is necessary to amend the 2013-2014 College operating budget to reflect the increase in this grant award, be it therefore

RESOLVED, that the 2013-2014 College operating budget be amended to reflect an increase in the amount of $24,648.00, including indirect costs, from the Research Foundation of SUNY/National Institute of General Medical Sciences for participation in a program entitled “BioPrep: Biology Partnership in Research and Educational Programs,” and be it further

RESOLVED, that the College President, or his designee, is authorized and empowered to execute any necessary documentation, including a contract amendment, in such form as shall be approved by the College General Counsel, reflecting the increase in the grant award for participation in a project entitled “BioPrep: Biology Partnership in Research and Educational Programs.”

Project Director: Rosa Gambier

Bryan Lilly
Secretary
Research Subaward Agreement
Amendment

Prime Recipient
Institution/Organization ("Prime Recipient")
Name: The Research Foundation of SUNY
Address: Office of Sponsored Programs
         Stony Brook University
         Stony Brook, NY  11794-3362

Subrecipient
Institution/Organization ("Subrecipient")
Name: Suffolk County Community College
Address: 533 College Road
         Selden, NY  11784

Prime Award No.
GM050070

Subaward No.
65885

Effective Date of Amendment
5/1/2014

Amendment(s) to Original Terms and Conditions

The purpose of this Amendment is to:

1. Increase authorized spending amount by $24,648 to a new total of $45,563 and to be spent in accordance with the attached budget.

2. Extend the period of performance from 4/30/2014 to 4/30/2015.

All other terms and conditions of this Subaward Agreement remain in full force and effect.

By an Authorized Official of Prime Recipient:

Anne DePietri
Name: Anne DePietri
Title: Contracts Administrator
Date: 6/4/2014

By an Authorized Official of Subrecipient:

Name: College (Redacted)
Title: (Redacted)
Date: 6/3/2014

July 2008 FDP
<table>
<thead>
<tr>
<th></th>
<th>months base</th>
<th>% effort</th>
<th>sb rate</th>
<th>salary</th>
<th>fringe</th>
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<tbody>
<tr>
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<td>$109,899</td>
<td>12%</td>
<td>$9%</td>
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<td>Supplies</td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$24,648</td>
</tr>
</tbody>
</table>
As the Coordinator for the BioPREP Program at Suffolk County Community College (SCCC), funds are allocated for release time for grant related activities for Dr. Rosa Gambier. Dr. Gambier’s primary responsibility is to recruit SCCC students for the BioPREP summer program.

The remainder of the funds are used to purchase laboratory. Travel costs are also budgeted for funds to attend meetings.
Office of Business and Financial Affairs

To: Jon Schneider, Deputy County Executive
    Dennis M. Cohen, Chief Deputy County Executive
    Lisa Santeramo, Assistant Deputy County Executive
    Tom Vaughn, Director of Intergovernmental Relations

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

Date: June 27, 2014

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

Enclosed are the application and requisite forms to request acceptance and appropriation of an amendment to the 2013-2014 College Budget for an increase in a grant sub-award at Suffolk County Community College.

Proposal _____ Grant Sub-award ____ Subcontract _____

Project Name: BioPREP: Biology Partnership in Research and Educational Programs

Funding Source: National Institute of General Medical Sciences
Prime Recipient: The Research Foundation of SUNY Stony Brook University

Amount of Grant Amendment: $24,648

Full Time Positions: none

Please contact Henrietta Ytuarte at 631-451-4124 if you have any questions.

An e-mail version of the resolution was sent to CE RESO REVIEW:
File names: Reso-SCCC-BIOPREP Amend 14.doc
Backup-SCCC-BIOPREP Amend 14.doc

cc: Rosa Gambier, Academic Chair, Physical Sciences
    John Bullard, Jr., Associate Dean for Financial Affairs
Research Subaward Agreement

<table>
<thead>
<tr>
<th>Institution/Organization (&quot;Prime Recipient&quot;)</th>
<th>Institution/Organization (&quot;Subrecipient&quot;)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name: The Research Foundation for The State University of New York</td>
<td>Name: Suffolk County Community College</td>
</tr>
<tr>
<td>Prime Award No.: GM050070</td>
<td>Subaward No.: 65885</td>
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<tr>
<td>Awarding Agency: National Institute of General Medical Sciences</td>
<td>CFDA #: 93.859</td>
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<td>Amount Funded Till Action: $20,915.00</td>
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<tr>
<td>Subaward Period of Performance:</td>
<td>CFDA Title: Biomedical Research and Research Training</td>
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<tr>
<td>Budget Period: From: 9/1/2013</td>
<td>Estimated Project Period (if incrementally funded):</td>
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<tr>
<td>To: 4/30/2014</td>
<td>From:</td>
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<tr>
<td></td>
<td>To:</td>
</tr>
<tr>
<td>Project Title: BioPREP: Biology Partnership in Research and Education Programs</td>
<td>Reporting Requirements (Check here if applicable): X See Attachment 4</td>
</tr>
<tr>
<td></td>
<td>FFATA (Attachment 3B)</td>
</tr>
<tr>
<td></td>
<td>ARRA Funds (Attachment 4A)</td>
</tr>
</tbody>
</table>

Terms & Conditions

1) Prime Recipient hereby awards a cost reimbursable subaward, as described above, to Subrecipient. The statement of work and budget for this subaward are (check one): ☐ As specified in Subrecipient's proposal dated ___ ; or ☑ as shown in Attachment 5. In its performance of the subaward work, Subrecipient shall be an independent entity and not an employee or agent of Prime Recipient.

2) Prime Recipient shall reimburse Subrecipient not more often than monthly for allowable costs. All invoices shall be submitted using Subrecipient's standard invoice, but at a minimum shall include current and cumulative costs (including cost sharing), subaward number, and certification as to truth and accuracy of invoice. Invoices that do not reference Prime Recipient's Subaward Number shall be returned to Subrecipient. Invoices and questions concerning invoice receipt or payments should be directed to the appropriate party's Financial Contact as shown in Attachments 3A & 3B.

3) A final statement of cumulative costs incurred, including cost sharing, marked "FINAL" must be submitted to Prime Recipient's Financial Contact, as shown in Attachments 3A and 3B, NOT LATER THAN sixty (60) days after subaward end date. The final statement of costs shall constitute Subrecipient's final financial report.

4) All payments shall be considered provisional and subject to adjustment within the total estimated cost in the event such adjustment is necessary as a result of an adverse audit finding against the Subrecipient. Prime recipient reserves the right to reject an invoice.

5) Matters concerning the technical performance of this subaward should be directed to the appropriate party's Principal Investigator, as shown in Attachments 3A and 3B. Technical reports are required as shown above, "Reporting Requirements".

6) Matters concerning the request or negotiation of any changes in the terms, conditions, or amounts cited in this subaward agreement, and any changes requiring prior approval, should be directed to the appropriate party's Administrative Contact, as shown in Attachments 3A & 3B. Any such changes made to this subaward agreement require the written approval of each party's Authorized Official as shown in Attachments 3A & 3B.

7) Each party shall be responsible for its negligent acts or omissions and the negligent acts or omissions of its employees, officers, or director's, to the extent allowed by law.

8) Either party may terminate this subaward with thirty days written notice to the appropriate party's Administrative Contact as shown in Attachments 3A & 3B. Prime Recipient shall pay Subrecipient for termination costs as allowable under OMB Circular A-21 or A-122 or 45 CFR Part 74 Appendix E, "Principles for Determining Costs Applicable to Research and Development under Grants and Contracts with Hospitals" as applicable.

9) No-cost extensions require the approval of the Prime Recipient. Any requests for a no-cost extension should be addressed to and received by the Administrative Contact, as shown in Attachments 3A & 3B, not less than thirty (30) days prior to the desired effective date of the requested change.

10) The Subaward is subject to the terms and conditions of the Prime Award and other special terms and conditions, as identified in Attachment 2.

11) By signing below Subrecipient makes the certifications and assurances shown in Attachments 1 and 2. Subrecipient also assures that it will comply with applicable statutory and regulatory requirements specified in the Research Terms & Conditions Appendix C found at http://nsf.gov/bfa/dias/policy/rtc/appc_june11.pdf.

By an Authorized Official of Prime Recipient

Anne DePietri, Contracts Administrator

1/31/2014

By an Authorized Official of Subrecipient

Date

3/3/14
Attachment 1
Research Subaward Agreement
Certifications and Assurances

By signing the Subaward Agreement, the authorized official of Subrecipient certifies, to the best of his/her knowledge and belief that:

Certification Regarding Lobbying

1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the Subrecipient, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal contract, grant, loan, or cooperative agreement, the Subrecipient shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying", to the Prime Recipient.

3) The Subrecipient shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

Debarment, Suspension, and Other Responsibility Matters

Subrecipient certifies by signing this Subaward Agreement that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal department or agency.

OMB Circular A-133 Assurance

Subrecipient assures Prime Recipient that it complies with A-133 and that it will notify Prime Recipient of completion of required audits and of any adverse findings which impact this subaward.
Agency-Specific Certifications/Assurances


General terms and conditions as of the effective date of this Research Subaward Agreement:

1. Conditions on activities and restrictions on expenditure of federal funds in appropriations acts are applicable to this subaward to the extent those restrictions are pertinent. This includes any recent legislation noted on the NIH Award Conditions website: http://grants.nih.gov/grants/policy/awardconditions.htm
2. 45 CFR Part 74 or 45 CFR Part 92 as applicable.
3. The NIH Grants Policy Statement, including addenda in effect as of the beginning date of the period of performance.
   a. The right to initiate an automatic one-time extension of the end date provided by Article 25(c)(2) of the Research Terms and Conditions is replaced by the need to obtain prior written approval from the Prime Recipient;
   b. The payment mechanism described in Article 22 and the financial reporting requirements in Article 52 of the Research Terms and Conditions and Article 8 of the Agency-Specific Requirements are replaced with Terms and Conditions (1) through (4) of this Subaward Agreement; and
   c. Any prior approvals are to be sought from the Prime Recipient and not the Federal Awarding Agency.
5. Title to equipment costing $5,000 or more that is purchased or fabricated with research funds or Subrecipient cost sharing funds, as direct costs of the project or program, shall unconditionally vest in the Subrecipient upon acquisition without further obligation to the Federal Awarding Agency subject to the conditions specified in Article 34(a) of the Research Terms and Conditions.
6. Treatment of Program Income: □ Additive □ Other, Prime Recipient specify alternative from NIH Agreement

NIH-Specific Requirements Promoting Objectivity in Research Applicable to Subrecipients (42 CFR Part 50 Subpart F)

a) 42 CFR Part 50. 604 requires that institutions conducting PHS-funded research "Maintain an up-to-date, written, enforced policy on financial conflicts of interest." Further, "If the Institution carries out the PHS-funded research through a subrecipient (e.g., subcontractors or consortium members), the Institution (awardee Institution) must take reasonable steps to ensure that any subrecipient investigator complies with this subpart by incorporating as part of a written agreement with the subrecipient terms that establish whether the financial conflicts of interest policy of the awardee Institution or that of the subrecipient will apply to the subrecipient's Investigators."

Subrecipient must designate herein whether the financial conflicts of interest policy of □ Prime Recipient Institution, or □ Subrecipient Institution (check one) will apply. If applying its own financial conflicts of interest policy, by execution of this Subaward Agreement, Subrecipient Institution certifies that its policy complies with 42 CFR Part 50.

b) Subrecipient shall report any financial conflict of interest to Prime Recipient's Administrative Representative, as designated on Attachment 3A. Any financial conflicts of interest identified shall subsequently be reported to NIH. Such report shall be made before expenditure of funds authorized in this Subrecipient Agreement and within 45 days of any subsequently identified financial conflict of interest.

August 2012 FDP
Special terms and conditions:

1. Copyrights
   Subrecipient _X_ grants / __ shall grant (check one) to Prime Recipient an irrevocable, royalty-free, non-transferable, non-exclusive right and license to use, reproduce, make derivative works, display, and perform publicly any copyrights or copyrighted material (including any computer software and its documentation and/or databases) first developed and delivered under this Subaward Agreement solely for the purpose of and only to the extent required to meet Prime Recipient's obligations to the Federal Government under its Prime Award.

2. Data Rights
   Subrecipient grants to Prime Recipient the right to use data created in the performance of this Subaward Agreement solely for the purpose of and only to the extent required to meet Prime Recipient's obligations to the Federal Government under its Prime Award.

3. Automatic Carry Forward: [X] Yes      [_____] No
   (If No, Carry Forward requests must be sent to Prime Recipient's ____________ contact, as shown in Attachment 3).

August 2012 FDP
Attachment 3A
Research Subaward Agreement

Prime Recipient Contacts

Institution/Organization ("Prime Recipient")
Name: The Research Foundation for The State University of New York
Address: Office of Sponsored Programs
        Stony Brook University
City: Stony Brook State: NY ZipCode: 11794-3362

Administrative Contact
Name: Anne DePietri
Address: The Research Foundation for The State University of New York
         Office of Sponsored Programs
         Stony Brook University
City: Stony Brook State: NY ZipCode: 11794-3362
Telephone: 631-632-9949/4702 Fax: 631-632-6963
Email: annette.depietri@stonybrook.edu

Principal Investigator
Name: Dr. Daniel Maloney
Address: Center for Science and Math Education
         Life Sciences, Room 092
         Stony Brook University
City: Stony Brook State: NY ZipCode: 11794-5233
Telephone: 631-632-9750 Fax: 631-632-9791
Email: daniel.maloney@stonybrook.edu

Financial Contact
Name: Stephanie Ammann
Address: The Research Foundation for The State University of New York
         Office of Grants Management
         Stony Brook University
City: Stony Brook State: NY ZipCode: 11794-3366
Telephone: 631-632-9071 Fax: 631-632-9147
Email: stephanie.ammann@stonybrook.edu

Authorized Official
Name: **same as Administrative Official above
Address:
City:
Telephone: Fax:
Email:

FDP version 20120420
ATTACHMENT 4
SUBAWARD AGREEMENT

Reporting Requirements

Subrecipient Principal Investigator will provide progress reports as requested by Prime Recipient's Principal Investigator. Reports will not be due more often than sponsor requires of the Prime Recipient's Investigator.
### Suffolk County Community College  
9/1/13 - 4/30/14

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ATTACHMENT 6

TO: Ms. Stephanie Ammann
ORGANIZATION: The Research Foundation of SUNY
Stony Brook University
Stony Brook, NY 11794-3362

Date:
RF Award Number
RF Project Number
RF Taks Number

FROM:
REMIT PAYMENT TO:
TOTAL AWARD:
CONTRACT PERIOD:
INVOICE NO.:
INVOICE PERIOD:
PHONE:

ANALYSIS OF CURRENT AND CUMMULATIVE EXPENDITURES

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<td>Total Costs</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
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I HEREBY CERTIFY THAT TO THE BEST OF MY KNOWLEDGE THE ITEMIZED EXPENSES HERIN CONTAINED ON THIS INVOICE AND FOR WHICH COMPENSATION IS REQUESTED, ARE FOR SERVICES ACTUALLY PERFORMED AND COSTS INCURRED PURSUANT TO THE TERMS OF THE AGREEMENTS; AND THAT NO PAYMENT FOR REIMBURSEMENT OF EXPENSES HAS HERETOFORE BEEN REQUESTED OR RECEIVED BY ME FOR ANY PART THEREOF, I FURTHER CERTIFY THAT THE DOCUMENTATION CONCERNING THIS CLAIM IS ON FILE AND WILL BE MADE AVAILABLE FOR AUDIT PROPOSES TO THE RESEARCH FOUNDATION OR ANY OTHER PERSON AUTHORIZED BY THE RESEARCH FOUNDATION, INCLUDING CITY STATE, AND FEDERAL AUDITORS.

SIGNATURE OF FISCAL DESIGNEE
**Attachment 3B - Research Subaward Agreement**

**Subaward Number:** 65895

**Institution/Organization ("Subrecipient")**

**Name:** Suffolk County Community College

**Address:** 533 College Road

**City:** Selden  
**State:** NY  
**ZipCode:** 11784

**EIN No.:** 26-2415339  
**Institution Type:** Public/State Controlled Inst. of Higher Education

**Is the Performance Site the Same Address as Above?**  
- ☐ Yes  
- ☐ No

**If no, is the Performance Site the same as PI address below?**  
- ☐ Yes  
- ☐ No

**If no to both questions, please complete 3B page 2 (if ARRA funding use Attachment 4A).**

**Subrecipient currently registered in CCR?**  
- ☐ Yes  
- ☐ No

**Is Subrecipient exempt from reporting compensation?**  
- ☐ Yes  
- ☐ No

**If no, please complete 3B page 2 (if ARRA funding use Attachment 4A).**

**Administrative Contact**

**Name:** William Troy Tucker

**Address:** Office of Grants Development  
533 College Road, NFL 12

**City:** Selden  
**State:** NY  
**ZipCode:** 11784

**Telephone:** 631-451-4760  
**Fax:** 631-451-4215

**Email:** tuckerwsunysuffolk.edu

**Principal Investigator**

**Name:** Rosa Gambier

**Address:** Professor of Biology  
533 College Road, Krelling Hall - 208

**City:** Selden  
**State:** NY  
**ZipCode:** 11784

**Telephone:** 631-451-4641  
**Fax:**

**Email:** gambierwsunysuffolk.edu

**Financial Contact**

**Name:** Henrietta Ytuan

**Address:** Office of Business and Financial Affairs  
533 College Road, NFL 232

**City:** Selden  
**State:** NY  
**ZipCode:** 11784

**Telephone:** 631-451-4124  
**Fax:**

**Email:** ytuanwsunysuffolk.edu

**Authorized Official**

**Name:** Shaun L. McKay

**Address:** President  
533 College Road, NFL 237

**City:** Selden  
**State:** NY  
**ZipCode:** 11784

**Telephone:** 631-451-4736  
**Fax:**

**Email:** mckayssunysuffolk.edu

FDV version 2011123
RESOLUTION NO. 2014
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #968-2014)

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

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

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

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

2. BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.
### RESOLUTION NO.

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<th>KEY</th>
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<tr>
<td>B</td>
<td>Unlawful Entry</td>
<td>556</td>
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<td>C</td>
<td>Error in Essential Fact</td>
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<td>3 years</td>
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### RESOLUTION NO.

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

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<th>Corrected Tax</th>
<th>Chargeback Refund, if Tax Paid</th>
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As Provided and Requested By Town Assessor or Receiver of Taxes
APPROVED BY:

County Executive of Suffolk County          Date of Approval:

Page 2 of 2
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X Local Law Charter Law

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

3. Purpose of Proposed Legislation  Yes ___  No ___

SEE NO. 2 ABOVE

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

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

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

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

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer  11. Signature of Preparer  12. Date  July 1, 2014
    R. Motschenbacher  RPAT II
RESOLUTION NO. -2014 AUTHORIZING ACQUISITION OF
LAND UNDER THE OLD SUFFOLK COUNTY DRINKING
WATER PROTECTION PROGRAM [C12-5(E)(1)(a)] —
FOR THE ETHEL AND ALEXANDER NICHISON
FOUNDATION PROPERTY — WATSON AVENUE WETLANDS
(TOWN OF BABYLON - SCTM#'s 0100-211.00-02.00-
010.002, 0100-211.00-02.00-020.000, 0100-211.00-02.00-
024.000, 0100-211.00-02.00-025.000, 0100-211.00-02.00-
031.000 AND 0100-211.00-02.00-032.000)

WHEREAS, Article XII of the SUFFOLK COUNTY CHARTER established the Old
Suffolk County Drinking Water Protection Program, as amended and effective as of November
30, 2000, the first priority of which being the acquisition of qualified lands to be funded by
revenues generated by the quarter percent (1/4%) sales and compensating use tax; and

WHEREAS, in compliance with Sections C12-3(B) and (C) of the SUFFOLK COUNTY
CHARTER, as amended and effective as of November 30, 2000, prior to the Division Director of
the Division of Real Estate entering into any negotiations for the acquisition of, and
consummation of acquisition of any such parcel, the Board of Trustees of the Department of
Parks, Recreation and Conservation shall review and recommend its acquisition; and

WHEREAS, adequate funding is provided for, under the Old Suffolk County Drinking
Water Protection Program, pursuant to Section C12-5(E)(1)(a) of Article XII of the SUFFOLK
COUNTY CHARTER, as amended and effective as of November 30, 2000, for the acquisition of
such land; and

WHEREAS, Resolution No. 621-2004 authorizing planning steps, Resolution No. 1211-
2013, authorizing appraisal steps and Procedural Resolution No. 7-2014 for the acquisition of
the subject property have been duly adopted; 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 the Division of Real Estate to negotiate the acquisition; and

WHEREAS, on November 20, 2007, Suffolk County, as SEQRA Lead Agency, in
Resolution 1083-2007, 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. 625-2004 — Mastic/Shirley Conservation Area Phase I and
Resolutions Nos. 621-2004 and/or 877-2005 — Master Lists I and II Reports, respectively; and

WHEREAS, the following property(s), as described in the 1st Resolved, is listed in
Resolution No. 625-2004 — Mastic/Shirley Conservation Area Phase I and/or Resolutions Nos.
621-2004 and/or 877-2005 — Master Lists I and/or II Reports, respectively; now, therefore, be it;

1st RESOLVED, that the County of Suffolk hereby approves the acquisition of the subject
property set forth below under Article XII of the SUFFOLK COUNTY CHARTER, Section C12-
5(E)(1)(a), as amended and effective as of November 30, 2000, for a total purchase price of
Sixty Eight Thousand Seven Hundred Fifty Dollars ($68,750.00±), at Eleven Thousand Dollars
($11,000.00) per acre, for 6.25+ acres, subject to a final survey; and hereby authorizes additional expenses, which shall include but not be limited to the cost of surveys, appraisals, environmental audits, title reports and insurance, and tax adjustments:

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<th>PARCEL: No. 1</th>
<th>TAX MAP NUMBER: District 0100</th>
<th>ACRES: 6.25+</th>
<th>REPUTED OWNER AND ADDRESS: Ethel &amp; Alexander Nichoson Foundation c/o S. Russ DiFazio, Esq. 18 West Carver Street, Suite 3 Huntington, NY 11743</th>
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<td>District 01.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Section</td>
<td>Section 211.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Block</td>
<td>Block 02.00</td>
<td></td>
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<tr>
<td>Lot</td>
<td>Lot 031.000</td>
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<td>No. 6</td>
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<tr>
<td>District</td>
<td>District 01.00</td>
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<tr>
<td>Section</td>
<td>Section 211.00</td>
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<td></td>
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<tr>
<td>Block</td>
<td>Block 02.00</td>
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</tr>
<tr>
<td>Lot</td>
<td>Lot 032.000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

; and, be it further

2nd RESOLVED, that the Director of the Division of Real Estate and/or her designee, is hereby authorized, empowered, and directed, pursuant to Section C42-2(C)(3)(d) 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 Old Suffolk County Drinking Water Protection Program, Section C12-5(E)(1)(a) of the SUFFOLK COUNTY CHARTER, as amended and effective as of November 30, 2000, for a purchase price of Sixty Eight Thousand Seven Hundred Fifty Dollars ($68,750.00+), subject to a final survey; and, be it further

3rd RESOLVED, that the County Comptroller and County Treasurer are hereby authorized to reserve and to pay $68,750.00+, subject to a final survey, from previously appropriated funds in MY-176-LAW-GDH1 under the Old Drinking Water Protection Program, Section C12-5(E)(1)(a) of the SUFFOLK COUNTY CHARTER, as amended and effective as of November 30, 2000, for this acquisition; and, be it further
4th RESOLVED, that the Director of the Division of Real Estate and/or her designee; the County Planning Department; and the County Department of Public Works are hereby authorized, empowered, and directed to take such actions and to pay such additional expenses as may be necessary and appropriate to consummate such acquisition, including, but not limited to, securing appraisals, title insurance and title reports, obtaining surveys, engineering reports and environmental audits, making tax adjustments and executing such other documents as are required to acquire such County interest in said lands; and, be it further

5th RESOLVED, that the subject parcel(s) shall be transferred to the Department of Parks, Recreation and Conservation for passive recreation use; and, be it further

6th 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.

DATE:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
**STATEMENT OF FINANCIAL IMPACT**
**OF PROPOSED SUFFOLK COUNTY LEGISLATION**

1. Type of Legislation
   - Resolution [X]  
   - Local Law  
   - Charter Law

2. Title of Proposed Legislation
   Authorizing the acquisition under the Suffolk County Old Drinking Water Protection Program – 12.5(E) of the
   Ethel and Alexander Nichoson Foundation property (Watson Avenue Wetlands), SCTM#0100-211.00-02.00-
   010.002, 0100-211.00-02.00-020.000, 0100-211.00-02.00-024.000, 0100-211.00-02.00-025.000, 0100-211.00-
   02.00-031.000 & 0100-211.00-02.00-032.000, (Town of Babylon).

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  
   - 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:
   - 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
   - Old Drinking Water Protection Program 12.5E

9. Timing of Impact

10. **Typed Name & Title of Preparer**
    Jill Rosen-Nikoloff  
    Director of Real Estate

11. **Signature of Preparer**

12. **Date**
    June 30, 2014

SCIN FORM 175b (10/95)
### STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

<table>
<thead>
<tr>
<th>1. Type of Legislation</th>
<th></th>
<th></th>
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<tbody>
<tr>
<td>Resolution <strong>X</strong></td>
<td>Local Law</td>
<td>Charter Law</td>
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<table>
<thead>
<tr>
<th>2. Title of Proposed Legislation</th>
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<tbody>
<tr>
<td>Authorizing the acquisition under the Suffolk County Old Drinking Water Protection Program – 12.5(E) of the Ethel and Alexander Nichoson Foundation property (Watson Avenue Wetlands). SCTM#0100-211.00-02.00-010.002, 0100-211.00-02.00-020.000, 0100-211.00-02.00-024.000, 0100-211.00-02.00-025.000, 0100-211.00-02.00-031.000 &amp; 0100-211.00-02.00-032.000, (Town of Babylon).</td>
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<thead>
<tr>
<th>3. Purpose of Proposed Legislation</th>
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<td>See No. 2 above</td>
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<thead>
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<th>4. Will the Proposed Legislation Have a Fiscal Impact?</th>
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</thead>
<tbody>
<tr>
<td>YES ___    NO <strong>X</strong></td>
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</table>

<table>
<thead>
<tr>
<th>5. If the answer to item 4 is &quot;yes&quot;, 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 &quot;yes&quot;, Provide Detailed Explanation of Impact:</th>
</tr>
</thead>
<tbody>
<tr>
<td>N/A</td>
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<table>
<thead>
<tr>
<th>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.</th>
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<tbody>
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<table>
<thead>
<tr>
<th>8. Proposed Source of Funding</th>
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<tbody>
<tr>
<td>Old Drinking Water Protection Program 12.5E</td>
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<table>
<thead>
<tr>
<th>9. Timing of Impact</th>
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<tbody>
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</table>

<table>
<thead>
<tr>
<th>10. Typed Name &amp; Title of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jill Rosen-Nikoloff</td>
</tr>
<tr>
<td>Director of Real Estate</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>11. Signature of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>[Signature]</td>
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<table>
<thead>
<tr>
<th>12. Date</th>
</tr>
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<tbody>
<tr>
<td>June 30, 2014</td>
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</table>

SCIN FORM 175b (10/95)
# Financial Impact

**2014 Property Tax Levy**

**Cost to the Average Taxpayer**

<table>
<thead>
<tr>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 Property Tax Rate Per $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td></td>
<td>$0.69</td>
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</table>

**Police District and District Court**

<table>
<thead>
<tr>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 Property Tax Rate Per $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td></td>
<td>$0.69</td>
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</tbody>
</table>

**Combined**

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<thead>
<tr>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 Property Tax Rate Per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td></td>
<td>$0.69</td>
</tr>
</tbody>
</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 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
2014 INTRAGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL:

AUTHORIZING THE ACQUISITION OF LAND UNDER THE OLD SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM [C12-5(E)(1)(a)] – FOR THE ETHEL AND ALEXANDER NICHOSON FOUNDATION PROPERTY – WATSON AVENUE WETLANDS (TOWN OF BABYLON - SCTX#0100-211.00-02.00-010.002, 0100-211.00-02.00-020.000, 0100-211.00-02.00-024.000, 0100-211.00-02.00-025.000, 0100-211.00-02.00-031.000 & 0100-211.00-02.00-032.000.

PURPOSE OR GENERAL IDEA OF BILL:

OPEN SPACE PRESERVATION

SUMMARY OR SPECIFIC PROVISIONS:

ACQUISITION OF OPEN SPACE UNDER THE OLD SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM

JUSTIFICATION:

FUNDING AVAILABLE IN MY-176-LAW-GDH1

FISCAL IMPLICATIONS:

N/A
June 30, 2014

Mr. Jon Schneider, Deputy County Executive
for Intragovernmental 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 Ethel & Alexander Nichoson Foundation property (Watson Avenue Wetlands), in the Town of Babylon, under the Old Suffolk County Drinking Water Protection Program. The purchase price is $68,750.00 for 6.25± acres, at $11,000.00 per acre.

Please contact me if you require any additional information.

Sincerely,

[Signature]

JLR

Att.

cc: Dennis Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Joanne Minieri, Deputy County Executive & Commissioner, Dept. of Economic Development & Planning
Sarah Lansdale, Director, Division of Planning & Environment (e-mail copy only)
Robert Braun, Deputy Bureau Chief, Municipal Law, Real Estate-Condensation (e-mail copy only)
Janet M. Longo, Acquisition Supervisor, Real Property Acquisition & Mgmt. (e-mail copy only)
Lauretta Fischer, Principal Environmental Analyst, Division of Planning (e-mail copy only)
Tom Vaughn, Director, Intragovernmental Relations
Bob Zaher, Acquisition Agent
CE Reso Review (e-mail copy only)
RESOLUTION NO. 1677-14

ACCEPTING AND
APPROPRIATING A GRANT AS PASS-THRU FUNDING
FROM THE NEW YORK STATE DIVISION OF CRIMINAL
JUSTICE SERVICES TO THE SUFFOLK COUNTY
DEPARTMENT OF PROBATION FOR THE S.T.O.P.
VIOLENCE AGAINST WOMEN ACT PROGRAM WITH
100% SUPPORT

WHEREAS, the New York State Division of Criminal Justice Services has awarded to
Suffolk County $127,150, in Federal Funds under the S.T.O.P. Violence Against Women Act
Grant Program, to the Suffolk County Probation Department for continued support for domestic
violence and sexual assault; and

WHEREAS, the S.T.O.P. Violence Against Women Act Funds are used to continue the
efforts of the Suffolk County Police Department and the following community agencies: VIBS
Family Violence and Rape Crisis Center; Suffolk County Coalition Against Domestic Violence;
Brighter Tomorrows, Inc.; and The Retreat, Inc.; and

WHEREAS, the grant period for the award is January 1, 2014 through December 31,
2014; and

WHEREAS, the County included $105,282 of the grant in the Operating Budget prior to
the award letter and the remaining $21,868 of the $127,150 has not been included in the 2014
Operating Budget Expenditures to further this initiative; and

WHEREAS, the grant includes $4,400 for the Suffolk County Police Department to
purchase panic alarms; and

WHEREAS, the grant includes $17,868 to further support community VIBS Family
Violence and Rape Crisis Center; Suffolk County Coalition Against Domestic Violence; Brighter
Tomorrows, Inc.; and The Retreat, Inc. to provide domestic violence and sexual assault as
contract agencies; and therefore be it

RESOLVED, that the County Comptroller and the County Treasurer be and they hereby
are authorized to accept and appropriate said grand funds as follows:
REVENUES:  
001-4320 Federal Aid: Criminal Justice Programs  
AMOUNT  
$127,150.00

Suffolk County Police Department  
001-POL-3200  
$4,440.00

2000-Equipment  
$4,440.00
2090-Radio and Communication  
$4,400.00

Suffolk County Probation Department  
DCJS SVAW ACT  
001-PRO-3178  
$17,468

4000-Contractual Services  
$17,468.00
4980-JNR-1-Brighter Tomorrows, Inc.  
$17,000.00
4980-GDE1-Suffolk County Coalition Against Domestic Violence  
$468.00

and be it further

2\textsuperscript{nd} RESOLVED, that the County Executive is authorized to executed the New York State Division of Criminal Justice Services award contract, NYS Comptroller’s Number C543648, as necessary, to secure said funds; and further

3\textsuperscript{rd} RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action; and be it further

4\textsuperscript{th} RESOLVED, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue the employment of the individuals filing the positions created by this Resolution at the conclusion of the grant funding provided for such position created by said grant.

DATED:

APPROVED BY:

County Executive of Suffolk County  
Date:
TITLE OF BILL: Accepting and appropriating a grant as pass-through funding from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the S.T.O.P. Violence Against Women Act Program with 100% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate $21,868 of the total grant award of $127,150 to support community based agencies to provide domestic violence and sexual assault treatment which has not be included in the 2014 Operating Budget Expenditures.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept and appropriate $21,868.00 of federal funds awarded to the Department of Probation for its participation in the S.T.O.P. Violence Against Women Act Grant Program. Grant funds are for continued efforts of the Suffolk County Police Department, VIBS Family Violence and Rape Crisis Center; Suffolk County Coalition Against Domestic Violence; Brighter Tomorrows, Inc.; and The Retreat, Inc. The Grant period for the award is January 1, 2014 through December 31, 2014.

JUSTIFICATION: The Suffolk County SVAWA program seeks to reduce violence against women by providing comprehensive victims services through Suffolk County's four victim service providers. The program enhances services to victims of sexual assault and domestic violence and improves the chances that victims will cooperate with prosecution against assailants and promoting recovery from trauma. Special focus is given to the underserved communities and populations. The goals for this project are: 1) to mobilize public and private resources to reduce the incidence of violence against women, especially in the forms of sexual assault and domestic violence; and 2) to enhance services to victims of sexual and domestic violence, improving the chances that victims will cooperate with prosecution against assailants and promoting recovery from trauma. Special focus will be given to the underserved communities and populations.
1. **Type of Legislation**
   - Resolution _X_  
   - Local Law ____  
   - Charter Law ____

2. **Title of Proposed Legislation**
   Accepting and Appropriating a Grant as Pass-Thru Funding from the New York State Division of Criminal Justice Services to the Suffolk County Probation Department for the S.T.O.P. Violence Against Women Act Program with 100% Support.

3. **Purpose of Legislation**
   To accept and appropriate additional $21,868.00 of federal funds awarded to the Department of Probation for its participation in the S.T.O.P. Violence Against Women Act Grant Program. Grant funds are for continued efforts of the Suffolk County Police Department, VIBS Family Violence and Rape Crisis Center; Suffolk County Coalition Against Domestic Violence; Brighter Tomorrows, Inc.; and The Retreat, Inc. The Grant period for the award is January 1, 2014 through December 31, 2014.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes _X_  
   - No ____

5. **If the answer to item 5 is “yes”, on what will it impact?**
   - County _X_  
   - Town  
   - Village  
   - School District  
   - Other (Specify):  
   - Library District  
   - Fire District  
   *(Circle appropriate category)*

6. **If the answer to item 5 is “yes”, provide Detailed Explanation of Impact**
   Acceptance of these grant funds has a positive impact on the Revenues budgeted in 2014. At the time of budget preparation it was unknown total funding for the new grant contract period. A portion of this funding was budgeted as 2014 Expenditures.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision**
   None to the County.

8. **Proposed Source of Funding**
   Federal Aid Revenue (001-4320) Crime Control

9. **Timing of Impact**
   Immediate

10. **Typed Name & Title of Preparer**
    Robert Marmo, Ph.D.  
    Chief Planner

11. **Signature of Preparer**

12. **Date**
    June 30, 2014
### GENERAL FUND

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<tr>
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<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
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<tr>
<td><strong>TOTAL</strong></td>
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<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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</tbody>
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**NOTES:**
3. SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office
TO: Jon Schneider, Deputy County Executive
Suffolk County Executive's Office

FROM: Robert C. Marmo, Ph.D. Chief Planner
Suffolk County Department of Probation

DATE: July 1, 2014

SUBJECT: Resolution Packet for S.T.O.P. Violence Against Women Act Grant

Attached for your review and consideration is an Introductory Resolution to accept and appropriate federal pass through funding from New York State Division of Criminal Justice Services for the S.T.O.P. Violence Against Women Act Grant Program. The County included $105,282 of the grant in the Operating Budget prior to the award letter and the remaining $21,868 of the $127,150 has not been included in the 2014 Operating Budget Expenditures to further this initiative; and

If you have any questions please feel free to contact me at 2-5105.

Cc: Dennis Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
<table>
<thead>
<tr>
<th>STATE AGENCY</th>
<th>NYS COMPTROLLER'S NUMBER: C543648</th>
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<tbody>
<tr>
<td>Division of Criminal Justice Services</td>
<td>(Contract Number)</td>
</tr>
<tr>
<td>80 South Swan Street</td>
<td>ORIGINATING AGENCY CODE: 01490 - Division of Criminal Justice Services</td>
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<tr>
<td>Albany, NY 12210</td>
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<thead>
<tr>
<th>GRANTEE/CONTRACTOR: (Name &amp; Address)</th>
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<tbody>
<tr>
<td>Suffolk County</td>
</tr>
<tr>
<td>H Lee Dennison Building</td>
</tr>
<tr>
<td>110 Veterans Memorial Highway</td>
</tr>
<tr>
<td>Hauppauge, NY 11788-5402</td>
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<th>TYPE OF PROGRAMS:</th>
<th>Violence Against Women</th>
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<tr>
<td>DCIS NUMBERS: VVI3543648</td>
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<tr>
<td>CFDA NUMBERS: 16.588</td>
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<th>INITIAL CONTRACT PERIOD:</th>
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<tr>
<td>FROM 01/01/2014 TO 12/31/2014</td>
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<tr>
<td>FUNDING AMOUNT FROM INITIAL PERIOD: $127,150.00</td>
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<tr>
<td>Contractor is not a sectarian entity.</td>
</tr>
<tr>
<td>Contractor is not a not-for-profit organization.</td>
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<th>CHARITIES REGISTRATION NUMBER:</th>
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<tr>
<td>if &quot;Exempt&quot; is entered above, reason for exemption</td>
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<tr>
<td>N/A</td>
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<table>
<thead>
<tr>
<th>APPENDIX ATTACHED AND PART OF THIS AGREEMENT</th>
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<tr>
<td>☑ APPENDIX A Standard Clauses required by the Attorney General for all State contracts</td>
</tr>
<tr>
<td>☑ APPENDIX A1 Agency-specific Clauses</td>
</tr>
<tr>
<td>☑ APPENDIX B Budget</td>
</tr>
<tr>
<td>☑ APPENDIX C Payment and Reporting Schedule</td>
</tr>
<tr>
<td>☑ APPENDIX D Program Workplan</td>
</tr>
<tr>
<td>☑ APPENDIX F Guidelines for the Control and Use of Confidential Funds</td>
</tr>
<tr>
<td>☑ APPENDIX G Procedural Guidelines for the Control of Surveillance Equipment</td>
</tr>
<tr>
<td>☑ Other (Identify)</td>
</tr>
</tbody>
</table>

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: ___________________________

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.
   E. 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.
   F. 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.
   G. 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.
   H. 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 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
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 Compensation Law.

3. COMPTROLLER'S APPROVAL. In accordance with Section 112 of the State Finance Law (or, if this contract is with the State University or City University of New York, Section 355 or Section 6218 of the Education Law), if this contract exceeds $50,000 (or the minimum thresholds agreed to by the Office of the State Comptroller for certain S.U.N.Y. and C.U.N.Y. contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount, or if, by this contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds $10,000, it shall not be valid, effective or binding upon the State until it has been approved by the State Comptroller and filed in his office. Comptroller's approval of contracts let by the Office of General Services is required when such contracts exceed $85,000 (State Finance Law Section 163.6-a). However, such pre-approval shall not be required for any contract established as a centralized contract through the Office of General Services or for a purchase order or other transaction issued under such centralized contract.

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

5. NON-DISCRIMINATION REQUIREMENTS. To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex, 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-COLLUSIVE 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 moneys 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 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:

NY'S Department of Economic Development
Division for Small Business
Albany, New York 12245
A directory of certified minority and women-owned business enterprises is available from:

NYS Department of Economic Development  
Division of Minority and Women's Business Development  
633 Third Avenue  
New York, New York 10017  
212-803-2414  
email: mwbecertification@esd.ny.gov http://esd.ny.gov/MWBE/directorySearch.html

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.

December, 2012

Certified by - on
Award Contract

Project No. V.W13-1054-D00
Grantee Name Suffolk County

Violence Against Women

06/30/2014

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 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 $450 for an eight-hour day (not including travel and subsistence costs). A rate exceeding $450 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 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 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, such 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 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. 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, 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, 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)
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**
**Suffolk County Probation Department**
**Retreat, Inc., The - Version 1**

<table>
<thead>
<tr>
<th>#</th>
<th>All Other Expenses</th>
<th>Number</th>
<th>Unit Cost</th>
<th>Total Cost</th>
<th>Grant Funds</th>
<th>Matching Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Sub-contractor - Bilingual Counselor @ 30% of annual salary @ $22,738 (FTE-35 hrs per wk/10.50 hrs per week on grant)</td>
<td>1</td>
<td>$6,822.00</td>
<td>$6,822.00</td>
<td>$6,822.00</td>
<td>$0.00</td>
</tr>
<tr>
<td></td>
<td>Justification: Bi-lingual counselor $22,738 annually @ 30% (FTE 35 hours per week. Approx 10.5 hours per week on grant)</td>
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<td></td>
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<tr>
<td>2</td>
<td>Sub-contractor - Counselor @ 35% of annual salary @ $25,085 (FTE-35hrs per wk/12.25 hrs per week on grant)</td>
<td>1</td>
<td>$8,780.00</td>
<td>$8,780.00</td>
<td>$8,780.00</td>
<td>$0.00</td>
</tr>
<tr>
<td></td>
<td>Justification: Counselor $25,085 annually @ 35% time. FTE 35 hours per week. Approx 12.25 hours per week on grant</td>
<td></td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Sub-contractor - Fringe approx 2.53% (of 3 positions listed)</td>
<td>1</td>
<td>$658.00</td>
<td>$658.00</td>
<td>$658.00</td>
<td>$0.00</td>
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<tr>
<td></td>
<td>Justification: FICA @ 2.53%; Agency will pay remaining percentage.</td>
<td></td>
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</tr>
<tr>
<td>4</td>
<td>Sub-Contractor - Advocate @ 25% of annual salary @ $41,358 (FTE-35 hrs per week/8.75 hrs per wk on grant)</td>
<td>1</td>
<td>$10,340.00</td>
<td>$10,340.00</td>
<td>$10,340.00</td>
<td>$0.00</td>
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<tr>
<td></td>
<td>Justification: Advocate $41,358 annually @ 25% time. FTE 35 hours per week. Approx 8.75 hours per week on grant</td>
<td></td>
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<tr>
<td></td>
<td><strong>Total</strong></td>
<td></td>
<td><strong>$26,600.00</strong></td>
<td><strong>$26,600.00</strong></td>
<td><strong>$0.00</strong></td>
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**Suffolk County Coalition Against Domestic Violence Inc. - Version 1**

<table>
<thead>
<tr>
<th>#</th>
<th>All Other Expenses</th>
<th>Number</th>
<th>Unit Cost</th>
<th>Total Cost</th>
<th>Grant Funds</th>
<th>Matching Funds</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Sub-contractor - Fringe @ 33.47%</td>
<td>1</td>
<td>$6,332.00</td>
<td>$6,332.00</td>
<td>$6,332.00</td>
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<tr>
<td></td>
<td>Justification: FICA @ 7.65%, Unemployment @4.5% of 1st $8,500; Disability $4.25 * 51% per month; Workers Comp $26 per $100; medical/dental approx $321 per month; pension approx 4%</td>
<td></td>
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<tr>
<td>2</td>
<td>Sub-contractor - Advocacy Manager @ 51.11% of annual salary @ $37,015 (FTE 35 hrs per wk/17.85 per wk on grant)</td>
<td>1</td>
<td>$18,919.00</td>
<td>$18,919.00</td>
<td>$18,919.00</td>
<td>$0.00</td>
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<tr>
<td></td>
<td>Justification: advocacy manager $37,015 annually @ approx 51% time. FTE 35 hours per week. Approx 17.85 per week on grant</td>
<td></td>
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<td></td>
<td></td>
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<tr>
<td>3</td>
<td>Sub-contractor - Rent @ 4.83 % of annual cost @ $1,013</td>
<td>1</td>
<td>$49.00</td>
<td>$49.00</td>
<td>$49.00</td>
<td>$0.00</td>
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<tr>
<td></td>
<td>Justification: Rental rate based on total rent of $132,267.15 for space occupied by ADvocacy Manager @ approx .766% of total space or $1013 annually. Available funds only provide for approx 4.83% reimbursement or $49.</td>
<td></td>
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<tr>
<td></td>
<td><strong>Total</strong></td>
<td></td>
<td><strong>$25,300.00</strong></td>
<td><strong>$25,300.00</strong></td>
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<tr>
<td>All Other Expenses</td>
<td>Number</td>
<td>Unit Cost</td>
<td>Total Cost</td>
<td>Grant Funds</td>
<td>Matching Funds</td>
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<td></td>
</tr>
<tr>
<td>1 Sub-contractor - Fringe approx 20%</td>
<td>1</td>
<td>$2,833.00</td>
<td>$2,833.00</td>
<td>$2,833.00</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Justification: FICA 7.65%, SUI 7%, Disability 2.1%, Workers comp 3.25%</td>
<td></td>
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<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>2 Sub-contractor - Advocate @ 51.9% of annual salary @ $27,300 (FTE 35 hrs per week/18.20 per wk on grant)</td>
<td>1</td>
<td>$14,167.00</td>
<td>$14,167.00</td>
<td>$14,167.00</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>Justification: Advocate $27,300 annually @ approx 51.9% time. FTE 35 hours per week. Approx. 18.165 per week on grant</td>
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Total: $17,000.00 | $17,000.00 | $0.00 |

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<thead>
<tr>
<th>Equipment</th>
<th>Number</th>
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<th>Matching Funds</th>
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<tr>
<td>1 Police Panic Alarms</td>
<td>4</td>
<td>$1,100.00</td>
<td>$4,400.00</td>
<td>$4,400.00</td>
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<td>Justification: Domestic Violence residentially installed panic alarm device for high risk domestic violence victims.</td>
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Total: $4,400.00 | $4,400.00 | $0.00 |

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<th>Total Cost</th>
<th>Grant Funds</th>
<th>Matching Funds</th>
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<tbody>
<tr>
<td>1 Sub-contractor - Nurse on call hours</td>
<td>854</td>
<td>$5.00</td>
<td>$4,270.00</td>
<td>$4,270.00</td>
<td>$0.00</td>
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<tr>
<td>Justification: On call shifts are 12 hours, 2 shifts per day. Nurses are reimbursed @$5 per hour.</td>
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<td></td>
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</tr>
<tr>
<td>2 Sub-contractor - Director @ 75% of annual salary @ $61,409 (FTE 35 hrs per wk/ 26.25 hrs per wk on grant)</td>
<td>1</td>
<td>$46,057.00</td>
<td>$46,057.00</td>
<td>$46,057.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>Justification: SANE Director annual salary $61,409 @ 75% time FTE 35 hours per week. Approx 26.25 hours per week on grant</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3 Sub-contractor - SANE Fringe @ 7.65%</td>
<td>1</td>
<td>$3,523.00</td>
<td>$3,523.00</td>
<td>$3,523.00</td>
<td>$0.00</td>
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<tr>
<td>Justification: Director Fringe</td>
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Total: $53,850.00 | $53,850.00 | $0.00 |

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<th>Total Contract Costs</th>
<th>Total Cost</th>
<th>Grant Funds</th>
<th>Matching Funds</th>
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<td>$127,150.00</td>
<td>$127,150.00</td>
<td>$0.00</td>
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</tr>
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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/oifa/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
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
The goals for this project are: 1) to mobilize public and private resources to reduce the incidence of violence against women, especially in the forms of sexual assault and domestic violence; and 2) to enhance services to victims of sexual and domestic violence, improving the chances that victims will cooperate with prosecution against assailants and promoting recovery from trauma. Special focus will be given to the underserved communities and populations.

Objective #1
VIIBS will enhance sexual assault victim treatment to improve victim cooperation, evidence collection and victim support; and increase the number of cases in which criminal prosecutions are pursued.

Task #1 for Objective #1
VIIBS will maintain an operational Sexual Assault Examiner (SAE) project at: Good Samaritan Hospital, Peconic Bay Medical Center, and Stony Brook University Hospital.

# Performance Measure
1. Number of trained SAE personnel.
2. Number of Department of Health certified SAE examiners.
3. Number of sexual assault kits used.
4. Number of sexual assault kits turned over to law enforcement.
5. Number of Drug Facilitated Sexual Assault (DFSA) kits used.
6. Number of DFSA kits turned over to law enforcement.
7. Number of victims presenting who declined an exam.
8. Number of victims who could not be served (e.g., beyond the 96 hour window, left prior to completion of exam, no kits available, etc.).
9. Description of protocol used to ensure victims a SAE exam (e.g., on-call, existing ER staff, rotation, etc.).
10. Number of sexual assault exams performed.
11. Number of exams performed by SAEs vs. non-SAE examiner (if information is available).

Task #2 for Objective #1
VIIBS will provide support for the sexual assault victim by involving the Rape Crisis Center from initial contact with victim through prosecution.

# Performance Measure
1. Number of sexual assault examinations performed with a rape crisis counselor present.
2. Number of police reports with a rape crisis counselor present.
3. Number of follow-up visits with a rape crisis counselor.
4. Number of LE/DA interview with a rape crisis counselor present.
5. Number of court appearances by victims accompanied by a rape crisis counselor.
6. Number of sexual assault victims declining the services of a rape crisis counselor.
Task #3 for Objective #1
VIBS will educate and discuss sexual assault issues with first responders and agency partners.

1: Performance Measure
   1. Number of meetings or trainings held for all partner agencies.
   2. Number attended and list of partners represented.

Objective #2
VIBS will develop, maintain and/or improve relationship between SAE program and district attorney’s office to enhance prosecution levels.

Task #1 for Objective #2
VIBS will meet regularly with district attorney’s office to develop on-going cooperative relationship and to establish protocols for dealing with victims of sexual assault.

1: Performance Measure
   1. Number of meetings held. Include dates and topics discussed.
   2. Where possible, provide disposition of cases.

Objective #3
VIBS will facilitate ongoing training for SAEs and to the community.

Task #1 for Objective #3
VIBS will provide sexual assault training.

1: Performance Measure
   1. Number and dates of training classes provided to SAEs.
   2. Number of SAEs participated in training and hours completed.

Task #2 for Objective #3
VIBS will raise community awareness and increase community education of sexual assault services available.

1: Performance Measure
   1. Number and type of media announcement, promotions and press releases.
   2. Number of articles with program information and related activities.
   3. Number of events attended by SAEs, SAFE staff or SART volunteers.

Objective #4
Retreat will provide STOP Domestic Violence and Sexual Assault program outreach services for person on the East End of Suffolk County including services to underserved populations.

Task #1 for Objective #4
The Retreat will conduct outreach to the community regarding services available to victims of domestic violence through bilingual literature, presentations (including the annual health fair), press releases, other forms of media and by receiving hotline calls.

1: Performance Measure
Number of hotline calls.
2. Number of website visits.
3. Number of articles published in local and online newspapers.
4. Number of articles published on social media websites.
5. Number of brochures distributed.
6. Number of eblasts sent.
7. Number of Health Fairs.
8. Number of community outreach presentations.

**Task #2 for Objective #4**
Retreat will utilize space donated by the Suffolk County Probation Department to provide outreach to victims of domestic violence who have come to Probation’s intake office to file for a Family Offense Petition.

**Performance Measure**
- Number of victims of domestic violence served at this location.

**Objective #5**
Retreat will provide counseling and advocacy services to women, who are the victims of domestic violence or sexual assault, from East End community who are part of underserved populations (i.e., non-English speaking, disabled, mentally ill, immigrant women).

**Task #1 for Objective #5**
Retreat will maintain staff specializing in counseling and advocacy for victims who are for underserved populations, including non-English speaking women.

**Performance Measure**
- Hiring documentation, staff credentials, and consultant agreements for signing and various language interpreters will be maintained.

**Task #2 for Objective #5**
Retreat will provide counseling and advocacy services to victims of sexual assault and domestic violence with a focus on underserved populations.

**Performance Measure**
- Total number of sexual assault victims that receive counseling services.
2. Total number of domestic violence victims that receive advocacy services.
3. Total number of domestic violence victims that receive counseling services.

**Task #3 for Objective #5**
Retreat will identify any sexual assault victims from among their domestic violence clients.

**Performance Measure**
- Number of clients sexually abused within the context of a domestic violence relationship.

**Objective #6**
Suffolk County Coalition Against Domestic Violence (SCCADV) will increase awareness of sexual assault and domestic violence services available including services to underserved populations.
Task #1 for Objective #6

SCCADV will promote specialized sexual assault victim services available to local community.

#1 Performance Measure
1. Number and type of media announcements.
2. Number of articles published.
3. Number of presentations and events.

Task #2 for Objective #6

SCCADV will conduct vigorous outreach to underserved populations on services available using letter and/or presentations to community groups, press releases, by receiving hotline calls, and bilingual and other posters/brochures.

#1 Performance Measure
1. Number of hotline calls.
2. Number of website visits.
3. Number and type of other outreach.

Objective #7

SCCADV will provide advocacy services to women, who are victims of domestic violence or sexual assault, and who are part of underserved populations (i.e., non-English speaking, mentally ill, immigrant women).

Task #1 for Objective #7

SCCADV will maintain staff specializing in advocacy for victims who are from underserved populations, including non-English speaking victims.

#1 Performance Measure
- Hiring documents, staff credentials, and consultant agreements for signing and various language interpreters will be maintained.

Task #2 for Objective #7

SCCADV will provide advocacy services to victims of sexual assault and domestic violence.

#1 Performance Measure
1. Total number of sexual assault victims that receive advocacy services.
2. Total number of domestic violence victims that receive advocacy services.

Task #3 for Objective #7

SCCADV will identify any sexual assault victims from among their domestic violence clients.

#1 Performance Measure
1. Number of clients sexually abused within the context of a domestic violence relationship.

Objective #8

Brighter Tomorrows will provide a bilingual advocate to serve victims of domestic violence and individuals who may be identified as underserved populations in Family Court, Criminal Court, District Court and Probation as well as the Integrated Domestic Violence Part of the Supreme Court in Central Islip.
Task #1 for Objective #8

Brighter Tomorrows will maintain a bilingual staff person specializing in advocacy for victims of domestic violence who are from underserved populations.

# Performance Measure

1. Hiring documentation, staff credentials, and consultant agreements for signing and various language translators will be maintained.

Task #2 for Objective #8

Brighter Tomorrows will provide advocacy services to individuals who are victims of domestic violence and who are part of underserved populations (i.e., non-English speaking, disabled, mentally ill and/or immigrant women) in an effort to identify and improve overall service delivery.

# Performance Measure

1. Number of victims served by the advocate.
2. Number of court accompaniment provided by the advocate.

Objective #9

The Suffolk County Police Department will provide designated victims of domestic violence with radio frequency alarms in order to alert Suffolk County Police Department of imminent danger of assault.

Task #1 for Objective #9

Police Department Electronic Investigations Bureau will purchase equipment and build five additional "panic alarms".

# Performance Measure

1. Number of new alarms built and added to inventory
2. Number of alarms available for installations in homes of designated victims.
Award Contract

Project No.  W13-1054-D00

Grantee Name  Suffolk County

Violence Against Women  06/30/2014

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

The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office on Violence Against Women (OVW) Financial Grants Management Guide.

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 of 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.

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 addresses as further described in the current edition of the OVW Financial Grants Management Guide.

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 to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking (as those terms are defined in 42 USC 13925(a)) when such a collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, 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

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig

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.

The recipient agrees 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. 28 C.F.R. parts 66, 70.

The recipient agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM)(or with a successor government-wide system officially designed by OMB and OVW). The recipient also agrees to comply with applicable restrictions on subawards to first-tier subrecipients that do not acquire and provide a Data Universal Numbering System (DUNS) number. The details of recipient obligations are posted on the Office on Violence Against Women website at http://www.ovw.usdoj.gov/docs/sam-award-term.pdf (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 operate in his or her name).

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.

The recipient understands and agrees that any training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guide Principles for Grantees and Subgrantees, available at http://www.ovw.usdoj.gov/grantees.html.

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.

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.

13. 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 provision 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.html.


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.

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.

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 OIG audit findings and financial or programmatic monitoring findings.
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.

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.

The grantee agrees that if they receive any funding that is duplicative of funding received under this grant, they will notify their OVW grant manager as soon as possible and a Grant Adjustment Notice (GAN) will be issued changing the budget to eliminate the duplication, and the grantee agrees and understands that any duplicative funding will be deobligated from its award and returned to OVW.

The recipient agrees to provide OVW with specific information regarding subgrants made under this program. The recipient agrees to submit an annual report that includes (a) an assessment of whether stated goals and objectives were achieved; (b) information on the effectiveness of the activities carried out with the amounts made available to carry out the program, including number of persons served and the numbers of persons seeking services who could not be served; (c) information on each subgrant awarded; and (d) such other information as the Attorney General may prescribe. (Grantees are required to submit this report after the end of each calendar year but no later than March 30 each year. Grantees are required to submit this information on the Annual STOP Administrators' Report form (which is to be completed by State Administrators) and the Annual Progress Report for STOP Violence Against Women Formula Grant Program form (which is to be completed by subgrantees)).

Under the Government Performance and Results Act (GPRA) and VAWA 2000, grantees are required to collect and maintain data that measure the effectiveness of their grant-funded activities. Accordingly, the grantee agrees to submit an annual electronic progress report on program activities and program effectiveness measures. Information that grantees must collect under GPRA and VAWA 2000 includes, but is not limited to: 1) number of victims receiving requested services; 2) number of persons seeking services who could not be served; 3) number and percentage of arrests relative to the number of police responses to domestic violence incidents; 4) number of sexual assault nurse examiners trained; and 5) number of victim advocates supported by grant funding.

A final report, which provides a summary of progress toward achieving the goals and objectives of the award, significant results, and any products developed under the award, is due 90 days after the end of the award. The Final Progress Report should be submitted to the Office on Violence Against Women through the Grants Management System with the Report Type indicated as "Final".

The recipient agrees that it will submit quarterly financial status reports to OVW on-line (at https://grants.ojp.usdoj.gov) using the SF 425 Federal Financial Report form (available for viewing at https://whitehouse.gov/omb/grants/standard_forms/ff_report.pdf), not later than 30 days after the end of each calendar quarter. The final report shall be submitted not later than 90 days following the end of the award period.

The grantee agrees to attend and participate in OVW-sponsored technical assistance. Technical assistance includes, but is not limited to, national and regional conferences, audio conferences, peer-to-peer consultations, and workshops conducted by OVW-designated technical assistance providers. The recipient's participation is critical for effective administration of the STOP Formula Grant program and to ensure adherence to statutory provisions.

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.

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 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.

All materials and publications (written, visual, or sound) resulting from award activities shall contain the following statements: "This project was supported by Grant No. 2013-WF-AX-0015 awarded by the Office on Violence Against Women, U.S. Department of Justice. 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 Department of Justice, Office on Violence Against Women.

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. __________________ 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.

The grantee agrees to comply with the applicable requirements of 28 C.F.R. 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 participation 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.

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 CVW 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.

Pursuant to 28 CFR §66.34, 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 subcontractor 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.

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).
The recipient agrees that no amount of the 10% administrative funding of this grant will be used for dues or membership fees to an organization conducting any type of lobbying, including advocating with government agencies for policy change.

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.

The recipient acknowledges that the federal share of a grant made under the state formula program may not exceed 75 percent of the total costs of the total projects described in the application, including administrative costs. The recipient further acknowledges that non-profit, non-governmental victim services programs receiving STOP subgrants under the victim services allocation cannot be required by the State to provide matching dollars. The State, however, must provide no less than 25 percent matching funds unless granted a waiver or partial waiver by OVW.

The recipient agrees to submit a current Implementation Plan developed in consultation and coordination with nonprofit, nongovernmental victim services programs, including sexual assault and domestic violence services programs in accordance with the following guidelines:

Within 120 days of the date of the award, the grantee must submit one of the following: an update of the most recent implementation plan, an entirely new implementation plan, or a letter indicating there was no change to the implementation plan.

Regardless if changes were made to the implementation plan, all states and territories must submit a copy of the state's or territory's most recent census data relating to underserved populations and submit this information along with the letter, new or revised implementation plan, as applicable. The recipient acknowledges that it may not obligate, expend, or draw down more than 10 percent of the award amount until it has submitted a letter, revised or new Implementation Plan, and a Grant Adjustment Notice has been issued removing this special condition.

The grantee agrees that of the 30 percent of funds allocated to victim services, 10 percent will be distributed to culturally specific community-based organizations. Further, the grantee agrees to recognize and meaningfully respond to the needs of underserved populations and ensure that monies set aside to fund linguistically and culturally specific services and activities for underserved populations are distributed equitably among those populations.

The grantee agrees to provide OVW, within ten (10) days of release, a copy of its announcement of the availability of funding under this program (e.g., the request for applications, announcement of general funding availability, or announcement of program priorities issued in connection with this program).

The recipient agrees in making subgrants under this award to give priority to areas of varying geographic size with the greatest demonstration of need; to take into consideration the population of the geographic area to be served; to distribute monies equitably on a geographic basis, including nonurban and rural areas of various geographic sizes; and to identify and address the needs of underserved populations.

The grantee agrees that grant funds will not be used to support the development or presentation of a domestic violence, sexual assault, dating violence and/or stalking curriculum for primary or secondary schools. The grantee further agrees that grant funds will not be used to teach primary or secondary school students from an already existing curriculum.

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 armor or to support chemical dependency or alcohol abuse programs that are not an integral part of a court-mandated batterer intervention program.

The grantee agrees that grant funds will not be used to conduct public awareness or community education campaigns or related activities. Grant funds may be used to support, inform, and outreach to victims about available services. The recipient understands and agrees that it has a responsibility to monitor its subrecipients' compliance with applicable federal civil rights laws.

The recipient agrees to submit written Methods of Administration (MOA) for ensuring subrecipients' compliance to the Office of Justice Program's Office for Civil Rights at CivRigItsMOA@usdoj.gov within 90 days of
receiving the grant award, and to make supporting documentation available for review upon request by the Office of Justice Program’s Office for Civil Rights or any other authorized persons. The required elements of the MOA are set forth at http://www.ojp.usdoj.gov/funding/other_requirements.htm, under the heading, “Civil Rights Compliance Specific to State Administering Agencies.”

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.

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.

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. 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

FFY 2011 S.T.O.P. VAWA expenditures must be made by June 30, 2014. 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.

FFY 2013 S.T.O.P. VAWA expenditures must be made by June 30, 2015. 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.

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, 13NYCRR357, 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.

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.

Grantee agrees that these funds will be used to supplement and not supplant existing funds and services.

The Grantee agrees to enter into a subcontract regarding compliance with the terms of this agreement with any agency who has expenses being paid by this grant award and itemized in Appendix B-Budget.

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.

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.
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 163.6-a). However, such pre-approval shall not be required for any contract established as a centralized contract through the Office of General Services or for a purchase order or other transaction issued under such centralized contract.

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

5. NON-DISCRIMINATION REQUIREMENTS. To the extent required by Article 15 of the Executive Law (also known as the Human Rights Law) and all other State and Federal statutory and constitutional non-discrimination provisions, the Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex, 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-o 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 moneys 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 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 NYCCR 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:

(i) 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 workforce 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;

(ii) 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

(iii) 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.

15. 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:

A directory of certified minority and women-owned business enterprises 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

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.

25. 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

RESOLUTION NO. 2014, ACCEPTING AND APPROPRIATING A GRANT FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES TO THE SUFFOLK COUNTY DEPARTMENT OF PROBATION FOR THE PAROLE RE-ENTRY TASK FORCE GRANT PROGRAM WITH 100% SUPPORT

WHEREAS, the New York State Division of Criminal Justice Services has awarded to Suffolk County $363,840, to the Suffolk County Probation Department for continuation of the currently funded Re-entry Task Forces operating in New York; and

WHEREAS, $297,729 of the $363,840 has not been included in the 2014 Operating Budget Expenditures to further this initiative; and

WHEREAS, the Suffolk County Probation Department has requested $363,840 of said grant funding to support the operation of the Suffolk County Re-entry Task Force and the community-based services for parolees referred to the Suffolk County Re-entry Task Force. These expenses include two full-time re-entry coordinator positions, training consultant, office supplies, bus tickets, and funding for contract agencies as identified in the award contract or approved by New York State Division of Criminal Justice Services.

WHEREAS, the grant period for the award is July 1, 2014 through June 30, 2015; now, therefore be it

1st RESOLVED, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue the employment of the individuals filling the positions created by this Resolution at the conclusion of the grant funding provided for such position created by said grant; and be it further

2nd RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said grant funds as follows:

<table>
<thead>
<tr>
<th>REVENUES:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>001-3321 Re-entry Task Force</td>
<td>$363,840</td>
</tr>
<tr>
<td>New York State Division of Criminal Justice Services</td>
<td></td>
</tr>
</tbody>
</table>

Suffolk County Probation Department
Parole Re-entry Task Force
001-PRO-3172

| 1000-Personnel Services | $70,235 |
| 1100-Permanent Salaries | $70,235 |
| 8000-Employee Benefits | $58,809 |
| 8280-State Retirement | $29,178 |
| 8330-FICA | $10,431 |
| 8380-Health Insurance | $16,288 |
| 8380-Benefit Fund | $2,912 |
3000-Supplies, Materials and Other Expenses $9,685
3010-Office Supplies $2,685
3500-Other Unclassified $5,000
3510-Rent: Business Machines & Systems $2,000

4000-Contractual Services $159,000
4340-Mandated Travel for Task Force $3,000
4560-Fee for Service Non-Employee $1,000
4980-Contracted Agencies for Re-entry Services $155,000

and be it further

3rd RESOLVED, that the County Executive is authorized to execute the New York State Division of Criminal Justice Services award contract, NYS Comptroller’s Number C543647, as necessary, to secure said funds; and be it further

4th RESOLVED, that this Legislature, being the lead agency under SEQRA and Chapter 279 of the Suffolk County Code, hereby determines that this resolution constitutes a Type II action; and be it further

5th RESOLVED, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue the employment of the individuals filing the positions created by this Resolution at the conclusion of the grant funding provided for such position created by said grant.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Accepting and appropriating a grant from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the Parole Reentry Task Force Grant Program with 100% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate $363,840 of said grant funding to support the operation of the Suffolk County Reentry Task Force and the community-based services for parolees referred to the Suffolk County Reentry Task Force. These expenses include a full-time reentry coordinator position, contracted program assistant, training consultant, office supplies, bus tickets, and funding for contract agencies as identified in the award contract or approved by New York State Division of Criminal Justice Services.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept and appropriate $363,840 of state funds awarded to the Department of Probation for its participation in the Parole Reentry Task Force Grant Program. Grant period for the award is July 1, 2014 through June 30, 2015.

JUSTIFICATION: Suffolk County Reentry Task Force will continue to assist offenders in accessing services upon return to the community from incarceration and provide additional resources, specifically for services not funded through other funding streams. This project will enhance services to: 1) assess all re-entry participants for linkage to appropriate services; 2) educate service providers to deliver comprehensive treatment and programming to a forensic population; 3) link participants to necessary services; and 4) evaluate the progress of participants and adjust programming, as necessary.
1. **Type of Legislation**
   - Resolution _X_
   - Local Law___
   - Charter Law___

2. **Title of Proposed Legislation**
   Accepting and appropriating a grant from the New York State Division of Criminal Justice Services to the Suffolk County Department of Probation for the Parole Reentry Task Force Grant Program with 100% support.

3. **Purpose of Legislation**
   To accept and appropriate $363,840 of said grant funding to support the operation of the Suffolk County Reentry Task Force and the community-based services for parolees referred to the Suffolk County Reentry Task Force. These expenses include a full-time reentry coordinator position, contracted program assistant, training consultant, office supplies, bus tickets, and funding for contract agencies as identified in the award contract or approved by New York State Division of Criminal Justice Services. Grant period for the award is July 1, 2014 through June 30, 2015.

4. **Will the Proposed Legislation Have a Fiscal Impact?**
   - Yes _X_
   - No___

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

6. **If the answer to item 5 is “yes”, provide Detailed Explanation of Impact**
   Acceptance of these grant funds has a positive impact on the Revenues budgeted in 2014. At the time of budget preparation it was unknown total funding for the new grant contract period.

7. **Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision**
   None to the County.

8. **Proposed Source of Funding**
   001-3321 Reentry Task Force

9. **Timing of Impact**
   Immediate

10. **Typed Name & Title of Preparer**
    - Robert Marmo, Ph.D.
    - Chief Planner

11. **Signature of Preparer**
    - Suzanne Matlin

12. **Date**
    - June 30, 2014
### General Fund

<table>
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<tr>
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<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 FEV Tax Rate per $1000</th>
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### Police District and District Court

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<th>2014 FEV Tax Rate per $1000</th>
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### Combined

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<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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**Notes:**
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3) Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
STATE AGENCY
Division of Criminal Justice Services
80 South Swan Street
Albany, NY 12210

NYS COMPTROLLER'S NUMBER: C490050
(Contract Number)
ORIGINATING AGENCY CODE: 01490 - Division of Criminal Justice Services

GRANTEE/CONTRACTOR: (Name & Address)
Suffolk County Probation Department
Box 205
Yaphank, NY 11980-0205

TYPE OF PROGRAMS: Reentry Task Forces and Enhanced Services
DCJS NUMBERS: RE12490050
REB3490050
RECA490050
CFDA NUMBERS:

FEDERAL TAX IDENTIFICATION NO: 116000484
MUNICIPALITY NO: (if applicable) 470100000000

INITIAL CONTRACT PERIOD:
FROM 07/01/2012 TO 06/30/2015
FUNDING AMOUNT FROM INITIAL PERIOD: $1,091,520.00

STATUS:
Contractor is not a sectarian entry.
Contractor is not a not-for-profit organization.

MULTI-YEAR TERM: (if applicable): 0 1-year renewal options.

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.

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 Workplan
APPENDIX F Guidelines for the Control and Use of Confidential Funds
APPENDIX G Procedural Guidelines for the Control of Surveillance Equipment
X Other (Identify)

Appendix B1 Program Performance Milestones & Costs.

IN WITNESS THERE OF, 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:

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp
7/2/2014
STANDARD CLAUSES FOR NYS CONTRACTS

The parties to the attached contract, license, lease, amendment or other agreement of any kind (hereinafter, 'the contract' or 'this contract') agree to be bound by the following clauses which are hereby made a part of the contract (the word 'Contractor' herein refers to any party other than the State, whether a contractor, licensor, licensee, 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 appro-priated and available for this contract.

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

3. COMPTROLLER'S APPROVAL. In accordance with Section 112 of the State Finance Law (or, if this contract is with the State University or City University of New York, Section 355 or Section 6218 of the Education Law), if this contract exceeds $50,000 (or the minimum thresholds agreed to by the Office of the State Comptroller for certain S.U.N.Y. and C.U.N.Y. contracts), or if this is an amendment for any amount to a contract which, as so amended, exceeds said statutory amount, or if, by this contract, the State agrees to give something other than money when the value or reasonably estimated value of such consideration exceeds $10,000, it shall not be valid, effective or binding upon the State until it has been approved by the State Comptroller and filed in his office. Comptroller's approval of contracts let by the Office of General Services is required when such contracts exceed $85,000 (State Finance Law Section 163.6.a).

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-COLLUSIVE 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 in, 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 right to withhold for the purposes of set-off any moneys 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 Offenders 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 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 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
30 South Pearl St -- 7th Floor
Albany, New York 12245
Telephone: 518-292-5220

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp 7/2/2014
A directory of certified minority and women-owned business enterprises is available from:

NYS Department of Economic Development  
Division of Minority and Women's Business Development  
30 South Pearl St -- 2nd Floor  
Albany, New York 12245  
Telephone: 518-292-5250  
Fax: 518-292-5803 http://www.empire.state.ny.us

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.

December 2011

Certified by - on
## APPENDIX B - Budget Summary by Participant

**Suffolk County Probation Department - Version 1**

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Justification: See attached Appendix B-1. Program Performance Milestones and Costs.

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<th>Total Cost</th>
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APPENDIX D - Work Plan

Goal
The goals for NYS County Re-entry Task Forces are as follows:

1. To help individuals returning from prison to the community, to assess and address their criminogenic needs and provide linkages to services which will reduce their criminality and increase public safety;
2. To coordinate a system of resources and services necessary to address the criminogenic and stabilization needs of formerly incarcerated individuals;
3. To build support for re-entry as a public safety initiative through public education initiatives.

Workplan term: 7/1/14-6/30/15

Objective #1
Intake, assess and hold the first case conference for 455 Track I individuals.

Task #1 for Objective #1
Tasks for Objective I are as follows: Required participants will be moderate to high risk and/or special population individuals (referred to as Track I). Each CRTF will receive Track I referrals from DOCS, screen individuals for eligibility, determine each individual’s service needs, conference cases with DOCS (Parole), develop a service plan and refer individuals to appropriate services.

# Performance Measure
1 Number of intakes, assessments and case conferences held.

Objective #2
45-day retention (75% of total intakes) - 341 individuals reach 45 day retention point.

Task #1 for Objective #2
Record the number of individuals who are actively involved and receiving one or more of the following services based on assessed needs. (The number to be reported is the number reaching the 45 day point. Specific need areas addressed will be reported separately in a monthly report to DCJS.) Housing: The CRTF shall assist individuals in obtaining housing that is conducive to maintaining a law abiding lifestyle (i.e., parole stabilization housing, residential treatment and halfway house). Employment: The CRTF shall assist individuals in obtaining employment or employment programs/services (i.e., One Stop Center, Department of Labor, ACCES, transitional employment, temp agency). Education: The CRTF shall assist individuals in pursuing education and vocational services (i.e., GED training program, educational program or vocational training program). Social Services Assistance: The CRTF shall assist individuals in obtaining social services (i.e., SSI, SSD, food stamps, Medicaid and TANF). Treatment: The CRTF shall assist individuals in obtaining treatment (i.e., chemical dependency treatment, mental health treatment and sex offender treatment). Offender Accountability: The CRTF shall assist individuals in receiving offender accountability programming. Cognitive Behavioral Intervention (CBI) Programs: The CRTF shall assist individuals in obtaining cognitive behavioral intervention programs (i.e., Thinking for a Change, Aggression Replacement Therapy, Moral Reconciliation Therapy, etc.) Mentoring Services: The CRTF shall assist individuals in obtaining mentoring services.
# Performance Measure

1. The number of individuals who are actively involved and receiving services at the 45 day point based on assessed needs.

Objective #3

90-day retention (50% of intakes) - 228 individuals have reached the 90-day retention point in the program and have received services.

Task #1 for Objective #3

Record the number of individuals who are actively involved and receiving one or more of the following services based on assessed needs. (The number to be reported is the number reaching 90-day retention point. Specific need areas addressed will be reported separately in a monthly report to DCJS.) Housing: The CRTF shall assist individuals in obtaining housing that is conducive to maintaining a law abiding lifestyle (i.e., parole stabilization housing, residential treatment and halfway house). Employment: The CRTF shall assist individuals in obtaining employment or employment programs/services (i.e., One Stop Center, Department of Labor, ACCES, transitional employment, temp agency). Education: The CRTF shall assist individuals in pursuing education and vocational services (i.e., GED training program, educational program or vocational training program). Social Services Assistance: The CRTF shall assist individuals in obtaining social services (i.e., SSI, SSD, food stamps, Medicaid and TANF). Treatment: The CRTF shall assist individuals in obtaining treatment (i.e., chemical dependency treatment, mental health treatment and sex offender treatment). Offender Accountability: The CRTF shall assist individuals in receiving offender accountability programming. Cognitive Behavioral Intervention (CBI) Programs: The CRTF shall assist individuals in obtaining cognitive behavioral intervention programs (i.e., Thinking for a Change, Aggression Replacement Therapy, Moral Reconciliation Therapy, etc.) Mentoring Services: The CRTF shall assist individuals in obtaining mentoring services.

# Performance Measure

1. The number of individuals who are actively involved and receiving services at the 90-day retention point based on assessed needs.
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

For performance based contracts, Appendix B 1, Program Performance Milestones and Costs, is included herein via the GMS Attachment Module, and is incorporated into the AGREEMENT.

A. PROGRAM SERVICES

1. The CONTRACTOR agrees to promptly notify the STATE of any critical incidents involving the respective PROGRAM, its clients/participants or staff, as well as negative media reports, as required by the STATE.

2. The CONTRACTOR shall provide, on STATE supplied case monitoring forms, client/participant specific data as called for and delineated within those forms. Identification of client/participant names and disclosure of other PROGRAM records to the STATE shall be pertinent to performance under this AGREEMENT.

3. The CONTRACTOR 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 the DCJS Office of Program Development and Funding, 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. 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.

4. Strategy Special Conditions: The CONTRACTOR agrees that if funding is being provided for the implementation of any DCJS crime reduction strategies including, but not limited to Operation IMPACT or Reentry, that the implementing agency will develop a formal interactive relationship with those other strategy initiatives in the county.

5. The CONTRACTOR must work towards the development of a comprehensive array of Reentry services within the county to ensure that the individual needs of all returning individuals can be appropriately addressed. The CONTRACTOR shall review all services proposed by sub-contractors for compliance with evidence-based practice as defined by the Transition from Prison to the Community model and New York State's adaptation of that model (NYTPC).

6. In addition to services designed to meet the basic survival needs of returning persons, the CONTRACTOR must ensure that the county's network of services includes those that address criminogenic needs, have been evaluated for effectiveness in achieving their desired outcomes, and comport with evidence-based interventions for people who have offended. Examples include, but are not limited to, Thinking for a Change and Offender Workforce Development Specialist Programming that can be evaluated as part of the contract with the Contractor/grantee.

B. TERMINATION

1. The STATE shall have the right to terminate this AGREEMENT early for: (i) unavailability of funds; (ii) cause;
(iii) without cause; or (iv) upon mutual consent.

2. The STATE may terminate this AGREEMENT if federal/state appropriation authorizations lapse and are not renewed, continued or reenacted or if funds are no longer made available pursuant to the laws controlling such authorizations and availabilities. However, if such authorizations or availabilities lapse and are not renewed, continued or reenacted, as to funds encumbered or available and to the extent of such encumbrances or availabilities, this AGREEMENT shall remain in effect for the duration of such encumbrances or availabilities unless this AGREEMENT is otherwise terminated by the STATE. Although the liquidity of encumbrances or availability of funds may be affected by budgetary hiatuses, a STATE budgetary hiatus will not by itself be construed to lapse this AGREEMENT, provided any necessary STATE appropriations or other funding authorizations therefore are eventually enacted.

3. The STATE may terminate the AGREEMENT immediately for cause upon written notice of termination to the CONTRACTOR: (i) if the STATE determines that the CONTRACTOR and/or any other identified SERVICE PROVIDER(S) fails to comply with the terms and conditions of this agreement and/or with any laws, rules, regulations, policies or procedures affecting this AGREEMENT, including but not limited for reason of vendor responsibility or failure to accurately disclose or (ii) upon a disapproved Service Plan.

4. The STATE reserves the right to terminate this AGREEMENT in the event it is found that the certification filed by the CONTRACTOR in accordance with New York State Finance Law §139 k was intentionally false or intentionally incomplete. Upon such finding, the STATE may exercise its termination right by providing written notification to the CONTRACTOR in accordance with the written notification terms of this AGREEMENT.

5. The STATE may only invoke its right to terminate without cause provided the STATE has given 90 days or more written notice to the CONTRACTOR, except with respect to contractual language contained herein that gives the STATE the general right to terminate at any time.

6. This AGREEMENT may be terminated at any time upon mutual written consent of the STATE and the CONTRACTOR or by the DIVISION serving thirty (30) calendar days written notice upon the other party, as specified by the STATE.

C. SAFEGUARDS FOR SERVICES AND CONFIDENTIALITY

1. The CONTRACTOR agrees that all records on this PROGRAM shall be safeguarded and not be open to indiscriminate public review. Towards this end, the CONTRACTOR shall establish written policies and procedures as to maintenance, security, retention and disposition of such records. The CONTRACTOR shall agree to maintain complete confidentiality of all information concerning applicants, employees, PROGRAM clients/participants, and their families which it may obtain during the course of performing the services of this AGREEMENT unless required in the performance of this AGREEMENT or otherwise authorized by law. Except as authorized by law and for audit purposes as noted above and for provision of PROGRAM services, the CONTRACTOR will not release any of said information, including names and addresses, without prior written permission from the STATE. Records retention and disposition shall be in accordance with this AGREEMENT and any applicable Federal or State laws, rules or regulations. The STATE shall have access to all CONTRACTOR records relating to the PROGRAM. Information relating to individuals who may receive services pursuant to this CONTRACTOR shall be maintained and safeguarded in conformity with the applicable provisions of laws, regulations and policies and directives of the STATE.

2. The CONTRACTOR specifically agrees to comply with New York State's "Information Security Breach and Notification Act" as set forth in State Technology Law Section 208 and General Business Law Section 899 aa. The CONTRACTOR shall promptly notify the STATE where there is reasonable belief of breach of security, unauthorized access or unauthorized release of personal computer data containing personal information and take appropriate action with respect to notification of affected individuals and to other required state agencies consistent with such Act. CONTRACTOR shall be liable for the costs associated with such breach if caused by CONTRACTOR'S negligent or willful acts or omissions, or the negligent or willful acts or omissions of CONTRACTOR'S agents, officers, employees or subcontractors.
D FUNDING

1. For performance based CONTRACTS, the CONTRACTOR shall promptly provide written notice to the STATE, via a separate letter, of special circumstances experienced by the PROGRAM in achieving its milestones and outcomes. Notwithstanding any fiscal provisions relative to reimbursement for milestones and outcomes, the CONTRACTOR may request written approval of the STATE to adjust a milestone and/or outcome to compensate for over achievement of PROGRAM participants. The reimbursement will be at the agreed upon participant cost for the milestone and/or outcome and in no event exceed the total maximum costs delineated in Appendix B or B1, where applicable.

2. Reimbursement to the CONTRACTOR will be made after the CONTRACTOR submits vouchers and supporting documents as established by the STATE, and the CONTRACTOR is otherwise adhering to the AGREEMENT, including submission of any necessary reporting documentation in a timely manner. Programmatic data shall be completed and submitted in accordance with timeframes and procedures established by the STATE. Failure to timely report may result in termination of contractual services. The CONTRACTOR agrees to provide detailed fiscal and other programmatic information in keeping with STATE instructions. In addition to the four (4) required quarterly progress reports that are referenced in Appendix A-1, the CONTRACTOR may be required to submit additional program data or information in accordance with timeframes and procedures established by DCJS.

 Counties opting to subcontract with a not-for-profit agency for the services of a County Reentry Coordinator and/or Enhanced Services must follow the jurisdiction’s procurement process for such services and maintain the records for obtaining these services on file.

 Funds will be reimbursed to the CONTRACTOR within 30 days of receipt of the claim if the claim and supporting documentation are in order and the CONTRACTOR is otherwise adhering to the terms and conditions of the AGREEMENT.

 3. A not for profit organization operating on a multi year contract may, at the sole discretion of the STATE, be issued a fifth quarter advance against the succeeding year’s appropriation, pursuant to State Finance Law, Section 179 u.

 4. Vouchers and supporting documentation should be sent to:
 NYS Division of Criminal Justice Services
 Office of Finance
 4 Tower Place
 Albany, NY 12203

 5. Reconciliation shall be based upon services provided by the CONTRACTOR and payments made by the STATE consistent with the terms of this AGREEMENT and may occur at any time during the AGREEMENT and shall occur upon termination of the AGREEMENT. The CONTRACTOR shall refund any overpayments made pursuant to this AGREEMENT within ninety (90) calendar days of written notification by the STATE unless written approval is obtained by the STATE.

 6. The CONTRACTOR agrees that these grant funds will be used to supplement and not supplant existing funds and services. 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.

 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.

 Program progress reports and vouchers with fiscal documentation will be due on the last day of the month following the end of each calendar quarter. 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.
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.
Reentry Task Forces and Enhanced Services

**Award Contract**

**Project No.** RE12-1019-E03  
**Grantee Name** Suffolk County Probation Department  
**Date** 07/02/2014

Amendment created on - 03/27/2014  
Prior Contract Terms  
Contract Start Date - 07/01/2012  
Contract End Date - 06/30/2014  
Contract Amount - $727,680.00

Amendment certified on - 01/15/2014  
**Amendment Type** - Reallocation/Workplan  
Contract Start Date - 07/01/2012  
Contract End Date - 06/30/2014  
Contract Amount - $727,680.00  
This appendix displays the values created for this Amendment. Cancel if the values are not correct.

Amendment created on - 12/20/2013  
Prior Contract Terms  
Contract Start Date - 07/01/2012  
Contract End Date - 06/30/2014  
Contract Amount - $727,680.00

Amendment certified on - 10/21/2013  
**Amendment Type** - Simplified Renewal  
Contract Start Date - 07/01/2012  
Contract End Date - 06/30/2014  
Contract Amount - $727,680.00  
This appendix displays the values created for this Amendment. Cancel if the values are not correct.

Amendment created on - 03/11/2013  
Prior Contract Terms  
Contract Start Date - 07/01/2012  
Contract End Date - 06/30/2013  
Contract Amount - $363,840.00

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  

https://grants.criminaljustice.ny.gov/Project/ReportContractAward.jsp  7/2/2014
COUNTY OF SUFFOLK

DEPARTMENT OF PROBATION
SUFFOLK COUNTY EXECUTIVE

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

FROM: Robert C. Marmo, Ph.D. Chief Planner
Suffolk County Department of Probation

DATE: July 1, 2014

SUBJECT: Resolution Packet for Parole Reentry Task Force and Grant Program

Attached for your review and consideration is an Introductory Resolution to accept and appropriate grant funding from New York State Division of Criminal Justice Services for the Parole Reentry Task Force Grant Program in the amount of $363,840. $297,729 of the $363,840 has not been included in the 2014 Operating Budget Expenditures to further this initiative; and

If you have any questions please feel free to contact me at 2-5105.

Cc: Dennis Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
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:  Department Contact Person
(Dept. Name & Location):  (Name & Phone No.):
Suffolk County Probation Department  Robert Marmo, Ph.D.
P.O. Box 188, Yaphank Avenue  Chief Planner
Yaphank, New York 11980

Suggestion Involves:

_____ Technical Amendment

__X__ Grant Award

_____ New Program

__X__ Contract (New_X_ Rev.__)

Summary of Problems:  (Explanation of why this legislation is needed.)

To accept and appropriate $363,840 of said grant funding to support the operation of the Suffolk County Reentry Task Force and the community-based services for parolees referred to the Suffolk County Reentry Task Force. These expenses include a full-time reentry coordinator position, contracted program assistant, training consultant, office supplies, bus tickets, and funding for contract agencies as identified in the award contract or approved by New York State Division of Criminal Justice Services.

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

N/A

PLEASE FILL IN REVERSE SIDE OF FORM

Prior editions of this form are obsolete.

SCIN FORM 175a (10/95)
RESOLUTION NO. -2014, AUTHORIZING THE
SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL
PROPERTY ACQUIRED UNDER SECTION 46 OF THE
SUFFOLK COUNTY TAX ACT SUZANNE DWYER AS DEVISEE
UNDER ARTICLE I OF LAST WILL AND TESTAMENT OF
GLORIA M. DWYER, SUFFOLK COUNTY SURROGATES
COURT FILE NO. 518P 2008 (SCTM NO. 0400-053.00-02.00-
022.000)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and
improvements thereon erected, situate, lying and being in the Town of Huntington, County of
Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property
Tax Service Agency as District 0400, Section 053.00, Block 02.00, Lot 022.000, and acquired
by tax deed on August 25, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk
County, New York, and recorded on August 26, 2011, in Liber 12669, at Page 590, and
otherwise known and designated by the Town of Huntington, as District 0400, Section 053.00,
Block 02.00, Lot 022.000; 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 August 25, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County,
New York, and recorded on August 26, 2011 in Liber 12669 at Page 590.

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, SUZANNE DWYER AS DEVISEE UNDER ARTICLE I OF LAST
WILL AND TESTAMENT OF GLORIA M. DWYER, SUFFOLK COUNTY SURROGATES
COURT FILE NO. 518P 2008 has made application of said above described parcel and
SUZANNE DWYER AS DEVISEE UNDER ARTICLE I OF LAST WILL AND TESTAMENT OF
GLORIA M. DWYER, SUFFOLK COUNTY SURROGATES COURT FILE No. 518P 2008 has
paid the application fee and has paid $61,238.52, as payment of taxes, penalties, interest,
recording fees, and any other charges due the County of Suffolk, pursuant to Local Law, by
applicant, through November 30, 2014; 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
thereo. 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
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 SUZANNE DWYER AS DEVISEE UNDER ARTICLE I OF LAST WILL AND TESTAMENT OF GLORIA M. DWYER, SUFFOLK COUNTY SURROGATES COURT FILE NO. 518P 2008, 3 Rowley Drive, Northport, NY 11769, to transfer the interest of Suffolk County in the above described property and on the above described terms.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:
June 27, 2014

Tax Map No.: 0400-053.00-02.00-022.000
Name of Last Legal Fee Owner: SUZANNE DWYER AS DEVISEE UNDER ARTICLE I OF LAST WILL AND TESTAMENT OF GLORIA M. DWYER, SUFFOLK COUNTY SURROGATES COURT FILE# 518P 2008

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>TREASURER'S COMPUTATION</td>
<td>$55,478.98</td>
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<tr>
<td>Taxes</td>
<td>$5,745.92</td>
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<tr>
<td>Certified Mail Fees</td>
<td>$13.62</td>
</tr>
<tr>
<td>License/Storage Fee</td>
<td>OPEN</td>
</tr>
<tr>
<td>Repairs</td>
<td>OPEN</td>
</tr>
<tr>
<td>Other Expenses</td>
<td>OPEN</td>
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<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$61,238.52</strong></td>
</tr>
</tbody>
</table>

Monies Received: $61,238.52

RESOLUTION AMOUNT: $61,238.52

APPROVED:

PREPARED BY:

Lori Sklar
Redemption Unit
(631)853-5937
# Computation by Suffolk County Treasurer

<table>
<thead>
<tr>
<th>DISTRICT</th>
<th>SECTION</th>
<th>BLOCK</th>
<th>LOT</th>
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<tbody>
<tr>
<td>0400</td>
<td>053.00</td>
<td>02.00</td>
<td>022.00</td>
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**A. Principal Amount Due on All Unpaid Taxes:**

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<tr>
<th>YEAR</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>2007</td>
<td>$9,875.65</td>
</tr>
<tr>
<td>2009</td>
<td>$5,695.96</td>
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<tr>
<td>2010</td>
<td>$10,445.78</td>
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<tr>
<td>2011</td>
<td>$8,127.64</td>
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<tr>
<td>2012</td>
<td>$5,552.07</td>
</tr>
<tr>
<td>2013</td>
<td>$5,618.88</td>
</tr>
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</table>

**Total:** $45,315.98

**B. Interest Due:** $7,521.15

**C. Total:** $52,837.13

**D. 5% Line C**

**Subtotal:** $55,478.98

**E. Fee**

**F. Misc**

**2014 Property Taxes** $5,745.92

**G. Misc**

**Certified Mailing Fees** $13.62

**H. Misc**

**Total Amount Due:** $61,238.52

---

**Certification by County Treasurer**

I, Diane M. Stuke, Deputy County Treasurer of 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.

16-Apr-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to** and including 10/13/14

mas
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
   SUZANNE DWYER AS DEVISEE UNDER ARTICLE I OF LAST WILL AND TESTAMENT OF GLORIA M. DYWYER, SUFFOLK COUNTY SURROGATES COURT FILE# 518P 2008 0400-053.00-02.00-022.000

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
   Library District
   Town
   School District
   Other (Specify):
   Economic Impact
   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
   2014

10. Typed Name & Title of Preparer      Signature of Preparer      Date
    Lori Sklar
    Theresa Lollo
    Budget Office
    LORISKLAR 7/2/14
    Theresa Lollo 7/8/14
## Financial Impact

### 2014 Property Tax Levy

<table>
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<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 PEV Tax Rate per $1000</th>
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<tbody>
<tr>
<td><strong>General Fund</strong></td>
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<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>$8.88</td>
<td>80.000</td>
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<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 PEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Police District and District Court</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>$8.88</td>
<td>80.000</td>
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<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 PEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Combined</strong></td>
<td></td>
<td>$8.88</td>
<td>80.000</td>
</tr>
</tbody>
</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.


3. Source for equalization rates: Tentative 2012 County Equalization Rates established by the New York State Board of Equalization and Assessments.
Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0400-053.00-02.00-022.000
SUZANNE DWYER AS DEVISEE UNDER ARTICLE I OF LAST WILL AND
TESTAMENT OF GLORIA M. DYWER, SUFFOLK COUNTY SURROGATES
COURT FILE# 518P 2008

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,

Ronald W. Holik for
Wayne R. Thompson
Real Property Management Supervisor

WRT LS lag

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
Lynne Bizzarro, Chief Deputy County Attorney
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
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
VALERIE ROSINI
(SCTM NO. 0200-281.00-01.00-004.001)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of 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 281.00, Block 01.00, Lot 004.001, and acquired by tax deed on August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 07, 2013, in Liber 12739, at Page 495, and otherwise known and designated by the Town of Brookhaven, as District 0200, Section 281.00, Block 01.00, Lot 004.001; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on August 05, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on August 07, 2013 in Liber 12739 at Page 495.

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, VALERIE ROSINI has made application of said above described parcel and VALERIE ROSINI has paid the application fee and has paid $16,156.24, 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, 2014; 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
Tax Map No.: 0200-281.00-01.00-004.001
Name of Last Legal Fee Owner: VALERIE ROSINI

TREASURER'S COMPUTATION ....................... $14,538.85
Taxes ........................................ 2013/2014 ....................... $1,597.66
Certified Mail Fees .............................. $19.73
License/Storage Fee ............................ OPEN
Repairs ......................................... OPEN
Other Expenses .................................. OPEN

TOTAL ........................................... $16,156.24

Monies Received .................................. $16,156.24

RESOLUTION AMOUNT ....................... $16,156.24

APPROVED:

Annette Brownell 7/7/2014

PREPARED BY:
Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB: 13g
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

<table>
<thead>
<tr>
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</thead>
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<td>$1,567.51</td>
</tr>
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</table>

TOTAL: $13,100.33

B. INTEREST DUE  

$746.19

C. TOTAL

$13,846.52

D. 5% LINE C

$692.33

SUBTOTAL

$14,538.85

E. FEE  

2014 PROPERTY TAXES  

$1,597.66

F. MISC  

CERTIFIED MAILING FEES  

$19.73

G. MISC

H. MISC

TOTAL AMOUNT DUE:

$16,156.24

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of 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.

25-Mar-14

[Signature]

Diane M. Stuke  
Deputy County Treasurer

**Interest and penalty computed to and including 09/21/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   VALERIE ROSINI
   0200-281.00-01.00-004.001

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact?   Yes  X  No____

5. If the answer to Item 4 is "yes", on what will it impact?
   (circle appropriate category)
   County
   Village
   Town
   Economic Impact
   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
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    Peter Belyea  [Signature]  7/1/14
    Theresa Lollis  [Signature]  7/18/14
    Budget Office
## FINANCIAL IMPACT
### 2014 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
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<th>2014 PEV TAX RATE PER $1000</th>
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<tr>
<td><strong>GENERAL FUND</strong></td>
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<tr>
<td>TOTAL</td>
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<td>0.000</td>
</tr>
<tr>
<td><strong>POLICE DISTRICT AND DISTRICT COURT</strong></td>
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<td></td>
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<tr>
<td>TOTAL</td>
<td></td>
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<td><strong>COMBINED</strong></td>
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<td>0.28</td>
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**NOTES:**
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 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
July 7, 2014

Jon Schneider, Deputy County Executive  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099

Re: Tax Map No. 0200-281.00-01.00-004.001  
VALERIE ROSINI

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,

Ronald W. Holik for  
Wayne R. Thompson  
Real Property Management Supervisor

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intragovernmental Relations  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review (e-copy)  
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)  
Alice Kubicsko, Inventory (e-copy)
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 WILLIAM PIAZZA, CAROLE TROIANO AND JENNIFER FALCO (SCTM NO. 0100-178.00-02.00-180.001)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 178.00, Block 02.00, Lot 180.001, and acquired by tax deed on October 11, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 13, 2011, in Liber 12673, at Page 822, and otherwise known and designated by the Town of Babylon, as Lots 17 and 18, Block 15, on a certain map entitled “Map of Deauville Gardens, Section 4”, filed in the Office of the Clerk of Suffolk County on May 1, 1926 as Map No. 227; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 11, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 13, 2011 in Liber 12673 at Page 822.

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, WILLIAM PIAZZA, CAROLE TROIANO AND JENNIFER FALCO have made application of said above described parcel and WILLIAM PIAZZA, CAROLE TROIANO AND JENNIFER FALCO have paid the application fee and will be paying $12,510.32, 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, 2014; 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 WILLIAM PIZZA, CAROLE TROIANO AND JENNIFER FALCO, 342 Wyona Avenue, Lindenhurst, NY 11757, 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: __________________________
July 03, 2014

Tax Map No.: 0100-178.00-02.00-180.001
Name of Last Legal Fee Owner: WILLIAM PIAZZA, CAROLE TROIANO AND JENNIFER FALCO

TREASURER’S COMPUTATION........................................ $11,093.68
Taxes................................................... 2013/2014........ $1,416.64
License/Storage Fee.......................... OPEN
Repairs................................................. OPEN
Other Expenses.............................. OPEN

TOTAL.......................................................... $12,510.32

Monies to be Received.......................... $12,510.32

RESOLUTION AMOUNT................................. $12,510.32

APPROVED:

PREPARED BY:

Lori Sklar
Redemption Unit
(631)853-5937

Accounting
LS: lag

[Signature]
[Signature] 7/7/2014
COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT 0100  SECTION 178.00  BLOCK 02.00  LOT 180.001

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>YEAR</th>
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<td>2012/13</td>
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TOTAL: $9,238.47

B. INTEREST DUE $1,326.94
C. TOTAL $10,565.41
D. 5% LINE C $528.27

SUBTOTAL $11,093.68

E. FEE
F. MISC 2013/14 PROPERTY TAXES $1,404.42
G. MISC CERTIFIED MAIL FEES $12.22

TOTAL AMOUNT DUE: $12,510.32

CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

30-Jan-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 07/29/14**
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution X

2. Title of Proposed Legislation
Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act
WILLIAM PIAZZA, CAROLE TROIANO AND JENNIFER FALCO
0100-178.00-02.00-180.001

3. Purpose of Proposed Legislation
Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No ___

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

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

6. If the answer to item 4 is “yes”, provide detailed explanation of Impact
The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
N/A

8. Proposed Source of Funding
N/A

9. Timing of Impact
2014

10. Typed Name & Title of Preparer     Signature of Preparer     Date
Lori Sklar
Theresa Lollo
Budget Office

Lori Sklar 7/17/14
Theresa Lollo 7/18/14
## FINANCIAL IMPACT

### 2014 PROPERTY TAX LEVY

**COST TO THE AVERAGE TAXPAYER**

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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<td>$1,598</td>
<td>$0.000</td>
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**NOTES:**

1) **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2012.

2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2013-2014.

3) **SOURCE FOR EQUALIZATION RATES:** TENTATIVE 2012 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
July 7, 2014

Jon Schneider, Deputy County Executive  
H. Lee Dennison Bldg. – 12th Floor  
Hauppauge, New York 11788-0099

Re: Tax Map No. 0100-178.00-02.00-180.001  
WILLIAM PIAZZA, CAROLE TROIANO AND JENNIFER FALCO

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,

Ronald W. Holik for  
Wayne R. Thompson  
Real Property Management Supervisor

WRT:LS:tag

Attachment

CC: Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intragovernmental Relations  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review (e-copy)  
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)  
Alice Kubicsko, Inventory (e-copy)
INTRODUCTORY RESOLUTION NO. 1882-14

Laid on Table 7/29/14

Introduced by Presiding Officer on request of the County Executive

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

ROBERT P. HAUFF
(SCTM NO. 0100-140.00-01.00-088.002)

WHEREAS, the COUNTY OF SUFFOLK acquired the following described parcel:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100, Section 140.00, Block 01.00, Lot 088.002, and acquired by tax deed on October 21, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 31, 2013, in Liber 12750, at Page 878, and otherwise known and designated by the Town of Babylon, as Part of Lot No. 14, Block 43, on a certain map entitled “Map of Belmont Terrace”, filed in the Office of the Clerk of Suffolk County as Map No. 183; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on October 21, 2013, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 31, 2013 in Liber 12750 at Page 878.

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, ROBERT P. HAUFF has made application of said above described parcel and ROBERT P. HAUFF has paid the application fee and has paid $387.76, 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, 2014; now, therefore be it

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 ROBERT P. HAUFF, 81 Manhattan Avenue, West Babylon, NY 11704, 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: __________________________
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

July 07, 2014

Tax Map No.: 0100-140.00-01.00-088.002
Name of Last Legal Fee Owner: ROBERT P. HAUFF

TREASURER’S COMPUTATION.......................... $295.58
Taxes........2013/2014........................................ $59.96
Certified Mail Fees........................................... $12.22
Return Check Fee............................................ $20.00
License/Storage Fee......................................... OPEN
Repairs.......................................................... OPEN
Other Expenses.............................................. OPEN

________________________
TOTAL..................................................... $387.76

________________________
Monies Received........................................... $387.76

________________________
RESOLUTION AMOUNT................................. $387.76

________________________
APPROVED:

Lori Sklar
Redemption Unit
(631)853-5937

PREPARED BY:

ACCOUNTING

ANNECO BOWNE
7/7/2014
### COMPUTATION BY SUFFOLK COUNTY TREASURER

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#### A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

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<th>AMOUNT</th>
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**TOTAL:** $265.57

#### B. INTEREST DUE

$15.93

**C. TOTAL**

$281.50

**D. 5% LINE C**

$14.08

**SUBTOTAL**

$295.58

#### E. FEE

$20.00

#### F. MISC

RETURNED CHECK FEE

$59.96

#### G. MISC

2013/14 PROPERTY TAXES

$12.22

#### H. MISC

CERTIFIED MAIL FEES

**TOTAL AMOUNT DUE:**

$387.76

---

### CERTIFICATION BY COUNTY TREASURER

I, Diane M. Stuke, Deputy County Treasurer of the County of Suffolk, in the State of New York, do hereby certify that the above monies are now due and owing upon the real property sought to be redeemed and that such sums are applied by law and taken from official books and records in my custody.

IN TESTIMONY WHEREOF, I have hereunder set my hand and affixed my official seal at Riverhead, County of Suffolk and State of New York.

02-May-14

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 10/29/14**

DZ
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X

2. Title of Proposed Legislation
   Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under
   Section 46 of the Suffolk County Tax Act
   ROBERT P. HAUFF
   0100-140.00-01.00-088.002

3. Purpose of Proposed Legislation
   Convey County owned parcel to prior owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No

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

6. If the answer to item 4 is “yes”, provide detailed explanation of Impact
   The County will recoup the amount of taxes paid on the property taken by the tax deed.

7. Total Financial Cost of Funding over 5 years on each affected Political or other subdivision
   N/A

8. Proposed Source of Funding
   N/A

9. Timing of Impact
   2014

10. Typed Name & Title of Preparer  Signature of Preparer  Date
    Lori Sklar
    Theresa Lotts
    Budget Office  7/8/14
    7/8/14
### General Fund

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<th>2014 PEV Tax Rate per $1,000</th>
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### Police District and District Court

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<th>2014 PEV Tax Rate per $1,000</th>
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### Combined

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<th>2014 PEV Tax Rate per $1,000</th>
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**Notes:**
1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 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.
July 8, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0100-140.00-01.00-088.002
ROBERT P. HAUFF

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,

Ronald W. Helik
Wayne R. Thompson
Real Property Management Supervisor

Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
Lynne Bizzarro, Chief Deputy County Attorney
CE Reso Review (e-copy)
Sarah Lansdale, Planning Director, Division of Planning and Environment (e-copy)
Alice Kubicsko, Inventory (e-copy)
RESOLUTION NO. 2014, AMENDING THE 2014 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS AT THE INTERSECTION OF COUNTY ROAD 16, HORSEBLOCK ROAD, AND COUNTY ROAD 21, YAPHANK AVENUE (CP 3312)

WHEREAS, the northbound ramp leading from County Road 16 to County Road 21 has been the site of at least one recent motor vehicle accident fatality; and

WHEREAS, the northbound ramp leading from County Road 16 to County Road 21 should be removed in the interest of public safety; and

WHEREAS, design funding for this project should be appropriated in 2014 to allow for construction to begin by 2016; and

WHEREAS, sufficient funds are not included in the 2014 Capital Budget and Program to cover the cost for the needed improvements at the intersection of County Road 16 and County Road 21, and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of $150,000 in Suffolk County Serial Bonds; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2014 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty-one (31) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2014 Capital Budget and Program be and is hereby amended as follows:

Project Number: 7097
Project Title: Innovative Sound Remediation @ SC Trap and Skeet, Yaphank

<table>
<thead>
<tr>
<th>Cost Elements</th>
<th>Current 2014</th>
<th>Revised 2014</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total Capital</td>
<td>Total Capital</td>
</tr>
<tr>
<td>Est'd Cost</td>
<td>$100,000</td>
<td>$100,000</td>
</tr>
<tr>
<td>Program</td>
<td>$250,000B</td>
<td>$100,000B</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$100,000</td>
<td>$100,000</td>
</tr>
</tbody>
</table>
RESOLUTION NO. -2014, AMENDING THE 2014 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS AT THE INTERSECTION OF COUNTY ROAD 16, HORSEBLOCK ROAD, AND COUNTY ROAD 21, YAPHANK AVENUE (CP 3312)

WHEREAS, the northbound ramp leading from County Road 16 to County Road 21 has been the site of at least one recent motor vehicle accident fatality; and

WHEREAS, the northbound ramp leading from County Road 16 to County Road 21 should be removed in the interest of public safety; and

WHEREAS, design funding for this project should be appropriated in 2014 to allow for construction to begin by 2016; and

WHEREAS, sufficient funds are not included in the 2014 Capital Budget and Program to cover the cost for the needed improvements at the intersection of County Road 16 and County Road 21, and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of $150,000 in Suffolk County Serial Bonds; and

WHEREAS, Resolution No. 471-1994, as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2014 Capital Budget, as the basis for funding capital projects such as this project; now, therefore be it

1st RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty-one (31) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 571-1998, Resolution No. 209-2000 and Resolution No. 461-2006; and be it further

2nd RESOLVED, that the 2014 Capital Budget and Program be and is hereby amended as follows:

Project Number: 7097
Project Title: Innovative Sound Remediation @ SC Trap and Skeet, Yaphank

<table>
<thead>
<tr>
<th>Cost Elements</th>
<th>2014 Total</th>
<th>Current Capital</th>
<th>Revised 2014 Capital</th>
</tr>
</thead>
<tbody>
<tr>
<td>5. Furniture &amp; Equipment</td>
<td>$100,000</td>
<td>$250,000B</td>
<td>$100,000B</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$100,000</td>
<td>$250,000</td>
<td>$100,000</td>
</tr>
</tbody>
</table>
Project Number: 3312
Project Title: Improvements at the Intersection of County Road 16, Horseblock Road, and County Road 21, Yaphank Avenue

<table>
<thead>
<tr>
<th>Cost Elements</th>
<th>Current 2014</th>
<th>Revised 2014</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Est'd Cost</td>
<td>Capital Budget &amp; Program</td>
<td>Capital Budget &amp; Program</td>
</tr>
<tr>
<td>1. Planning</td>
<td>$150,000</td>
<td>$0</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$150,000</td>
<td>$0</td>
</tr>
</tbody>
</table>

and be it further

3rd RESOLVED, that the proceeds of $150,000 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-3312.110 (Fund 001-Debt Service)</td>
<td>Improvements at the Intersection of County Road 16, Horseblock Road, and County Road 21, Yaphank Avenue</td>
<td>$150,000</td>
</tr>
</tbody>
</table>

and be it further

4th RESOLVED, that the County Comptroller and the County Treasurer are hereby authorized and empowered to take all steps necessary and appropriate to effectuate the transfer of this funding forthwith; and be it further

5th 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), (21) and (27) of 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.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date

T:\BRO\ICP Amend CR21 and CR 16 Browning.doc
RESOLUTION NO. -2014, AUTHORIZING AN APPRAISAL FOR THE PURCHASE OF DEVELOPMENT RIGHTS OF FARMLAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007, EBERHARD NURSERIES – TOWN OF BROOKHAVEN (SCTM NO. 0200-679.00-01.00-006.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of farmland development rights in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution meets the criteria for acquisition under the Drinking Water Protection Program; and

WHEREAS, Resolution No. 265-2013 established a new three step acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now, therefore be it

1st RESOLVED, that the parcel(s) listed in Exhibit “A” meet the criteria required by the Suffolk County Drinking Water Protection Program; and be it further

2nd RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject parcel(s) appraised; and be it further

3rd RESOLVED, that the cost of such appraisal shall be paid from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

4th RESOLVED, the costs associated with the preparation of a title search, survey, map or environmental assessment of the subject parcel(s), which may be authorized by a subsequent legislative resolution or procedural motion, shall be paid for from the funds to be appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement, if necessary, for costs incurred and paid for from other funds or as a direct payment from such proceeds, as the case may be; and be it further

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 Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on
Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\appraisals\v-berhard-nurseries-appraisal-farmland-component
<table>
<thead>
<tr>
<th>PARCEL</th>
<th>SUFFOLK COUNTY</th>
<th>ACRES</th>
<th>REPUTED OWNER AND ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td></td>
<td>10</td>
<td>H. Eberhard Nurseries</td>
</tr>
<tr>
<td></td>
<td>District 0200</td>
<td></td>
<td>202 Pine Street</td>
</tr>
<tr>
<td></td>
<td>Section 679.00</td>
<td></td>
<td>PO Box 486</td>
</tr>
<tr>
<td></td>
<td>Block 01.00</td>
<td></td>
<td>East Moriches, NY 11940</td>
</tr>
<tr>
<td></td>
<td>Lot 006.000</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**TOTAL ACREAGE**

10

**EXHIBIT “A”**
RESOLUTION NO. -2014 APPOINT MEMBER TO THE
SUFFOLK COUNTY COMMUNITY COLLEGE BOARD OF
TRUSTEES (DENISE LINDSAY SULLIVAN)

WHEREAS, Arthur Cliff’s term as a member of the Suffolk County Community
College Board of Trustees expired on June 30, 2014; now, therefore be it

1st RESOLVED, that Denise Lindsay Sullivan is hereby appointed as a member of
the Board of Trustees of the Suffolk County Community College pursuant to Section 6306(1) of
the NEW YORK EDUCATION LAW to replace Arthur Cliff, for a term of office to expire on June
30, 2021.

DATED:

EFFECTIVE PURSUANT TO SECTION 2-15(A) OF THE SUFFOLK COUNTY
ADMINISTRATIVE CODE AND SECTION 6306(1) OF NEW YORK EDUCATION LAW

s:\res'r-appt-sccc-sullivan
SKILLS & ACCOMPLISHMENTS

- Began a partnership with SCCC in 2010 to create a remedial math program within the senior year of high school. The goal of the program was to reduce the number of students who require remediation in college-level mathematics. The percentage of students from Hampton Bays who required remediation at the start of the program was 68%. In the fall of 2013, 25% of the students require remedial math courses upon entering SCCC.

- Current member of the Curriculum Advisory Board for Eastern Suffolk BOCES. This board works to provide relevant and productive activities for all of the Assistant Superintendents and Directors of Curriculum in the 52 school districts in Eastern Suffolk County.

- Facilitation of all Title and other state and federal grant applications and grant management throughout the duration of the grant.

- Proficient at evaluating educators and offering instructional feedback through the Danielson rubric.

- Created an Early Childhood Education Program for High School students that includes Universal Pre-K students. The program is unique in that it allows high school students to have direct contact with local pre-K students, right in the Hampton Bays High School, as well as earning students a certificate in child care upon graduation from high school.

- Attendance in Albany at the Network Team Institutes in order to successfully integrate the Common Core Modules in Hampton Bays Schools in both ELA and Mathematics.

- Provide support to teachers of all content areas in order to reach success with the Common Core Learning Standards.

- Member of the Senior Cabinet in Hampton Bays where current issues such as APPR, SLO development and negotiations are addressed.

- Partnership with Eastern Suffolk BOCES Model Schools program that supports teachers in integrating technology into their instruction.

- Coordination of all English as a Second Language and Bilingual Programs for students in grades Kindergarten through 12.

- Facilitation of Academic Intervention Services during the summer with the goal of helping students before they fail as well as avoiding regression in the summer.

- Implementation of Data Driven Instruction through benchmark assessments, instructional interventions, and Response to Intervention.

- Responsible for supporting and providing professional development opportunities to all faculty and staff within the Hampton Bays School District.
EDUCATIONAL EXPERIENCE

2009-Present
Hampton Bays School District, Hampton Bays, New York
Assistant Superintendent for Curriculum and Instruction

2007- 2009
Hampton Bays District, Hampton Bays, New York
Director of Curriculum and Instruction

2005-2007
Hampton Bays Elementary, Hampton Bays, New York
Assistant Principal

2003-2005
Hampton Bays Elementary School, Hampton Bays, New York
Academic Dean of Students

1996-2001
Hampton Bays Elementary School, Hampton Bays, New York
Teacher of Kindergarten, third grade, and fourth and fifth grade Academic Intervention Services

1993-1996
Hampton Bays Elementary School, Hampton Bays, New York
Substitute Teacher K-12

CERTIFICATIONS

New York State School District Leader
New York State School Building Leader
New York State Elementary Education (N-6)

EDUCATION

2005  Certification in Educational Leadership
1997  MS in Liberal Studies
1992  BS in Elementary Education
1990  Associates Degree in Liberal Arts

Long Island University, Brookville, NY
SUNY at Stony Brook, Stony Brook, NY
Saint Joseph's College, Patchogue, NY
Suffolk County Community College

REFERENCES

Mr. Lars Clemensen
Superintendent of Schools
Hampton Bays UFSD, 86 East Argonne Road, Hampton Bays, NY 11946
(631) 723-2100

Mr. Christopher Garvey
President, Hampton Bays School Board of Education
Trustee, Eastern Suffolk BOCES Board of Education
Hampton Bays UFSD, 88 East Argonne Road, Hampton Bays, NY 11946
(631) 723-2100
RESOLUTION NO. 561-2014, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 561-2014

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 561-2014; and

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

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

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

Resolution No. 561-2014

In the 4th RESOLVED and 5th RESOLVED paragraph change the Project Number:

FROM:

Project No: (5123.310)

TO:

Project No.: (5123.311)

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. 553-2014, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 553-2014

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 553-2014; and

WHEREAS, this resolution when adopted contained technical errors; and

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

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

Resolution No. 553-2014

In the 4th RESOLVED paragraph change Project Number:

FROM:
5175.110

TO:
5175.111

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
RESOLUTION NO. -2014, AUTHORIZING CERTAIN
TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO.
559-2014

WHEREAS, the County Legislature has adopted and the County Executive has
signed Resolution No. 559-2014; and

WHEREAS, this resolution when adopted contained technical error; and

WHEREAS, the County Executive desires 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. 559-2014

In the 8th RESOLVED paragraph delete Federal and add State:

FROM:
Federal

TO:
State

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. 2014, APPROVING THE REAPPOINTMENT OF WILLIAM C. MACCHIONE AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD

WHEREAS, Local Law No. 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 William C. Macchione expired on May 31, 2014; and

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

1st RESOLVED, that the reappointment of William C. Macchione of Kings Park, New York, as a member of the Suffolk County Home Improvement Contracting Board, for a term of office expiring May 31, 2017, 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 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:
WILLIAM C. MACCHIONE

KINGS PARK, NY 11754

SUMMARY:
I have been the Director of the Carpenters Training Center for over 13 years, and I have served as a Trustee for 20 years to Carpenters Local Unions, with another 10 years as a Trustee to the Carpenters Welfare and Pension Fund as well as 7 years as Trustee to N.Y.S. Carpenters Labor Management Council. I have over 32 years of carpentry construction experience. I am President of the Eastern Seaboard Apprenticeship Council and a Governor Appointed Council member of the New York State Apprenticeship and Training Council. I am a Trustee for 6 years now at the Vanderbilt Museum and Planetarium. I am also a board member of the Suffolk County Home Improvement Licensing Board.

PROFESSIONAL BACKGROUND:

2001-Present
Empire State Carpenters Apprenticeship Committee
My position here is State Director. I am responsible for all of the carpentry training and schooling in 57 counties of New York State.

I have merged 19 training centers and funds into one (1) operation with a budget of $4.5 Million Dollars. I am also responsible for the training and schooling of about 2,500 carpentry apprentices, and for the journey worker up-grade training for over 19,000 union members.

1993-2000
Suburban N.Y. Regional Carpenters, Hauppauge, NY

POSITION:
DIRECTOR OF TRAINING

Responsible for Operating a State registered Apprenticeship program with over four hundred (400) students within two (2) training centers that cover Nassau, Suffolk, Westchester, Rockland and Putnam Counties. Offering re-training classes and certifications for over 7,000 members.

My accomplishments here have been the following:

- Successfully completed a merger of three (3) training facilities and streamlined operations.
- Increased training from 43 apprentices to over 400 apprentices.
DIRECTOR OF TRAINING

- Successfully brought an entity that was operating in "the red" to a 3 year reserve of capital without increasing the contribution rate.

- Received the New York State Commissioner's Apprenticeship award in 1994.
- Received the Long Island Women's Council for Equal Education Training and Employment award in 1996.
- Trustee to Carpenters Local Unions for 20 years.
- Trustee to Suburban New York Regional Carpenters ($50Billion) Pension and Welfare Fund for the past 7 years.
- Director of all carpenter training in Nassau, Suffolk, Westchester, Rockland and Putnam Counties.
- Work directly with the N.Y.S. Department of Labor on implantation of registered apprenticeship programs.
- Operates within a $1.2 million dollar budget.
- Responsible for volunteer construction of handicap ramps on Long Island.

1983-1993

Progressive Interior Inc.

POSITION: Foreman

In charge of construction projects throughout New York City, and responsible for building and delivering these projects on time and within the budget. My accomplishments here are as follows:

- Successfully completed building projects from $50,000.00 to over $5 million dollars.
- Supervised construction crews of over 40 workers.
- Estimated and ordered materials needed for jobs.
- Worked directly with architects and clients.
- Trustee to Carpenters Local 1292.

POSITION:    Superintendent for entire company
             My responsibilities were as follows:
             
             - Managed and supervised 250 workers (employees).
             - Responsible for the completion of over $20 million in
               construction projects each year.
             - Scheduled deliveries and man power.
             - Responsible for architects and client project satisfaction

EDUCATION:    Huntington High School
              1962-1966

             Farmingdale Tech. College
             Major:  Mechanical Engineering.

             Continuing Education courses in Management at:
             Perdue University, Penn State, and Nassau County
             Carpenters Apprenticeship School.

             Journey Level Status, holding twelve (12) different carpentry
             certifications.
             1974-1978

MILITARY:    U.S. Army
             1968-1970

             Rotary Wing Flight School
             1968

             Vietnam Service
             1969-1970

             Awarded:  CIB, Bronze Star, two (2) Army Commendation
             medals, Purple Heart, Vietnamese Cross of Gallantry
             with Bronze Star, Vietnamese Service Medal; Vietnamese
             Campaign and National Defense Medal.
             Expert M-14, M-16, and M-60.
OTHER INTERESTS AND ACTIVITIES:

- Member of the New York State Apprenticeship and
  Training Council.
- Trustee at the Vanderbilt Museum & Planetarium
- Member of Coordinating Council School to Careers
  Nassau County.
- Member of Curriculum Carpentry Development
  Committees of Suffolk Boces and Nassau Boces.
- Trustee of New York State Carpenter Labor Management
  Council.
- President of Eastern Seaboard Apprenticeship Council.
- Member of San Remo Civic Association.
- Member of VFW Post 5796.
- Member of American Legion #944.
- Member of VVNW Post 14.
- Coordinator of volunteers to build new guard house at
  Vanderbilt Museum in Centerport.
- Coordinator of volunteers for the restoration of the
  Farmingville School House.
- Performed renovations to Caroline McCarthy's house.
  (handicapped accessibility for her son).
- Built demountable stage complex at Colindre Hall in
  Huntington, NY for the Long Island String Quartet.

Listed above, are just some of the many activities and interests I hold. This
information as well as references are available upon request.
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

APPROVING THE REAPPOINTMENT OF WILLIAM C. MACCHIONE AS A MEMBER OF THE SUFFOLK COUNTY HOME IMPROVEMENT CONTRACTING BOARD

3. Purpose of Proposed Legislation

SEE NO. 2 ABOVE

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

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

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer

Tricia Saunders, Principal Research Analyst

11. Signature of Preparer

12. Date

7-11-14

SCIN FORM 175b (10/95)  Page 1 of 2
RESOLUTION NO. -----2014, ACCEPTING THE DONATION OF A 2000 LEXUS LX470, VEHICLE IDENTIFICATION NUMBER JT6HT00WXY0078321, FROM THE NATIONAL INSURANCE CRIME BUREAU FOR USE BY THE SUFFOLK COUNTY DISTRICT ATTORNEY’S OFFICE

WHEREAS, the National Insurance Crime Bureau wishes to donate a 2000 Lexus LX470, Vehicle Identification Number JT6HT00WXY0078321, to the Suffolk County District Attorney’s Office for undercover operations; and

WHEREAS, the 2000 Lexus LX470, Vehicle Identification Number JT6HT00WXY0078321, Is a recovered stolen vehicle now owned by the National Insurance Crime Bureau; and

WHEREAS, the car has been approved for fleeting by the Suffolk County Department of Public Works; and

WHEREAS, the Suffolk County District Attorney’s Office is presently below its maximum fleet number by twelve (12) vehicles; and

WHEREAS, the Suffolk County District Attorney’s Office has a need for this vehicle and requests that it be added to its fleet for undercover operations; and

WHEREAS, Chapter 255 of the Code of Suffolk County requires that no vehicles shall be purchased or leased unless “explicit approval for the acquisition of such vehicles, via lease or purchase, has been granted by the Suffolk County Legislature”; now, therefore be it

RESOLVED, that the donation of a 2000 Lexus LX470, Vehicle Identification Number JT6HT00WXY0078321, for use by the Suffolk County District Attorney’s Office is hereby accepted; and be it further

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:
RESOLUTION NO. -2014, ACCEPTING AND APPROPRIATING GRANT FUNDING FROM THE NEW YORK STATE COUNCIL ON THE ARTS FOR THE WYANDANCH RISING STEAM CENTER

WHEREAS, the New York State Council on the Arts approved $100,000 funding through the Regional Economic Development Program in the Arts, Culture, and Heritage Category for the Wyandanch Rising STEaM Center Planning Study for the period 1/1/14-12/31/14; and

WHEREAS, the STEaM Center in Wyandanch focuses on science, technology, engineering, art and math and would assist in revitalizing Wyandanch and to broadly create new industries and job opportunities; and

WHEREAS, Suffolk County, under its Department of Economic Development and Planning will act as the grant sponsor and administrator; now therefore be it

1st RESOLVED, that the Department is hereby authorized, empowered, and directed to execute the NYSCA Wyandanch Rising STEaM Center Planning Study; and be it further

2nd RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement and any and all contract documents related to the above referenced project, on behalf of the County of Suffolk; and be it further

3rd RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said State Aid as follows:

<table>
<thead>
<tr>
<th>REVENUE:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>001-EDP-(Unit) 6416-(Revenue) 3935 - NYSCA Wyandanch Rising STEaM Center</td>
<td>$100,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>EXPENSES:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>DEPARTMENT OF ECONOMIC DEVELOPMENT and PLANNING 001-EDP-6416</td>
<td></td>
</tr>
<tr>
<td>001-EDP-(Unit) 6416-(Expense) 4560-Fees for Services</td>
<td>$100,000</td>
</tr>
</tbody>
</table>

and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/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, 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:
Michelle Isabelle-Stark, Director
Suffolk County Office of Film & Cultural Affairs
100 Veterans Highway, H. Lee Dennison Bldg.
Hauppauge, NY 11788

Dear Applicant:

At the December 2013 Council Meeting, your application for support was reviewed. The Council has approved funding for your organization as follows:

<table>
<thead>
<tr>
<th>Program</th>
<th>Category</th>
<th>Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>Regional Economic Development</td>
<td>Arts, Culture, Heritage</td>
<td>$100,000</td>
</tr>
<tr>
<td></td>
<td>FOR: Wyandanch Rising STeA Center</td>
<td></td>
</tr>
</tbody>
</table>

Please retain a copy of this letter for your records and carefully review the Cultural Services Contract and the instructions that accompany this letter.

Please complete and return the required documents as quickly as possible so that the Council can process them for payment. The Council reserves the right to cancel any contract not received within twenty-one (21) calendar days of the email date of this grant award letter.

Congratulations on your grant award. The Council wishes you every success in carrying out arts, cultural and heritage activities for the benefit of New York State’s citizens and visitors.

Sincerely,

Aby Rosen, Chair

Lisa Robb, Executive Director
### 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 GRANT FUNDING FROM THE NEW YORK STATE COUNCIL ON THE ARTS FOR THE WYANDANCH RISING STEAM CENTER**

3. Purpose of Proposed Legislation

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 5 is "yes", Provide Detailed Explanation of Impact

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

8. Proposed Source of Funding

9. Timing of Impact

10. Typed Name & Title of Preparer  
    *Carolyn E. Fahey  
    Intergovernmental Relations Coordinator*  

11. Signature of Preparer  
    *Theresa Lollo*

12. Date  
    *6/30/14  
    7/10/14*

SCID FORM 175b (10/05)  
*Budget Office*
# Financial Impact

## 2014 Property Tax Levy

### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 Fev Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 Fev Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Combined

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 Fev Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

## Notes:

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3. Source for equalization rates: Tentative 2012 County Equalization Rates established by the New York State Board of Equalization and Assessment.

Page 2 of 2

To be completed by the Executive Budget Office
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT
DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING

TITLE OF BILL:

RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDING FROM THE NEW YORK STATE COUNCIL ON THE ARTS FOR THE WYANDANCH RISING STEaM CENTER

PURPOSE OR GENERAL IDEA OF BILL:

This funding will be used to gauge the economic impact and community appeal of a Wyandanch STEaM Center focusing on science, technology, engineering, art and math.

SUMMARY OF SPECIFIC PROVISIONS:

The New York State Council on the Arts approved $100,000 funding through the Regional Economic Development Program in the Arts, Culture, and Heritage Category for the Wyandanch Rising STEaM Center Planning Study

JUSTIFICATION:

The grant funds will assist in the overall revitalization of the Wyandanch Community, offering local residents additional education opportunities.

FISCAL IMPLICATIONS:

None
MEMORANDUM

TO: Jon Schneider, Deputy County Executive  
Office of the County Executive

FROM: Carolyn E. Fahey, Intergovernmental Relations Coordinator  
Department of Economic Development and Planning

DATE: June 30, 2014

SUBJECT: RESOLUTION ACCEPTING AND APPROPRIATING GRANT FUNDING FROM THE NEW YORK STATE COUNCIL ON THE ARTS FOR THE WYANDANCH RISING STEaM CENTER

The Department of Economic Development and Planning requests the submittal of the attached resolution accepting grant funds from the New York State Council on the Arts. This funding will be used to gauge the economic impact and community appeal of a Wyandanch STEaM Center focusing on science, technology, engineering, art and math.

Attached please find the draft resolution and the required backup. Electronic copies have been filed as required.

Thank you.

CEF/jle
Attachments

cc: Dennis Cohen, Chief Deputy County Executive  
Joanne Minieri, Deputy County Executive and Commissioner  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intergovernmental Relations  
Michelle Stark, Program Coordinator – Cultural Affairs  
Neil Tomb, Intergovernmental Coordinator
RESOLUTION NO. -14, ACCEPTING AND APPROPRIATING FUNDING FOR THE DISABILITY EMPLOYMENT INITIATIVE (DEI) FROM THE NEW YORK STATE DEPARTMENT OF LABOR FOR THE WORKFORCE INVESTMENT ACT (WIA) PROGRAM

WHEREAS, the New York State Department of Labor (NYSDOL) has awarded a grant in the amount of $1,043,565 to the Suffolk County Department of Labor, Licensing and Consumer Affairs to provide case management services to individuals with disabilities.

WHEREAS, this grant is funded by the New York State Department of Labor, for the express purpose of providing case management services to individuals with disabilities; and

WHEREAS, this grant funding covers the period October 1, 2013 through January 31, 2017; and

WHEREAS, these funds have not been included in the 2014 Adopted Operating Budget; and

WHEREAS, these funds are 100% State funded; and

WHEREAS, 2 full time Neighborhood Aides and 1 full time Labor Technician will be created in this program; now, therefore be it

1st RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; and it be further

2nd RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said grant funds as follows:

<table>
<thead>
<tr>
<th>REVENUES:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>320- LAB - 4790 Federal Aid: Various Labor Programs</td>
<td>$1,043,565</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ORGANIZATIONS:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Department of Labor (LAB)</td>
<td></td>
</tr>
<tr>
<td>Workforce Investment Act</td>
<td></td>
</tr>
<tr>
<td>320-6310</td>
<td></td>
</tr>
</tbody>
</table>

| 1000 PERSONAL SERVICES                        | $634,564     |
| 1100 – Permanent Salaries                     | $634,564     |

and be it further

| 2000 EQUIPMENT                                | $18,000      |
| 2020 – Office Machines                        |              |

| 4000 CONTRACTUAL EXPENSES                    | $16,000      |
| 4340 – Travel: Other                         | 16,000       |

| 8000 – EMPLOYEE BENEFITS                     | $202,101     |
| 8330 – Social Security                       | 48,544       |
| 8380 – Benefit Fund                          | 14,429       |
| 8280 – Retirement                            | 139,128      |

| EMPLOYEE BENEFITS – SELF INSURANCE           | $172,900     |
| 039-EMP-9060-8630 Major Medical Claims       | 172,900      |
3rd RESOLVED, that the following positions be and it hereby is created in the Suffolk County Department of Labor, Licensing and Consumer Affairs as follows:

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>320-6310-xxxx-xxxx</td>
<td>3706</td>
<td>Neighborhood Aide</td>
<td>NC</td>
<td>13/S</td>
<td>1</td>
</tr>
<tr>
<td>320-6310-xxxx-xxxx</td>
<td>3706</td>
<td>Neighborhood Aide</td>
<td>NC</td>
<td>13/S</td>
<td>1</td>
</tr>
<tr>
<td>320-6310-xxxx-xxxx</td>
<td>3720</td>
<td>Labor Technician</td>
<td>C</td>
<td>17/S</td>
<td>1</td>
</tr>
</tbody>
</table>

4th RESOLVED, that nothing contained herein shall be construed as obligating or committing the County of Suffolk to continue employment of the individuals filling the position created by the Resolution at the conclusion of the grant funding provided for such position created by said grant; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") Section 617.5 (c) (25) and (27), in that the resolution concerns purchase of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

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>XX</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING FUNDING FOR THE DISABILITY EMPLOYMENT INITIATIVE (DEI) FROM THE NEW YORK STATE DEPARTMENT OF LABOR FOR THE WORKFORCE INVESTMENT ACT (WIA) PROGRAM

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

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

The resolution provides $1,043,565 in grant funds.

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, 2013 and January 31, 2017.

8. Proposed Source of Funding

New York State Department of Labor

9. Timing of Impact

Effective upon adoption

10. Typed Name & Title of Preparer

Tricia Saunders, Principle Research Analyst

11. Signature of Preparer

12. Date

7-11-14

SCIN FORM 175b (10/95)
## GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

## POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

## COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
1. Type of Legislation

Resolution **X**  Local Law **_**  Charter Law

2. Title of Proposed Legislation: Accepting and appropriating funding for the Disability Employment Initiative (DEI) from the New York State Department of Labor.

3. Purpose of Proposed Legislation

Accepting and appropriating funding for the Disability Employment Initiative (DEI) for the express purpose of providing case management services to individuals with disabilities.

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)

   **X** County  ____ Town  ____ Economic Impact
   ____ Village  ____ School District  ____ Other (Specify
   ____ Library District  ____ Fire District  **X** NOT APPLICABLE

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

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

8. Proposed Source of Funding

   New York State Department of Labor

9. Timing of Impact

   Upon adoption of Resolution.

10. Typed Name & Title of Preparer

    BARBARA D'AMICO
    DIRECTOR OF FINANCE

11. Signature of Preparer

    [Signature]

12. Date

    July 2, 2014
I. BACKGROUND INFORMATION

Grant Title: ACCEPTING AND APPROPRIATING FUNDING FOR THE DISABILITY EMPLOYMENT INITIATIVE (DEI) FROM THE NEW YORK STATE DEPARTMENT OF LABOR FOR THE WORKFORCE INVESTMENT ACT (WIA) PROGRAM.

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)
   NEW YORK STATE DEPARTMENT OF LABOR

Grant/Contract Status (Check One)

   a. x New Program Application
   b. ___ Renewal Application
   c. ___ Supplemental (Additional state funding)
   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)

   TO PROVIDE FUNDS THE DISABILITY EMPLOYMENT INITIATIVE (DEI).

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

   SUFFOLK COUNTY DEPARTMENT OF LABOR, LICENSING & CONSUMER AFFAIRS

II. BUDGET INFORMATION

1. Term of Contract

   FROM: October 1, 2013 TO: January 31, 2017

2. Financial Assistance Requested

   SOURCE

<table>
<thead>
<tr>
<th></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>$</td>
<td>%</td>
<td>$</td>
<td>%</td>
<td>$</td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td>100%</td>
<td>$</td>
<td>%</td>
<td>$</td>
</tr>
<tr>
<td>Town</td>
<td>$</td>
<td>%</td>
<td>$</td>
<td>%</td>
<td>$</td>
</tr>
<tr>
<td>County</td>
<td>$</td>
<td>%</td>
<td>$</td>
<td>%</td>
<td>$</td>
</tr>
<tr>
<td>Total</td>
<td>$</td>
<td>100%</td>
<td>$</td>
<td>%</td>
<td>$</td>
</tr>
</tbody>
</table>

SCIN Form 164b (10-80) This form replaces EXGC Form 1, which is obsolete.
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>$ -0-</td>
<td>$ -0-</td>
</tr>
<tr>
<td>Cash Contribution: a.</td>
<td>$ -0-</td>
<td>$ -0-</td>
<td>$ -0-</td>
</tr>
<tr>
<td>b. In-kind Contribution:</td>
<td>$ -0-</td>
<td>$ -0-</td>
<td>$ -0-</td>
</tr>
<tr>
<td>4. Total Number of Positions Requested</td>
<td>-0-</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Can This Program Be Re-funded by the Proposed Non-County Sources?</td>
<td>x Yes ___ No</td>
<td></td>
<td></td>
</tr>
<tr>
<td>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.)</td>
<td>-0-</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 implication, layoffs, etc.)</td>
<td></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 498 Account Items; use an additional 8 1/2” x 11” sheet).</td>
<td>N/A</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

III. COUNTY EXECUTIVE’S OFFICE REVIEW

<table>
<thead>
<tr>
<th>Intergovernmental Relations Division Review:</th>
<th>Approved</th>
<th>Signature of Coordinator</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Disapproved</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Comments</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Budget Office Review:</th>
<th>Approved</th>
<th>Signature of Budget Director</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Disapproved</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Comments</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
TITL OF BILL:
Accepting and appropriated funding for the Disability Employment Initiative (DEI) from the New York State Department of Labor for the Workforce Investment Act (WIA) Program.

PURPOSE OR GENERAL IDEAL OF BILL:
Accepting and appropriating funding for the Disability Employment Initiative (DEI) for the express purpose of providing case management services to individuals with disabilities.

SUMMARY OF SPECIFIC PROVISIONS:
The Federal Disability Employment Initiative (DEI) is a three year $1.043 million dollar grant awarded to the Suffolk County Department of Labor to improve the educational, training, and employment opportunities and outcomes of adults with disabilities.

JUSTIFICATION:
The DEI grant stipulates the SCDOLLCA have dedicated staff as Disability Resource Coordinators (DRC) who are trained and credentialed.

FISCAL IMPLICATIONS:
NO COUNTY FUNDING REQUIRED.
# DISABILITY EMPLOYMENT INITIATIVE

## BUDGET SUMMARY FOR ALL 3 YEARS (01/01/14 TO 01/31/17)

*NOTE: Amounts on this page are formula driven. No entry needed except contact information and signature highlighted below.*

<table>
<thead>
<tr>
<th>LWIA #:</th>
<th>78</th>
</tr>
</thead>
<tbody>
<tr>
<td>LWIA Name:</td>
<td>Suffolk</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>DRC # Name:</th>
<th>Labor Specialist</th>
<th>DRC # Name:</th>
<th>Labor Technician</th>
<th>DRC # Name:</th>
<th>Labor Specialist</th>
</tr>
</thead>
<tbody>
<tr>
<td>SALARY</td>
<td>$74,544.00</td>
<td>SALARY</td>
<td>$83,564.00</td>
<td>SALARY</td>
<td>$83,796.00</td>
</tr>
<tr>
<td>FRINGE</td>
<td>$38,880.00</td>
<td>FRINGE</td>
<td>$44,044.00</td>
<td>FRINGE</td>
<td>$39,080.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$113,424.00</td>
<td>TOTAL</td>
<td>$127,608.00</td>
<td>TOTAL</td>
<td>$122,876.00</td>
</tr>
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</table>

<table>
<thead>
<tr>
<th>DRC # Name:</th>
<th>SALARY</th>
<th>DRC # Name:</th>
<th>SALARY</th>
<th>DRC # Name:</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>$92,796.00</td>
<td>$68,458.00</td>
<td>$70,532.00</td>
<td>$54,204.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>FRINGE</td>
<td>$35,376.00</td>
<td>$38,974.00</td>
<td>$40,118.00</td>
<td>$3,086.00</td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>$128,172.00</td>
<td>$107,432.00</td>
<td>$110,650.00</td>
<td>$114,290.00</td>
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</table>

<table>
<thead>
<tr>
<th>DRC # Name:</th>
<th>SALARY</th>
<th>DRC # Name:</th>
<th>SALARY</th>
<th>DRC # Name:</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>$29,460.00</td>
<td>$40,638.00</td>
<td>$45,006.00</td>
<td>$3,462.00</td>
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<tr>
<td>FRINGE</td>
<td>$22,720.00</td>
<td>$30,732.00</td>
<td>$32,552.00</td>
<td>$2,504.00</td>
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<tr>
<td>TOTAL</td>
<td>$52,180.00</td>
<td>$71,370.00</td>
<td>$77,558.00</td>
<td>$5,966.00</td>
<td></td>
</tr>
</tbody>
</table>

| TRAVEL      | $4,888.84   | $3,333.28   | $5,333.28   | $444.44     |
| A. TECH     | $-          | $-          | $-          | $18,000.00  |
| ADMIN       | $23,844.96  | $34,253.92  | $35,707.03  | $2,750.49   |

| TOTAL       | $298,449.82 | $342,539.20 | $357,070.31 | $27,504.93  |

**GRAND TOTAL:**

$1,043,564.27

**COMPLETED BY:**

**TITLE:**

**EMAIL:**

**DATE:**

THE ABOVE BUDGET IS AN ACCURATE REPRESENTATION OF THE FUNDING REQUIRED TO OPERATE THE DISABILITY EMPLOYMENT INITIATIVE FOR THE PERIOD 01/01/14 TO 01/31/17. MODIFICATIONS TO THIS BUDGET WILL BE PROVIDED, IF NECESSARY.

**SIGNATURE:**

[Signature]

[Signature Date]
May 30, 2014

Mr. Steven Bellone  
County Executive  
Suffolk County  
H. Lee Dennison Building  
100 Veteran’s Memorial Highway  
P.O. Box 6100, 12th Floor  
Hauppauge, New York 11788

Dear Mr. Bellone:

Attached is a Notice of Obligational Authority (NOA) providing the Local Workforce Investment Area (LWIA) funding for the Disability Employment Initiative (DEI), for the period October 1, 2013 through January 31, 2017.

All charges against this program must be reported monthly to PeopleSoft in Program 340 using the following account codes:

<table>
<thead>
<tr>
<th>PeopleSoft Account/Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>516100 Wages</td>
</tr>
<tr>
<td>516101 Fringe</td>
</tr>
<tr>
<td>516102 Assistive Technology</td>
</tr>
<tr>
<td>516103 Travel</td>
</tr>
<tr>
<td>516000 Administration</td>
</tr>
<tr>
<td>513100 Training (DRC)</td>
</tr>
<tr>
<td>513200 Training (Customer)</td>
</tr>
</tbody>
</table>

This NOA reflects category allocations as follows:

<table>
<thead>
<tr>
<th>Program Category</th>
<th>Prior Level</th>
<th>Change per NOA</th>
<th>New Level</th>
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</thead>
<tbody>
<tr>
<td>Wages</td>
<td>$ 73,234.00</td>
<td>$</td>
<td>$ 73,234.00</td>
</tr>
<tr>
<td>Fringe</td>
<td>$ 41,986.00</td>
<td>$</td>
<td>$ 41,986.00</td>
</tr>
<tr>
<td>Assistive Technology</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>Travel</td>
<td>$ 2,222.12</td>
<td>$</td>
<td>$ 2,222.12</td>
</tr>
<tr>
<td>Administration</td>
<td>$ 13,048.81</td>
<td>$ 4,350.00</td>
<td>$ 13,048.81</td>
</tr>
<tr>
<td>Training (DRC)</td>
<td>$</td>
<td>$ 4,350.00</td>
<td>$ 4,350.00</td>
</tr>
<tr>
<td>Training (Customer)</td>
<td>$</td>
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</tr>
<tr>
<td>Total</td>
<td>$ 130,490.93</td>
<td>$ 4,350.00</td>
<td>$ 134,840.93</td>
</tr>
</tbody>
</table>

Phone: (518) 457-4317  
W. Averell Harriman State Office Campus  
Building 12, Room 590, Albany, NY 12240
As a reminder, the funds awarded to the LWIA under this grant may be expended only for purposes identified in the grant and must be reported to New York State Department of Labor (NYSDOL) by the LWIA on a monthly basis. In the event the final costs are less than requested, the funds remaining unexpended will be deobligated and will not be available for the LWIA’s use.

Any questions regarding the reporting of these funds should be directed to Sharie FitzGibbon at (518) 457-9060. Programmatic questions should be directed to Tim Casella at (518) 457-2381.

Sincerely,

Karen A. Coleman
Deputy Commissioner
for Workforce Development

Attachment

cc: Mr. Samuel Chu
    Ms. Barbara D’Amico
    Mr. Henry Daisey
    Mr. Kuriakose Varkey
TO: Jon Schneider, Deputy County Executive
Suffolk County Executive's Office

FROM: Samuel Chu, Commissioner

DATE: July 2, 2014

RE: INTRODUCTORY RESOLUTION

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

RESOLUTION NO. -14, ACCEPTING AND APPROPRIATING DISABILITY EMPLOYMENT INITIATIVE (DEI) FUNDS.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE "RESO-LLCA-DISABILITY EMPLOYMENT INITIATIVE (DEI)."

Thank you for your assistance.

***

SC:dv
Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
RESOLUTION NO. -2014, APPROVING
THE APPOINTMENT OF JASON LUCIA TO DETECTIVE
IN THE SUFFOLK COUNTY POLICE DEPARTMENT

WHEREAS, Section A6-3(A) and (B) of the SUFFOLK COUNTY
ADMINISTRATIVE CODE was amended by Local Law Nos. 26-1999 and 24-2005,
extending anti-nepotism provisions to cover relatives of Police Department officials, as
defined therein, when the position is not being filled pursuant to a Civil Service Law
competitive examination; and

WHEREAS, the Suffolk County Police Commissioner intends to appoint
Jason Lucia, nephew of Suffolk County Police Deputy Inspector, to a position of
Detective; and

WHEREAS, said employee is presently employed by the Suffolk County
Police Department as a police officer; and

WHEREAS, said employee is well qualified to fill the position of
Detective; and

WHEREAS, there are sufficient unexpended and uncommitted funds in
the Police Department budget to cover the cost; now, therefore be it

1st RESOLVED, that the appointment indicated above is hereby approved
and shall be effective upon appointment by the Police Commissioner after approval of
this resolution.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
July 3, 2014

Office of the County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Attn: Jonathan Schneider
Deputy County Executive

Re: Legislative proposal approving the appointment of Jason Lucia to detective in the Suffolk County Police Department

Dear Mr. Schneider:

I respectfully request that the County Executive propose the attached legislative resolution approving the appointment of Jason Lucia to detective in the Suffolk County Police Department pursuant to section A6-3 of the Suffolk County Code. The proposed resolution will allow the Suffolk County Police Department to fill a currently vacant position.

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 July 3, 2014 to CE RESO REVIEW under the title Reso-SCPD Jason Lucia designation.

Very truly yours,

Edward Webber
Police Commissioner

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
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

APPROVING THE APPOINTMENT OF JASON LUCIA TO DETECTIVE IN THE SUFFOLK COUNTY POLICE DEPARTMENT

3. Purpose of Proposed Legislation

To extend anti-nepotism provisions to cover relatives of the Police Department officials when the position is not being filled pursuant to a Civil Service Law competitive examination.

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 allows for the promotion of Jason Lucia from Police Officer to Detective.

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

An increase in salary and benefits is equivalent to approximately $40,000 over 5 years.

8. Proposed Source of Funding

Operating Budget

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer
    Tricia Saunders, Principle Research Analyst

11. Signature of Preparer
    

12. Date
    7-11-14

SCIN FORM 175b (10/95)  Page 1 of 2
### General Fund

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate Per $100</th>
<th>2014 FEV Tax Rate Per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
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</tbody>
</table>

### Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2013 AV Tax Rate Per $100</th>
<th>2014 FEV Tax Rate Per $1000</th>
</tr>
</thead>
<tbody>
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<td>Total</td>
<td>$0</td>
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<td></td>
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</table>

### Combined

<table>
<thead>
<tr>
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<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate Per $100</th>
<th>2014 FEV Tax Rate Per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**Notes:**

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2013.
3. Source for equalization rates: 2013 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
   APPROVING THE APPOINTMENT OF JASON LUCIA TO DETECTIVE IN THE SUFFOLK COUNTY POLICE DEPARTMENT

3. Purpose of Proposed Legislation
   The purpose of this resolution is to comply with Section 6-3(A) and (B) of the Suffolk county Administrative Code regarding the hiring or promoting of relatives of high ranking County officials.

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

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

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
   This is a budgeted position which is currently vacant.

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
   $39,518.00 over Five (5) years.

8. Proposed Source of Funding
   There are sufficient funds in the Police Department budget to fund this promotion.

9. Timing of Impact
   Jason Lucia would be placed at a competitive disadvantage to others being promoted if this approval was delayed.

10. Typed Name & Title of Preparer
    Alexander J. Crawford, Captain

11. Signature of Preparer
    [Signature]

12. Date
    7/03/14

SCIN FORM 175b (10/95)
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

Title Of Bill: Approving the appointment of Jason Lucia to detective in the Suffolk County Police Department

PURPOSE OR GENERAL IDEA OF BILL: This proposed resolution is seeking to approve the appointment of Jason Lucia to the position of Detective in the Suffolk County Police Department pursuant to section A6-3 of the Suffolk County Code.

SUMMARY OF SPECIFIC PROVISIONS: Jason Lucia currently holds the position of Police Officer in the Suffolk County Police Department. Officer Jason Lucia’s uncle William Silva is a Deputy Inspector in the Suffolk County Police Department.

JUSTIFICATION: Jason Lucia is well qualified to fill this currently vacant position.
RESOLUTION NO. 1694-14, ACCEPTING AND APPROPRIATING GRANT FUNDS IN THE AMOUNT OF $311,654 FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION, FOR A DEDICATED COMMERCIAL MOTOR VEHICLE SAFETY ENFORCEMENT PROJECT WITH 80% SUPPORT

WHEREAS, the United States Department of Transportation has made available $311,654 in Federal funding from the Federal Motor Carrier Safety Administration for the Suffolk County Police Department to conduct Commercial Motor Vehicle Safety Checkpoints and Highway Safety Patrols; and

WHEREAS, the contract period for the program will be from June 19, 2014 through September 30, 2015; and

WHEREAS, matching funds totaling $77,914 for the program are included in the 2014 Suffolk County Operating Budget and in the 2015 Suffolk County Operating Budget request; and

WHEREAS, said grant funds totaling $311,654 have not been included in the 2014 Suffolk County Operating Budget; and

WHEREAS, the grant funding will provide for the purchase of one (1) low-profile crew cab pickup truck specialized vehicle for the SCPD Motor Carrier Safety Section to aid in the grant enforcement activities; and

WHEREAS, the purchase of said specialized vehicle will increase the fleet of the Suffolk County Police Department by one (1) vehicle; and

WHEREAS, Chapter 186 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 increased by one (1) low-profile specialized crew cab vehicle approved pursuant to Chapter 186-2 (b) (6) of the SUFFOLK COUNTY CODE, and in accordance with or exceeding the County vehicle standard, for use by the Motor Carrier Safety Section of the Suffolk County Police Department; and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of the 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 of Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution, and be it further
3rd RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said grant funds as follows:

**REVENUES:**
115-4340 - Federal Aid: MCSAP High Priority 2014

<table>
<thead>
<tr>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>$311,654</td>
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</tbody>
</table>

**ORGANIZATIONS:**
Police Department (POL)
MCSAP High Priority 2014
115-POL-3673

<table>
<thead>
<tr>
<th>1000-Personal Services</th>
<th>$174,750</th>
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</thead>
<tbody>
<tr>
<td>1120-Overtime Salaries</td>
<td>174,750</td>
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</tbody>
</table>

<table>
<thead>
<tr>
<th>2000-Equipment</th>
<th>$ 73,800</th>
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</thead>
<tbody>
<tr>
<td>2040-Trucks, Trailers &amp; Jeeps</td>
<td>60,700</td>
</tr>
<tr>
<td>2090-Radio &amp; Communication</td>
<td>4,300</td>
</tr>
<tr>
<td>2500-Other Equipment Not Otherwise</td>
<td>8,800</td>
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</tbody>
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<table>
<thead>
<tr>
<th>4300-Travel</th>
<th>$ 10,941</th>
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</thead>
<tbody>
<tr>
<td>4310-Employee Misc - Expenses</td>
<td>1,320</td>
</tr>
<tr>
<td>4330-Travel Employee Contracts</td>
<td>311</td>
</tr>
<tr>
<td>4340-Travel Other Contracts</td>
<td>9,310</td>
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Employee Benefits
Retirement
115-EMP-9010

<table>
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<tr>
<th>$49,629</th>
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**Employee Benefits**
Social Security
115-EMP-9030

<table>
<thead>
<tr>
<th>$ 2,534</th>
</tr>
</thead>
</table>

**Employee Benefits**
Social Security
115-EMP-9030

and be it further
4th RESOLVED, that the County Executive be and hereby is authorized to execute the grant agreement between Suffolk County and the United States Department of Transportation.

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 GRANT FUNDS IN THE AMOUNT OF $311,654 FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION, FOR A DEDICATED COMMERCIAL MOTOR VEHICLE SAFETY ENFORCEMENT PROJECT WITH 80% 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 $311,654 in grant funds with 80% support, $77,914 in salary and benefits are already included in the operating budget.

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 June 19, 2014 and September 30, 2015.

8. Proposed Source of Funding

   United States Department of Transportation

9. Timing of Impact

   Effective upon adoption

10. Typed Name & Title of Preparer  11. Signature of Preparer  12. Date
    Tricia Saunders, Principle Research Analyst

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
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</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
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<tbody>
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<td>TOTAL</td>
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### COMBINED

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<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**

3) SOURCE FOR EQUALIZATION RATES: 2013 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
2013 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

Title Of Bill: Accepting & appropriating grant funds in the amount of $311,654 from the United Stated Department of Transportation, Federal Motor Carrier Safety Administration, for a dedicated commercial motor vehicle safety enforcement project with 80% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept a grant award of $311,654 to enhance Suffolk County’s enforcement efforts in the area of commercial motor vehicle and highway safety.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will allow the County to accept funding in the amount of $311,654 from the United States Department of Transportation which will be used to support enforcement activities targeting commercial motor vehicle traffic and highway safety regulations in Suffolk County.

JUSTIFICATION: New York State is among the top 10 States with the highest CMV fatalities. Suffolk County is the second largest county in New York State and for 2012 was listed in the top three out of the 62 N.Y. Counties for crashes involving large trucks and buses. Suffolk County leads all other N.Y. counties in commercial motor vehicle registrations, including both trucks and buses. Suffolk County is also the leading County in total vehicles registered in New York State which adds to the congestion on the roadways. 90% of the goods delivered to Long Island arrive by truck. In addition, a significant number of coach buses operate between the East End and NYC and tour buses bring customers to two outlet centers and East End wineries. During the summer, passenger vehicle traffic increases as tourists travel to a variety of Suffolk locations. In Suffolk, from 2010-2012 there were 773 reportable crashes involving commercial motor vehicles. During 2012 there were 96 large truck crashes involving a fatality within New York State. Six of those crashes occurred in Suffolk County. Analysis reveals that driver action/behavior contributed to over 75% of all crashes. Non-commercial vehicle crashes in Suffolk also share with large truck crashes a high percentage (75%) of driver contributing factors, including aggressive driving related factors and driver distraction. All of these facts indicate that aggressive driving and distracted driving are problems in Suffolk for both CMVs and standard vehicles, with often severe consequences. The SCPD is tasked with patrolling the roadways of Suffolk County to create a safe driving environment. Grant funding will provide for additional commercial vehicle safety enforcement and aggressive driving enforcement for commercial and passenger vehicles as well as the purchase of one additional low profile specially equipped crew cab vehicle to be used by the SCPD Motor Carrier Safety Section for enforcement activities.
COORDINATION OF GRANT APPLICATION OR CONTRACT
County of Suffolk

DATE: 3/6/2014
REV: 7/3/2014

<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>Sarah Furey</td>
<td>852-6042</td>
<td>N/A</td>
</tr>
<tr>
<td>Sr. Grants Analyst</td>
<td></td>
<td></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: **Motor Carrier Safety Assistance Program (MCSAP) High Priority 2014**


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

   General Purpose of Grant/Contract (Describe briefly). Funding will support enhanced Commercial Motor Vehicle safety enforcement, additional safety checkpoints, a low profile crew cab pick-up, and specialized inspection 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 6/19/14                To: 9/30/15

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>SECOND FUNDING CYCLE 3/1/11-8/31/12</th>
<th>THIRD FUNDING CYCLE 9/1/12-9/30/13</th>
<th>FOURTH FUNDING CYCLE 6/19/14-9/30/15</th>
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<tr>
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<td>$329,876</td>
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<tr>
<td>State</td>
<td>$</td>
<td>%</td>
<td>$</td>
</tr>
<tr>
<td>Private</td>
<td>$</td>
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<tr>
<td>County</td>
<td>$82,469</td>
<td>20%</td>
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<td>Total</td>
<td>$412,345</td>
<td>100%</td>
<td>$539,762</td>
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SCIN FORM 164
3. Explanation of Requested County Financial Assistance

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<tr>
<th>Category</th>
<th>Total Requested</th>
<th>Personnel Costs Requested</th>
<th>Non-Personnel Costs Requested</th>
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<tr>
<td>TOTAL COUNTY SHARE:</td>
<td>$77,914</td>
<td>$</td>
<td>$77,914</td>
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<td>A. Cash Contribution</td>
<td>$77,914</td>
<td>$</td>
<td>$77,914</td>
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<tr>
<td>B. In-Kind Contribution</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
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4. Total Number of New Positions Requested 0

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

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

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

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

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

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

III. COUNTY EXECUTIVE'S OFFICE REVIEW

1. Intergovernmental Relations Division Review: Approved

   Disapproved

4. Comments

5. Budget Office Review: Approved

   Disapproved

8. Comments

SCIN FORM 164
<table>
<thead>
<tr>
<th>Category</th>
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<td></td>
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<tr>
<td></td>
<td>2010 furniture &amp; fixtures</td>
<td>2010 furniture &amp; fixtures</td>
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<tr>
<td></td>
<td>2020 office machines</td>
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<tr>
<td></td>
<td>2040 telephone &amp; telegraph</td>
<td>2040 telephone &amp; telegraph</td>
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<tr>
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<td>2060 Utilities</td>
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<td>2500 Radio and communication</td>
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<td>2400 Trucks, Trailers &amp; Jeep</td>
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<td></td>
<td>2300 Vehicles &amp; Alternative constr</td>
<td>2300 Vehicles &amp; Alternative constr</td>
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SCIN Form 164D (10-80)
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<td>4560 Fees for Services, Non-Employees</td>
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<td>4770 Special Services</td>
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<td>4900 CONTRACTED SERVICES (LIST)</td>
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<td>OTHER (List Source &amp; Brief Explanation)</td>
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</table>

I certify that the above in-kind contribution are not currently being used to support other grants

SCIN Form 164D (10-80)
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X  Local Law ___  Charter Law ___

2. Title of Proposed Resolution
   Accepting and appropriating grant funds in the amount of $311,654 from
   the United States Department of Transportation, Federal Motor Carrier
   Safety Administration, for a dedicated Commercial Motor Vehicle Safety
   Enforcement project with 80% support.

3. Purpose of Proposed Legislation
   To accept and appropriate said grant funds in the amount of $311,654 for
   the Suffolk County Police Department to enhance its ability to conduct
   Commercial Motor Vehicle Safety checkpoints and enhanced highway safety
   patrols, with 80% support.

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 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 costs are anticipated other than minor increases in routine
   administrative costs, associated with an increase in the number of
   summonses written.

8. Proposed Source of Funding
   US Department of Transportation, Federal Motor Carrier Safety
   Administration

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer  11. Signature of Preparer  12. Date
    Susan C. Krause, Grants Analyst  (Signature)  7/3/14

SCIN FORM NO. 175b (10/95)
**Grant Agreement**

**U.S. Department of Transportation**  
**Federal Motor Carrier Safety Administration**

1. **RECIPIENT NAME AND ADDRESS**  
   County of Suffolk  
   100 Veteran Hwy  
   Highway Patrol  
   Hauppauge, NY 11788-5402

2. **AGREEMENT NUMBER:** FM-MHP-0186-14-01-00  
3. **AMENDMENT NO.** 0

4. **PROJECT PERFORMANCE PERIOD:**  
   FROM 06/19/2014 TO 09/30/2015

5. **FEDERAL FUNDING PERIOD:**  
   FROM 06/19/2014 TO 09/30/2015

6. **ACTION** New

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<tr>
<th>FUNDING</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>7. CFDA#: 20.218</td>
<td>311,654.00</td>
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| 8. PROJECT TITLE  
   Conducting aggressive and distracted driving enforcement,  
   inspections on passenger CMVs and high visibility CMV  
   enforcement. | 77,914.00 |
| 9. TOTAL FEDERAL AMOUNT OF THIS AGREEMENT | 311,654.00 |
| 10. TOTAL MATCHING AMOUNT OF THIS AGREEMENT | 77,914.00 |
| 11. TOTAL AMOUNT OF THIS AGREEMENT | 389,568.00 |

12A. **GRANTEE PROGRAM MANAGER EMAIL**  
   furyeva@ SuffolkCounty ny.gov

12B. **GRANTEE PROGRAM MANAGER PHONE NUMBER**  
   631-852-6042

112C. **GRANTEE PROGRAM MANAGER ADDRESS**  
   100 Veteran Highway  
   Highway Patrol  
   Hauppauge, NY 11788-5402

13A. **GRANT PROGRAM OFFICER EMAIL**  
   Julie.Otto@dot.gov

13B. **GRANT PROGRAM OFFICER PHONE NUMBER**  
   (202) 366-0710

14. **INCORPORATED ATTACHMENTS**
   FMCSA Financial Assistance Agreement General Provisions and Assurances; grantee project plan and budget incorporated by reference unless/except as noted below.

15. **STATUTORY AUTHORITY FOR GRANT/COOPERATIVE AGREEMENT**
   49 USC §§ 31104(a) & (k); SAFETEA-LU, Pub. L. No 109–59, §4107(a) (2005), amended by Pub. L. 110-244, § 4101(a), 4107, as amended by MAP-21, Pub. L. No. 112-141, §§ 32603(a) & (d)(2012)

16. **REMARKS**
   FMCSA approves the project plan and budget without specific changes. If the grantee is requesting indirect costs, it may not request these costs for reimbursement until it has submitted to FMCSA an executed indirect cost rate agreement.

**GRANTEE ACCEPTANCE**

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<thead>
<tr>
<th>NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL</th>
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</thead>
<tbody>
<tr>
<td>19. NAME AND TITLE OF AUTHORIZED FMCSA OFFICIAL</td>
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<tr>
<th>SIGNATURE OF AUTHORIZED GRANTEE OFFICIAL</th>
</tr>
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<tbody>
<tr>
<td>20. SIGNATURE OF AUTHORIZED FMCSA OFFICIAL</td>
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**AGENCY USE ONLY**

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AWARD ATTACHMENTS

County of Suffolk

FM-MHP-0186-14-01-00

1. FY 2014 FMCSA Financial Assistance Agreement General Provisions and Assurances
FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

FINANCIAL ASSISTANCE AGREEMENT
GENERAL PROVISIONS AND ASSURANCES
January 2014

Section 1. Grant Authority


b. Lapse in Appropriations and/or Authorization.

Except in limited circumstances, the absence of FMCSA appropriations and/or authorization prevents the continuation of Federal supervision and support to the performance of a grant. In the absence of such supervision or support, the Recipient may only continue to proceed with its work if (1) the performance of such grant is not incurring obligations from the lapsed appropriations; (2) if continued grant management supervision or support is not critical to the grantee’s continued performance of the work; (3) and FMCSA has approved the continuation of such work. FMCSA will make such determinations in accordance with the Executive Office of the President, Office of Management and Budget, Memorandum “Planning for Agency Operations During a Lapse in Government Funding”(April 7, 2011), and any amendments or updated guidance thereto.

Section 2. Effective Date.

Recipient acknowledges that Federal funds are obligated on the effective date of the Grant Agreement. The effective date is the date that the Grant Agreement contains the authorized signatures of both parties to this agreement. Where the dates accompanying the signatures differ from party to party, the effective date of the Grant Agreement shall be the most recent of these dates.
Section 3. Electronic Signatures.

The Recipient understands that electronic signatures are binding. An electronic signature to the Grant Agreement commits the Recipient to these Provisions and Assurances, as well as all requirements denoted in Section 4.

Section 4. General Requirements.

a. Obligation of Recipient to Comply.

The Recipient understands that by signing the Grant Agreement, the Recipient is agreeing to carry out the approved project plan and the approved budget and to comply with all applicable Federal laws and requirements imposed by the FMCSA concerning special requirements of law, program requirements, and other administrative requirements. This includes, but is not limited to: (1) 49 U.S.C. Chapter 311 (2006), as applicable and denoted in the Notice of Grant Agreement; (2) SAFETEA-LU, Pub. L. No.109-59, § § 4101-4134, 119 Stat. 1144, 1715-1745 (2005), as applicable and denoted in the Notice of Grant Agreement; (3) U.S. Department of Transportation (DOT) regulations, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments" (common grant management rule), 49 C.F.R. Part 18, applies to projects with governmental bodies; (4) U.S. DOT regulations, "Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Nonprofit Organizations," 49 C.F.R. Part 19, applies to Projects with institutions of higher education and private nonprofit organizations and also applies to grants and cooperative agreements with private for-profit organizations; (5) 2 C.F.R. § § 220, 225, 230; and (6) OMB Circular A-102 and 2 C.F.R. §215 (OMB Circular A-110).


i. Federal Laws and Regulations.

The Recipient understands that Federal laws, regulations, policies, and related administrative practices applicable to this Agreement on the date the Agreement was executed may be modified from time to time. The Recipient agrees that the most recent of such Federal requirements will govern the administration of this Agreement at any particular time, except if there is sufficient evidence in this Agreement of a contrary intent. Likewise, new Federal laws, regulations, policies and administrative practices may be established after the date the Agreement has been executed and may apply to this Agreement. To achieve compliance with changing Federal requirements, the Recipient agrees to include in all sub-assistance agreements and third party contracts financed with FMCSA assistance, specific notice that Federal requirements may change and the changed requirements will apply to the Project as required. All limits or standards set forth in this Agreement to be observed in the performance of the Project are minimum requirements.
ii. State or Territorial Law and Local Law.

Except to the extent that a Federal statute or regulation preempts State or territorial law, nothing in this Agreement shall require the Recipient to observe or enforce compliance with any provision thereof, perform any other act, or do any other thing in contravention of any applicable State or territorial law; however, if any of the provisions of this Agreement violate any applicable State or territorial law, or if compliance with the provisions of this Agreement would require the Recipient to violate any applicable State or territorial law, the Recipient agrees to notify the FMCSA immediately in writing in order that FMCSA and the Recipient may make appropriate arrangements to proceed with the Project as soon as possible.

c. Subgrantees

State Recipients shall follow State law and procedures when awarding and administering subgrants to local and Indian tribal governments in accordance with 49 C.F.R. §18.37(a). Other grantees awarding subgrants to local and Indian tribal governments shall follow 49 C.F.R. §18.37(b). The Recipient understands that 49 C.F.R. Part 19 shall be applied to institutions of higher education, hospitals or other non-profit organization subgrantees in accordance with 49 C.F.R. § 19.5.

Section 5. Ethics.

a. Written Code of Ethics.

The Recipient agrees to maintain a written code or standards of ethical conduct that shall govern the performance of its officers, employees, board members, or agents engaged in the award and administration of contracts supported by Federal funds. The code or standards shall provide that the Recipient's officers, employees, board members, or agents may neither solicit nor accept gratuities, favors or anything of monetary value from present or potential contractors, subgrantees, or regulated entities. The Recipient may set minimum rules where the financial interest is not substantial or the gift is an unsolicited item of nominal intrinsic value. As permitted by State or local law or regulations, such code or standards shall provide for penalties, sanctions, or other disciplinary actions for violations by the Recipient's officers, employees, board members, or agents, or by contractors or sub-grantees or their agents.

b. Personal Conflict of Interest.

The Recipient's code or standards must provide that no employee, officer, board member, or agent of the Recipient may participate in the selection, award, or administration of a contract supported by Federal funds if a real or apparent conflict of interest would be involved. Such a conflict would arise when any of the parties set forth below has a financial or other interest in the firm selected for award:

i. The employee, officer, board member, or agent;

ii. Any member of his or her immediate family;
iii. His or her partner; or

iv. An organization that employs, or is about to employ, any of the above.

c. Organizational Conflicts of Interest.

The Recipient's code or standards of conduct must include procedures for identifying and preventing real and apparent organizational conflicts of interests. An organizational conflict of interest exists when the nature of the work to be performed under a proposed third party contract, may, without some restrictions on future activities, result in an unfair competitive advantage to the contractor or impair the contractor's objectivity in performing the contract work.


The Recipient agrees to comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7321-7326), which limit the political activities of an individual whose principal employment is in connection with an activity which is financed in whole or in part by loans or grants made by the United States or a Federal agency. The Hatch Act specifically exempts employees of educational institutions, and the Hatch is not applicable to private, nonprofit organizations unless the statutes through which the nonprofit organizations derive their federal funding contain a provision stating that the recipient organizations are deemed to be state or local government agencies for purposes of the Hatch Act.

Section 7. Limitation on Use of Federal Funds for Lobbying for Grants in Excess of $100,000.

By signing this agreement the Recipient declares that it is in compliance with 31 U.S.C. Sec. 1352, which prohibits the use of Federally appropriated funds to influence a Federal employee, officer, or Member of Congress in connection with the making or modification of any Federal grant, loan, contract, or cooperative agreement. Unless the payment of funds is otherwise reported to FMCSA, signing this agreement constitutes a declaration that no funds, including funds not Federally appropriated, were used or agreed to be used to influence this grant. Recipients of subgrants in excess of $100,000 must make the same declarations to the Recipient. With respect to the payment of funds not Federally appropriated by the recipient and subgrantees, the Recipient must report to the FMCSA the name and address of each person paid or performing services for which payment is made, the amount paid, and the activity for which the person was paid.

Section 8. Contracting.

a. Federal Standards.

The Recipient agrees to comply with the Procurement Standards requirements set forth at 49 C.F.R. § 18.36 or 49 C.F.R. §§ 19.40 through 19.48 inclusive, whichever may be applicable, and with applicable supplementary U.S. DOT or FMCSA directives or regulations. If determined
necessary for proper Project administration, FMCSA reserves the right to review the Recipient's technical specifications and requirements.


The Recipient agrees to conform with the Buy American Act (41 U.S.C. §§ 10a-d), as required by Section 708 of the Transportation, Treasury, Housing and Urban Development, the Judiciary, and Independent Agencies Appropriations Act, 2006 (Public Law 109-115 (November 30, 2005)). As required by Section 709 of the appropriations act, the Recipient represents that it has never been convicted of violating the Buy American Act, and agrees that it will not make funding received under the appropriations act available to any person or entity that has been convicted of violating the Buy American Act.


a. With respect to any procurement for goods and services (including construction services) having an aggregate value of $500,000 or more, the Recipient agrees to:

i. Specify in any announcement of the awarding of the contract for such goods or services the amount of Federal funds that will be used to finance the acquisition; and

ii. Express the said amount as a percentage of the total costs of the planned acquisition.

Section 10. Debarment and Suspension.

The Recipient agrees to obtain certifications on debarment and suspension from its third party contractors and subgrantees and otherwise comply with U.S. DOT regulations, Government-wide Debarment and Suspension (Non-procurement) and Government-wide Requirements for Drug-Free Workplace (Grants), 49 C.F.R. Part 32.

Section 11. Notification of Third Party Contract Disputes or Breaches.

The Recipient agrees to notify FMCSA of any current or prospective major dispute, breach, or litigation pertaining to any third party contract. If the Recipient seeks to name FMCSA as a party to litigation for any reason, the Recipient agrees first to inform FMCSA before doing so. This provision applies to any type of litigation whatsoever, in any forum.

Section 12. Participation by Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged Individuals.

FMCSA encourages the Recipient to utilize small business concerns owned and controlled by socially and economically disadvantaged individuals (as that term is defined for other DOT agencies in 49 C.F.R. Part 26) in carrying out the Project.
Section 13. Records Retention.


During the course of the Project and for three years after the final voucher, the Recipient agrees to retain intact and to provide any data, documents, reports, records, contracts, and supporting materials relating to the Project as FMCSA may require. Reporting and record-keeping requirements are set forth in (1) 49 C.F.R. Part 18 for governmental Recipients and (2) 49 C.F.R. Part 19 for hospitals, educational institutions, private non-profit and for-profit Recipients. Project closeout does not alter these requirements.


The Recipient will give FMCSA, the Secretary of Transportation, the Comptroller General of the United States, or any of their duly authorized representatives, and, if appropriate the State, through any authorized representative, access to and the right to examine all records, books, papers or documents related to the award and will establish a proper accounting system in accordance with generally accepted accounting standards.

c. Access to Records in Negotiated Agreements.

The Recipient will include in all negotiated contracts (except those of $10,000 or less) awarded by Recipient a provision to the effect that the Recipient, FMCSA, the Secretary of Transportation, the Comptroller General of the United States, or any of their duly authorized representatives, and, if appropriate the State, through any authorized representative, shall have access to any books documents, papers and records of the contractor which are directly pertinent to the program for the purpose of making audits, examinations, excerpts, and transcriptions.

i. Financial records, supporting documents, statistical records, and all other records pertinent to this instrument shall be retained for a period of three years, with the following exception:

1. If any litigation, claim, or audit is started before the expiration of the 3-year period, the records shall be retained in their entirety until all litigation claims, or audit findings involving the records have been resolved.

2. Records for non expendable property, if any, acquired with Federal funds shall be retained for three years after its final disposition.

3. When records are transferred to or maintained by FMCSA, the 3-year retention requirement is not applicable to the recipient. The retention period starts from the date of the submission of the final expenditure report.
Section 14. Audit and Inspection.


Under the Inspector General Act of 1978, as amended, 5 U.S.C. App. 3 § 1 et seq., an audit of the award may be conducted at any time.


The Recipient agrees to undergo the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular NO. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."

c. Audit Requirements.

A Recipient that is: (a) a State, local government or Indian tribal government agrees to comply with the audit requirements of 49 C.F.R. § 18.26 and OMB Circular A-133, and any revision or supplement thereto; (b) an institution of higher education or nonprofit organization agrees to comply with the audit requirements of 49 C.F.R. § 19.26 and OMB Circular A-133, and any revision or supplement thereto; (c) a private for-profit organization agrees to comply with the audit requirements of OMB Circular A-133.

It is imperative that Recipients submit required OMB Circular A-133 audits within the time limits specified in the Circular. The Recipient agrees to submit the data collection form and copies of the reporting package required under OMB Circular A-133 to the Federal Audit Clearinghouse Bureau of the Census, 1201 East 10th Street Jefferson, IN 47132.

The Recipient agrees to obtain any other audits required by FMCSA. Project closeout will not alter the Recipient's audit responsibilities. Audit costs for Project administration and management are allowable under this Project to the extent authorized by OMB Circular A-87, Revised; OMB Circular A-21, Revised; or OMB Circular A-122, Revised.

The Recipient agrees to permit FMCSA, the Secretary of Transportation and the Comptroller General of the United States, or their authorized representatives, to inspect all Project work, materials, payrolls, and other data, and to audit the books, records, and accounts of the Recipient and its contractors pertaining to the Project. The Recipient agrees to require each third party contractor whose contract award is not based on competitive bidding procedures as defined by the Secretary to permit the Secretary of Transportation and the Comptroller General of the United States, or their duly authorized representatives, to inspect all work, materials, payrolls, and other data and records involving that contract, and to audit the books, records, and accounts involving that contract as it affects the Project.

Section 15. Responsibility for Reporting Fraudulent Activity, Waste and Abuse.

The Recipient understands that the Federal government may pursue administrative, civil, or criminal action under a variety of statutes relating to fraud and making false statement or claims.
The Recipient agrees to contact the DOT, the Office of Inspector General (OIG), if the Recipient becomes aware of the existence (or apparent existence) of fraudulent activity, waste, or abuse.

The OIG has authority within the DOT to conduct criminal investigations. The DOT OIG maintains a post office box and a toll-free hotline for receiving information from individuals concerning fraud, waste, or abuse under DHS grants and cooperative agreements. The hotline is available 24 hours a day, 7 days a week. http://www.oig.dot.gov/Hotline. The identity of the caller is kept confidential, and callers are not required to give their names.

Examples of fraud, waste, and abuse that should be reported include, but are not limited to, embezzlement, misuse, or misappropriation of grant funds or property, and false statements, whether by organizations or individuals. Other examples include theft of grant funds for personal use; using funds for non-grant-related purposes; theft of federally owned property or property acquired or leased under a grant; charging inflated building rental fees for a building owned by the Recipient; submitting false financial reports; and submitting false financial data in bids submitted to the Recipient (for eventual payment under the grant).

Section 16. Budget and Finance.

The Recipient agrees to carry out the Project in accordance with the Approved Project Budget, written approval of which the Recipient shall secure from FMCSA prior to being reimbursed under this Agreement. In accordance with 49 C.F.R. § 18.30 and 49 CFR § 19.25, the Recipient must obtain prior, written approval from FMCSA before making any revisions to the approved project budget (1) that would require any transfer of funds between budget lines cumulatively greater than ten percent of the total approved project budget, or (2) that involve expenditures for items or services not approved in the original project plan, or (3) that would result in the need for additional funding. This includes revisions to the indirect cost rate. Any written approval may be obtained from the Associate Administrator or his/her designated representative, of the respective FMCSA Office.

The Recipient may, without prior approval from FMCSA, make any reasonable and necessary modification to the project budget provided that such deviations do not cumulatively exceed ten percent of the total approved project amount and provided that such deviations only involve the transfer of funds between expenditure items or categories authorized by FMCSA in the approved budget.

The Recipient agrees to establish and maintain for the Project either a separate set of accounts or accounts within the framework of an established accounting system, in a manner consistent with 49 C.F.R. § 18.20, or 49 C.F.R. § 19.21, as amended, whichever is applicable. Consistent with the provisions of 49 C.F.R. § 18.21, or 49 C.F.R. § 19.22, as amended, whichever is applicable, the Recipient agrees to record in the Project Account, and deposit in a financial institution all Project payments received by it from FMCSA pursuant to this Agreement and all other funds provided for, accruing to, or otherwise received on account of the Project (Project Funds). The Recipient is encouraged to use financial institutions owned at least 50 percent by minority group members. All costs charged to the Project, including any approved services contributed by the
Recipient or others, shall be supported by properly executed payrolls, time records, invoices, contracts, or vouchers describing in detail the nature and propriety of the charges. All matches shall be supported by appropriate records. The Recipient also agrees to maintain accurate records of all Program Income derived from Project implementation. The Recipient agrees that all checks, payrolls, invoices, contracts, vouchers, orders, or other accounting documents pertaining in whole or in part to the Project shall be clearly identified, readily accessible, and, to the extent feasible, kept separate from documents not pertaining to the Project.

Section 17. Payments.

a. Request by the Recipient for Payment.

The Recipient's request for payment of the Federal share of allowable costs shall be made to FMCSA and will be acted upon by FMCSA as set forth in this section. Each payment made to the Recipient must comply with Department of the Treasury regulations, "Rules and Procedures for Funds Transfers," 31 C.F.R. Part 205. To receive a Federal assistance payment, the Recipient must:

i. Have demonstrated or certified that it has made a binding commitment of non-Federal funds, if applicable, adequate when combined with Federal payments, to cover all costs to be incurred under the Project to date. A Recipient required by Federal statute or this Agreement to provide contributory matching funds or a cost share agrees:

1. To refrain from requesting or obtaining Federal funds in excess of the amount justified by the contributory matching funds or cost share that has been provided; and

2. To refrain from taking any action that would cause the proportion of Federal funds made available to the Project at any time to exceed the percentage authorized under this Agreement. The requirement for contributory matching funds or cost share may be temporarily waived only to the extent expressly provided in writing by FMCSA.

ii. Have submitted to FMCSA all financial and progress reports required to date under this Agreement; and

iii. Have identified the source(s) of financial assistance provided under this Project, if applicable, from which the payment is to be derived.

b. Delphi eInvoicing System for Department of Transportation (DOT) Financial Assistance Awardees

i. Subject to the requirements in 49 CFR 18.21, payments will be made after receipt of required FMCSA reporting forms and supporting documentation. Each payment request must be made electronically via the Delphi eInvoicing System.
ii. The following are the procedures for accessing and utilizing the Delphi eInvoicing System.

iii. Grant Recipient Requirements

1. Recipient must have internet access to register and submit payment requests through the Delphi eInvoicing system.

2. Recipient must submit payment requests electronically and FMCSA must process payment requests electronically.

iv. System User Requirements

1. Recipients should contact FMCSA to request access to the system. The FMCSA will provide the Recipient's name and email address to the DOT Financial Management Office. The DOT will then notify the Recipient to register for the system through an electronic invitation. The Recipient must complete online training prior to DOT giving system access.

2. The DOT will send the Recipient an email with an electronic form to verify the Recipient's identity. The Recipient must complete the form, and present it to a Notary Public for verification. The Recipient will return the notarized form to:

   DOT Enterprise Services Center  
   FAA Accounts Payable, AMZ-100  
   PO Box25710  
   Oklahoma City, OK 73125

3. The DOT will validate the form and email a user ID and password to the Recipient. Recipient should contact the FMCSA grants office with any changes to their system information.

4. Note: Additional information, including access forms and training materials, can be found on the DOT eInvoicing website (http://www.dot.gov/cfo/delphi-einvoicing-system.html)

v. Waivers

1. DOT Financial Management officials may, in highly limited circumstances and on a case by case basis, waive the requirement to register and use the electronic grant payment system. Waiver request forms can be obtained on the DOT eInvoicing website (http://www.dot.gov/cfo/delphi-einvoicing-system.html) or by
contacting FMCSA. Recipients must explain why they are unable to use or access the internet to register and enter payment requests.

c. **Reimbursement Payment by FMCSA.**

i. If the reimbursement method is used, the Recipient agrees to:

1. Complete and submit Standard Form 3881, "Payment Information Form - ACH Payment Vendor Payment System," to FAA-ESC; and

2. Complete and submit, on at least a quarterly basis, Standard Form 270, "Request for Advance or Reimbursement," to FMCSA.

ii. Upon receipt of a payment request and adequate accompanying information (invoices in accordance with applicable cost principles), FMCSA will authorize payment by direct deposit provided the Recipient: (i) is complying with its obligations under this Agreement, (ii) has satisfied FMCSA that it needs the requested Federal funds during the requisition period, and (iii) is making adequate and timely progress toward Project completion. If all these circumstances are present, FMCSA may reimburse allowable costs incurred by the Recipient up to the maximum amount of FMCSA's share of the total Project funding. FMCSA will employ a payment term of 20 days. The clock will start running for payment on receipt of the invoice by FMCSA’s financial processor.

d. **Other Payment Information.**

The Recipient agrees to adhere to and impose on its subgrantees all applicable foregoing "Payment by FMCSA" requirements of this Agreement. If the Recipient fails to adhere to the foregoing "Payment by FMCSA" requirements of this Agreement, FMCSA may revoke the portion of the Recipient's funds that has not been expended.

e. **Effect of Program Income, Refunds, and Audit Recoveries on Payment.**

In accordance with 49 CFR § 18.21(f) State, local government, and Indian tribunal Recipients and subrecipients shall disburse program income, rebates, refunds, contract settlements, audit recoveries and interest earned on such funds before requesting additional cash payments. In accordance with 49 CFR § 19.22, to the extent available, Non profit organization Recipients and subrecipients shall disburse funds available from repayments to and interest earned on a revolving fund, program income, rebates, refunds, contract settlements, audit recoveries and interest earned on such funds before requesting additional cash payments.

f. **Allowable Costs.**

i. The Recipient's expenditures will be reimbursed only if they meet all requirements set forth below:
1. Conform with the Project description and the approved Project Budget and all other terms of this Agreement;

2. Be necessary in order to accomplish the Project;

3. Be reasonable for the goods or services purchased;

4. Be actual net costs to the Recipient (i.e., the price paid minus any refunds, rebates, or other items of value received by the Recipient that have the effect of reducing the cost actually incurred);

5. Be incurred (and be for work performed) after the effective date of this Agreement, unless specific authorization from FMCSA to the contrary is received in writing (pre-award costs);

6. Unless permitted otherwise by Federal statute or regulation, conform with Federal guidelines or regulations and Federal cost principles as set forth below:
   a. For Recipients that are governmental organizations, the cost principles of 2 C.F.R. § 225 apply (OMB Circular A-87, Revised, "Cost Principles for State and Local Governments" apply;

   b. For Recipients that are institutions of higher education, the cost principles of 2 C.F.R. §220 (OMB Circular A-21, Revised, "Cost Principles for Educational Institutions" apply;

   c. For Recipients that are private nonprofit organizations, the cost principles of 2 C.F.R. § 230 (OMB Circular A-122, Revised, "Cost Principles for Nonprofit Organizations" apply); and

   d. For Recipients that are for-profit organizations, the standards of the Federal Acquisition Regulation, 48 C.F.R. Chapter I, Subpart 31.2, "Contracts with Commercial Organizations" apply.

7. Be satisfactorily documented; and

8. Be treated uniformly and consistently under accounting principles and procedures approved and prescribed by FMCSA for the Recipient, and those approved or prescribed by the Recipient for its subgrantees and contractors.
g. Indirect Costs.

Indirect costs will not be reimbursed without documentation of an approved indirect cost rate from the recipient’s cognizant agency. If a recipient intends to request reimbursement of indirect costs, the Recipient must submit the proper documentation before vouchers are submitted for reimbursement. The recipient must indicate in its budget that it will be seeking indirect costs, and a placeholder indirect cost rate will suffice until a final rate can be determined.

The Recipient must obtain prior approval from the Grant Manager to shift direct costs to indirect costs in order to recover indirect costs at a negotiated indirect cost rate higher than the place holder indirect cost rate if the cumulative amount of such transfer exceeds or is expected to exceed 10 percent of the total approved budget in accordance with 49 C.F.R. § 18.30 and 49 CFR § 19.25.

The grantee may not request additional grant funds to recover indirect costs that it cannot recover by shifting direct costs to indirect costs. After this Grant Agreement has been signed, any request for changes to the indirect cost rate requires an amendment and must be approved by the Grant Manager if the change to the indirect cost rate would cause the cumulative amount of a budget transfer to exceed 10 percent of the total approved budget in accordance with 49 C.F.R. § 18.30 and 49 CFR § 19.25.

h. Pre-Award Costs.

A Recipient may be reimbursed for obligations incurred before the effective date of the award if:

i. The Recipient receives prior written approval from the FMCSA before the reimbursement vouchers are submitted;

ii. The costs are necessary to conduct the project; and

iii. The costs would be allowable under the grant, if awarded.

If a specific expenditure would otherwise require prior approval before making the expenditure (i.e. pursuant to 2 C.F.R. § 225, Appendix B, special equipment over $5,000), then the Recipient must obtain FMCSA written approval before incurring the cost.

Recipient understands that the incurrence of pre-award costs in anticipation of an award is taken at the Recipient’s risk and imposes no obligation on FMCSA to make the award or to increase the amount of the approved budget if (1) there is no award subsequently made; (2) an award is made for less than anticipated and is inadequate to cover the pre-award costs incurred; or (3) there are inadequate appropriations.

i. Disallowed Costs.

In determining the amount of Federal assistance FMCSA will provide, FMCSA will exclude:
i. Any Project costs incurred by the Recipient before the effective date of this Agreement, or amendment or modification thereof, whichever is later, unless otherwise permitted by Federal law or regulation, or unless an authorized representative of FMCSA states in writing to the contrary;

ii. Any costs incurred by the Recipient that are not included in the latest approved Project Budget; and

iii. Any costs attributable to goods or services received under a contract or other arrangement that is required to be, but has not been, concurred in or approved in writing by FMCSA.

The Recipient agrees that reimbursement of any cost under the "Payment by FMCSA," part of this Agreement does not constitute a final FMCSA decision about the allowability of that cost and does not constitute a waiver of any violation by the Recipient of the terms of this Agreement. The Recipient understands that FMCSA will not make a final determination about the allowability of any cost until an audit of the Project has been completed. If FMCSA determines that the Recipient is not entitled to receive any part of the Federal funds requested, FMCSA will notify the Recipient stating the reasons thereof. Project closeout will not alter the Recipient's obligation to return any funds due to FMCSA as a result of later audits, corrections, or other transactions. Nor will Project closeout alter FMCSA's right to disallow costs and recover funds on the basis of a later audit or other review. Unless prohibited by law, FMCSA may offset any Federal assistance funds to be made available under this Project as needed to satisfy any outstanding monetary claims that the Federal Government may have against the Recipient. Exceptions pertaining to disallowed costs will be assessed based on their applicability, as set forth in the applicable Federal cost principals or other written Federal guidance.

Section 18. Program Income

Recipient agrees to comply with the regulations relating to program income, located at 49 CFR §§ 18.21(f), 18.24(b)(4), 18.25 for State, local government, and Indian tribunal recipients and subrecipients and 49 CFR §§19.22(g), 19.24, and 19.34(d) for non-profit organizations.

Program income means gross income earned by the recipient, subrecipient, or contractor under a grant, that is directly generated by a grant supported activity or earned as a result of the award during the award period. "During the grant period" is the time between the effective date of the award and the ending date of the award reflected in the final financial report.

Program income includes, but is not limited to, user charges or user fees, income from fees for services performed, the use or rental of 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 award funds. Interest earned on advances of Federal funds is not program income. Except as otherwise provided in Federal awarding agency regulations or the terms and conditions of the award, program income does not include the receipt of principal on loans, rebates, credits, discounts, etc., or interest earned on any of them.
Recipients agree to use the Program income in accordance with 49 CFR §18.25(g) (for State, local government, and Indian tribunal recipients and subrecipients) and 49 CFR § 19.24(b) (for nonprofit organizations).

Section 19. Reports.

a. Performance Progress Reports.

The Recipient will submit, at a minimum, quarterly performance progress reports and a final performance progress report at the completion of the award (within 90 days after) to the agency point of contact listed in the award document. Recipient must submit all performance progress report forms required by FMCSA. These reports will cover the period: January 1-March 31, April 1-June 30, July 1-September 30, and October 1-December 31. The Recipient shall furnish one (1) copy of a quarterly performance progress report to the Grant Manager, on or before the thirtieth (30th) calendar day of the month following the end of the quarter being reported. Each quarterly report shall set forth concise statements concerning activities relevant to the Project, and shall include, but not be limited to, the following:

i. An account of significant progress (findings, events, trends, etc.) made during the reporting period;

ii. A description of any technical and/or cost problem(s) encountered or anticipated that will affect completion of the grant within the time and fiscal constraints as set forth in this Agreement, together with recommended solutions or corrective action plans (with dates) to such problems, or identification of specific action that is required by the FMCSA, or a statement that no problems were encountered;

iii. An outline of work and activities planned for the next reporting period; and

iv. Provide status update/resolution for all outstanding findings from program reviews and/or audits.

b. Quarterly Financial Status Reports.

The Recipient shall furnish one (1) copy of a quarterly financial status report to the Grant Manager, and one (1) copy to the Grants Officer, on or before the thirtieth (30th) calendar day of the month following the end of the quarter being reported. The Recipient shall use SF 425, Federal Financial Report, to report the status of funds for all non-construction projects or programs. The Recipient shall report outlays and program income, if any, on an accrual basis. However, if the Recipient's accounting records are not normally kept on an accrual basis, the Recipient shall not be required to convert its accounting system, but shall develop such accrual information through an analysis of the documentation on hand. The Recipient shall certify to the expenditure of its proposed cost share for the period being reported, in the "Remarks" block.
Section 20. Non-Discrimination.

The Recipient will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of The Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color, or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Sections 504 and 508 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §§794, 794(d), which prohibit discrimination on the basis of disabilities; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. § §6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) the Public Health Service Act of 1912 (42 U.S.C. §290dd-2), relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq. relating to nondiscrimination in the sale, rental or financing of housing; and (i) the requirements of any other nondiscrimination statute(s) which may apply to the application.

The Recipient also agrees to comply with the FMCSA Title VI Assurances.


a. The Recipient will comply with all Federal statutes and Executive Orders relating to Equal Employment Opportunity.

i. The Recipient agrees to incorporate in all contracts having a value of over $10,000, the provisions requiring compliance with Executive Order 11246, as amended, and implementing regulations of the United States Department of Labor at 41 CFR 60, the provisions of which, other than the standard EEO clause and applicable goals for employment of minorities and women, may be incorporated by reference.

ii. The Recipient agrees to ensure that its contractors and subcontractors, regardless of tier, awarding contracts and/or issuing purchase orders for material, supplies, or equipment over $10,000 in value will incorporate the required EEO provisions in such contracts and purchase orders.

Section 22. Employment Policies.

The Recipient further agrees that its own employment policies and practices will be without discrimination based on race, color, religion, sex, national origin, disability or age; and that it has an affirmative action plan (AAP) consistent with the Uniform Guidelines on Employee Selection Procedures, 29 CFR 1607, and the Affirmative Action Guidelines, 29 CFR 1608. The applicant/recipient shall provide the AAP to FMCSA for inspection or copy upon request.
Section 23. Property.

In general, title to equipment and supplies acquired by a Recipient with DOT funds vests in the Recipient upon acquisition, subject to the property management requirements of 49 CFR parts 18 and 19, whichever applicable.

A Recipient that is a State, local, or Indian tribal government agrees to comply with the property management standards of 49 C.F.R. §§18.31 through 18.34, including any amendments thereto, and with other applicable Federal regulations and directives. A Recipient that is an institution of higher education or private nonprofit entity, agrees to comply with the property management standards of 49 C.F.R. §§19.30 through 19.37, including any amendments thereto, and with other applicable Federal regulations and directives. Any exception to the requirements of 49 C.F.R. §§18.31 through 18.34, or the requirements of 49 C.F.R. §§19.30 through 19.37, requires the express approval of the Federal Government in writing. A Recipient that is a for-profit entity agrees to comply with property management standards satisfactory to FMCSA.

With respect to any Project property financed with Federal assistance under the Grant Agreement or Cooperative Agreement, the Recipient agrees to comply with the 49 C.F.R. Part 18 or 49 C.F.R. Part 19, as applicable, as well as the Grant Provisions and Assurances that follow, unless FMCSA determines otherwise in writing.

Under this Section, local governments, Indian tribal governments, research institutions, hospitals, and nonprofit organizations, as well as for profit organizations, will be collectively referred to as a “Non-State Recipient” in circumstances the responsibilities of the State Recipient will be distinguished from the responsibilities of the Non-State Recipient.

a. Use of Project Property.

The State Recipient agrees to use Project property for the purpose for which it was acquired under the period of performance of the Grant. State recipients acknowledge that the FMCSA may ensure that the purpose of the grant is being satisfied. State recipients acknowledge that FMCSA may request a copy of the State statute and procedures in determining whether a State is in compliance with its own State procedures, and to assist the FMCSA in determining the allocability, reasonableness, and allowability of costs.

The Non-State Recipient agrees to use Project property for appropriate Project purposes (which may include joint development purposes that generate program income, both during and after the award period, beginning on the effective date, and used to support public transportation activities) for the duration of the useful life of that property, as required by FMCSA. Should the Recipient unreasonably delay or fail to use Project property during the useful life of that property, the Recipient agrees that it may be required to return the entire amount of the Federal assistance expended on that property. The Non-State Recipient further agrees to notify FMCSA immediately when any Project property is withdrawn from Project use or when any Project property is used in a manner substantially different from the representations the Recipient has made in its Application or in the Project Description for the Grant Agreement or Cooperative Agreement for the Project.
b. Maintenance.

The State Recipient agrees to maintain Project property in accordance with State law and procedures.

The Non-State Recipient agrees to maintain Project property in good operating order, in compliance with any applicable Federal regulations or directives that may be issued.

c. Records.

The State Recipient agrees to maintain records in accordance with State law and procedures.

The Non-State Recipient agrees to keep satisfactory records pertaining to the use of Project property, and submit to FMCSA upon request such information as may be required with this agreement.

d. Incidental Use.

Any incidental use of Project property will not exceed that permitted under applicable Federal laws, regulations, and directives.

e. Encumbrance of Project Property.

The State Recipient agrees to maintain satisfactory continuing control of Project property in accordance with State law and procedures. The State Recipient understands that an encumbrance of project property may not interfere with the purpose for which the equipment was purchased.

The Non-State Recipient agrees to maintain satisfactory continuing control of Project property as follows:

i. Written Transactions.

The Non-State Recipient agrees that it will not execute any transfer of title, lease, lien, pledge, mortgage, encumbrance, third party contract, subagreement, grant anticipation note, alienation, innovative finance arrangement (such as a cross border lease, leveraged lease, or otherwise), or any other obligation pertaining to Project property, that in any way would affect the continuing Federal interest in that Project property.

ii. Oral Transactions.

The Non-State Recipient agrees that it will not obligate itself in any manner to any third party with respect to Project property.

iii. Other Actions.
The Non-State Recipient agrees that it will not take any action adversely affecting the Federal interest in or impair the Recipient's continuing control of the use of Project property.

iv. Purpose.

The Non-State Recipient agrees that no use under this section will interference with the purpose for which the equipment was purchased.

f. Transfer of Project Property.

The State Recipient agrees to transfer Project property in accordance with State law and procedures.

The Non-State Recipient understands and agrees as follows:

i. Non-State Recipient Request.

The Non-State Recipient may transfer any Project property financed with Federal assistance authorized under 49 U.S.C. chapter 53 to a public body to be used for any public purpose with no further obligation to the Federal Government, provided the transfer is approved by the FMCSA Administrator and conforms with the requirements of 49 U.S.C. §§ 5334(h)(1) and (2).

ii. Federal Government Direction.

The Non-State Recipient agrees that the Federal Government may direct the disposition of, and even require the Recipient to transfer, title to any Project property financed with Federal assistance under the Grant Agreement or Cooperative Agreement.

iii. Leasing Project Property to Another Party.

If the Non-State Recipient leases any Project property to another party, the Non-State Recipient agrees to retain ownership of the leased Project property, and assure that the lessee will use the Project property appropriately, either through a written lease between the Non-State Recipient and lessee, or another similar document. Upon request by FMCSA, the Non-State Recipient agrees to provide a copy of any relevant documents.

g. Disposition of Project Property.

The State Recipient may use its own disposition procedures, provided that those procedures comply with the laws of that State, as authorized by 49 C.F.R. §18.32(b).
The Non-State Recipient agrees to dispose of Project property as follows:

With prior FMCSA approval, the Non-State Recipient may sell, transfer, or lease Project property and use the proceeds to reduce the gross project cost of other eligible capital public transportation projects to the extent permitted by 49 U.S.C. §5334(h)(4). The Non-State Recipient also agrees that FMCSA may establish the useful life of Project property, and that it will use Project property continuously and appropriately throughout the useful life of that property.

i. Project Property with Expired Useful Life. When the useful life of Project property has expired, the Non-State Recipient agrees to comply with FMCSA's disposition requirements.

ii. Project Property Prematurely Withdrawn from Use. For Project property withdrawn from appropriate use before its useful life has expired, the Recipient agrees as follows:

1. Notification Requirement. The Non-State Recipient agrees to notify FMCSA immediately when any Project property is prematurely withdrawn from appropriate use, whether by planned withdrawal, misuse, or casualty loss.

2. Calculating the Fair Market Value of Prematurely Withdrawn Project Property. The Non-State Recipient agrees that the Federal Government retains a Federal interest in the fair market value of Project property prematurely withdrawn from appropriate use. The amount of the Federal interest in the Project property shall be determined by the ratio of the Federal assistance awarded for the property to the actual cost of the property. The Non-State Recipient agrees that the fair market value of Project property prematurely withdrawn from use will be calculated as follows:

A. Equipment and Supplies. The Non-State Recipient agrees that the fair market value of Project equipment and supplies shall be calculated by straight-line depreciation of that property, based on the useful life of the equipment or supplies as established or approved by FMCSA. Information on straight line depreciation may be found in the Internal Revenue Code. The fair market value of Project equipment and supplies shall be the value immediately before the occurrence prompting the withdrawal of the equipment or supplies from appropriate use. In the case of Project equipment or supplies lost or damaged by fire, casualty, or natural disaster, the fair market value shall be calculated on the basis of the condition of that equipment or
supplies immediately before the fire, casualty, or natural
disaster, irrespective of the extent of insurance coverage.

B. Real Property. The Non-State Recipient agrees that the fair
market value of real property shall be determined either by
competent appraisal based on an appropriate date approved by
the Federal Government, as provided by 49 C.F.R. Part 24, or
by straight line depreciation, whichever is greater.

3. Exceptional Circumstances. The Non-State Recipient agrees that the
Federal Government may require the use of another method to
determine the fair market value of Project property. In unusual
circumstances, the Non-State Recipient may request that another
reasonable valuation method be used including, but not limited to,
accelerated depreciation, comparable sales, or established market
values. In determining whether to approve such a request, the Federal
Government may consider any action taken, omission made, or
unfortunate occurrence suffered by the Non-State Recipient with
respect to the preservation of Project property withdrawn from
appropriate use.

h. Financial Obligations to the Federal Government.

The Recipient agrees to remit to the Federal Government the Federal interest in the fair market
value of any Project property prematurely withdrawn from appropriate use. In the case of fire,
casualty, or natural disaster, the Recipient may fulfill its obligations to remit the Federal interest
by either:

i. Investing an amount equal to the remaining Federal interest in like-kind property
that is eligible for assistance within the scope of the Project that provided Federal
assistance for the Project property prematurely withdrawn from use; or

ii. Returning to the Federal Government an amount equal to the remaining Federal
interest in the withdrawn Project property.

i. Insurance Proceeds.

If the Recipient receives insurance proceeds as a result of damage or destruction to the Project
property, the Recipient agrees to:

i. Apply those insurance proceeds to the cost of replacing the damaged or destroyed
Project property taken out of service, or

ii. Return to the Federal Government an amount equal to the remaining Federal
interest in the damaged or destroyed Project property.

The Recipient agrees to comply with applicable requirements of U.S. Pipeline and Hazardous Materials Safety Administration regulations, "Shippers - General Requirements for Shipments and Packagings," 49 C.F.R. Part 173, in connection with the transportation of any hazardous materials.

k. Misused or Damaged Project Property.

If any damage to Project property results from abuse or misuse occurring with the Recipient's knowledge and consent, the Recipient agrees to restore the Project property to its original condition or refund the value of the Federal interest in that property, as the Federal Government may require.

l. Responsibilities after Project Closeout.

The Recipient agrees that Project closeout by FMCSA will not change the Recipient's Project property management responsibilities as stated in these Grant Provisions and Assurances, and as may be set forth in subsequent Federal laws, regulations, and directives, except to the extent the Federal Government determines otherwise in writing.

Section 24. Davis-Bacon Act Requirements.

The Recipient agrees to comply, as applicable, with the provisions of the Davis Bacon Act (40 U.S.C. §3145 and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§3701 et seq.) regarding labor standards for federally-assisted construction sub-agreements.

Section 25. Environmental Requirements.

The Recipient agrees to comply, as applicable, with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§ 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
Section 26. Government Rights (Unlimited).

FMCSA shall have unlimited rights for the benefit of the Government in all other work developed in the performance of this Agreement, including the right to use same on any other Government work without additional cost to FMCSA. The rights to any inventions made by a recipient under an FMCSA financial assistance award are determined by the Bayh-Dole Act, Pub. L. 96-517, as amended, and codified in 35 U.S.C. § 200, et seq., except as otherwise provided by law.


If any invention, improvement, or discovery of the Recipient or any of its third party contractors is conceived or first actually reduced to practice in the course of or under this Project, and that invention, improvement, or discovery is patentable under the laws of the United States or any foreign country, the Recipient agrees to notify FMCSA immediately and provide a detailed report. The rights and responsibilities of the recipient, third party contractors and FMCSA with respect to such invention, improvement, or discovery will be determined in accordance with applicable Federal laws, regulations, policies, and any waiver thereof.

If the Recipient secures a patent with respect to any invention, improvement, or discovery of the Recipient or any of its third party contractors conceived or first actually reduced to practice in the course of or under this Project, the Recipient agrees to grant to FMCSA a royalty-free, non-exclusive, and irrevocable license to use and to authorize others to use the patented device or process for Federal Government purposes.

The Recipient agrees to include the requirements of the "Patent Rights" section of this Agreement in its third party contracts for planning, research, development, or demonstration under the Project.

b. Data Rights.

The term "subject data" used in this section means recorded information, whether or not copyrighted, that is developed, delivered, or specified to be delivered under this Agreement. The term includes graphic or pictorial delineations in media such as drawings or photographs; text in specifications or related performance or design-type documents; machine forms such as punched cards, magnetic tape, or computer memory printouts; and information retained in computer memory. Examples include, but are not limited to: computer software, engineering drawings and associated lists, specifications, standards, process sheets, manuals, technical reports, catalog item identifications, and related information. The term does not include financial reports, cost analyses, and similar information incidental to Project administration. The following restrictions apply to all subject data first produced in the performance of this Agreement:

i. Except for its own internal use, the Recipient may not publish or reproduce such data in whole or in part, or in any manner or form, nor may the Recipient authorize others to do so, without the written consent of FMCSA, until such time as FMCSA may have either released or approved the release of such data to the public.
ii. As authorized by 49 C.F.R. § 18.34, or 49 C.F.R. § 19.36, as applicable, FMCSA reserves a royalty-free, non-exclusive and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use, for Federal Government purposes:

1. Any work developed under a grant, cooperative agreement, sub-grant, sub-agreement, or third party contract, irrespective of whether or not a copyright has been obtained; and

2. Any rights of copyright to which a Recipient, subgrantee, or a third party contractor purchases ownership with Federal assistance.

When FMCSA provides assistance to a Recipient for a Project involving planning, research, or development, it is generally FMCSA's intent to increase the body of knowledge, rather than to limit the benefits of the Project to those parties that have participated therein. Therefore, unless FMCSA determines otherwise, the Recipient understands and agrees that, in addition to the rights set forth in preceding portions of this section of this Agreement, FMCSA may make available to any FMCSA Recipient, subgrantee, third party contractor, or third party subcontractor, either FMCSA's license in the copyright to the "subject data" derived under this Agreement or a copy of the "subject data" first produced under this Agreement. In the event that such a Project which is the subject of this Agreement is not completed, for any reason whatsoever, all data developed under that Project shall become subject data as defined herein and shall be delivered as FMCSA may direct.

Unless prohibited by State law, the Recipient agrees to indemnify, save and hold harmless FMCSA, its officers, agents, and employees acting within the scope of their official duties against any liability, including costs and expenses, resulting from any willful or intentional violation by the Recipient of proprietary rights, copyrights, or right of privacy, arising out of the publication, translation, reproduction, delivery, use, or disposition of any data furnished under this Agreement. The Recipient shall not be required to indemnify FMCSA for any such liability arising out of the wrongful acts of employees or agents of FMCSA.

Nothing contained in this section on rights in data, shall imply a license to FMCSA under any patent or be construed as affecting the scope of any license or other right otherwise granted to FMCSA under any patent.

The requirements of this section of this Agreement do not apply to material furnished to the Recipient by FMCSA and incorporated in the work carried out under this Agreement, provided that such incorporated material is identified by the Recipient at the time of delivery of such work.

Unless FMCSA determines otherwise, the Recipient agrees to include the requirements of this section of this Agreement in its third party contracts for planning, research, development, or demonstration under the Project.

c. Acknowledgment or Support and Disclaimer.
i. An acknowledgment of FMCSA support and a disclaimer must appear in any recipient publication, whether copyrighted or not, based on or developed under the Agreement, in the following terms:

1. "This material is based upon work supported by the Federal Motor Carrier Safety Administration under a grant/cooperative agreement, dated___."

2. *(fill-in appropriate identification of grant/cooperative agreement)*

3. All Recipient publications must also contain the following:

A. "Any opinions, findings, and conclusions or recommendations expressed this publication are those of the author(s) and do not necessarily reflect the view of the Federal Motor Carrier Safety Administration and/or the U.S. Department of Transportation."

B. The Recipient agrees to cause to be erected at the site of any construction, and maintain during construction, signs satisfactory to FMCSA identifying the Project and indicating that FMCSA is participating in the development of the Project.

Section 27. Drug Free Workplace.

By signing this agreement, the Recipient certifies that it is in compliance with the Drug-Free Workplace Act (41 U.S.C. Sec. 701 et seq.) and implementing regulations (49 CFR Part 32), which require, in part, that recipients prohibit drug use in the workplace, notify the FMCSA of employee convictions for violations of criminal drug laws occurring in the workplace, and take appropriate personnel action against a convicted employee or require the employee to participate in a drug abuse assistance program.

Section 28. Background Screening.

FMCSA reserves the right to perform individual background screening on key individuals of organizational units associated with the application at the effective date and at another interval thereafter for the life of the award. If in performance of a grant award requires recipient organization personnel to have unsupervised physical access to a Federally controlled facility for more than 180 days or access to a Federal information system, such personnel must undergo the personal identity verification credential process under Homeland Security Presidential Directive 12.
Section 29. Site Visits.

FMCSA, through its authorized representatives, has the right, at all reasonable times, to make site visits to review Project accomplishments and management control systems and to provide such technical assistance as may be required. If any site visit is made by FMCSA on the premises of the Recipient, subgrantee or subcontractor under this Agreement, the Recipient shall provide and shall require its subgrantees or subcontractors to provide, all reasonable facilities and assistance for the safety and convenience of FMCSA representatives in the performance of their duties. All site visits and evaluations shall be performed in such a manner as will not unduly delay work being conducted by the Recipient, subgrantee or subcontractor.

Section 30. Liability.

The Recipient acknowledges it is responsible for any act or omission of Recipient, its officers, employees, or members, participants, agents, representatives, as appropriate arising out of or in any way connected to activities authorized pursuant to this Agreement. The Recipient acknowledges that FMCSA is not responsible for any act or omission of Recipient, its officers, or members, participants, agents, representatives, as appropriate, arising out of or in any way connected to activities authorized pursuant to this Agreement. This provision shall survive the expiration or termination of this Agreement.

Section 31. Right of FMCSA to Terminate Agreement.

a. General Right to Suspend or Terminate Assistance Agreement.

Upon written notice, the Recipient agrees that FMCSA may suspend or terminate all or part of the financial assistance provided herein if the Recipient has violated the terms of the Grant Agreement or these Provisions and Assurances, or if FMCSA determines that the purposes of the statute under which the Project is authorized would not be adequately served by continuation of Federal financial assistance for the Project. Any failure to make reasonable progress on the Project or other violation of this Agreement that significantly endangers substantial performance of the Project shall provide sufficient grounds for FMCSA to terminate this Agreement. The recipient agrees to give the Federal Motor Carrier Safety Administration at least 90 days notice of its intention to terminate this agreement.


In general, termination of any financial assistance under this Agreement will not invalidate obligations properly incurred by the Recipient and concurred by FMCSA before the termination date, to the extent those obligations cannot be cancelled. However, if FMCSA determines that the Recipient has willfully misused Federal assistance funds by failing to make adequate progress, failing to make reasonable use of the Project property, facilities, or equipment, or failing to adhere to the terms of this Agreement, FMCSA reserves the right to require the Recipient to refund the entire amount of FMCSA funds provided under this Agreement or any lesser amount as may be determined by FMCSA.
c. De-obligation of Funds.

FMCSA reserves the right to unilaterally de-obligate any remaining grant or cooperative agreement funds due to the time elapsed since the effective date, lack of payment vouchers from the Recipient, lack of plans to expend funds based on this grant, failure to provide quarterly progress reports, or other such determination made by FMCSA. If the recipient accedes to de-obligation, a grant amendment/modification must be in place.

Section 32. Project Completion, Settlement, and Closeout.

a. Project Completion.

Within 90 days of the Project completion date or termination by FMCSA, the Recipient agrees to submit a final SF 425, Federal Financial Report, a certification or summary of Project expenses, and third party audit reports, as applicable.

b. Remittance of Excess Payments.

If FMCSA has made payments to the Recipient in excess of the total amount of FMCSA funding due, the Recipient agrees to promptly remit that excess and interest as may be required by the "Payment by FMCSA" section of this Attachment.

c. Project Closeout.

Project closeout occurs when all required Project work and all administrative procedures described in 49 C.F.R. Part 18, or 49 C.F.R. Part 19, as applicable, have been completed, and when FMCSA notifies the Recipient and forwards the final Federal assistance payment, or when FMCSA acknowledges the Recipient's remittance of the proper refund. Project closeout shall not invalidate any continuing obligations imposed on the Recipient by this Agreement or by the FMCSA's final notification or acknowledgment.

Section 33. Severability.

If any provision of this Agreement is held invalid, all remaining provisions of this Agreement shall continue in full force and effect to the extent not inconsistent with such holding.

Section 34. Entire Agreement and Amendments.

This Agreement constitutes the entire agreement between the parties. All prior discussions and understandings concerning such scope and subject matter are superseded by this Agreement. Any modification not specifically permitted by this agreement requires an Amendment. These modifications may be made only in writing, signed by the each party's authorized representative, and specifically referred to as an Amendment to this Agreement. Electronic signatures are binding.
Section 35. Use of Information Obtained.

Information obtained under this agreement may only be used by the recipient in order to accomplish the project plan under this agreement.

Any information obtained or exchanged between FMCSA and the grant recipient, in order to carry out each party’s responsibility under this agreement and project plan, shall not be released by the recipient to any third party without the written permission of FMCSA.

Recipient shall ensure that all of its employees authorized to access FMCSA data and information systems sign and submit information technology user agreements provided by FMCSA.


a. Prohibition on Human Trafficking.

The Recipient agrees to comply, as applicable, with the provisions of Section 7104(g) of the Trafficking Victims Protection Act of 2000, 22 U.S.C. § 7104 as amended.


The Recipient agrees to comply, as applicable, with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

c. Fly America Act.

The Recipient shall comply with the provisions of the Fly America Act, 49 U.S.C. § 40118.

d. Criminal and Prohibited Activities.

The Recipient will adhere to the Program Fraud Civil Remedies Act, 31 U.S.C. § 3801-3812, which provides for the imposition of civil penalties against persons who make false, fictitious, or fraudulent claims to the Federal Government for money. Recipient will also adhere to the False Statements Act, 18 U.S.C. §§ 287 and 1001 which provides that whoever makes or presents any false, fictitious or fraudulent statements, representations, or claims against the United States shall be subject to imprisonment of not more than 5 years and shall be subject to a fine in the amount provided by 18 U.S.C. § 287. Recipient shall also adhere to the False Claims Act, 31 U.S.C. § 3729, which provides that suits under this act can be brought by the Government or a person on behalf of the Government, for false claims under the Federal assistance programs. Recipient shall also adhere to the Copeland “Anti-Kickback” Act, 18 U.S.C. § 874 and 40 U.S.C. § 3145, which prohibits a person or organization engaged in a Federally supported project from enticing an employee working on the project from giving up a part of his compensation under an employment contract.
Section 37. Laptop Encryption.

All laptops used by Recipients, subgrantees, and contractors in carrying out the Recipient's project plan, which contain FMCSA-related data, including sensitive information and Personally Identifiable Information (PII), must be encrypted to the same standards utilized by FMCSA. The FMCSA encryption standards prescribe whole disk encryption (FDE), which requires software or hardware to encrypt all data on a disk, including the partition tables, whole physical disk, master boot record, and available files. FMCSA requires that each Recipient who utilizes FMCSA sensitive information or PII complete installation of FDE on all laptop computers as soon as practicable, but no later than September 30, 2013.

Section 38. Adaptability to Climate Changes

If the grant is to be used to place equipment or temporary facilities, modify structures, or to alter existing infrastructure, the recipient is required to assess the ability for the equipment, modifications, or alterations to withstand current and future climatic conditions, including potential changes in climatic conditions. The recipient shall use the best-available peer-reviewed studies and science to determine the potential climatic conditions the equipment, modifications or alterations may experience over the life-cycle of the equipment, modification or alteration funded by the grant. The recipient can rely on existing Federal Highway Administration suggestions or guidelines for placing infrastructure, or on other federally-issued guidance on assessing potential impacts of climate change.

Section 39. Commercial Vehicle Information Systems and Networks (CVISN) provisions.

The following provisions apply where applicable.

a. Compliance with the National ITS Architecture.

The recipient will ensure that CVISN Core and Expanded deployment activities, such as hardware procurement, software and system development, infrastructure modifications, etc., are consistent with the National ITS and CVISN Architectures and available standards and shall promote interoperability and efficiency to the extent practicable and required by law.

b. Interoperability.

For implementing CVISN Core capabilities, the recipient will complete interoperability tests and ensure architectural conformance throughout the life of the project. Perform pairwise and end-to-end tests to demonstrate conformance with the standards and interoperability, verify that interfaces between selected products/systems meet the applicable standards, verify dataflow and data usage among the products/systems.

c. Independent Evaluation.

The FMCSA may conduct an independent evaluation of the effectiveness of the project in achieving Federal and State program goals. The independent evaluation will be conducted using
existing Federal resources. Participants of projects that are selected for independent evaluations shall cooperate with the independent evaluators and participate in evaluation planning and progress review meetings to ensure a mutually acceptable, successful implementation of the independent evaluation. The FMCSA may contract with one or more independent evaluation contractor(s) to evaluate the projects.

d. Dedicated Short Range Communications.

If applicable, the State shall also require that its contractors only install Dedicated Short Range Communications (DSRC) equipment that is interoperable and compatible at layers 1 and 2 of the Open Systems Interconnect Reference Model with equipment in operation on the North American Preclearance and Safety System and the Heavy Vehicle Electronic License Plate Inc.’s PrePass™ System deployments as well as the International Border Crossing Operational Tests, based upon on ASTM Draft 6, dated February 23, 1996.

Section 40. Federal Funding Accountability and Transparency Act

The Federal Funding Accountability and Transparency Act (FFATA) of 2006 (Public Law 109-282) requires for each Federal award of $25,000 or more that OMB create a searchable, no cost, publicly accessible website (http://usaspending.gov/) that includes basic information about the recipient and the project being funded. The Government Funding Transparency Act of 2008 (Public Law 110-252) amended FFATA, requiring recipients to report certain information about themselves and their first tier subgrantee awards obligated as of October 1, 2010. Prime grant recipients/awardees of new non Recovery Act federally funded grants and cooperative agreements of $25,000 or more awarded on or after October 1, 2010 are subject to FFATA reporting, sub-award reporting requirements and executive compensation reporting requirements as outlined in the Office of Management and Budgets guidance issued August 27, 2010. The prime awardee is required to file a FFATA sub-award report by the end of the month following the month in which the prime recipient awards any sub-grant greater than or equal to $25,000.

Section 41. Executive Order 13513

Executive Order 13513 (E.O. 13513) requires each Federal agency to encourage contractors, subcontractors, and grant and cooperative agreement recipients and subrecipients to adopt and enforce policies that ban text messaging while driving company-owned or -rented vehicles or Government Owned Vehicles, or while driving Personally Owned Vehicles when on official Government business or when performing any work for or on behalf of the Government. To further the requirement of encouraging such policies, the FMCSA encourages grantees to consider new rules and programs, reevaluate existing programs to prohibit text messaging while driving, and conduct education, awareness, and other outreach for employees about the risks associated with texting while driving. These initiatives should encourage voluntary compliance with the grantee agency’s text messaging policy while off duty. For the purposes of these Grant Provisions and Assurances and pursuant to E.O. 13513, the following definitions apply:
"Texting" or "Text Messaging" means reading from or entering data into any handheld or other electronic device, including for the purpose of SMS texting, e-mailing, instant messaging, obtaining navigational information, or engaging in any other form of electronic data retrieval or electronic data communication.

"Driving" means operating a motor vehicle on an active roadway with the motor running, including while temporarily stationary because of traffic, a traffic light or stop sign, or otherwise. It does not include operating a motor vehicle with or without the motor running when one has pulled over to the side of, or off, an active roadway and has halted in a location where one can safely remain stationary.

Section 42. Certification.

The Recipient certifies that the statements it made in the grant application are true and correct and Recipient understands that any false statements made as part of these certifications can be prosecuted.
TO: Jon Schneider, Deputy County Executive  
Suffolk County Executive’s Office

FROM: Mark White, Chief of Support Services  
Suffolk County Police Department

DATE: July 3, 2014

SUBJECT: Resolution Packet for the MCSAP High Priority 2014 Grant Program  
Certificate of NecessityRequested for the July 29 Meeting of the Legislature

Attached please find the following for the United States Department of Transportation, Federal Motor Carrier Safety Administration grant program:

- Draft Resolution
- Draft Certificate of Necessity
- Memorandum of Support
- Grant SCIN Forms
- Request for Introduction of Legislation
- Financial Impact Statement
- Copy of an e-mail from the USDOT indicating that the contract must be fully executed by 9/12/14
- Copy of proposed contract between Suffolk County and the United States Department of Transportation, Federal Motor Carrier Safety Administration

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.

We are requesting a Certificate of Necessity as the United States Department of Transportation has advised us that the contract must be fully executed by September 12, 2014 or we will be in danger of forfeiting the award. In order to allow enough time for the contract to be fully executed it is vital that the Resolution be adopted at the July 29, 2014 meeting of the Legislature.

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.

MW/sck  
Att. Dennis M. Cohen, Chief Deputy County Executive  
Lisa Santeramo, Assistant Deputy County Executive  
Tom Vaughn, Director of Intragovernmental Relations  
Evelyn Creen, Senior Federal & State Aid Claims Examiner

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. 1695-14, ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $72,400 FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS) FOR THE SHERIFF’S OFFICE PARTICIPATION IN THE GUN INVOLVED VIOLENCE ELIMINATION (GIVE) PROGRAM WITH 100% SUPPORT.

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) has awarded the Suffolk County Sheriff’s Office $72,400 in funds under the FFY2011 Byrne Justice Assistance Grant (JAG) Program to continue efforts to reduce violent crime, particularly gun-related crimes; and

WHEREAS, the (JAG) funds are to support the Sheriff’s Office participation in the GIVE Program through its Handgun Initiatives; and

WHEREAS, operational period of the program will be from July 1, 2014, through June 30, 2015; and

WHEREAS, said funds have not been included in the 2014 Operating Budget; now, therefore be it

1st RESOLVED, that the County Executive and Sheriff are authorized to execute any Agreement with the State of New York, as necessary, to secure said grant funds; and be it further

2nd RESOLVED, that the County Comptroller and the County Treasurer be and they hereby are authorized to accept and appropriate said unbudgeted grant funds in the amount of $72,400 as follows:

<table>
<thead>
<tr>
<th>REVENUES:</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>001-SHF-4360- Sheriff’s Office GIVE 2014</td>
<td>$72,400.00</td>
</tr>
</tbody>
</table>

| APPROPRIATION: | Suffolk County Sheriff’s Office  
GIVE 2014  
001-SHF-3619 |
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1000- Personal Services</td>
<td>$70,900.00</td>
</tr>
<tr>
<td>1120-Overtime Salaries</td>
<td>$70,900.00</td>
</tr>
<tr>
<td>3000- Supplies, Materials &amp; Other Expenses</td>
<td>$1,500.00</td>
</tr>
<tr>
<td>3160-Computer Software</td>
<td>$1,500.00</td>
</tr>
</tbody>
</table>
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>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $72,400 FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS) FOR THE SHERIFF'S OFFICE PARTICIPATION IN THE GUN INVOLVED VIOLENCE ELIMINATION (GIVE) PROGRAM WITH 100% SUPPORT.

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

NO COUNTY MATCH. THIS RESOLUTION ACCEPTS STATE FUNDS FOR THE GUN INVOLVED VIOLENCE ELIMINATION PROGRAM. SUFFICIENT FUNDS EXIST WITHIN THE 2014 OPERATING BUDGET TO SUPPORT ANY ASSOCIATED FRINGE BENEFIT COSTS.

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

THIS RESOLUTION PROVIDES $72,400 TO BE EXPENDED BETWEEN JULY 1, 2014 AND JUNE 30, 2015.

8. Proposed Source of Funding

NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS)

9. Timing of Impact

UPON ADOPTION

10. Typed Name & Title of Preparer
    Stephanie Rubino
    Chief Executive Analyst

11. Signature of Preparer
    [Signature]

12. Date
    7/14/2014

SCIN FORM 175b (10/95)

Page 1 of 2
# FINANCIAL IMPACT
## 2014 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

<table>
<thead>
<tr>
<th>General Fund</th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate per $100</th>
<th>2014 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Police District and District Court

<table>
<thead>
<tr>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2013 AV Tax Rate per $100</th>
<th>2014 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>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate per $100</th>
<th>2014 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: 2013 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

[Signature]

7/14/14
1. Type of Legislation
   - Resolution: X
   - Local Law: 
   - Charter Law: 

2. Title of Proposed Legislation: ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF $72,400 FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (DCJS) FOR THE SHERIFF'S OFFICE PARTICIPATION IN THE GUN INVOLVED VIOLENCE ELIMINATION (GIVE) PROGRAM WITH 100% SUPPORT

3. Purpose of Proposed Legislation - See number 2 above.


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

6. If the answer to item 5 is "yes", provide detailed explanation of impact. $72,400 of grant money will be used to continue the Sheriff's Office Gun Initiatives for the GIVE Program.

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


10. Typed Name & Title of Preparer: Michael P. Sharkey, Chief of Staff

11. Signature of Preparer

12. Date: 07/01/14

SCIN FORM 175b (10/95)  Page 1 of 2
MEMORANDUM OF SUPPORT

Title Of Bill: Accepting and appropriating a grant in the amount of $72,400 from the New York State Division of Criminal Justice Services (DCJS) for the Sheriff's Office participation in the Gun Involved Violence Elimination (GIVE) Program with 100% support.

PURPOSE OR GENERAL IDEA OF BILL: To accept $72,400 in grant funding to support the efforts of the Sheriff's Office to reduce violent crime, specifically gun-related crime, in Suffolk County.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will support an anti-violence program that provides investigative support for the Sheriff's Office Hand Gun initiatives to address gun-related crime in Suffolk County. In addition, the project provides for a supporting investigative tool allowing for multiple data base searches.

JUSTIFICATION: Through analysis of Uniform Crime Reporting statistics for Part 1 Crimes, DCJS has identified 17 counties in New York State for assistance through participation in the GIVE Program.
To: Jon Schneider, Deputy County Executive
From: Michael P. Sharkey, Chief of Staff
Date: 7/01/14
Re: N.Y.S. Division of Criminal Justice Services (DCJS), FFY2011
Byrne/JAG funding “Sheriff’s Office GIVE Program” with 100%
Support

As you are aware, the New York State Division of Criminal Justice Services (DCJS) has made $72,400 in funds available to Suffolk County through the FFY 2011 Byrne Justice Assistance Grant (JAG) with 100% support for the Sheriff’s Office Hand Gun Initiatives addressing gun-related crime in Suffolk County and to participate in Suffolk County’s Gun Involved Violence Elimination (GIVE) Program. The operational period of this grant is from July 1, 2014 through June 30, 2015.

An e-mail version of the resolution was sent to CE RESO REVIEW, saved under the title “Reso–Sheriff – GIVE Program.

We request that this resolution be laid on the table at your earliest convenience. Thank you for your consideration in reviewing this draft resolution.

MPS/dlh

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Asst. Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations

Att.
RESOLUTION NO. - 2014, ACCEPTING AND APPROPRIATING A GRANT AWARD FROM THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION FOR A GREEN INNOVATION GRANT PROGRAM (GIGP) ENTITLED, “CAMPUS STORMWATER INITIATIVE”, 90% REIMBURSED BY STATE FUNDS AT SUFFOLK COUNTY COMMUNITY COLLEGE

WHEREAS, Suffolk County Community College has received a grant award in the amount of $393,043, from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled “Campus Stormwater Initiative”, for the period of June 30, 2014 through November 30, 2014; and

WHEREAS, this project will significantly reduce stormwater impacts on the Ammerman and Michael J. Grant Campuses by utilizing green infrastructure technologies; and

WHEREAS, this Campus Stormwater Initiative will result in the reduction of approximately 3,821 cubic feet of stormwater runoff, per year, along with corresponding reductions in sediment, phosphorus and nitrogen, and project components will absorb and treat 100% of the water quality volume that falls on the surface area of existing impervious and proposed pervious pavement in the treated areas; and

WHEREAS, pursuant to the terms of the grant award, ten percent (10%) matching funds not to exceed $43,671 are required; and

WHEREAS, the College has reviewed the list of SEQRA Type II actions identified in Title 6 NYCRR Part 616.5, and recommends that this storm water runoff mitigation project be classified as a Type II Action, pursuant to 6 NYCRR §617.5(c)(2), because it involves the “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site.”; and

WHEREAS, the Board of Trustees of Suffolk County Community College accepted the grant on January 16, 2014 by Resolution No. 2014.02 and on February 20, 2014 by Resolution No. 2014.14; and

WHEREAS, the College anticipates spending the $393,043, in accordance with the terms of said grant award before November 30, 2014; now therefore be it

1st RESOLVED, that the Board of Trustees of Suffolk County Community College has authorized an appropriation of a minimum of 10% local matching funds of the total actual project costs, which local share shall not exceed $43,671, based upon a total estimated maximum project cost of $436,714, as required by the Green Innovation Grant Program (GIGP) for the Campus Stormwater Initiative; now therefore be it further

2nd RESOLVED, that the source of the local match, and any amount in excess of the match, shall be the College’s operating budget; now therefore be it further

3rd RESOLVED, that the Board of Trustees finds and determines that the GIGP Grant storm water management systems be constructed at the Ammerman and Michael J. Grant Campuses constitute a Type II Action, pursuant to a 6 NYCRR §617.5(c)(2), because it involves the replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site; now therefore be it further
4th RESOLVED, that as a Type II Action, no further review under SEQRA is required; now therefore be it further

5th RESOLVED, that said grant award, in the amount of $393,043 from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled "Campus Stormwater Initiative", for the period of June 30, 2014 through November 30, 2014, be accepted and appropriated for the operation of the project as follows:

<table>
<thead>
<tr>
<th>REVENUES:</th>
<th>AMOUNT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grant- GIGP: Campus Stormwater</td>
<td>$ 393,043</td>
</tr>
<tr>
<td>GC79-GC7914-543318-G000</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>APPROPRIATIONS:</th>
<th>AMOUNT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>GIGP: Campus Stormwater 13-14:</td>
<td>$ 393,043</td>
</tr>
<tr>
<td>GC79-GC7914</td>
<td></td>
</tr>
</tbody>
</table>

Suffolk County Community College  
Green Innovation Grant Program (GIGP)  
Campus Stormwater Initiative  
GC79-GC7914

| 713000-Supplies Materials & Other Expenses   | $ 353,342 |
| 713100-Instructional Supplies               | 4,058     |
| 713650-Repairs & Maintenance                | 349,284   |
| 714000-Contractual Expenses                 | $ 39,701  |
| 714560-Fees For Service                     | 39,701    |

DATED:  

APPROVED BY:  

__________________________  
County Executive of Suffolk County
TITLE OF BILL: Accepting and Appropriating a Grant Award from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled “Campus Stormwater Initiative”, 90% Reimbursed by State Funds at Suffolk County Community College

PURPOSE OR GENERAL IDEA OF BILL: To accept and appropriate a grant award from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled “Campus Stormwater Initiative”, during the 2013-2014 fiscal year.

SUMMARY OF SPECIFIC PROVISIONS: This legislation will increase the operating budget for Suffolk County Community College by accepting and appropriating the grant award from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled “Campus Stormwater Initiative”, in the amount of $393,043.

JUSTIFICATION: The justification for the Certificate of Necessity is due to that the construction is weather dependent and should commence September 1, 2014 with completion scheduled November 30, 2014. The College wishes to initiate design as soon as possible in order to meet the construction schedule.

This project will significantly reduce stormwater impacts on the Ammerman and Michael J. Grant Campuses by utilizing green infrastructure technologies. This Campus Stormwater Initiative will result in the reduction of approximately 3,821 cubic feet of stormwater runoff, per year, along with corresponding reductions in sediment, phosphorus and nitrogen, and project components will absorb and treat 100% of the water quality volume that falls on the surface area of existing impervious and proposed pervious pavement in the treated areas.

FISCAL IMPLICATIONS: The project total is $436,714, which is comprised of the GIGP award of $393,043 plus a 10% match in College funds of $43,671. The matching funds are included in the 2013-14 College operating budget and will be met by the in house costs for the administration and oversight of the grant, design and construction.
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 a Grant Award from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled "Campus Stormwater Initiative", 90% Reimbursed by State Funds at Suffolk County Community College

3. Purpose of Proposed Legislation
To accept and appropriate a grant award from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled "Campus Stormwater Initiative", during the 2013-2014 fiscal year

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

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

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

6. If the answer to item 4 is "yes," Provide Detailed Explanation of Impact
The project total is $436,714, which is comprised of revenue from the award of $393,043 from the New York State Environmental Facilities Corporation for a Green Innovation Grant Program (GIGP) entitled "Campus Stormwater Initiative", which will provide for operating costs during the 2013-2014 fiscal year and a 10% match in College funds of $43,671. The matching funds are included in the 2013-14 College operating budget and will be met by the in house costs for the administration and oversight of the grant, design and construction.

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

8. Proposed Source of Funding:  New York State Environmental Facilities Corporation


10. Name & Title of Preparer
    Henrietta Ytuarte
    Accountant

11. Signature of Preparer
    [Signature]

12. Date
    July 8, 2014

SCIN FORM 175A (10/95)
RESOLUTION NO. 2014.02 ACCEPTING A GRANT AWARD FROM THE NYS ENVIRONMENTAL FACILITIES CORPORATION - GREEN INNOVATION GRANT PROGRAM

WHEREAS, Suffolk County Community College has been granted a Green Innovation Grant Program (GIGP) award from the New York State Environment Facilities Corporation in the amount of $393,043.00, in order to significantly reduce stormwater impacts on the Ammerman and Michael J. Grant Campuses by utilizing green infrastructure technologies, and

WHEREAS, this Campus Stormwater Initiative will result in the reduction of approximately 3,821 cubic feet of stormwater runoff, per year, along with corresponding reductions in sediment, phosphorus and nitrogen, and project components will absorb and treat 100% of the water quality volume that falls on the surface area of existing impervious and proposed pervious pavement in the treated areas, and

WHEREAS, pursuant to the terms of the grant award, ten percent (10%) matching funds are required, be it therefore

RESOLVED, that the College President or the College General Counsel is hereby authorized and empowered to execute a Grant Agreement with the NYS Environmental Facilities Corporation, in such form as shall be approved by the College General Counsel, as well as any and all other contracts, documents and instruments necessary to bring about the project and to fulfill Suffolk County Community College’s obligations under the GIGP Grant Agreement, and be it further

RESOLVED, that the Board of Trustees of Suffolk County Community College hereby authorizes an appropriation of a minimum of 10% local matching funds of the total actual project costs, which local share shall not exceed $43,671.00, based upon a total estimated maximum project cost of $436,714.00, as required by the Green Innovation Grant Program (GIGP) for the Campus Stormwater Initiative, and be it further

RESOLVED, that the source of the local match, and any amount in excess of the match, shall be the College’s operating budget.

Project Director: Paul Cooper, Executive Director of Facilities

Note: No additional full-time personnel

Bryan Lilly
Secretary
RESOLUTION NO.2014.14  MAKING A SEQRA DETERMINATION FOR THE GIGP STORM WATER REDUCTION GRANT ON THE AMMERMAN AND MICHAEL J. GRANT CAMPUSES

WHEREAS, in accordance with the Memorandum of Understanding between the County of Suffolk and Suffolk County Community College, dated April 16, 2009, the College Board of Trustees serves as Lead Agency for determinations issued pursuant to the State Environmental Quality Review Act ("SEQRA") (NYS Environmental Conservation Law, Article 8) and its implementing regulations at Title 6 NYCRR Part 617, and

WHEREAS, the College has been granted a Green Innovation Grant Program (GIGP) award from the New York State Environment Facilities Corporation, in order to significantly reduce storm water impacts on the Ammerman and Michael J. Grant Campuses by utilizing green infrastructure technologies, and

WHEREAS, this project will rehabilitate three individual sites in order to treat and reuse storm water runoff from parking areas and roof drains by utilizing permeable pavers, rain gardens and cistern rain tanks, and

WHEREAS, the College has reviewed the list of SEQRA Type II actions identified in Title 6 NYCRR Part 616.5, and recommends that this storm water runoff mitigation project be classified as a Type II Action, pursuant to 6 NYCRR §617.5(c)(2), because it involves the “replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site,” (see, Attachment III), be it therefore

RESOLVED, that the Board of Trustees hereby finds and determines that the GIGP Grant storm water management systems to be constructed at the Ammerman and Michael J. Grant Campuses constitute a Type II Action, pursuant to 6 NYCRR §617.5(c)(2), because it involves the replacement, rehabilitation or reconstruction of a facility, in kind, on the same site, and be it further

RESOLVED, that as a Type II Action, no further review under SEQRA is required.

Bryan Lally
Secretary
Mr. Shaun McKay  
President  
Suffolk County Community College  
533 College Road  
Selden, NY 11784  

Dear Mr. McKay:

Governor Cuomo created the Regional Economic Development Councils and the Consolidated Funding Application (CFA) in 2011 to provide each region with the tools to create and implement their own roadmap for economic prosperity and job creation. This community-based model uses local assets to drive local economic growth and has resulted in unprecedented partnerships and collaborations that are building a reinvigorated economy.

After two successful rounds of funding, the 2013 CFA made approximately $750 million in economic development resources available from 26 programs across 13 state agencies. The agency programs provide resources for projects focused on community development and job creation, direct assistance to business, waterfront revitalization, energy and environmental improvements, sustainability, and low-cost financing. New York State Environmental Facilities Corporation (Corporation) is proud to have contributed $10,400,000 to this year’s CFA.

The Corporation is pleased to inform you that CFA No. 30080, the Suffolk County Community College Campus Stormwater Initiative project, has been selected to receive up to $393,043 in funding for the installation of a rainwater harvesting system, pervious pavement, and rain gardens, through the Green Innovation Grant Program (GIGP). This year’s applicant pool was highly competitive, so we are pleased to offer you this grant. The GIGP is funded through the U.S. Environmental Protection Agency as part of the New York Clean Water State Revolving Fund Program. The GIGP has been a tremendous success and is quickly making New York State the nation’s leader in green infrastructure. None of this would be possible without our partners at the federal, state, and local levels of government. Therefore, please accept my gratitude for taking the initiative to participate in this program.

Your Project Coordinator Katie Syron will contact you shortly to assist you with completing the required submittals. Please review the enclosed Project Checklist to guide you through many of the items that will be required. Please note the deadline for receipt of all required supporting documents to enter into a Grant Agreement with the
Corporation is April 18, 2013.

All projects that receive funding through the CFA are required to seek 20 percent participation by Minority and/or Women Owned Business Enterprises for professional service contracts over $25,000 and construction contracts over $100,000. In addition, all contracts funded through this grant must contain the required anti-discrimination language provided by EFC. Additional guidance on these requirements is available on our website www.efc.ny.gov/GreenGrants/RecipientToolbox.

We look forward to working with you in the coming months to get this exciting project under way. If you have any questions, please call 518-402-7461 and ask to speak with Katie Syron.

Sincerely,

Matthew J. Driscoll
President and CEO

MJD/BSH

Enclosure

c: P. Cooper
Green Innovation Grant Program (GIGP) Disbursement Preparation Guide

Congratulations on your success in applying to the Green Innovation Grant Program (GIGP) for project funding under the New York State Clean Water State Revolving Funds (SRF). Since you now have a fully executed GIGP Grant Agreement ("Agreement"), you are eligible to apply for disbursement of federal grant assistance for your GIGP project, subject to applicable conditions of the New York State Environmental Facilities Corporation’s (EFC) GIGP Agreement and the SRF program.

The GIGP will provide payment for up to 90% of eligible incurred costs for construction projects and 50% of eligible incurred costs for design projects ("Advances"), not to exceed the Maximum Sum, identified in the Agreement’s Exhibit B and Exhibit D, respectively. Requests for Advances may be submitted to EFC once every 30 days. You should receive payment within 30 days after your request is deemed complete. GIGP staff will advise you by telephone and/or email if your request is incomplete, or if additional information or documentation is required. Third Party Funding Sources must be drawn down in full prior to obtaining Advances.

All requests, accompanied by required documentation, should be sent to gigp@efc.ny.gov.

MWBE
EFC may disburse funds to recipients upon their compliance with the MWBE requirements established by EFC in the Bid Packets. MWBE compliance may be in form of reaching the MWBE goals established by EFC, submitting sufficient Good Faith Effort documentation if MWBE goals are not met, and submitting compliance reports on time during the term of the contract.

Requisition Form
Please be sure to complete the following information when submitting the Requisition Form:

- The date of the request (top of page 1)
- The amount of the request (#3).
- Any project costs that have been paid by a third party funding source (#4).
- The number of the Advance request (#6).
- The aggregate amount of Advances requested (#8).
- The Authorized Representative must sign and date the Requisition Form.
- An updated Cost Summary Form will be provided for your convenience following each disbursement. Please complete the Cost Summary by providing the following information:

625 Broadway, Albany, New York 12207-2997
518.402.6924 • 800.882.9721
www.efc.ny.gov
• Fill in the amount of the request for each appropriate category in the Cost Requested Column (far right-hand column). In the case of subcontractors, be sure to clearly note the prime contract from which the funds should be disbursed. For example: if you are requesting funds for professional services, such as engineering/consulting fees or legal fees, each amount should be put in the appropriate category. Eligible project costs are listed in the “Approved Amount” column of the Cost Summary Form.

• Add all of the amounts in the Cost Requested column and enter the Total.

Please note: Do not complete the shaded sections of the Cost Summary or deduct the 10% local match from the Cost Summary or any other documentation relating to the Advance.

Please be sure to identify the appropriate contact person in your organization responsible for preparing and submitting requests. Provide that person’s telephone number(s), fax number(s) and email addresses when you submit each request. A Requisition Form for use in submitting your first request is enclosed.

Cost Documentation
Appropriate documentation must be provided for each amount on the Cost Summary, including bills, invoices, evidence of payment or other evidence that project costs for which an Advance is requested have been incurred for the project. Documentation for each amount requested must be satisfactory to EFC and in full compliance with SRF requirements. Please refer to Exhibit F of the Agreement, for a more detailed explanation of documentation required.

If additional documentation is required or the Cost Summary is not properly prepared a GIGP representative will notify the Authorized Representative by telephone or email. The Advance request is deemed complete when all required documentation and information has been submitted to EFC. EFC may reject, correct or withhold any or all requests not properly documented.

Retainage
Retainage in the amount of five-percent (5%) of the eligible Advance will be deducted by EFC from each Advance. The total accumulated retainage will be released when the project has been completed in accordance with the terms of the Agreement and the following conditions have been met:
1) A Certificate of Substantial Completion that has been approved by a New York State licensed engineer has been submitted to EFC, and
2) EFC is in receipt of a certificate from the authorized representative that the project has been completed in accordance with the GIGP Grant Agreement.

Payment
Once EFC has determined that a request has been properly completed, the approved amount for the Advance will be wire transferred to your depository bank. EFC will send an email to the Authorized Representative notifying you of the wire transfer or issuance of a check. The email will also include an updated Requisition Form for use in submitting your next request.
Proof of Payment
Within 45 days following the release of the Advance, proof of payment must be submitted documenting that billings and invoices related to the incurred costs for the Advances have been paid. Proof of Payment may consist of cancelled checks, payroll and machinery use records certified by the authorized representative, and other forms of cost documentation. If adequate documentation has not been submitted within 45 days, EFC will make adjustments by deducting an appropriate amount from subsequent Advances.
### VII. PROJECT COST ESTIMATE

<table>
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<th>WDTC</th>
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<td>$8,168</td>
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<td>Design (soft costs @ 10% of construction cost)</td>
<td>$16,434</td>
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<td>Construction</td>
<td>$164,338</td>
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</table>

#### Supplies

- **Permeable pavement (Pavers & stone) (719 S.F. @ $20)**: $4,700
- Concrete edge restraint (around permeable pavers) (58 L.F. @ $15): $300
- Trench Drains (2 @ $1500): $3,000
- Drainage & roof leader connecting piping (6" CPP) (1200 L.F. @ $25): $10,000
- New rain garden (8252 S.F. @ $25): $103,950
- Pumps & connections: $5,000
- Global Water Automatic Stormwater / Wastewater Sampler: $1,249
- Global Water Stormwater Sampling Kit: $214
- Global Water 1-gal. Glass Bottle 4 x 24: $48
- BEN MEADOWS™ Infiltration Rings, 12" O.D. and 5" I.D. x 4: $380
- LaMotte Nutrients in Water Lab; 25 demonstrations per @ $60 x 4: $138

#### Contractual

- Asphalt removal (719 sq ft @ $1.50): $353
- Misc. site demolition (lump sum): $2,500
- Surveying & layout (lump sum): $1,500
- Pumps & connections (lump sum): $5,000
- Landscaping & restoration (lump sum): $5,000
- Grading/excavation (for cistern tanks) (5 days at $1500): $7,500
- Cistern tanks & installation (2,500 gals. Each) (5 @ $5000): $25,000

#### Other

- Mobilization (10%): $13,833
- Contingency (8%): $12,173
Green Innovation Grant Program (GIGP)
PROJECT CHECKLIST
Clean Water Act 319/320 - Construction

Applicant Name: Suffolk County Community College
Project Name: Campus Stormwater Initiative
GIGP Application No.: 1048
CWSRF Project No.: 9207-02-00
Award Amount: $393,043

The following is a list of the documentation you will need to submit to EFC for the Green Innovation Grant Program. Please use this list to guide you in preparing and providing copies of all items pertaining to your project.

- **Section I** - items are required before EFC will enter into a Grant Agreement,
- **Section II** - items are required before grant funds will be disbursed for your project, and
- **Section III** - items are required before retentionage will be released and project is closed out.

---

**For assistance, visit the GIGP website: www.efc.ny.gov/gigp**

---

XXXIV. Items Required PRIOR TO Grant Agreement (Items 1-6)

Please provide the following information:

122.) **ENGINEERING & CONSTRUCTION:**
- [ ] Copies of all current Contracts related to the project
- [ ] Project Schedule Dates
  - Plans and Specifications: _________ (Target / Actual)
  - Bid Announcement: _________ (Target / Actual)
  - Contract(s) Award: _________ (Target / Actual)
  - Construction Commencement: _________ (Target / Actual)
  - Construction Completion: _________ (Target / Actual)

123.) **BUDGET & FINANCING:**
- [ ] Detailed Budget / Estimated Project Costs (see website for form)
- [ ] Detailed Plan of Finance – specify source(s) of Local Match & Third-Party Funding

124.) **LEGAL:**
- [ ] Title Certification (see website for form)
- [ ] Third-Party Funding Agreement (if applicable)
- [ ] Bond Resolution (if applicable, then [ ] Estoppel Notice, [ ] Permissive Referendum)
- [ ] Copy of Inter-Municipal Agreement (if applicable)
- [ ] Resolutions (Certified copy): (see website for sample language)
  - Designate Authorized Representative by Title
  - Authorize Local Match Funding
125.) SERP (State Environmental Review Process) Supporting Documents:
   □ Final State Historic Preservation Office (SHPO) Signoff Letter – includes National Historic Preservation Act 106 stating that the project will have no effect upon cultural resources

126.) SEQR (State Environmental Quality Review):
   The documents required for SEQR will be determined by the clarification of the project under SEQR designation for your project. The documents required by EFC for each SEQR type, in order to obtain a SERP Certification on your behalf, are listed below.
   Please note that a Coordinated Environmental Review must be conducted for **all Type I and Unlisted Actions** in connection with Clean Water Act Section 319 and 320 projects under the GIGP. At a minimum, the involved agencies for purposes of such Coordinated Review should include EFC, the appropriate Regional Office of the New York State Department of Environmental Conservation (DEC) and the New York State Office of Parks, Recreation and Historic Preservation (NYSPRHP), along with any other involved agency. Definitions of “Coordinated Review” and “Involved Agency” are set forth in Attachment III of the GIGP State Environmental Review Process Guidance (see website)

   **Type II Projects**
   □ Certified copy of Resolution by the governing body or delegated official which declares the project a Type II action. This resolution will cite the reason(s) and the specific provision(s) under 6 NYCRR Section 617.5 under which the determination is being made; or

   **Type I Projects**
   □ Resolution of SEQR Type
   □ Lead Agency Solicitation Letter(s)
   □ Full EAF and conduct a Coordinated Review
   □ Resolution adopting a Negative Declaration
   □ Determination of Significance completed by the Lead Agency
   □ Negative Declaration published in the Environmental Notice Bulletin (ENB)

   **Unlisted Projects**
   □ Resolution of SEQR Type
   □ Lead Agency Solicitation Letter(s)
   □ Short Environmental Assessment Form (EAF) for CWA Section 319 and/or 320 projects: The applicant may choose to use the Short EAF or the Full EAF and must conduct a Coordinated Review
   □ Resolution adopting a Negative Declaration
   □ Determination of Significance completed by the Lead Agency

127.) MWBE / DBE:
   (Minority and Women Owned Business Enterprises/Disadvantaged Business Enterprise)
   All professional services and equipment agreements over $25,000 and all construction contracts over $100,000 are required to comply with Article 15A of NYS Law. In addition, all projects with a total value over $250,000 are required to comply with the US EPA DBE Program requirements.

   □ Work Plan -- includes: (see website for form)
   • Establish project goals
   • Designation of Minority Business Enterprise Officer (MBEO) responsible for overall project compliance with MWBE requirements
XXXV. Items Required PRIOR TO Disbursement of Funds (Items 7-10)

128.) BID DOCUMENTS:

- Certified Affidavit of Bid Advertisement
- Bid Summary Report / Recommendation
- Bid Tabulation / List of Bidders

Recipients must provide a copy of all advertised Bid Documents including:
- MWBE / DBE required language and forms
- NYS Prevailing Wages
- List of Debarred Contractors

129.) CONTRACTS:

- Plans & Specifications; Design Report (if applicable)
- Notice(s) of Award
- Notice(s) to Proceed
- Certification for Contracts, Grants, Loans and Cooperative Agreements
  40 CFR 34 Form for each contract over $100,000
- Executed copies of all construction contracts & professional agreements (i.e. Eng., Legal)
- Force Account Proposal(s) - for work performed by Applicant’s work force (if applicable)
  - Administrative
  - Technical – includes Work Force Certification (see website for form)

130.) ENGINEERING:

- Copy of all identified permits allowing for construction (if applicable)

131.) MWBE / EEO:

The recipient must provide all advertised Bid Documents with the following included:

- Utilization Plan & Waiver Request Form(s) – must be submitted, for each contract above the threshold, no later than the Execution date of the contract. Service providers (non-construction) must also fill out the EEO Staffing Plan attached to the Utilization Plan.

- Quarterly Reports – payment reports detailing MWBE participation must be submitted every quarter

NOTE:

* A Project Interpretive Sign, sufficiently durable to last 10 years, is required to be erected on or near the project site within 90 days of project completion to communicate educational narratives and graphics to members of the public about the green infrastructure components of the project (see Section 8.12 in the grant agreement).

** Photographs are required to illustrate construction progress, to be submitted to EFC electronically, at 30%, 60% and 90% of project completion (see Section 5.3.b in the grant agreement).

*** Site Inspection. EFC reserves the right to inspect the project for compliance with the terms and conditions of the Grant Agreement. EFC Staff or their representative will contact you to schedule an inspection during the course of the project.

XXXVI. Items Required PRIOR TO Project Close-Out (Item 11)

132.) PROJECT CLOSEOUT FORMS: (see website for forms)

- GIGP Certification of Substantial Completion – completed by the Project Engineer
- GIGP Certification of Project Completion – signed by the Project Authorized Representative
May 9, 2014

Mr. Shaun L. McKay
President
Suffolk County Community College
533 College Road
Selden, New York 11784

Re: CWSRF Project No. C1-9207-02-00
Green Innovation Grant Program (GIGP)
GIGP Application No. 1048
Campus Stormwater Initiative
Engineering Report Acceptance

Dear Mr. McKay:

Enclosed please find the following document for the referenced water pollution control project:


This document has been found to be eligible as being in compliance with applicable Clean Water State Revolving Fund (CWSRF) regulations and has been determined to be eligible for CWSRF financing. As such, the document bears the eligibility stamp of the New York State Environmental Facilities Corporation (EFC). This report was approved by NYS Department of Environmental Conservation on April 22, 2014.

If you should have any questions concerning the above, please call Mr. Gary T. Kerzic, P.E., Project Manager, at (518) 402-7396 or at our toll-free number.

Sincerely,

Cheryle Webber, P.E.
Program Manager
Metropolitan and Eastern Projects Section

Enclosure

cc, w/ Encl.: NYSDEC Region 1 - Mr. William Spitz, P.E.
cc, w/o Encl.: NYSDEC Region 1 - Mr. Roger Evans
SCCC – Mr. Paul Cooper, Executive Director of Facilities
T. Bigelow
B. Hahn
K. Syron / L. Catizone
D. Armstrong
FEASIBILITY STUDY

Green Storm Water Management for
Suffolk County Community College

Prepared by Suffolk County Community College
Paul Cooper, P.E., Executive Director of Facilities/Technical Support
&
RDA Landscape Architecture, P.C.
Bob Retnauer, RLA, ASLA, Principal

(Amended April 16, 2014)

NYS ENVIRONMENTAL FACILITIES CORP.

This Project is hereby deemed eligible (in whole or in part) by the New York State
Environmental Facilities Corporation for funding through the New York Clean
Water State Revolving Fund (CWSRF) Program.

See correspondence dated 5/9/14, for detailed eligibility information.

Eligibility Determination By: Cheryl Metta P.E. Date: 5/9/14
Recommended by: Date: 5/9/14

SUFFOLK COUNTY, NEW YORK
June 20, 2014

New York State Environmental Facilities Corporation
625 Broadway
Albany, NY 12207
GIGP@efc.ny.gov

Re: Suffolk County Community College
$393,043.00 Grant Application
SRF Project No.: C1-9207-02-00
GIGP Application No.: 1048

Ladies and Gentlemen:

I, the undersigned, hereby certify that:

I am counsel to the Suffolk County Community College (the "Recipient"), am admitted to practice in the State of New York and have acted as counsel to the Recipient in connection with its entering into the Grant Agreement dated as of July 02, 2014 (the "Grant Agreement") with the New York State Environmental facilities Corporation (the "Corporation"). Any term used by not otherwise defined herein shall have the meaning set forth in such Grant Agreement.

I have reviewed certain resolutions of the Recipient, the Grant Agreement, in the form executed by the recipient, the descriptions of the Project and other documents to be delivered pursuant to the Grant Agreement and such other documents as I have deemed necessary in the rendering of this opinion.

Based upon and subject to the foregoing and to the qualifications hereinafter set forth, I am of the opinion as of the date of this letter that:

1. The Recipient is a Municipal entity duly organized and existing under the laws of the State of New York and has the power and authority to own its own property and assets and transact the business in which it is engaged.
2. The Recipient has the power and authority to execute, deliver and perform its obligations under the Grant Agreement and certain other documents executed and delivered in connection with the Grant Agreement (together the "Grant Documents") and the Grant documents have been duly authorized, executed and delivered by the Recipient and are legal, valid and binding obligations of the Recipient enforceable against the Recipient in accordance with their respective terms.

3. The execution, delivery and performance by the Recipient of each Grant Document, nor compliance by it with the terms and provisions thereof and the making of Advances hereunder, will not (i) conflict with any provision of the Recipient's organizational documents; (ii) to my knowledge after due inquiry, conflict with, violate or constitute a breach of or a default under any existing applicable law, rule, order, regulation, Federal or State Executive Order or any judgment, or decree to which the Recipient is a party or otherwise subject (iii) to my knowledge after due inquiry, conflict with any other agreements to which Recipient is a party or by which it or any of its properties are bound.

4. No authorization, approval or other action by, and not notice to, consent of, order of filing with any governmental authority or regulatory body of the State of New York of the United States of America, other than such as have been duly obtained, taken, given or made and are of full force and effect, is required, as of the date hereof, for the execution and delivery by the Recipient of, or performance by the Recipient under, any Grant Document and I have no reason to believe that any further authorization, approval or other action by, notice to, consent of, order of or filing with any governmental authority or regulatory body of the State of New York or the United States of America is necessary with respect to the Project.

5. There is no litigation of any nature pending or threatened to restrain or enjoin the construction, completion or operation of the Project or to restrain an enjoin the execution or delivery of the Grant Agreement, which purports to affect the legality, validity, binding effect or enforceability of any Grant Document or in any manner questioning the proceedings or authority under which the Grant Agreement was authorized or the title of officials of the Recipient who have acted with respect to the proceedings for the execution of the Grant Agreement for their respective offices.

6. The Grant Agreement and each of the Grant Documents have been duly authorized, executed and delivered by the Recipient. Assuming the due authorization, execution and deliver thereof by the Corporation, such agreements and documents constitute the legal, valid and binding agreements of the Recipient, enforceable in accordance with its terms.

IN WITNESS WHEREOF, I have hereunto set my hand as of the date set forth above.

Alicia S. O'Connor
College Deputy General Counsel
Attached is the fully executed, signed agreement between the EFC and the College for the Green Innovation Grant Program (GiGP) referred to as the Feasibility Study, Green Storm Water Management for SCCC. The College has been awaiting this document as a required attachment to complete the County Legislative resolution to accept the grant and include it in the College operating budget. In the interest of expediting the design and meeting the September Construction timetable, the College will request that the Legislature adopt the grant with a certificate of necessity at the July 29th meeting. If we do not ask for the CN, the resolution will not be adopted until September 9th, potentially delaying the schedule.

Grants funds in the amount of $393,043 have already been approved by the Board of Trustees but require County Legislative approval. The funds will allow the College to install a storm-water mitigation system consisting of a rainwater harvesting system, porous pavement and rain gardens at several locations at the College. The project will reduce potable water demand, relieve localized flooding, and improve water and groundwater quality.

There is a design component to this project which needs to begin as soon as possible. The construction component is weather dependent and is scheduled to begin in September and November 2014. Based on discussion with Tom Vaughn of the County Executive Intergovernmental Affairs Office, a request for a certificate of necessity should accompany the resolution which I will prepare. Ben and I will inform the Education Committee on June 22 that we have submitted a CN for the upcoming grant resolution, brief them on the grant and answer any other questions. Jon DeMaio will also be at that committee meeting to answer any questions.

Gail Vizzini
Vice President for Business and Financial Affairs Suffolk County Community College
533 College Road - NFL 230
Selden, NY 11784
(T)516-381-4231
(C)631-451-4444
vizzing@sunysuffolk.edu

-----Original Message-----
From: Stacey Busching
Sent: Thursday, July 03, 2014 3:06 PM
To: Gail Vizzini
Subject: Green Innovation Grant Document
To:    John Schneider, Deputy County Executive
       Dennis M. Cohen, Chief Deputy County Executive
       Lisa Santeramo, Assistant Deputy County Executive
       Tom Vaughn, Director of Intergovernmental Relations

From:  Gail Vizzini, V. P. for Business and Financial Affairs

Date:  July 8, 2014

Subject: Request for a Resolution Accepting and Appropriating a Grant Award for a Suffolk County Community College Program as a CERTIFICATE OF NECESSITY.

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

Proposal    Grant Award    X    Subcontract    ____

Project Name: Green Innovation Grant Program (GIGP):
         Campus Stormwater Initiative

Funding Source: New York State Environmental Facilities Corporation

Amount of Grant: $393,043

Full Time Positions: None

Please call me if there are questions regarding this request.
An e-mail version of the resolution was sent to CERESOREVIEW:
File names: Reso-SCCC-GIGP Award 14.docx
         Backup-SCCC-GIGP Award 14-SCIN 175A.docx

Cc:  Paul Cooper, Project Director
         John Bullard, Jr., Associate Dean for Financial Affairs
June 30, 2014

Mr. Louis J. Petrizzo
College General Counsel
Suffolk County Community College
533 College Road
Selden, NY 11784

Re: Suffolk County Community College
Campus Stormwater Initiative
GIGP #: 1048
CWSRF #: C1-9207-02-00

Dear Mr. Petrizzo:

Enclosed please find a fully executed Green Innovation Grant Program (GIGP) Agreement between the New York State Environmental Facilities Corporation (EFC) and the Suffolk County Community College for the above referenced project.

We look forward to receiving your requests for disbursement. A GIGP Disbursement Preparation Guide can be found on our website within the Recipient Toolbox (www.nysefc.org/GreenGrants/RecipientToolbox). Pre-populated forms will be provided to aid you in the preparation of payment requests. Note, we must have executed contracts in place prior to payment release for costs claimed.

Please contact your GIGP Project Coordinator with any questions you may have at 518-402-7461.

Sincerely,

[Signature]
Angela Petrone
Sr. Program Analyst

Enclosure
AP:LM

c: (w/o) Enclosure
Alicia S. O’Connor, College Deputy General Counsel
EFC Legal Division
File Copy

625 Broadway, Albany, New York 12207-2997
518.402.6924
www.efc.ny.gov
CLEAN WATER STATE REVOLVING FUND
(GREEN INNOVATION GRANT PROGRAM)
(NON-POINT SOURCE PROJECTS)

SUFFOLK COUNTY COMMUNITY COLLEGE

and

NEW YORK STATE ENVIRONMENTAL
FACILITIES CORPORATION

GRANT AGREEMENT
SRF PROJECT NO.: C1-9207-02-00
GIGP APPLICATION NO.: 1048

Dated as of July 02, 2014
# TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Section</th>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Preamble</td>
<td></td>
<td>1</td>
</tr>
<tr>
<td>Section 1.1</td>
<td>Definitions</td>
<td>2</td>
</tr>
<tr>
<td>Section 1.2</td>
<td>Rules of Construction</td>
<td>2</td>
</tr>
<tr>
<td>Section 1.3</td>
<td>Exhibits and Appendices Incorporated</td>
<td>2</td>
</tr>
<tr>
<td>Section 2.1</td>
<td>Representations and Warranties of the Recipient</td>
<td>3</td>
</tr>
<tr>
<td>Section 3.1</td>
<td>Agreement to Provide Financial Assistance for Project Costs from the</td>
<td>5</td>
</tr>
<tr>
<td></td>
<td>Revolving Fund</td>
<td></td>
</tr>
<tr>
<td>Section 3.2</td>
<td>Sources of Funding; Nature of Obligations</td>
<td>5</td>
</tr>
<tr>
<td>Section 4.1</td>
<td>Grant Clauses</td>
<td>6</td>
</tr>
<tr>
<td>Section 4.2</td>
<td>Procedures for Advances of Grant Proceeds</td>
<td>6</td>
</tr>
</tbody>
</table>
ARTICLE V
COVENANTS

Section 5.1 Compliance with Laws and Agreements .................................................. 7
Section 5.2 Plans and Specifications ...................................................................... 9
Section 5.3 Construction of Project ...................................................................... 9
Section 5.4 Ownership, Operation and Maintenance ............................................. 10
Section 5.5 Accounting and Records ................................................................... 11
Section 5.6 Application of Grant Proceeds ............................................................ 12
Section 5.7 Payment of Additional Project Costs .................................................... 12
Section 5.8 Third-Party Funding .......................................................................... 12
Section 5.9 Further Assurances ........................................................................... 12
Section 5.10 Covenant Against Discrimination .................................................... 13
Section 5.11 Leases, Intermunicipal and Other Agreements .................................. 13
Section 5.12 Indemnification ............................................................................... 13

ARTICLE VI
EVENTS OF DEFAULT

Section 6.1 Events of Default ............................................................................. 13

ARTICLE VII
REMEDIES

Section 7.1 Remedies ......................................................................................... 14

ARTICLE VIII
MISCELLANEOUS

Section 8.1 No Obligation of State ....................................................................... 15
Section 8.2 Term ................................................................................................. 15
Section 8.3 Severability ....................................................................................... 15
Section 8.4 Amendment of Grant Agreement ....................................................... 15
Section 8.5 Execution in Counterparts ................................................................. 15
Section 8.6 Applicable Law ................................................................................ 15
Section 8.7 Benefit of Grant Agreement ............................................................... 15
Section 8.8  Consent to Jurisdiction ................................................................. 15
Section 8.9  No Warranty Regarding Condition, Suitability or Cost of Funded Project ................................................................. 16
Section 8.10 Grant Agreement Supersedes Prior Agreements .................................................................................................................. 16
Section 8.11 Notices ........................................................................................................ 16
Section 8.12 Signs ........................................................................................................ 17
Section 8.13 Project Promotion .................................................................................. 17

Signature Page .................................................................................................... 18

EXHIBITS

Exhibit A  Project Description and Contract Execution Schedule
Exhibit B  Estimated Project Cost
Exhibit C  Definitions
Exhibit D  Schedule of Additional Provisions
Exhibit E  Form of Opinion of Counsel to the Recipient
Exhibit F  Documentation Required in Connection With Each Requisition
Exhibit G  Form of Requisition Form
Exhibit H  Form of Certification Regarding Lobbying
Exhibit I  Required Terms for Project Contracts and Subcontracts
This GRANT AGREEMENT, dated as of the date set forth on the cover page hereof, between the Recipient identified on the cover page hereof and the Corporation.

WITNESSETH:

WHEREAS, the United States of America, pursuant to the Clean Water Act, requires each State to establish a water pollution control revolving fund to be administered by an instrumentality of the State as a condition to its receipt of capitalization grants under the Clean Water Act; and

WHEREAS, the State, pursuant to the State Act, has established the Revolving Fund to be used for purposes of satisfying the requirements of the Clean Water Act; and

WHEREAS, the Corporation has the responsibility, together with the DEC, to administer the Revolving Fund and to provide financial assistance from the Revolving Fund to eligible recipients for the construction of eligible projects, as provided in the State Act and the Clean Water Act; and

WHEREAS, the provisions of the Clean Water Act authorize funding for projects to address green infrastructure, water or energy efficiency improvements or other environmentally innovative activities under the Revolving Fund; and

WHEREAS, the Corporation has determined that it is desirable and necessary to establish a program to be implemented through the Revolving Fund in order to carry out the objectives of the Clean Water Act set forth above (the “Green Innovation Grant Program”); and

WHEREAS, the Recipient has submitted to the Corporation an application for financial assistance from the Revolving Fund, for the purpose of funding the planning, design, acquisition, construction and installation of the Project, and the Corporation has reviewed and approved the funding of the Project; and

WHEREAS, on the basis of such application and the representations, warranties and covenants set forth herein, the Corporation proposes to make funding available to the Recipient, pursuant to Article IV, to fund, or to reimburse the Recipient for costs incurred in connection with the Project, and the Recipient desires to receive such funding upon the terms and conditions set forth in this Grant Agreement, the Act; and

WHEREAS, if the Recipient has received, or will receive, a commitment from a Third-Party Funding Entity (as defined herein) for Third-Party Funding, that amount, together with other funds available or expected to be available to the Recipient, is expected to be sufficient to pay all costs of the Project; and

WHEREAS, required approval of engineering or facilities plans or reports with respect to the Project has been obtained by the Recipient from DEC, subject to the provisions of applicable State environmental standards set forth in law, rules and regulations;

NOW THEREFORE, in consideration of the premises and the representations, covenants and agreements herein set forth, the Recipient and the Corporation, each binding itself, its successors and assigns, promise, covenant and agree as follows:
ARTICLE I
DEFINITIONS

Section 1.1 Definitions.

Unless stated otherwise, each capitalized term used in this Grant Agreement has the meaning specified for it in Exhibit C.

Section 1.2 Rules of Construction.

Unless the context clearly indicates to the contrary, the following rules shall apply to the construction of this Grant Agreement:

(a) **Number.** Words importing the singular number shall include the plural number and vice versa.

(b) **Approvals and Consents.** All approvals, consents, determinations and acceptances required to be given or made by any person or party hereunder shall be at the sole discretion of the person or party whose approval, consent, determination or acceptance is required.

(c) **References.** All references herein to particular articles, sections or exhibits without reference to a specific document are references to articles or sections of or exhibits to this Grant Agreement. The terms "hereby", "hereof", "hereto", "herein", "hereunder" and any similar terms, as used in this Grant Agreement, refer to this Grant Agreement in its entirety; and the term "hereafter" means after, and the term "heretofore" means before, the date set forth on the cover page.

(d) **Headings.** The captions and headings and table of contents herein are solely for convenience of reference and shall not constitute part of this Grant Agreement, nor shall they affect its meaning, construction or effect.

Section 1.3 Exhibits and Appendices Incorporated.

All exhibits and appendices to this Grant Agreement, including any amendments and supplements hereto, are hereby incorporated herein and made a part of this Grant Agreement.
ARTICLE II

REPRESENTATIONS AND WARRANTIES

Section 2.1  Representations and Warranties of the Recipient.

As of the date set forth on the cover page and as of each date subsequent to the date hereof on which certain of the following representations and warranties are required to be restated, the Recipient represents and warrants as follows:

(a) Authority. The Recipient is an entity duly organized and existing under the laws of the State and has full legal right, power and authority to (i) conduct its business and own its properties, (ii) enter into this Grant Agreement and to comply with the terms hereof, (iii) adopt the Resolution, and (iv) carry out and consummate, by contract or otherwise, all other transactions contemplated by each of the aforesaid documents.

(b) Approvals and Consents. The Recipient has duly approved the execution and delivery of this Grant Agreement for purposes of funding the planning, design, acquisition, construction and installation of the Project; and any and all consents, authorizations and approvals of any third party required with respect thereto have been obtained.

(c) Capacity. The Recipient certifies that it has the legal, institutional, managerial, contractual and financial capability to ensure adequate construction, operation, and maintenance of the Project, including the proper budgeting of revenues and expenditures sufficient to meet its expenses and debt service, if any, related to the Project.

(d) Binding Obligation. This Grant Agreement has been duly authorized, executed and delivered by the Recipient and constitutes a legal, valid and binding obligation of the Recipient; the defense of sovereign immunity is not available to the Recipient in any proceedings by the Corporation to enforce any of the obligations of the Recipient under this Grant Agreement.

(e) No Action. There is no action, suit, proceeding, inquiry or investigation, at law or in equity, before or by any court, public board or body, pending or known to be threatened against the Recipient, nor is there any basis therefor (i) affecting the creation, organization or existence of the Recipient or the title of its officers to their respective offices, (ii) seeking to prohibit, restrain or enjoin the execution of this Grant Agreement or (iii) in any way contesting or affecting the validity or enforceability of this Grant Agreement, the Resolution, or the execution of this Grant Agreement, or any agreement on instrument relating thereto or (iv) affecting the ability of the Recipient to fulfill the terms and conditions of this Grant Agreement.

(f) No Default. The Recipient is not in default under any loan agreement, note, bond, mortgage or other instrument evidencing or securing indebtedness. The Recipient is not, in any respect material to the transactions contemplated by this Grant Agreement, in breach of or in default under any applicable law or administrative regulation of the State or the United States of America or any applicable judgment or decree or any other agreement or instrument to which the Recipient is a party or by which it or any of its properties are bound, and no event has occurred which with the passage of time, the giving of notice or both would constitute such a breach or default. The execution and delivery of this Grant Agreement and the adoption of the Resolution and compliance with the respective provisions thereof will not conflict with or constitute a breach of or default under any applicable law or administrative regulation of the State or the United States of America or any applicable judgment or decree or any agreement or other instrument to which the Recipient is a party or by which it or any of its property is bound.
(g) **Resolution.** The Resolution has been duly adopted by the Recipient and remains in full force and effect.

(h) **Project Approvals.** The Recipient has obtained all necessary approvals from any and all governmental agencies requisite to the completion of the Project and is in compliance with all federal, State and local laws, ordinances and regulations applicable thereto.

(i) **Description of the Project.** The description of the project set forth in Exhibit A is an accurate description of the scope of activities to be financed, in whole or in part, pursuant to the terms of this Grant Agreement.

(j) **Estimate of Costs.** The Estimated Project Costs as shown in Exhibit B represent a reasonable estimate of the costs actually incurred or expected to be incurred for the Project.

(k) **Commitment of Third-Party Funding Entity.** If applicable, the Recipient has received a written commitment from the Third-Party Funding Entity for the Third-Party Funding, as specified in Exhibit D.

(l) **Eligibility for Third-Party Funding.** The Recipient is eligible to receive the full amount of the Third-Party Funding specified in Exhibit D, if any, and knows of no existing fact, condition or circumstance that might act to vitiate such eligibility.

(m) **SEQRA/SERP.** The Recipient certifies with respect to the Project that it has complied with all requirements of the State Environmental Quality Review Act ("SEQRA") and the State Environmental Review Process ("SERP"). The Recipient certifies that it has notified DEC and the Corporation of all actions proposed for complying with the environmental review requirements imposed by SERP and approved by EPA for Revolving Fund projects.

(n) **Leases.** Except as disclosed to the Corporation in writing in connection with the Recipient's application for the Grant, the Recipient has not entered into any lease agreements in connection with the Project and does not intend to lease the Project.

(o) **Intermunicipal and Other Agreements.** Except as disclosed to the Corporation in writing in connection with the Recipient's application for the Grant, the Recipient has not entered into any intermunicipal agreements or any other contract for the payment, use, management or operation of the Project in connection with the Grant and does not intend to enter into any other intermunicipal agreements or any other contract for the payment, use, management or operation of the Project.

(p) **Procurement, Suspension and Debarment.** The Recipient is not a debarred or suspended party under 2 CFR Part 180 and 2 CFR 1532. Further, neither the Recipient nor any of its contractors have contracted with any debarred or suspended party under 2 CFR Part 180 and 2 CFR 1532 or with any party that has been determined to be ineligible to bid under Section 316 of the Executive Law.

(q) **Restrictions on Lobbying.** The Recipient represents that it has not expended appropriated federal funds to pay any person for influencing or attempting to influence an officer or employee of any agency, Member of Congress, officer or employee of Congress or any employee of any Member of Congress in connection with any grant or financing.
(r) General Representations. The Recipient certifies that all documentation and information provided to the Corporation in connection with this Grant Agreement is accurate in all respects and acknowledges that the Corporation is executing and delivering this Grant Agreement and making this Grant in reliance upon the accuracy of said documentation and information.

ARTICLE III

AGREEMENT TO PROVIDE FINANCIAL ASSISTANCE

Section 3.1 Agreement to Provide Financial Assistance for Project Costs from the Revolving Fund.

(a) Financial Assistance. The Corporation agrees to provide financial assistance to the Recipient pursuant to this Grant Agreement, solely from the sources and to the extent specified in Section 3.2, in an amount not greater than the GIGP Award identified in Exhibit B (as it may be amended in accordance with the terms hereof) as the amount requested or available for Grant. The Grant proceeds will be advanced to the Recipient in accordance with the terms of Article IV. The Corporation agrees to provide financial assistance to the Recipient for an amount not to exceed 90% of all Project Costs as set forth in Exhibit B, but in no event will the Corporation provide financial assistance to the Recipient for Project Costs that exceed the GIGP Award.

(b) Retainage. The Recipient acknowledges that the Corporation may hold back as retainage up to five percent (5%) of each Advance made to the Recipient. The total accumulated retainage, if any, shall be paid to the Recipient within thirty (30) days after the Corporation approves the Project as complete. The Project shall be deemed complete upon (i) receipt and acceptance by the Corporation of a Certificate of Substantial Completion for the Project, which must carry the seal or stamp of a New York State licensed engineer or engineering firm and set forth the following: that the Project was constructed in accordance with all approved plans and specifications, that any and all equipment was installed as designed and specified, that the Project is sufficiently complete in accordance with all Project construction contracts and that the Project can be utilized for its intended purposes; and (ii) receipt and acceptance by the Corporation of a certificate of an Authorized Person stating that the Project has been completed in accordance with this Grant Agreement and the approved plans and specifications and approved amendments thereto. The Corporation shall have the right to a final review and inspection of the Project before releasing any retainage.

(c) Disapproval of Requisition Request. The Recipient agrees that, in addition to the remedies set forth in Article VII of this Grant Agreement, the Corporation retains the specific remedy to reject, correct or withhold any or all requests for financial assistance where the Corporation, in its sole discretion, determines that the costs requested for reimbursement are not Eligible Costs or the Recipient has not properly documented the costs in its request for reimbursement.

Section 3.2 Sources of Funding: Nature of Obligations.

(a) Sources of Funding. The Corporation shall have no obligation to make any Advance pursuant to Section 4.2, except from the sources within the Revolving Fund provided for in this Section 3.2. Notwithstanding anything to the contrary in this Grant Agreement, the Recipient acknowledges and agrees that the Corporation's funding of any Advance of the Grant as provided in Section 4.2 of this Grant Agreement, is subject to the receipt by the Corporation of moneys in an amount equal to the aggregate amount of such Advance from moneys available under the ASAP account unless the Corporation
determines to provide other available Revolving Fund moneys for such purpose.

(b) **Conditions for Advances.** The obligation of the Corporation to make any Advance of the Grant proceeds shall be subject to the terms and conditions of this Grant Agreement.

**ARTICLE IV**

**GRANT PROVISIONS**

Section 4.1  **Grant Clauses.**

(a) **Advances.** Subject to the conditions and in accordance with the terms of this Grant Agreement (including but not limited to Section 4.2), the Corporation hereby agrees to provide the Grant by making advances of funds ("Advances") to the Recipient from time to time, for a period not to exceed two (2) years from the date set forth on the cover page for costs related to construction, and for a period not to exceed five (5) years for eligible monitoring costs as reflected on Exhibit B, in an aggregate funding amount not to exceed the GIGP Award. The Corporation shall have no obligation to make Advances more frequently than once every thirty (30) days. Grant funds shall remain in the custody and control of the Corporation and will only be made available to the Recipient upon, and to the extent of, documented request of Project Costs and approval thereof by the Corporation. Subject to the Recipient complying with the terms and provisions of this Grant Agreement, the Corporation will advance funds to the Recipient within thirty (30) days of a properly completed requisition form.

In the event the Recipient shall, at any time, receive any funds in respect of the project for Project Costs from any Third-Party Funding Entity, the Recipient must draw down, in full, any Third-Party Funding prior to requesting any Advance of Grant proceeds hereunder. If the Recipient is unable to draw down in full any Third-Party Funding, the Recipient must provide a written explanation and accompanying documentation to the Corporation satisfactorily substantiating its need for the release of Grant proceeds prior to the full draw down of any Third-Party Funding.

(b) **Eligible Cost Invoices and Proof of Payment.** The Recipient shall provide the Corporation with eligible cost invoices and proof of payment of such invoices within forty-five (45) days of Advances to the Recipient. Proof of payment submitted by the Recipient shall be sufficient to allow the Corporation to document that billings and invoices were paid, such as copies of invoices, purchase orders, cancelled checks, payroll and machinery use records certified by the Recipient and such other forms of cost documentation as may reasonably be requested by the Corporation. Where the Corporation determines that the Recipient has provided inadequate documentation or has utilized prior Advances for ineligible costs, the Corporation may take any action permitted hereunder or under applicable law, including making adjustments by deducting an appropriate amount from subsequent Advances to the Recipient in subsequent disbursements.

Section 4.2  **Procedures for Advances of Grant Proceeds.**

(a) **Request for Advance.** Advances of Grant proceeds shall be made pursuant to requests for Advances set forth in Requisition Forms submitted by the Recipient to, and approved by, the Corporation as follows: copies of each Requisition Form shall be delivered to the Corporation in accordance with this Grant Agreement (including Exhibit F). Bills, invoices, evidence of payment or other evidence that Project Costs for which an Advance is requested have been incurred by the Recipient shall be delivered to the Corporation in accordance with Exhibit F.
(b) Change Orders. Advances of Grant proceeds shall not be made for costs related to any change orders in connection with the Project unless and until the change order has been approved and accepted by the Corporation. The Recipient shall certify, in each requisition submitted, that the disbursement requested does not include any costs for change orders which have not been accepted by the Corporation.

ARTICLE V
COVENANTS

Section 5.1 Compliance with Laws and Agreements.

The Recipient agrees that at all times during the Term of any Grant the Recipient shall cause the Project to be in compliance with all applicable Federal, State and local laws, regulations and enforcement orders.

(a) Compliance. The Recipient shall construct and operate the Project (or cause the Project to be constructed and operated) in compliance at all times with all applicable federal, State and local laws and regulations (including, without limitation, the Act, the Water Quality Act and Sections 204(d)(2) and 513 of the Clean Water Act, 40 CFR Part 31 and the Federal Funding Accountability and Transparency Act), ordinances, rules, regulations, Executive Orders and this Grant Agreement, and in compliance with all other applicable laws and regulations to the extent necessary to ensure the availability of the Project for its intended purposes and to ensure the safety of the public. The Recipient agrees to ensure that the Project will effectively protect water quality, employ good management practices and fulfill all federal and State requirements, all requirements of this Grant Agreement and all applicable instructions issued by the Commissioner to ensure that these requirements are met.

The Recipient further agrees that if its Project is determined by the Corporation, to be subject to the federal audit requirements of the Single Audit Act of 1984 (31 USC 7501 et seq.), it will comply with such requirements and all laws and regulations implementing same including without limitation 40 CFR Part 31, all as amended from time to time. The Recipient agrees, as applicable, to provide the Corporation with a copy of the Single Audit for its review.

(b) Enforcement. Regardless of acceptance by DEC or the Corporation of a certification by the Recipient that a Project requirement has been met, the Recipient shall permit DEC or the Corporation to take any actions necessary to confirm the accuracy of such certification. The making of Advances by the Corporation shall not constitute an acknowledgment or agreement by the Corporation that the Recipient is in compliance with the terms and conditions of this Grant Agreement.

(c) Affirmative Action, Equal Employment Opportunity, Minority and Women’s Business Enterprises and Disadvantaged Business Enterprises. The Recipient acknowledges that contracts for the Project that are paid for with funds provided pursuant to this Grant Agreement, including, but not limited to, construction, engineering, architectural, legal and fiscal services thereto, shall be subject to the requirements and provisions of Article 15-A of the Executive Law (Article 15-A) and 5 NYCRR 140-145 (the Regulations) and, for such purposes, any such contract shall be considered a State Contract as defined therein. The Recipient agrees that it shall comply, and it shall require its authorized representatives, contractors, subcontractors and consultants paid with funds provided pursuant to this Grant Agreement to comply, with all federal and State laws, regulations, and executive orders applicable to this Project, including but not limited to Article 15-A of the Executive Law (Article 15-A) and 5 NYCRR 140-145 (the “Regulations”), as well as MWBE participation goals. Recipient acknowledges,
and agrees to advise all contractors, subcontractors and consultants with contracts for the project that are paid for with funds provided pursuant to this Grant Agreement, that the MWBE goals in effect at the time of execution of each contract shall be applied to the GIGP Award. The Recipient agrees that it shall provide to the Corporation such documentation as it receives from contractors, subcontractors and consultants, including quarterly periodic reports, as may be required by law or requested by the Corporation regarding affirmative action, equal employment opportunity ("EEO"), minority and women's business enterprises ("MWBE") and disadvantaged business enterprises ("DBE"). The Recipient agrees that it will require all contractors, subcontractors and consultants to submit no later than execution of contracts: (i) an MWBE Utilization Plan (prime contractors only); (ii) an EEO policy statement and (iii) an acceptable EEO workforce staffing plan for service provider (non-construction) contracts. Upon receipt, the Recipient shall submit to the Corporation all reports and documentation required pursuant to this paragraph. The Recipient's approval of a Utilization Plan or waiver request is subject to the prior consent of the Corporation. If required by the law, the Recipient shall document and submit to the Corporation information received from the Recipient's contractors, subcontractors and consultants regarding all good faith efforts made by them to comply with the MWBE participation goals as set forth in Article 15-A and the Regulations, including any waiver requests. The Recipient agrees to cause the provisions set forth in Exhibit I attached hereto to be included in all State Contracts entered into on and after October 13, 2010 which are to be paid with funds provided pursuant to this Grant Agreement. The requirements of this paragraph shall be limited to the laws and requirements in effect on the date of each respective contract, without regard to the date of any amendments to construction contracts.

(d) **Special Project Conditions.** The Recipient agrees to comply with any and all special Project conditions set forth in Exhibit D.

(e) **Receipt.** The Recipient shall notify the Corporation promptly of the date scheduled for the Recipient's receipt of any Third-Party Funding and shall permit representatives of the Corporation to attend any meeting held for that purpose between the Recipient and any Third-Party Funding Entity regardless of whether or when any proceeds of any Third-Party Funding are actually received by the Recipient.

(f) **Project Approvals.** The Recipient shall obtain all necessary approvals from any and all governmental agencies requisite to the completion of the Project and compliance with all federal, State and local laws, ordinances and regulations applicable thereto.

(g) **SEQRA/SERP.** The Recipient certifies that it shall continue to notify DEC and the Corporation of all actions proposed for complying with the environmental review requirements imposed by SERP and approved by EPA for Revolving Fund projects.

(h) **NEPA.** If the Commissioner determines that, in addition to all such requirements of SEQRA and SERP, there are additional requirements associated with a National Environmental Protection Act ("NEPA") environmental review, the Recipient shall comply with those additional requirements. The Recipient agrees to provide copies of all environmental documents as may be required by DEC and the Corporation.

(i) **Procurement, Suspension and Debarment.** The Recipient shall ensure that no subaward, contract or agreement for the purchase of goods or services shall be made with any debarred or suspended party under 2 CFR Part 180 and 2 CFR 1532 or with a party determined to be ineligible to bid under Section 316 of the Executive Law.

(j) **Restrictions on Lobbying.** The Recipient represents that it will not expend appropriated federal funds to pay any person for influencing or attempting to influence an officer or
employee of any agency, Member of Congress, officer or employee of Congress or any employee of any 
Member of Congress in connection with any grant or financing. Furthermore, the Recipient agrees to 
execute the attached certification in substantially the form of Exhibit H. The Recipient agrees to obtain 
a certification from each contractor and subcontractor with which it has a contract for this Project which 
exceeds $100,000 and to have such contractor and subcontractor execute a certification in substantially 
the form of Exhibit H and to maintain the same in its records and to forward to the Corporation such 
certifications.

(k) Prevailing Wage Requirements. If this is a public work contract covered by Article 8 
of the New York State Labor Law the Recipient agrees to comply, in all applicable respects, with the 
prevailing wage requirements under such statute.

(l) Public Bidding Requirements. The Recipient certifies that it has complied, or will 
comply, with all applicable public bidding requirements in connection with the Project including, but not 
limited to, the requirements of General Municipal Law Section 101.

(m) Local Match. The Recipient agrees to provide at least 10% of all Project Costs 
as its local match requirement under the Green Innovation Grant Program as set forth in Exhibit B. The 
Corporation agrees that the local match requirement may be met with local funds or in-kind contributions 
from the Recipient, from State funds, or from any non-federal Third-Party Funding.

Section 5.2 Plans and Specifications.

(a) Design and Construction. The Recipient shall cause this Project to be designed and 
constructed in accordance with plans and specifications delivered to, and approved by, DEC and consistent 
with Exhibit A. The Recipient shall proceed with the acquisition and expeditious construction of the 
Project in conformity with law, with this Grant Agreement and with all applicable requirements of 
governmental authorities having jurisdiction with respect thereto, subject to such modifications of plans and 
specifications as may be approved by DEC as necessary or advisable to effectuate the purposes of the Act.

(b) Performance Standards. The Recipient agrees to take any corrective action necessary 
to bring the Project into compliance with the Project performance standards contained in the approved 
engineering report or facilities plan for this Project.

Section 5.3 Construction of Project.

(a) Contracts and Security Bonds. DEC and the Corporation have the right to review all 
contracts for services and construction funded pursuant to this Grant Agreement in order to determine 
eligibility for funding hereunder and to determine compliance with all relevant plans and terms of this Grant 
Agreement. Recipient agrees to provide the Corporation with all executed prime contracts funded pursuant 
to this Grant Agreement. Whenever a security bond is posted by a successful bidder for the faithful 
performance of a contract funded pursuant hereeto, the name and address of the bonding company or person 
issuing the security bond, the number of such bond, and such other information as may be required by DEC 
or the Corporation shall be transmitted to the requesting party for review prior to award of such contract. 
The original of such bond shall remain in the office of the Recipient.

(b) Inspection. The Recipient agrees to provide competent and adequate inspection of all 
Project construction by a professional engineer licensed in the State, and to notify the Corporation in 
advance of the date of such inspection in order to provide the Corporation with the opportunity to
participate in the walkthrough and inspection. The Recipient shall direct such engineer to inspect work necessary for the construction of this Project and to determine whether the construction conforms to the approved plans and specifications. At the completion of construction, the engineer shall be required to certify to the Recipient, DEC and the Corporation that the construction is in accordance with the approved plans and specifications or approved amendments thereto. The Recipient shall cause any work not completed in accordance with approved plans and specifications to be remedied, unless such noncompliance is waived in writing by the Corporation and DEC.

The Recipient agrees to require a determination by the Project construction manager or design professional (landscape architect, architect or engineer) of 30%, 60%, and 90% of Project completion. At 30%, 60%, and 90% of Project completion, Recipient shall provide to the Corporation photographic documentation satisfactory to the Corporation, evidencing the progress of construction.

(c) Change Orders. The Recipient agrees to submit all change orders to the Corporation within thirty (30) days following the date they are accepted. The Recipient agrees that change orders which will materially alter the Project will not be accepted without prior written approval by DEC or the Corporation.

(d) Completion Certificate. Within seven (7) Business Days following completion of the Project, the Recipient shall deliver to the Corporation a certificate of an Authorized Person stating that the Project has been completed in accordance with this Grant Agreement, and providing photographic documentation adequate to evidence 100% of Project completion.

(e) Required Approvals and Permits. Upon completion of the Project, the Recipient shall obtain from appropriate authorities all permits and authorizations, if any, required for operation and use of the Project as contemplated by this Grant Agreement.

(f) Project Insurance. The Recipient agrees that it will require each Project consultant, Project contractor and Project subcontractor to secure and deliver to the Recipient appropriate policies of insurance issued by an insurance company licensed to do business in the State of New York. The policies must name both the Recipient and the Corporation as additional insured/loss payee parties and shall cover the contractor's public liability and property damage insurance, contractor's contingent liability insurance, "all-risk" insurance and worker's compensation for the Project. The Recipient shall require that copies of the applicable insurance policies be made available to the Corporation for review upon request. In addition, the Recipient shall secure at its own expense, property insurance in such amounts as required by the Corporation provided by the insurance companies licensed in the State of New York covering the equipment and facilities funded with Grant proceeds.

Section 5.4 Ownership, Operation and Maintenance.

(a) Notice of Beginning Operation. Within thirty (30) days following the completion of the Project, the Recipient agrees to so notify DEC and the Corporation in writing.

(b) Operation and Maintenance. The Recipient agrees to ensure proper and efficient operation and maintenance of this Project satisfactory to the Corporation and to retain a sufficient number of qualified staff to cause performance of required tests and compliance with all other requirements. After completion of the Project, the Recipient shall at all times operate the Project, or otherwise cause the Project to be operated, properly and in a sound and economical manner and shall maintain, preserve and keep the Project, or cause the Project to be maintained, preserved and kept, in good repair, working order and condition and shall make, or cause to be made, all necessary and proper repairs, replacements and renewals from time to time, so that at all times, the Project is operated properly in a manner consistent with the
project performance standards contained in the engineering report or facilities plan for the Project, with this Grant Agreement and with the requirements of any related State permit.

(c) Continued Ownership and Operation. Unless authorized by the Commissioner or the Corporation to cease operations or dispose of the Project, the Recipient shall own, operate and maintain the Project during the Term of this Grant Agreement. Without the approval of the Corporation, the Recipient shall not discontinue operation of, or sell or otherwise dispose of, the Project, except for portions of the Project sold, or otherwise disposed of, in the course of ordinary repair and replacement of obsolete or worn out parts. Except as authorized in writing by the Corporation and the Commissioner, there shall be no alterations to the Project which would materially affect the Project in any manner. In addition, no improvements, structures or appurtenances shall be placed, constructed or developed on the site of the Project (the "Project Site") in such a way as to interfere with the express purpose of the Project.

(d) Title. The Recipient shall obtain and maintain such title, estate or interest in the Project Site, including easements and rights-of-way, as may be necessary to ensure undisturbed use and possession for the purposes of constructing, operating and maintaining the Project during the Term of this Grant Agreement.

Section 5.5 Accounting and Records.

(a) Establishment of Project Accounts. The Recipient shall maintain Project accounts in accordance with generally accepted government accounting standards and any instructions issued by the Commissioner or the Corporation.

(b) Access to Records. The Recipient shall: (i) permit EPA, DEC, the State Comptroller, and the Corporation, or their authorized representatives to review or audit all records relative to this Project; (ii) produce or cause to be produced all records relating to any work performed under the terms of this Grant Agreement for examination at such times as may be designated by any of them or their authorized representatives; (iii) permit extracts and copies of Project records to be made by them or their authorized representatives; and (iv) promptly fulfill information requests by any of them or their authorized representatives.

(c) Access to Project and Work. The Recipient shall permit agents, consultants and representatives of DEC, the Comptroller of the State and the Corporation to have access to the Project and its components at all reasonable times. All contracts of the Recipient for construction or operation of all or any portion of the Project shall contain provisions that permit such access to the Project, and shall ensure that the contractor shall provide proper facilities for such access and inspection and shall permit extracts and copies of Project records to be made by the foregoing agents, consultants and representatives.

(d) Record Retention. The Recipient shall retain all files and records relating to the construction of the Project for at least six (6) years after Project completion and retain all other Project files and records for the Term of this Grant Agreement. As-built plans and specifications for the Project shall be retained by the Recipient for the Term of this Grant Agreement. The Recipient shall make available to the Administrator of the EPA or representatives of the Administrator any files or records necessary to determine compliance with the Clean Water Act.
Section 5.6 Application of Grant Proceeds.

The Recipient shall apply the proceeds of the Grant solely for Project Costs in accordance with this Grant Agreement and shall reimburse the Revolving Fund in the event that it fails so to apply such proceeds.

Section 5.7 Payment of Additional Project Costs.

In the event that Grant proceeds are not sufficient to pay the costs of this Project in full, the Recipient shall nonetheless complete the Project and pay such portion of the Project Costs as may be in excess of available Grant proceeds, and the Recipient shall not be entitled to any reimbursement or funding therefor from the Corporation.

Section 5.8 Third-Party Funding.

(a) Necessary Actions. The Recipient shall take, in a timely fashion, all actions required or necessary to enable it to obtain the full anticipated proceeds of any Third-Party Funding.

(b) Compliance with Conditions and Requirements. The Recipient shall comply with all stated conditions to any Third-Party Funding commitment, as the same may be amended and supplemented by any Third-Party Funding Entity, and all applicable present and future eligibility requirements of such Third-Party Funding commitment.

(c) Prompt Notice. The Recipient shall promptly, and in any event within five (5) days after having notice or knowledge thereof, inform the Corporation in writing of any anticipated failure on its part to (i) meet all eligibility requirements of any Third-Party Funding Entity, (ii) be qualified to receive any Third-Party Funding proceeds in an amount at least equal to such Third-Party Funding Entity commitment, or (iii) receive the proceeds of such Third-Party Funding.

(d) Documentation. Where the Recipient has failed to submit documentation and/or vouchers required to obtain any Third-Party funding, the Recipient shall permit the Corporation, at its option, to prepare and submit to such documentation and/or vouchers on its behalf. The Recipient shall cooperate fully with the Corporation by providing necessary data for preparing, executing and submitting such documentation. The Recipient further authorizes any Third-Party Funding Entity to release any information respecting such assistance to the Corporation.

Section 5.9 Further Assurances.

The Recipient, at the request of the Corporation, shall authorize, execute, acknowledge and deliver such further certifications, resolutions, conveyances, transfers, assurances, financing statements and other instruments as may be necessary or desirable, in the sole discretion of the Corporation, for better assuring, conveying, granting, assigning and confirming the rights, representations and agreements granted or intended to be granted by or set forth in this Grant Agreement, including without limitation, any such certifications, resolutions, conveyances, transfers, assurances, financing statements and other instruments as may be requested by the Corporation in connection with the issuance of this Grant. In addition, the Recipient shall furnish the Corporation with such additional information concerning the condition of the Project as the Corporation may reasonably request from time to time.
Section 5.10 Covenant Against Discrimination.

The Recipient in the performance of this Grant Agreement shall not discriminate or permit discrimination against any person or group of persons on the grounds of age, race, creed, color, religion, national origin, sexual orientation, military status, sex, disability, predisposing genetic characteristics, marital status or domestic violence victim status in any manner prohibited by the laws of the United States of America or of the State.

Section 5.11 Leases, Intermunicipal and Other Agreements.

The Recipient covenants and agrees that (i) in the event that it has entered into one or more leases, intermunicipal agreements or other contracts relating to the Project for its use, management or operation, it will not renew, extend or amend the lease, intermunicipal agreement or other contract, and (ii) it will not enter into any new lease or contract for the use, management or operation of the Project, in either case without notifying the Corporation in writing and receiving written consent to said action. The Recipient may deem the Corporation’s consent to have been provided if the Corporation fails to respond to a written request for consent, and such failure continues for sixty (60) days.

Section 5.12 Indemnification.

To the fullest extent permitted by law, the Recipient agrees to indemnify, defend and hold harmless the Corporation against any loss or liability arising out of any claim or action brought against the Corporation for death, injury or damage to persons or property occurring in connection with the planning, design, construction, operation or maintenance of the Project. In each case, such obligation of the Recipient shall be conditioned upon (i) prompt written notice, by the Corporation to the Recipient, of the institution of any such claim or action and (ii) the assignment, by the Corporation to the Recipient, of the right to conduct the defense of any such claim or action, provided that such defense shall be undertaken by counsel reasonably satisfactory to the Corporation, and provided further that, absent the Corporation’s prior written consent, no settlement, compromise or other voluntary resolution shall be entered into which would impose any liability or obligation on the Corporation. To the fullest extent permitted by law, the Recipient agrees to pay and discharge any judgment or award entered or made against the Corporation with respect to any such claim or action and any settlement, compromise or other voluntary resolution thereof.

ARTICLE VI

EVENTS OF DEFAULT

Section 6.1 Events of Default.

The occurrence of any of the following shall be considered an Event of Default:

(a) Misrepresentation, Etc. Any warranty, representation or other statement made: (i) by or on behalf of the Recipient in, pursuant to, or in connection with this Grant Agreement; (ii) in connection with any other financing made by the Corporation to the Recipient; or (iii) by or on behalf of the Recipient in the application filed in connection therewith, is false, incorrect or misleading in any respect.

(b) Sale or Transfer. A sale, transfer or other disposition of the Project.

(c) Default Under Indebtedness. The Recipient defaults in the performance of any term, covenant, condition or agreement of any indebtedness.
(d) **Failure to Remedy Default.** The Recipient fails to correct any breach of this Grant Agreement. The Recipient fails to rectify within thirty (30) days of written notification from the Corporation a breach of any of the terms and conditions of Article V of this Grant Agreement.

(e) **Other Failure to Perform.** The Recipient fails to perform and/or comply with any covenant or condition, including any special condition set forth in Exhibit D, required under this Grant Agreement.

**ARTICLE VII**

**REMEDIES**

**Section 7.1 Remedies.**

Upon the occurrence of an Event of Default, as defined in Article VI hereof, the Corporation may take whatever action at law or in equity may appear necessary or desirable to remedy such default, in addition to the remedies below. Failure by the Corporation to exercise, or delay in exercising, any right or remedy under this Article VII shall not operate as a waiver of such right or remedy.

(a) **Reimbursement of Revolving Fund.** Notwithstanding anything herein to the contrary, upon the occurrence of an Event of Default, the Recipient agrees that the Corporation may at its election, upon written notice to the Recipient, require the Recipient to immediately repay to the Corporation all Advances of Grant funds made to the Recipient, together with all other sums owed to the Corporation. Upon such notification, such advanced Grant funds shall become immediately due and repayable, despite anything to the contrary in this Grant Agreement.

(b) **Rejection or Adjustment of Advances.** The Corporation is under no obligation to make any Advances of Grant proceeds upon the occurrence of and during the continuance of, an Event of Default by Recipient.

(c) **Nonexclusive Remedy.** If the Corporation or DEC determines that the Recipient or any authorized representative is not complying with federal or State laws, regulations or requirements or instructions of the Corporation or DEC relating to the Project or terms of this Grant Agreement, the Corporation may, and at the direction of the Commissioner shall, in addition to exercising any or all of the remedies described herein, exercise any or all the remedies otherwise provided by federal or State Law or regulations executed subsequent hereto, at law or in equity, including but not limited to rights to seek injunctive relief or specific performance with respect to the obligations hereunder.

(d) **Right to Remedial Action.** Nothing in this Grant Agreement affects the right of DEC or the Corporation to take remedial action including but not limited to administrative enforcement action and actions for breach of contract if the Recipient fails to carry out its obligations under this Grant Agreement.

(e) **Costs of Default.** The Recipient agrees to pay to the Corporation, as such expenses are incurred, the amount of any expenses (including but not limited to the reasonable fees and expenses of the Corporation and attorneys representing the Corporation) incurred as a result of the Recipient's failure to comply with the terms of this Grant Agreement.
ARTICLE VIII
MISCELLANEOUS

Section 8.1 No Obligation of State.

Nothing in this Grant Agreement shall constitute a commitment of the State to appropriate or reappropriate any Federal or State funds.

Section 8.2 Term.

This Grant Agreement shall remain in full force and effect during the Term of this Grant Agreement, which shall commence upon the date set forth on the cover of this Grant Agreement and continue through the estimated useful life of the Project as set forth in Exhibit D; provided, however, that the terms of Article V and Article VII shall survive any termination of this Grant Agreement. The estimated useful life of the Project shall commence upon the date of construction completion as set forth in Exhibit A to this Grant Agreement.

Section 8.3 Severability.

If any provision of this Grant Agreement is held illegal, invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate, render unenforceable or otherwise affect any other provision hereof.

Section 8.4 Amendment of Grant Agreement.

This Grant Agreement may not be amended except by an instrument in writing signed by each of the parties hereto.

Section 8.5 Execution in Counterparts.

This Grant Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

Section 8.6 Applicable Law.

This Grant Agreement shall be governed by and construed in accordance with the laws of the State, including the Act.

Section 8.7 Benefit of Grant Agreement.

The rights of the Corporation to enforce the duties, covenants, obligations and agreements of the Recipient set forth in this Grant Agreement may at any time, in whole or in part, be assigned and pledged by the Corporation and thereafter such duties, covenants, obligations and agreements so assigned and pledged shall be for the benefit of and enforceable by the Corporation and such assignee.

Section 8.8 Consent to Jurisdiction.

To the fullest extent permitted by law, the Recipient consents to the initiation of any such proceedings in any court of competent jurisdiction and, if applicable, agrees not to assert the defense of sovereign immunity in any such proceedings.
Section 8.9 No Warranty Regarding Condition, Suitability or Cost of Funded Project.

Neither the Corporation nor DEC makes any warranty, express or implied, as to the Project or its condition or that it will be suitable for the Recipient's purposes or needs, or that the proceeds of the Grant will be sufficient to pay the costs of the Project. Review or approval of engineering reports, facilities plans, design drawings and specifications or other documents, or the inspection of Project construction by DEC or the Corporation, does not relieve the Recipient of its responsibility to plan, design, and build the Project properly, and to operate and maintain the Project effectively, as required by laws, regulations, permits and good management practices. The Recipient acknowledges and agrees that DEC and the Corporation or their representatives are not responsible for increased costs resulting from defects in the plans, design drawings and specifications or other Project documents. Nothing in this section prohibits a Recipient from requiring more assurances, guarantees, or indemnity or other contractual requirements from any party performing Project work.

Section 8.10 Grant Agreement Supersedes Prior Agreements.

This Grant Agreement supersedes any other prior or contemporaneous agreements or understandings, written or oral, between the parties relating to the funding of the Project.

Section 8.11 Notices.

All notices, certificates or other communications hereunder shall be sufficiently given, and shall be deemed given, when delivered in writing to the address, facsimile number, or e-mail (if expressly permitted in the provision requiring such communication) of the identified party or parties set forth below, or to such other address, facsimile number, or e-mail as the appropriate party may hereafter designate by notice in writing given to the others.

(a) Corporation:
New York State Environmental Facilities Corporation
625 Broadway
Albany, New York 12207-2997
Attn.: Director of Technical Advisory Services
Facsimile No.: (518) 402-7086
E-Mail Address: GIGP@efc.ny.gov

With a copy of such communications delivered to the attention of the General Counsel at the address set forth above.

(b) Corporation's Paying Agent:
Manufacturers and Traders Trust Company
One M & T Plaza
Buffalo, New York 14240
Attn.: Corporate Trust Department
Facsimile No.: (716) 842-5905

(c) Recipient:

At the address specified on the signature page of this Agreement.
Section 8.12  Signs.

In recognition of the financial assistance provided hereunder for this Project, the Recipient agrees that a Project sign will be posted for the Project. Such Project sign, or as appropriate in the discretion of the Recipient, multiple signs, shall be designed, rendered and thereupon erected on or near the Project in order to communicate educational narratives and graphics to help members of the public learn about the specifics of the Project, Project components and the reason(s) such Project is considered an innovative green practice. The sign(s) shall incorporate information concerning funding acknowledgments, contact information and maintenance information and shall be sufficiently durable to provide 10 years of service toward the objective of informing the public about the Project and its green innovation objectives. Guidance for the design and fabrication of the Project sign(s) is available at: http://www.cfc.ny.gov/Default.aspx?tabid=445.

Section 8.13  Project Promotion.

In order to spur green innovation, build green capacity and facilitate technology transfer throughout the State, the Recipient agrees and consents to the Corporation using images, descriptions and depictions of the Project for promotional and education presentations, outreach and publications.
IN WITNESS WHEREOF, the Recipient and the Corporation have each caused this Grant Agreement to be executed and delivered as of the date first written above.

SUFFOLK COUNTY COMMUNITY COLLEGE

By: [Signature]
Louis J. Petrizzo
College General Counsel

Notice Address:
Suffolk County Community College
533 College Road
Selden, NY 11784–289
mckays@sunysuffolk.edu

NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION

By: [Signature]
Matthew J. Driscoll
President and CEO
EXHIBIT A

PROJECT DESCRIPTION and CONTRACT EXECUTION SCHEDULE

SRF Project No.: C1-9207-02-00
GIGP Application No.: 1048
Recipient: Suffolk County Community College
County: Suffolk

PROJECT DESCRIPTION

The Suffolk County Community College will use GIGP funds to install a rainwater harvesting system, porous pavement, and rain gardens at various locations on campus. The project will reduce potable water demand, relieve localized flooding, and improve surface water and groundwater quality. The project is defined by the document entitled "Feasibility Study, Green Storm Water Management for Suffolk County Community College" dated April 16, 2014.

CONSTRUCTION SCHEDULE

| Construction Commencement | September 01, 2014 |
| Construction Completion   | November 30, 2014  |
### EXHIBIT B

#### ESTIMATED PROJECT COSTS

SRF Project No.: C1-9207-02-00  
GIGP Application No.: 1048  
Recipient: Suffolk County Community College  
County: Suffolk

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<td>concrete edge restraint</td>
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<td>Trench drains</td>
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<td>drainage &amp; roof leader connecting pipe</td>
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<td>Rain garden</td>
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<td>Surveying &amp; layout</td>
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<td>Pumps &amp; connections</td>
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<td>Landscaping &amp; restoration</td>
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<tr>
<td>Grading/excavation</td>
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<td>Cistern tanks &amp; installation</td>
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<tr>
<td>Mobilization</td>
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<tr>
<td>Design</td>
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<td>Administrative</td>
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<td>Other</td>
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Total Cost: $363,548.00

Planning: $2,500.00  
Design: $34,700.00  
Administrative: $2,500.00  
Other: $39,700.00
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<td>Infiltration rings 12&quot; OD &amp; 5&quot; ID X4</td>
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<td>Nutrients in water lab</td>
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<td><strong>Total</strong></td>
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<td><strong>Construction Contingency</strong></td>
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<td><strong>GIGP Eligible Project Total</strong></td>
<td><strong>$436,714.00</strong></td>
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<td><strong>Maximum Sum GIGP Award (not to exceed)</strong></td>
<td><strong>$393,043.00</strong></td>
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<tr>
<td><strong>Local Share (minimum 10% of Total Project)</strong></td>
<td><strong>$43,671.00</strong></td>
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<tr>
<td><strong>Other Sources of Funding (please specify)</strong></td>
<td><strong>$0.00</strong></td>
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EXHIBIT C

DEFINITIONS

Capitalized terms used in this Grant Agreement have the meanings set forth in this Exhibit C or, if not defined herein, have the meanings set forth in the Regulations.

"Act" means the NYSEFC Act and the State Act.

"Advance" or "Advances" has the meaning set forth in Section 4.1.

"ASAP" means the Automated Standard Application for Payments system established by EPA to make capitalization grant payments to the State under the Water Quality Act, which payments are allocated by the Corporation as a source of funding the Grant.

"Authorized Person" means the person so authorized to act on behalf of the Recipient in connection with the delivery of the Requisition Forms by the Recipient.

"Business Day" means any day on which State offices are open to conduct business.

"Clean Water Act" means the Federal Water Pollution Control Act, as amended.

"Commissioner" means the Commissioner of DEC

"Corporation" means the New York State Environmental Facilities Corporation established under the NYSEFC Act, and any entity which may succeed to its rights and duties respecting the Revolving Fund.

"DEC" means the New York State Department of Environmental Conservation and any entity which may succeed to its rights and duties respecting the Revolving Fund.

"EPA" means the United States Environmental Protection Agency and any entity which may succeed to the administration of the program.

"Estimated Project Costs" means the projected costs to the Recipient that are eligible for funding by the Corporation under the State Act; that are allowable costs under the Regulations and that are reasonable, necessary and allocable by the Recipient to the Project under generally accepted government accounting standards, as set forth in the application of the Recipient, which projections are set forth in Exhibit B.

"Event of Default" means an event described in Article VI.

"Grant" means financial assistance provided by the Corporation to a Recipient under the Revolving Fund.

"Grant Agreement" means this Grant Agreement, as it may be amended and supplemented in accordance with the terms hereof.

"GHGP Award" means the amount of Grant, as set forth in Exhibit D.
"NYSEFC Act" means the New York State Environmental Facilities Corporation Act, constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, as from time to time amended and supplemented.

"Project" means the green infrastructure, water or energy efficiency improvements or other environmentally innovative activities, certified as eligible by DEC and the Corporation and subject to the approval of Corporation described in Exhibit A, as such exhibit may be amended and supplemented in accordance with the terms hereof.

"Project Costs" means the incurred project costs of the Recipient which are eligible for financial assistance from the Revolving Fund under the State Act, which are allowable costs under the Regulations and which are reasonable, necessary and allocable by the Recipient to the funded Project under generally accepted governmental accounting standards.

"Recipient" means the entity named on the cover page of this Grant Agreement.

"Regulations" means the regulations of the Corporation and/or DEC promulgated pursuant to the State Act, constituting 21 NYCRR Part 2602 and 6 NYCRR Part 649, respectively, as such may be amended from time to time.

"Requisition Form" means a document, in substantially the form of Exhibit G, executed by an Authorized Person and delivered in order to obtain an Advance.

"Resolution" means the ordinances and resolutions of the Recipient authorizing the undertaking of the Project, the local match, any applicable borrowing, the execution and delivery of this Grant Agreement and the receipt of the Grant proceeds.

"Revolving Fund" means the Clean Water State Revolving Fund established pursuant to the State Act.

"State" means the State of New York.


"State Contract" shall have the meaning set forth in Article 15-A of the Executive Law.

"Term" means the period commencing on the date set forth on the cover of this Grant Agreement and continuing through the estimated useful life of the Project as set forth in Exhibit D.

"Third-Party Funding" means any grant, loan or other proceeds which are intended to be used to pay any costs of the Project which have been funded with the Grant made pursuant to this Grant Agreement, including, without limitation, the Third-Party Funding specified in Exhibit D.

"Third-Party Funding Entity" shall mean any entity, including, without limitation, the Corporation, the New York State Department of Environmental Conservation, the United States Department of Housing and Urban Development, the New York State Empire State Development Corporation, and/or Rural Development of the United States Department of Agriculture, or their agents, successors and assigns, which provides any Third-Party Funding for the Project; the term shall include, without limitation, any entity which is specified in Exhibit D.
"User Fees" means rates, rentals, fees and other charges of the Recipient in accordance with applicable provisions of law.

"Utilization Plan" shall have the meaning set forth in Article 15-A of the Executive Law.

EXHIBIT D

SCHEDULE OF ADDITIONAL PROVISIONS

SRF Project No.: C1-9207-02-00
GIGP Application No.: 1048
Recipient: Suffolk County Community College
County: Suffolk

I. Definitions.

The "GIGP Award" shall be equal to $393,043.00.

Capitalized terms used but not otherwise defined in this Exhibit D or elsewhere in this Grant Agreement shall have the meanings set forth in the Regulations.

II. Additional Covenant Respecting Third-Party Funding (if applicable).

Not applicable.

III. Requests for Advances.

The Recipient hereby certifies that the person or persons from time to time holding the office listed below is the Authorized Person of the Recipient and is authorized to execute disbursement requests on behalf of the Recipient:

TITLE: President

IV. Estimated Useful Life of the Project.

The estimated useful life of the Project is 15 years, as determined by the Corporation, commencing on the date of construction completion.

V. Special Project Conditions.

This Grant Agreement shall be subject to the following special Project conditions, contained herein:

A. Special Condition Regarding Plans and Specifications to be Approved or Eligible after the Date Hereof in Connection with the Project.

The Recipient acknowledges that the Recipient has not, as of the date hereof, received DEC or Corporation approval or acceptance of certain plans and specifications, relating to certain element(s) of the Project.

The Recipient agrees that, notwithstanding anything herein to the contrary, proceeds will not be advanced for costs of the Project, unless and until the plans and specifications have been approved or accepted by DEC or the Corporation.
B. Special Condition Regarding Professional Services Agreements to be Furnished after the Date Hereof in Connection with the Project.

The Recipient acknowledges that the Recipient has not, as of the date hereof, furnished to the Corporation certain professional services agreements relating to certain element(s) of the Project.

The Recipient agrees that, notwithstanding anything herein to the contrary, proceeds will not be advanced for costs incurred pursuant to such professional services agreements unless and until the Corporation has reviewed such agreements and determined to its satisfaction that such professional services were consistent with the scope of work for the Project. The Recipient shall certify, in each requisition submitted, that the Advance requested does not include any costs incurred pursuant to any professional services agreements which have not been furnished to the Corporation.

C. Special Condition Regarding Engineering Services During Project Planning to be Reviewed and Accepted after the Date Hereof in Connection with the Project.

The Recipient acknowledges that the Recipient has not, as of the date hereof, submitted to the Corporation certain professional services agreements pertaining to Project planning services.

The Corporation expressly reserves the right to review professional services agreements pertaining to the planning of the Project. The Recipient understands and agrees that, anything herein to the contrary notwithstanding, proceeds will not be disbursed for costs incurred pursuant to professional services agreements pertaining to planning services unless and until the Corporation has reviewed such professional services agreements and determined to its satisfaction that the services provided thereunder were consistent with the Project's scope of work. The Recipient shall certify, in each requisition submitted, that the disbursement requested does not include any costs incurred pursuant to any professional services agreement pertaining to planning services related to the Project which has not been reviewed and accepted by the Corporation.

D. Special Condition Regarding Engineering Services During Project Design to be Reviewed and Accepted after the Date Hereof in Connection with the Project.

The Recipient acknowledges that the Recipient has not, as of the date hereof, submitted to the Corporation certain professional services agreements pertaining to design services related to the Project.

The Corporation expressly reserves the right to review professional services agreements pertaining to the design of the Project. The Recipient understands and agrees that, anything herein to the contrary notwithstanding, proceeds will not be disbursed for costs incurred pursuant to professional services agreements pertaining to design services unless and until the Corporation has reviewed such professional services agreements and determined to its satisfaction that the services provided thereunder were consistent with the Project's scope of work. The Recipient shall certify, in each requisition submitted, that the disbursement requested does not include any costs incurred pursuant to any professional services agreement pertaining to design services related to the Project which has not been reviewed and accepted by the Corporation.

E. Special Condition Regarding Engineering Services During Project Construction to be Reviewed and Accepted after the Date Hereof in Connection with the Project.
The Recipient acknowledges that the Recipient has not, as of the date hereof, submitted to the Corporation certain professional services agreements pertaining to inspection and engineering services during construction of the Project.

The Corporation expressly reserves the right to review professional services agreements pertaining to inspection and engineering services during construction to determine whether the services provided thereunder will ensure competent and adequate inspection of project construction. The Recipient understands and agrees that, anything herein to the contrary notwithstanding, proceeds will not be disbursed for costs incurred pursuant to professional services agreements pertaining to inspection and engineering services during construction, or for construction costs of the Project, unless and until the Corporation has reviewed such professional services agreements and determined to its satisfaction that the services provided thereunder were consistent with the Project's scope of work and constituted competent and adequate inspection of project construction. The Recipient shall certify, in each requisition submitted, that the disbursement requested does not include any costs incurred pursuant to any professional services agreement pertaining to inspection and engineering services during construction of the Project which has not been reviewed and accepted by the Corporation.

F. Special Condition Regarding Equipment Cost to be Approved or Accepted after the Date Hereof in Connection with the Project.

The Recipient acknowledges that the Recipient has not, as of the date hereof, received approval or acceptance of certain equipment costs relating to the Project.

The Recipient agrees that, notwithstanding anything herein to the contrary, proceeds will not be advanced pursuant to Section 4.2 for costs of such equipment unless and until the equipment purchase has been approved and accepted by DEC or the Corporation. The Recipient shall certify, in each requisition submitted, that the disbursement requested does not include any costs of equipment which have not been accepted by DEC or the Corporation.

G. Special Condition Regarding Equal Employment Opportunity, Affirmative Action and Small, Minority and Women's Business Enterprises Requirements to be Approved or Accepted after the Date Hereof in Connection with the Project.

The Recipient acknowledges that as of the date hereof the Recipient has not received approval or acceptance by the Corporation, of a completed Utilization Plan for one or more contracts relating to the Project, or has not furnished to the Corporation sufficient documentation to comply with the EEO, Affirmative Action and/or S/M/WBE requirements in connection with the Project.

The Recipient agrees, notwithstanding anything herein to the contrary, that the Corporation is not obligated to disburse proceeds pursuant to Section 4.2 for costs of construction or for costs of services, unless and until the Utilization Plan and EEO policy statement, and staffing plan as appropriate, concerning such work has been approved by the Corporation. Following such approval, the Corporation may withhold a disbursement pursuant to Section 4.2 for costs of the Project unless such documentation as may be required by the Corporation to verify compliance with EEO, Affirmative Action and/or S/M/WBE requirements is provided to the Corporation.
EXHIBIT E

[FORM OF OPINION OF COUNSEL TO THE RECIPIENT]

July 02, 2014

Suffolk County Community College
533 College Road
Selden, NY 11784--289
mckays@sunysuffolk.edu

New York State Environmental
Facilities Corporation
625 Broadway
Albany, New York 12207
GIQP@efn.ny.gov

Re: Suffolk County Community College
$393,043.00 Grant Agreement
SRF Project No.: C1-9207-02-00
GIQP Application No.: 1048

Ladies and Gentlemen:

I, the undersigned, hereby certify that:

I am counsel to the Suffolk County Community College (the “Recipient”), am admitted to practice in the State of New York and have acted as counsel to the Recipient in connection with its entering into the Grant Agreement dated as of July 02, 2014 (the “Grant Agreement”) with the New York State Environmental Facilities Corporation (the “Corporation”). Any term used but not otherwise defined herein shall have the meaning set forth in such Grant Agreement.

I have reviewed certain resolutions of the Recipient, the Grant Agreement, in the form executed by the Recipient, the descriptions of the Project and other documents to be delivered pursuant to the Grant Agreement and such other documents as I have deemed necessary in the rendering of this opinion.

Based upon and subject to the foregoing and to the qualifications hereinafter set forth, I am of the opinion as of the date of this letter that:

1. The Recipient is a Municipal entity duly organized and existing under the laws of the State of New York and has the power and authority to own its own property and assets and transact the business in which it is engaged.

2. The Recipient has the power and authority to execute, deliver and perform its obligations under the Grant Agreement and certain other documents executed and delivered in connection with the Grant Agreement (together the “Grant Documents”) and the Grant documents have been duly authorized, executed and delivered by the Recipient and are legal, valid and binding obligations of the Recipient enforceable against the Recipient in accordance with their respective terms.
3. The execution, delivery and performance by the Recipient of each Grant Document, nor compliance by it with the terms and provisions thereof and the making of Advances hereunder, will not (i) conflict with any provision of the Recipient's organizational documents; (ii) to my knowledge after due inquiry, conflict with, violate or constitute a breach of or a default under any existing applicable law, rule, order, regulation, Federal or State Executive Order or any judgment, or decree to which the Recipient is a party or otherwise subject; (iii) to my knowledge after due inquiry, conflict with any other agreements to which Recipient is a party or by which it or any of its properties are bound.

4. No authorization, approval or other action by, and no notice to, consent of, order of or filing with any governmental authority or regulatory body of the State of New York or the United States of America, other than such as have been duly obtained, taken, given or made and are of full force and effect, is required, as of the date hereof, for the execution and delivery by the Recipient of, or performance by the Recipient under, any Grant Document, and I have no reason to believe that any further authorization, approval or other action by, notice to, consent of, order of or filing with any governmental authority or regulatory body of the State of New York or the United States of America is necessary with respect to the Project.

5. There is no litigation of any nature pending or threatened to restrain or enjoin the construction, completion or operation of the Project or to restrain or enjoin the execution or delivery of the Grant Agreement, which purports to affect the legality, validity, binding effect or enforceability of any Grant Document or in any manner questioning the proceedings or authority under which the Grant Agreement was authorized or the title of officials of the Recipient who have acted with respect to the proceedings for the execution of the Grant Agreement for their respective offices.

6. The Grant Agreement and each of the Grant Documents have been duly authorized, executed and delivered by the Recipient. Assuming the due authorization, execution and delivery thereof by the Corporation, such agreements and documents constitute the legal, valid and binding agreements of the Recipient, enforceable in accordance with its terms.

FORM / DO NOT SIGN
Alicia O'Connor

E-2
CW GIGP 319 320 7 12
EXHIBIT F

DOCUMENTATION REQUIRED IN CONNECTION WITH EACH REQUISITION

With each request for an Advance, the Recipient must submit documentation to the Corporation in support of such request in a form and manner which is acceptable to the Corporation.

Such documentation shall demonstrate that the costs for which financial assistance is requested are for the Project, and that the goods and services for which the costs were incurred have been provided.

Satisfactory documentation may include, but is not limited to, signed copies of payment vouchers or invoices, cancelled checks, details of current indirect cost and fringe benefits rates, copies of all sub-agreements, executed change orders, payroll records tabulations of allowable costs incurred to date; and

(1) for construction, the latest cumulative work-in-place estimate and a summary of executed change orders for each construction contract;

(2) for professional services, a description of the nature of the service and documentation that the service was provided according to the terms of a professional services agreement;

(3) for purchase of equipment not included in a construction contract, a detailed list of equipment purchased, price of each item and the method and details of the procurement of each item; and

(4) for project services to be provided by employees of the Recipient pursuant to a force account proposal which has been approved by the Corporation, employee time records, signed by the employee and the employee’s supervisor, which account for all hours worked in the period covered and describe in detail the work claimed as approvable.

All documentation for the Project shall be incorporated and referenced in Project accounts maintained by the Recipient in accordance with generally accepted government accounting standards.
EXHIBIT G

[FORM OF REQUISITION FORM]

SUFFOLK COUNTY COMMUNITY COLLEGE
SRF Project No.: C1-9207-02-00
GIGP Application No.: 1048

REQUISITION NO._____

Dated as of the day of , 20

I, the undersigned and Authorized Person of the Suffolk County Community College (the "Recipient"), hereby certify and agree as follows:

1. All representations and warranties of the Recipient as set forth in section 2.1 of the Grant Agreement (the "Grant Agreement") dated as of July 02, 2014 between the New York State Environmental Facilities Corporation (the "Corporation") and the Recipient are still valid and effective as of today's date.

2. This requisition is being delivered pursuant to the Grant Agreement and the Recipient. All capitalized terms used but not defined herein shall have the respective meanings set forth in the Grant Agreement.

3. The Corporation is hereby requested to make an Advance under the Grant Agreement in the amount of $ for Project Costs.

4. The above Project Costs have not been paid with the proceeds of any Third-Party Funding, except as specifically described herein:

5. The Recipient has determined that such Project Costs are reasonable, necessary, and allocable to the Funded Project under generally accepted governmental accounting standards.

6. This is Advance number ________ requested under the Grant Agreement and this Advance, if made, together with the prior Advances requested, will not exceed the Maximum Sum.

7. The Recipient hereby represents and warrants that it is not in default under the Grant Agreement, that no event has occurred which, with the passage of time or the giving of notice or both, would become a default thereunder, that it has performed all of the covenants and agreements that it is required to perform under the Grant Agreement, that the making of the Advance requested by this requisition has been duly authorized by the Recipient, and that no change in circumstances has occurred, or will occur upon the making of the Advance hereby requested, which would constitute a breach or a default under the Grant Agreement.

8. Payments aggregating $ have been incurred by the Recipient for Project Costs which, based upon information provided me by the Recipient's engineer for this project, constitute an "eligible project" under the State Act as shown on the Cost Summary attached hereto as
9. Based upon information provided me by the Recipient's engineer for this project, all amounts requisitioned hereunder are for eligible Project Costs which have not been included in any previous disbursement from Grant proceeds.

10. *(If requesting payment for costs of construction):* As of the date hereof, the Recipient holds, and will retain, a legal and valid fee simple title or other estate or interest in the site(s) of the Project, including all necessary easements and/or rights-of-way, as are or will be necessary for the Recipient's continued undisturbed use and possession of the site(s) of the Project during the construction, operation and maintenance of the Project.

11. *(If requesting payment for costs of construction):* The Recipient has obtained all licenses, permits or other approvals required as of the date hereof to undertake the Project.

12. *(If requesting payment for costs of construction):* The Advance requested does not include any costs of construction (other than costs of planning and design) associated with plans and specifications which have not been accepted by DEC or the Corporation.

13. *(If requesting payment for costs of construction):* The Recipient has complied with all applicable public bidding requirements in connection with the Project including, but not limited to, the requirements of General Municipal Law Section 101.

14. *(If requesting payment for costs associated with professional services agreement):* The Advance requested does not include any costs incurred pursuant to any professional services agreements which have not been furnished to the Corporation.

15. *(If requesting payment for costs for engineering services associated with inspection and services during construction):* The Advance requested does not include any costs incurred pursuant to any professional services agreement pertaining to inspection and engineering services during construction of the Project which has not been reviewed and so accepted by the Corporation.

16. *(If requesting payment for costs associated with technical force account work):* The Advance requested does not include any costs of construction (other than costs of planning and design) associated with the Technical Force Account Proposal which has not been approved by the Corporation.

17. *(If requesting payment for costs for equipment):* The Advance requested does not include any costs for equipment which have not been accepted and approved by DEC or the Corporation.

18. The amount requested does not include any project costs associated with a Utilization Plan, EEO policy statement or staffing plan, as applicable, which has not been approved by the Corporation, If a Utilization Plan, EEO policy statement or staffing plan, as applicable, has been approved by the Corporation, documentation as may be required by the Corporation to verify compliance with the EEO, Affirmative Action and S/M/WBE/DBE requirements has been provided; or (ii) the Recipient is in compliance with all S/M/WBE/DBE requirements.

19. The undersigned is duly authorized to execute and deliver this requisition on behalf of the Recipient.
20. The Recipient hereby represents and warrants that it has obtained a certification in the form of Exhibit H to the Grant Agreement from each contractor and subcontractor which has a contract funded hereunder which exceeds $100,000 and that the Recipient has submitted to the Corporation each such contractor and subcontractor certification as required under 40 CFR Part 34.

Date: ______________________

SUFFOLK COUNTY COMMUNITY COLLEGE

By: ________________ FORM / DO NOT SIGN
Name (Please Print): ________________________________
Title: President
# Green Innovation Grant Program

**Cost Summary Form**

<table>
<thead>
<tr>
<th>Applicant Name:</th>
<th>GI GP Application No.</th>
<th>SRF Project No.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>{App No.}</td>
<td>{SRF No.}</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Project Name:</th>
<th>Request No.:</th>
</tr>
</thead>
<tbody>
<tr>
<td>{Project Name}</td>
<td>{Req No.}</td>
</tr>
</tbody>
</table>

### Construction:

### Engineering:

### Administrative Consulting Svc.:

### Equipment:

### Legal:

### Administrative Force Account:

### Technical Force Account:

### Miscellaneous:

### Contingency:

### TOTAL:

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<tr>
<th>Total Cost Requested for this Disbursement:</th>
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<th>$0.00</th>
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</thead>
<tbody>
<tr>
<td>Cost approved for payment</td>
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</tr>
<tr>
<td>Less 10% Local Match:</td>
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</tr>
<tr>
<td>Net Eligible (90% of Costs)</td>
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<tr>
<td>Less 5% Retainage</td>
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<tr>
<td>Disbursement Amount to be Released:</td>
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</tr>
<tr>
<td>Total Remaining Balance Available:</td>
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<td>$0.00</td>
</tr>
</tbody>
</table>

Comments:
EXHIBIT H

[FORM OF CERTIFICATION REGARDING LOBBYING]

CERTIFICATION
FOR
CONTRACTS, GRANTS, LOANS, AND
COOPERATIVE AGREEMENTS
40 CFR 34

SUFFOLK COUNTY COMMUNITY COLLEGE
SRF Project No.: C1-9207-02-00
GIGP Application No.: 1048

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including sub-contracts, sub-grants, and contracts under grant, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31 U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By: ____________________________
   FORM / DO NOT SIGN

Name: Shaun L. McKay
Title: President
Date: ____________________________

H-1
EXHIBIT I

REQUIRED TERMS FOR PROJECT CONTRACTS AND SUBCONTRACTS

In accordance with the terms and conditions set forth in Section 5.1 of the Grant Agreement, Recipient agrees that the following language will be included in all contracts and subcontracts regarding the Project including but not limited to those relating to construction, engineering, architectural, legal and fiscal services, as required by federal and State laws, regulations, and executive orders applicable to this Project:

DEFINED TERMS:


The term “contractor”, as used in this contract or subcontract, means, and applies to, all prime contractors, consultants and service providers as hereinafter defined, unless specifically referred to otherwise.

The term “subcontractor”, as used in this contract or subcontract, means, and applies to, any individual or business enterprise that has an agreement with a contractor.

The term “EEO policy statement” means a statement of the contractor and subcontractor setting forth at least the following:

(i) A statement that the contractor will provide for and promote equal employment opportunity free of discrimination and harassment against any person on the basis of race, color, national origin, age, disability, sex, gender, sexual orientation, religion, genetic characteristics or information, status as a victim of domestic violence, veteran or military status, marital or family status, or any other discrimination prohibited by law, 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 and will make and document its conscientious and active efforts to employ and utilize minority group members and women in its work force on contracts relating to the Project.

(ii) An agreement that all of contractor’s solicitations or advertisements for employees will state that, in the performance of the contract relating to this Project, all qualified applicants will be provided with equal employment opportunity free of discrimination and harassment against any person on the basis of race, color, national origin, age, disability, sex, gender, sexual orientation, religion, genetic characteristics or information, status as a victim of domestic violence, veteran or military status, marital or family status, or any other discrimination prohibited by law.

(iii) An agreement to 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 or harass on the basis of race, color, national origin, age, disability, sex, gender, sexual orientation, religion, genetic characteristics or information, status as a victim of domestic violence, veteran or military status, marital or family status, or any other discrimination prohibited by law and that such union or representative will affirmatively cooperate in the implementation of the contractor’s obligations herein.
(iv) An agreement to comply with the provisions of the Human Rights Law (Article 15 of the Executive Law), including those relating to non-discrimination on the basis of prior criminal conviction and prior arrest, and with all other State and federal statutory constitutional non-discrimination provisions.

The term “EFC” means the New York State Environmental Facilities Corporation.

The term “EPA” means the United States Environmental Protection Agency.

The term “BSD” means the Empire State Development Corporation - Division of Minority and Women’s Business Development.

The term “Recipient” means the party, other than EFC, to a grant agreement with EFC through which funds for the payment of amounts due hereunder are being paid in whole or in part.

The term “Service Providers” means professional services, such as legal, engineering, financial advisory or other professional services, supplies, commodities, equipment, materials, and travel.

The term “State” means the State of New York.

INTERPRETATION:

This contract is subject to Article 15-A of the Executive Law (Article 15-A) and 5 NYCRR 140-145 (the Regulations) and shall be considered a State Contract as defined therein. If any of the terms herein conflict with Article 15-A or the Regulations, such law and regulations shall supersede these requirements.

REPRESENTATIONS AND ACKNOWLEDGMENTS OF CONTRACTOR & SUBCONTRACTOR:

The contractor acknowledges that funds for the payment of amounts due under this contract are being provided in whole or in part subject to the terms and conditions of a grant agreement with EFC.

The contractor represents that it has submitted an EEO policy statement, an EEO Workforce Staffing Plan for Service Provider (Non-construction) Contracts (if applicable), and an MWBE Utilization Plan (prime contractors only), prior to the execution of this contract.

Suspension/Debarment - The contractor is not a debarred or suspended party under 2 CFR Part 180, 2 CFR Part 1532 and 40 CFR Part 32. Further, neither the contractor nor any of its subcontractors have contracted with, or will contract with, any debarred or suspended party under the foregoing regulations or with any party that has been determined to be ineligible to bid under Section 316 of the Executive Law.

EQUAL EMPLOYMENT OPPORTUNITY (EEO), AFFIRMATIVE ACTION, MWBE AND OTHER COVENANTS:

Contractor and subcontractor shall comply with all federal and state laws, regulations, and executive orders applicable to this Project, and shall provide such documentation, including periodic reports, as may be requested from time to time and as set forth in guidance documentation available at www.efc.ny.gov/mwbe, including but not limited to the Bid Packets.

With respect to this contract, the contractor and subcontractor shall undertake or continue existing programs of affirmative action and equal employment opportunity to ensure that minority group members and women are afforded equal employment opportunities without discrimination because of race, color, national origin, age, disability, sex, gender, sexual orientation, religion, genetic characteristics or information, status as a
victim of domestic violence, veteran or military status, marital or family status, or any other discrimination prohibited by law. For these purposes, affirmative action 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.

**MWBE**

**MWBE Goals** – The contractor agrees to pursue MWBE goals in effect at the time of execution of this contract. The MWBE goals shall be applied to the total amount being funded pursuant to the grant agreement with EFC.

Contractors shall solicit participation of MWBE contractors (including subcontractors, consultants and service providers) for SRF-funded projects in accordance with the aforementioned goals. The contractor must submit sufficient documentation to demonstrate good faith efforts to provide opportunities for MWBE participation for work related to the SRF-funded project in the event respective goals are not achieved. Guidance pertaining to documentation of good faith efforts is set forth in the Bid Packet.

The contractor agrees that for purposes of providing meaningful participation by MWBEs on the contract and achieving the goals, contractor will reference the directory of New York State Certified MWBEs found at the following internet address: http://www.esd.ny.gov/mwbe.html.

Subcontractors who in turn subcontract work shall also comply with MWBE requirements for that contract.

**MWBE Utilization Plan** (MWBE Utilization Plan requirements apply to contractors and are submitted prior to execution of a contract.) – Each contractor shall prepare and submit to the Recipient for approval an MWBE Utilization Plan, and any revision or amendment thereto, that provides information describing MBEs and WBEs to be utilized at various times during the performance of this contract. The MWBE Utilization Plan shall identify the contractor’s proposed MBE and WBE utilization for this contract and the MWBE participation goals for this contract as established by EFC. The MBEs and WBEs identified in the MWBE Utilization Plan must be certified by, or have applied for certification from ESD.

In the event that contractor’s approved MWBE Utilization Plan does not propose achievement of the MWBE participation goals for this contract, contractor shall complete a waiver request as hereinafter referenced.

**Submission** – Within 30 days of execution of this contract, contractor shall submit to the Recipient copies of all signed subcontracts, agreements, and/or purchase orders referred to in the MWBE Utilization Plan.

**Compliance** – Contractor agrees to adhere to its approved MWBE Utilization Plan for the participation of MWBEs on this contract pursuant to their respective MWBE goals.

**Waivers** – If contractor’s application of good faith efforts does not result in the utilization of MBE and/or WBE firms to achieve the aforementioned goals, prior to execution of a contract, the contractor shall complete the waiver request portion of the MWBE Utilization Plan and submit it to the Recipient. Contractor is entitled to receive a written notice of acceptance or denial within 20 days of receipt. Upon receipt of a notice of deficiency from Recipient, Contractor shall respond to such notice within 7 days. Such response may include a request for a total or partial waiver of the aforementioned goals.
Contractor shall comply with the requirements set forth in the Bid Packets regarding waivers.

**Required Reports - MWBE Monthly Report** – Contractor agrees to submit a report to the Recipient by the 3rd business day following each end of month over the term of this contract documenting the progress made towards achievement of the MWBE goals of this contract.

**EEO**

**EEO Workforce Staffing Plan** – All Service Provider (non-construction) contractors and subcontractors shall submit an acceptable EEO Workforce Staffing Plan setting forth the anticipated workforce to be utilized on such contract or, where required, information on the service provider’s total workforce, including apprentices, broken down by specific ethnic background, gender and Federal occupational categories or other appropriate categories specified by the Recipient. The EEO Workforce Staffing Plan is submitted prior to execution of a contract.

**Required Reports - EEO Workforce Utilization Reports – Applies to Service Provider (Non-Construction) Contracts and Subcontracts**

During the term of this contract, the contractor and subcontractor shall update and provide notice to the Recipient of any changes to the previously submitted Staffing Plan in the form of an EEO Workforce Utilization Report. Contractor shall submit this information on a quarterly basis during the term of this contract to report the actual workforce utilized in the performance of the contract by the specified categories listed including ethnic background, gender, and Federal occupational categories. The EEO Workforce Utilization Report must be submitted to report this information. In the event a Contractor and Subcontractor’s workforce does not change within the Quarterly period, the Contractor shall notify the Recipient in writing.

**Required Reports – EEO Workforce Utilization Reports – Applies to Construction Contracts and Subcontracts**

During the term of this contract, the contractor and subcontractor shall submit to the Recipient EEO Workforce Utilization Reports. Contractor and subcontractor shall submit this information on a monthly basis to report the actual labor hours utilized in the performance of this contract by the specified categories listed including ethnic background, gender, and Federal occupational categories. The EEO Workforce Utilization Report must be submitted to report this information.

All EEO Workforce Utilization Reports submitted by the contractor and subcontractor shall reflect a separation of the workforce utilized in the performance of this contract from contractor or subcontractor’s total workforce. Contractor shall submit the EEO Workforce Utilization Report and indicate that the information provided relates to the actual workforce utilized on this contract. If contractor or subcontractor fails to separate the workforce to be utilized on this contract from the total workforce as determined by Recipient contractor shall submit the EEO Workforce Utilization Report and indicate that the information provided is contractor’s or subcontractor’s total workforce during the subject time frame, not limited to work specifically under this contract.

**Disadvantaged Business Enterprises** – The contractor and subcontractor shall not discriminate on the basis of race, color, national origin or sex in the performance of this contract. The contractor and subcontractor shall carry out applicable requirements of 40 CFR Part 33 in the award and administration of contracts awarded under EPA financial assistance agreements. Failure by the contractor and subcontractor to carry out
these requirements is a material breach of this contract which may result in the termination of this contract or other legally available remedies. Contractors and subcontractors shall comply with the requirements set forth in the Bid Packets regarding Disadvantaged Business Enterprises.
REMEDIES:

Upon a determination by the Recipient of contractor's non-responsiveness, non-responsibility or breach as a result of a failure to comply with the requirements of Article 15-A and the Regulations, Recipient may withhold funds under this contract or take such other actions, impose liquidated damages or commence enforcement proceedings as set forth herein or as otherwise allowed by law or in equity.

If contractor or subcontractor fails to submit to Recipient an EEO policy statement consistent with the provisions set forth in clauses (i), (ii), (iii) and (iv) of the definition thereof and within the timeframe required therefor, Recipient may declare this contract to be null and void.

Contractor and subcontractor agree that a failure to submit and/or adhere to its EEO policy statement, EEO Workforce Staffing Plan for Service Provider (Non-construction) Contracts (if applicable), and an MWBE Utilization Plan (contractors only), and any other required periodic reports, shall constitute a material breach of the terms of this contract, entitling Recipient to any remedy provided herein, including but not limited to, a finding of contractor non-responsiveness.

Liquidated or Other Damages – If it has been determined by the Recipient or NYSEFC that the contractor is not in compliance with the requirements herein or refuses to comply with such requirements, or if contractor is found to have willfully and intentionally failed to comply with the MWBE participation goals, in accordance with Section 316-a of Article 15-A and 5 NYCRR §142.13, contractor shall be obligated to pay to Recipient liquidated damages or other appropriate damages as determined by the Recipient or EFC.

Liquidated damages shall be calculated as an amount not to exceed 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 this contract.

In the event a determination has been made by the Recipient or EFC which requires the payment of liquidated damages and such identified sums have not been withheld, contractor shall pay such liquidated damages to Recipient within sixty (60) days after they are assessed unless prior to the expiration of such sixty-day period, contractor has filed a complaint with ESD pursuant to Subdivision 8 of Section 313 of the Executive Law in which event the liquidated damages shall be payable if Director of ESD renders a decision in favor of Recipient.
CERTIFICATION
FOR
CONTRACTS, GRANTS, LOANS, AND
COOPERATIVE AGREEMENTS
40 CFR 34

SUFFOLK COUNTY COMMUNITY COLLEGE
SRF Project No.: C1-9207-02-00
GIGP Application No.: 1048

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including sub-contracts, sub-grants, and contracts under grant, loans, and cooperative agreements) and that all sub-recipient shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31 U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By: ____________________________
Name: __________________________
Title: __________________________
Date: __________________________
CERTIFICATION
FOR
CONTRACTS, GRANTS, LOANS, AND
COOPERATIVE AGREEMENTS
40 CFR 34

SUFFOLK COUNTY COMMUNITY COLLEGE
SRF Project No.: CL-9207-02-00
GIGP Application No.: 1048

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(3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including sub-contracts, sub-grants, and contracts under grant, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31 U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than $10,000 and not more than $100,000 for each such failure.

By: [Signature]
Name: Louis J. Petrizzi
Title: College General Counsel
Date: June 24, 2014
RESOLUTION NO. -2014, ESTABLISHING A SUFFOLK COUNTY NORTH SHORE COASTAL EROSION TASK FORCE

WHEREAS, coastal erosion is a constant problem for many islands; and

WHEREAS, the North Shore of Long Island has both rocky and sandy elements which have begun to show signs of erosion over the past decade; and

WHEREAS, Superstorm Sandy and Hurricane Irene damaged Long Island Sound shorelines, contributing to increased erosion in the past three (3) years; and

WHEREAS, erosion levels on the North Shore of Long Island are reaching critical levels according to the New York State Department of Environmental Conservation; and

WHEREAS, a task force should be formed to bring together experts and interested parties to recommend appropriate actions to protect the Long Island’s North Shore from further erosion; now, therefore be it

1st RESOLVED, that the Suffolk County North Shore Coastal Erosion Task Force ("Task Force") is hereby established to develop strategies to protect the infrastructure and environment of the Long Island’s North Shore from coastal erosion; and be it further

2nd RESOLVED, that the Task Force shall consist of the following eight (8) members:

1) the County Legislator from the 6th Legislative District, who shall serve as Chair;

2) the Director of the Division of Planning in the Department of Economic Development and Planning, or his or her designee;

3) the District Manager of the Soil and Water Conservation District, or his or her designee;

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

5) a representative from the New York State Department of Environmental Conservation;

6) a representative of the National Resources Conservation Service of the United States Department of Agriculture who specializes in plant material;

7) the representative from the federal congressional First District of New York, or his or her designee; and

8) a representative of Stony Brook University, School of Marine and Atmospheric Sciences (SoMAS);
and be it further

3rd RESOLVED, that the Task Force shall hold its first meeting no later than thirty (30) 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 bi-monthly 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 five (5) 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 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 Department of Public Works; and be it further

8th 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

9th 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

10th 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

11th RESOLVED, that the Task Force shall examine data on the erosion levels on the Long Island’s North Shore and develop plans to aid in the reduction of erosion and protection of the coastal environment; and be it further

12th RESOLVED, that the Task Force may seek the assistance and input of technical staff from any County department, as needed; and be it further

13th 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 establish a comprehensive action plan identifying current vulnerabilities and making policy recommendations to protect infrastructure and residents on the North Shore, as well as the coastal environment; and be it further

14th 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 twenty (120) 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

15th RESOLVED, that the Task Force shall expire, and the terms of office of its
members terminate, one hundred eighty (180) days 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

16th 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

17th RESOLVED, that this Legislature, being the State Environmental Quality Review
Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II
action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF
RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the
NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations,
rules, policies, procedures, and legislative decisions in connection with continuing agency
administration, management and information collection, and the Suffolk County Council on
Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of
determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:

s:\res\r-north-shore-coastal-erosion-task-force
RESOLUTION NO. –2014, UPDATING STANDARD WORK DAY AND REPORTING FOR ELECTED OFFICIALS - 2014

WHEREAS, the New York State Comptroller established new regulations in 2009, requiring local governments to establish a standard work day for their elected and appointed officials who are members of the New York State and Local Retirement System but not involved in the employer's time keeping system, and further requiring such officials to prepare and submit to the Clerk of the County Legislature a record of their work day activities; and

WHEREAS, Resolution No. 543-2011 established a standard work day for the County's elected officials and reported the number of days worked by the elected officials based on a record of activities they maintained; and

WHEREAS, the New York State Comptroller requires the County to periodically adopt an updated resolution to report the number of days worked by newly elected officials; now, therefore be it

1st RESOLVED, that the following is adopted to reiterate Suffolk County's standard work day and to report to the New York State and Local Retirement System the number of days worked by certain elected officials:

<table>
<thead>
<tr>
<th>Title</th>
<th>Name</th>
<th>Social Security Number (Last 4 digits)</th>
<th>Registration Number</th>
<th>Standard Work Day (Hrs/day)</th>
<th>Term Begins/Ends</th>
<th>Participates in Employer's Time Keeping System</th>
<th>Days/ Month Based on Record of Activities</th>
</tr>
</thead>
<tbody>
<tr>
<td>Elected Office</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>County Legislator</td>
<td>William Lindsay</td>
<td></td>
<td></td>
<td>6.0</td>
<td>01/01/14 - 12/31/15</td>
<td>N</td>
<td>22.39</td>
</tr>
<tr>
<td>County Legislator</td>
<td>Monica Martinez</td>
<td></td>
<td></td>
<td>6.0</td>
<td>01/01/14 - 12/31/15</td>
<td>N</td>
<td>32.69</td>
</tr>
<tr>
<td>County Legislator</td>
<td>Kevin McCaffrey</td>
<td></td>
<td></td>
<td>6.0</td>
<td>01/01/14 - 12/31/15</td>
<td>N</td>
<td>24.56</td>
</tr>
</tbody>
</table>

and be it further

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

APPROVED BY:

________________________________________ 
County Executive of Suffolk County

Date:

s:\rest\updating elected officials workday - 2014
RESOLUTION NO. 2014, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE COUNTY CORRECTIONAL FACILITY C - 141 - RIVERHEAD (CP 3014)

WHEREAS, the Sheriff of Suffolk County has requested additional funds for the repair or replacement of infrastructure throughout the Riverhead Maximum and Medium Security Correctional Facilities (County Correctional Facility C - 141) along with the administrative wing of the building, and

WHEREAS, these repairs or replacements include, but are not limited to, mechanical and electrical systems, storm water drainage system, asphalt paving and drainage, exterior concrete stairs, walkways and curbs, exterior lighting systems, building roofs and waterproofing, installation of an all metal storage/warehouse type prefabricated building, and other general building improvements; and these physical assets are at the end of their useful life; and

WHEREAS, after thirty-four years of continuous use, the Riverhead Maximum and Medium Security Correctional Facilities continue to require immediate repairs to keep the facilities operational and habitable; and

WHEREAS, the majority of these renovations, repairs and improvements are interrelated and require a definitive schedule of funding; and

WHEREAS, there are sufficient funds within the 2014 Capital Budget and Program to cover the Planning and Construction costs of said request under Capital Program Number 3014; 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 2014 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 $1,750,000 in Suffolk County Serial Bonds; now, therefore be it

1st 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)(1),(2),(20), (25) and (27) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) and Chapter 279 of the Suffolk County Administrative Code, as the administration and adoption of this legislative decision involves the maintenance, repair and replacement of a structure or facility, in kind, on the same site involving no substantial changes in an existing structure or facility; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-nine (59), is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further
3rd RESOLVED, that the proceeds of $1,750,000 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-3014.117</td>
<td>18</td>
<td>Improvements to the County Correctional Facility C-141-Riverhead</td>
<td>$150,000</td>
</tr>
<tr>
<td>(Fund 001-Debt Service)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>525-CAP-3014.324</td>
<td>18</td>
<td>Improvements to the County Correctional Facility C-141-Riverhead</td>
<td>$1,500,000</td>
</tr>
<tr>
<td>(Fund 001-Debt Service)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>525-CAP-3014.518</td>
<td>18</td>
<td>Improvements to the County Correctional Facility C-141-Riverhead</td>
<td>$100,000</td>
</tr>
<tr>
<td>(Fund 001-Debt Service)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

DATED:  

APPROVED BY:  

__________________________  
County Executive of Suffolk County  
Date of Approval:
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

RESOLUTION NO. — 2014, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO THE COUNTY CORRECTIONAL FACILITY C – 141 - RIVERHEAD (CP 3014)

3. Purpose of Proposed Legislation

See above.

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

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

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

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

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2014 AND DEBT SERVICE WILL COMMENCE FALL 2015. THERE IS NO FISCAL IMPACT IN 2014.

10. Typed Name & Title of Preparer

Nicholas Paglia
Asst Executive Analyst

11. Signature of Preparer

12. Date

July 16, 2014

SCIN FORM 175b (10/95)
**FINANCIAL IMPACT**
**2015 PROPERTY TAX LEVY**
**COST TO THE AVERAGE TAXPAYER**

### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$154,658</td>
<td>$0.30</td>
<td></td>
<td>$0.001</td>
</tr>
</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.000</td>
</tr>
</tbody>
</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$154,658</td>
<td>$0.30</td>
<td></td>
<td>$0.001</td>
</tr>
</tbody>
</table>

*The Estimated 2015 Cost to Average Taxpayer is based upon the 2014 property tax levy and is provided for informational purposes only.*

**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
</tr>
</thead>
<tbody>
<tr>
<td>11/1/2015</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11/1/2016</td>
<td>3.00%</td>
<td>$89,032.90</td>
<td>$65,625.00</td>
<td>$154,657.90</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2017</td>
<td>3.00%</td>
<td>$92,371.64</td>
<td>$31,143.13</td>
<td>$123,514.77</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2018</td>
<td>3.00%</td>
<td>$95,835.57</td>
<td>$29,411.16</td>
<td>$125,246.74</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2019</td>
<td>4.00%</td>
<td>$99,429.41</td>
<td>$27,614.25</td>
<td>$127,043.66</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2020</td>
<td>4.00%</td>
<td>$103,158.01</td>
<td>$25,749.95</td>
<td>$128,907.96</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2021</td>
<td>4.00%</td>
<td>$107,026.44</td>
<td>$23,815.73</td>
<td>$130,842.17</td>
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<tr>
<td>11/1/2022</td>
<td>4.00%</td>
<td>$111,039.93</td>
<td>$21,808.99</td>
<td>$132,848.92</td>
<td>$154,657.90</td>
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<tr>
<td>11/1/2023</td>
<td>4.00%</td>
<td>$115,203.93</td>
<td>$19,726.99</td>
<td>$134,930.91</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2024</td>
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<td>$119,524.07</td>
<td>$17,566.92</td>
<td>$137,090.99</td>
<td>$154,657.90</td>
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<tr>
<td>11/1/2025</td>
<td>4.00%</td>
<td>$124,006.23</td>
<td>$15,325.84</td>
<td>$139,332.07</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2026</td>
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<td>$128,656.46</td>
<td>$13,000.72</td>
<td>$141,657.18</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2027</td>
<td>4.00%</td>
<td>$133,481.08</td>
<td>$10,588.41</td>
<td>$144,069.49</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2028</td>
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<td>$138,486.62</td>
<td>$8,085.64</td>
<td>$146,572.26</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2029</td>
<td>4.125%</td>
<td>$143,679.86</td>
<td>$5,489.02</td>
<td>$149,168.88</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2030</td>
<td>4.125%</td>
<td>$149,067.86</td>
<td>$2,795.02</td>
<td>$151,862.88</td>
<td>$154,657.90</td>
</tr>
<tr>
<td>11/1/2031</td>
<td></td>
<td>$1,750,000.00</td>
<td>$569,868.56</td>
<td>$2,319,868.56</td>
<td>$2,319,868.56</td>
</tr>
<tr>
<td>11/1/2032</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11/1/2033</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
TITLE OF BILL: Appropriating Funds in Connection with Improvements to the County Correctional Facility C-141- Riverhead (CP 3014).

PURPOSE OR GENERAL IDEA OF BILL: The purpose of this resolution is to appropriate funds in connection with the repair or replacement of infrastructure throughout the Riverhead Maximum and Medium Security Correctional Facility for 2014 under Capital Project 3014.

SUMMARY OF SPECIFIC PROVISIONS: This resolution appropriates $1,500,000 in construction funds, $150,000 in planning funds and $100,000 in furniture and equipment funds in 2014 so that much needed repairs and renovations to the 1969 and 1991 portions of the Correctional Facility in Riverhead can continue in a timely manner.

JUSTIFICATION: As a direct result of thirty-four years of continuous overcrowding, this facility continues to deteriorate at an alarming rate and requires immediate repairs to keep the facility operational and habitable. With a housing capacity of 1,191 with variances, and an anticipated growth in the County's inmate population over the next decade, this complex will continue to be used for years to come. The intent of this project is to continue the investment in repair and maintenance necessary to keep this asset in good condition. Towards this end, a comprehensive engineering study was performed in 2012 that identified key areas of concern and established a general priority to be followed when deciding what work needs to be performed to ensure that all relevant mechanical, electrical, structural, environmental, and data/communication systems remain in good working order.

FISCAL IMPLICATIONS: Serial Bonds will be issued to finance this project. Principal and interest costs will be incurred over the life of the bonds.
To: Jon Schneider, Deputy County Executive
From: Michael P. Sharkey, Chief of Staff
Date: 2/5/14
Re: INTRODUCTORY RESOLUTION REQUEST – CP 3014 –

Improvements to the County Correctional Facility C-141, Riverhead

Per the 2014 Adopted Capital Budget, the Sheriff’s Office requests the introduction of a resolution to appropriate funds in connection with the repair or replacement of infrastructure throughout the Riverhead Maximum and Medium Security Correctional Facility for 2014 under Capital Project 3014.

This resolution appropriates $1,500,000 in construction funds, $150,000 for planning and $100,000 in furniture and equipment funds in 2014 so that much needed repairs and renovations to the 1969 and 1991 portions of the Correctional Facility can continue in a timely manner. As a direct result of thirty-four years of continuous overcrowding, this facility continues to deteriorate at an alarming rate and requires immediate repairs to keep the facility operational and habitable. With a housing capacity of 1,191 with variances, and an anticipated growth in the County’s inmate population over the next decade, this complex will continue to be used for years to come.

The intent of this project is to continue the investment in repair and maintenance necessary to keep this asset in good condition. Towards this end, a comprehensive engineering study was performed in 2012 that identified key areas of concern and established a general priority to be followed when deciding what work needs to be performed to ensure that all relevant mechanical, electrical, structural, environmental, and data/communication systems remain in good working order.

In order to avoid a significant backlog of deferred maintenance in our correctional system, we urge that this resolution be laid on the table at your earliest convenience. Our objective is to generate significant cost savings by accelerating projects now, thereby avoiding construction cost inflation and cost increases due to deterioration caused by deferred maintenance.
Copies of a draft resolution, impact statement and introductory form are attached. An e-mail version was also sent to CE RESO REVIEW, under the titles:

“Reso-Sheriff-2014 funds for CP3014”;
“Backup-SHF-CP 3014-SCIN 175A”;
“Backup-SHF-CP 3014-SCIN 175B”; and
“Back-up SHF-CP 3014-Cover Letter-2014”.

Thank you for your consideration in reviewing this draft resolution.

MPS/ars

cc: Dennis Cohen, Chief Deputy County Executive
    Lisa Santeramo, Assistant Deputy County Executive
    Tom Vaughn, Director of Intragovernmental Relations

Attachments
RESOLUTION NO. - 2014, APPROPRIATING FUNDS IN CONNECTION WITH BULKHEADING AT VARIOUS LOCATIONS (CP 5375)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Bulkheading at Various Locations; and

WHEREAS, there are sufficient funds within the 2014 Capital Budget and Program to cover the cost of said request; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $500,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that the adoption of this law is a Type II action, pursuant to Title 6 NYCRR Part 617.5(C) (1), (2), (20) and (27), since it constitutes a local legislative decision concerning maintenance or repair with no substantial changes in an existing structure as well as the replacement, rehabilitation or reconstruction of a structure in kind, on the same site; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty-four (54) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Bulkhead at Various Locations, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $500,000 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-5375.317</td>
<td>50</td>
<td>Bulkheading at Various Locations</td>
<td>$500,000</td>
</tr>
<tr>
<td>(Fund 001 Debt Service)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

DATED:

APPROVED BY:

__________________________________________
County Executive of Suffolk County
Date:
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

**RESOLUTION NO. - 2014, APPROPRIATING FUNDS IN CONNECTION WITH BULKHEADING AT VARIOUS LOCATIONS (CP 5375)**

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 FALL OF 2014 AND DEBT SERVICE WILL COMMENCE FALL 2015. THERE IS NO FISCAL IMPACT IN 2014.

10. Typed Name & Title of Preparer
    Nicholas Paglia
    Asst Executive Analyst

11. Signature of Preparer
    [Signature]

12. Date
    July 16, 2014

SCIN FORM 175b (10/95)
## FINANCIAL IMPACT
### 2015 PROPERTY TAX LEVY*  
COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$36,125</td>
<td>$0.07</td>
<td></td>
<td>$0.000</td>
</tr>
</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.000</td>
</tr>
</tbody>
</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$36,125</td>
<td>$0.07</td>
<td></td>
<td>$0.000</td>
</tr>
</tbody>
</table>

*The Estimated 2015 Cost to Average Taxpayer is based upon the 2014 property tax levy and is provided for informational purposes only.

### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
<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>11/1/2015</td>
<td>3.00%</td>
<td>$17,151.77</td>
<td>$18,973.21</td>
<td>$36,124.98</td>
<td>$36,124.98</td>
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<td>4.00%</td>
<td>$19,907.13</td>
<td>$8,108.93</td>
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| Total     |        |            |            | $722,499.60        | $722,499.60         |

$500,000.00 $222,499.60
TITLE OF BILL: Appropriating funds in connection with Bulkheading at Various Locations (CP 5375)

PURPOSE OR GENERAL IDEA OF BILL: This funding will provide for the repair or replacement of deteriorated bulkheads at various locations adjacent to County right-of-way properties.

SUMMARY OF SPECIFIC PROVISIONS: This is a current Capital Budget project, there are no offsets needed.

JUSTIFICATION: These funds enable Suffolk County Department of Public Works to let construction projects to rehabilitate the bulkheads.

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E. Commissioner
DATE: April 3, 2014
RE: Appropriating Funds in Connection with Bulkheading at Various Locations (CP 5375)

Attached is a draft resolution to appropriate the sum of $500,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2014 Capital Budget and Program for this project.

This funding provides for the repair or replacement of deteriorated bulkheads at various locations adjacent to County right-of-way properties. It is intended that these funds will be utilized to repair the Northwest Harbor Bulkhead, adjacent to Northwest Landing Road in the vicinity of Cedar Point County Park.

It may be necessary to add and/or substitute other locations due to permits, changes in priorities or other requirements to be determined by this Department.

The Suffolk County Council on Environmental Quality has reviewed projects of this nature and determined that it constitutes a Type II action and no further review is required. The Suffolk County Legislature concurred with this finding pursuant to Resolution 1167-1995.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5375(Bulkhead).doc”.

GA/WH/td attach.
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
William Hillman, P.E., Chief Engineer
Charles Jaquin, Acting Head of Finance Division
RESOLUTION NO. -2014, AUTHORIZING THE SUFFOLK COUNTY POLICE DEPARTMENT TO CONVERT TO ITS OWN USE AN ABANDONED 2011 JEEP GRAND CHEROKEE PURSUANT TO SUFFOLK COUNTY CODE SECTION A13-11(D)(8)

WHEREAS, a 2011 Jeep Grand Cherokee, in the custody of the Suffolk County Police Department, has been determined to be an abandoned vehicle pursuant to New York State Vehicle and Traffic Law § 1224; and

WHEREAS, the Suffolk County Police Department has a need for this vehicle; and

WHEREAS, Suffolk County Code section A13-11(D)(8) allows for the County to "convert in any calendar year 1% of the vehicles disposed of pursuant to this section or two such vehicles, whichever is greater, to its own use"; now, therefore be it

1st RESOLVED, that the Suffolk County Police department is given authorization to convert the 2011 Jeep Grand Cherokee to its own use; and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act ("SEQRA") lead agency, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Section 617.5 (c) (20), (21) and (27) of Title 6 of the New York Code of Rules and Regulations ("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.

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

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>
</table>

2. Title of Proposed Legislation

AUTHORIZING THE SUFFOLK COUNTY POLICE DEPARTMENT TO CONVERT TO ITS OWN USE AN ABANDONED 2011 JEEP GRAND CHEROKEE PURSUANT TO SUFFOLK COUNTY CODE SECTION A13-11(D)(8).

3. Purpose of Proposed Legislation

See #2

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

This vehicle will replace a decommissioned vehicle.

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

Unknown/Maintenance

8. Proposed Source of Funding

Suffolk County Operating Budget

9. Timing of Impact

Effective upon adoption.

10. Typed Name & Title of Preparer

Tricia Saunders, Principal Research Analyst

11. Signature of Preparer

12. Date

7-14-14

Page 1 of 2

SCIN FORM 175b (10/95)
## General Fund

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<tr>
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<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate Per $100</th>
<th>2014 FEV Tax Rate Per $1000</th>
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## Police District and District Court

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<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2013 AV Tax Rate Per $100</th>
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<td>$0.00</td>
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## Combined

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<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate Per $100</th>
<th>2014 FEV Tax Rate Per $1000</th>
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<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**Notes:**

1. **SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION:** Suffolk County Real Property, 2013.
3. **SOURCE FOR EQUALIZATION RATES:** 2013 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

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 THE SUFFOLK COUNTY POLICE DEPARTMENT TO CONVERT TO ITS OWN USE AN ABANDONED 2011 JEEP GRAND CHEROKEE PURSUANT TO SUFFOLK COUNTY CODE SECTION A13-11(D)(8)

3. Purpose of Proposed Legislation
   The resolution will allow the SCPD to convert to its own use, an abandoned vehicle valued at over five thousand dollars at no additional cost to the County as the vehicle will replace a decommissioned vehicle from the SCPD fleet.

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

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

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

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

8. Proposed Source of Funding
   County budget

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer  Alexander Crawford, Captain

11. Signature of Preparer  [Signature]

12. Date  6/10/14

SCIN FORM 175b (10/95)
Suffolk County Police Department
Impound Unit
110 Old Country Road
Westhampton, NY 11977
Telephone (631)852-8055

Owner: EAN Holdings LLC
Address: 6929 N. Lakewood Ave.
Tulsa, OK 74117

Date: 04/30/2013
Invoice#: 11-2218
CC#: 11-721049
VIN#: 1J4RR4GG8BC589729
Vehicle: 2011 Jeep GCheerokee

Dear Reader:

Your vehicle, described above, has been impounded and is now located at the above location. IF THE VEHICLE IS NOT CLAIMED BY TEN (10) BUSINESS DAYS FROM THE ABOVE DATE, IT WILL BE DISPOSED OF BY LAW.

AS OF THE DATE OF THIS LETTER, ANY RIGHT THAT YOU MAY HAVE TO KEEP THIS VEHICLE ON POLICE DEPARTMENT PROPERTY IS REVOKED!

If claiming vehicle, beginning five (5) business days from the above date, a storage fee of $30.00 per day will be charged until the vehicle is claimed or disposed of.

Charges may be due for towing/storage: $2,020.00

Operating Hours: Monday - Friday 0800 to 1300
Payment by Cash or Certified Check ONLY!

IF YOU ABANDON THIS VEHICLE, YOU MAY BE SUBJECT TO A CIVIL FINE OF $1000.00 AS PER SECTION 1224. 7-A VTL.

Very truly yours,

[Signature]
Commanding Officer
Impound Unit

See Attached for Directions and Additional Instructions
- YOU MUST SHOW A VALID DRIVERS LICENSE

- YOU MUST SHOW A VALID DRIVERS LICENSE. IF YOU CANNOT PRODUCE A VALID LICENSE YOU MUST PRODUCE SIX(6) POINTS OF ID AS PER N.Y. STATE LAW.

- YOU MUST SHOW PROOF OF OWNERSHIP (TITLE OR CURRENT VALID REGISTRATION) AND IDENTIFICATION.

- YOU MUST SHOW A CURRENT VALID INSURANCE CARD

- YOU WILL NEED A FLATBED TRUCK TO REMOVE THIS VEHICLE.

- Comments - FEES OVER $500 PAYABLE BY BANK CHECK ONLY. VEHICLE WILL BE AUCTIONED JUNE 15, 2013!

PLEASE READ THE FOLLOWING NOTES AS THEY MAY OR MAY NOT PERTAIN TO THE RELEASE OF YOUR VEHICLE.

NON-OWNERS MUST PROVIDE A NOTARIZED LETTER FROM THE VEHICLE OWNER AUTHORIZING THEM TO CLAIM THE VEHICLE FOR THE OWNER.

IF YOU HAVE OR WILL BE COMPENSATED BY YOUR INSURANCE COMPANY, PLEASE FORWARD THIS LETTER TO THEM SO THEY MAY CLAIM THIS VEHICLE.

IF YOU DO NOT WISH TO CLAIM THIS VEHICLE, PLEASE FORWARD YOUR TITLE, MV907A, OR MV900, SIGNED OVER TO THE SUFFOLK COUNTY POLICE DEPARTMENT ALONG WITH ANY APPLICABLE CHARGES DUE. CHARGES DUE $2,020.00, OR IF NONE LISTED, PLEASE CALL TO VERIFY IF FEES APPLY.

ALL PAYMENTS MUST BE MADE IN CASH (EXACT CHANGE), CERTIFIED CHECK, OR MONEY ORDER MADE PAYABLE TO THE SUFFOLK COUNTY POLICE DEPARTMENT.

YOU MAY NOT TRANSFER OWNERSHIP OF THIS VEHICLE WHILE IT IS IN POLICE CUSTODY. OWNERSHIP CANNOT BE TRANSFERRED TO OBTAIN RELEASE OF THIS VEHICLE. IF OWNERSHIP WAS TRANSFERRED PRIOR TO THE IMPOUND OF THIS VEHICLE, PLEASE FORWARD THE NAME AND ADDRESS OF THE CURRENT OWNER, IF AVAILABLE.

FAILURE TO COMPLY WITH ANY OF THE ABOVE APPLICABLE REQUIREMENTS WILL RESULT IN YOUR VEHICLE NOT BEING RELEASED.

DIRECTIONS: From Sunrise Hwy E/B (Rt. 27) take exit 61. Follow the signs to Eastport. Turn right at the traffic light. Go about 1/2 mile to the next traffic light and make a left turn onto Old Country Road. Proceed approx. three(3) miles and look for the large green and white sign, "Suffolk County Offices", make a left turn at the sign, proceed down the road to the parking lot opposite the water tower. The Impound Office is adjacent to the water tower.

HOURS: Mon - Fri 8AM-1:00PM. If your vehicle cannot be driven for any reason you must be here by 12:30PM.

If you do not wish to claim this vehicle and request the County to dispose of it, please fill in the following general receipt.

General Receipt: I, EAN Holdings LLC, hereby surrender my 2011 Jeep G Cherokee, VIN: J14RR4GG8BC589729, to the Suffolk County Police Department to dispose of according to law.

Signed: ____________________________ Date: ________ Invoice #: 11-2218
 sender: complete this section
- Complete items 1, 2, and 3. Also complete item 4 if restricted delivery is desired.
- Print your name and address on the reverse side if you can return the card to you.
- Attach this card to the back of the mailing piece or on the front if space permits.

1. Article Addressed To:
   EBP Holdings LLC
   6929 N. lakewood Ave
   Tulsa, OK. 74117

2. Article Number:
   (Transfer from service label)
   7012 1640 0003 7164 6280

PS Form 3811, February 2004
Domestic Return Receipt

complete this section on delivery
- A. Signature
- B. Received By (Printed Name)
- C. Date of Delivery
- D. Is delivery address different from item 1?
  - Yes
  - No

3. Service Type:
   - [ ] Certified Mail
   - [ ] Express Mail
   - [ ] Registered
   - [ ] Return Receipt for Merchandise
   - [ ] Insured Mail
   - [ ] C.O.D.

4. Restricted Delivery? (Extra Fee)
   - [ ] Yes
   - [ ] No

PS Form 3811, February 2004
Domestic Return Receipt

10289-0304-19
Suffolk County Police Department
Impound Unit -
110 Old Country Road
Westhampton, NY 11977
Title of Bill: AUTHORIZING THE SUFFOLK COUNTY POLICE DEPARTMENT TO CONVERT TO ITS OWN USE AN ABANDONED 2011 JEEP GRAND CHEROKEE PURSUANT TO SUFFOLK COUNTY CODE SECTION A13-11(D)(8)

PURPOSE OR GENERAL IDEA OF BILL: Allow the Suffolk County Police Department to fleet an abandoned vehicle.

SUMMARY OF SPECIFIC PROVISIONS: Suffolk County Code section A13-11(D)(8) allows for the County to “convert in any calendar year 1% of the vehicles disposed of pursuant to this section or two such vehicles, whichever is greater, to its own use”. Said vehicle is an abandoned vehicle as defined in NYS Vehicle and Traffic law §1224.

JUSTIFICATION: This resolution will allow the Suffolk County Police Department to replace a decommissioned vehicle at no cost to the County.
June 10, 2014

Office of the County Executive
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, NY 11788

Attn: Jonathan Schneider
Deputy County Executive

Re: Legislative Proposal authorizing the Suffolk County Police Department to convert to its own use an abandoned 2011 Jeep Grand Cherokee pursuant to Suffolk County Code section A13-11(D)(8)

Dear Mr. Schneider:

I respectfully request that the County Executive propose the attached legislative resolution authorizing the Suffolk County Police Department to convert to its own use an abandoned 2011 Jeep Grand Cherokee. The proposed resolution will allow the Suffolk County Police Department to replace a decommissioned vehicle at no additional cost to the County.

Enclosed is the hard copy request for a resolution (SCIN 175a) along with the draft resolution and fiscal impact statement (SCIN 175b).

An e-mail version was sent on June 10, 2014 to CE RESO REVIEW under the title Reso-SCPd 2011 Abandoned Jeep Grand Cherokee.

Very truly yours,

Edward Webber
Police Commissioner

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
RESOLUTION NO. -2014, ACCEPTING 50% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES IN THE AMOUNT OF $568,571 FOR THE 2014 LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT (LEMPG) PROGRAM ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY SERVICES AND TO EXECUTE GRANT RELATED AGREEMENTS

WHEREAS, the New York State Division of Homeland Security and Emergency Services has awarded Suffolk County federal funds under the 2014 LEMPG to be implemented by the Suffolk County Department of Fire, Rescue & Emergency Services; and

WHEREAS, the 2014 LEMPG will reimburse the Department of Fire, Rescue & Emergency Services for 50% of personnel costs to support planning, training and exercise needs associated with preparedness and prevention activities for all hazards; and

WHEREAS, the required local 50% match is met by existing personnel costs for planning, training and exercise needs associated with preparedness and prevention activities for all hazards; and

WHEREAS, this grant is for a twenty-four (24) month period from 10/1/2013 through 09/30/2015 in which the County will receive 50% grant funding in the amount of $568,571 for the 2014 LEMPG; and

WHEREAS, said funds of $550,515 have been included in the 2014 Operating Budget, this resolution accepts an additional $18,056 over the 2014 Adopted amount; and now therefore be it

1st RESOLVED, the County Comptroller and the County Treasurer be and they hereby are authorized to accept an additional $18,056 in grant funds as follows:

<table>
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<th>REVENUES</th>
<th>Amount Adopted</th>
<th>Additional Amount</th>
<th>Total Revenue IFMS</th>
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<tr>
<td>001-FRE-4305-3400</td>
<td>$550,515</td>
<td>+ $18,056</td>
<td>$568,571</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that the County Executive be and hereby is authorized to execute related agreements; 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 the 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 of Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non applicability or non-significance in accordance with this resolution.
DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

Local Law: __________ Charter Law: __________ Resolution: __X__

2. Title of Proposed Legislation

ACCEPTING 50% FEDERAL PASS-THROUGH GRANT FUNDS FROM THE NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES IN THE AMOUNT OF $568,571 FOR THE "LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT (LEMPG) FY2014" ADMINISTERED BY THE SUFFOLK COUNTY DEPARTMENT OF FIRE, RESCUE & EMERGENCY AND TO EXECUTE GRANT RELATED AGREEMENTS

3. Purpose of Proposed Legislation

To support existing personnel costs for planning, training and exercise needs associated with preparedness and prevention activities for all hazards.

Accept LEMPG 2014 program funding in the Department of Fire, Rescue and Emergency Services.

4. Will the Proposed Legislation Have a Fiscal Impact? __Yes__ __X__ __No__

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

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

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

There is a cost matching requirement for this grant.

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

$568,571

8. Proposed Source of Funding


10. Typed Name & Title of Preparer

Jared A. Cirillo, Grants Analyst

11. Signature of Preparer

12. Date June 20, 2014

SCIN FORM 175b (10/95)
### GENERAL FUND

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<th>2014 FEV TAX RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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<th>2014 COST TO AVG TAXPAYER</th>
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<tr>
<td>TOTAL</td>
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<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**

2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 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 accept 50% Federal pass-through grant funds from the NYS Division of Homeland Security and Emergency Services in the amount of $568,571 for the 2014 Local Emergency Management Performance Grant (LEMPG) Program administered by the Suffolk County Department of Fire, Rescue & Emergency Services and to execute grant-related agreements.

PURPOSE OR GENERAL IDEA OF BILL: The LEMPG FY2014 will provide funds to the Department of Fire, Rescue & Emergency Services to support existing personnel costs for planning, training and exercise needs associated with preparedness and prevention activities for all hazards.

SUMMARY OF SPECIFIC PROVISIONS: N/A

JUSTIFICATION: LEMPG funds will be allocated towards local emergency management personnel. This is an annual recurring grant that the Department of Fire, Rescue and Emergency Services has received for many years. It was recently transferred from the NYS DHSES Emergency Management Office to its Office of Counter Terrorism Contracts Unit where official contracts are now used. As a result, county legislation accepting the funds has been initiated at the request of the County Executive’s Budget Office. The grant reimburses the county for a maximum of 50% of planning, training and exercise needs associated with preparedness and prevention activities for all hazards. The department chooses to use it towards existing personnel costs. The required local match is met with the remainder of the personnel costs.

FISCAL IMPLICATIONS: There is a cost matching requirement for this grant that is met with existing salary costs.
April 16, 2014

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 inform you that Suffolk County is awarded $568,571 under the FY2014 Emergency Management Performance Grant (EMPG). Funding for this grant is provided by the U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA). The New York State Division of Homeland Security and Emergency Services (DHSES) will administer this funding on behalf of FEMA. Please note that this award is contingent upon the State’s receipt of the official grant award from FEMA.

The FY2014 EMPG application documents and grant guidance will be sent in the near future to your designated program points of contact. In order for DHSES to provide these critical funds to you as quickly as possible, your application must be submitted to DHSES no later than May 30, 2014. If you need assistance in completing your application, please contact DHSES’s Grant Program Administration Office at (866) 837-9133.

Thank you for your continued support of New York State’s emergency preparedness efforts. DHSES remains committed to providing you with outstanding support in the administration of your homeland security programs. If you have any questions, please contact me directly at (518) 242-5000.

Sincerely,

Jerome M. Hauer, Ph.D., MHS
Commissioner
TO: Jon Schneider  
Deputy County Executive

FROM: Joseph F. Williams  
Commissioner

DATE: June 20, 2014

SUBJECT: Request for Introductory Resolution: FY2014 LEMPG

Enclosed for further processing is an introductory resolution and supporting documents to accept $568,571 in funding from the US Department of Homeland Security through the NYS Division of Homeland Security and Emergency Services for the FY2014 Local Emergency Management Performance Grant (LEMPG).

The grant provides funding to support existing personnel costs for planning, training and exercise needs associated with preparedness and prevention activities for all hazards.

If you have any questions, please contact Jared A. Cirillo of my office at 25058.

JFW:jac

Enclosures

cc: Dennis M. Cohen, Chief Deputy County Executive  
Tom Vaughn, Director of Intergovernmental Relations  
Lisa Santeramo, Assistant Deputy County Executive
RESOLUTION NO. -2014, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AMENDING THE 2014 OPERATING BUDGET, AND APPROPRIATING FUNDS FOR IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 12-BIRCHWOOD/HOLBROOK (CP 8143)

WHEREAS, Suffolk County Sewer District No. 12 – Birchwood/Holbrook includes service areas in Farmingville and Holbrook; and

WHEREAS, improvements are necessary to the wastewater treatment facility to meet requirements of NYSDEC and provide adequate treatment; and

WHEREAS, an improvement project has been designed and is available to bid; and

WHEREAS, there are sufficient funds in the Adopted Capital Program and Budget as well as existing appropriations to cover the total cost of this portion of the project; and

WHEREAS, the Administrative Head of Sewer District No. 12 – Birchwood/Holbrook has requested that additional funds be appropriated to cover costs associated with the improvement project; 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 2014 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 transfer of $750,000 in Assessment Stabilization Reserve Funds; now, therefore be it

1st RESOLVED, pursuant to State Environmental Quality Review Act, Environmental Conservation Law Article 8 (hereinafter “SEQRA”) Resolution No. 67-2013 determined that the proposed improvement and/or rehabilitation to the Sewer District No 12 – Birchwood/Holbrook constitutes a Type II action pursuant to provisions of NYCRR Part 617; and

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-seven (67), 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 shall provide the sum of $750,000 for the purpose of implementing the construction phase of the project; and be it further

4th RESOLVED, that the Legislature be and they are hereby amending the 2014 Operating Budget as follows:

<table>
<thead>
<tr>
<th>Interfunds Appropriations</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>404-IFT-E527-Transfer to Fund 527</td>
<td>$750,000</td>
</tr>
</tbody>
</table>

and be it further
5th RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to transfer Interfund Revenues and accept proceeds as follows:

Interfund Revenues
527-IFT-R404-Transfer from Fund 404 $750,000
(Ref. 527-CAP-IFTR-R404)

and be it further

6th RESOLVED, that the proceeds of $750,000 in Assessment Stabilization Reserve Funds 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-8143.312</td>
<td>Improvements to the Sewer District No. 12 – Birchwood/Holbrook Construction</td>
<td>$750,000</td>
</tr>
</tbody>
</table>

and be it further

7th RESOLVED, that the Administrative Head of 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. 12 – Birchwood/Holbrook.

DATED:

APPROVED BY:

________________________________________
County Executive of Suffolk County

Date of Approval:
1. Type of Legislation

Resolution  **X**  Local Law  ____  Charter Law  ____

2. Title of Proposed Legislation

RESOLUTION NO. -2014, TRANSFERRING ASSESSMENT STABILIZATION RESERVE FUNDS TO THE CAPITAL FUND, AMENDING THE 2014 OPERATING BUDGET, AND APPROPRIATING FUNDS FOR IMPROVEMENTS TO SUFFOLK COUNTY SEWER DISTRICT NO. 12-BIRCHWOOD/HOLBROOK (CP 8143)

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): SEWERS</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

ASSESSMENT STABILIZATION RESERVE FUNDS IN THE AMOUNT OF $750,000 WILL BE TRANSFERRED TO THE CAPITAL SEWER FUND FOR THE PURPOSE OF IMPLEMENTING THIS PROJECT.

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

2014-$750,000

8. Proposed Source of Funding

Assessment Stabilization Reserve Fund

9. Timing of Impact

Upon Adoption

10. Typed Name & Title of Preparer

Nicholas E. Paglia Jr.
Asst Exec Analyst

11. Signature of Preparer

[Signature]

12. Date

July 11, 2014

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 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>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 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, 2012.
3. Source for equalization rates: Tentative 2012 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>Tasks</th>
<th>Months</th>
</tr>
</thead>
<tbody>
<tr>
<td>Advertise for Bids</td>
<td></td>
</tr>
<tr>
<td>Bid Opening</td>
<td></td>
</tr>
<tr>
<td>Review Bid Submittals</td>
<td></td>
</tr>
<tr>
<td>Recommend Low Bidder</td>
<td></td>
</tr>
<tr>
<td>Contract Execution</td>
<td></td>
</tr>
<tr>
<td>Hold Pre-Construction Conference</td>
<td></td>
</tr>
<tr>
<td>Initiate Construction Contract</td>
<td></td>
</tr>
<tr>
<td>Start Up Systems</td>
<td></td>
</tr>
<tr>
<td>Prepare Final Punch List</td>
<td></td>
</tr>
<tr>
<td>Issue Certificate of Substantial Completion</td>
<td></td>
</tr>
</tbody>
</table>
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL - A Draft Resolution Transferring Assessment Stabilization Reserve Funds to the Capital Fund, Amending the 2014 Operating Budget, and Appropriating Funds for Improvements to Suffolk County Sewer District No. 12 – Birchwood/Holbrook (CP 8143)

PURPOSE OR GENERAL IDEA OF BILL – To appropriate funds for engineering during construction and construction management.

SUMMARY OF SPECIFIC PROVISIONS – Funds will be utilized for engineering services during construction as well as construction of the facility improvements.

JUSTIFICATION – Improvements are necessary to the wastewater treatment facility to meet requirements of NYSDEC and provide adequate treatment to the service area connectees.

FISCAL IMPLICATIONS – $750,000 will be utilized during the construction phase of early 2015 to the latter part of 2016.
COUNTY OF SUFFOLK

STEWART BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

PHILIP A. BERDOLT
DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

DARNELL TAYLOR, P.E.
DEPUTY COMMISSIONER

MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E., Commissioner

SUBJECT: A Draft Resolution Transferring Assessment Stabilization Reserve Funds to the Capital Fund, Amending the 2014 Operating Budget, and Appropriating Funds for Improvements to Suffolk County Sewer District No. 12 – Birchwood/ Holbrook (CP 8143) (Revised from February 18, 2014)

DATE: June 24, 2014

Attached is a draft resolution with appropriate forms and backup for improvements to the Sewer District No. 12 – Birchwood/Holbrook Wastewater Treatment Facility filed as Reso DPW ASRF CP 8143 Sewer District No. 12 – Birchwood/Holbrook Improvements 2-18-14 and Backup DPW ASRF CP 8143 Sewer District No. 12 – Birchwood/Holbrook Improvements 2-18-14. The project is to construct influent equalization process and enhancement of systems at the Birchwood/Holbrook Wastewater Treatment Facility. The design has been prepared by DPW staff and the estimate is above available funds, however, there are sufficient funds in the Adopted Capital Budget in order to complete this portion of the project. It is necessary to proceed with the initiation of construction during 2014 in order to insure that the process can adequately treat the waste from the district. The resolution is, therefore, to transfer $750,000 from the Assessment Stabilization Reserve Fund into the capital project.

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

GA:BW:ni
Attachment
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
Lynne Bizzarro, Esq., Chief Deputy County Attorney
Charles Jaquin, General Services Manager
Nick Paglia, Assistant Executive Analyst
John Donovan, P.E., Chief Engineer, Sanitation
Ben Wright, P.E., Principal Civil Engineer, Sanitation
CE Reso Review

H:\SANITATION\resolutions\2014 Resolutions\ga-bw6-24-14 Backup DPW ASRF Improvements sd12-Birchwood-Holbrook CP 8143 memo to JSchneider (revised from February 18, 2014).doc

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER
RESOLUTION NO. -14, ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM.

WHEREAS, the New York State Office of Temporary Disability Assistance (NYSOTDA) has notified the Suffolk County Department of Labor of additional grant funds in the amount of $104,956; and

WHEREAS, this grant is funded by the Temporary Assistance for Needy Families (TANF) program, for the express purpose of providing subsidized summer youth employment; and

WHEREAS, these funds have not been included in the 2014 Adopted Operating Budget; and

WHEREAS, these funds are available from May 1, 2014 to September 30, 2014; and

WHEREAS, these funds are 100% State funded; now, therefore, be it

1ST RESOLVED, that the County Comptroller and the County Treasurer be and they are hereby authorized to accept and appropriate the additional funds as follows:

REVENUES:
320- LAB - 3790 State Aid: Various Labor Programs $104,956

ORGANIZATIONS:
Department of Labor (LAB)
SUMMER TANF
320-6600

1000 PERSONAL SERVICES $102,230
1112 – Summer Program $102,230

3000 – SUPPLIES, MATERIAL & OTHER EXP $ 38
3010 – Office Supplies 38

8000 EMPLOYEE BENEFITS $ 2,688
8330 – Social Security $ 2,688

and be it further

2nd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") Section 617.5 (c) (25) and (27), in that the resolution concerns purchase of furnishings, equipment and supplies, other than land, radioactive material, pesticides, herbicides or other hazardous materials, and adoption of a local legislative decision in connection with the same; as a Type II action, the Legislature has no further responsibilities under SEQRA; and be it further

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 ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM.

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 an additional $104,956 in grant funds.

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 May 1, 2014 and September 30, 2014.

8. Proposed Source of Funding

New York State Office of Temporary Disability Assistance

9. Timing of Impact

Effective upon adoption

10. Typed Name & Title of Preparer

| Tricia Saunders, Principle Research Analyst |

11. Signature of Preparer

12. Date

| 7-11-14 |

SCIN FORM 175b (10/95)
## GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
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</table>

## POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
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<th>2013 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
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</table>

## COMBINED

<table>
<thead>
<tr>
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<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### NOTES:

3. SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
1. Type of Legislation

Resolution **X**  Local Law ___  Charter Law

2. Title of Proposed Legislation: **ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM.**

3. Purpose of Proposed Legislation

**ACCEPT AND APPROPRIATE SUMMER YOUTH EMPLOYMENT FUNDS.**

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

REVENUE TO COUNTY

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

  __X__ County  _____ 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

  REVENUE TO THE COUNTY.

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

  N/A

8. Proposed Source of Funding

  **NEW YORK STATE DEPARTMENT OF LABOR**

9. Timing of Impact

  **IMMEDIATE**

10. Typed Name & Title of Preparer

    **BARBARA D'AMICO**  
    **DIRECTOR OF FINANCE**

11. Signature of Preparer

    [Signature]

12. Date

    June 26, 2014

SCIN FORM 175b (10/95)
**COORDINATION OF GRANT APPLICATION OR CONTRACT**

**County of Suffolk**

**Submitting Department/Agency**
Suffolk County Department of Labor, Licensing & Consumer Affairs

**Location**
Bldg. 17, No. County Complex
Veterans Memorial Highway
Hauppauge, NY 11788

**Contact Person in Dept./Agency**
Barbara D’Amico

**Telephone Number**
853-6669

**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**

**Grant Title:** ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM.

2. Statutory Legislation (Public Law No. & Title & Department Administering Grant Program)
   NEW YORK STATE DEPARTMENT OF LABOR

3. Grant/Contract Status (Check One)
   a. ___ New Program Application
   b. ___ Renewal Application
   c. ___ Supplemental (Additional state funding)
   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)
   TO PROVIDE FUNDS FOR SUMMER YOUTH JOBS.

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

**SUFFOLK COUNTY DEPARTMENT OF LABOR, LICENSING & CONSUMER AFFAIRS**

---

**II. BUDGET INFORMATION**

1. Term of Contract
   FROM: May 1, 2014
   TO: September 30, 2014

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>FIRST FUNDING CYCLE</th>
<th>SECOND FUNDING CYCLE</th>
<th>THIRD FUNDING CYCLE</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>State</td>
<td>$104,956</td>
<td>100%</td>
<td>$</td>
</tr>
<tr>
<td>Town</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>County</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>Total</td>
<td>$104,956</td>
<td>100%</td>
<td>$</td>
</tr>
</tbody>
</table>

---

SCIN Form 164b (10-80) This form replaces EXGC Form 1, which is obsolete
### 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>$ -0-</td>
<td>$ -0-</td>
</tr>
<tr>
<td>Cash Contribution:</td>
<td>$ -0-</td>
<td>$ -0-</td>
<td>$ -0-</td>
</tr>
<tr>
<td>a.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>b. In-kind Contribution:</td>
<td>$ -0-</td>
<td>$ -0-</td>
<td>$ -0-</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Total Number of Positions Requested</td>
<td></td>
<td></td>
<td>-0-</td>
</tr>
<tr>
<td>5. Can This Program Be Re-funded by the Proposed Non-County Sources?</td>
<td>x Yes</td>
<td></td>
<td>No</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.)

-0-

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

**Program terminates.**

8. Attach a List of Potential Subcontractors, If Any, Outlining the Purpose of Each Subcontract (That is, 456 and 498 Account Items; use an additional 8 1/2" x 11" sheet).

---

### III. COUNTY EXECUTIVE’S OFFICE REVIEW

<table>
<thead>
<tr>
<th>Intergovernmental Relations Division Review:</th>
<th>Approved</th>
<th>Signature of Coordinator</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Disapproved</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Comments

<table>
<thead>
<tr>
<th>Budget Office Review:</th>
<th>Approved</th>
<th>Signature of Budget Director</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Disapproved</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Comments
TITLE OF BILL: To accept and appropriate additional funds for a 100% state funded Summer Youth Employment Program (SYEP).

PURPOSE OR GENERAL IDEAL OF BILL: Funding is awarded by the Temporary Assistance for Needy Families (TANF) program for the express purpose of providing subsidized summer youth employment.

SUMMARY OF SPECIFIC PROVISIONS: The TANF SYEP provides youth from low income households with employment opportunities during the summer months. To augment the work component of the TANF SYEP, providers may include educational and/or career exploration activities which will better prepare youth as they continue their education and transition to the world of work.

JUSTIFICATION: Eligible participants include youth ages 14 to 20 that are: Family Assistance (FA) recipients; former FA recipients who have reached their 60-month limit on TANF and have transitioned to Safety Net (SN) Assistance; or are eligible under 200% of federal poverty guidelines in accordance with 00-LCM-20.

FISCAL IMPlications: No County funding required – 100% State funded.
2014 New York State Summer Youth Employment Program District Designation Form

On behalf of the Suffolk County Department of Social Services, I, John F. O’Neill as Commissioner of the Suffolk County Department of Social Services, hereby instruct the Office of Temporary and Disability Assistance (OTDA) to disburse our 2014 New York State Summer Youth Employment Program (SYEP) allocation as detailed below. I certify that I have the legal authority to authorize the assignment of these funds. The funds dedicated to the operation of the 2014 New York State SYEP will be used in accordance with program and fiscal guidelines established by OTDA. For districts opting to assign all or a portion of their 2014 allocation to WIBs, districts will be held liable for funds not used in a manner consistent with the requirements of the New York State SYEP allocation or where funds are due from the WIB.

A. 2014 SYEP Allocation

$ 957,538

B. Amount of Transfer to FFFS (optional)

$ (must not exceed 9% of allocation)

C. Amount Dedicated to SYEP

$ 957,538 (must be at least 91% of allocation)

D. Amount Assigned to WIB (optional)

$ 957,538 (district must coordinate SYEP services with WIB)

Completed by: John F. O’Neill
Commissioner’s Signature

Date: 5/14/2014
MEMORANDUM

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

FROM: Samuel Chu, Commissioner

DATE: June 26, 2014

RE: INTRODUCTORY RESOLUTION

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

RESOLUTION NO. -14, ACCEPTING AND APPROPRIATING ADDITIONAL FUNDS FOR A 100% STATE FUNDED SUMMER YOUTH EMPLOYMENT PROGRAM.

AN E-MAIL VERSION WILL BE SENT TO CE RESO REVIEW UNDER THE TITLE “RESO-LLCA-SUMMER TANF.”

Thank you for your assistance.

***

SC: dv
Attachment

cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intracommunications Relations
RESOLUTION NO. - 2014, APPROPRIATING FUNDS IN CONNECTION WITH RECONSTRUCTION OF CR 48, MIDDLE ROAD (CP 5526)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with the Reconstruction of CR 48, Middle Road; and

WHEREAS, there are sufficient funds within the 2014 Capital Budget and Program to cover the cost of said request; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $4,900,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, Resolution No. 1113-2001 approved by the County Legislature issued a SEQRA determination of Non-Significance as the project’s proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7; a positive drainage system will be installed to improve drainage and eliminate discharging run-off to surface waters wherever possible; all necessary NYSDEC permits will be obtained; and traffic safety will be improved; therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty three (53) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Reconstruction of CR 48, Middle Road, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $4,900,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-5526.310 (Fund 001 Debt Service)</td>
<td>50</td>
<td>Reconstruction of CR 48, Middle Road</td>
<td>$4,900,000</td>
</tr>
</tbody>
</table>
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>X</td>
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<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

RESOLUTION NO. - 2014, APPROPRIATING FUNDS IN CONNECTION WITH RECONSTRUCTION OF CR 48, MIDDLE ROAD (CP 5526)

3. Purpose of Proposed Legislation

See above.

4. Will the Proposed Legislation Have a Fiscal Impact? 

Yes X No

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

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

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

SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

SEE ATTACHED DEBT SCHEDULE

8. Proposed Source of Funding

SERIAL BONDS

9. Timing of Impact

IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2014 AND DEBT SERVICE WILL COMMENCE FALL 2015. THERE IS NO FISCAL IMPACT IN 2014.

10. Typed Name & Title of Preparer

Nicholas Paglia  
Asst Executive Analyst

11. Signature of Preparer

12. Date

July 11, 2014

SCIN FORM 175b (10/95)
## GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$433,042</td>
<td>$0.83</td>
<td></td>
<td>$0.002</td>
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</table>

## POLICE DISTRICT AND DISTRICT COURT

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<th>2014 PROPERTY TAX LEVY</th>
<th>2015* COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
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<td>TOTAL</td>
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## COMBINED

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<th>2014 AV TAX RATE PER $100</th>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$433,042</td>
<td>$0.83</td>
<td></td>
<td>$0.002</td>
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</tbody>
</table>

* The Estimated 2015 Cost to Average Taxpayer is based upon the 2014 property tax levy and is provided for informational purposes only.

### NOTES:
3. SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
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<th>Interest</th>
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<tr>
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<td>$1,595,631.97</td>
<td>$6,495,631.97</td>
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11/1/2032

11/1/2033
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Appropriating Funds in Connection with the Reconstruction of CR 48, Middle Road, Town of Southold (CP 5526)

PURPOSE OR GENERAL IDEA OF BILL: Funding will provide for the next phase of construction along CR 48, Middle Road, from the vicinity of Horton Lane to the vicinity of Grove Road.

SUMMARY OF SPECIFIC PROVISIONS: This is a current Capital Budget project for construction and no offset is required.

JUSTIFICATION: This would enable Suffolk County to continue the Reconstruction of CR 48, Middle Road.

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
COUNTY OF SUFFOLK

STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS

PHILIP A. BERDOLT
DEPUTY COMMISSIONER

GILBERT ANDERSON, P.E.
COMMISSIONER

DARNELL TYSON, P.E.
DEPUTY COMMISSIONER

MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E. Commissioner
DATE: July 2, 2014

RE: Appropriating Funds in Connection with the Reconstruction of CR 48, Middle Road, Town of Southold (CP 5526)

Attached is a draft resolution to appropriate the sum of $4,900,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2014 Capital Budget and Program for this project.

This funding will provide for the next phase of this multi-phased project, with reconstruction and drainage improvements along the portion of Horton Lane to Grove Road. This project improves both the surface and structural condition of the road.

The Suffolk County Council on Environmental Quality has reviewed this project and determined that it constitutes an unlisted action and no further review is required. The Suffolk County Legislature concurred with this finding pursuant to Resolution 1113-2001.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5526(CR48 Constr).doc”.

GA/WH/td
attach.
cc: Dennis M. Cohen, Chief Deputy County Executive
   Lisa Santeramo, Assistant Deputy County Executive
   Tom Vaughn, Director of Intragovernmental Relations
   William Hillman, P.E., Chief Engineer
   Charles Jaquin, Acting Head of Finance Division

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE YAPHANK, N.Y. 11980
(631) 852-4010 FAX (631) 852-4150
RESOLUTION NO. - 2014, AMENDING THE 2014 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH PORT JEFFERSON-WADING RIVER RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH (CP 5903)

WHEREAS, the Commissioner of Public Works has requested funds for (engineering and land acquisition in connection with the Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path; and

WHEREAS, there are Federal and/or State funds available from the Federal Highway Administration for this project, identified as PIN 075816, under the Federal Highway Administration (FHWA) funding, with a share allocation of one hundred (100%) percent Federal funds; and

WHEREAS, the County must first pass a resolution and have State and local agreements in place prior to final issuance of the Federal authorization; and

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

WHEREAS, the Department of public Works will assign staff funded in the Suffolk County Operating Budget to perform a portion of the tasks as required for the engineering, planning and construction of this project; and

WHEREAS, sufficient funds are not included in the 2014 Capital Budget and Program to cover the cost of said request under Capital Project 5903 and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $680,000 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) (20), (21) and (27) of 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; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of thirty five (35) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further
3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete engineering, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the 2014 Capital Budget and Program be and they are hereby amended as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>Revised 2014</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total</td>
</tr>
<tr>
<td></td>
<td>Est'd Budget &amp; Program</td>
</tr>
<tr>
<td>1. Planning, Design and Supervision</td>
<td>$630,000F</td>
</tr>
<tr>
<td>2. Land Acquisition</td>
<td>$50,000F</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$680,000F</td>
</tr>
</tbody>
</table>

and be it further

5th RESOLVED, that Federal Aid in the amount of $680,000 be and it hereby is appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ref-525-CAP-5903.112</td>
<td>50</td>
<td>Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path</td>
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<td>Ref-525-CAP-5903.211</td>
<td>50</td>
<td>Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path</td>
<td>$50,000</td>
</tr>
</tbody>
</table>

6th RESOLVED, that the County Treasurer and County Comptroller are hereby authorized and directed to accept Federal funding in the amount of $680,000; and be it further

7th RESOLVED, that the County Comptroller is authorized to issue bond anticipation notes for the total Federal share of $680,000; and be it further

8th RESOLVED, that this resolution will become effective upon receipt of the Federal Authorization; and be it further

9th RESOLVED, that the County Legislature hereby authorizes the County Executive, or his designee, to execute the standard agreement for reimbursement with the New York State Department of Transportation and any and all contract documents related to this project, on behalf of the County of Suffolk providing for the municipality’s participation in the above referenced project.
DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
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. - 2014, AMENDING THE 2014 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH PORT JEFFERSON-WADING RIVER RAILS TO TRAILS PEDESTRIAN AND BICYCLE PATH (CP 5903)

3. Purpose of Proposed Legislation
See No. 2 above.

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

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

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

There are Federal funds available from the Federal Highway Administration (FHWA) for this project, with a share allocation of one hundred (100%) percent Federal funds ($680,000) and zero (0%) percent County funds ($0). Suffolk County must "first instance" fund the entire cost of the project. County Comptroller is authorized to issue bond anticipation notes for the federal and/ state or share. DPW to track staff and related costs associated with this project for chargeback purposes.

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

8. Proposed Source of Funding
Federal Funds 100%.

9. Timing of Impact
Upon adoption.
The appropriations within this resolution shall not be expended, encumbered or authorized, and that no bond or notes shall be issued, for this project until the County is in receipt of the Federal Authorization for this project.

10. Typed Name & Title of Preparer  Nicholas Paglia  Assistant Executive Analyst
11. Signature of Preparer  [Signature]
12. Date  July 14, 2014

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
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### COMBINED

<table>
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<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
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<th>2014 FEV TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 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
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: Amending the 2014 Capital Budget and Program and Appropriating Funds in Connection with Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path (CP 5903)

PURPOSE OR GENERAL IDEA OF BILL: Funding for engineering and land acquisition costs (right-of-way incidentals) to design a recreational trail between Port Jefferson and Wading River on property leased from LIPA.

SUMMARY OF SPECIFIC PROVISIONS: This funding is 100% reimbursable from Federal Aid.

JUSTIFICATION: This will enable the County to begin the design of this project.

FISCAL IMPLICATIONS: Suffolk County must "first instance" fund the entire cost of the project. County Comptroller is authorized to issue bond anticipation notes for the federal and/or state share.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E. Commissioner

DATE: July 7, 2014

RE: Amending the 2014 Capital Budget and Program and Appropriating Funds in Connection with Port Jefferson-Wading River Rails to Trails Pedestrian and Bicycle Path (CP 5903)

Attached is a draft resolution to appropriate the sum of $680,000 for engineering and land acquisition in connection with the above referenced project. There are insufficient funds included in the 2014 Capital budget and program for this project. However, pursuant to the Suffolk County charter, Section C4-13, an offsetting authorization is not required on amendments which are financed in an amount of at least fifty percent (50%) by Federal or State aid.

This funding will provide for design services and right-of-way incidentals to construct recreational trails between Port Jefferson and Wading River, on property that has been leased by the County from LIPA (reference Resolution 643-2013).

Through Federal HPP Funding and Toll Credits, this request will be 100% reimbursable, however, the County must first-instance fund the request. As this is a Federally funded project, mandated milestones must be met to insure that Federal funds are obtained. Recent changes to the procedures for obtaining final Federal authorization require that the County pass a resolution and have local and State contracts in place prior to final authorization.

A prior adopted resolution for this project (771-2009) will be closed out during the next round of close-out requests, as the funding amount has changed.

The Suffolk County Council on Environmental Quality has reviewed these types of projects and has determined that projects of this nature constitutes a Type II action, pursuant to Section 617.5(c) (20), (21) and (27) of Title 6 of New York Code of Rules and Regulations ("NYCRR"), therefore, the Legislature has no further responsibilities under SEQRA.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5903(RtoT).doc”.

GA/WH/td
attach.
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Santeramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intragovernmental Relations
William Hillman, P.E., Chief Engineer
Charles Jaquin, Acting Head of Finance Division
** NEW YORK METROPOLITAN TRANSPORTATION COUNCIL **

ADMINISTRATIVE MODIFICATION: NS14-G

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<td>8.536</td>
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<td>0.000</td>
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</table>

| To                            |                       |                                 |                                            |       |
| SUFFOLK CO. CONSTRUCT 11 MILES OF PEDESTRIAN/BICYCLE TRAIL ALONG THE ABANDONED PORT JEFFERSON-WADING RIVER RAILROAD CORRIDOR SECTION 1602 #1257, NY-139, NY 267 | HPP 06/2014 | 0.630 | PRELDSS | 0.630 |
|                                | HPP 09/2014 | 0.050 | ROWWCD | 0.050 |
|                                | HPP 02/2015 | 0.359 | DETLDES | 0.359 |
|                                | HPP 09/2016 | 0.500 | CONINSF | 0.500 |
|                                | HPP 09/2016 | 5.970 | CONST | 5.970 |
|                                | STP ENHANCE 09/2016 | 2.000 | CONST | 2.000 |
|                                | LOCAL 09/2016 | 0.500 | CONST | 0.500 |
| AQC:C14 SUFFOLK TPC: $9.5-15.5 M TOTAL 5YR COST: 10.009 | 0.000 | 6.800 | 0.359 | 8.970 | 0.000 | 0.000 | 0.000 |

Ballot Comment: ADDED STPE FUNDING TO COVER ADDITIONAL CONSTRUCTION COST

| From                           |                       |                                 |                                            |       |
| LOCAL                           | ROADWAY, PEDESTRIAN, STREETSCAPE IMPROVEMENTS FOR THE NEW CASSEL REVITALIZATION: GRAND BLVD RECONSTRUCTION, FROM OLD COUNTRY RD TO BRUSH HOLLOW RD IN THE TOWN OF NORTH HEMPSTEAD. HPP #600, NY 661 | HPP 09/2014 | 1.173 | CONST | 1.173 |
|                                | LOCAL 09/2014 | 0.293 | CONST | 0.293 |
|                                | LOCAL 09/2014 | 0.633 | CONST | 0.633 |
|                                | LOCAL 09/2014 | 0.200 | CONINSF | 0.200 |
| AQC:A10P NASSAU TPC: $2-54 M TOTAL 5YR COST: 2.299 | 0.000 | 2.299 | 0.000 | 0.000 | 0.000 | 0.000 | 0.000 |

| To                            |                       |                                 |                                            |       |
| LOCAL                           | ROADWAY, PEDESTRIAN, STREETSCAPE IMPROVEMENTS FOR THE NEW CASSEL REVITALIZATION: GRAND BLVD RECONSTRUCTION, FROM OLD COUNTRY RD TO BRUSH HOLLOW RD IN THE TOWN OF NORTH HEMPSTEAD. HPP #600, NY 661 | HPP 03/2015 | 1.788 | CONST | 1.788 |
|                                | LOCAL 03/2015 | 0.447 | CONST | 0.447 |
|                                | LOCAL 03/2015 | 0.200 | CONINSF | 0.200 |
| AQC:A10P NASSAU TPC: $2-54 M TOTAL 5YR COST: 2.435 | 0.000 | 0.000 | 2.435 | 0.000 | 0.000 | 0.000 | 0.000 |

Ballot Comment: MOVED THE PROJECT TO FFY 2015
RESOLUTION NO. - 2014, APPROPRIATING FUNDS IN CONNECTION WITH IMPROVEMENTS TO CR 73, ROANOKE AVENUE (CP 5562)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with improvements to CR 73, Roanoke Avenue; and

WHEREAS, there are sufficient funds within the 2014 Capital Budget and Program to cover the cost of said request; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $4,200,000 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, Resolution No. 201-2014 approved by the County Legislature issued a SEQRA determination of Non-Significance as the project’s proposed action will not exceed any of the criteria set forth in Title 6 NYCRR, Part 617.7 and Chapter 450 of the Suffolk County Code, which project will not have significant adverse impacts on the environment for the following reasons: the proposal does not significantly threaten any unique or highly valuable environmental or cultural resources as identified in or regulated by the Environmental Conservation Law of the State of New York or the Suffolk County Charter and the Suffolk County Code; all necessary permits and approvals will be obtained from New York State Department of Conservation; to the greatest extent possible, any trees removed will be replaced with wire friendly and sidewalk friendly trees and if possible said replacement trees will be placed on private property with permission from the landowner; and the proposed action will improve pedestrian safety and stormwater drainage; therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of fifty three (53) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Improvements to CR 73, Roanoke, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $4,200,000 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-5562.310</td>
<td>50</td>
<td>Improvements to CR 73, Roanoke Avenue</td>
<td>$4,200,000</td>
</tr>
</tbody>
</table>
DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution  X  Local Law  Charter Law

2. Title of Proposed Legislation

RESOLUTION NO.  - 2014, APPROPRIATING FUNDS IN
CONNECTION WITH IMPROVEMENTS TO CR 73, ROANOKE
AVENUE (CP 5562)

3. Purpose of Proposed Legislation
See above.

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

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

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

6. If the answer to item 5 is "yes", Provide Detailed Explanation of Impact
SERIAL BONDS WILL BE ISSUED TO FINANCE THIS PROJECT. PRINCIPAL AND INTEREST COSTS
WILL BE INCURRED OVER THE LIFE OF THE BONDS.

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

8. Proposed Source of Funding
SERIAL BONDS

9. Timing of Impact
IT IS ANTICIPATED THAT BONDS WILL BE ISSUED FALL OF 2014 AND DEBT SERVICE WILL
COMMENCE FALL 2015. THERE IS NO FISCAL IMPACT IN 2014.

10. Typed Name & Title of Preparer
Nicholas Paglia  Asst Executive Analyst

11. Signature of Preparer

12. Date
July 11, 2014

SCIN FORM 175b (10/95)
# Financial Impact

## 2015 Property Tax Levy

### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2015* Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate per $100</th>
<th>2014 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$371,179</td>
<td>$0.71</td>
<td></td>
<td>$0.001</td>
</tr>
</tbody>
</table>

## Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2015* Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate per $100</th>
<th>2014 FEV Tax Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.000</td>
</tr>
</tbody>
</table>

## Combined

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2015* Cost to Avg Taxpayer</th>
<th>2014 AV Tax Rate per $100</th>
<th>2014 FEV Tax Rate per $1000</th>
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<td>$371,179</td>
<td>$0.71</td>
<td></td>
<td>$0.001</td>
</tr>
</tbody>
</table>

*The Estimated 2015 Cost to Average Taxpayer is based upon the 2014 property tax levy and is provided for informational purposes only.*

## Notes:

1. Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, 2013.
3. Source for equalization rates: 2013 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

Page 2 of 2

To be completed by the Executive Budget Office
<table>
<thead>
<tr>
<th>Date</th>
<th>Coupon</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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<td>11/1/2016</td>
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<td>$371,178.97</td>
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<td>$238,630.58</td>
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<td>$256,863.45</td>
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<tr>
<td>11/1/2022</td>
<td>4.00%</td>
<td>$266,495.83</td>
<td>$52,341.57</td>
<td>$318,837.40</td>
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<td>4.00%</td>
<td>$276,489.42</td>
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<td>$323,834.19</td>
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<tr>
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<td>4.00%</td>
<td>$286,857.77</td>
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<tr>
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<td>11/1/2027</td>
<td>4.00%</td>
<td>$320,354.58</td>
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<td>$332,367.88</td>
<td>$19,405.55</td>
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<tr>
<td>11/1/2029</td>
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<td>$344,831.67</td>
<td>$13,173.65</td>
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<tr>
<td>11/1/2030</td>
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<td>$357,762.86</td>
<td>$6,708.05</td>
<td>$364,470.92</td>
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</tr>
</tbody>
</table>

11/1/2031

Term of Bonds
Amount to Bond: 15

$4,200,000

11/1/2032

11/1/2033
TITLE OF BILL: Appropriating Funds in Connection with Improvements to CR 73, Roanoke Avenue (CP 5562)

PURPOSE OR GENERAL IDEA OF BILL: Improvements include drainage system repair and replacement; full depth pavement patching and resurfacing; replacement of curb and sidewalk; installation of pavement markings and necessary traffic signal modifications.

SUMMARY OF SPECIFIC PROVISIONS: This is a current Capital Budget project for construction and no offset is required.

JUSTIFICATION: This funding will address pavement and drainage deficiencies along CR 73, Roanoke Avenue from NYS Route 25, Main Street to CR 58, Old Country Road.

FISCAL IMPLICATIONS: Bonds will be issued to finance this project and principal and interest costs will be incurred over the life of the Bonds.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E. Commissioner
DATE: July 9, 2014
RE: Appropriating Funds in Connection with Improvements to CR 73, Roanoke Avenue (CP 5562)

Attached is a draft resolution to appropriate the sum of $4,200,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2014 Capital Budget and Program for this project.

This funding will address pavement and drainage deficiencies along CR 73, Roanoke Avenue from NYS Route 25, Main Street to CR 58, Old Country Road. Improvements include drainage system repair and replacement; full depth pavement patching and resurfacing; replacement of curb and sidewalk; installation of pavement markings and necessary traffic signal modifications.

The Suffolk County Council on Environmental Quality has reviewed this project and determined that it constitutes an unlisted action and no further review is required. The Suffolk County Legislature concurred with this finding pursuant to Resolution 201-2014.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title "Reso-DPW-CP5562(CR79).doc".

GA/WH/td
attach.
cc: Dennis M. Cohen, Chief Deputy County Executive
     Lisa Santeramo, Assistant Deputy County Executive
     Tom Vaughn, Director of Intragovernmental Relations
     William Hillman, P.E., Chief Engineer
     Charles Jaquin, Acting Head of Finance Division
RESOLUTION NO. 2014-2014, TO APPOINT MEMBER OF SUFFOLK COUNTY YOUTH BOARD COORDINATING COUNCIL REPRESENTING LEGISLATIVE DISTRICT #3 (JASON NEAL)

WHEREAS, Section A3-5(E)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE provides for the appointment of members of the Suffolk County Youth Board Coordinating Council, including eighteen members representing each of the County's Legislative Districts; and

WHEREAS, Legislator Browning has recommended that Jason Neal, currently residing in Bellport, NY to be appointed to represent the 3rd Legislative District on the Suffolk County Youth Board Coordinating Council; now, therefore be it

1st RESOLVED, that, Jason Neal currently residing in Bellport, NY is hereby appointed as a member of the Suffolk County Youth Board Coordinating Council to represent the 3rd Legislative District on the Suffolk County Youth Board Coordinating Council for a term of three years commencing on the effective date of this resolution in accordance with Section A3-5(E)(3); and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and/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, 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:

________________________
Steven Bellone
County Executive of Suffolk County

Date:
JASON A. NEAL  
Bellport, NY 11713

Cell: 

Experience:

**Boys & Girls Club of the Bellport Area, Bellport, NY**
Program Director, May 2014 to present

**Brookhaven Memorial Hospital Medical Center, Patchogue, NY**
Community Liaison October 2013 - May 2014
Promoted the Bellport Primary Care Center; designed and implemented the Bellport Primary Care Center Community Health Survey.

**Encampment for Citizenship, USA**
Program Staff Trainer, Chicago, IL, Summer 2014
Program Staff, Richmond, VA, Summer 2013
Alumni Representative - 1991 to present

**Lake Forest Academy, Lake Forest, IL**
Summer Activities Coordinator 2011-2013
ESL Instructor 2009-2010

**Illinois Institute of Technology, Chicago, IL**
Director of Intramurals & Recreation 2009-2011

**United States Army, Corporal 2004-2009**
Served as a combat infantryman in Afghanistan and Iraq in positions of responsibility including mortar platoon communications specialist, administrative assistant to the company First Sergeant, executive assistant to the Company Commander, company intelligence specialist, and headquarters company office manager.

**Mary P. Graham Summer Academy, Penn State New Kensington, PA**
Staff and Faculty 2002-2003
Hightower Scholars, Inc. is a non-profit organization that provides scholarships and other academic opportunities primarily to low-income, minority junior high and high school students. Developed curriculum and taught two-week courses on leadership education, research writing, and SAT prep vocabulary enhancement; formulated evaluation system to measure improvement gains in student’s vocabulary knowledge-base; facilitated faculty/staff discussions to ensure integrity of program; assisted with logistics for field trips and speaker visits.
Coaching, Training, and Recreation Experience:

**Illinois Institute of Technology, Chicago, IL**
Assistant Track & Field Coach 2010-2011

**South Country Central School District**
Bellport Middle School Track Coach 2013

**Elgin Academy, Elgin, IL**
Assistant Track and Field Coach 2012

**Lake Forest Academy, Lake Forest, IL**
Lifeguard Training Instructor 2000-2002
Throws Coach, Track & Field 2000
Assistant Wrestling Coach 1998-1999
Intern/Assistant Track Coach 1997

**Bernard Weinger JCC, Northbrook, IL**
Coordinator of Sports & Leagues and Assistant Fitness Supervisor 2000-2001

**Oak Brook Park District, Oak Brook, IL**
Premiere Fitness Club Assistant Supervisor and Trainer 1999-2000

**Deerfield Park District, Deerfield, IL**
Director of Sports Camps 1998-2000

**Elmhurst College, Elmhurst, IL**
Throws Coach, Track & Field 2000

**Daniel Wright Junior High School, Lincolnshire, IL**
Head Wrestling Coach 1998-2001
Soccer Coach 2000
Cross Country Coach 1999

**Lake Forest College, Lake Forest, IL**
Lifeguard Training Instructor 2000
Coordinator of New Student Orientation 1997
Residence Life Staff 1996-1997
Interfaith Center Student Coordinator 1996-1998

**Lake Bluff Middle School, Lake Bluff, IL**
Head Track & Field Coach 1998-1999
Education:
Upper Iowa University – coursework in Public Administration
Lake Forest College – coursework in French and Religion
Frederick Community College – coursework in Emergency Management

Community Service and Memberships:
Long Island Families Together (LIFT), current Vice President, Board of Directors
Town of Brookhaven Youth Board, current member (and previously 1991-1994)
South Country Community Leadership Network, member
Greater Bellport Coalition, member
Iraq and Afghanistan Veterans of America (IAVA), member
10th Mountain Division Association, member
Veterans of Foreign Wars (VFW), member
Society of African American Professionals (a national organization for Boys & Girls Club staff)
Phi Sigma Iota, International Foreign Language Honor Society, Life Member
June 23, 2014

Suffolk County Minority Affairs
Roderick Pearson, Director
P.O. Box 6100
Hauppauge, New York 11788

Re: Youth Advisory Appointment

Dear Executive Director Pearson:

I am writing in regards to the third district’s current vacancy on the Suffolk County Youth Advisory Board.

I would like to take this opportunity to appointment Jason Neal to the youth board. He lives in Bellport. Mr. Neal has a strong history of serving our youth population in Suffolk County and I know he will be a welcomed addition and great asset to the board. I have attached a copy of his resume for your records.

Please let me know if you require any additional information. If you have any questions, please do not hesitate to contact me at 631-852-1300.

Sincerely,

Kate Browning, Legislator
Third Legislative District
Suffolk County Legislature

KMB/js
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

TO APPOINT MEMBER OF SUFFOLK COUNTY YOUTH BOARD COORDINATING COUNCIL REPRESENTING LEGISLATIVE DISTRICT #3 (JASON NEIL)

3. Purpose of Proposed Legislation

This resolution appoints Jason Neal of Bellport to the Suffolk County Youth Board Coordinating Council to represent the 3rd Legislative District, for a term of three years commencing on the effective date of the resolution. Legislator Browning, from Suffolk County’s 3rd Legislative District, made the recommendation for this individual’s appointment. Board members serve without compensation.

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 5 is "yes", Provide Detailed Explanation of Impact

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

Effective upon adoption

10. Typed Name & Title of Preparer

Kim G. Brandeau  
Chief Budget Examiner

11. Signature of Preparer

[Signature]

12. Date

7-16-14
## FINANCIAL IMPACT

### 2014 PROPERTY TAX LEVY

**COST TO THE AVERAGE TAXPAYER**

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
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</table>

### POLICE DISTRICT AND DISTRICT COURT

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<tr>
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<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
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<td><strong>TOTAL</strong></td>
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### COMBINED

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<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td></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, SEPTEMBER 2012.
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2012-2013.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2012 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

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2. Title of Proposed Legislation

TO APPOINT MEMBER OF SUFFOLK COUNTY YOUTH BOARD COORDINATING COUNCIL REPRESENTING LEGISLATIVE DISTRICT #3 (JASON NEIL)

3. Purpose of Proposed Legislation

This resolution appoints Jason Neal of Bellport to the Suffolk County Youth Board Coordinating Council to represent the 3rd Legislative District, for a term of three years commencing on the effective date of the resolution. Legislator Browning, from Suffolk County’s 3rd Legislative District, made the recommendation for this individual’s appointment. Board members serve without compensation.

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)

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<th>Economic Impact</th>
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<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

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

Effective upon adoption

10. Typed Name & Title of Preparer

Kim G. Brandeau
Chief Budget Examiner

11. Signature of Preparer

[Signature]

12. Date

7-16-14
## Financial Impact

### 2014 Property Tax Levy

**Cost to the Average Taxpayer**

<table>
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<th>2014 Cost to Avg Taxpayer</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, September 2012.
3. Source for equalization rates: Tentative 2012 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. -2014, TO APPOINT MEMBER
OF SUFFOLK COUNTY YOUTH BOARD
COORDINATING COUNCIL REPRESENTING
LEGISLATIVE DISTRICT #7 (SHAWN HIRST)

WHEREAS, Section A3-5(E)(1) of the SUFFOLK COUNTY
ADMINISTRATIVE CODE provides for the appointment of members of the
Suffolk County Youth Board Coordinating Council, including eighteen members
representing each of the County's Legislative Districts; and

WHEREAS, Legislator Calarco has recommended that Shawn
Hirst, currently residing in Medford, NY to be appointed to represent the 7th
Legislative District on the Suffolk County Youth Board Coordinating Council; now,
therefore be it

1st RESOLVED, that, Shawn Hirst currently residing in Medford, NY is hereby
appointed as a member of the Suffolk County Youth Board Coordinating Council
to represent the 7th Legislative District on the Suffolk County Youth Board
Coordinating Council for a term of three years commencing on the effective date
of this resolution in accordance with Section A3-5(E)(3); and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality
Review Act (SEQRA) lead agency, hereby finds and determines that this
resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21)
and/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, 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:

________________________________________
Steven Bellone
County Executive of Suffolk County

Date:
MRS. SHAWN HIRST, MSW  
MEDFORD, NY 11763 • (631) • EMAIL:

EDUCATION
Adelphi University, Garden City, NY  
Master of Social Work, May 2003

Syracuse University, Syracuse, NY  
Bachelor of Social Work, May 2002

Student in Field Instruction (SIFI) Certified – November 2008  
Certified to supervise Bachelor and Masters Level Social Work Student Interns

HONORS
Recipient of the Susan Marcy Scholarship Award for high achieving female students

EXPERIENCE

Patchogue-Medford Youth & Community Services, Patchogue, NY
Executive Director October 2010-Present
• Administer the facilities, operations, programs and activities of the organization
• Schedule hours of operation of facilities and programs
• Supervise the programs and activities
• Recruit, retain, and terminate as necessary, staff of the program, paid and volunteer
• Supervise and train staff and volunteers
• Plan, initiate and establish a program of activities that is consistent with the purposes and goals of the organization
• Create and maintain ties or links with the community at large via its various groups, services, organizations and individuals
• Represent the organization in matters of mutual concern to the community and to public and private agencies
• Initiate and take action in consultation with the Board on all matters concerning the activities of the organization
  • Prepare financial claims and maintain all records of the organization’s activities, programs, and operations
• Provide periodic evaluations of the organization and its programs
• Provide advice, direction and consultation to the Board on all matters of mutual concern
• Actively seek out new funding streams and prepare request for proposals, grant applications and letters of inquiries to obtain continued and new funding for organization
• Plan and implement various fundraising opportunities and special events on behalf of the organization

SNAP Long Island, Patchogue, NY
Project Coordinator April 2007-October 2010
• Administered the Adolescent Pregnancy Prevention Services (APP$) Community Service Project: conduct annual needs assessment, direct the RFP process, complete subcontractor evaluations, prepare grant renewal application, develop and maintain community Advisory Council and supervise the data collection system
• Supervised the development and implementation of educational programs for at risk, pregnant and parenting adolescents with the Community Service Project
• Outreached to local schools, community organizations and religious institutions for the purpose of heightening their awareness of the problems associated with adolescent pregnancy
• Provided technical assistance, training, information, and referral services for local agencies, community resources, adolescents and their families
• Prepared promotional materials including press releases, newsletters, brochures and flyers which educate about adolescent pregnancy, available services, and goals of the Community Service Project
• Facilitated weekly support/educational groups to pregnant and parenting adolescents in various school districts across Suffolk County
• Successfully submitted and was awarded a grant from the Long Island Fund for Women and Girls in the amount of $7,500 for
  • ICY
Coordinator/Supervisor of Internships June 2008-Present
• Coordinated the placement of Bachelors and Masters Level Social Work Interns for the agency from various different Universities/Colleges across Long Island
• Provided on-going support and education to all Social Work interns including the required one hour per week supervision meeting
**Suffolk County Coalition Against Domestic Violence**, Bay Shore, NY  
**Consultant, Support Group Leader** August 2005-April 2010  
- Facilitated weekly support groups for victims of domestic violence  
- Provided participants with handouts, information, and resources they deem as necessary

**G&S**, Syosset, NY  
**Independent Contractor** September 2007-June 2009  
- Facilitate workshops on eating disorders and school violence at the request of the Director of Family Services to high school and middle school students  
**Youth Education Prevention Specialist** July 2003-March 2007  
- Serviced over 5,000 students, ages 7-17, and parents by facilitating ongoing violence prevention, body image, self-esteem, and eating disorders workshops  
- Provided professional development trainings on eating disorders and our award winning violence prevention curriculum  
- Developed new interactive workshops to meet the needs of the population being served, such as substance abuse, conflict resolution, anger management, healthy communication, and stress management

**Case Manager**  
- Carried a caseload of over 80 families in need of financial assistance  
- Provided clients with entitlement counseling and assisted these clients in applying for benefits, such as food stamps, SSI, SSDI, and health insurance  
- Worked with volunteer services to appropriately match volunteers to clients

**Partners in Caring Social Worker**  
- Partnered with synagogue to provide social work services to members free of charge  
- Provided short-term individual counseling to synagogue members  
- Coordinated and facilitated workshops to the youth and adult members

**Task Supervisor** September 2005-March 2007  
- Managed and coordinated all supervision for student interns on Hurricane Katrina Relief  
- Liaison for student interns to the Assistant Vice President of Administrative Services on all issues related to Hurricane Katrina  
- Supervised student interns on Case Management and Youth Education Programs  
- Aided student interns on curriculum facilitated to youth, parents, and professionals

**Mid-Island Y JCC**, Plainview, NY  
**Social Work Intern** September 2002-May 2003  
- Provided individual counseling for adolescents and adults  
- Co-facilitated Bereavement Groups, groups for members who have been separated and divorced, and a Single Parent Support Group  
- Coordinated and facilitated group for adolescents with special needs to foster leadership skills  
- Participated in and facilitated a weekly Senior Citizen drama group that created and performed a play

**Syracuse Housing Authority**, Syracuse, NY  
**Social Work Intern - Administration Department** August 2001-May 2002  
- Coordinated activities for children of the Youth Center  
- Developed a Family Service Provider Directory for the Human Services Department by networking with local agencies within the city of Syracuse  
- Designed and implemented programs regarding victims of domestic violence  
- Created and administered survey to residents to assess social work needs  
- Provided individual and group counseling for Senior population

**Computer Skills**  
Highly skilled in Microsoft Word, Excel, PowerPoint and Publisher,  
Extremely experienced in Internet Explorer, E-mail and Content Management System Website Design
October 4, 2012

Mr. Roderick Pearson
Executive Director
Suffolk County Youth Bureau
P.O. Box 6100
Hauppauge, NY 11788

Dear Mr. Pearson:

It is my pleasure to appoint Shawn Hirst, Executive Director of Patchogue-Medford Youth & Community Services, to represent the 7th Legislative District on the Suffolk County Youth Board Coordinating Council.

Mrs. Hirst is a resident of Medford who has a wealth of knowledge and experience working with youth. She is clearly skilled at implementing programs for youth, including violence prevention workshops, substance abuse, eating disorders and anger management workshops, to name a few.

Mrs. Hirst also has extensive experience in youth program and service administration as well as supervision and implementation of youth educational programs. As the Executive Director of PMYCS, Mrs. Hirst is on the frontline in my district when it comes to providing opportunities and support to youth and their families.

I am delighted she has been gracious enough to accept my appointment as I know she will be a real asset to the Council. I have attached her resume for your review.

Sincerely,

Robert Calarco
Suffolk County Legislator
C:sh
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution XX  Local Law  Charter Law

2. Title of Proposed Legislation

TO APPOINT MEMBER OF SUFFOLK COUNTY YOUTH BOARD COORDINATING COUNCIL REPRESENTING LEGISLATIVE DISTRICT #7 (SHAWN HIRST)

3. Purpose of Proposed Legislation

This resolution appoints Shawn Hirst of Medford to the Suffolk County Youth Board Coordinating Council to represent the 7th Legislative District, for a term of three years commencing on the effective date of the resolution. Legislator Calarco, from Suffolk County's 7th Legislative District, made the recommendation for this individual's appointment. Board members serve without compensation.

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

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

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

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

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

Effective upon adoption

10. Typed Name & Title of Preparer  Kim G. Brandeau  Chief Budget Examiner

11. Signature of Preparer

12. Date  7-16-14

SCIN FORM 175b (10/95)  Page 1 of 2
### Financial Impact
2014 Property Tax Levy
Cost to the Average Taxpayer

#### General Fund

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Notes:
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2012.
3) Source for equalization rates: Tentative 2012 County Equalization Rates Established by the New York State Board of Equalization and Assessments.

To be completed by the Executive Budget Office.
RESOLUTION NO. ___-2014, AUTHORIZING AMENDMENTS TO AFFORDABLE HOUSING DEVELOPMENT AGREEMENTS FOR WYANDANCH RISING TO REFLECT A MUNICIPALLY APPROVED RENT STANDARD

WHEREAS, the Town of Babylon, Wyandanch Rising Inc, WR Communities-A LLC ("WRCA") and the County of Suffolk have executed and delivered that certain Development Agreement (the "Building A Development Agreement"), dated June 27, 2013, pursuant to which WRCA is required to construct 60 affordable rental units (the "Building A Affordable Units"); and

WHEREAS, the Town of Babylon, Wyandanch Rising Inc, WR Communities -B LLC ("WRCB") and the County of Suffolk have executed and delivered that certain Development Agreement (the "Building B Development Agreement, and together with the Building A Development Agreement, the "Development Agreements"), dated December 19, 2013, pursuant to which WRCB is required to construct 62 affordable rental units (the "Building B Affordable Units" and together with the Building A Affordable Units, the "Affordable Units"); and

WHEREAS, the Affordable Units are being partially funded through the Suffolk County Affordable Housing Opportunities Program (the "SC Affordable Housing Program") and through the issuance of federal low income housing tax credits and New York State low income housing tax credits; and

WHEREAS, in accordance with the issuance of the low income housing tax credits, the rent standard for the Affordable Units is restricted pursuant to Section 42 (g) of the Internal Revenue Code and the NY State Department of Housing and Community Renewal's Qualified Allocation Plan such that the gross rent (which includes a utility allowance) with respect to an Affordable Unit shall not exceed 30% of the income limitation applicable to such Affordable Unit (the "LIHTC Rent Standard"); and

WHEREAS, in accordance with the SC Affordable Housing Program and the Development Agreements, the rent standard for the Affordable Units is currently restricted to a maximum of the Fair Market Rents as established, annually, by the U.S. Department of Housing and Urban Development; and

WHEREAS, pursuant to the SC Affordable Housing Program, and Article 36 of the Administrative Code, the rent standard for the Affordable Units may be modified based upon an alternate rent standard which has been approved by a municipality; and

WHEREAS, the Town of Babylon, by Resolution No. 467-2014, has adopted the LIHTC Rent Standard utilized by New York State to establish the maximum allowable rents permissible in connection with the Affordable Units; and

WHEREAS, it is necessary to obtain the approval of the Legislature in order to amend the Development Agreements to establish the affordable rents consistent with the SC Affordable Housing Program and the LIHTC Rent Standard, as adopted by the Town of Babylon ;
NOW THEREFORE, be it resolved,

1st RESOLVED, that the rent standard applicable to the Building A Affordable Units shall be consistent with the LIHTC Rent Standard, as adopted by the Town of Babylon, and that the initial rents in connection therewith shall be as set forth on Schedule A attached hereto; and

2nd RESOLVED, that the rent standard applicable to the Building B Affordable Units shall be consistent with the LIHTC Rent Standard, as adopted by the Town of Babylon, and that the initial rents in connection therewith shall be as set forth on Schedule B attached hereto; and

3rd RESOLVED, that the Development Agreements, and documents executed and delivered in connection therewith, may be amended to reflect the revised rent standard and the County Executive, the Department of Economic Development and Planning, its Commissioner, its Director of Real Estate and the County Attorney are authorized, empowered and directed to negotiate, execute and deliver such agreements as may be necessary or desirable, consistent herewith, in order to amend the Development Agreements and adopt the revised rent standard.

Dated: ________________

APPROVED BY:

________________________
County Executive of Suffolk County

Date: ______________________
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<th>Apt Size</th>
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Total Units 60

Note: For the 90% NYSLIHTC Units, the 80% Max. Tax Credit Rents shall be utilized.
<table>
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<th>Net Rent</th>
<th>Utility Allowance</th>
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Total units 62

NOTE: For the 90% NYSLHTC units, the 80% Max. Tax Credit Rents shall be utilized.
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

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

2. Title of Proposed Legislation

Resolution Authorizing Amendments to Affordable Housing Development Agreements for Wyandanch Rising to Reflect a Municipally Approved Rent Standard

3. Purpose of Proposed Legislation

To implement the rent standard adopted by the Town of Babylon that will be applicable to the 122 affordable rental units to be constructed in connection with Wyandanch Rising Building A and Building B and to authorize amendments to the County’s Development Agreements, which authorize funding for infrastructure improvements in connection with such affordable units.

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

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

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

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.

8. Proposed Source of Funding

9. Timing of Impact

10. Typed Name & Title of Preparer

Jill Rosen-Nikoloff

11. Signature of Preparer

12. Date

July 14, 2014

SCIN FORM 175b (10/95)

Page 1 of 2
# FINANCIAL IMPACT
## 2014 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2013 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:

Authorizing Amendments to Affordable Housing Development Agreements for Wyandanch Rising to Reflect a Municipally Approved Rent Standard

PURPOSE OR GENERAL IDEA OF BILL:

Authorizes amendments to the County’s existing Development Agreements, which authorize funding for infrastructure improvements for 122 affordable rental units to be constructed in connection with Wyandanch Rising Building A and Building B, to reflect the adoption of a municipally approved rent standard by the Town of Babylon.

SUMMARY OF SPECIFIC PROVISIONS:

Implements a rent standard adopted by the Town of Babylon, consistent with the federal and state low income housing tax credit programs, that will be applicable to the 122 affordable rental units to be constructed in Building A and Building B in the Wyandanch Rising Area and authorizes the amendment of the previously approved Development Agreements authorizing funding for infrastructure improvements pursuant to the Suffolk County Affordable Housing Opportunities Program.

JUSTIFICATION:

Article 36 of the Suffolk County Code and the Suffolk County Affordable Housing Opportunities Program permit the adoption of a municipally approved rent standard that will be applicable to affordable units funded by the County. The Town of Babylon has adopted such a rent standard and we are applying it to the Wyandanch Rising Development (Building A and Building B).

FISCAL IMPLICATIONS:

N/A
COUNTY OF SUFFOLK

Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Department of
Economic Development and Planning

Joanne Minieri
Deputy County Executive and Commissioner

July 14, 2014

Division of Real Property
Acquisition and Management

- Jon Schneider, Deputy County Executive
  H. Lee Dennison Bldg. – 12th Floor
  100 Veterans Memorial Highway
  Hauppauge, New York 11788-0099

Dear Mr. Schneider:

Attached is the following Resolution, together with the back-up documentation, requested to be Laid on the Table at the July 29, 2014 meeting for consideration and vote at the September 9, 2014 meeting:

RESOLUTION NO. ___-2014, AUTHORIZING AMENDMENTS TO AFFORDABLE HOUSING DEVELOPMENT AGREEMENTS FOR WYANDANCH RISING TO REFLECT A MUNICIPALLY APPROVED RENT STANDARD

Thank you.

Very truly yours,

Jill Rosen-Nikoloff
Director of Real Estate

Attachment

cc:  Dennis M. Cohen, Chief Deputy County Executive (e-copy)
     Joanne Minieri, Deputy County Executive and Commissioner (e-copy)
     Lisa Santeramo, Assistant Deputy County Executive (e-copy and hard)
     Tom Vaughn, Director of Intragovernmental Relations (e-copy and hard)
     CE Reso Review (e-copy)

H. LEE DENNISON BLDG • 100 VETERANS MEMORIAL HWY, 2nd FL • P.O. BOX 6100 • HAUPPAUGE, NY 11788-0099 • (631) 853-5972
Introductory Resolution No. 1711-14

Introduced by Presiding Officer on request of the County Executive

RESOLUTION NO. -2014, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
NORTH BABYLON VOLUNTEER FIRE COMPANY, INC.
(SCTM NO. 0100-151.00-01.00-088.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Babylon, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0100 Section 151.000 Block 01.00 Lot 088.000 and acquired by Tax Deed on November 21, 2011 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 23, 2011 in Liber 12677 at CP 505 and described as follows, being and intended to be that parcel of land carried on the tax rolls of the Town of Babylon under SCTM # District 0100 Section 151.000 Block 01.00 Lot 088.000,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, North Babylon Volunteer Fire Company, Inc., has made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $1,500.00 At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 53’ x 42’ x 58’ has been appraised at $1,500.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $1,500.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,
2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee’s adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Bargain and Sale Deed, Without Covenants to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said North Babylon Volunteer Fire Company, Inc., a domestic non-for-profit corporation located at 20 Hale Road, North Babylon, New York 11703.

DATED:

APPROVED BY

______________________________
County Executive of Suffolk County

Date of Approval:
**SUMMARY STATEMENT**

**DIRECT SALE:**
Suffolk County Local Law No. 13-1976  
Tax Map No. 0100-151.00-01.00-088.000

<table>
<thead>
<tr>
<th>ADJOINING OWNER</th>
<th>BID</th>
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</table>
| North Babylon Volunteer Fire Company, Inc.  
20 Hale Road  
North Babylon, New York 11703  
0100-151.00-01.00-103.011 | $1,500.00 |

**SIZE OF PARCEL:** 53' x 42' x 58'  
**APPRAISED VALUE:** $1,500.00  
**COMMENT:** Direct Sale to Adjacent Owner

Wayne R. Thompson  
Property Manager  
(631) 853-5971
TM # 0100 - 191000 - 0100 - 088000
### GENERAL FUND

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<tr>
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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**


3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

---

To be completed by the Executive Budget Office
July 14, 2014

Jon Schneider  
Deputy County Executive  
H. Lee Dennison Bldg. 12th Fl.  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788  

Re: Tax Map Number: 0100-151.00-01.00-088.000  

Dear Mr. Schneider:  

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:  

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate  

I would appreciate your placing this on the legislative agenda.  

Very truly yours,  

Wayne R. Thompson  
Real Property Manager  
Division of Real Property Acquisition and Management  

JRN:WRT:slb  
Resolution + 1 copy  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor's Memo  

Copy w/ Resolution to:  
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review, (electronic copy)
RESOLUTION NO. -2014, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 JOHN M. McDaniel, AS TRUSTEE OF THE 2012 REVOCABLE LIVING TRUST OF JOHN M. McDaniel, AS TO A FIFTY-PERCENT (50%) INTEREST; AND LORI A. COYNE McDaniel, AS TRUSTEE OF THE 2012 REVOCABLE LIVING TRUST OF LORI A. COYNE McDaniel, AS TO A FIFTY-PERCENT (50%) INTEREST (SCTM No. 0800-164.00-02.00-046.001 F/K/A PART OF 0800-164.00-02.00-046.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Smithtown, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0800 Section 164.00 Block 02.00 Lot 046.001 F/K/A Part of District 0800 Section 164.00 Block 02.00 Lot 046.000 and acquired by Tax Deed on March 6, 1991 from General L. Rains, the Deputy County Treasurer of Suffolk County, New York, and recorded on March 11, 1991 in Liber 11230 at CP 172 and described as follows, being and intended to be that parcel of land carried on the tax rolls of the Town of Smithtown under SCTM # District 0800 Section 164.00 Block 02.00 Lot 046.001,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and whereas, John M. McDaniel, as trustee of the 2012 revocable living trust of John M. McDaniel, as to a fifty-percent (50%) interest; and Lori A. Coyne McDaniel, as trustee of the 2012 revocable living trust of Lori A. Coyne McDaniel, as to a fifty-percent (50%) interest, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $205.00. At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 4' x 200' has been appraised at $200.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $205.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6
N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,

2nd RESOLVED, that the deed shall include the following language: AND the premises described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee’s adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said John M. McDaniel, as trustee of the 2012 revocable living trust of John M. McDaniel, as to a fifty-percent (50%) interest; and Lori A. Coyne McDaniel, as trustee of the 2012 revocable living trust of Lori A. Coyne McDaniel, as to a fifty-percent (50%) interest, both parties residing at 19 Clubhouse Lane, Nesconset, New York 11767.

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  X  Charter Law _________

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
   LOCAL LAW No. 13-1976
   JOHN M. MCDANIEL, AS TRUSTEE OF THE 2012 REVOCABLE
   LIVING TRUST OF JOHN M. MCDANIEL, AS TO A FIFTY-
   PERCENT (50%) INTEREST; AND LORI A. COYNE MCDANIEL,
   AS TRUSTEE OF THE 2012 REVOCABLE LIVING TRUST OF
   LORI A. COYNE MCDANIEL, AS TO A FIFTY-PERCENT (50%)
   INTEREST
   (SCTM NO. 0800-164.00-02.00-046.001
   F/K/A PART OF 0800-164.00-02.00-046.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes  X  No _____

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

6. If the answer to item 4 is "yes", provide detailed explanation of Impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt  ____________________________  7/14/14
        Land Management Specialist  ____________________________  7/16/14
## General Fund

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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, 2013.
3. Source for equalization rates: 2013 County Equalization Rates established by the New York State Board of Equalization and Assessments.
July 14, 2014

Jon Schneider
Deputy County Executive
H. Lee Dennison Bldg. 12th Fl.
100 Veterans Memorial Highway
P.O. Box 6100
Hauppauge, NY 11788

Re: Tax Map Number: 0800-164.00-02.00-046.001
F/K/A PART OF 0800-164.00-02.00-046.000

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson
Real Property Manager
Division of Real Property Acquisition and Management

JRN:WRT:slb
Resolution + 1 copy
Summary Statement
Tax Map & Aerial Map
Hagstrom Map
Sponsor's Memo

Copy w/ Resolution to:
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)
Lynne Bizzarro, Chief Deputy County Attorney
CE Reso Review, (electronic copy)
RESOLUTION NO. -2014, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 JAMES P. SIMEONE AND JILL J. SIMEONE, HUSBAND AND WIFE (SCTM NO. 0400-024.00-03.00-021.000)

WHEREAS, the COUNTY OF SUFFOLK had acquired an interest in the following described parcel that is surplus to the needs of the County of Suffolk:

ALL, that certain plot, piece or parcel of land, with any buildings and improvements thereon erected, situate, lying and being in the Town of Huntington, County of Suffolk, and State of New York, described on the Tax Map of the Suffolk County Real Property Tax Service Agency as District 0400 Section 024.00 Block 03.00 Lot 021.000 and acquired by Tax Deed on September 8, 2011 from Angi M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 9, 2011 in Liber 12670 at CP 782 and described as follows, known and designated as Lot (2EC) part of Lot 2E on a certain map entitled "Map of Shore Section of Harbor Heights Park" and filed in the Office of the Clerk of the County of Suffolk on December 7, 1927 as Map No. 727,

WHEREAS, in accordance with Local Law No. 13-1976 of the County of Suffolk, provision has been made for the sale of real property acquired by the County through tax sale to an adjoining property owner; and

WHEREAS, James P. Simeone and Jill J. Simeone, Husband and Wife, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $502.00 At closing the purchaser will be responsible for the pro rata share of the current taxes which amount will be due upon receipt of the deed; and

WHEREAS, the real property above described being in size approximately 9' x 37’ has been appraised at $450.00, which property is surplus to the needs of the County of Suffolk; and

WHEREAS, the Director of Real Estate, and/or her designee, has received and deposited the sum of $502.00, pursuant to said purchase offer; and

WHEREAS, the Suffolk County Department of Economic Development and Planning has reviewed this parcel and recommends that said parcel be sold to adjacent owners with certain restrictive covenants so as to prevent further development of the land, now, be it therefore,

1st RESOLVED, this Legislature, being the State Environmental Quality Review Act (SEQRA) Lead Agency, hereby finds and determines that adoption of this law is not an action within the meaning of the State Environmental Quality Review Act and the regulations adopted thereto. See 6 N.Y.C.R.R. Section 617.2(b) (2). The Legislature further finds and determines that even if the adoption of the local law is an action within the meaning of SEQRA, the adoption of the law is a Type II action constituting a legislative decision in connection with routine or continuing agency administration and management, not including new programs or major reordering of priority. See 6 N.Y.C.R.R. Section 617.13(d) (15) and (21). As a Type II action, the Legislature has no further responsibilities under SEQRA 6 N.Y.C.R.R. Section 617.5 (a) (1); and be it further,

2nd RESOLVED, that the deed shall include the following language: AND the premises
described herein shall not be independently improved by the erection of any habitable structure, and can be merged with grantee's adjoining parcel if applicable so as to form one single lot. There can be no further subdivision of the merged parcel unless it is consistent with local town and/or village zoning codes and standards of the Suffolk County Department of Health Services, applicable at the time application is made. This restrictive covenant shall be enforceable by the County of Suffolk by injunctive relief or by any other remedy, in equity, or at law. The failure of the County of Suffolk or any agency thereof to enforce this covenant, shall not be deemed to impose any liability whatsoever upon the County of Suffolk or any officer, employee or agent thereof. THIS covenant and restriction shall run with the land and shall be binding upon the grantee, its successor and assigns, and upon all persons claiming under them; and be it further,

3rd RESOLVED, that the Director of Real Estate, and/or her designee, be and she hereby is authorized to execute and acknowledge a, Quitclaim Deed to transfer the interest of SUFFOLK COUNTY in the above described property and on the above described terms to said James P. Simeone and Jill J. Simeone, Husband and Wife, 26 Glenna Little Trail, Huntington, New York 11743.

DATED:

APPROVED BY

______________________________
County Executive of Suffolk County

Date of Approval:
SUFFOLK COUNTY, NEW YORK
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
H. Lee Dennison Building
100 Veterans Memorial Highway - 2nd Floor
Post Office Box 6100
Hauppauge, New York 11788

SUMMARY STATEMENT

DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0400-024.00-03.00-021.000

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SIZE OF PARCEL: 9' x 37'
APPRaised VALUE: $450.00
COMMENT: Direct Sale to Adjacent Owner

Wayne R. Thompson
Property Manager
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution  X   Local Law  X   Charter Law _______

2. Title of Proposed Legislation
   SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO
   LOCAL LAW No. 13-1976
   JAMES P. SIMEONE AND JILL J. SIMEONE, HUSBAND AND
   WIFE
   (SCTM NO. 0400-024.00-03.00-021.000)

3. Purpose of Proposed Legislation
   Convey County owned parcel to adjacent owner

4. Will the Proposed Legislation have a fiscal impact? Yes X No ______

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

6. If the answer to item 4 is "yes", provide detailed explanation of Impact.
   Income from sale.

7. Total Financial Cost of Funding over 5 years on each affected Political or other
   subdivision
   Unknown

8. Proposed Source of Funding
   None

9. Timing of Impact
   2014

10. Name & Title of Preparer   Signature of Preparer     Date
    R.J. Bhatt   Land Management Specialist
    Neil Todd    7/14/14
## GENERAL FUND

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### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
July 14, 2014

Jon Schneider  
Deputy County Executive  
H. Lee Dennison Bldg. 12th Fl.  
100 Veterans Memorial Highway  
P.O. Box 6100  
Hauppauge, NY 11788

Re: Tax Map Number: 0400-024.00-03.00-021.000

Dear Mr. Schneider:

Enclosed herewith is the original copy of the proposed resolution with documentation pursuant to:

Local Law No. 13-1976 - Authorizing the Direct Sale of County Owned Real Estate

I would appreciate your placing this on the legislative agenda.

Very truly yours,

Wayne R. Thompson  
Real Property Manager  
Division of Real Property Acquisition and Management

JRN: WRT: slb  
Resolution + 1 copy  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor’s Memo

Copy w/ Resolution to:  
Dennis M. Cohen, Chief Deputy County Executive (1 hard copy)  
Lisa Santeramo, Assistant Deputy County Executive (1 hard copy)  
Tom Vaughn, Director of Intragovernmental Relations (1 hard copy)  
Lynne Bizzarro, Chief Deputy County Attorney  
CE Reso Review, (electronic copy)
RESOLUTION NO. - 2014, AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DOCUMENTS RELATING TO THE AIR NATIONAL GUARD'S USE OF PROPERTY AND EQUIPMENT AT FRANCIS S. GABRESKI AIRPORT

WHEREAS, the County of Suffolk owns and operates Francis S. Gabreski Airport, a general aviation airport in Westhampton Beach, New York; and

WHEREAS, the Air National Guard leases a portion of the airfield under a Lease Agreement between the County of Suffolk and United States of America; and

WHEREAS, the United States of America ("Government") requires joint use of the flying facilities and navigational aids at said airport for government aircraft in common with others;

WHEREAS, the Government and the County have provided for the delineation of responsibility for operation and maintenance of the flying facilities jointly used in common with others at the Airport, and to establish the Government's reasonable share, proportional to such use, of the cost of operating and maintaining such facilities through an Airport Joint Use Agreement ("AJUA") which has expired; and

WHEREAS, the County and the Government desire to continue their relationship by entering into a new AJUA; and

WHEREAS, the proposed AJUA, Exhibit "A", includes back payment to Suffolk County in the amount of $210,430.00 for the years 2009 to 2013 and an annual payment of $42,086.00 for each of the following nine (9) years, 2014 through 2023; and

WHEREAS, in a collaborative effort by the parties to efficiently and economically provide air traffic control tower services, the County of Suffolk has entered into the Federal Contract Tower Program which shifted the cost of the tower contract personnel from the Air National Guard to the Federal Aviation Administration; and

WHEREAS, a Memorandum of Understanding (MOU) between Suffolk County and the 106th Rescue Wing, Air National Guard is necessary to outline the usage, maintenance and funding of the Air Traffic Control Tower and the related equipment; now, therefore, be it

1st RESOLVED, that the County Executive is hereby authorized to enter into an Agreement with the United States of America, acting through the United States Property and Fiscal Office of New York, for a term commencing upon the expiration of the prior AJUA, October 1, 2009, and ending September 30, 2023 in substantial conformance with "Exhibit A" attached; and be it further

2nd RESOLVED, that the County Executive is hereby further authorized to sign the Memorandum of Understanding regarding the Air Traffic Control Tower in substantial conformance with Exhibit "B" attached.

DATED:

County Executive of Suffolk County

Date of Approval:
AIRPORT JOINT USE AGREEMENT

BETWEEN

COUNTY OF SUFFOLK, NEW YORK

AND

UNITED STATES OF AMERICA

AND

STATE OF NEW YORK

(FRANCIS S. GABRESKI AIRPORT)
# TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>RECITALS</td>
<td>1</td>
</tr>
<tr>
<td>AGREEMENT</td>
<td>1</td>
</tr>
<tr>
<td>1. DEFINITIONS</td>
<td>1</td>
</tr>
<tr>
<td>2. JOINT USE</td>
<td>2</td>
</tr>
<tr>
<td>3. COUNTY RESPONSIBILITIES</td>
<td>2</td>
</tr>
<tr>
<td>4. GOVERNMENT RESPONSIBILITIES</td>
<td>3</td>
</tr>
<tr>
<td>5. PAYMENTS</td>
<td>4</td>
</tr>
<tr>
<td>6. AIRFIELD MANAGEMENT</td>
<td>5</td>
</tr>
<tr>
<td>7. GOVERNMENT RESERVED RIGHTS</td>
<td>5</td>
</tr>
<tr>
<td>8. RECORDS AND BOOKS OF ACCOUNT</td>
<td>6</td>
</tr>
<tr>
<td>9. TERM</td>
<td>7</td>
</tr>
<tr>
<td>10. TERMINATION</td>
<td>7</td>
</tr>
<tr>
<td>11. GENERAL PROVISIONS</td>
<td>8</td>
</tr>
<tr>
<td>12. MAJOR REPAIRS AND NEW CONSTRUCTION</td>
<td>9</td>
</tr>
<tr>
<td>13. CHANGED CIRCUMSTANCES</td>
<td>9</td>
</tr>
<tr>
<td>14. NOTICES</td>
<td>10</td>
</tr>
</tbody>
</table>
AIRPORT JOINT USE AGREEMENT

THIS AGREEMENT made and entered into this ___ day of __________, 2014, by and between the COUNTY OF SUFFOLK, NEW YORK ("County"); and the UNITED STATES OF AMERICA, acting by and through the Chief, National Guard Bureau, and the STATE OF NEW YORK, acting by and through its Adjutant General (collectively, "Government").

RECITALS

A. The County owns and operates Francis S. Gabreski Airport ("Airport"), located in Westhampton Beach, County of Suffolk, State of New York.

B. Title 49, United States Code, Chapter 471, "Airport Development," (49 U.S.C. Sections 47101-47129) provides that each of the Airport's facilities developed with financial assistance from the United States Government and each of the Airport's facilities usable for the landing and taking off of aircraft always will be available without charge for use by Government aircraft in common with other aircraft, except that, if the use is substantial, the Government may be charged a reasonable share, proportionate to the use, of the cost of operating and maintaining the facility used.

C. The Government requires substantial use of the flying facilities at the Airport by the New York Air National Guard, as well as for other occasional transient government aircraft.

D. The County is agreeable to such substantial use, in common with other users of the Airport, of the flying facilities by the Government under this Agreement.

E. The Government and the County desire to provide for the delineation of responsibility for operation and maintenance of the flying facilities jointly used in common with others at the Airport, and to establish the Government's reasonable share, proportional to such use, of the cost of operating and maintaining such jointly used flying facilities.

AGREEMENT:

1. DEFINITIONS

For purposes of this Agreement, the jointly used flying facilities of the Airport are the runways, taxiways, lighting systems, navigational aids, air traffic control tower, markings and appurtenances open to public use and use by the Government, including all improvements and facilities pertaining thereto and situated thereon and all future additions, improvements, and facilities thereto as may be added or constructed from time to time ("Jointly Used Flying Facilities"). The Jointly Used Flying Facilities do not include land areas used exclusively by the
Government or the terminal buildings, hangars, aircraft parking aprons and ramps, or other areas or structures used exclusively by the County or its lessees, permittees, or licensees for civilian or commercial purposes.

2. **JOINT USE**

Subject to the terms and conditions of this Agreement, the Government shall have the use, in common with other users of the Airport, present and prospective, of the Jointly Used Flying Facilities, together with all necessary and convenient rights of ingress and egress to and from the Air National Guard installation and other Government facilities located on the Airport. Routes for ingress and egress for the Government's employees, agents, customers and contractors shall not unduly restrict the Government in its operations.

3. **COUNTY'S RESPONSIBILITIES**

The County will be responsible for the following services and functions, to standards in accordance with Paragraph 6 below:

a. Furnishing all personnel, materials and equipment required in the rendering of the services to be provided under the Agreement.

b. Performing any and all maintenance of the Jointly Used Flying Facilities, including but not limited to:

   1. Joint sealing, crack repair, surface repairs, airfield markings and repair or replacement of damaged sections of airfield pavement;
   2. Runway, taxiway, and approach lighting and the regulators and controls therefor;
   3. Rotating beacons, obstruction lighting, visual wind indicators, and other visual navigational aids;
   4. Grass cutting and grounds care, drainage, and dust and erosion control of unpaved areas, adjacent to runways and taxiways;
   5. Sweeping runways and taxiways;
   6. Controlling insects and pests;

c. Furnishing utilities necessary to operate the Jointly Used Flying Facilities, to include heating, air conditioning, electrical, water, gas, and sewer to the air traffic control tower.
d. Providing building maintenance, janitorial and security services for the air traffic control tower.

e. Providing and maintaining in accordance with applicable Federal Aviation Administration ("FAA") standards and regulations all Air Traffic Control ("ATC") operational equipment located in or presently installed in the air traffic control tower ("ATCT"), including ATC, safety, runway lighting, weather reporting, and navigational equipment and all wiring and controls related thereto. Such obligations shall only continue only as long as manned ATC services are provided.

f. Removing disabled aircraft as expeditiously as possible, subject to the rules and regulations of the National Transportation Safety Board, in order to minimize the time the Jointly Used Flying Facilities, or any part thereof, would be closed because of such aircraft.

4. GOVERNMENT RESPONSIBILITIES

The Government will be responsible for the following:

a. Removing disabled Government aircraft as expeditiously as possible, subject to applicable rules and regulations of the National Transportation Safety Board, in order to minimize the time the Jointly Used Flying Facilities, or any part thereof, would be closed because of such aircraft.

b. Removing snow and ice from all ramps, aprons, and taxiways used exclusively by Government aircraft, from runways 6-24 and 15-33.

c. Providing ATC operations and weather observation (including all staff and equipment) and operating and maintaining Air Force owned navigational aids (collectively, "Air Traffic Control Services"). Such obligations shall only continue only as long as manned ATC services are provided.

d. Subject to availability of appropriations therefor, repairing within a reasonable time, damage to the Jointly Used Flying Facilities to the extent that such damage is caused solely by Government aircraft operations and is in excess of the fair wear and tear resulting from the military use contemplated under this Agreement.
5. PAYMENTS

a. In consideration of and for the faithful performance of this Agreement, and subject to the availability of Federal appropriations and State of New York appropriations, the Government and the State of New York (the “State”) pursuant to the terms of a Master Cooperative Agreement Appendix 21, “ANG Facilities Operations and Maintenance Activities,” dated August, 2009, attached hereto as Exhibit “A”, shall pay to the County as its proportionate share of operating and maintaining the Jointly Used Flying Facilities, the following amount:

b. For the four (4) year period beginning October 1, 2009 and ending September 30, 2013, an amount for each federal fiscal year of FORTY-TWO THOUSAND EIGHTY-SIX DOLLARS AND 00/100 ($42,086.00) for a total of ONE HUNDRED SIXTY EIGHT THOUSAND THREE HUNDRED FORTY FOUR DOLLARS AND 00/100 ($168,344.00). The payment shall be issued by the State. Seventy-five percent (75%) of each annual $42,086.00 payment, in the amount of THIRTY ONE THOUSAND FIVE HUNDRED SIXTY-FOUR DOLLARS AND FIFTY CENTS ($31,564.50), shall be reimbursed to the State by the United States of America.

c. For the ten (10) year period beginning October 1, 2013 and ending September 30, 2023, an amount each federal fiscal year of FORTY-TWO THOUSAND EIGHTY-SIX DOLLARS AND 00/100 ($42,086.00) payable in equal quarterly installments of TEN THOUSAND FIVE HUNDRED TWENTY-ONE DOLLARS and 50/100($10,521.50) each. The quarterly payment shall be issued by the State. Seventy Five percent (75%) of each of the $10,521.50 quarterly payment, in the amount of SEVEN THOUSAND EIGHT HUNDRED NINETY-ONE AND 13/100 ($7,891.13) shall be reimbursed to the State by the United States of America.

d. Payments for the periods set out in Paragraph 5b and 5c above shall be made upon submission of appropriate invoices to the Government as designated in Paragraph 5c below; provided, however, that if during the term of this Agreement, sufficient funds are not available through the annual appropriations at the beginning of any fiscal year to carry out the provisions of this Agreement, the Government will so notify the County in writing within 15 days of the Governments receipt of notice of such deficiency, and shall further take immediate steps to terminate or re-negotiate the terms of this Agreement.

e. Bills for the payments provided hereunder shall be directed to:

4 - Airport Joint Use Agreement
Division of Military and Naval Affairs  
ATTN: Budget and Finance Department (MNBF-VP)  
330 Old Niskayuna Road  
Latham, New York 12110-3514

or to such other address as the Government may from time to time provide to the County in writing.

f. Either party may request renegotiation if either party, at the request or with the formal concurrence of the other, as the case may be, requires services not contemplated by this Agreement, or reduces or eliminates services it undertakes to provide under this Agreement.

6. AIRFIELD MANAGEMENT

a. The County agrees that maintenance of the Jointly Used Flying Facilities shall, at all times be in accordance with FAA standards for the operation of a general aviation airport and operation of jet aircraft.

b. The Government agrees that any markings and equipment installed by it pursuant to Paragraph 7 of the Agreement shall be coordinated with the County, and not be in conflict with FAA standards.

c. The County acknowledges and agrees that it will maintain, at its sole cost and expense, the air traffic control tower to all applicable state and local standards including, but not limited to, applicable building, fire, safety, environmental, and security codes and regulations.

d. The County and the Government will cooperate with each other to the extent practicable, consistent with military operations as determined by the Government, to promote orderly and efficient Airport operations, ensure timely response to requests concerning equipment or building problems, and address airport emergency service, control of vehicular traffic on airport movement areas, operation of airport lighting, reporting airport conditions, and address and resolve any problems created by aircraft operations.

7. GOVERNMENT RESERVED RIGHTS

a. The Government reserves the right, at its sole cost and expense and subject to Paragraph 6b above, to:

(1) Provide and maintain in the Jointly Used Flying Facilities airfield markings required solely for military aircraft operations.

5 - Airport Joint Use Agreement
(2) Install, operate and maintain in the Jointly Used Flying Facilities any and all additional equipment, necessary for the safe and efficient operation of military aircraft including but not limited to arresting systems and navigational aids.

b. The County agrees that the Government shall have the right to continue using, at no cost to the Government, those facilities currently being used by the Government and necessary in providing Air Traffic Control Services. The County acknowledges its understanding that title to all equipment purchased and used by the Government in providing Air National Guard mission required Air Traffic Control And Landing System is vested in the Government and agrees that in the event the Government shall no longer provide or require such services at the Airport, the Government shall have the absolute right to retain and remove all such equipment purchased and used by the Government in providing Air Traffic Control Services. The cost of any removal repairs required to restore the facility will be borne by the United States Air Force.

8. RECORDS AND BOOKS OF ACCOUNT

a. The County shall establish and maintain complete and accurate books, records, documents, accounts and other evidence directly pertinent to performance under this Agreement including showing the actual cost to it of all items of labor, materials, equipment, supplies, services, and other expenditures made in fulfilling the obligations of this Agreement. The Comptroller General of the United States, or any of his or her duly authorized representatives shall, until the expiration of six (6) years after final payment, have access at all times to such records and books of account during regular business hours, or to any directly pertinent books, documents, papers, and records of any of the County’s contractors or subcontractors engaged in the performance of and involving transactions related to this Agreement. The County further agrees that representatives of the U.S. Air Force Audit Agency or any other designated representative of the Government shall have the same right of access to such records, books of account, documents and papers as is available to the Comptroller General. Nothing contained herein shall diminish, or in any way adversely affect, the United States of America’s right to discovery in any pending or future litigation.

b. The County also further agrees that representatives of the Comptroller of the State of New York (the “State Comptroller”), the Office of Attorney General of New York (the “Attorney General”) or any other designated representative of the State shall have the same right of access to such records, books of account, documents and papers (hereinafter, collectively, the “Records”) as are available to the Comptroller General of the United States. 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 Agreement, shall have access to the Records during normal business hours at an office of the County 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 purpose 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
County 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 exempted 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.

9. TERM

This Agreement shall be effective for a term of FOURTEEN (14) years beginning October 1, 2009, and ending September 30, 2023.

10. TERMINATION

a. This Agreement may be terminated by the Government at any time by giving at least sixty (60) days' notice thereof in writing to the County.

b. (1) The U.S. Air Force, by giving written notice to the County, may terminate the right of the County to proceed under this Agreement if it is found, after notice and hearing by the Secretary of the Air Force or his or her duly authorized representative, that gratuities in the form of entertainment, gifts, or otherwise, were offered or given by the County, or any agent or representative of the County, to any officer or employee of the Government with a view toward securing this Agreement or securing favorable treatment with respect to the awarding or amending, or the making of any determinations with respect to the performing of such agreement, provided that the existence of the facts upon which the Secretary of the Air Force or his or her duly authorized representative makes such findings shall be an issue and may be reviewed in any competent court.

(2) In the event this Agreement is terminated as provided in subparagraph 10b(1), above, the U.S. Air Force shall be entitled to pursue the same remedies against the County as it could pursue in the event of a breach of the Agreement by the County and in addition to any other damages to which it may be entitled by law, the U.S. Air Force shall be entitled to exemplary damages in an amount (as determined by the Secretary of the Air Force or his or her duly authorized representative) which shall be not less than three (3) or more than ten (10) times the costs incurred by the County in providing any such gratuities to any such officer or employee.

(3) The rights and remedies of the U.S. Air Force provided in subparagraph 10b(2), above, shall not be exclusive and are in addition to any other rights and remedies provided by law or under this Agreement.
11. GENERAL PROVISIONS

a. Compliance with Law. The County shall comply with all Federal, state and local laws, rules and regulations applicable to the activities conducted under this Agreement.

b. Assignment. This Agreement may not be assigned by the County or its right, title or interest therein assigned, transferred, or conveyed, sublet or otherwise disposed of without the prior written consent of the U.S. Air Force and the State of New York, and attempts to do so are null and void.

c. Liability. Except as otherwise provided in this Agreement, neither party shall be liable for damages to property or injuries to persons arising from acts of the other in the use of the Jointly Used Flying Facilities or occurring as a consequence of the performance of responsibilities under this Agreement.

d. Third Party Benefit. No member or delegate to Congress shall be admitted to any share or part of this Agreement or to any benefit that may arise therefrom, but this provision shall not be construed to extend to this Agreement if made with a corporation for its general benefit.

e. Entire Agreement. It is expressly agreed that this written instrument embodies the entire financial arrangement and agreement of the parties regarding the use of the Jointly Used Flying Facilities by the Air Force, and there are no understandings or agreements, verbal or otherwise, between the parties in regard to it except as expressly set forth herein. Specifically, no landing fees or other fees not provided in this Agreement will be assessed by the County against the Air Force in the use of the Jointly Used Flying Facilities during the term of this Agreement.

f. Modification. This Agreement may be modified or amended only by mutual agreement of the parties in writing and signed by each of the parties hereto. Modifications or amendments shall be subject to the approval of the New York State Office of the State Comptroller and the Deputy Assistant Secretary of the Air Force (Installations), and may also be subject to the review and approval of the New York State Attorney General and the U.S. Air Force Office of General Counsel.

g. Waiver. The failure of either party to insist, in any one or more instances, upon the strict performance of any of the terms, conditions, covenants, or provisions of this Agreement shall not be construed as a waiver or relinquishment of the right to the future performance of any such terms, conditions, covenants, or provisions. No provision of this Agreement shall be deemed to have been waived by either party unless such waiver be in writing; signed by such party.

h. Article and Paragraph Headings. The brief headings or titles preceding each article and some paragraphs are merely for purposes of identification, convenience, and ease of reference, and will be completely disregarded in the construction of this Agreement. Nothing in
this Agreement shall be construed or constitute a waiver of federal supremacy or federal sovereign immunity.

i. Jurisdiction and Governing Law. The Agreement shall be governed and construed with the laws of the State of New York, and the federal laws of the United States of America. In the event that this Agreement, or any portion of it, or the operations contemplated by it are found to be inconsistent with or contrary to laws or official orders, rules or regulations of the United States, then the laws of the United States shall control. This Agreement then shall be modified accordingly and, as so modified, shall continue in full force and effect. The federal courts shall have jurisdiction for this Agreement.

j. No Arbitration. Disputes involving this Agreement, 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 federal court of competent jurisdiction.

k. Late Payment. Timeliness of the State’s payment and any interest to be paid to the County for late payment shall be governed by Article 11-A of the State Finance Law to the extent required by law. The U.S. Air Force shall not pay any interest to the County for late payment or reimburse the State for interest it pays to the County for late payment.

l. Executory Clause. In accordance with Section 41 of the State Finance Law, the State shall have no liability under this Agreement to the County or to anyone else beyond funds appropriated and available for this Agreement. Furthermore, in accordance with 31 U.S.C. § 1301, the United States shall have no liability under this Agreement to the County or to anyone else beyond funds appropriated and available for this Agreement.

m. Paragraph Headings. The brief headings or titles preceding each paragraph and subparagraph are merely for purposes of identification, convenience, and ease of reference, and will be completely disregarded in the construction of this Agreement.

n. Nothing in this Agreement shall be construed or constitute a waiver of federal supremacy or federal sovereign immunity.

12. MAJOR REPAIRS AND NEW CONSTRUCTION

Major repair projects and/or new construction projects required for the Jointly Used Flying Facilities (collectively, "Joint Use Projects") are not included under this Agreement. Any Government contribution to Joint Use Projects shall be the subject of separate negotiations and written agreement between the County and the Government at such time as the work is required. Any Government participation in the costs of Joint Use Projects is subject to the availability of Federal funds for such purpose at the time the work is required.
13. **CHANGED CIRCUMSTANCES**

The parties acknowledge that compliance with any legislative action or other executive action or Secretary of the Air Force (SAF) action (whether issued before or after the effective date of this Agreement) affecting this Agreement, including but not limited to (i) Base Realignment And Closure or (ii) Air National Guard changed or new mission, or (iii) Secretary of the Air Force basing decision may require that this Agreement be amended.

14. **NOTICES**

No notice, order, direction, determination, requirement, consent or approval under this Agreement shall be of any effect unless it is in writing and addressed as provided herein.

a. Written communication to the County shall be addressed to:

   Commissioner
   Suffolk County Department of Economic
   Development & Planning
   P.O. Box 6100
   H. Lee Dennison Building – 11th Floor
   Hauppauge, New York 11788-0099

   With copies to:

   1) Airport Manager’s Office
      Francis S. Gabreski Airport
      Administration Building #1
      Westhampton Beach, New York 11978
2) County Attorney
   Suffolk County Department of Law
   H. Lee Dennison Building
   100 Veterans Memorial Highway
   Hauppauge, New York 11788

3) Division of Military & Naval Affairs
   Attn: The Adjutant General
   330 Old Niskayuna Road
   Latham, New York 12110-3514

4) Division of Military & Naval Affairs
   USPFO-NY
   Attn: MNPF-2nd Floor
   330 Old Niskayuna Road
   Latham, New York 12110-3514

5) Gabreski ANGB 106th RQW
   Attn: Wing Commander
   150 Riverhead Road
   Westhampton Beach, NY 11978-1201

b. Written communications to the Government shall be in duplicate with copies to
   the United States of America and the State of New York addressed respectively, as follows:

   To the United States of America:
   
   NGB/A7
   3501 Fetchet Avenue
   Joint Base Andrews, Maryland 20762-5157

   To the State of New York:
   
   The Adjutant General
   Division of Military and Naval Affairs
   330 Old Niskayuna Road
   Latham, New York 12110-3514
With copies to:

Division of Military & Naval Affairs
USPFO-NY
Attn: MNPF-2nd Floor
330 Old Niskayuna Road
Latham, New York 12110-3514

IN WITNESS WHEREOF, the respective duly authorized representatives of the parties hereto have executed this Agreement on the date set forth opposite their respective signatures.

COUNTY OF SUFFOLK

By: __________________________
Title: Deputy County Executive
Before a Notary Public (See next page)

Date: _________________________

DEPARTMENT OF ECONOMIC
DEVELOPMENT AND
PLANNING

By: __________________________
Deputy County Executive
and Commissioner

Date: _________________________

APPROVED AS TO LEGALITY

Suffolk County Attorney

By: __________________________
Assistant County Attorney

Date: _________________________

Recommended By:

12 - Airport Joint Use Agreement
By: [Signature]

Airport Manager

Date: 7/11/14

STATE OF NEW YORK

COUNTY OF SUFFOLK

On this ___ day of ___________, 2014, before me, the undersigned notary public, personally appeared ________________________, who by me duly sworn, did dispose and say that the deponent is the DEPUTY COUNTY EXECUTIVE of the County of Suffolk, State of New York, the government agency described in, and which executed, the foregoing instrument; and he/she is executed the same by the authority granted to him/her by the laws of the State of New York and/or the corporate charter, ordinances or regulations of the County of Suffolk, State of New York.

NOTARY PUBLIC'S SIGNATURE: 

NOTARY'S STAMP/SEAL:

CONTINUED ON NEXT PAGE (14)
STATE OF NEW YORK

Coordinated with:

LAWRENCE ASHLEY
COL, NYARNG
U.S. Property and Fiscal Officer

By: ______________________
PATRICK A. MURPHY
Major General, New York
Army National Guard
The Adjutant General

Date: ______________________

Approved as to Form:

ERIC SCHNEIDERMANN
Attorney General

By: ______________________

Date: ______________________

Approved:

THOMAS P. DINAPOLI
Comptroller

By: ______________________

Date: ______________________

CONTINUED ON NEXT PAGE (15)
UNITED STATES OF AMERICA

FOR THE CHIEF, NATIONAL GUARD BUREAU:

Date: ______________________  By: ________________________________
EXHIBIT A
COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: W912PQ-14-2-1021
Project Name/Description and Location: ANG Facilities Operations and Maintenance Activities
Modification Number: P00001

ISSUED BY: NATIONAL GUARD BUREAU

ISSUED TO: THE STATE OF NEW YORK

This modification is issued pursuant to the Authorities, 31 U.S.C. Chapter 63; MCA and Appendices Article VII, Sect 703; MCCA Article XII, Sect 1201 of the basic cooperative agreements. Mark purpose and obtain signatures as appropriate IAW NGR 5-1, Chapter 3.

[ ] a. FUNDING
[ ] b. TERMS AND CONDITIONS
[ ] c. TERMINATION
[ ] d. OTHER ADMINISTRATIVE

DESCRIPTION OF MODIFICATION:

1. JUSTIFICATION: Request that a Modification be issued to open Appendix 1021, ANG Facilities Operations and Maintenance Activities, of the Master Cooperative Agreement for Fiscal Year 2014.
2. This Appendix, W912PQ-14-2-1021, is hereby extended for Fiscal Year 2014. The effective date is 01 October 2013 and the termination date is 30 September 2014.
3. The Appendix number W912PQ-13-2-1021 is changed to read W912PQ-14-2-1022 for FY2014.
4. The Estimated Costs-AFP (Federal) is established at $7,176,190.00.
5. The Maximum Funding Limitation (Federal) is $0.00.
6. The Estimated Costs-AFP (State) is established at $2119,536.00.
7. The Maximum Funding Limitation (State) is $0.00.
8. See attached request/validation comparisons for 2013/2014 from NGB.
9. FY2014 funding for this modification is authorized pursuant to HR2775, as enacted, Section 116. Funding is authorized to the Grantee for reimbursement of expenses incurred for 1) compensation of furloughed employees during the period of a lapse in Federal appropriations and, 2) expenses incurred by the Grantee that would have been paid by the Federal Government during that period had appropriations been available. HR2775, as enacted, Section 116 in its entirety is attached and incorporated by reference. Reimbursement of authorized, allowable expenses retroactive to 1 Oct 13 is authorized.
10. As FY2014 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification, which is subject to the availability of funds.

EXECUTION

Except as provided herein, all terms and conditions of the Cooperative Agreement and/or Appendix remain unchanged in full force and effect.

IN WITNESS WHEREOF, the parties by their authorized representatives execute this Cooperative Agreement Modification.

THE STATE OF NEW YORK:

BY: PATRICK A. MURPHY
   Major General, NYARNG
   The Adjutant General

Date: 0 Oct 13

NATIONAL GUARD BUREAU:

BY: LAWRENCE L. ASHLEY
   Colonel, USA
   USPPD for New York

Date: [Redacted]

APPROVED AS TO LEGAL FORM:

BY: Robert G. Conway, Jr. ANLA

Date: 20 Oct 2013

APPROVED AS TO LEGAL FORM:

BY: Counsel PAT SAUSVILLE, COL, JA, NYARNG

Date: 27 Oct 2013
<table>
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Includes Ft. Drum
The Total 2,119,538.00
### Request/Validation Comparisons for 2013 - 2014

NY G3 Frances S. Gabreski Airport  
Install Code: NKVB

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<td>(-2.93%)</td>
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#### SRM

- **533XX** = 52103  
  - $149,118  
  - $146,836  
  - $208,432  
  - $193,988  
  - $60,318  
  - $47,152  
  - 32.11%

- **533XX** = 52103  
  - $100,695  
  - $100,695  
  - $165,057  
  - $165,057  
  - $64,912  
  - $64,912  
  - 64.46%

- **57090** = 52103  
  - $3,200  
  - $3,200  
  - $4,800  
  - $4,800  
  - $1,600  
  - $1,600  
  - 50.00%

- **619XX** = 43043  
  - $48,413  
  - $42,718  
  - $45,828  
  - $44,722  
  - ($2,505)  
  - ($2,505)  
  - 4.69%

**Totals**:  
- $351,424  
- $293,449  
- $425,917  
- $408,117  
- $124,243  
- 41.21%  
- $115,658  
- 39.41%

#### FIRE

- **57050** = 570F1  
  - $1,979,566  
  - $1,838,309  
  - $1,903,960  
  - $1,903,960  
  - ($375,000)  
  - ($375,000)  
  - 19.86%  
  - ($223,409)  
  - ($223,409)  
  - (12.69%)

- **57090** = 570F1  
  - $60,000  
  - $60,000  
  - $77,500  
  - $79,500  
  - $17,500  
  - $17,500  
  - 25.81%  
  - ($500)  
  - ($500)  
  - (0.84%)

**Totals**:  
- $2,039,566  
- $1,898,309  
- $1,883,460  
- $1,883,460  
- ($556,126)  
- ($556,126)  
- (17.50%  
- ($223,909)  
- ($223,909)  
- (12.29%)

#### ENVIRONMENTAL

- **57070** = 5703A  
  - $82,375  
  - $82,300  
  - $84,305  
  - $80,925  
  - $2,580  
  - $2,580  
  - 3.10%  
  - ($1,775)  
  - ($1,775)  
  - (2.85%)

- **57090** = 5703A  
  - $3,994  
  - $4,000  
  - $2,775  
  - $2,775  
  - ($1,219)  
  - ($1,219)  
  - (30.53%  
  - ($1,225)  
  - ($1,225)  
  - (30.63%)

**Totals**:  
- $86,369  
- $86,400  
- $87,070  
- $83,400  
- $1,341  
- 2.02%  
- ($3,000)  
- (4.52%)

**SERVICES**

- **Totals**

---

rpt2-year Validation Data  
8/16/2007 7:47 AM
# Request/Validation Comparisons for 2013 - 2014

**NY G6 Hancock Field Syracuse**

Install Code: HAAW0

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**Totals**

| 1,268,665 | 1,143,400 | 1,109,417 | 1,124,463 | ($107,248) | (8.47) | ($18,753) | (1.65) |

**SRM**

| 000RR = 000RR | $0 | $0 | $0 | $0 | $0 | N/A | $0 | N/A |
| 533XX = 52103 | $35,342 | $38,342 | $31,584 | $22,642 | ($6,758) | (17.63) | ($8,700) | (22.70) |
| 57020 = 52103 | $214,481 | $294,218 | $238,880 | $238,880 | $24,219 | 11.29 | ($55,538) | (18.89) |
| 57090 = 52103 | $8,400 | $8,400 | $8,400 | $8,400 | $0 | 0.00 | $0 | 0.00 |
| 610XX = 43043 | $25,500 | $25,500 | $8,250 | $8,250 | ($17,250) | (67.65) | ($17,250) | (67.65) |

**Totals**

| $284,703 | $364,400 | $264,914 | $282,972 | $211 | 0.07 | ($81,488) | (22.30) |

**FIRE**

| 57040 = 570F1 | $752,894 | $752,800 | $668,303 | $664,538 | ($84,591) | (11.24) | ($88,362) | (11.74) |
| 57090 = 570F1 | $33,850 | $29,800 | $27,000 | $23,500 | ($3,500) | (19.53) | ($4,100) | (20.61) |

**Totals**

| $786,444 | $782,500 | $695,303 | $688,038 | ($91,415) | (11.50) | ($94,462) | (12.08) |

**ENVIRONMENTAL**

**Totals**

**SERVICES**

**Totals**
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ENVIRONMENTAL

SERVICES

rd2-year Validation Date 8/10/2007 7:47 AM
### Request/Validation Comparisons for 2013 - 2014

**NY**  
**G4** Niagara Falls International Airport  
Install Code: RVKQ0

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<td>(7.72)</td>
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**SRM**

| 533XX = 52103 |                | $50,897        | $47,859        | $59,295        | $46,419        | ($8,836)                  | 18.95                  | ($1,240)                  | 2.61                   |
| 57020 = 52103 |                | $233,171       | $176,578       | $170,197       | $170,197       | ($62,974)                 | (27.91)                | ($8,379)                  | (3.92)                 |
| 57090 = 52103 |                | $4,800         | $3,200         | $4,800         | $4,800         | $0                        | 0.00                   | $1,600                    | 50.00                  |
| 819XX = 43043 |                | $32,775        | $22,585        | $32,775        | $25,680        | $0                        | 0.00                   | $3,275                    | 14.50                  |
| **Totals**   |                | $321,443       | $250,020       | $267,067       | $247,278       | ($54,788)                 | (18.92)                | ($2,744)                  | (1.10)                 |

**FIRE**

**Environmental**

| 57070 = 5703A |                | $59,107        | $59,100        | $64,442        | $59,709        | $5,602                     | 9.20                   | $600                      | 1.03                   |
| 57090 = 5703A |                | $2,350         | $2,400         | $2,730         | $2,730         | $380                       | 16.18                  | $330                      | 13.75                  |
| **Totals**   |                | $61,457        | $61,500        | $67,172        | $52,439        | ($4,715)                  | 7.29                   | ($280)                    | 1.52                   |

---

rs2-year Validation Data  
B/16/2007 7:47 AM
### Request/Validation Comparisons for 2013 - 2014

**NY G5 Schenectady Municipal Airport**

Install Code: VBO20

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<td>$(1,725)</td>
<td>(8.79%)</td>
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**Totals**

- **$1,120,097**
- **$743,272**
- **$1,087,473**
- **$798,844**
- **($32,624)**
- **($55,572)**
- **7.81%**

### SRM

| 533XX   | 52103      | $46,870        | $48,870        | $33,422        | $35,062        | $(13,448)                       | $(13,448)                       | (28.70)%                 |
| 57020   | 52103      | $332,867       | $332,867       | $360,684       | $390,664       | $(27,777)                        | $(29,980)                       | 8.40%                    |
| 57090   | 52103      | $9,600         | $9,600         | $9,600         | $9,600         | $0                              | $0                              | 0.00%                    |
| 619XX   | 43043      | $37,875        | $37,875        | $27,375        | $27,375        | $(10,500)                        | $(10,500)                       | (27.73)%                 |

**Totals**

- **$827,302**
- **$827,302**
- **$845,061**
- **$432,761**
- **$4,629**
- **1.32%**

### FIRE

| 57040   | 570F1      | $1,057,720     | $1,830,100     | $1,469,251     | $1,830,520     | $(466,550)                       | $(466,550)                      | (25.39)%                 |
| 57090   | 570F1      | $70,190        | $68,900        | $68,190        | $65,040        | $(5,000)                         | $(3,860)                        | (1.43)%                  |

**Totals**

- **$2,027,910**
- **$1,897,000**
- **$1,918,441**
- **$1,905,560**
- **($109,470)**
- **($109,450)**
- **0.45%**

### ENVIRONMENTAL

| 57070   | 5703A      | $55,783        | $55,700        | $63,012        | $63,012        | $(7,229)                         | $(7,229)                        | 12.98%                   |
| 57090   | 5703A      | $3,883         | $3,870         | $3,883         | $3,883         | $0                              | $0                              | 0.00%                    |

**Totals**

- **$59,666**
- **$59,570**
- **$66,874**
- **$66,878**
- **($7,229)**
- **($7,305)**
- **12.26%**

### SERVICES

**Totals**

- **$59,666**
- **$59,570**
- **$66,874**
- **$66,878**
- **($7,229)**
- **($7,305)**
- **12.26%**

8/16/2007 7:47 AM
### G7 Stewart International Airport

#### Install Code: WHAY0

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</tbody>
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| Total           |                | $1,314,074                | $2,218,078                | $1,177,774   | (87.78%)     |
|                 |                | $2,218,078                | $1,177,774                | $1,458,818   | (64.19%)     |

| Total           |                | ($187,172)                | (87.78%)                 | ($758,262)   | (34.19%)     |

- **Validation Data**

8/16/2007 7:47 AM
Emergency Deficit Control Act of 1985, as amended, and $409,829,000 is additional new budget authority specified for purposes of section 251(b)(2)(B) of such Act.

Section 5 of Public Law 113-4 shall apply to amounts designated in subsection (a) for Overseas Contingency Operations/Global War on Terrorism.

Sec. 116. (a) Employees furloughed as a result of any lapse in appropriations which begins on or about October 1, 2013, shall be compensated at their standard rate of compensation, for the period of such lapse in appropriations, as soon as practicable after such lapse in appropriations ends.

(b) For purposes of this section, "employee" means:

(1) a federal employee;

(2) an employee of the District of Columbia Court;

(3) an employee of the Public Defender Service for the District of Columbia; or

(4) a District of Columbia Government employee.

(c) All obligations incurred in anticipation of the appropriations made and authority granted by this joint resolution for the purposes of maintaining the essential level of activity to protect life and property and bringing about orderly termination of Government functions, and for purposes as otherwise authorized by law, are hereby ratified and approved if otherwise in accord with the provisions of this joint resolution.

Sec. 119. (a) If a State (or another Federal grantee) used State funds to continue carrying out a Federal program when the grantee's employees were furloughed, then the grantee (or the grantee's employees) whose compensation was advanced or reimbursed in whole or in part by the Federal Government:

(1) such employees shall be compensated at their standard rate of compensation for each period;

(2) the State or such other grantee shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon calculated under section 6603(d) of title 31, United States Code; and

(3) the State (or such other grantee) may use funds available to the State (or the grantee) under such Federal program to reimburse such State (or the grantee) together with interest thereon calculated under section 6603(d) of title 31, United States Code.

(b) For purposes of this section, the term "State" and the term "grantees" shall have the meaning as such term is defined under the applicable Federal program under subsection (a). In addition, "in continue carrying out a Federal program" means the continued performance by a State or other Federal grantee, during the period of a lapse in appropriations, of a Federal program that the State or such other grantee has been carrying out prior to the period of the lapse in appropriations.

(c) The authority under this section applies with respect to any period in fiscal year 2014 (not limited to periods beginning or ending after the date of the enactment of this joint resolution) during which there occurs a lapse in appropriations with respect to any department or agency of the Federal Government which, but for such lapse in appropriations, would have paid, or made reimbursement relating to, any of the expenses referred to in this
H. R. 2775—5

Section with respect to the program involved. Payments and reimbursements under this authority shall be made only to the extent and in amounts provided in advance in appropriations Acts.

Sec. 117. Expenditures made pursuant to the Pay Our Military Act (Public Law 112–39) shall be charged to the applicable appropriation, fund, or authorization provided in this joint resolution.

Sec. 118. For the purposes of this joint resolution, the time covered by this joint resolution shall be considered to have begun on October 1, 2013.

Sec. 119. Section 3003 of division G of Public Law 113–6 shall be applied to funds appropriated by this joint resolution by substituting “fiscal year 2014” for “fiscal year 2013” each place it appears.

Sec. 120. Section 408 of the Food for Peace Act (7 U.S.C. 1736b) shall be applied by substituting the date specified in section 106(b) of this joint resolution for “December 31, 2012”.

Sec. 121. Amounts made available under section 101 for “Department of Commerce—National Oceanic and Atmospheric Administration—Procurement, Acquisition and Construction” may be apportioned up to the rate for operations necessary to maintain the planned launch schedules for the Joint Polar Satellite System and the Geostationary Operational Environmental Satellite system.

Sec. 122. The authority provided by sections 1225 and 1226 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–31) shall continue in effect notwithstanding subsection (b) of section 1238, through the earlier of the date provided in section 106[3] of this joint resolution or the date of the enactment of an Act authorizing appropriations for fiscal year 2014 for military activities of the Department of Defense.

Sec. 123. Section 3003(b) of Public Law 100–670 is amended by striking both occurrences of “$775,000,000” and inserting in lieu thereof, “$9,918,000,000”.

Sec. 124. Section 14704 of title 40, United States Code, shall be applied in amounts made available by this joint resolution by substituting the date specified in section 106[3] of this joint resolution for “October 1, 2012”.

Sec. 125. Notwithstanding section 101, amounts are provided for “The Judiciary—Courts of Appeals, District Courts, and Other Judicial Services—Salaries and Expenses” at a rate of operations of $4,820,181,000: Provided, That notwithstanding section 302 of Division C, of Public Law 112–74 as continued by Public Law 113–6, not to exceed $25,000,000 shall be available for transfer between accounts to maintain minimum operating levels.

Sec. 126. Notwithstanding section 101, amounts are provided for “The Judiciary—Courts of Appeals, District Courts, and Other Judicial Services—Defender Services” at a rate for operations of $1,012,000,000.

Sec. 127. Notwithstanding any other provision of this joint resolution, the District of Columbia may expend local funds under the heading “District of Columbia Funds” for such programs and the District of Columbia Funds under “District of Columbia Funds—Summary of Expenditures” as included in the Fiscal Year 2014 Budget Request Act of 2013 (D.C. Act 20–127), as modified as of the date of the enactment of this joint resolution.
APPENDIX 21
ANG FACILITIES OPERATIONS AND MAINTENANCE ACTIVITIES

Section 2101. General.

a. This Appendix to the Master Cooperative Agreement (MCA) prescribes the terms, conditions, policies and administrative procedures related to the National Guard Bureau’s (NGB) federal contribution for Facilities Operation and Maintenance Activities (FOMA) of the Air National Guard within a state.

b. Statement of Facts.

(1) The authorities and provisions set forth in NGR 5-1 are incorporated into this Appendix by reference.

(2) The FOMA Appendix provides Federal support to the State Military Department for operation and maintenance of authorized facilities, leases, real property operations, day to day real property maintenance and/or preventative maintenance costs for buildings and systems listed in the USAF Real Property Inventory Detail List (RP- RCS-SAF-MIL (A) 7115) for each installation under tenant code “54” (Air National Guard) and, as per Air Force Handbook 32-9007.

(3) Facilities not identified on the Real Property Inventory Detail List requiring federal support must be approved by NGB/A7AR or be a part of an approved Airport Use Agreement, Support Agreement or an Airport Joint Use Agreement. NGB/A7AR approval will be included as an attachment to the Appendix. Attendant site facilities include, but are not limited to roads, sidewalks, railroads, grounds, airfields, storage areas, fencing, liquid fuel storage and dispensing systems, utility plants and systems for water, storm drainage, sanitary sewage, electricity, communications charges (for administration of this Appendix only), gas, steam, heating, refrigeration, and air conditioning, where authorized.

(4) Federal support may require Grantee matching funds. Specific funding ratios are dependent upon the determination of Unit Missions and can be found on the NGB/A7RP website. This file (CE Cooperative Agreement Funding Levels) will be updated as policy changes occur and will be the primary source for determining funding ratios for the FOMA program. Otherwise, the requirement for Grantee matching funds is based on unit mission(s) as provided below or upon specific notification from NGB/A7RP.

(5) The federal government will contribute 100% of allowable costs for operating and maintaining Regional Simulator Facilities, Regional Training Centers (CRTCs) (excluding units collocated with a CRTC), Ranges, Weather Schools, Foreign and Regional Training Sites, Regional Equipment Operator’s Training Schools (REOTS), Technical Education Center (TEC) and allowable costs described as Base Operating Support (BOS), on specific installations, as identified by NGB/A7RP.

(a) Grantee matching funds representing a minimum 15% of allowable FOMA costs are required for ANG Installations designated as Air Education and Training Command (AETC) supported (gained) unless identified above.

(b) Grantee matching funds representing a minimum 20% of allowable FOMA costs are required for ANG Installations designated as permanent active home station fighter alert units and Space Command at Greeley, Colorado.

(c) Grantee matching funds representing a minimum 25% of allowable FOMA costs are required for all other unit/missions.

Section 2102. Additional Definitions. (Reserved)

Section 2103. Office of Primary Responsibility.

a. The Office of Primary Responsibility for this Appendix is the Civil Engineer (NGB/A7), National Guard Bureau, Air National Guard Readiness Center, 3500 Fochel Avenue, Andrews AFB, MD 20762-5157.

W912PQ-14-2-1021
b. The Civil Engineer, for the purposes of this Appendix, is the NGB individual authorized final approval of all Facility Operations and Maintenance Activities, financial plans and modifications to them, and the language of this Appendix. NGB/A7 is authorized to distribute and recall of Facility Operations and Maintenance funds to the USPFO, and to take any other action on behalf of NGB or the Chief, NGB, as specifically reserved under this Appendix. Within the Mission and Installations Support Directorate, the Chief, Engineering Division (NGB/A7) acts for the Mission and Installations Support Director in the day-to-day administration of this Appendix.

**Section 2104. Scope of Agreement.**

a. Scope of Services.

(1) The Grantee shall furnish services incidental to the operation, sustainment, restoration, and modernization of those facilities authorized federal support and listed on the current (RP-RCS- SAF-MIL (A) 7115). Facilities may include Runway Supervisory Units (RSU), pads and appurtenances, runway distance markers and navigational aids (when not maintained by an Airport Authority) or other ANG funded and required facilities not identified in the 7115 report however, approved by NGB/A7A. Facilities identified as part of an approved Airport Joint Use Agreement (AJUA) will be maintained and funded through the appropriate AJUA.

(2) The Grantee may contract for these services provided that all required and appropriate paragraphs and clauses prescribed in Article VIII of the MCA are included in the contracts and that the performance specifications listed below are met.

b. Performance Specifications.

(1) The Grantee shall have sufficient funds available to meet the non-federal share of the cost for operation maintenance and or preventive maintenance.

(2) The Grantee shall operate and maintain all facilities according to minimum standards required by applicable federal, state, and local agencies for the maintenance and operation of such facilities.

**Section 2105. Authorized Activities/Charges.**

a. Personnel.

(1) Payments for salaries, to include approved overtime, and allowable benefits in accordance with State personnel policy for the payment of salary and benefits of like state government positions within the same geographic area. If a state has a pay raise, pay freeze or pay cap, a hiring freeze or employee furloughs for like positions throughout the entire state then employees under this Appendix will have corresponding limitations. When there is no like state government position available, salaries and benefits will be equivalent to a comparable grade and series Federal Civil Service position in the geographic area.

(2) Merit and incentive awards based on performance that is part of a program available and consistent with those offered to other similar state government positions.

(3) Costs for training tuition, registration, travel and per diem for personnel employed under this agreement when the training courses, seminars, or workshops are required for the employee's position. Fees for training of FOMA employees are authorized when associated with new requirements or periodic certification, examinations, or licenses that are required by state or federal agencies when operating or maintaining a real property facility.

(4) Travel expenses for personnel performing real property operations and maintenance activities at a location other than that assigned, are allowable to the extent they are payable and at a rate consistent with state regulations.

(5) Costs for OSHA physicals and Personal Protective Equipment (PPE) only when required for the state FOMA staff.
b. Operations and Maintenance

(1) Costs for normal day to day maintenance and preventive maintenance of the physical plant, which includes but is not limited to buildings, structures, airfield pavements, roads, walks and storage areas, improved or newly improved grounds, railroads, storm drains, insect and rodent control, snow removal, grass and weed cutting, utility and sewage systems, gas, steam, heating, refrigeration, air conditioning ventilation, and liquid fuel storage and dispensing facilities.

(2) Utilities costs for water, electricity, gas, sewage, and other purchased utility services.

(3) Preventive maintenance costs of Real Property Installed Equipment (RPIE).

(4) Operation, maintenance and preventive maintenance costs for structural fire protection, fire alarm systems and fire suppression systems when required for Real Property Installed Equipment, in accordance with 4GETL 08-2, Use of Appendix 21 (FOMA) Funds to Support Organizational Equipment.

(5) Costs of custodial service, garbage and refuse collection, recycling and disposal.

(6) Cost of supplies for day to day maintenance of buildings and grounds, that include equipment and instruction of authorized infrastructure are allowable. Verification of the proper federal account should be emphasized to ensure non-FOMA funds are used for those items funded under other federal programs such as 100% S/R&M or Base O&M.

(7) Cost of housekeeping and operational supplies, utilities, services and subcontract for those items necessary to provide essential FOMA support of authorized facilities are allowable. If these supplies and/or services are shared by activities outside FOMA support guidelines, the Grantee may charge only the appropriate portion of the operational amount to FOMA.

(a) Housekeeping supplies are those used in the cleaning of the physical plant (e.g., mops, brooms, or sweepers, cleansers, brushes, window cleaner) as defined in the current Engineering Technical Letter (ETL).

(b) Operational supplies are those items used or consumed in support of the execution of the FOMA appendix. Verification of the proper federal account should be emphasized to ensure non-FOMA funds are used for these items funded under the federal S/R&M program of this FOMA agreement.

(8) Costs for technical engineering, non-personal services, for the preparation of studies, specialized cases of design, drafting, land surveying, construction inspections, etc., when the Computer Aided Design (CAD) system is vacant or the level of expertise of assigned personnel required for a specific project is insufficient for the project.

(9) Costs for currently approved NGB/A7 negotiated Airport Use, Airport Joint Use Agreement.

(10) Commercial communications costs, including toll charges and wireless communication charges are authorized, when in direct support of the FOMA appendix, within the limitations of Federal Communications regulations.

c. Equipment and Tools

(1) Costs for equipment and/or tools that exceed a line-item cost of $5,000 must be approved, in writing, in advance of purchase or lease, by NGB/A7RP.

(2) Rental of equipment or tools is authorized when it is determined the most cost effective method and is necessary to perform authorized services. Rental periods exceeding 150 days must be approved, in writing, in advance of the rental, by NGB/A7RP. Rental of equipment or tools listed under the Unit's Allowance Standards or the LGT are to be funded from those sources and not through the FOMA program.

(3) Reimbursement for costs of maintenance and or repairs to Grantee owned equipment, tools and hiches used solely in support of the FOMA Appendix may be charged to FOMA, provided the costs do not exceed 1% of the original purchase price of the item.

d. Support costs for certain Morale Welfare Recreation (MWR) or other revenue generating activities may be vided to the activity without reimbursement when authorized under the provisions of AFI 32-1061, paragraph 3-4, 35-106, chapter 2, AFI 32-9003 chapter 6, and AR 60-10/AFJ 34-211, paragraph 1-4. Such support will be
provided using the applicable determination of direct and indirect costs and in the ratio prescribed in the instructions cited.

Section 2106. Unauthorized Activities/Charges.

a. FOMA funding will not be used to support the following:

(1) Bowling alleys, camping areas, golf course and/or pro shop, VIP quarter, Packages (Class VI) stores, family housing/living quarters, museums, store front recruiting offices, utilities and interior renovations for AAFES facilities, revenue producing facilities such as Officers' Club or Open Mess, NCO Club, Services Club, credit union, bank, child care facilities, non-ANG licensed facilities, and recreational vehicle parking areas.

(2) Organizational furniture items, including but not limited to, modular furniture, window dressings (shades, curtains, etc.), plants, etc.

(3) Costs for vehicles or equipment purchased through NGB/A4 or listed in an NGB Allowance Standard (AS) and not originally purchased with FOMA funds without approval from NGB/A7RP.

(4) Costs associated with procurement and/or maintenance of utility poles or other related communication facilities.

(5) Costs for the purchase, repair, operation, and maintenance of copy machines or inventory control equipment.

(6) Costs associated with the purchase of any item listed in an applicable Allowance Standard or not classified or listed as Real Property Installed Equipment.

(7) Costs associated with training for the purpose of employment qualification.

(8) Funding to support a lodging operation at locations other than TEC and CRTC's. If lodging is approved as the most cost effective measure in lieu of contract quarters, all costs associated with the lodging operation (utilities, lodging personnel, repair and maintenance of the facility, housekeeping supplies, soap, towels, linen, etc.) must be funded from the contract quarters program. These funds may be transferred to FOMA for execution. The funding ratio for approved lodging costs is 100% federal funds.

(9) Costs for the purchase or rental of uniforms for employees. This would include any personalized type clothing or non-PPE.

(10) Communication costs for items used for traditional Guardsmen requirements.

(11) Costs for courses, whether accredited or non accredited and professional training not specifically required for the performance of position duties covered under this agreement.

Section 2107. Financial Plan Requirements.

a. Annual Financial Plan Submission.

(1) A FOMA Financial Plan (FinPlan) shall be submitted each fiscal year to the local ANG Base Finance Office within each State with a courtesy copy provided to NGB/A7RP. The FinPlan shall indicate anticipated expense amounts, by line item, and shall be based on the maximum Grantee share amount available during the year for which funding is requested. FinPlan submissions are due to NGB/A7RP within the timeframe indicated in the budget call documents, and local Finance Office timetables for submission of Installation and GSU location FinPlan.

(2) The annual FinPlan shall be approved before execution of this Appendix. The total amount of the approved FinPlan shall be the maximum amount NGB/A7 is obligated to reimburse the Grantee for the cost of performance of this Appendix.

(3) NGB/A7, at its discretion, may unilaterally increase or decrease the FinPlan totals to include increasing the budget line items that do not involve a Grantee match requirement, increasing line items and waiving the Grantee match requirements on a case-by-case basis. Increases may also occur based upon assurances of the availability of state matching funds.

W912PQ-14-2-1021
b. Element of Expense/Investment Codes (EEIC): The EEICs listed in the NGB/A7 approved FinPlan are the only EEICs authorized for use. Additional guidance on the proper use of financial data will be provided as part of the annual fiscal year Financial Guidance issued through NGB/FM.

c. Financial Plan Changes.
   (1) Financial Plan changes to increase federal funding, when funded locally, do not need to be forwarded to NGB/A7RP.
   (2) Requests for Financial Plan changes, increases or decreases, require NGB/A7RP approval and must be submitted, via email, as scanned documents. The request shall not be binding unless it is so approved. The request and approval shall not be binding unless a CA modification to this appendix has been executed.
   (3) Requests for changes to this Appendix to incorporate initial fiscal year funding shall be sent to NGB/A7RP for review and approval. The request will reflect the unit spending plan based on the amount of approved federal funding, as provided in the approved FinPlan, and the availability of state matching funds.
   (4) Fiscal year close out requests shall be forwarded to NGB/A7RP for review and approval. Requests will list a summary of all changes and executed CA modifications processed during the fiscal year that affected this Appendix but did not require NGB/A7RP approval. This list shall contain, at a minimum, the modification number, date of modification, and a synopsis of the processed change. If no modifications were made to this Appendix, other than initial and close out, indicate no other action taken during the fiscal year.

d. FOMA Funding.
   (1) Federal funding provided under this Appendix is requirements based and issued within the constraints and limitations of the federal budget. Funding will be provided for authorized personnel positions listed on the manpower authorization document. Federal funding for salaries will not exceed the amount listed on the approved budget for personnel.
   (2) Funding will be provided to support only those activities designated in Section 2105. The FOMA may be funded through a combination of Facility Operations (FO) Program funds, Sustainment, Restoration, and Modernization (S/R&M) Program funds and local Base Operation and Maintenance (O&M) funds as approved by the local Financial Management Board (FMB). Funds transferred to the Appendix from local FO, S/R&M or O&M programs can only be used for authorized activities/charges listed in Section 2105. The transfer of funds into the FOMA from other funding programs or the State Military Department, does not require NGB/A7RP approval, but does require a funding modification to the Appendix. Funding the FOMA with other program funds does not guarantee that future year FOMA budgets will be increased accordingly and may require continued from other local funding programs.
   (3) Funding may not be transferred from the FOMA program without the prior written approval of NGB/A7RP. Restrictions assigned to FOMA activities apply to the transferred funding and may be used to accomplish the activities authorized under the terms and conditions of the appendix. When local S/R&M or Base O&M funds are transferred to the FOMA Appendix, the state is required to provide matching funds. The transfer of funds to the FOMA program does not change the original Approved Budget/AFP Limitation. Transfers require a funding modification to the FOMA appendix.
   (4) Funding for the FOMA Agreement must be obligated within 45 days of receipt. NGB/A7RP, at its discretion, may unilaterally withdraw funding if not coded correctly (by PEC, RC/CC & EEIC) and obligated after the 45 days. All excess and unmatched funding must be returned at the earliest convenience to NGB/A7RP for reallocation.

Section 2108. Appendix Administration.

a. Personnel/Supervision.
(1) All SMD or state contracted personnel will be located within the Base Civil Engineer (BCE) work area and will receive technical direction (direct management of for priorities, time and funding accountability) from the
b. Equipment/Supplies.

(1) The use of new, existing, and/or surplus government property is authorized upon proper certification by the SMD that such material will be used for FOMA purposes. The value of this property will not be charged to the SMD or used by the SMD to meet the matching funds requirement.

(2) Certain items of government equipment may be provided for SMD use as Government Furnished Equipment (GFE) and/or Vehicles. The absence of GFE and/or Vehicles does not relieve the SMD from its primary responsibility for performance of the terms and conditions outlined in this Appendix. Accountability of GFE and/or Vehicles will be in accordance with Chapter 8. Considerations for damage to Air Force Property used in support of Appendix 21 will be determined using AFMAN 23-220, Chapter 22.10. The SMD/state may insure against the cost of repair on federal vehicles and/or GFE used by SMD employees when such insurance is required by state law or is part of consistent agency practice. The failure to secure insurance against damage renders costs associated with any damage, a direct or indirect result of the use of a federal vehicle and/or GFE by an SMD employee, as a cost to the state. The Grantee's liability for lost or damaged GFE will be in accordance with applicable State laws.

(3) Supplies and services will be obtained by the Grantee using state/SMD procurement procedures as the primary means of securing services.

(4) The use of federal contracting or procurement (In-Kind Assistance) to obtain supplies or services requires written USFPO approval per NGR 5-1, Chapter 9. IKA is the exception to state contracting or procurement.

(5) Changes to the instructions, terms and/or conditions to this Appendix shall be executed IAW NGR 5-1, Chapter 3. The change shall not be binding unless it is so approved and a CA modification to this appendix has been executed.

Section 2109. Funding Limitations.

a. Approved Budget/Annual Funding Program (AFP): The total dollar amount that NGB anticipates, subject to the availability of funds, and being available for reimbursement to the State for its costs in fulfilling its responsibilities under this Appendix. This amount may be increased or decreased by NGB during the fiscal year.

b. Total Dollars Obligated. The total amount of funds obligated for NGB's share under this Appendix. Only funds obligated through an executed CA modification to this appendix are available for reimbursement to the Grantee. Funding must be obligated within 45 days upon receipt by the Base Finance Manager/Comptroller Office.

c. Accomplished as IKA. The total dollars expended through federal acquisition.

d. The following funding limitations are provided for each fiscal year as it occurs.
1. Fiscal Year 2010:

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<tr>
<th>Approved Budget/AFP</th>
<th>Total Dollars Obligated</th>
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<tbody>
<tr>
<td>Federal Share (100%) $ 595,674.22</td>
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<td>Federal SRM (100%) $ 21,657.20</td>
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<tr>
<td>Federal Simulator (100%) $ 116,300.00</td>
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<tr>
<td>Federal Total $ 8,827,371.42</td>
<td>$ 9,053,956.00</td>
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</table>

Accomplished as In-Kind Assistance $ 0.00

| Grantee Share (50%) $ 0.00 | $ 0.00 |
| Grantee Share (25%) $ 2,697,933.33 | $ 2,697,933.33 |
| Grantee Total $ 2,697,933.33 | $ 2,697,933.33 |

2. Fiscal Year 2011:

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<tr>
<th>Validated Allocation/AFP</th>
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<tr>
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<tr>
<td>Federal Simulator (100%) $ 118,700.00</td>
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<tr>
<td>Federal Total $ 8,523,873.00</td>
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Accomplished as In-Kind Assistance $ 0.00

| Grantee Share (50%) $ 0.00 | $ 0.00 |
| Grantee Share (25%) $ 2,627,069.77 | $ 2,627,069.77 |
| Grantee Total $ 2,627,069.77 | $ 2,627,069.77 |

3. Fiscal Year 2012:

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<tr>
<td>Federal Share (SRM 75%) $ 210,134.00</td>
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<tr>
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Accomplished as In-Kind Assistance $ 0.00

| Grantee Share (SRM 25%) $ 70,044.67 | $ 70,044.67 |
| Grantee Share (25%) $ 2,061,487.87 | $ 2,061,487.87 |
| Grantee Total $ 2,131,532.34 | $ 2,131,532.34 |

4. Fiscal Year 2013:

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<td>Federal Share (SRM 75%) $ 1,851,754.00</td>
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Accomplished as In-Kind Assistance $ 0.00

| Grantee Share (SRM 25%) $ 617,251.33 | $ 617,251.33 |
| Grantee Share (25%) $ 1,772,784.00 | $ 1,772,784.00 |
| Grantee Total $ 2,390,035.33 | $ 2,390,035.33 |

5. Fiscal Year 2014:

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Accomplished as In-Kind Assistance $ 0.00
Grantee Share (SRM 25%) $ 642,365.33
Grantee Share (25%) $1,477,170.67
Grantee Total $2,119,536.00

Section 2110. Agreement Particulars.

The information below shall be recorded by the Grants Officer's Representative (GOR) for compliance with the reporting requirements of the DoD Assistance Award Action Report System (DAADS) and the Federal Funding Accountability and Transparency Act of 2006.

a. Grantee/Recipient Category: Government
b. Grantee/Recipient Type: State Government
c. Grantee/Recipient DUNS: 044776024
d. Primary Place of Performance (if different from 'Issued To' on CA Modification Form):
   New York, 12110-3514
(To include Zip + 4)
e. Grantee/Recipient County
   (Primary Place of Performance):
f. Grantee/Recipient Congressional District
   (Primary Place of Performance):
g. Major Agency: 36
h. Agency Code: Albany
i. Funding Agency: DOD
j. Program Source Agency: 57
k. Transaction Type: Cooperative Agreement
l. CFDA:
   12.401
m. CFDA Program Title:
   Operation and Maintenance,
   Air National Guard
n. Program Source Account-Funding:
   3840
o. Treasury Appropriation Code:
   3840
p. Award/Obligation/Action Date:
   01 Oct 2013
   01 Oct 2013
   30 Sept 2014
q. Starting Date:
r. Ending Date:
s. Record Type:
t. Fiscal Year/Quarter:
   Individual Action
   2014/1st Quarter

W912PQ-14-2-1021 8
EXECUTION

IN WITNESS WHEREOF: The parties, by their signatures, execute this Appendix and agree to its terms and conditions.

STATE OF NEW YORK:

BY:  

PATRICK A. MURPHY

Major General, NYARNG
The Adjutant General

(Date)

NATIONAL GUARD BUREAU:

BY:  

LAWRENCE C. ASHLEY

Colonel, USA
USP&FO for New York

(Date)

Approved as Legal Form:

Counsel Robert G. Conway, Jr., MNLA

(Date)

Approved as to Legal Form:

Counsel Paul Sausville, COL, JA, NYARNG

(Date)
EXHIBIT - B

MEMORANDUM OF UNDERSTANDING
BETWEEN
106th Rescue Wing, NYANG
And
The County of Suffolk

PURPOSE: For the purposes of the memorandum, the 106th Rescue Wing, New York Air National Guard will be referred to as "106 RQW" and Suffolk County acting through its duly constituted Department of Economic Development and Planning – Aviation Division will be referred to as "County."

1. This memorandum provides guidance and documents agreement on aspects for general support to outline the usage and other services to be provided by the County and the 106 RQW and vice versa. Actions and agreements herein apply only to the participating parties and are not intended to supersede existing regulations or agreements.

2. AUTHORITY: AFI 25-201, 1.2.1 1 May 2005
   NGR 5-2 14 October 2010
   DoDI 4000.19 25 April 2013

3. OBJECTIVE: To outline the usage, maintenance, and funding of the F.S. Gabreski Airport Air Traffic Control (ATC) Tower and equipment.

4. ASSUMPTIONS: The County agrees that the basic services covered under the 106 RQW’s current Weather Reporting and Air Traffic Control and Landing Systems (ATCALS) services contract only covers ATCALS services as currently provided and is based on the needs of the 106 RQW. Additional services identified in this MOU are intended to enhance the military’s capability and the overall aviation operation at F.S. Gabreski Airport. Changes in the military mission or presence at the airport are grounds for changes, modifications or termination of this MOU without penalty to either party.

5. POLICIES AND PROCEDURES:

   a. The 106 RQW will:

      1. Advocate for annual renewal of ATCALS Equipment Maintenance Contract - W9133L-10-C-0031 (see attached) or the most current contract that is in place per the National Guard Bureau.

      2. Maintain all 106 RQW owned or leased real property that supports ATCALS and ATC operational communications equipment presently installed in accordance with applicable FAA, USAF or NY Air National Guard standards and regulations.

      3. Request renewal of 106 RQW funding in full or in part for ATC Operations and Aviation Weather Reporting services at F.S. Gabreski Airport upon notification of either
termination of Tower Operating Agreement (TOA) between the County and the Federal Aviation Administration or reduced funding by the FAA.

4. Should the 106 RQW resume contract ATC and Weather Reporting Services they will immediately obtain the required ATC liability insurance through the current ATC, Weather Observing and ATCALS Services contract and provide proof of such insurance to the County.

b. The County will:

1. Provide an ATCT structure meeting all applicable federal, state, and local standards including, but not limited to, applicable building, fire, safety, environmental, and security codes and regulations. The County further agrees to maintain the ATCT structure in good and tenable condition throughout the term of this MOU.

2. Provide and maintain on a continuing basis, all utilities and services including, but not limited to, heating, air conditioning, electrical, water, gas, sewer, janitorial (to include washing tower cab windows and shades, interior and exterior, when necessary), back-up generator power and security services when necessary for the ongoing safe operation of ATC, Weather Reporting and ATCLAS services.

3. Provide and maintain all non-106 RQW owned ATC operational equipment located in or presently installed in the ATCT to include, ATC and safety equipment, runway lighting equipment, navigational equipment and all wiring and control related to the equipment. The equipment will be maintained in accordance with applicable FAA standards and regulations and subject to 106 RQW inspection(s).

4. Be responsible for the proper and continued functioning of all tower infrastructures and equipment that the 106 RQW reasonably determines is necessary for ATC operations, but that cannot be placed in operation or otherwise controlled from the ATCT building (Lighting controls, Windsock, PAPI's and support equipment not in the tower but is controlled from the tower.

5. Agrees to participate in the Quarterly Airfield Operations Board and in the development of local procedures to follow to ensure a timely response to requests concerning equipment or building problems. In accordance with FAA Order 7210.3, USAF instructions and any additional 106 RQW requirements, other local procedures are necessary for topics such as airport emergency service, control of vehicular traffic on airport movement areas, operation of airport lighting, reporting airport conditions, etc. The County and other local agencies are encouraged to work together in the development of these procedures. However the terms and conditions set forth in this MOU or the identified guidance in the 106 RQW ATC Weather Reporting and ATCALS Services contract shall not be waived or superseded by such local agreements.

6. Agrees to notify the 106 RQW if the level of FAA funding falls below 100% based on the FAA’s periodic review of the Benefit/Cost (BC) ratio. If the BC ratio falls below 1.0, the 106 RQW will pursue funding for the remaining portion.
7. Agrees to notify the 106 RQW of any intent to terminate the current Federal Control Tower (FCT) Agreement by Suffolk County in writing to the 106 RQW one year prior to the termination but requires a minimum of not less than 60 days' notice before the intent to withdraw becomes final. Notwithstanding the foregoing, in the event the FAA cancels the FCT program, the County will provide notice of such cancellation and intent to terminate in writing to the 106 RQW within 3 business days.

8. Agrees that notwithstanding any other provisions of this MOU, the 106 RQW's ability to assume future contract ATC services is contingent upon receipt of reasonable notification of the intent to terminate or termination of the FCT agreement. It is further contingent upon the ability of the 106 RQW to source adequate funds to provide contract ATC and Weather Reporting services to the public. If adequate annual appropriations cannot be established, this MOU may be terminated without penalty to the 106 RQW or the County.

9. Any new equipment procured by the County for use in the tower or airfield where the County desires to have the 106 RQW provide the maintenance, shall be subject to negotiation between both parties.

6. CLAIMS/DAMAGES: The County agrees to hold the 106 RQW harmless, absent any negligence by the 106 RQW, and indemnify the 106 RQW for any damages the current FCT ATC contractor inflicts. The 106 RQW will not be financially liable for the actions of the FCT contractor regardless of the dollar amount.

7. RISK OF LOSS: The risk of loss or destruction from any peril to the supplies, equipment, vehicles or other personal property of the 106 RQW shall be borne entirely by the 106 RQW. It is further understood that the 106 RQW waives any right to subrogation against the County for loss or destruction to supplies, equipment, vehicles, or other personal property of the 106 RQW.

8. FUNDING: The County agrees that the process to determine the amount of funds that the 106 RQW and the County are responsible for to safely operate F.S. Gabreski Airport will be governed by the AJUA process.

9. TERMS OF AGREEMENT: This agreement becomes effective upon signature by the officials indicated below or designated representatives and will expire on or about 30 September 2023, subject to the provisions of Sections 7 and 8 above. This MOU may be cancelled at any time by mutual consent or by either party by giving at least 180 days' notice in writing, without penalty to either party.

Attachments:

1-Contract W9133L-10-C-0031
MEMORANDUM OF UNDERSTANDING
BETWEEN
106th Rescue Wing, NYANG
And
The County of Suffolk

OWENS.TOMAS
JOHN.II.10135822
69
THOMAS J. OWENS II, COLONEL, NYANG
Commander, 106th Rescue Wing

Date: __________________

By: ____________________
DENNIS M. COHEN
Deputy County Executive

Date: __________________

DEPARTMENT OF ECONOMIC DEVELOPMENT AND PLANNING

By: ____________________
JOANNE MINIERI
Deputy County Executive and Commissioner

Date: __________________

APPROVED AS TO LEGALITY

By: ____________________
DENNIS M. BROWN
Suffolk County Attorney

Date: __________________

By: ____________________
BASIA DEREN BRADDISH
Asst. County Attorney

Date: __________________

Recommended By:

By: ____________________
Anthony C. teglio
Airport Manager

Date: __7/11/14__

In Coordination with:

_____________________
Lawrence J. Ashley
COL, USA, USPFO-NY

Date: __________________
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT
DEPARTMENT OF ECONOMIC DEVELOPMENT & PLANNING

TITLE OF BILL:

AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DOCUMENTS
RELATING TO THE AIR NATIONAL GUARDS USE OF PROPERTY AND
EQUIPMENT AT FRANCIS S. GABRESKI AIRPORT

PURPOSE OR GENERAL IDEA OF BILL:

The resolution authorizes the execution of two documents detailing responsibilities of the Air National Guard in their use of airport property and facilities.

SUMMARY OF SPECIFIC PROVISIONS:

1. Airport Joint Use Agreement (AJUA) which delineates the responsibilities and operation and maintenance of the flying facilities jointly used (by the Air National Guard and general aviation users) and establishes the federal government’s reasonable share, proportional to such use, of the cost of operating and maintaining such jointly used flying facilities.

2. Memorandum of Understanding – details the responsibilities of the parties with regards to operations, use and maintenance of the Air Traffic Control Town and the associated equipment.

JUSTIFICATION:

These agreements are needed to define operational responsibility and for the County to accept the payment reflected therein.

FISCAL IMPLICATIONS:

Revenue:

Immediate - $210,430, a onetime payment for years 2009-2013 to be received upon full execution of the Agreement.

2014-2023 - $42,086 annually.
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.

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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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<tr>
<td>Department of Economic Development and Planning</td>
<td>Carolyn E. Fahey</td>
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<tr>
<td>H. Lee Dennison Bldg. – 11th Floor Hauppauge</td>
<td>Intergovernmental Relations Coordinator (631) 853-4833</td>
</tr>
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Suggestion Involves:

- Technical Amendment
- Grant Award

- New Program
- Contract: New **X** Rev.

Summary of Problem: (Explanation of why this legislation is needed.)

**AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DOCUMENTS RELATING TO THE AIR NATIONAL GUARDS USE OF PROPERTY AND EQUIPMENT AT FRANCIS S. GABRESKI AIRPORT**

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

SCIN Form 175a
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 EXECUTE DOCUMENTS RELATING TO THE AIR NATIONAL GUARDS USE OF PROPERTY AND EQUIPMENT AT FRANCIS S. GABRESKI AIRPORT**  

3. Purpose of Proposed Legislation  
   The resolution authorizes the execution of two documents detailing responsibilities of the Air National Guard in their use of airport property and facilities.  

4. Will the Proposed Legislation Have a Fiscal Impact? Yes  _X_ (revenue)  No __  

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

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

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 - Revenue  
   Immediate - $210,430, a onetime payment for years 2009-2013 to be received upon full execution of the Agreement.  
   2014-2023 - $42,086 annually.  

10. Typed Name & Title of Preparer  
    Carolyn E. Fahey  
    Intergovernmental Relations Coordinator  

11. Signature of Preparer  
    Carolyn E. Fahey  

12. Date  
    7/14/14  

SCIN FORM 175b (10/95)  
Nell Tcomb  

7/16/14
### GENERAL FUND

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**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
    Office of the County Executive

FROM: Carolyn E. Fahey, Intergovernmental Relations Coordinator
    Department of Economic Development and Planning

DATE: July 11, 2014

RE: REQUESTING CERTIFICATE OF NECESSITY
    RESO-AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DOCUMENTS
    RELATING TO THE AIR NATIONAL GUARD'S USE OF PROPERTY AND
    EQUIPMENT AT FRANCIS S. GABRESKI AIRPORT

The Department of Economic Development and Planning, requests the attached resolution be submitted via a Certificate of Necessity at the July 29, 2014 Legislative meeting.

This resolution authorizes the execution of two documents related to the Air National Guard’s use of property and equipment at Francis S. Gabreski Airport.

The Airport Joint Use Agreement (AJUA) delineates the responsibility for operation and maintenance of the flying facilities jointly used and establishes the federal government's reasonable share of the cost of operating and maintaining such. The previous AJUA expired in 2008. The new AJUA includes a onetime payment of $210,430 for the years 2009-2013 and sets an annual payment to the County of $42,086 for the years 2014 through 2023.

The AJUA needs to be fully executed by the close of the federal fiscal year in order for the County to receive the funds associated with 2009. Access to those funds will be lost on October 1, 2014. Once approved by Suffolk County the AJUA, needs to be signed off by various offices within the federal and state governments. Adoption at the September meeting will not leave enough time for full execution.
The Air Traffic Control Tower Memorandum of Understanding (MOU) outlines the responsibilities of each party with regards to usage, maintenance and funding of the Air Traffic Control Tower and the related equipment. The MOU requires approval along with the AJUA.

Attached please find the draft resolution authorizing the execution of both documents, the related exhibits, the required Memorandum of Support and SCIN forms. Electronic copies have been submitted as required.

cc: Dennis Cohen, Chief Deputy County Executive
    Joanne Minieri, Deputy County Executive and Commissioner
    Lisa Santeramo, Assistant Deputy County Executive
    Tom Vaughn, Director of Intergovernmental Relations
    Neil Tomb, Intergovernmental Relations Coordinator
    Anthony Ceglio, Airport Manager
RESOLUTION NO. -2014, ACCEPTING DONATION OF A LASER GUN TO THE SUFFOLK COUNTY POLICE DEPARTMENT, 4TH PRECINCT

WHEREAS, the Village of Lake Grove has authorized the donation of a laser gun to the Suffolk County Police Department (SCPD), 4th Precinct; and

WHEREAS, the laser gun will be used by the SCPD for traffic control within the Village of Lake Grove; now, therefore be it

1st RESOLVED, that the donation of the following instrument is hereby accepted by the County of Suffolk, for use by the SCPD, 4th Precinct:

Make/model | Serial No.
---|---
Prolaser IV Standard Lidar Model | LF03747

and be it further

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-donation-laser
RESOLUTION NO. -2014, DESIGNATING “POW/MIA RECOGNITION DAY” IN SUFFOLK COUNTY

WHEREAS, each year, the first Friday in September is set aside to honor the commitment and the sacrifices made by this nation’s Prisoners of War and those who are still Missing in Action, as well as their families; and

WHEREAS, this year, National POW/MIA Recognition Day will be observed on Friday, September 19, 2014; and

WHEREAS, there are currently 73,539 persons unaccounted for from World War II, 7,882 from the Korean War, 126 from the Cold War, 1,641 from the Vietnam War, and 6 from Iraq and other conflicts, for a total of 83,194 soldiers either held as Prisoners of War or classified as Missing in Action; and

WHEREAS, Suffolk County wishes to honor these soldiers and their families by joining with the federal government in designating the third Friday in September 2014, and every year thereafter, as “POW/MIA Recognition Day” in Suffolk County; now, therefore be it

1st RESOLVED, that beginning September 19, 2014, and continuing on the third Friday of September every year thereafter, “POW/MIA Recognition Day” shall be designated in Suffolk County to honor those brave men and women, and their families, who have made sacrifices for their country; and be it further

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

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\r-pow-mia-recognition-day
RESOLUTION NO. -2014, DIRECTING THE DEPARTMENT
OF INFORMATION TECHNOLOGY TO DEVELOP POLICY AND
PILOT PROGRAM TO FACILITATE OPENING DATA TO THE
PUBLIC

WHEREAS, the County of Suffolk operates departments and agencies to serve
the needs of its 1.5 million residents; and

WHEREAS, the County generates large quantities of data in the process of its
operation; and

WHEREAS, an increasing number of local and state governments, including New
York City and the State of New York, are providing their citizens with open access to the data
they collect; and

WHEREAS, providing open data improves government transparency and
provides for increased accountability to the public; and

WHEREAS, Suffolk County should join the growing movement to provide open
data to the public; and

WHEREAS, the County Department of Information Technology (“Information
Technology”) should establish a policy to provide open data sets and create a web site or portal
where members of the public can access same; and

WHEREAS, all County departments should work with Information Technology to
publish data as part of a pilot program to determine the effectiveness of information sharing with
the public; now, therefore be it

1st RESOLVED, that the Department of Information Technology is hereby
authorized, empowered and directed to develop a policy to provide public access to open data
sets; and be it further

2nd RESOLVED, that, for the purposes of this resolution, the term “data” shall be
defined as final versions of statistical or factual information in alphanumeric form which can be
digitally transmitted and processed and is regularly created or maintained by a County agency
or department and shall not include images or information protected by intellectual property
laws; and be it further

3rd RESOLVED, that, for the purposes of this resolution, the term “data set” shall be
defined as a comprehensive collection of interrelated data that is available for inspection by the
public and shall not include: data which an agency may deny access to pursuant to local, state
or federal law, data that reflects internal deliberation or decision making, materials subject to
intellectual property laws, proprietary materials or employment records or similar data; and be it
further
4th RESOLVED, that Information Technology is further directed to develop a website or web portal that provides public access to data sets that are published pursuant to its established policy; and be it further

5th RESOLVED, that the web access to data sets shall include a disclaimer that the data sets are made available for informational purposes only and the County makes no warranties as to the completeness or accuracy of the data sets for any particular purpose or use; and be it further

6th RESOLVED, that the policy and web access called for herein shall be completed by Information Technology within one year of the effective date of this resolution; and be it further

7th RESOLVED, that all County departments and agencies shall work with Information Technology to provide data sets that can be made available to the public; and be it further

8th RESOLVED, that data sets provided by County departments and agencies to Information Technology shall be published on the open web system designed by Information Technology as part of a pilot program for a period of one year from the date public access goes live; and be it further

9th RESOLVED, that Information Technology shall monitor the use of the open data web system and issue a written report to the County Executive and each member of the County Legislature on the use of the site and its recommendations on the continued and/or expanded publication of data sets to the public within ninety (90) days of the conclusion of the one year pilot period; and be it further

10th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:

s:/reslr-facilitate-open-data
RESOLUTION NO. -2014, AUTHORIZING EXECUTION OF AN AMENDED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SCSD NO. 3 – SOUTHWEST WITH DAMIANOS PINELAWN LLC - 41 PINE LAWN DR LLC (HU-1007.1)

WHEREAS, Damianos Pinelawn LLC - 41 Pine Lawn DR LLC is an existing connectee, outside the boundary of Suffolk County Sewer District No. 3 – Southwest; and

WHEREAS, the new owners of the parcel, Damianos Pinelawn LLC - 41 Pine Lawn DR LLC, have petitioned and requested the Administrative Head of the District for permission to amend the original connection agreement to reflect the new property ownership and to extend the term beyond the present expiration date of December 31, 2015, and

WHEREAS, it has been determined by the Administrative Head of the District that the wastewater treatment capacity continues to be available; and

WHEREAS, the amendment to the connection agreement has received the approval of the Suffolk County Sewer Agency (Resolution 21-2014); and

WHEREAS, pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is listed as a Type II Action, and requires no further action, and

NOW, THEREFORE, IT IS

1st RESOLVED, that pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is a Type II Action, and requires 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 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 Treasurer in those instances that the Administrative Head deems necessary to ensure performance of such agreements and contracts, now, therefore, 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(L&M) of the Suffolk County Charter.

DATED:

APPROVED BY:

________________________________________
County Executive of Suffolk County
Date of Approval:
1. **Type of Legislation**
   - Resolution: X
   - Local Law: 
   - Charter Law: 

2. **Title of Proposed Legislation**
   - RESOLUTION NO. -2014, AUTHORIZING EXECUTION OF AN AMENDED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND DAMIANOS PINELAWN LLC - 41 PINE LAWN DR LLC (HU-1007.1)

3. **Purpose of Proposed Legislation**
   - To authorize execution of an amended agreement by the Administrative Head of Suffolk County Sewer District No.3 - Southwest with Damianos Pinelawn LLC - 41 Pine Lawn DR LLC (HU-1007.1)

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**
   - NA

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**
    - Craig A Platt,
    - Assistant Director Sewer District Activation

11. **Signature of Preparer**
    - Debra Kolyer

12. **Date**
    - May 30, 2014

SCIN FORM 175b (10/95)
### GENERAL FUND

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**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
SUFFOLK COUNTY SEWER AGENCY

RESOLUTION NO: 21 - 2014

AUTHORIZING FORMAL APPROVAL
TO EXECUTE AN AMENDED AND RENEWED
AGREEMENT FOR CONNECTION TO
SUFFOLK COUNTY SEWER DISTRICT NO. 3 – SOUTHWEST BY
DAMIANOS PINELAWN LLC / 41 PINE LAWN DR LLC (HU-1007.1)

WHEREAS, Damianos Pinelawn LLC / 41 Pine Lawn DR LLC (formerly known as Swiss Air/SwissAir Transport) is an existing parcel in Melville, New York, on property identified on the Suffolk County Tax Maps as District 0400, Section 255.00, Block 01.00, Lot 017.000, and

WHEREAS, the parcel is not located within the boundaries of Suffolk County Sewer District No. 3 – Southwest (the "District"), however, said parcel is connected to the District since the original connection agreement was executed on May 14, 1993, and

WHEREAS, the connection agreement will expire on December 31, 2015, the new property owners request to amend and renew said agreement, and

WHEREAS, pursuant to Section 617.5(c) (11) and (20), of the SEQRA regulations, this project is listed as a Type II Action, and requires no further action, and

NOW, THEREFORE, IT IS

1st RESOLVED, that pursuant to Section 617.5(c) (20), of the SEQRA regulations, this project is a Type II Action, and requires no further action, now, therefore, be it further

2nd RESOLVED, that said connection agreement be amended to reflect the new property owners and extended for a term allowable under the law, and be it further

3rd 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 Damianos Pinelawn LLC / 41 Pine Lawn DR LLC if, within one (1) year from the date of the adoption hereof, an amended 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 – May 19, 2014)
2014 Intergovernmental Relations
Memorandum of Support

Title of Bill:
RESOLUTION NO. -2014, AUTHORIZING EXECUTION OF AN AMENDED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND DAMIANOS PINELAWN LLC - 41 PINE LAWN DR LLC (HU-1007.1)

Purpose or General Idea of Bill:
To authorize execution of an amended agreement by the Administrative Head of Suffolk County Sewer District No 3 - Southwest with Damianos Pinelawn LLC - 41 Pine Lawn DR LLC (HU-1007.1)

Summary of Specific Provisions:
Permit the amending/extending of the connection agreement for an existing connectee

Justification:
Amend/Extend existing agreement

Fiscal Implications:
None

SCDPW Project: Damianos Pinelawn LLC - 41 Pine Lawn D
Project No.: HU-1007.1

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

335 YAPHANK AVENUE ■ YAPHANK, N.Y. 11980 ■
(631) 852-4204 ■ FAX (631) 852-4659
MEMORANDUM

To: Jon Schneider, Deputy County Executive
From: Gilbert Anderson, P.E., Commissioner, SCDPW
Date: May 30, 2014
Subject: RESOLUTION NO. ___-2014, AUTHORIZING EXECUTION OF AN AMENDED AGREEMENT BY THE ADMINISTRATIVE HEAD OF SUFFOLK COUNTY SEWER DISTRICT NO. 3 SOUTHWEST AND DAMIANOS PINELAWN LLC - 41 PINE LAWN DR LLC (HU-1007.1)

Attached is a draft resolution filed as Reso-DPW-SA 21-2014 Damianos Pinelawn LLC - 41 Pine Lawn DR LLC (HU-1007.1) and appropriate forms with the backup filed as Backup- Reso-DPW-SA 21-2014 Damianos Pinelawn LLC - 41 Pine Lawn DR LLC (HU-1007.1) SCIN 175A.

This is a resolution authorizing the execution of an amendment to the original connection agreement by the Administrative Head of Suffolk County Sewer District No. 3 – Southwest with Damianos Pinelawn LLC - 41 Pine Lawn DR LLC (HU-1007.1), reflecting their new ownership of the property in question.

Project Facts:

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<tr>
<th>Type/units:</th>
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<tr>
<td>Flow:</td>
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<td>Area:</td>
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<td>No. 3 – Southwest</td>
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<td>Legislative District:</td>
<td>17th</td>
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cc: Dennis M. Cohen, Chief Deputy County Executive
    Lisa Santeramo, Assistant Deputy County Executive
    Tom Vaughn, Director of Intergovernmental Relations
    John Donovan, P.E., SCDPW
    Janice McGovern, P.E., SCDPW
    Chuck Jaquin, SCDPW
    Robert A. Braun, Esq., SCDOL
    Debra Kolyer, CE Office
    Nick Paglia, Assistant Executive Analyst
    Elizabeth Duffy, SCDPW
    CE Reso Review
    Craig A. Platt, Secretary, SCSA

SUFFOLK COUNTY IS AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER
RESOLUTION NO. -2014, AUTHORIZING USE OF
CUPSGOE COUNTY PARK BY BLESSINGS IN A
BACKPACK AND BACKPACKS FOR FELLOW STUDENTS
FOR THEIR RUN FOR A REASON FUNDRAISER

WHEREAS, Blessings in a Backpack is a 501(c)(3) organization and Backpacks
For Fellow Students is a Not For Profit organization; and

WHEREAS, Blessings in a Backpack and Backpacks for Fellow Students would
like to hold their Run For A Reason Fundraiser at Cupsogue County Park; and

WHEREAS, the Run For A Reason Fundraiser is scheduled to be held on Sunday,
October 5, 2014; and

WHEREAS, a Certificate of Insurance naming Suffolk County as an additional
insured must be provided no later than 30 days prior to the event by Blessings in a Backpack
and Backpacks for Fellow Students; now therefore, be it

1st RESOLVED, that the use of Cupsogue County Park by Blessings in a
Backpack and Backpacks for Fellow Students for the purpose of hosting a fundraiser on
Sunday, October 5, 2014, from 7:00 a.m. to 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 by the County of Suffolk from Blessings in a Backpack and Backpacks for Fellow
Students and the payment of the Five Hundred Dollars ($500.00) event 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, Blessings in a
Backpack and Backpacks for Fellow Students 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 fundraiser at Cupsogue County Park
by Blessings in a Backpack and Backpacks for Fellow Students; and be it further

4th RESOLVED, that Blessings in a Backpack and Backpacks for Fellow Students
shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow
vendors at the event to sell tangible personal property other than food or drink and require these
vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX
LAW; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State
Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law,
Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant
to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and
(27), in that the resolution concerns minor temporary uses of land having negligible or no
permanent impact on the environment, routine, or continuing agency administration and
management, not including new programs or major reordering of priorities, and adoption of a
local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

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

2. Title of Proposed Legislation
   AUTHORIZING USE OF CUPSOGUE COUNTY PARK BY BLESSINGS IN A BACKPACK AND BACKPACKS FOR FELLOW STUDENTS FOR THEIR RUN FOR A REASON 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 $500.00 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
    Danielle L. Tings
    Senior Account Clerk Typist
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    [Signature]

12. Date
    07/03/2014
# FINANCIAL IMPACT
## 2014 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

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<th>2014 FEV TAX RATE PER $1000</th>
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## POLICE DISTRICT AND DISTRICT COURT

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## COMBINED

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<th>2014 AV TAX RATE PER $100</th>
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<td>$0.00</td>
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### NOTES:
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act to authorize the use of Cupsogue County Park by Blessings in a Backpack and Backpacks for Fellow Students for their Run For A Reason Fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: Blessings in a Backpack and Backpacks for Fellow Students would like to hold their Run For A Reason Fundraiser at Cupsogue County Park.

SUMMARY OF SPECIFIC PROVISIONS: This legislation authorizes the use of Cupsogue County Park by Blessings in a Backpack and Backpacks for Fellow Students for the purpose of hosting a fundraiser on Sunday, October 5, 2014, from 7:00 a.m. to 1:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page by the County of Suffolk from Blessings in a Backpack and Backpacks for Fellow Students, and the payment of Five Hundred Dollars ($500.00) event 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: Blessings in a Backpack is a 501(c)(3) organization run by Aiden Kravitz, a senior at Westhampton Beach (WHB)-High School. Backpacks for Fellow Students is a Not For Profit created by Ariana DeMattei an 8th grader at WHB-Middle School. Blessings in Backpack provides WHB elementary school children who are on the Federal Free and Reduced Price Meal Program a backpack of food to take home for 38 weekends during the school year. While these children are fed through government programs during school, Blessings in a Backpack would like to ensure they are receiving nutritional meals on the weekends as well. Over the past 4 years, they have provided over 130 backpacks to students. Backpacks for Fellow Students provides to elementary school students most in need, brand new backpacks, also containing all their required school supplies to start off the school year. Over the past two years, they have provided over 400 backpacks. By doing this, Backpacks for Fellow Students strives to create a level playing field regardless of socio-economic status and help to maximize a child's opportunity for success. Donations and Fundraisers are the primary source of revenue for both these organizations. This fundraiser would help continue to be able to fund their projects and achieve their goals. This event will generate Five Hundred Dollars ($500.00) in revenue for the County of Suffolk. In addition, the use of County property for a 5K run, known as Run For A Reason, would promote and protect the public health and general welfare of the residents of Suffolk County.

FISCAL IMPLICATIONS: There is a nominal fee ($500.00) collected by the County for use of the Park.
2014 EXPALANTION 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........$50.00/day
   - 51 to 100 persons.....$100.00/day
   - 101 to 200 persons...$150.00/day
   - 201 to 500 persons....$225.00/day
   - 501 to 1000 persons...$400.00/day
   - Over 1000 persons....$600.00/day
b. Off-Season Park Use Fee: $2.00/person/day
c. Suffolk County Alcohol Fee: $30.00/day
d. Pavilion Use Fee: $100.00/day
e. Showmobile Fee: $500.00 for the first 4 hours, $125.00 for each additional hour
f. Showmobile Extras: $225.00/day for extended stage, $125.00/day for generator

PARK SCHEDULE: Various County 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 and Indian Island:
   - 05/24-09/01/2014 (Weekends and Holidays ONLY) – On-Season Park Use Fee
   - All other dates – Off-Season Park Use Fee
b. Smith Point, Mescutt & Cupsogue:
   - 05/24-09/01/2014 – On-Season Park Use Fee
   - 09/06-07/07/2014 (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: Blessings in a Backpack and Backpacks for Fellow Students – Run For A Reason Fundraiser
Park – Cupsogue Event Date – October 5, 2014 Estimated No. Attending – 250 people
Alcohol – No Pavilion Use – No
Showmobile – No Showmobile Extras – N/A

FEE CHARGED: $500.00 Park Use Fee
COUNTY OF SUFFOLK

STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

GREG DAWSON
COMMISSIONER

TO: JON SCHNEIDER, Deputy County Executive
FROM: GREG DAWSON, Commissioner
CC: DENNIS M. COHEN, Chief Deputy County Executive
    LISA SANTERAMO, Assistant Deputy County Executive
    TOM VAUGHN, Director of Intragovernmental Relations

DATE: July 3, 2014

RE: INTRODUCTORY RESOLUTION AUTHORIZING USE OF CUPSOGUE COUNTY PARK BY BLESSINGS IN A BACKPACK AND BACKPACKS FOR FELLOW STUDENTS FOR THEIR RUN FOR A REASON 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-Blessings in a Backpack and BFFS.doc”.

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

Enclosures
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>Department of Parks, Recreation and Conservation</td>
<td>Danielle L. Tings</td>
</tr>
<tr>
<td>PO Box 144</td>
<td>854-4917</td>
</tr>
<tr>
<td>W. Sayville, NY 11796</td>
<td></td>
</tr>
</tbody>
</table>

Suggestion Involves:

- Technical Amendment
- New Program
- Contract
- New
- Grant Award
- Rev.
- Other
- X Fundraising Event

Summary of Problem: (Explanation of why this legislation is needed.)

Authorizing use of Cupsogue County Park by Blessings in a Backpack and Backpacks for Fellow Students for their Run For A Reason Fundraiser on October 5, 2014.

---

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 NO. -2014, AUTHORIZING USE OF CUPSOGUE BEACH COUNTY PARK BY THE AMERICAN CANCER SOCIETY, FOR THE AMAZEDNESS KITE FLY FUNDRAISER

WHEREAS, the American Cancer Society would like to host the Amazedness Kite Fly at Cupsogue Beach County Park on Saturday September 13, 2014 from 12:00 p.m. to 4:00 p.m., with a rain date set for Saturday, September 20, 2014; and

WHEREAS, the County of Suffolk shall receive consideration in the total amount of Eighty and 00/100 Dollars ($80.00), payment of which shall be guaranteed by the American Cancer Society; and

WHEREAS, a Certificate of Insurance and accompanying declaration page naming the County of Suffolk as an additional insured has been provided by the American Cancer Society; and

WHEREAS, the use of County property for the Amazedness Kite Fly 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 Cupsogue Beach County Park by the American Cancer Society, in consideration of the payment of Eighty and 00/100 Dollars ($80.00) for the purpose of hosting the Amazedness Kite Fly fundraiser on Saturday, September 13, 2014 from 12:00 p.m. to 4:00 p.m., with a rain date of Saturday, September 20, 2014, 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 naming the County of Suffolk as an additional insured by the County of Suffolk from the American Cancer Society and subject to such additional terms and conditions as may be required by the Risk Management and Benefits Division in the County Department of Law; and be it further

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

3rd RESOLVED, that the Commissioner of the Suffolk County Department of Parks, Recreation and Conservation is hereby authorized, empowered and directed, pursuant to Section 28-4(A) of the SUFFOLK COUNTY CHARTER, to take such measures as shall be necessary and appropriate to facilitate the hosting of the fundraiser at Cupsogue Beach County Park by the American Cancer Society; and be it further

4th RESOLVED, that the American Cancer Society shall also provide an entertainment promoter certificate to the County of Suffolk if it wishes to allow vendors at the event to sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no
permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

___________________________________

Date of Approval:
### Statement of Financial Impact

**Type of Legislation**
- *Resolution X*  
- Local Law  
- Charter Law  

**Title of Proposed Legislation**

AUTHORIZING USE OF CUPSOUGE BEACH COUNTY PARK BY THE AMERICAN CANCER SOCIETY, FOR THE AMAZEDNESS KITE FLY FUNDRAISER

**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 $80.00 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**

Danielle L. Tings  
Sr. Account Clerk Typist  
Dept. of Parks, Recreation & Conservation

**Signature of Preparer**

[Signature]

**Date**

07/07/2014

---

Debra Foley  
Principal Financial Analyst  
[Signature]  
7/11/14
# Financial Impact

## 2014 Property Tax Levy

### Cost to the Average Taxpayer

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<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</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, 2013.
3. Source for equalization rates: 2013 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act to authorize the use of Cupsogue Beach County Park by the American Cancer Society, for the Amazedness Kite Fly fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: The American Cancer Society would like to hold its Amazedness Kite Fly fundraiser on Saturday, September 13, 2014 with a rain date of Saturday, September 20, 2014.

SUMMARY OF SPECIFIC PROVISIONS: This legislation authorizes the use of Cupsogue Beach County Park by the American Cancer Society for the purpose of hosting a fundraiser on Saturday, September 13, 2014, with a rain date of Saturday, September 20, 2014, subject to receipt of a Certificate of Insurance and accompanying declaration page by the County of Suffolk from the American Cancer Society, and the payment of Eighty Dollars ($80.00) event 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 use of County property for the Amazedness Kite Fly would promote and protect the public health, safety and general welfare of the residents of Suffolk County. In addition, this event will generate Eighty Dollars ($80.00) in revenue for the County of Suffolk.

FISCAL IMPLICATIONS: There is a nominal fee ($80.00) collected by the County for use of the Park.
COUNTY OF SUFFLOWK

DEPARTMENT OF PARKS, RECREATION AND CONSERVATION

STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

GREG DAWSON
COMMISSIONER

2014 EXPLANATION 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........$50.00/day
   - 51 to 100 persons......$100.00/day
   - 101 to 200 persons....$150.00/day
   - 201 to 500 persons....$225.00/day
   - 501 to 1000 persons...$400.00/day
   - Over 1000 persons....$600.00/day
b. Off-Season Park Use Fee: $2.00/person/day
c. Suffolk County Alcohol Fee: $30.00/day
d. Pavilion Use Fee: $100.00/day
e. Showmobile Fee: $500.00 for the first 4 hours, $125.00 for each additional hour
f. Showmobile Extras: $225.00/day for extended stage, $125.00/day for generator

PARK SCHEDULE: Various County 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 and Indian Island:
   05/24-09/01/2014 (Weekends and Holidays ONLY) – On-Season Park Use Fee
   All other dates – Off-Season Park Use Fee
b. Smith Point, Meschutt & Cupsogue:
   05/24-09/01/2014 – On-Season Park Use Fee
   09/06-09/07/2014 (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: Blessings in a Backpack and Backpacks for Fellow Students – Run For A Reason Fundraiser
Park – Cupsogue Event Date – September 13 & 20, 2014 Estimated No. Attending – 20 people
Alcohol – No Pavilion Use – No
Showmobile – No Showmobile Extras – N/A

FEE CHARGED: $80.00 Park Use Fee ($2.00/person/day x 20 people x 2 days)
TO: JON SCHNEIDER, Deputy County Executive

FROM: GREG DAWSON, Commissioner

CC: DENNIS M. COHEN, Chief Deputy County Executive
    LISA SANTERAMO, Assistant Deputy County Executive
    TOM VAUGHN, Director of Intragovernmental Relations

DATE: JULY 7, 2014

RE: INTRODUCTORY RESOLUTION AUTHORIZING USE OF
    CUPSOGUE BEACH COUNTY PARK BY THE AMERICAN CANCER
    SOCIETY, FOR THE AMAZEDNESS KITE FLY 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-Amazenedness Kite Fly Fundraising Event.doc.”

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

Enclosures
RESOLUTION NO. -2014, AUTHORIZING USE OF MANORVILLE HILLS COUNTY PARK BY THE LONG ISLAND GREENBELT TRAIL CONFERENCE FOR ITS 15K TRAIL RACE FUNDRAISER

WHEREAS, the Long Island Greenbelt Trail Conference is a 501(c)(3) nonprofit organization having its place of business at the Blydenburgh-Weld House in Blydenburgh County Park, Smithtown, New York; and

WHEREAS, the Long Island Greenbelt Trail Conference would like to hold its 15K Trail Race Fundraiser at Manorville Hills County Park in the Town of Brookhaven; and

WHEREAS, the 15K Trail Race Fundraiser is scheduled to be held on Saturday, November 8, 2014 from 6:00 a.m. to 4:00 p.m.; and

WHEREAS, a Certificate of Insurance naming the County of Suffolk as an additional insured has been provided by the Long Island Greenbelt Trail Conference; now therefore, be it

1st RESOLVED, that the use of Manorville Hills County Park by the Long Island Greenbelt Trail Conference for the purpose of hosting its 15K Trail Race Fundraiser on Saturday, November 8, 2014, from 6:00 a.m. to 4:00 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 by the County of Suffolk from the Long Island Greenbelt Trail Conference and the payment of the One Hundred and Eighty Dollars ($180.00) event 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 Long Island Greenbelt Trail Conference 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 fundraiser at Manorville Hills County Park by the Long Island Greenbelt Trail Conference; and be it further

4th RESOLVED, that the Long Island Greenbelt Trail Conference shall also provide an entertainment promoter certificate to Suffolk County if it wishes to allow vendors at the event to sell tangible personal property other than food or drink and require these vendors to display such certificate in order to comply with the provisions of the NEW YORK TAX LAW; and be it further

5th RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), New York Environmental Conservation Law, Article 8, hereby finds and determines that this resolution constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR") § 617.5 (C)(15), (20) and (27), in that the resolution concerns minor temporary uses of land having negligible or no permanent impact on the environment, routine, or continuing agency administration and management, not including new programs or major reordering of priorities, and adoption of a
local legislative decision in connection with the same, and since this is a Type II action, the County Legislature has no further responsibilities under SEQRA.

DATED:

APPROVED BY:

________________________
County Executive of Suffolk County

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

2. Title of Proposed Legislation
   AUTHORIZING USE OF MANORVILLE HILLS COUNTY PARK BY THE LONG ISLAND GREENBELT TRAIL CONFERENCE FOR ITS 15K TRAIL RACE 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 $180.00 collected by the County for use of the park and pavilion.

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
    Danielle L. Tings
    Senior Account Clerk Typist
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer

12. Date
    07/07/2014

Debra Kelsey
Principal, Financial Analyst  7/21/14
### GENERAL FUND

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<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
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### POLICE DISTRICT AND DISTRICT COURT

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**NOTES:**
3) SOURCE FOR EQUALIZATION RATES: 2013 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

Page 2 of 2

To be corrected by the Executive Budget Office
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: An act to authorize the use of Manorville Hills County Park by the Long Island Greenbelt Trail Conference for its 15K Trail Race Fundraiser.

PURPOSE OR GENERAL IDEA OF THE BILL: The Long Island Greenbelt Trail Conference would like to hold its 15K Trail Race Fundraiser at Manorville Hills County Park in the Town of Brookhaven.

SUMMARY OF SPECIFIC PROVISIONS: This legislation authorizes the use of Manorville Hills County Park by the Long Island Greenbelt Trail Conference for the purpose of hosting a fundraiser on Saturday, November 8, 2014, from 6:00 a.m. to 4:00 p.m., subject to receipt of a Certificate of Insurance and accompanying declaration page by the County of Suffolk from the Long Island Greenbelt Trail Conference, and the payment of One Hundred and Eighty Dollars ($180.00) event 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 Greenbelt Trail Conference is a unique, nonprofit organization that has created more than 200 miles of hiking paths on Long Island. They are dedicated to protecting open space and the scenic Greenbelt trails for all to enjoy. They lead over 200 free guided hikes each year; and have donated a total of over 500,000 volunteer hours to Long Island's parks and trails. The monies received from this event will better provide maintenance on the trails at Manorville Hills County Park, as well as, help mitigate ATV and motorcycle damage. This event will generate One Hundred and Eighty Dollars ($180.00) in revenue for the County of Suffolk. In addition, the use of County property for a trail race fundraiser would promote and protect the public health and general welfare of the residents of Suffolk County.

FISCAL IMPLICATIONS: There is a nominal fee ($180.00) collected by the County for use of the Park.
COUNTY OF SUFFOLK

DEPARTMENT OF
PARKS, RECREATION AND CONSERVATION

2014 EXPLANATION 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........,$50.00/day
   51 to 100 persons.....,$100.00/day
   101 to 200 persons...,$150.00/day
   201 to 500 persons....,$225.00/day
   501 to 1000 persons...,$400.00/day
   Over 1000 persons....,$600.00/day

b. Off-Season Park Use Fee: $2.00/person/day
c. Suffolk County Alcohol Fee: $30.00/day
d. Pavilion Use Fee: $100.00/day
e. Showmobile Fee: $500.00 for the first 4 hours, $125.00 for each additional hour
f. Showmobile Extras: $225.00/day for extended stage, $125.00/day for generator

PARK SCHEDULE: Various County 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 and Indian Island:
   05/24-09/01/2014 (Weekends and Holidays ONLY) – On-Season Park Use Fee
   All other dates – Off-Season Park Use Fee
b. Smith Point, Meschutt & Cupsogue:
   05/24-09/01/2014 – On-Season Park Use Fee
   09/06-09/07/2014 (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: Long Island Greenbelt Trail Conference – 15K Trail Race
Park – Manorville Hills   Event Date – November 8, 2014   Estimated No. Attending – 90 people
Alcohol – No   Pavilion Use – No
Showmobile – No   Showmobile Extras – N/A

FEE CHARGED: $180.00 Park Use Fee
TO: JON SCHNEIDER, Deputy County Executive
FROM: GREG DAWSON, Commissioner
CC: DENNIS M. COHEN, Chief Deputy County Executive
    LISA SANTERAMO, Assistant Deputy County Executive
    TOM VAUGHN, Director of Intragovernmental Relations
DATE: JULY 7, 2014
RE: INTRODUCTORY RESOLUTION AUTHORIZING USE OF MANORVILLE HILLS COUNTY PARK BY THE LONG ISLAND GREENBELT TRAIL CONFERENCE FOR ITS 15K TRAIL RACE 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-LIGTC Trail Race Fundraiser.doc".

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

Enclosures
RESOLUTION NO. TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGEBACKS ON CORRECTION OR ERRORS/COUNTY TREASURER BY: COUNTY LEGISLATURE #411

WHEREAS, the County Legislature of the County of Suffolk may cancel assessments and grant refunds of taxes, in the case of erroneous or improper assessments, pursuant to the provisions of the Real Property Tax Law and the Suffolk County Tax Act, and

WHEREAS, the properties represented by the item numbers or tax map numbers indicated below have been erroneously or improperly assessed as appears from the certificates of Assessors of the respective towns in which said properties are situated as described below and the procedures as provided in the Real Property Tax Law have been fully complied with, now, therefore, be it

RESOLVED, that the taxes for the properties represented by the item numbers or tax map numbers as shown for the year or years specified be readjusted or refunded in full or in part in the amount set opposite each such parcel as hereinafter indicated, and

BE IT FURTHER RESOLVED that the amount of such adjustment or refund be charged back to the respective town as provided by law.

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<tr>
<th>Description</th>
<th>Year</th>
<th>Original Tax</th>
<th>Corrected Tax</th>
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Dated: Approved By:

Suffolk County Executive

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution XXX
   Local Law   Charter Law

2. Title of Proposed Legislation
   To readjust, compromise and grant refunds and charge backs on Correction of Errors/County Treasurer By: County Treasurer

3. Purpose of Proposed Legislation
   To cancel or adjust taxes and make refunds and charge backs due to erroneous or improper assessments.

4. Will the Proposed Legislation Have a Fiscal Impact?  YES XXX  NO

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

6. If the answer to item 5 is "yes," Provide Detailed Explanation of Impact
   In the case of refunds, the County will initially refund the amount of the incorrect tax. Approximately 81% of the refunded amount will be charged back to the Town to be added to the subsequent year's tax warrant. The remainder will be a County charge. If the original tax is unpaid, the same procedure would apply, however, no County monies would be refunded and it will be charged back to the Town within twelve to eighteen months.

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

8. Proposed Source of Funding
   To be refunded from the County General Fund

9. Timing of Impact
   Variable

10. Typed Name & Title of Preparer
    Angie M. Carpenter
    County Treasurer

11. Signature of Preparer
    Angie Carpenter

12. Date
    1/6/14
RESOLUTION NO. 2014-TO APPOINT MEMBER OF SUFFOLK COUNTY YOUTH BOARD COORDINATING COUNCIL REPRESENTING LEGISLATIVE DISTRICT #16 (ILENE COOPER)

WHEREAS, Section A3-5(E)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE provides for the appointment of members of the Suffolk County Youth Board Coordinating Council, including eighteen members representing each of the County's Legislative Districts; and

WHEREAS, Legislator Stern has recommended that Ilene Cooper, currently residing in Dix Hills, NY to be appointed to represent the 16th Legislative District on the Suffolk County Youth Board Coordinating Council; now, therefore be it

1st RESOLVED, that, Ilene Cooper currently residing in Dix Hills, NY is hereby appointed as a member of the Suffolk County Youth Board Coordinating Council to represent the 16th Legislative District on the Suffolk County Youth Board Coordinating Council for a term of three years commencing on the effective date of this resolution in accordance with Section A3-5(E)(3); and be it further

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and/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, 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:

________________________________________
Steven Bellone
County Executive of Suffolk County

Date:
Ilene Sherwyn Cooper

<< continued

School's Board of Governors and the Long Island Women's Agenda (LIWA). Ms. Cooper serves on Friends of Karen's Long Island Advisory Board and the organization's Steering Committee. She serves on the Honorary Board of the Suffolk County Coalition Against Domestic Violence (SCCADV). Ms. Cooper formerly served on a special task force to evaluate the quality of education in the Half Hollow Hills Middle Schools.

Ms. Cooper was selected by her peers for inclusion in The Best Lawyers in America 2013 in the field of Litigation-Trusts & Estates. She was selected for the 2008, 2009, 2010, 2011 and 2012 New York Super Lawyers - Metro lists (Estate & Trust Litigation). In 2010, Ms. Cooper was recognized by Long Island Business News in "Who's Who in Women in Professional Services." In 2007, she was named an Achiever in Law by the Long Island Center for Business and Professional Women. She was named one of Long Island's Top 50 Women in Business by Long Island Business News in 2002 and 2003, and in 2005. was inducted into the Top 50 Women's Hall of Fame. In 2003, she received the President's Award from the Suffolk County Bar Association.

A 1979 graduate of Hofstra University Law School, she received her Bachelor of Arts Degree from Cornell University in 1976. Ms. Cooper is admitted in the State of New York. She has an AV Preeminent Martindale-Hubbell Peer Review Rating. Ms. Cooper is listed in Martindale-Hubbell's 2011 Top Women Lawyers in the Northeast in Trusts & Estates, Wills & Probate.
Ilene Sherwyn Cooper

promoting women's health issues. In 2008 and 2010, Ms. Cooper, on behalf of the Suffolk County Bar Association, and in conjunction with the Suffolk County Women's Bar Association and North Shore-LIJ Health System/Katz Women's Hospital, coordinated a Women's Health Symposium to address important and timely health issues.

In 2008, Ms. Cooper was appointed to the Suffolk County Youth Board Coordination Council. Her appointment to serve as a member of the Council was approved by a vote of the Suffolk County Legislature. The Youth Board advises the County Executive on matters pertaining to children and youth and ensures effective countywide planning, development and management of resources necessary to sustain the youth service system.

Ms. Cooper was responsible for drafting an amendment to EPTL 5-3.2, which was signed into law in June 2007, in order to increase the inheritance rights of non-marital children. Together with members of the New York State Bar Association’s Trusts and Estates Law Section, she also drafted an amendment to SCPA 2307-a, dealing with attorney-fiduciaries, and was instrumental in initiating and spearheading an amendment to Surrogate’s Court Procedure Act (SCPA) 2211, which became law on August 1, 2007. The amendment provides for discovery prior to the filing of objections in contested accounting proceedings.

In 2008, she drafted legislation, signed into law by Governor Pataki, which provides that abusive parents, whose rights have been terminated under Social Services Law, are disqualified from receiving an inheritance from the abused child’s estate.

In 2003, Ms. Cooper was nominated as a Fellow of the American College of Trust and Estate Counsel (ACTEC). In 2002, she published a textbook entitled, “Wills, Trusts and Estates - Essential Tools For The New York Paralegal,” which serves as a practice tool and guide for paralegals, as well as general practitioners involved in the field of trusts and estates. Further, Ms. Cooper is the editor of the volume on litigation in New York Surrogate’s Courts, published by Warren’s Heaston.

Ms. Cooper has been a member of the West Hollow Middle School's School-Based Management Team. She is a board member of numerous organizations, including The Hills Foundation, the Suffolk County Child Care Council, Child Abuse Prevention Services, Half Hollow Hills Business Advisory Council, Children’s Medical Fund Corporate Alliance, Touro Law
Ilene Sherwyn Cooper

Ilene S. Cooper is a partner at Farrell Fritz concentrating in trusts and estates. She practices litigation in Surrogate's Courts throughout the Metropolitan area. She also has experience in drafting and execution of wills and trust instruments, powers of attorney, health care proxies and living wills. In addition to her work at Farrell Fritz, Ms. Cooper is an Adjunct Professor of Law at Touro Law School, where she was named Adjunct Professor of the Year in 2011, 2001 and 2000. She is also a member of the School's Board of Trustees. Previously, Ms. Cooper worked as a Principal Law Assistant/Referee for the Surrogate of Suffolk County, Honorable Ernest L. Signorelli. She is a frequent contributor to Farrell Fritz's New York Trusts & Estates Litigation blog.

Ms. Cooper is a past Chair of the New York State Bar Association's 5,000+ member Trusts and Estates Law Section, a Fellow of the New York Bar Foundation and a member of the House of Delegates. She is a past president of the Suffolk County Bar Association and is a columnist for the Association's publication, the Suffolk Lawyer. Ms. Cooper serves on the Advisory Committee of the Suffolk Academy of Law, is a member of the Association's Surrogate's Court Committee, its Professionalism Committee and is one of the founding members of the Association's Scholarship Fund. Formerly, Ms. Cooper was a member of the Association's Judicial Screening Committee, a Co-chair of its Grievance Committee and a member of its Board of Directors. She is a member of the Theodore Roosevelt American Inn of Court.

In 2006, Ms. Cooper was appointed by the Appellate Division, Second Judicial Department, to the Supreme Court of the State of New York's Grievance Committee for the Tenth Judicial District. She was reappointed in 2010 to serve another four-year term.


Ms. Cooper is a former Chairperson of the New York State Bar Association's Committee on Trust and Estate Administration and a former member of the Special Committee on Fiduciary Appointments. She is also a former Officer of the Suffolk County Women's Bar Association and member of Suffolk County's Pro Bono Committee.

In 2010, Ms. Cooper was named Volunteer of the Year by Times Beacon Record publications. That same year, she received a special award from The Carol M. Baldwin Breast Cancer Fund for her extraordinary efforts in...
October 9, 2012

Roderick Pearson, Executive Director
Suffolk County Youth Board Coordinating Council
PO Box 6100
Hauppauge, New York 11788

Re: Suffolk County Youth Board Coordinating Council Appointee

Dear Mr. Pearson:

It is my distinct pleasure to once again designate Ilene Cooper for reappointment as a member of the Suffolk County Youth Board Coordinating Council.

Ms. Cooper currently resides at 7 Deanna Court, Dix Hills, New York and has served on the Suffolk County Youth Board Coordinating Council as my appointee from the 16th Legislative District since March, 2008. Ms. Cooper's lifelong commitment to the welfare of our young people inspired me to appoint her to this important position.

Ms. Cooper's outstanding professional credentials are matched only by her dedication to serving our children and the most vulnerable members of our community. Her service is both impressive and exemplary. It is my privilege to designate Ilene Cooper as my appointee from the 16th Legislative District.

Sincerely,

Steve Stern
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

TO APPOINT MEMBER OF SUFFOLK COUNTY YOUTH BOARD COORDINATING COUNCIL REPRESENTING LEGISLATIVE DISTRICT #16 (ILENE COOPER)

3. Purpose of Proposed Legislation

This resolution appoints Eileen Cooper of Dix Hills to the Suffolk County Youth Board Coordinating Council to represent the 16th Legislative District, for a term of three years commencing on the effective date of the resolution. Legislator Stern, from Suffolk County’s 16th Legislative District, made the recommendation for this individual’s appointment. Board members serve without compensation.

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)

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

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

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

Effective upon adoption

10. Typed Name & Title of Preparer

Kim G. Brandeau
Chief Budget Examiner

11. Signature of Preparer

12. Date

7-22-14
### Financial Impact

#### 2014 Property Tax Levy

**Cost to the Average Taxpayer**

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#### Police District and District Court

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#### Combined

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<tr>
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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, September 2012.
3. Source for equalization rates: Tentative 2012 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. 1724-14
INTRODUCED BY PRESIDING OFFICER
ON REQUEST OF THE COUNTY EXECUTIVE

RESOLUTION NO. 2014
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #969-2014)

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

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

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

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

2. BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.
### RESOLUTION NO. 969-2014

**KEY** | **EXPLANATION** | **RPTL SEC** | **LIMITATIONS**
---|---|---|---
A | Clerical Error | 556 | 3 years
B | Unlawful Entry | 556 | 3 years
C | Error in Essential Fact | 556a | 3 years

### RESOLUTION NO. 969-2014

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

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<th>Corrected Tax</th>
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As Provided and Requested By Town Assessor or Receiver of Taxes

APPROVED BY:

County Executive of Suffolk County

Date of Approval:

Page 2 of 2
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution  X  Local Law  Charter Law

2. Title of Proposed Legislation

TO READJUST, COMPROMISE, AND GRANT REFUNDS AND CHARGE-BACKS ON REAL PROPERTY CORRECTION OF ERRORS

3. Purpose of Proposed Legislation  Yes  No

SEE NO. 2 ABOVE

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

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

County  Town  Economic Impact

Village  School District  Other (Specify):

Library District  Fire District

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

N/A

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

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

2014

10. Typed Name & Title of Preparer  R. Motschenbacher  RPAT II

11. Signature of Preparer  

12. Date  July 21, 2014
RESOLUTION NO. -2014, ESTABLISHING POLICY FOR HIRING IN THE JAIL MEDICAL UNIT

WHEREAS, dozens of Licensed Practical Nurses ("LPNs") were laid off by the County of Suffolk when the John J. Foley Skilled Nursing Facility closed; and

WHEREAS, the Department of Civil Service and Human Resources created a preferred list of former employees who were laid off in non-competitive titles, including those in the LPN title, to create a pathway for them to return to County service; and

WHEREAS, the Jail Medical Attendants who work at the County correctional facilities have essentially the same job description and qualifications as LPNs; and

WHEREAS, the Department of Health Services can hire LPNs off the preferred list when there are open Jail Medical Attendant positions in the County’s jail medical unit; and

WHEREAS, the Department of Health Services has instead pursued a policy whereby it only hires LPNs off the preferred list to work at the correctional facilities on a part-time basis; and to make matters worse, the Department is hiring LPNs on an independent contractor basis to perform work at the correctional facilities which can and should be performed by LPNs on the preferred list; and

WHEREAS, the County of Suffolk should keep faith with former County employees who lost their jobs through no fault of their own; and

WHEREAS, the County can and should hire LPNs off the preferred list to fill openings in the jail medical unit and these LPNs should be given preference over persons hired on an independent contractor basis; now, therefore be it

1st RESOLVED, that the Department of Health Services is hereby authorized, empowered and directed to offer full-time employment to LPNs on the preferred list to fill open Jail Medical Attendant positions at the County’s correctional facilities; and be it further

2nd RESOLVED, that the Department of Health Services shall not hire LPNs on an independent contractor basis to perform work at the correctional facilities which can be performed by LPNs who are presently on the preferred list; and be it further

3rd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.
DATED:

APPROVED BY:

County Executive of Suffolk County

Date:

s:\res\--LPNs preferred list
RESOLUTION NO. – 2014, ADOPTING LOCAL LAW NO. -2014, A CHARTER LAW TO UPDATE THE COUNTY’S ETHICS STATUTE

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2014 a proposed local law entitled, "A CHARTER LAW TO UPDATE THE COUNTY’S ETHICS STATUTE"; now, therefore, be it

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

LOCAL LAW NO. -2014, SUFFOLK COUNTY, NEW YORK

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

Section 1. Legislative Intent.

This Legislature hereby finds and determines that Local Law No. 56-2011 established a new five (5) member Suffolk County Board of Ethics.

This Legislature further finds that the Board of Ethics is working diligently to administer the County’s conflict of interest and financial disclosure rules.

This Legislature also finds that the Board of Ethics, in its latest annual report, recommended several legislative actions that will improve the Board’s operations and clarify their jurisdiction.

Therefore, the purpose of this law is to enact recommendations of the Board of Ethics in order to strengthen the County’s ethics program.

Section 2. Amendments.

I. Article 30 of the SUFFOLK COUNTY CHARTER is hereby amended as follows:

ARTICLE XXX.
BOARD OF ETHICS

§ C30-2. Membership of Board.

F. Members shall receive compensation of $200 for each Board meeting they attend; such compensation shall not exceed [$400 per month.] $4,800 per year. The Board shall meet at least once per month.
II. Chapter 77 of the SUFFOLK COUNTY CODE is hereby amended as follows:

CHAPTER 77.
ETHICS AND ACCOUNTABILITY

***

Article II.
Financial Disclosure

***

§77-16. Penalties for offenses.

A. Any person required to file a financial disclosure statement with the Board pursuant to this article or any provision of County law who has not so filed at the end of one week after the required filing date shall be subject to a fine of not less than $250 or more than $1,000. In determining the amount of the fine, the Board shall consider factors, including, but not limited to, the person’s failure in prior years to file a report in a timely manner, and the length of the delay in filing. The Board may waive a fine entirely if a person establishes that the failure to file a report in a timely manner was due to illness, injury or other hardship.

***

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 will 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\cl-update-ethics-statute
DATE: JULY 23, 2014
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2014
TITLE: I.R. NO. -2014; CHARTER LAW TO UPDATE THE COUNTY’S ETHICS STATUTE
SPONSOR: LEGISLATOR GREGORY

DATE OF RECEIPT BY COUNSEL: 7/11/14  PUBLIC HEARING: 9/9/14
DATE ADOPTED/NOT ADOPTED:  ____________________  CERTIFIED COPY RECEIVED:  ____________________

This local law would amend the County's ethics statute as follows:

1. Amend the limits on compensation for members of the Board of Ethics from $400 per month to $4,800 per year. This change will permit the Board to schedule more than two meetings in any given month, if necessary, and allow Board members to be compensated for each of these meetings.

2. Clarifies that the Board is authorized to impose a fine on persons who fails to file a financial disclosure statement as required under any section of County law.

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

GEORGE NOLAN
Counsel to the Legislature

GN:tm

s:\rule28\28-UPDATE ETHIC STATUTE
RESOLUTION NO. - 2014, ADOPTING LOCAL LAW NO. -2014, A LOCAL LAW TO PROHIBIT THE SALE OF POWDERED CAFFEINE TO MINORS IN SUFFOLK COUNTY

WHEREAS, there was duly presented and introduced to this County Legislature at a meeting held on , 2014, a proposed local law entitled, "A LOCAL LAW TO PROHIBIT THE SALE OF POWDERED CAFFEINE TO MINORS IN SUFFOLK COUNTY" now, therefore, be it

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

LOCAL LAW NO. -2014, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TO PROHIBIT THE SALE OF POWDERED CAFFEINE TO MINORS 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 is dedicated to protecting the health and safety of its residents, and is particularly interested in the health of children.

This Legislature also finds and determines that caffeine is a stimulant that is found naturally in the seeds, leaves and roots of some plants and can be found in a variety of products from coffee and tea to sodas and energy drinks.

This Legislature further finds and determines that caffeine in small quantities is generally not dangerous for human consumption, but large quantities of caffeine can be extremely dangerous, even lethal.

This Legislature finds that companies are increasingly selling pure caffeine powder to consumers as a dietary supplement.

This Legislature determines that these supplements are intended to be taken at very low doses (1/16 of a teaspoon) but some users do not follow these guidelines.

This Legislature further finds that the symptoms of caffeine overdose include difficulty breathing, confusion, dizziness, convulsions, fever, hallucinations, an irregular rapid heartbeat, vomiting and, in some cases, may cause death.

This Legislature also determines that the estimated lethal dosage of caffeine powder is between 1 and 3 teaspoons a day. Children may experience toxicity at an even lower dosage.
This Legislature also finds that recently, a high school teenager in Ohio died just
days before his high school graduation from a caffeine overdose related to using caffeine
powder.

This Legislature further determines that given the potentially dangerous nature of
caffeine powder, Suffolk County should prohibit the sale of caffeine powder to individuals under
the age of 18.

Therefore, the purpose of this law is to prohibit the sale of powdered caffeine to
minors in Suffolk County.

Section 2. Definitions.

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

“Caffeine powder” shall mean any product composed purely of caffeine in a loose powder form.

“Person” shall mean any natural person, individual, corporation, unincorporated association,
proprietorship, firm, partnership, joint venture, joint stock association or other entity or business
organization of any kind.

Section 3. Prohibitions.

No person shall sell, offer for sale, give away or provide free samples of caffeine
powder to individuals under the age of 18 in Suffolk County.

Section 4. Penalties.

A. Violations of this law shall be punishable by a fine of $500 for an initial violation, with
   subsequent violations punishable by a fine of up to $1,000.

B. A civil penalty shall be assessed by the Commissioner of the Department of Health
   Services following a hearing at which an alleged violator has the opportunity to be heard.

Section 5. Enforcement.

This law shall be enforced by the Suffolk County Department of Health Services.

Section 6. Rules and Regulations.

The Commissioner of the Suffolk County Department of Health Services is
hereby authorized and empowered to promulgate such rules and regulations as he or she
deems necessary to implement this law.

Section 7. applicability.

This law shall apply to all actions occurring on or after the effective date of this
law.
Section 8. 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 9. 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 10. 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:

s:\laws\il-ban caffeine powder
DATE: July 24, 2014

TO: CLERK OF THE COUNTY LEGISLATURE

RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2014

TITLE: I.R. NO. -2014; A LOCAL LAW TO PROHIBIT THE SALE OF POWDERED CAFFEINE TO MINORS IN SUFFOLK COUNTY

SPONSOR: LEGISLATOR GREGORY

DATE OF RECEIPT BY COUNSEL: 7/24/14  PUBLIC HEARING: 9/9/14

DATE ADOPTED/NOT ADOPTED: __________  CERTIFIED COPY RECEIVED: __________

This proposed local law would prohibit retailers from selling or providing free samples of caffeine powder to individuals under the age of 18 in Suffolk County.

This law will be enforced by the Department of Health Services. Violation of this law will be punishable by a fine of $500 for an initial violation, with subsequent violations punishable by a fine of up to $1,000. Penalties will not be assessed until after a hearing is held where the alleged violator has the opportunity to be heard.

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-caffeine powder sales to minors
RESOLUTION NO. -2014, TO STRENGTHEN THE TEEN PREGNANCY ADVISORY BOARD

WHEREAS, Resolution No. 821-2011 established a Teen Pregnancy Advisory Board to provide ongoing support and assistance to Suffolk County’s continuing effort to decrease the rate of teen pregnancy; and

WHEREAS, the Teen Pregnancy Advisory Board’s mandate should be tailored to achieve its core goals; and

WHEREAS, the Advisory Board’s composition and meeting requirements need to be updated; and

WHEREAS, the County Legislature’s Health Committee should help the Advisory Board organize its annual summit; and

WHEREAS, these proposed changes will allow the Advisory Board to carry out its mission more effectively; now, therefore be it

1st RESOLVED, that § 1145-2 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

§ 1145-2. Purpose.

The Suffolk County Teen Pregnancy Advisory Board is hereby created for the following purposes:

A. To promote educational outreach on teen pregnancy and related issues;

B. To advocate for increased access to family planning services for sexually active youth;

C. To recommend best practices to help young people, particularly those in marginalized groups, to avoid risky behaviors, including those that put them at risk of pregnancy; and

D. To provide support for pregnant and parenting teens;

and be it further

2nd RESOLVED, that § 1145-3 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

§ 1145-3. Membership.

The Suffolk County Teen Pregnancy Advisory Board shall consist of the following 12 members:

A. A representative from the County Legislature, to be appointed by the Presiding Officer;
B. A representative from the County Executive's office, to be appointed by the County Executive;

C. A representative of a nonprofit teen sexuality and pregnancy education agency, to be appointed by the County Legislature;

D. A Suffolk County law enforcement officer, to be appointed by the County Legislature;

E. A representative of an organization dedicated to assisting victims of domestic violence, to be appointed by the County Legislature;

F. A representative of a nonprofit drug and alcohol prevention and education agency, to be appointed by the County Legislature;

G. A school professional, to be appointed by the County Legislature;

H. The Commissioner of the Department of Labor, Licensing and Consumer Affairs, or his or her designee;

I. The Commissioner of the Department of Social Services, or his or her designee;

J. A child welfare advocate, to be appointed by the County Legislature;

K. The Director of the Suffolk County Youth Bureau, or his or her designee; and

L. The Commissioner of the Department of Health Services, or his or her designee;

and be it further

3rd RESOLVED, that § 1145-7 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

§ 1145-7. Meetings.

The Board shall hold regular bi-monthly meetings, keeping a record of all 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 eight members of the Board. Written notice of the time and place of such special meetings shall be given by the Secretary to each member at least four days before the date fixed by the notice of such special meeting.

and be it further

4th RESOLVED, that § 1145-8 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

§ 1145-8. Quorum.

Seven members shall constitute a quorum to transact the business of the Board at both regular and special meetings.
and be it further

5th RESOLVED, that § 1145-10 is hereby repealed and § 1145-11 is renumbered as § 1145-10, § 1145-12 is renumbered as § 1145-11, § 1145-13 is renumbered as § 1145-12, § 1145-14 is renumbered as § 1145-13, § 1145-15 is renumbered as § 1145-14; and be it further

6th RESOLVED, that paragraph (A) of the newly renumbered § 1145-12 of the SUFFOLK COUNTY CODE is hereby amended to read as follows:

§ 1145-12. Annual summit.

A. The Board, in conjunction with the Chairperson of the County Legislature’s Health Committee, shall convene annually a summit of organizations that work with teens, families and communities to move forward an agenda of community building and support for teens in the County of Suffolk.

and be it further

7th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection, and the Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this resolution.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:

s:\reslr-strengthen-teen-pregnancy-advisory-board
RESOLUTION NO. -2014, AUTHORIZING APPRAISAL
OF LAND UNDER THE SUFFOLK COUNTY DRINKING
WATER PROTECTION PROGRAM, AS AMENDED BY
LOCAL LAW NO. 24-2007, MENU OF HOMES, INC.
– TOWN OF BROOKHAVEN (SCTM NO. 0200-825.00-03.00-
026.000)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended
by Local Law No. 24-2007, authorizes the use of 31.10% of sales and compensating use tax
proceeds generated each year for specific environmental protection, including the acquisition of
open space in accordance with specific criteria set forth therein; and

WHEREAS, the parcel(s) listed in Exhibit “A” of this resolution meets the criteria
for acquisition under the Drinking Water Protection Program; and

WHEREAS, Resolution No. 265-2013 established a new three step land
acquisition process, the first step being an appraisal of any parcel proposed for acquisition; now,
therefore be it

1st RESOLVED, that the Director of the Division of Real Property Acquisition and
Management, or his or her deputy, is hereby authorized, empowered, and directed, pursuant to
Section A35-3(B)(1) of the SUFFOLK COUNTY ADMINISTRATIVE CODE, to have the subject
parcel(s) appraised; and be it further

2nd RESOLVED, that the cost of such appraisal shall be paid from the funds to be
appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement,
if necessary, for costs incurred and paid for from other funds or as a direct payment from such
proceeds, as the case may be; and be it further

3rd RESOLVED, the costs associated with the preparation of a title search, survey,
map or environmental assessment of the subject parcels(s), which may be authorized by a
subsequent legislative resolution or procedural motion, shall be paid for from the funds to be
appropriated pursuant to Article XII of the SUFFOLK COUNTY CHARTER as a reimbursement,
if necessary, for costs incurred and paid for from other funds or as a direct payment from such
proceeds, as the case may be; and be it further

4th RESOLVED, that this Legislature, being the State Environmental Quality Review
Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II
action pursuant to Section 617.5(c)(20), (21) and (27) of Title 6 of the NEW YORK CODE OF
RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the
NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations,
rules, policies, procedures, and legislative decisions in connection with continuing agency
administration, management and information collection, and the Suffolk County Council on
Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of
determination of non-applicability or non-significance in accordance with this resolution.
DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:

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EXHIBIT “A”
RESOLUTION NO. -2014 REQUESTING LEGISLATIVE APPROVAL OF CONTRACT AWARD FOR A SOLE BIDDER FOR A HEALTH INSURANCE INFORMATION COUNSELING AND ASSISTANCE PROGRAM (HIICAP)

WHEREAS, Local Law No. 3-1996 requires the County Legislature to approve any Contract in excess of $20,000 awarded pursuant to and RFP process in which only one party Responds to the County’s solicitation of proposals; and

WHEREAS, the Office for the Aging continually strives to offer programs to the elderly of Suffolk County; and

WHEREAS, the Office for the Aging requested an RFP for a Health Insurance Information Counseling and Assistance Program (HIICAP); and

WHEREAS, this program provides older residents with health insurance information; and

WHEREAS, the Purchasing Division of the Department of Public Works advertised for these services on September 21, 2013 under RFP No. 13 029; and

WHEREAS, Only a single proposal was received from Friends of the Retired and Senior Volunteer Program of Suffolk County (RSVP); and

WHEREAS, an independent evaluation committee reviewed the proposals on February 7, 2014 and found the quality of work and experience satisfactory, and its cost proposal submissions satisfactory, and have recommended that the Office for the Aging enter into a contractual agreement with this vendor; and

WHEREAS, there are sufficient funds in the 2014 Suffolk County Operating Budget to cover the cost of this contract, now, therefore be it

1ST RESOLVED, that upon receiving a two-thirds vote of the County Legislature as required by Local Law No. 3-1996, the Office for the Aging enter into a contractual agreement with Friends of the Retired and Senior Volunteer Program of Suffolk for a HIICAP program.

DATED:

APPROVED BY:

_____________________________________
County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

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<th>Resolution</th>
<th>X</th>
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2. Title of Legislation

Resolution requesting Legislative approval for a sole bidder for a Health Insurance Information, Counseling and Assistance Program.

3. Purpose of Proposed Legislation

SEE #2 ABOVE.

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

5. If the answer to Item 5 is yes, on what will it impact?  (Circle appropriate category)

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

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

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

8. Proposed Source of Funding.

HIICAP funding from The New York State Office for the Aging


Immediate

10. Type Name & Title of Preparer

HOLLY RHODES-TEAGUE
DIRECTOR

11. Signature of Preparer

12. Date

7/21/14

7/22/14

SCDI FORM 175b (11/97)

Budget Office.
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<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**

3. SOURCE FOR EQUALIZATION RATES: 2013 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: Approval of contract award for a sole bidder for a Health Insurance Information, Counseling and Assistance Program (HIICAP).

PURPOSE OR GENERAL IDEA OF BILL: To award HIICAP contract to Retired and Senior Volunteer Program of Suffolk County (RSVP). The contractor was selected through the RFP process completed on February 7, 2014.

SUMMARY OF SPECIFIC PROVISIONS: This would provide funding for a subcontracted HIICAP Program.

JUSTIFICATION: This program will assist elderly residents with health insurance information.

FISCAL IMPLICATIONS: None. 100% funded.
MEMORANDUM

To: Jon Schneider
Deputy County Executive

From: Holly Rhodes-Teague
Director

Re: Resolution to request Legislative approval of contract award for a sole bidder for a Health Information Counseling and Assistance Program (HIICAP)

Date: July 21, 2014

As per ADH 02-14, I am enclosing Draft Resolution, Request for the Introduction of Suffolk County Legislation (Scen Form 175a), Fiscal Impact Statement (Scen Form 175b) to request Legislative approval of contract award for a sole bidder for a HIICAP Program.

We would like to request a Certificate of Necessity.

The period of award is April 1, 2014 through March 31, 2015. Please note that this request is 100% State Funded.

If you require any further information, please contact Joanne Kandell, Principal Accountant, at 853-8212.

HRT:JK
Enclosures
cc: Dennis M. Cohen, Chief Deputy County Executive
Lisa Saneramo, Assistant Deputy County Executive
Tom Vaughn, Director of Intergovernmental Relations
Joanne Kandell, Principal Accountant
Maureen Porta, Senior Citizen Program Admin. II
Theresa Lollo, Principal Financial Analyst
RESOLUTION NO -2014, ACCEPTING AND APPROPRIATING 100% REIMBURSABLE GRANT FUNDS FROM THE NEW YORK STATE OFFICE FOR AGING

WHEREAS, the New York State Office for Aging has made available to the Suffolk County Office for the Aging funding of $55,272 for the Health Insurance Information, Counseling and Assistance Program; and

WHEREAS, the grant period runs from April 1, 2014 through March 31, 2015; and

WHEREAS, the funding will be used to provide health insurance information to elderly residents of Suffolk County; and

WHEREAS, the State grant funds are not included in the 2014 Adopted Suffolk County Budget; and

WHEREAS, it is in the best interest of the County to accept these funds; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate the following funds:

REVENUES:

<table>
<thead>
<tr>
<th>Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>001-4772</td>
<td>$40,858</td>
</tr>
<tr>
<td>001-3772</td>
<td>$14,414</td>
</tr>
</tbody>
</table>

2nd RESOLVED, that the total funds in the amount of $55,272 be and they are hereby appropriated as follows:

ORGANIZATIONS:

County Executive
Human Services: Office for the Aging
001-EXE-6795

<table>
<thead>
<tr>
<th>Contracted Expenses</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>4980-Contracted Agencies</td>
<td>$55,272</td>
</tr>
</tbody>
</table>

DATED:

APPROVED BY:

County Executive of Suffolk County

Date of Approval:
# Statement of Financial Impact of Proposed Suffolk County Legislation

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

2. **Title of Legislation**
   Resolution appropriating 100% reimbursable grant funds for a Health Insurance Counseling, Information and Assistance Program.

3. **Purpose of Proposed Legislation**
   SEE #2 ABOVE.

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

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

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

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

8. **Proposed Source of Funding.**
   - HIICAP funding from The New York State Office for the Aging

9. **Timing of Impact.**
   - Immediate

10. **Type Name & Title of Preparer**
    - HOLLY RHODES-TEAGUE
    - DIRECTOR

11. **Signature of Preparer**
    - [Signature]

12. **Date**
    - 7/21/14
    - 7/22/14

SCIN FORM 175b (11/97)

Budget Office
## General Fund

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AVG Tax Rate per $100</th>
<th>2014 Property Tax Levy Rate per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total</strong></td>
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<td>$0.00</td>
<td></td>
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</table>

## Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2013 AVG Tax Rate per $100</th>
<th>2014 Property Tax Levy Rate per $1000</th>
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## Combined

<table>
<thead>
<tr>
<th></th>
<th>2014 Property Tax Levy</th>
<th>2014 Cost to Avg Taxpayer</th>
<th>2014 AVG Tax Rate per $100</th>
<th>2014 Property Tax Levy Rate per $1000</th>
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<tr>
<td><strong>Total</strong></td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### Notes:

1. **Source for Number of Family Parcels and Corresponding Assessed Valuation:** Suffolk County Real Property, 2013.
3. **Source for Equalization Rates:** 2013 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
TITLE OF BILL: Accepting and Appropriating 100% reimbursable grant funds from the New York State Office for the Aging for a Health Insurance Information, Counseling and Assistance Program (HIICAP).

PURPOSE OR GENERAL IDEA OF BILL: To appropriate funds for a HIICAP Program.

SUMMARY OF SPECIFIC PROVISIONS: This would provide funding for a subcontracted HIICAP Program.

JUSTIFICATION: This funding will assist elderly residents with health insurance information.

FISCAL IMPLICATIONS: None. 100% funded.
MEMORANDUM

To: Jon Schneider
   Deputy County Executive

From: Holly Rhodes-Teague
   Director

Re: Resolution to appropriate funds for a Health Insurance Information, Counseling and Assistance Program (HIICAP)

Date: July 21, 2014

As per ADH 02-14, I am enclosing Draft Resolution, Request for the Introduction of Suffolk County Legislation (Scin Form 175a), Fiscal Impact Statement (Scin Form 175b) and Notification of Grant Award Letter to appropriate additional funds for the HIICAP Program.

We would like to accept these funds in accordance with Local Law 41-2013.

These funds will be utilized to provide health insurance information to elderly residents of Suffolk County.

The period of award is April 1, 2014 through March 31, 2015. Please note that this request is 100% State Funded.

If you require any further information, please contact Joanne Kandell, Principal Accountant, at 853-8212.

HRT:JK
Enclosures
cc: Dennis M. Cohen, Chief Deputy County Executive
    Lisa Santeramo, Assistant Deputy County Executive
    Tom Vaughn, Director of Intergovernmental Relations
    Joanne Kandell, Principal Accountant
    Maureen Porta, Senior Citizen Program Admin. II
    Theresa Lollo, Principal Financial Analyst
RESOLUTION NO 2014, ACCEPTING AND APPROPRIATING 100% REIMBURSABLE GRANT FUNDS FROM THE NEW YORK STATE OFFICE FOR AGING

WHEREAS, the New York State Office for Aging has made available to the Suffolk County Office for the Aging additional funding of $20,731 for the AAA Transportation Program; and

WHEREAS, the grant period runs from April 1, 2014 through March 31, 2015; and

WHEREAS, the funding will be used to enhance transportation services to elderly residents of Suffolk County; and

WHEREAS, the State grant funds are not included in the 2014 Adopted Suffolk County Budget; and

WHEREAS, it is in the best interest of the County to accept these funds; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate the following funds:

REVENUES:

001-3772 $20,731

2nd RESOLVED, that the total funds in the amount of $20,731 be and they are hereby appropriated as follows:

ORGANIZATIONS:

County Executive
Human Services: Office for the Aging
001-EXE-6806

Contracted Expenses $20,731
4980-Contracted Agencies $20,731

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 Legislation

Resolution Accepting and Appropriating additional grant funds for the AAA Transportation Program.

3. Purpose of Proposed Legislation

SEE #2 ABOVE.

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

5. If the answer to Item 5 is yes, on what will it impact? (Circle appropriate category)

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

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

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

8. Proposed Source of Funding.

AAA Transportation Program funding from The New York State Office for the Aging


Immediate

10. Type Name & Title of Preparer

Theresa Lolis
Budget Office

11. Signature of Preparer

Theresa Lolis

12. Date

7/30/14

SCIN FORM 175b (11/97)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
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<td>TOTAL</td>
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<td>$0.00</td>
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<td>$0.00</td>
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</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
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<th>2013 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
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<td>$0.00</td>
<td></td>
<td>$0.00</td>
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</tbody>
</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2014 PROPERTY TAX LEVY</th>
<th>2014 COST TO AVG TAXPAYER</th>
<th>2014 AV TAX RATE PER $100</th>
<th>2014 FEV TAX RATE PER $1000</th>
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<tbody>
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<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
</tbody>
</table>

**NOTES:**
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County real property, 2013.
3) Source for equalization rates: 2013 county equalization rates established by the New York State Board of Equalization and Assessments.
TITLE OF BILL: Accepting and Appropriating 100% Federal grant funds from the New York State Office for the Aging for AAA Transportation.

PURPOSE OR GENERAL IDEA OF BILL: To appropriate additional funds for AAA Transportation.

SUMMARY OF SPECIFIC PROVISIONS: This would additional funding to nutrition contractors for transportation expenses.

JUSTIFICATION: This funding will assist contractors with high transportation costs.

FISCAL IMPLICATIONS: None. 100% State funded.
MEMORANDUM

To:      Jon Schneider
         Deputy County Executive

From:    Holly Rhodes-Teague
         Director

Re:      Resolution to appropriate additional funds for AAA Transportation

Date:    July 21, 2014

As per ADH 02-14, I am enclosing Draft Resolution, Request for the Introduction of Suffolk County Legislation (Scin Form 175a), Fiscal Impact Statement (Scin Form 175b) and Notification of Grant Award Letter to appropriate additional funds for the AAA Transportation Program.

We would like to accept these funds in accordance with Local Law 41-2013.

These funds will be utilized to enhance transportation services for frail elderly residents of Suffolk County.

The period of award is April 1, 2014 through March 31, 2015. Please note that this request is 100% State Funded.

If you require any further information, please contact Joanne Kandell, Principal Accountant, at 853-8212.

HRT:JK
Enclosures
cc: Dennis M. Cohen, Chief Deputy County Executive
    Lisa Santeramo, Assistant Deputy County Executive
    Tom Vaughn, Director of Intergovernmental Relations
    Joanne Kandell, Principal Accountant
    Maureen Porta, Senior Citizen Program Admin. II
    Theresa Lollo, Principal Financial Analyst
RESOLUTION NO. -2014 TO APPOINT
MEMBER OF THE SUFFOLK COUNTY
PLANNING COMMISSION
(SAMUEL E. KRAMER)

WHEREAS, Section 14-2(A) of the SUFFOLK COUNTY CHARTER provides for the appointment of fifteen (15) members of the Suffolk County Planning Commission, one member from each of the ten (10) towns in Suffolk County, one member from an incorporated village of under 5,000 population, one member from an incorporated village of over 5,000 population, and three members from the County at large: and

WHEREAS, the representative for the Town of East Hampton, John Paul Whelan, vacated his position effective April 30, 2014, which term is scheduled to expire on December 31, 2016 (Resolution # 991-2013); and

WHEREAS, Steven Bellone, the County Executive of Suffolk, has appointed Samuel E. Kramer, currently residing in East Hampton, New York 11937, as a member of the County Planning Commission representing the Town of East Hampton, now, therefore be it

1st RESOLVED, that Samuel E. Kramer, currently residing in East Hampton, NY 11937, is hereby appointed as a member of the Suffolk County Planning Commission representing the Town of East Hampton for the remainder of the vacated term, said term to expire December 31, 2016, pursuant to Section 14-2(A) of the SUFFOLK COUNTY CHARTER.

2nd RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (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 of Approval:
September, 1989 to Present  
*Sole Practitioner, Specializing in Commercial, Civil and Bankruptcy Law, and Transactions*

My practice includes the representation of businesses, individuals, banks, property owners, Chapter 7 Bankruptcy Trustees, secured and unsecured creditors, foreign Nations and States and governmental entities in complex commercial and civil litigation, appeals and bankruptcy matters, as well as mortgage foreclosure. I litigate competing claims to property ownership and the enforcement of contractual rights. I have extensive experience in New York State and Federal trial courts, Bankruptcy Court and Surrogate’s Court. I regularly seek preliminary relief, conduct all manner of pre-trial discovery and motion practice and appear and argue at hearings, conferences, mediations, arbitrations and trials. I have briefed and argued appeals before the Second Circuit Court of Appeals, the New York State Court of Appeals and the Appellate Division of the Supreme Court, First Department and Second Department.

Some of my major litigated matters have included: *Republic of Croatia v Trustee of Marquess of Northampton*, regarding ownership of the “Seaso Treasure”, a horde of Roman Silver valued at $75,000,000; *Tercer Mundo, Inc. v Bridgeport Music, Inc.*, regarding ownership of the “Parliament-Funkadelic” music catalog, valued at $30,000,000; *Votta v Votta Enterprises, Inc.*, establishing right of former President of corporation to recover on assignment of mortgage by corporation; and *Richard E. O’Connell, as Chapter 7 Trustee v Bruce Klutchko*, in which, after a four day trial, Bankruptcy Court avoided fraudulent transfers and denied debtor’s discharge.

My practice also includes the representation clients in business and real estate transactions and the negotiation and preparation of contractual and corporate documents.

At the present time, in addition to my usual representation of commercial clients, I represent over 200 individual residents of a large manufactured home park in Suffolk County, New York, on whose behalf I am negotiating $20,000 Relocation Packages in connection with the redevelopment of the park. In this matter, I interact with the property developer and its counsel, Town government and not-for-profit entities, and respond to inquiries from local media.

* * * *

April, 1983 to September, 1989  
*Previous Associations:*

* Lambert & Weiss (Insurance defense and subrogation practice); Rudes, Lax, Berkowitz & Mittman, Silverman & Skolnick and Sitomer & Odesser (Real estate and commercial practices); Eugene P. Edwinn, Esq. (Commercial, bankruptcy and trade association practice).*

*Education:*  
Bachelor of Science, New York University, School of Business & Public Administration, June, 1979.

*Bar Admissions:*  
New York (2nd Dept.), April, 1983; Southern District NY and Eastern District NY, May, 1985; U.S. Supreme Court, May, 1993; Second Circuit Court of Appeals, August, 2002; Western District NY, December, 2007.

*Appointments:*  
Planning Board, Town of East Hampton, New York, Member, 2008-2009 (Interim Appointment).  
New York County Lawyers Assoc. Supreme Court Committee, Member since 1993, Co-Chair, 2002-2005.  
Supreme Court Commercial Division Advisory Committee, Member since 2003.
# 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

RESOLUTION NO. 2014 TO APPOINT MEMBER OF SUFFOLK COUNTY PLANNING COMMISSION (SAMUEL E. KRAMER)

3. Purpose of Proposed Legislation

SAME AS 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)

<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.

N/A

8. Proposed Source of Funding

N/A

9. Timing of Impact

N/A

10. Typed Name & Title of Preparer

| Sarah Lansdale | Director of Planning |

11. Signature of Preparer

[Signature]

12. Date

7/31/2014

SCIN FORM 175b (10/95)
2014 INTERGOVERNMENTAL RELATIONS
MEMORANDUM OF SUPPORT

TITLE OF BILL: TO APPOINT MEMBER OF SUFFOLK COUNTY PLANNING COMMISSION (SAMUEL E. KRAMER)

PURPOSE OR GENERAL IDEA OF BILL: Section 14-2(A) of the SUFFOLK COUNTY CHARTER provides for the appointment of fifteen (15) members of the Suffolk County Planning Commission, one member for each of the ten (10) towns in Suffolk County, one member from an incorporated village of under 5,000 population, one member from an incorporated village of over 5,000 population, and three members from the County at large.

SUMMARY OF SPECIFIC PROVISIONS: Appointment of Samuel E. Kramer, currently residing in East Hampton, NY 11937, to replace John Paul Whelan as member representing the Town of East Hampton, which term will expire on December 31, 2016.

JUSTIFICATION: John Paul Whelan, the member of the Planning Commission representing the Town of East Hampton, vacated his position on April 30, 2014. His term of office expires on December 31, 2016 (Resolution 991-2013).

FISCAL IMPLICATIONS: There is no fiscal impact.
COUNTY OF SUFFOLK

Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Department of
Economic Development and Planning

Joanne Minieri
Deputy County Executive and Commissioner

Division of Planning and Environment

July 21, 2014

Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Reso-EDP-Appointing Samuel E. Kramer (Planning Commission)

Dear Mr. Schneider:

Enclosed herewith for your approval is original and one (1) copy of the proposed resolution with documentation pursuant to:

TO APPOINT MEMBER OF SUFFOLK COUNTY PLANNING COMMISSION
(SAMUEL E. KRAMER)

I would appreciate your placing this on the legislative agenda at your earliest convenience.

Very truly yours,

Sarah Lansdale
Director of Planning

Enclosures
Resolution + one copy

cc: Dennis M. Cohen, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive and Commissioner EDP
Lisa Santeramo, Assistant Deputy County Executive
Thomas Vaughn, Director of Intragovernmental Relations
Andrew Freleng, Chief Planner
RESOLUTION NO. -2014, APPOINTING TERENCE MCSWEENY AS A MEMBER OF THE SUFFOLK COUNTY BOARD OF TRUSTEES OF PARKS, RECREATION AND CONSERVATION (TOWN OF BABYLON)

WHEREAS, Resolution No. 225-2010 appointed Richard Holborn as a member of the Suffolk County Board of Trustees of Parks, Recreation and Conservation representing the Town of Babylon; and

WHEREAS, Richard Holborn's term expired on November 30, 2011; and

WHEREAS, the Supervisor of the Town of Babylon has recommended the appointment of Terence McSweeney to represent the Town of Babylon on said Board; now, therefore, be it

1st RESOLVED, that Terence McSweeney, currently residing in North Babylon, New York, be and he hereby is appointed as a member of the Suffolk County Board of Trustees of Parks, Recreation, and Conservation, as the representative of the Town of Babylon for a term of office to expire on November 30, 2016.

DATED:

EFFECTIVE IMMEDIATELY PURSUANT TO SECTION C28-3 OF THE SUFFOLK COUNTY CHARTER.

S:\res\r-appt-parks-mcsweeney
Terence McSweeney

North Babylon NY 11703

Objective
To obtain a position with the Suffolk County Parks Department Board of Trustees, representing the Town of Babylon.

Professional Summary
As a 10 year veteran of the Fire Department of New York, a 14 year member of the North Babylon Volunteer Fire Company and President of the Parkdale Civic Association, I am a dedicated member of my community. As a civic leader, I have multi-faceted experience with community relations as well as executive management skills and strengths including:

- Working with residents, elected officials and town personnel regarding community concerns.
- Building and retaining board staff and increasing resident membership.
- Overseeing and coordinating all aspects of civic budgeting and financial management.
- Leading organization through periods of growth and transition.
- Managing and motivating membership to accomplish civic objectives.
- Developing relationships with local committees, boards and volunteers.

Professional Experience
- 2004 - Present: FDNY, Ladder 126, South Jamaica, Queens
- 2000 - Present: North Babylon Volunteer Fire Department
- 2013 - Present: Parkdale Civic Association President
- 2007 – Present: Parkdale Civic Association Member

Professional Certifications
- 2004 – Present: New York State Medical Certified 1st Responder
- 2000 – Present: Certified CPR
- 2004 – Present: Certified International Association of Firefighters Hazmet Technician
- 2012 – Present: Certified Special Operations FDNY

References:
- Rich Schaffer, Supervisor, Town of Babylon
- Richard O'Leary, Captain, FDNY Ladder 126, South Jamaica, Queens
July 17, 2014

Presiding Officer DuWayne Gregory
Suffolk County Legislature
W.H. Rogers Legislature Building
725 Veterans Memorial Highway
Smithtown, NY 11787

Dear DuWayne,

It is with great pleasure that I recommend Terence McSweeney in becoming a member of The Suffolk County Parks Board of Trustees.

Terence is a member of the New York City Fire Department and has been an active participant in the Babylon community. He is a volunteer fireman with the N. Babylon Fire Company and the President of the Parkdale Civic Association.

Terence has been a powerful influence for good in the growth and progress of our community. He would be a valuable addition to your board and I have no hesitation in recommending him highly.

Thank you for your consideration.

Sincerely,

Richard Schaffer

cc: Leg. Lou D’Amaro
    Leg. Steve Stern
    Leg. Kevin McCaffrey
PROCEDURAL MOTION NO. 23-2014, AUTHORIZING VIDEO STREAMING OF COUNTY LEGISLATURE MEETINGS

WHEREAS, many local governments on Long Island and throughout the country promote openness and transparency by broadcasting their meetings on public access television and/or by streaming their meetings on the Internet; and

WHEREAS, the Suffolk County Legislature has traditionally strived to conduct its business in an open and transparent manner; and

WHEREAS, the Suffolk County Legislature began audio streaming its meetings in 2007; and

WHEREAS, the Suffolk County Legislature can and should take the next step in advancing open government principles by video streaming its meetings online; and

WHEREAS, as an initial step, the Legislature should video stream its Hauppauge General Meetings; and

WHEREAS, the County Legislature can achieve this goal at a reasonable cost; and

WHEREAS, the County Legislature’s Budget Review Office has identified a vendor who can install the necessary video and audio equipment in the Hauppauge auditorium; and

WHEREAS, the Budget Review Office has identified a second vendor to encode the broadcast stream and host the content through a web portal; and

WHEREAS, when all work is complete, the Legislature’s General Meetings in Hauppauge will be presented live online and also remain archived on the host’s server for future viewing; now, therefore be it

1st RESOLVED, that the Presiding Officer of the County Legislature is hereby authorized to enter into agreements with Adwar Video and IQM2 to deliver the services described herein for the purpose of video streaming the County Legislature’s General Hauppauge Meetings beginning in September, 2014; and be it further

2nd RESOLVED, that payment to Adwar Video for equipment, components, cabling and labor, in an amount not to exceed $30,000, is hereby authorized and shall be paid from the Legislature’s equipment line (001-1010-2020) in the 2014 Operating Budget; and be it further

3rd RESOLVED, that monthly payments of $990 to IQM2 for hardware, hosting services and web portal use are hereby authorized and will be made from the Legislature’s Fees for Services: Non-Employees (001-1010-4560) account in the 2014 Operating Budget.

DATED:

EFFECTIVE IMMEDIATELY PURSUANT TO §C2-15(A) OF THE SUFFOLK COUNTY CHARTER