RESOLUTION NO. 650 -2012, AUTHORIZING EXECUTION OF
AN INTERMUNICIPAL AGREEMENT PURSUANT TO §§ 119-o
WITH THE TOWN OF SOUTHAMPTON

WHEREAS, subdivision (1) of section 119-o of Article 5-G of the General
Municipal Law provides, in part, that “[I]n addition to any other general or special powers vested
in [M]unicipal [C]orporations and districts for the performance of their respective functions,
powers or duties on an individual, cooperative, joint or contract basis, [M]unicipal [C]orporations
and districts shall have power to enter into, amend, cancel and terminate agreements for the
performance among themselves or one for the other of their respective functions, powers and
duties on a cooperative or contract basis or for the provision of a joint service ...” and

WHEREAS, paragraph e of subdivision 2 of section 119-o of Article 5-G of the
General Municipal Law authorizes agreements relating to “[a]cquisition, ownership, custody,
operation, maintenance, lease or sale of real or personal property”; and

WHEREAS, subdivision (a) of section 119-n of Article 5-G provides that “[t]he
term '[M]unicipal [C]orporation’ means a county outside the city of New York, a city, a town,
a village, a board of cooperative educational services, fire district or a school district;” and

WHEREAS, the Town of Southampton, which is a town located in eastern
Suffolk County, has requested that Suffolk County, through its Department of Information
Technology (“Department”), assist the Town of Southampton with its contracting processes by
sharing the County’s RFP and bid application software developed by the Department’s staff
with the Town of Southampton, allowing proposers and bidders to submit proposals and bids
electronically; and

WHEREAS, it is in the mutual interest of the Town of Southampton and Suffolk
County to share its property and license the County’s software to the Town of Smithtown, so
that cost savings are realized by proposers and bidders on Town of Southampton projects,
which in turn has the effect of decreasing the cost of business in Suffolk County, spurring the
local economy; now, therefore be it

1st
RESOLVED, the County Executive is hereby authorized, empowered, and
directed to enter into an intermunicipal agreement, in a form acceptable to the Department of
Law, pursuant to §§ 119-o of the General Municipal Law with the Town of Southampton, to
license to the Town of Southampton the County’s software for RFP and bid applications on
such terms and conditions acceptable to the Department; and be it further

2nd
RESOLVED, that such agreement shall provide that the Town of Southampton
shall be solely responsible for all costs and expenses associated with the licensing of such
property by the Department with the Town of Southampton; 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 law constitutes a Type II
action pursuant to Section 617.5(c)(20) and (27) of Title 6 of the NEW YORK CODE OF
RULES AND REGULATIONS (6 N.Y.C.R.R.) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

DATED: August 7, 2012

APPROVED BY:

[Signature]
County Executive of Suffolk County

Date: 8-16-2012
This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on August 7, 2012 and that the same is a true and correct transcript of said resolution and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.

Tim Laube
Clerk of the Legislature


**MOTION**

- Approve
- Table: ________
- Send To Committee
- Table Subject To Call
- Lay On The Table
- Discharge
- Take Out of Order
- Reconsider
- Waive Rule ______
- Override Veto
- Close
- Recess

APPROVED X FAILED__

No Motion____ No Second____

**RESOLUTION DECLARED**

- ADOPTED
- NOT ADOPTED

Roll Call____ Voice Vote____

Tim Laube, Clerk of the Legislature

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**Intro. Res. 1679**

**Res. No. 650**

**August 7, 2012**

**Motion:**
Romaine, Schneiderman, Browning, Muratore, Anker
Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D’Amaro, Spencer

**Second:**
Romaine, Schneiderman, Browning, Muratore, Anker
Calarco, Montano, Cilmi, Lindsay, Hahn, Barraga,
Kennedy, Nowick, Horsley, Gregory, Stern, D’Amaro, Spencer

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