1886. Ratifying and approving the Memorandum of Agreement with the County’s employee unions relating to the Employee Medical Health Plan. (Pres. Off.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1887. Amending the Suffolk County Classification and Salary Plan in connection with a new position title in the Department of Health Services: Forensic Scientist IV (Quality Assurance). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1888. Accepting and appropriating 100% funding from the New York State Office of Children and Family Services (OCFS) for improving staff-to-client ratios in the Department of Social Services - Child Protective Services Bureau. (Co. Exec.) HUMAN SERVICES

1889. Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Riverhead for Affordable Housing purposes (SCTM No. 0600-105.00-02.00-069.000). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1890. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Goorpersad Sookoo (SCTM No. 0500-066.00-02.00-069.000). (Co. Exec.) WAYS & MEANS

1891. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Myron A. Hauptman and Ralph Delea, Trustees (SCTM No. 0200-189.00-01.00-010.000). (Co. Exec.) WAYS & MEANS

1892. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Refik Kavazovic and Rifat Kavazovic as joint tenants with the right of survivorship (SCTM No. 0200-658.00-02.00-011.000). (Co. Exec.) WAYS & MEANS

1893. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Linda Meyer as the sole surviving heir of Orville Meyer (SCTM No. 0200-981.00-04.00-014.000). (Co. Exec.) WAYS & MEANS

1894. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act West Hills Realty, LLC (SCTM No. 0400-194.00-01.00-067.000). (Co. Exec.) WAYS & MEANS

1895. 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. 0200-958.00-08.00-032.000). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION
1896. Sale of County-owned real estate pursuant to Local Law No. 13-1976 Gary B. Olsen and Theresa Olsen, his wife and Valentine Horvath and Renate Horvath, his wife (SCTM No. 0200-367.00-08.00-010.000). (Co. Exec.) WAYS & MEANS

1897. Authorizing the sale, pursuant to Local Law No. 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act John Gallagher (SCTM No. 0900-315.00-02.00-006.000). (Co. Exec.) WAYS & MEANS

1898. To readjust, compromise, and grant refunds and charge-backs on real property correction of errors by: County Legislature (Control No. 903-2012). (Co. Exec.) BUDGET AND FINANCE

1899. Appropriating planning funds for the New Replacement Correctional Facility at Yaphank Phase II (CP 3008). (Co. Exec.) PUBLIC WORKS AND TRANSPORTATION

1900. Amending the 2012 Operating Budget to transfer funds to the March of Dimes Perinatal Program at SUNY Stony Brook. (Nowick) BUDGET AND FINANCE

1901. Accepting and appropriating Federal funding in the amount of $25,000 from the United States Department of Justice, Organized Crime Drug Enforcement Task Forces (OCDETF), for the Suffolk County Police Department's participation in OCDETF 2012 with 78.89% support. (Co. Exec.) PUBLIC SAFETY

1902. Accepting the donation of two (2) all terrain vehicles from the Central Pine Barrens Commission for use by the Suffolk County Parks Police. (Co. Exec.) PARKS & RECREATION

1903. Appropriating funds in connection with construction of sidewalks on various County Roads (CP 5497). (Co. Exec.) PUBLIC WORKS AND TRANSPORTATION

1904. Appropriating funds in connection with the acquisition and implementation of a County Attorney Case Management System (CP 1811). (Co. Exec.) EDUCATION AND INFORMATION TECHNOLOGY

1905. Authorizing certain technical correction to Adopted Resolution No. 616-2012. (Co. Exec.) WAYS & MEANS

1906. Amending prior capital authorized appropriations for the historic restoration and preservation at Third House, Theodore Roosevelt County Park, Montauk (CP 7510). (Schneiderman) PARKS & RECREATION

1907. Authorizing planning steps for the acquisition of land under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Detmer property – Town of Brookhaven (SCTM No. 0200-132.00-04.00-001.005). (Hahn) ENVIRONMENT, PLANNING AND AGRICULTURE

1908. Directing the Department of Public Works to study alternative methods for purchasing transit fares. (Hahn) PUBLIC WORKS AND TRANSPORTATION
1909. Adopting Local Law No. -2012, Amending Local Law No. 25-2009 in regard to the membership of the Aquaculture Lease Board established under the Suffolk County Shellfish Aquaculture Lease Program in Peconic Bay and Gardiners Bay. (Co. Exec.) ENVIRONMENT, PLANNING AND AGRICULTURE


1911. Amending the 2012 Operating Budget and establishing a County Policy to maximize savings through the Early Retirement Incentive Program. (Kennedy) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1912. Amend Resolution No. 764-2012, use of Southaven County Park for Craig Elberth Cross Country 5k Run. (Browning) PARKS & RECREATION

1913. Authorizing planning steps for the acquisition of Farmland Development Rights under the Suffolk County Drinking Water Protection Program, as amended by Local Law No. 24-2007 - Luce Property - Town of Riverhead (SCTM No. 0600-008.00-02.00-013.004). (Romaine) ENVIRONMENT, PLANNING AND AGRICULTURE

1914. Amending the 2012 Capital Budget and Program and appropriating funds in connection with acquisition of lands for intersection improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, Town of Islip (CP 5065). (Co. Exec.) PUBLIC WORKS AND TRANSPORTATION

1915. Authorizing the County Executive to execute an agreement with the Suffolk County Police Benevolent Association covering the terms and conditions of employment for the period of January 1, 2011 through December 31, 2018. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

1916. Authorizing funding of infrastructure improvements and oversight of real property under the Suffolk County Affordable Housing Opportunities Program (Concern Amityville). (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION


1919. Adopting Local Law No. -2012, A Local Law terminating the Suffolk County Public Employment Relations Board. (Co. Exec.) GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION
RESOLUTION NO. —2012, RATIFYING AND APPROVING
THE MEMORANDUM OF AGREEMENT WITH THE COUNTY’S
EMPLOYEE UNIONS RELATING TO THE EMPLOYEE
MEDICAL HEALTH PLAN

WHEREAS, the County Executive, through his Director of Labor Relations, has entered into an agreement with the County’s eleven collective bargaining units which will generate $17 million in annual savings in the Employee Medical Health Plan (“EMHP”); and

WHEREAS, under this agreement the prescription benefit manager (“PBM”) will change; the unions will provide at least $17 million in PBM modifications and prescription benefit modifications; and

WHEREAS, pursuant to this agreement, no person employed by the County on December 31, 2012 will be required to contribute toward the cost of their health insurance; and

WHEREAS, employees hired on or after January 1, 2013 will be required to contribute 15% of the premium or group cost of health insurance they select, single or family, and will continue to pay 15% after they retire until such time as they become Medicare eligible; and

WHEREAS, the Memorandum of Agreement entered into by the Director of Labor Relations makes broad policy choices that will have significant short-term and long-term fiscal ramifications for the County, its employees and taxpayers; and

WHEREAS, such an agreement should be reviewed by this Legislature, the County’s policy-making and appropriating branch of government; and

WHEREAS, legislative ratification of the Memorandum of Agreement will protect it from future legal scrutiny and challenge; and

WHEREAS, the aforementioned Memorandum of Agreement will produce short-term savings that will help the County address its projected 2013 budget deficit; and

WHEREAS, the provision requiring future employees to contribute toward the cost of their health insurance will help the County rein in this rapidly growing expense; now, therefore be it

1st RESOLVED, that the Memorandum of Agreement, dated July 31, 2012 and attached hereto as Exhibit “A”, between the County of Suffolk and its eleven public employee unions, is hereby ratified and 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\v-ratify-medical-plan-unions
MEMORANDUM OF AGREEMENT

It is hereby stipulated and agreed by and between the County of Suffolk and the Suffolk County Police Benevolent Association, Inc. ("PBA"), Suffolk County Detectives Association ("SDA"), Suffolk County Superior Officers Association ("SOA"), Suffolk County Detective Investigators Police Benevolent Association ("DIPBA"), Suffolk County Association of Municipal Employees ("AME"), Suffolk County Probation Officers Association ("POA"), Suffolk County Deputy Sheriffs Police Benevolent Association ("DSPBA"), Suffolk County Deputy Sheriffs Police Benevolent Association Park Police Unit ("DSPBA PPU"), Suffolk County Corrections Officers Association ("COA"), Suffolk County Faculty Association ("FA") and the Suffolk County Guild of Administrative Officers ("GAO"), and all of the Unions jointly as the Suffolk Coalition of Public Employees ("SCOPE"), hereinafter collectively referred to as the "parties," as follows:

1. The parties agree to continue all terms and conditions of the October 15, 2007 Suffolk County Employees medical Health Plan ("SCEMHP") Memorandum of Agreement through December 31, 2020 with the modifications contained herein. All changes shall be effective January 1, 2013 unless otherwise provided.

2. The parties agree there will be a change in the prescription benefit manager (PBM) by January 1, 2013 or as soon as practical. The Unions shall provide at least $17 million in PBM modifications and prescription benefit modifications. Reconciliation of the savings in 2013 and 2014 shall be completed no later than June 1, 2015; reconciliation of the savings in 2015 and 2016 shall be completed no later than June 1, 2017; reconciliation of the savings in 2017 and 2018 shall be completed no later than June 1, 2019 to ensure at least $34 million in savings over the projected increases in prescription costs during each bi-annual period were achieved. To calculate the projected increases, the average annual increases for prescriptions (Express Scripts, Inc.) paid in 2009, 2010, 2011 and 2012 shall be applied for each subsequent year (i.e., if 2009 – 2012 average increase was 4% then a $1,000 cost in 2012 would be $1,040 in 2013 and $1,081.60 in 2014). EMHP’s benefits consultant shall perform all reconciliations.

Should the County not utilize the PBM presented by the Unions to generate the savings, unless not utilized because prohibited from doing so by law, the Unions’ obligation in this paragraph shall be deemed satisfied for the full $17 million with no further responsibility to generate cost savings.

In addition, during the same bi-annual periods described above the parties agree the average cost of benefits under the SCEMHP shall remain equal to the Kaiser Family Foundation and Health Research and Educational Trust, Employer Health Benefits Survey of premium increases in the Northeast Region, hereinafter referred to as Kaiser Northeast. The analysis shall be conducted pursuant to Paragraphs 1(a) and (b) of the parties’ October 15, 2007 SCEMHP Memorandum of Agreement.

Upon completion of the calculations described above, the two figures (PBM savings/losses and SCEMHP Plan savings/losses compared to Kaiser) shall be added for one total figure of savings/losses. If the total is a savings, the amount shall be carried over as a credit to the Unions during the next bi-annual reconciliation period. If the total is a loss, the Unions shall
implement EMHP modifications to generate sufficient recurring savings prospectively and to make up for the prior shortfall within thre (3) months of the reconciliation following the procedure in the 2007 SCSEMHP MOA.

3. It is the intent of the parties that no participant employed by the County on December 31, 2012 shall contribute toward the premium or group cost of health insurance they select, single or family, during the term of this agreement, or in retirement should they retire during the term of this agreement. However, effective January 1, 2013 all active members who are or become enrolled in an HMO plan as of January 1, 2013 shall pay the difference between the premium of the HMO plan and the EMHP plan cost, single or family, as applicable, in addition to any obligation for employees hired on or after January 1, 2013 pursuant to paragraph 4, below.

4. All employees hired on or after January 1, 2013, shall contribute 15% of the premium or group cost of health insurance they select, single or family. When an employee hired on or after January 1, 2013 retires he or she shall continue to pay 15% at the rate in effect on the date of retirement until he or she becomes Medicare eligible at which time contributions will cease. The County and Unions will agree on the calculations and data used to determine the cost of single or family EMHP plan by November 30, 2012 or the matter shall proceed to expedited arbitration before Roger Maher for a decision by December 31, 2012. Any participant who returns to the County workforce within 3 years of Layoff shall be subject to the terms and conditions of EMHP using their original hire date. Should a participant hired on or after January 1, 2013 be(come) married or part of a domestic partnership with a participant hired prior to January 1, 2013, the participants shall determine the primary. In any case where two participants are or would be paying, and be(come) married or part of a domestic partnership, they shall have the option of both paying and maintaining coordination of benefits or electing one as contributing and the other as not contributing as a dependent with no coordination of benefits.

Any participant receiving a NYS disability pension shall not be required to make any health insurance contribution.

5. All covered individuals under EMHP, active, retired and dependent, shall be entitled to the same benefits, at the same benefit level and cost, except differences agreed upon herein. All covered individuals who are covered by Medicare shall have Medicare as their primary insurance and shall all be entitled to the same secondary benefits, at the same benefit level and cost, except differences agreed upon herein.

6. The parties agree EMHP will cover emergency treatment costs above the reasonable and customary rate when utilized on an emergency basis when there is no participating provider available to provide treatment on an emergency basis. This benefit shall be limited to $100,000 cost to SCSEMHP per claim.

7. The County agrees to reinstate coordination of benefits to all participants hired prior to January 1, 2013.
8. The pending grievances for denial of the buy-back payment shall be granted and the buy-back benefit shall revert to the policy in effect in 2010. Those participants, who are both County employees and receive the buy-back payment, shall not receive coordination of benefits unless they cease participation in the buy-back plan.

9. Upon application to the EMHP Co-Chairs, a participant with a minor child(ren) with a physical or mental disability may be exempt from the out-of-network deductible and may receive one hundred percent (100%) reasonable and customary reimbursement for care of the child(ren).

10. The parties agree EMHP shall utilize a third party provider mutually agreed upon for determination of reasonable and customary charges. The parties further agree to cease utilization of the current method of calculating reasonable and customary as a percentage of Medicare.

11. EMHP shall have a consultant monitor the NYSHIP plan and apprise the committee of any changes for their consideration as provided for in the 2007 SCEMHP MOA.

12. The County and SCOPE may each have up to two (2) consultants, attorneys, etc., attend EMHP meetings as observers. The observers may not participate in meetings without the mutual consent of the Co-Chairs.

13. Any administrative leave required for attendance at EMHP meetings shall be charged against the respective bargaining units administrative leave bank. The Director of Labor Relations, however, at his or her sole discretion, may permit non-chargeable leave. The Director’s determination shall not be subject to any third (3rd) party review, including a grievance under this Agreement or any of the Unions’ collective bargaining agreements.

14. The parties agree to cover dependent grandchildren as in effect in 2011. The child must live with the covered employee and the employee must be the legal guardian of the child.

15. SCOPE shall be granted full access to all EMHP records and documentation including provider information, except for personal medical records and confidential County records which have not been provided to EMHP or its providers, consultants, counsel, etc. The request shall be made to the Director of Labor Relations through the SCOPE President or designee. All requests shall be filled within fifteen (15) business days of receipt of written request. All new and renewal contracts with providers shall require the provider to produce any requested information to the Director of Labor Relations within ten (10) business days of receipt.

16. The parties agree to resolution of the following grievances:
   (a) Unions’ PBM Grievance – Withdrawn with prejudice
   (b) Unions’ Physical Therapy Co-Pay – Withdrawn with prejudice
   (c) County’s Physical Therapy Co-Pay – Withdrawn with prejudice

17. The parties recognize the County and the Unions have remaining proposals under negotiation. In the event no resolution is reached on those EMHP issues, pursuant to paragraph 5(c) of the October 15, 2007 SCEMHP MOA, the parties agree to immediately proceed to arbitration. The neutral referee on the arbitration panel shall be Arbitrator Roger Maher and the Union referee shall be Noel DiGerolamo. The parties further agree the panel
shall only be authorized to impose additional contributions toward the cost of health insurance on employees pursuant to Paragraph 2, above, unless said additional contributions are mutually agreed upon by the parties. In addition, the parties agree the panel’s jurisdiction is extended to establish the terms of SCEMHP through December 31, 2020.

18. The County and Unions acknowledge that simultaneous with the signing of this Agreement the Unions have signed a document to officially create a legal entity entitled the Suffolk Coalition of Public Employees (“SCOPE”). The purpose of SCOPE is to enable the Unions, as one, to negotiate, mediate, grieve, arbitrate, litigate and otherwise address EMHP and HMO health insurance benefits with the County.

The Unions, individually and collectively, acknowledge and agree SCOPE is authorized to be their exclusive bargaining representative to negotiate, mediate, grieve, arbitrate, litigate and otherwise address EMHP and HMO health insurance benefits with the County. They further acknowledge and agree SCOPE is authorized to enter into binding agreements on their behalf regarding health insurance issues.

SCOPE acknowledges and agrees it does not have the right to strike, nor to assist or participate in any strike, nor to impose an obligation to conduct, assist or participate in a strike against the County.

The County recognizes SCOPE as the exclusive representative to negotiate, mediate, grieve, arbitrate, litigate and otherwise address EMHP and HMO health insurance benefits with the County.

The parties agree SCEMHP’s by-laws, and any other documents necessary, will be amended to reflect the agreement and obligations contained herein by and between the County and SCOPE.

THIS AGREEMENT SHALL REFLECT THE COMPLETE AGREEMENT OF THE PARTIES AND SHALL NOT BE AMENDED EXCEPT BY WRITTEN INSTRUMENT SIGNED BY BOTH PARTIES. THIS AGREEMENT REPLACES, SUPERCEDES, AND VOIDS ANY PRIOR AGREEMENTS BETWEEN THE PARTIES TO THE CONTRARY.

SHOULD ANY PROVISION IN THIS AGREEMENT BE FOUND TO BE UNLAWFUL OR UNENFORCEABLE BY A COURT OF COMPETENT JURISDICTION THE REMAINDER OF THE AGREEMENT SHALL REMAIN IN FULL FORCE AND EFFECT AND THE PARTIES SHALL IMMEDIATELY COMENCE NEGOTIATIONS TO REPLACE THE INVALIDATED PROVISION WITH A COMPARABLE, LEGAL, CLAUSE.

IT IS AGREED BY AND BETWEEN THE PARTIES THAT ANY PROVISION OF THIS AGREEMENT REQUIRING LEGISLATIVE ACTION TO PERMIT ITS IMPLEMENTATION BY AMENDMENT OF LAW OR BY PROVIDING THE ADDITIONAL FUNDS THEREFORE, SHALL NOT BECOME EFFECTIVE UNTIL THE APPROPRIATE LEGISLATIVE BODY HAS GIVEN APPROVAL.
Dated: 7-31-12

For the County:

Paul J. Margiotta, Esq.
Chief Deputy County Attorney
Director of Labor Relations

For the Unions:

Noel DiGerolamo, President
Suffolk County Police Benevolent Association

William Plant, President
Suffolk County Detectives Association

John Keary, President
Suffolk County Detective Investigators PBA

Daniel Farrell, President
Suffolk County Association of Municipal Employees

Donald Grauer, President
Suffolk County Probation Officers Association

Vito Dagnello, President
Suffolk County Corrections Officers Association

Noel DiGerolamo, President
Suffolk Coalition of Public Employees

Timothy Morris, President
Suffolk County Superior Officers Association

Anthony Prudenti, President
Suffolk County Deputy Sheriffs PBA

Anthony Prudenti, President
Suffolk County Deputy Sheriffs PBA Park Police Unit

Ellen Schuler Mauk, President
Faculty Association

Thomas Breeden
Guild of Administrative Officers
RESOLUTION NO. AMENDING THE
SUFFOLK COUNTY CLASSIFICATION AND
SALARY PLAN IN CONNECTION WITH A NEW
POSITION TITLE IN THE DEPARTMENT OF HEALTH SERVICES:
FORENSIC SCIENTIST IV (QUALITY ASSURANCE)

WHEREAS, the Department of Civil Service/Human Resources has
completed a review of the duties and responsibilities of a certain position; and

WHEREAS, on the basis of this review they have determined that the new
title of Forensic Scientist IV (Quality Assurance) be created; and

WHEREAS, there are sufficient unexpended and uncommitted funds in the
Department of Health Services budget to cover the cost; now, therefore be it

1st RESOLVED, that the Suffolk County Classification and Salary Plan and the
Department of Health Services operating budget be and they are hereby amended as
follows:

ADDITION TO CLASSIFICATION AND SALARY PLAN

<table>
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<tr>
<th>Spec No.</th>
<th>JC</th>
<th>Position Title</th>
<th>Grade</th>
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<td>Forensic Scientist IV (Quality Assurance)</td>
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AMENDMENTS TO OPERATING BUDGET

ADDITION

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DELETION

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and be it further

2nd RESOLVED, that the provisions of the within resolution shall take effect
within the first pay period immediately succeeding its adoption.

DATED:

APPROVED BY:

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

2. Title of Proposed Legislation
AMENDING THE SUFFOLK COUNTY CLASSIFICATION AND SALARY PLAN IN CONNECTION WITH A NEW POSITION TITLE IN THE DEPARTMENT OF HEALTH SERVICES: FORENSIC SCIENTIST IV (QUALITY ASSURANCE)

3. Purpose of Proposed Legislation
To add the new title of Forensic Scientist IV (Quality Assurance) to the Classification and Salary Plan and to amend the Department of Health Services Operating Budget to add one Forensic Scientist IV (Quality Assurance) position and delete one Associate Public Health Sanitarian.

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

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

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

7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.
Civil Service has determined that a new title is needed in the Medical Examiner’s Office of the Department of Health Services to provide a title dedicated to quality assurance. The Crime Laboratory’s accreditation agency requires that an individual be designated as the Quality Assurance Manager. Since the person so assigned is supposed to be autonomous from the technical operations of the laboratory, a separate title is needed.

8. Proposed Source of Funding
2012 Operating Budget

9. Timing of Impact
Upon Adoption

10. Typed Name & Title of Preparer
Theresa Lollo
Principal Financial Analyst

11. Signature of Preparer

August 15, 2012

SCIN FORM 175b (10/95)
# FINANCIAL IMPACT
## 2012 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

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### POLICE DISTRICT AND DISTRICT COURT

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### COMBINED

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<td>$0.00</td>
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<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 2011.


3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.

To be completed by the Executive Budget Office.
Introduced by Presiding Officer, on request of the County Executive

RESOLUTION NO. -2012, ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES (OCFS) FOR IMPROVING STAFF-TO-CLIENT RATIOS IN THE DEPARTMENT OF SOCIAL SERVICES - CHILD PROTECTIVE SERVICES BUREAU

WHEREAS, the New York State Office of Children and Family Services (OCFS) has designated Suffolk County as the recipient of 100% State funding in the amount of $50,000 to improve the staff-to-client ratios in the Child Protective Services workforce; and

WHEREAS, this is part of a state-wide special allocation to improve the staff-to-client ratios in all social services districts; and

WHEREAS, NYS OCFS authorized this special allocation for social service districts to use a variety of methods, including the use of overtime, to move closer to attaining the recommended CPS caseload size of 12 active investigations per month, consistent with the findings of the “New York State Child Welfare Workload Study Final Report” submitted to the NYS Legislature by OCFS in December 2006; and

WHEREAS, a statewide OCFS report of the “Percentage of Workers with More Than 15 CPS Investigations”, showed that our CPS investigators are carrying 15.1 open investigations per worker, 26% more than the state recommended average. At the same time, half of the workers were carrying high and very high caseloads of up to 24 cases per worker.

WHEREAS, it is the intention of the Suffolk County Department of Social Services to use this allocation to reduce the Child Protective Services caseload of staff investigating reports of child abuse and maltreatment and reduce the percentage of overdue determinations by allocating overtime for existing child protective services (CPS) workers.

WHEREAS, this special allocation award is 100% State funded; and

WHEREAS, it is in the best interest of Suffolk County to accept these funds; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they are hereby authorized to accept the following funds:

REVENUES:  
001-3610 STATE AID: Social Services Administration $50,000  

and be it further
2nd RESOLVED, that total funds in the amount of $50,000 be and are hereby appropriated as follows:

**ORGANIZATIONS:**

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<tr>
<td><strong>Employee Benefits</strong></td>
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<td><strong>8280 – State Retirement</strong></td>
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<tr>
<td><strong>8350 – Unemployment Insurance</strong></td>
<td>136</td>
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</tbody>
</table>

and be it further

3rd RESOLVED, that any unexpended funds be reappropriated in the 2013 Operating Budget, and will be fully expended by March 31, 2013 in conformance with the terms of the grant award.

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

   ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES (OCFS) FOR IMPROVING STAFF-TO-CLIENT RATIOS IN THE DEPARTMENT OF SOCIAL SERVICES - CHILD PROTECTIVE SERVICES BUREAU.

3. Purpose of Proposed Legislation

   The purpose of this resolution is to use 100% State aid to increase the overtime allocation in order to pay overtime to existing Child Protective Services workers to reduce the child protective services (CPS) workloads for staff investigating reports of child abuse and maltreatment to more acceptable levels and improve overall worker productivity. These funds are approved to pay overtime to existing CPS workers, thus enabling them to focus on reducing the percentage of cases overdue for investigative determinations.

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

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

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

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

   100% grant funding in the amount of $50,000 has been awarded for this program.

8. Proposed Source of Funding.

   100% FUNDS


   Immediate

10. Typed Name & Title of Preparer
    Kenneth Knappe
    Principal Management Analyst

11. Signature of Preparer
    

12. Date
    8/2/12

SCIN FORM 175b (10/95)

Suzanne Martin
Sr. Budget Analyst

8/29/12
## GENERAL FUND

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<tr>
<th></th>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 FEV TAX RATE PER $1000</th>
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## POLICE DISTRICT AND DISTRICT COURT

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## COMBINED

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<td>TOTAL</td>
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### NOTES:


2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.

3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 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
Mr. Gregory Blass, Commissioner  
Suffolk County Department of Social Services  
3085 Veterans Memorial Highway  
Ronkonkoma, NY 11779

Dear Commissioner Blass:

The Spring Valley Regional Office is in receipt of your proposal and Attachment B - for the expenditure of the enhanced CPS funds pursuant to 12-OCFS-LCM-11. Please note that your plan for the use of the funds for overtime is approved. Your plan clearly articulates the targeted performance measures and your goals in reducing the number of overdue determinations and overall reduction of CPS caseloads. We wish you success in this endeavor. Should you need any additional technical assistance, please do not hesitate to contact your County Lead, Debra DeCou-Winston at 631-342-7060.

Sincerely,

[Signature]

Raymond Toomer  
Regional Office Director

CC. Dennis Nowak  
Debra DeCou-Winston
2012-2013 Enhanced CPS Funds (12-OCFS-LCM-11)
Suffolk County DSS Family & Children’s Services Proposal

To improve child protective services staff-to-client ratios, Suffolk County DSS Family & Children's Services Administration is proposing to use $50,000 in state allocation funds to:

- Pay overtime to existing child protective services workers

Needs Assessment

Suffolk County received 9,691 new reports of child abuse and neglect in 2011 and in 2012 continues to have the highest intake of new reports of any district outside of New York City. In addition, Suffolk County ranks among districts with the highest intake per worker. In 2011, Suffolk's Child Protective workers received an average of 7.2 new reports for investigation per worker each month – 41% higher than the statewide average of 5.1 new cases per worker and 80% more compared to Westchester County's 4.0 new cases per worker.

<table>
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<tr>
<th></th>
<th>Suffolk</th>
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<tr>
<td>Avg. Monthly Detsrm. per Worker 2011</td>
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<td>6.1</td>
<td>5.9</td>
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The intake of new child abuse and neglect reports fluctuates throughout the year rising while school is in session and dropping off during the summer. This cycle, as well as the number of onboard staff and other factors, causes average workloads to rise and fall during the year. In April 2011, at its peak, there were 1,637 open reports under investigation and workers were carrying an average of 16.5 investigations per worker – 37% above the New York State recommended average of 12 per cases worker. Caseload sizes ranged from 1 to 26 open reports, with 68% of staff carrying high and very high caseloads of 16 or more (up to 26) investigations. As of May 23, 2012, CPS workers were responsible for 15.1 open investigations per worker, 26% more than the state recommended
average. At the same time, half of the workers were carrying high and very high caseloads of up to 24 cases per worker.

In addition to the high intake of new child abuse and neglect reports, the number of Court Ordered Investigations (COIs) requested from the Family and Supreme Courts continues to remain high. During 2011, Child Protective Services received 986 Court Ordered Investigations at an average of 82 per month — the equivalent workload of approximately 11 full-time staff. Through May 2012, the county has received 439 COIs at a rate of 88 per month. Court Ordered Investigations significantly impact CPS workloads. In addition to meeting all of the normal requirements of a CPS investigation, CPS workers are required to submit a separate written report to Family Court, typically within a very short timeframe. The need to immediately respond to the Court directives results in the disruption of workers’ planned investigative activities on other cases and frequently requires workers to perform overtime to complete the necessary interviews.

Other gauges of high staff-to-client ratios include average workloads and the percentage of overdue report determinations. According to the February 29, 2012 Open Case Inquiry Investigations Statewide Total Report, the state’s reference point for the allocation application, Suffolk County child protective investigators were responsible for an average of 14.4 open reports — 20% more than the New York State recommended average of 12 cases per worker. In addition, 10.3% of all investigative reports were overdue for determination as of February 29, 2012 compared to the state’s 10% benchmark.

**Suffolk County’s Proposal**

Suffolk County proposes to use the $50,000 New York State Enhanced CPS Funds to pay overtime to existing child protective services workers.

The $50,000 budget will be allocated to overtime for existing child protective services workers and will be used for staff to focus on reducing the percentage of cases overdue for investigative determinations. The budgeted amount is sufficient to provide Suffolk County’s 100+ investigative field workers with approximately 825 hours of overtime commencing on or about October 2012 and for use through the allocation end date of March 31, 2012. (See Attachment: Proposed Budget for Enhanced CPS Funds)

**Performance Outcomes – Measures**

Application of the $50,000 Enhanced CPS funds toward overtime is expected to reduce the workload of the average worker and reduce the percentage of overdue determinations. To measure our level of success, Suffolk County will use the Open Case Inquiry Investigations Statewide Total Report and other Data Warehouse reports.

As our baseline, we will use the February 29, 2012 Open Case Inquiry Investigations Statewide Total Report, when Suffolk County child protective investigators were responsible for an average of 14.4 open reports and 10.3% of all investigative reports were overdue for determination.

With intake and all other factors such as onboard staffing remaining consistent with 2012 levels, Suffolk County anticipates average caseloads to drop as well as the baseline of 43 workers (40%) with more than 15 reports each to 32 workers (30%) by March 31, 2013 and for the percentage of overdue case determinations to drop from the baseline of 10.3% to 9.3% by the same date.
Attachment B: Certification Re: Non-Supplantation and Plan for CPS Funding to Improve Staff-to-Client Ratios (due by June 22, 2012)

This is to certify that Suffolk County social services district will use the allocation of these funds authorized by Chapter 53 of the Laws of 2012 in the amount of $50,000 to improve staff-to-client ratios in the local district child protective services workforce.

Such funds will not be used to supplant any other state or local funds. Claims for reimbursement under this appropriation will not be submitted for the same type and level of funding covered by any other state or locally authorized appropriation, except to fund expenditures to continue or expand activities that were funded with the State fiscal year 2012-2013 appropriation enacted for this purpose.

Plan for use of funds: (check all that apply)

☐ Hiring one or more new child protective services workers

☐ Hiring support staff and utilizing that staff in a manner that will specifically reduce the workload of child protective services staff

☒ Paying overtime to existing child protective services workers

☐ Innovative strategies aimed at reducing overdue report determinations and/or caseloads (specify) ______________________________

Narrative explanation – Please describe below the details as to how the funds will be spent as outlined on page 2 under Program Implications.

Please see attached 2012-2013 Enhanced CPS Funds (12-OCFS-LCM-11) Suffolk County DSS Family & Children’s Services Proposal that outlines the use of the $50,000 enhanced funds to provide 825 hours of overtime to CPS investigative workers to complete investigative determinations and reduce caseloads.

Complete the targeted performance measures noted below that the social services district expects to realize as a result of these funds.

Number of workers with more than 15 reports as of 2/29/12 was 43 (insert total from 2/29/12 OCI report)

Goal - Number of workers with more than 15 reports as of 3/31/13 will be 32

Percent of reports with overdue determinations as of 2/29/12 was 0.3% (insert total from 2/29/12 OCI report)

Goal - Percent of reports with overdue determinations as of 3/31/13 will be 9.3%

Signature and Title: Commissioner Suffolk County DSS

* Please note that the highest intake of new child protective reports routinely comes in March of each year. Suffolk set a new record in March 2011 with 1,052 new reports.
Memorandum

To: Jon Schneider, Deputy County Executive

From: Gregory J. Blass, Commissioner
Department of Social Services

Date: August 7, 2012

Subject: REQUEST FOR LEGISLATIVE RESOLUTION
Accepting 100% funding from the NYS OCFS to Improve Staff to Client Ratios in the Department of Social Services Child Protective Services Bureau.

I am requesting that the attached legislative resolution be submitted at the next organizational meeting of the Suffolk County Legislature.

ACCEPTING AND APPROPRIATING 100% FUNDING FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES (OCFS) FOR IMPROVING STAFF-TO-CLIENT RATIOS IN THE DEPARTMENT OF SOCIAL SERVICES - CHILD PROTECTIVE SERVICES BUREAU

On July 9, 2012 we received notification from the New York State Office of Children and Family Services that Suffolk County was awarded 100% funding in the amount of $50,000 to improve the staff-to-client ratios in the Child Protective Services (CPS) Bureau. These funds were approved to allocate overtime for existing CPS workers.

Attached please find the above referenced resolution, the introduction form (SCIN Form 175a), the fiscal impact statement (SCIN Form 175b), and related backup material. The e-copies relating to this resolution are titled “Reso-DSS-CPS-2012” If you have any questions, please contact Kenneth Knappe at 854-9939.

Enc.

c: Regina M. Calcaterra, Chief Deputy County Executive
ec: CE Reso. Review Distribution List
RESOLUTION NO. --2012, AUTHORIZING THE
SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT
TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO
THE TOWN OF RIVERHEAD FOR AFFORDABLE HOUSING
PURPOSE (SCTM NO. 0600-105.00-02.00-069.000)

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 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 105.00, Block 02.00, Lot 069.000, and acquired by tax deed on
March 31, 2008, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York,
and recorded on April 4, 2008, in Liber 12546, CP 642, known and designated as Lot 56 on a
certain map entitled "Map of Mill Brook Gables", and filed in the Office of the Clerk of the County
of Suffolk on May 21, 1947 as Map No. 1544,

WHEREAS, said parcel 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 Riverhead, 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 parcel shall be conveyed to the Town of Riverhead, Suffolk
County, New York for affordable housing use, 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 is not restricted in its use of the subject premises solely and
exclusively for affordable housing purposes; with all right, title, and interest reverting to the
grantor, at the sole option of the grantor, in the event that the grantee, at any time uses or
attempts to use said subject premises for other than 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 or any successor thereto. 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 Affordable Housing 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 with an annual written report, no later than December 31 of each year commencing December 31, 2012, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put 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.

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.

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.

5th RESOLVED, the conveyance of the parcel described to the Town of Riverhead 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.

6th RESOLVED, that the Director of Real Estate, 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.

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:
TOWN OF RIVERHEAD
Resolution # 361

REQUESTING THE CONVEYANCE OF PARCELS FROM SUFFOLK COUNTY TO THE TOWN OF RIVERHEAD COMMUNITY DEVELOPMENT AGENCY FOR AFFORDABLE HOUSING PROGRAM

Councilwoman Giglio offered the following resolution,

which was seconded by Councilman Dunleavy

WHEREAS, the County of Suffolk Office of Economic Development and Workforce Housing has made available to the Town of Riverhead a parcel with existing home for rehabilitation as workforce housing one (1) single family located at 0600-105.00-02.00-069.000 (aka 27 Wilson Avenue, Riverhead, New York, 11901); and

WHEREAS, County of Suffolk is willing to declare this parcel to be surplus County property that could be transferred to the Town of Riverhead for the purpose of transferring the parcel to Habitat for Humanity for development as workforce housing; and

WHEREAS, the Town of Riverhead and the Town of Riverhead Community Development Agency (CDA) Board desires to foster the continued development of workforce housing infrastructure to retain critically important members of our community that typically qualify for qualify for workforce housing include young professionals, nurses and nurses aids, teachers, entry-level public safety personnel, grocery clerks, secretaries, mechanics, accounting clerks, retail and restaurant employees, and many other jobs integral to a balanced community; and

WHEREAS, the Town of Riverhead board has indicated it would prefer to develop the property at no cost to the Town of Riverhead through a partnership with Habitat for Humanity.

NOW, THEREFORE, BE IT RESOLVED, the Town of Riverhead Board be and does hereby request the County of Suffolk to execute and deliver a quitclaim deed to the Town of Riverhead for said property, more particularly described and designated above, pursuant to Section 72-H of the New York General Municipal Law, for the purpose of transferring the interest of the County of Suffolk in the above described property to the Town of Riverhead for conveyance to Habitat for Humanity; and
BE IT FURTHER RESOLVED, that said quitclaim deed issued by the Director of the County Division of Real Estate, or her deputy, pursuant to this resolution, shall contain a reverter clause to the effect that title to said parcel shall revert to the County of Suffolk in the event that the property is not used for the above described public governmental purpose; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be mailed to Ms. Jill Rosen-Nikoloff-Thompson, Director of Affordable Housing, Suffolk County Department of Economic Development and Workforce Housing, H. Lee Dennison Bldg. – 2nd Floor, Hauppauge NY 11788-0099 and to Mr. Dan Walker, Executive Director, Habitat for Humanity of Suffolk, 643 Middle Country Road, Middle Island, NY 11953; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be forwarded to the Town Attorney and the Community Development Director; and

BE IT FURTHER RESOLVED, that all Town Hall Departments may review and obtain a copy of this resolution from the electronic storage device and, if needed, a certified copy of same may be obtained from the Office of the Town Clerk.

THE VOTE

Giglio ☑Yes ☐No  Gabrielsen ☑Yes ☐No
Wooten ☑Yes ☐No  Dunleavy ☑Yes ☐No
Walter ABSENT

The Resolution Was ☑ Thereupon Duly Declared Adopted

State of New York
County of Suffolk  ) ss.
Town of Riverhead

This is to certify that I, the undersigned, Town Clerk of the Town of Riverhead, County of Suffolk, State of New York, have compared the foregoing copy of a Resolution with the original now on file in this office and which was duly adopted on May 18, 2011 and that the same is a true and correct transcript of said Resolution and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Town of Riverhead, on May 19, 2011.

[Signature]
Town Clerk
1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
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<tbody>
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2. Title of Proposed Legislation – **RESOLUTION NO. 2012, AUTHORIZING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF RIVERHEAD FOR AFFORDABLE HOUSING PURPOSE (SCTM NO. 0600-105.00-02.00-069.000)**


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:
   - Loss of County Investment of $37,014.54
   - Loss of sale at public auction

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:
    - Neil Toomb
    - Intergovernmental Relations Coordinator

11. Signature of Preparer
    - [Signature]

12. Date: 8/29/12

SCIN FORM 175b (10/95)
### General Fund

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### Police District and District Court

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### Combined

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**Notes:**
1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2011.
3) Source for equalization rates: Tentative 2011 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.
SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF RIVERHEAD

Tax Map No.: 0600-105.00-02.00-069.000

Section 72-h, Gen'l Municipal Law

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<th>Purpose</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>County Investment</td>
<td>$37,014.54</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
Resolution Title:

Tax Map No.: 0600-105.00-02.00-069.000

Purpose/Justification of Request:

Section 72-h Gen'l Municipal Law

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 re-submittal:

3. Is backup attached? Yes X No

4. Is this resolution subject to SEQRA review? Yes ___ No X

Fiscal Information:

Anticipated Revenue: $1.00 (to be waived)
County Investment: $37,014.54

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

1. Type of Legislation
Resolution ___ X ____ Local Law _________ Charter Law _______

2. Title of Proposed Legislation
Section 72-h, General Municipal Law authorizing the sale of County owned Real Estate to a Municipality

3. Purpose of Proposed Legislation
Convey County owned parcel to the Town of Riverhead 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
2012

10. Name & Title of Preparer Signature of Preparer Date
R. J. Bhatt ____________________________ ___________________ _______
Land Management Specialist
Steven Bellone  
SUFFOLK COUNTY EXECUTIVE  

Department of  
Economic Development and Planning  

August 16, 2012  

Joanne Minieri  
Deputy County Executive and Commissioner  

Division of Real Property Acquisition and Management  

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.: 0600-105.00-02.00-069.000  
Section 72-h, G.M.L. Authorizing the Sale of County Owned Real Estate to the  
Town of Riverhead for Affordable Housing Purposes.  

Dear Mr. Schneider:  

Enclosed herewith are the original and one 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 Riverhead  
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  

PJG:WRT:slb  

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

Copy w/ Resolution to:  
Regina M. Calcaterra, Chief Deputy County Executive (1 hard copy)  
Joanne Minieri, Deputy County Executive and Commissioner  
Ben Zwirn, Intergovernmental Relations (2 hard copies)  
CE Reso Review, (electronic copy)  

Copy of Cover Letter to:  
Tom Vaughn, Assistant County Executive  
Connie Corso, Budget Director  
Jill Rosen-Nikoloff, Director of Real Estate
Introducory Resolution No. 1890-12

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2012, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
GOORPERSAD SOOKOO
(SCTM NO. 0500-066.00-02.00-069.000)

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 066.00 Block 02.00 Lot 069.000 and acquired by Tax Deed on February 10, 1977 from
Jean H. Tuthill, the County Treasurer of Suffolk County, New York, and recorded on February 11,
1977 in Liber 8190 at CP 228 and described as follows, known and designated as part of Lots 1,2,3
and 4 in Block 1 on a certain map entitled “Map of Property at Holbrook Station”, and filed in the
Office of the Clerk of the County of Suffolk on March 26, 1880 as Map No. 573,

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, Goorpersad Sookoo, has made an offer to Suffolk County, for the purchase of
said above described parcel for the sum of $2,600.00. 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 has been appraised at $2,500.00, 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 $ 2,600.00, 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.

3rd RESOLVED, that the Director of the Division 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 Goopersad Sookoo, 15 Avenue D, Holbrook, New York 11741.

DATED:

APPROVED BY

________________________________________
County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

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

2. Title of Proposed Legislation – RESOLUTION NO. -2012, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 GOORPERSAD SOOKOO (SCTM NO. 0500-066.00-02.00-069.000)


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:
Payment to the County in the amount of $2600.00

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:

   Neil Toomb
   Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

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

## 2012 Property Tax Levy

### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th></th>
<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate per $100</th>
<th>2012 FEV Tax Rate per $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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<td>$0.00</td>
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</table>

### Police District and District Court

<table>
<thead>
<tr>
<th></th>
<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate per $100</th>
<th>2012 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>
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<tr>
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<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate per $100</th>
<th>2012 FEV Tax Rate per $1000</th>
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<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, September 2011.
3) Source for equalization rates: Tentative 2011 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.
DIRECT SALE:
Suffolk County Local Law No. 13-1976
Tax Map No. 0500-066.00-02.00-069.000

<table>
<thead>
<tr>
<th>ADJOINING OWNER</th>
<th>BID</th>
<th>BID</th>
<th>BID</th>
</tr>
</thead>
</table>
| Goorpersad Sookoo  
15 Avenue D  
Holbrook, New York 11741  
0500-066.00-02.00-064.000 | $2,600.00 |       |       |
|                  |       |       |       |
|                  |       |       |       |
|                  |       |       |       |

SIZE OF PARCEL: 71' x 33' x 71' x 42'
APPRaised VALUE: $2,500.00
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
   Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

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
   2012

10. Name & Title of Preparer       Signature of Preparer       Date
    R.J. Bhatt               ___________________________   _____________
August 16, 2012

Dear Mr. Schneider:

Enclosed herewith are the original and one 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:sib  
Resolution + 1 copy  
Summary Statement  
Tax Map & Aerial Map  
Hagstrom Map  
Sponsor’s Memo

Copy w/ Resolution to:  
Regina M. Calcaterra, Chief Deputy County Executive  
Joanne Minieri, Deputy County Executive and Commissioner  
Jill Rosen-Nikoloff, director of Real Estate  
Sarah Lansdale, A.I.C.P., Director of Planning  
CE Reso Review, (electronic copy)
RESOLUTION NO. -2012, SALE OF COUNTY-OWNED
REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
MYRON A. HAUPTMAN & RALPH DELEA, TRUSTEES
(SCTM NO. 0200-189.00-01.00-010.000)

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 189.00 Block 01.00 Lot 010.000 and acquired by Tax Deed on May 31, 1989 from
General L. Rains, the Deputy County Treasurer of Suffolk County, New York, and recorded on
June 9, 1989 in Liber 10872 at CP 443 and described as follows, known and designated as Lot 39 in
Block 4 on a certain map entitled "Map of Shammont Estates, Section C", and filed in the Office of
Clerk of the County of Suffolk on September 27, 1910 as Map No. 113,

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, Myron A. Hauptman & Ralph Delea, have made an offer to Suffolk County, for
the purchase of said above described parcel for the sum of $1,100.00. 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 has been appraised at $1,000.00, 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 $1,100.00, 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.

3rd RESOLVED, that the Director of the Division 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 Myron A. Hauptman & Ralph Delea, 444 Elwood Road, East Northport, New York 11731.

DATED:

APPROVED BY

______________________________
County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
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<tbody>
<tr>
<td>X</td>
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2. Title of Proposed Legislation - RESOLUTION NO. -2012, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 MYRON A. HAUPTMAN & RALPH DELEA, TRUSTEES (SCTM NO. 0200-189.00-01.00-010.000)


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:
Payment to the County in the amount of $1,100.00

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:
Neil Toomb  
Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

SCIN FORM 175b (10/95)
### GENERAL FUND

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<th>2012 AV TAX RATE PER $100</th>
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<td>TOTAL</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 2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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.
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. 0200-189.00-01.00-010.000  

<table>
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<tr>
<th>ADJOINING OWNER</th>
<th>BID</th>
<th>BID</th>
<th>BID</th>
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<tr>
<td>Myron A. Hauptman &amp; Ralph Delea</td>
<td>$1,100.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>444 Elwood Road</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>East Northport, New York 11731</td>
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<td></td>
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<td>Louis &amp; Simon Mazo</td>
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<tr>
<td>c/o Scott Mazo</td>
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<td>5429 Chestnut St., Ste M114</td>
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<tr>
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</tbody>
</table>

SIZE OF PARCEL: 20’ x 100’  
APPRaised VALUE: $1,000.00  
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
   Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

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
   2012

10. Name & Title of Preparer  Signature of Preparer  Date
    R.J. Bhatt  ______________________  ______________________
August 14, 2012

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: 0200-189.00-01.00-010.000

Dear Mr. Schneider:

Enclosed herewith are the original and one 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:

Regina M. Calcaterra, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive and Commissioner
Jill Rosen-Nikoloff, director of Real Estate
Sarah Lansdale, A.I.C.P., Director of Planning
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 
SUFOFF COUNTY TAX ACT 
REFIK KAVAZOVIC AND RIFAT KAVAZOVIC 
AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP 
0200-658.00-02.00-011.000

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 658.00, Block 02.00, Lot 011.000, and acquired by tax deed on October 11, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 19, 2011, in Liber 12674, at Page 323, and otherwise known and designated by the Town of Brookhaven, as District 0200, Section 658.00, Block 02.00, Lot 011.000; 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 October 11, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on October 19, 2011 in Liber 12674 at Page 323.

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, REFIK KAVAZOVIC AND RIFAT KAVAZOVIC AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP have made application of said above described parcel and REFIK KAVAZOVIC AND RIFAT KAVAZOVIC AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP have paid the application fee and have paid $1,983.74, 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, 2012, and

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 REFIK KAVAZOVIC AND RIFAT KAVAZOVIC AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP, 2980 Valentine Avenue, Apt. 503, Bronx NY 10458, 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: ________________________
1. Type of Legislation

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

2. Title of Proposed Legislation – 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 REFIK KAVAZOVIC AND RIFAT KAVAZOVIC AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP 0200-658.00-02.00-011.000


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: Payment to the County in the amount of $1,983.74

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:

   Neil Toomb
   Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVERAGE TAXPAYER</th>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
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**NOTES:**
3. SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
SUFFOLK COUNTY
DIVISION OF REAL PROPERTY
ACQUISITION AND MANAGEMENT
CLOSING STATEMENT

August 06, 2012

Tax Map No.: 0200-658.00-02.00-011.000
Name of Last Legal Fee Owner: REFIK KAVAZOVIC AND RIFAT KAVAZOVIC
AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP

TREASURER'S COMPUTATION.................. $1,173.34

Taxes........2011/2012.......................... $810.40

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

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

Miscellaneous Expenses........................ OPEN

________________________________________

TOTAL................................................ $1,983.74

Monies Received.............................. $1,983.74

________________________________________

RESOLUTION AMOUNT........................ $1,983.74

________________________________________

APPROVED:

[Signature]

PREPARED BY:

[Signature]

Lori Sklar
Redemption Unit
(631)853-5937

Accounting

LS:lag

8/6/08
COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT 0200
SECTION 658.00
BLOCK 02.00
LOT 011.00

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2008/09 983.85
2009/10 59.30

2010/11 PROPERTY TAXES PAID BY OWNER
2011/12 PROPERTY TAXES $810.40 NOT INCLUDED IN COMPUTATION

TOTAL: 1043.15

B. INTEREST DUE 74.32
C. TOTAL 1117.47
D. 5% LINE C 55.87

H. TOTAL DUE $1,173.34

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.

22-Jun-12

Douglas W. Sutherland
Chief Deputy County Treasurer

**Interest and penalty computed to and including 12/19/12

dz
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X
   Tax Map Number 0200-658.00-02.00-011.000

2. Title of Proposed Legislation
   Authorizing the Director of Real Estate and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

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
   2012

10. Typed Name & Title of Preparer
    Lori Sklar
    Signature of Preparer
    Date
    Lori Sklar
    8/7/12
August 17, 2012

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

Re: Tax Map No. 0200-658.00-02.00-011.000
   REFIK KAVAZOVIC AND RIFAT KAVAZOVIC
   AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP

Dear Mr. Schneider:

Enclosed herewith for your approval is original and one copy 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

LS/1ag
Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer’s Computation

Copy of Resolution to:
   Jon Schneider, Deputy County Executive
   Ben Zwirn, Director of Intergovernmental Relations (2)
   Regina M. Calcaterra, Chief Deputy County Executive
   Jill Rosen-Nikoloff, Director of Real Estate, Dept. of Economic Development and Planning
   CE Reso Review (electronic copy)

Copy of letter to:
   Joanne Minieri, Deputy County Executive and Commissioner
   Connie Corso, Budget Director
   Sarah Lansdale, Planning Director, Division of Planning and Environment
   Alice Kubicsko, Inventory
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
LINDA MEYER AS THE SOLE SURVIVING HEIR OF ORVILLE MEYER
0200-981.00-04.00-014.000

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 981.00, Block 04.00, Lot 014.000, 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, at Page 18, and otherwise known and designated by
the Town of Brookhaven, as District 0200, Section 981.00, Block 04.00, Lot 014.000.

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 16, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on August 22, 2011 in Liber 12669 at Page 18.

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, LINDA MEYER AS THE SOLE SURVIVING HEIR OF ORVILLE
MEYER has made application of said above described parcel and LINDA MEYER AS THE SOLE
SURVIVING HEIR OF ORVILLE MEYER has paid the application fee and has paid $25,549.98, 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, 2012, and

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 LINDA MEYER AS THE SOLE SURVIVING HEIR OF ORVILLE MEYER, 4 Bay Street, Center Moriches, New York 11934 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: __________________________
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>
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</table>

2. Title of Proposed Legislation – RESOLUTION NO. AUTHORIZING THE SALE, PURSUANT TO LOCAL LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED UNDER SECTION 46 OF THE SUFFOLK COUNTY TAX LINDA MEYER AS THE SOLE SURVIVING HEIR OF ORVILLE MEYER 0200-981.00-04.00-014.000


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:
   Payment to the County in the amount of $25,549.98

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:
    Neil Toomb
    Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate per $100</th>
<th>2012 FEV Tax Rate per $100</th>
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<tbody>
<tr>
<td>TOTAL</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
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<th>2012 Property Tax Levy</th>
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### COMBINED

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

**NOTES:**
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
August 10, 2012

Tax Map No.: 0200-981.00-04.00-014.000
Name of Last Legal Fee Owner: LINDA MEYER AS THE SOLE SURVIVING HEIR OF ORVILLE MEYER

<table>
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<th>Description</th>
<th>Amount</th>
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<tr>
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<tr>
<td>Taxes</td>
<td>$5,196.38</td>
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<tr>
<td>License/Storage Fee</td>
<td>OPEN</td>
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<tr>
<td>Repairs</td>
<td>OPEN</td>
</tr>
<tr>
<td>Miscellaneous Expenses</td>
<td>OPEN</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$25,549.98</td>
</tr>
<tr>
<td>Monies Received</td>
<td>$25,549.98</td>
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</tbody>
</table>

**RESOLUTION AMOUNT**: $25,549.98

**APPROVED:**

Annette Brownell 8/13/2012

**PREPARED BY:**

Peter Belyea
Redemption Unit
(631)853-5932
COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT 0200  
SECTION 981.00  
BLOCK 04.00  
LOT 014.00

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2006/07  
2008/09  
2009/10  
2010/11  

2971.57  
3398.70  
6475.88  
5017.37

2007/08 PROPERTY TAXES PAID BY OWNER
2011/12 PROPERTY TAXES $5,196.38 NOT INCLUDED IN COMPUTATION

TOTAL: 17863.52

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

1520.87
19384.39
969.22

H. TOTAL DUE

$20,353.60

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.

25-Jul-12

[Signature]
Douglas W. Sutherland
Chief Deputy County Treasurer

**Interest and penalty computed to and including 01/21/13

dz
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
Resolution X
Tax Map Number 0200-981.00-04.00-014.000

2. Title of Proposed Legislation
Authorizing the Director of Real Estate and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

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
   Library District
   Other (Specify):
   Fire District

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

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

8. Proposed Source of Funding
N/A

9. Timing of Impact
2012

10. Typed Name & Title of Preparer    Signature of Preparer    Date
Peter Belyea       [Signature]       8/13/12
August 17, 2012

Dear Mr. Schneider:

Enclosed herewith for your approval is original and one copy 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

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer’s Computation

Copy of Resolution to:
Jon Schneider, Deputy County Executive
Ben Zwirn, Director of Intergovernmental Relations (2)
Regina M. Calcaterra, Chief Deputy County Executive
Jill Rosen-Nikoloff, Director of Real Estate, Dept. of Economic Development and Planning
CE Reso Review (electronic copy)

Copy of letter to:
Joanne Minieri, Deputy County Executive and Commissioner
Connie Corso, Budget Director
Sarah Lansdale, Planning Director, Division of Planning and Environment
Alice Kubicsko, Inventory
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
WEST HILLS REALTY, LLC
0400-194.00-01.00-067.000

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

ALL, that certain plot, piece or parcel of land, with any buildings and improvements theareon 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 194.00, Block 01.00, Lot 067.000, 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 Page 456, and otherwise known and designated by the Town of Huntington, as Lot No. 4, Block 16, on a certain map entitled “Map of Huntington Manor, Section F”, filed in the office of the Clerk of Suffolk County on July 15, 1909 as Map No. 515; and

FURTHER, notwithstanding the above description, it is the intention of this conveyance to give title only to such property as was acquired by the County of Suffolk by Tax Deed on November 21, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on November 23, 2011 in Liber 12677 at Page 456.

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, PREMIER CAPITAL, LLC has made application of said above described parcel and PREMIER CAPITAL, LLC has paid the application fee and has paid $116,149.79, 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, 2012, and

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 WEST HILLS REALTY, LLC, 224 East Jericho Turnpike, South Huntington, NY 11746, 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: ___________________________
### Statement of Financial Impact

**Type of Legislation**

<table>
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2. Title of Proposed Legislation – 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 WEST HILLS REALTY, LLC 0400-194.00-01.00-067.000


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: Payment to the County in the amount of $116,149.79

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:
    Neil Toomb
    Intergovernmental Relations Coordinator

11. Signature of Preparer
    [Signature]

12. Date: 8/29/12

SCIN FORM 175b (10/95)
### 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, SEPTEMBER 2011.

2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES, SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.

3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
August 13, 2012

Tax Map No.: 0400-194.00-01.00-067.000
Name of Last Legal Fee Owner: WEST HILLS REALTY, LLC

TREASURER'S COMPUTATION........................................ $90,425.52

Taxes........2011/2012.............................................. $25,724.27

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

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

Miscellaneous Expenses............................................. OPEN

TOTAL.......................................................... $116,149.79

Monies Received..................................................... $116,149.79

RESOLUTION AMOUNT............................................. $116,149.79

APPROVED:

[Signature]

PREPARED BY:

Lori Sklar
Redemption Unit
(631)853-5937

Annette Brown 8-14-2012
Accounting
A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2008/09 25,555.76
2009/10 30,636.58
2010/11 24,757.02

2011/12 PROPERTY TAXES OF $25,724.27 NOT INCLUDED IN COMPUTATION

TOTAL: $80,949.36

B. INTEREST DUE 5,170.18
C. TOTAL 86,119.54
D. 5% LINE C 4,305.98
E. FEE
F. MISC
G. MISC

-------------------

H. TOTAL DUE $90,425.52

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.

22-Jun-12

Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 12/19/12

BL
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution X
   Tax Map Number 0400-194.00-01.00-067.000

2. Title of Proposed Legislation
   Authorizing the Director of Real Estate and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

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
   2012

10. Typed Name & Title of Preparer
    Signature of Preparer
    Date
    Lori Sklar
    [Signature]
    3/14/12
Joanne Minieri
Deputy County Executive and Commissioner

August 17, 2012

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

Re: Tax Map No. 0400-194.00-01.00-067.000
WEST HILLS REALTY, LLC

Dear Mr. Schneider:

Enclosed herewith for your approval is original and one copy 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

LS:lag

Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer’s Computation

Copy of Resolution to:
Jon Schneider, Deputy County Executive
Ben Zwirn, Director of Intergovernmental Relations (2)
Regina M. Calceterra, Chief Deputy County Executive
Jill Rosen-Nikoloff, Director of Real Estate, Dept. of Economic Development and Planning
CE Reso Review (electronic copy)

Copy of letter to:
Joanne Minieri, Deputy County Executive and Commissioner
Connie Corso, Budget Director
Sarah Lansdale, Planning Director, Division of Planning and Environment
Alice Kubicsko, Inventory
Introductory Resolution No. 1895-12  

Laid on Table 9/13/12

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. -2012, 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. 0200-958.00-08.00-032.000)

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 958.00, Block 08.00, Lot 032.000, and acquired by tax deed on April 4, 1995, from John C. Cochrane, the County Treasurer of Suffolk County, New York, and recorded on April 11, 1995, in Liber 11721, CP 326, known and designated as Lots 37 & 38, and Northerly 20 feet of Lot Number 36 and Southerly 10 feet of Lot Number 39 in Block 727 on a certain map entitled "Map of New York and 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, said parcel 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 parcel shall be conveyed to the Town of Brookhaven, Suffolk County, New York for affordable housing use, 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 is not restricted in its use of the subject premises solely and exclusively for affordable housing purposes; with all right, title, and interest reverting to the grantor, at the sole option of the grantor, in the event that the grantee, at any time uses or attempts to use said subject premises for other than 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 or any successor thereto. 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 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 with an annual written report, no later than December 31 of each year commencing December 31, 2012, on the subject premises, including, but not limited to, the exact and precise use to which the subject premises has been put 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.
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.

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.

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.

6th RESOLVED, that the Director of Real Estate, 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.

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. 2011-1026  
MEETING OF: DECEMBER 13, 2011  

AUTHORIZING THE TRANSFER OF FORECLOSED  
PROPERTIES LOCATED IN EAST PATCHOGUE AND  
BELPORT, NEW YORK, AS REFLECTED IN  
SCHEDULE "A" ATTACHED HERETO FROM THE  
COUNTY OF SUFFOLK TO THE TOWN OF  
BROOKHAVEN AND FROM THE TOWN TO A NOT-  
FOR-PROFIT HOUSING AGENCY TO PROMOTE THE  
AVAILABILITY OF AFFORDABLE HOUSING IN THE  
TOWN OF BROOKHAVEN  

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

WHEREAS, the County of Suffolk wishes to transfer to the Town of Brookhaven from its  
foreclosure inventory parcels of property, and the Town of Brookhaven wishes to accept the parcels of  
property, known as “Lenox Avenue, East Patchogue, New York”, “810 Meade Avenue, Bellport, New  
York”, “18 Pace Avenue, Bellport, New York”, and “724 Doane Avenue, Bellport, New York”, as  
reflected in Schedule "A" attached hereto for a subsequent transfer by the Town to a not-for-profit partner  
for the sole purpose of developing affordable housing and to provide eligible residents within the Town  
with viable homeownership opportunities; 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, by the Town Board of the Town of Brookhaven that the  
Supervisor/Deputy Supervisor is hereby authorized to execute any agreement and/or instrument approved  
as to form by the Department of Law, providing for the acceptance from the County of Suffolk and  
conveyance of the parcels of property known as “Lenox Avenue, East Patchogue, New York”, “810 Meade  
Avenue, Bellport, New York”, “18 Pace Avenue, Bellport, New York” and “724 Doane Avenue, Bellport,  
New York”, as reflected in the attached Schedule "A", to a not-for-profit organization in order to promote  
and create affordable housing opportunities which will in turn provide the residents of the Town of  
Brookhaven with a viable homeownership opportunities; 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 which is subject to a permissive  
referendum.
<table>
<thead>
<tr>
<th>SCTM#</th>
<th>ADDRESS</th>
<th>NOT-FOR-PROFIT</th>
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</thead>
<tbody>
<tr>
<td>1. 0200-973.70-04.00-063.000</td>
<td>Lenox Ave, E. Patchogue</td>
<td>Habitat for Humanity of Suffolk</td>
</tr>
<tr>
<td>2. 0200-958.00-08.00-032.000</td>
<td>810 Meade Ave, Bellport</td>
<td>Habitat for Humanity of Suffolk</td>
</tr>
<tr>
<td>3. 0200-959.00-07.00-059.000</td>
<td>18 Pace Ave, Bellport</td>
<td>Habitat for Humanity of Suffolk</td>
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<tr>
<td>4. 0200-959.00-04.00-012.000</td>
<td>724 Doane Ave, Bellport</td>
<td>Habitat for Humanity of Suffolk</td>
</tr>
</tbody>
</table>
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. 2012, AUTHORIZING THE SALE OF COUNTY-OWNED REAL PROPERTY PURSUANT TO SECTION 72-H OF THE GENERAL MUNICIPAL LAW TO THE TOWN OF RIVERHEAD FOR AFFORDABLE HOUSING PURPOSE (SCTM NO. 0200-958.00-08.00-032.000)**


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:
   Loss of County Investment of $29,615.48
   Loss of sale at public auction

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:
    Neil Toomb
    Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

SCIN FORM 175b (10/95)
### General Fund

<table>
<thead>
<tr>
<th></th>
<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate Per $100</th>
<th>2012 FEV Tax Rate Per $100</th>
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</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

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<tr>
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<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate Per $100</th>
<th>2012 FEV Tax Rate Per $100</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>

### Combined

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<tr>
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<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate Per $100</th>
<th>2012 FEV Tax Rate Per $100</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:**

1) Source for number of family parcels and corresponding assessed valuation: Suffolk County Real Property, September 2011.


3) Source for equalization rates: Tentative 2011 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.
## SUMMARY STATEMENT

SALES TO GOVERNMENTAL ENTITIES
TOWN OF BROOKHAVEN

Tax Map No.: 0200-958.00-08.00-032.000

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>$29,615.48</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
DIVISION OF REAL PROPERTY ACQUISITION AND MANAGEMENT
SPONSOR'S MEMO FOR COUNTY LEGISLATION

Resolution Title:

Tax Map No.: 0200-958.00-08.00-032.000

Purpose/Justification of Request:

Section 72-h Gen'l Municipal Law

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 re-submittal:

3. Is backup attached? Yes_X No

4. Is this resolution subject to SEQRA review? Yes___ No_X

Fiscal Information:

Anticipated Revenue: $1.00 (to be waived)
County Investment: $29,615.48

Contact Person:
Wayne R. Thompson

Telephone Number:
(631) 853-5971
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation
   Resolution   X   Local Law       Charter Law

2. Title of Proposed Legislation
   Section 72-h, General Municipal Law authorizing the sale of County owned Real Estate to a Municipality

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       X Town       X 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
   2012

10. Name & Title of Preparer     Signature of Preparer     Date
    R. J. Bhatt                   Bhatt                   8/17/12
    Land Management Specialist
Steven Bellone
SUFFOLK COUNTY EXECUTIVE

Department of
Economic Development and Planning

Joanne Minieri
Deputy County Executive and Commissioner

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

August 17, 2012

Division of Real Property
Acquisition and Management

Re: Tax Map No.: 0200-958.00-08.00-032.000
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 are the original and one 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:
Regina M. Calcaterra, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive and Commissioner
Ben Zwirn, Intergovernmental Relations (2 hard copies)
Jill Rosen-Nikoloff, Director of Real Estate
CE Reso Review, (electronic copy)
Introductory Resolution No. 1896-12

Introduced by the Presiding Officer on request of the County Executive

RESOLUTION NO. 2012, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976
GARY B. OLSN AND THERESA OLSN, HIS WIFE AND VALENTINE HORVATH AND RENATE HORVATH, HIS WIFE
(SCTM NO. 0200-367.00-08.00-010.000)

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 367.00 Block 08.00 Lot 010.000 and acquired by Tax Deed on August 15, 2007 from Angie M. Carpenter, the County Treasurer of Suffolk County, New York, and recorded on September 14, 2007 in Liber 12520 at CP 725 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 367.00 Block 08.00 Lot 010.000,

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, Gary B. Olsen and Theresa Olsen, His Wife and Valentine Horvath and Renate Horvath, His Wife, have made an offer to Suffolk County, for the purchase of said above described parcel for the sum of $10,000.00. 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 has been appraised at $10,000.00, 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 $10,000.00, 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.

3rd RESOLVED, that the Director of the Division 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 Gary B. Olsen and Theresa Olsen, 20 Corvette Road, Selden, New York 11784 and Valentine Horvath and Renate Horvath, 18 Corvette Road, Selden, New York 11784.

DATED:

APPROVED BY

__________________________
County Executive of Suffolk County

Date of Approval:
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td></td>
<td></td>
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</tbody>
</table>

2. Title of Proposed Legislation – **RESOLUTION NO. -2012, SALE OF COUNTY-OWNED REAL ESTATE PURSUANT TO LOCAL LAW No. 13-1976 GARY B. OLSEN AND THERESA OLSEN, HIS WIFE AND VALENTINE HORVATH AND RENATE HORVATH, HIS WIFE (SCTM NO. 0200-367.00-08.00-010.000)**


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

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

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

6. If the answer to item 4 is "yes", Provide Detailed Explanation of Impact:
Payment to the County in the amount of 10,000.00

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:

   Neil Toomb
   Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

SCIN FORM 175b (10/95)
## FINANCIAL IMPACT
### 2012 PROPERTY TAX LEVY
### COST TO THE AVERAGE TAXPAYER

<table>
<thead>
<tr>
<th></th>
<th>GENERAL FUND</th>
<th>POLICE DISTRICT AND DISTRICT COURT</th>
<th>COMBINED</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>2012 PROPERTY TAX LEVY</td>
<td>2012 COST TO AVG TAXPAYER</td>
<td>2012 AV TAX RATE PER $100</td>
</tr>
<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, SEPTEMBER 2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
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. 0200-367.00-08.00-010.000

<table>
<thead>
<tr>
<th>ADJOINING OWNER</th>
<th>BID</th>
<th>BID</th>
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</thead>
<tbody>
<tr>
<td>Gary B. Olsen and Theresa Olsen</td>
<td>$10,000.00</td>
<td></td>
</tr>
<tr>
<td>20 Corvette Road, Selden, NY 11784</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Valentine Horvath and Renate Horvath</td>
<td></td>
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</tr>
<tr>
<td>18 Corvette Road, Selden, NY 11784</td>
<td></td>
<td></td>
</tr>
<tr>
<td>0200-367.00-08.00-054.000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>0200-367.00-08.00-009.000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Charles &amp; Bonnie Schlesinger</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td>9 Rocket Court</td>
<td></td>
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<td>Selden, New York 11784</td>
<td></td>
<td></td>
</tr>
<tr>
<td>0200-367.00-08.00-034.000</td>
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<td></td>
</tr>
</tbody>
</table>

SIZE OF PARCEL: 60' x 100'
APPRaised VALUE: $10,000.00
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
   Local Law 13-1976 authorizing the Direct Sale of County owned Real Estate

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
   2012

10. Name & Title of Preparer   Signature of Preparer   Date
    R.J. Bhatt      _____   _______   8/17/12
        Land Management Specialist
August 17, 2012

Dear Mr. Schneider:

Enclosed herewith are the original and one 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:
Regina M. Calceterra, Chief Deputy County Executive
Joanne Minieri, Deputy County Executive and Commissioner
Jill Rosen-Nikoloff, director of Real Estate
Sarah Lansdale, A.I.C.P., Director of Planning
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
JOHN GALLAGHER
0900-315.00-02.00-006.000

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 315.00, Block 02.00, Lot 006.000, 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 10, 2011, in Liber 12667, at Page 942, and otherwise known and designated
by the Town of Southampton, as District 0900, Section 315.00, Block 02.00, Lot 006.000; 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 16, 2011, from Angie M. Carpenter, the County Treasurer of Suffolk County, New
York, and recorded on August 10, 2011 in Liber 12667 at Page 942.

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, JOHN GALLAGHER has made application of said above described
parcel and JOHN GALLAGHER has paid the application fee and has paid $28,137.08, 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, 2012, and

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 JOHN GALLAGHER, 4330 Main Street, Waitsfield, VT 05673, 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: _________________________
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.
   AUTHORIZING THE SALE, PURSUANT TO LOCAL
   LAW NO. 16-1976, OF REAL PROPERTY ACQUIRED
   UNDER SECTION 46 OF THE SUFFOLK COUNTY
   TAX ACT JOHN GALLAGHER
   0900-315.00-02.00-006.000


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:
   Payment to the County in the amount of 28,137.08

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

8. Proposed Source of Funding:


10. Typed Name & Title of Preparer:
    Neil Toomb
    Intergovernmental Relations Coordinator

11. Signature of Preparer

12. Date: 8/29/12

SCIN FORM 175b (10/95)
# Financial Impact
## 2012 Property Tax Levy
### Cost to the Average Taxpayer

<table>
<thead>
<tr>
<th>Fund</th>
<th>2012 Property Tax Levy</th>
<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate Per $100</th>
<th>2012 FEV Tax Rate Per $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>General Fund</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$0</td>
<td>$0.00</td>
<td></td>
<td>$0.00</td>
</tr>
<tr>
<td><strong>Police District and District Court</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>$0</td>
<td>$0.00</td>
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<tr>
<td><strong>Combined</strong></td>
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<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, September 2011.
3. Source for equalization rates: Tentative 2011 County Equalization Rates Established by the New York State Board of Equalization and Assessments.
August 16, 2012

Tax Map No.: 0900-315.00-02.00-006.000
Name of Last Legal Fee Owner: JOHN GALLAGHER

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
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<tbody>
<tr>
<td>TREASURER'S COMPUTATION</td>
<td>$22,412.38</td>
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<tr>
<td>Taxes 2011/2012</td>
<td>$5,724.70</td>
</tr>
<tr>
<td>License/Storage Fee</td>
<td>OPEN</td>
</tr>
<tr>
<td>Repairs</td>
<td>OPEN</td>
</tr>
<tr>
<td>Miscellaneous Expenses</td>
<td>OPEN</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$28,137.08</strong></td>
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<tr>
<td>Monies Received</td>
<td>$28,137.08</td>
</tr>
<tr>
<td><strong>RESOLUTION AMOUNT</strong></td>
<td><strong>$28,137.08</strong></td>
</tr>
</tbody>
</table>

APPROVED:

PREPARED BY:

Peter Belyea
Redemption Unit
(631)853-5932

Accounting
PB/lag
COMPUTATION BY SUFFOLK COUNTY TREASURER

DISTRICT 0900  SECTION 315.00  BLOCK 02.00  LOT 006.000

A. PRINCIPAL AMOUNT DUE ON ALL UNPAID TAXES:

2008/09  7125.40
2009/10  7256.36
2010/11  5312.02

2011/12 PROPERTY TAXES $5,724.70 NOT INCLUDED IN COMPUTATION

TOTAL: 19693.78

B. INTEREST DUE  1651.34
C. TOTAL  21345.12
D. 5% LINE C  1067.26
E. FEE
F. MISC
G. MISC

H. TOTAL DUE  $22,412.38

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-Jul-12

[Signature]
Diane M. Stuke
Deputy County Treasurer

**Interest and penalty computed to and including 01/02/13

dz
STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

1. Type of Legislation

Resolution X
Tax Map Number 0900-315.00-02.00-006.000

2. Title of Proposed Legislation

Authorizing the Director of Real Estate and/or her designee, to execute and acknowledge a Quitclaim Deed to transfer the interest of Suffolk County acquired under Section 46 of the Suffolk County Tax Act

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

2012

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

Peter Belayea ___________________________ ___________________________ 8/20/12
Jon Schneider, Deputy County Executive
H. Lee Dennison Bldg. – 12th Floor
Hauppauge, New York 11788-0099

Re: Tax Map No. 0900-315.00-02.00-006.000
    JOHN GALLAGHER

Dear Mr. Schneider:

Enclosed herewith for your approval is original and one copy 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

PB:lag
Enclosures
Resolution + one copy
Closing Statement
Legislative Memorandum
Treasurer’s Computation

Copy of Resolution to:
Jon Schneider, Deputy County Executive
Ben Zwirn, Director of Intergovernmental Relations (2)
Regina M. Calcaterra, Chief Deputy County Executive
Jill Rosen-Nikoloff, Director of Real Estate, Dept. of Economic Development and Planning
CE Reso Review (electronic copy)

Copy of letter to:
Joanne Minieri, Deputy County Executive and Commissioner
Connie Corso, Budget Director
Sarah Lansdale, Planning Director, Division of Planning and Environment
Alice Kubicsko, Inventory
RESOLUTION NO. 2012
TO READJUST, COMPROMISE, AND GRANT
REFUNDS AND CHARGE-BACKS ON REAL
PROPERTY CORRECTION OF ERRORS BY:
COUNTY LEGISLATURE (CONTROL #903-2012)

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

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

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

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

BE IT FURTHER RESOLVED, that the amount of such refund, if tax paid or charge-back, be made to the respective TOWN as provided by law.
<table>
<thead>
<tr>
<th>KEY</th>
<th>EXPLANATION</th>
<th>RPTL SEC</th>
<th>LIMITATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>A</td>
<td>Clerical Error</td>
<td>556</td>
<td>3 years</td>
</tr>
<tr>
<td>B</td>
<td>Unlawful Entry</td>
<td>556</td>
<td>3 years</td>
</tr>
<tr>
<td>C</td>
<td>Error in Essential Fact</td>
<td>556a</td>
<td>3 years</td>
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</table>

### Resolution No. 903-2012

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

<table>
<thead>
<tr>
<th>Key</th>
<th>Town</th>
<th>Year</th>
<th>S.C. Tax Map No</th>
<th>Original Tax</th>
<th>Corrected Tax</th>
<th>Chargeback Refund, if Tax Paid</th>
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</thead>
<tbody>
<tr>
<td>A</td>
<td>BROOKHAVEN</td>
<td>11/12</td>
<td>0200 90900 0700 008002</td>
<td>8724.74</td>
<td>4444.47</td>
<td>4280.27</td>
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<td>A</td>
<td>BROOKHAVEN</td>
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<td>A</td>
<td>HUNTINGTON</td>
<td>11/12</td>
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<td>A</td>
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<td>0900 16400 0400 041000</td>
<td>30628.90</td>
<td>9109.91</td>
<td>21518.99</td>
</tr>
</tbody>
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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:
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
   2012

10. Typed Name & Title of Preparer
    R. Motschenbacher  RPAT II

11. Signature of Preparer
    [Signature]

12. Date  AUGUST 21, 2012
Additional back-up material regarding IR 1898 is on file in the Legislative Clerk’s Office, Hauppauge.
RESOLUTION NO. — 2012, APPROPRIATING PLANNING FUNDS FOR THE NEW REPLACEMENT CORRECTIONAL FACILITY AT YAPHANK PHASE II (CP 3008)

WHEREAS, Suffolk County has committed to Phase II at the New Replacement Correctional Facility at Yaphank to address the continued growth in the number of inmates; and

WHEREAS, sufficient funds are now included in the 2012 Capital Budget and Program to cover the cost of said request; and

WHEREAS, Resolution No. 471-1994 as revised by Resolution No. 461-2006 established the use of a priority ranking system, implemented in the Adopted 2012 Capital Budget and Program, as the basis for funding capital projects such as this project; and

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $4,300,000 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) and (21) 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 fifty-eight (58), 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 $4,300,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>J.C.</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-3008.113</td>
<td>20</td>
<td>New Replacement Correctional Facility at Yaphank-Planning for Phase II</td>
<td>$ 4,300,000</td>
</tr>
<tr>
<td>(Fund 001-Debt Service)</td>
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<td></td>
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</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>
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</tr>
</tbody>
</table>

2. Title of Proposed Legislation

RESOLUTION NO. – 2012, APPROPRIATING PLANNING FUNDS FOR THE NEW REPLACEMENT CORRECTIONAL FACILITY AT YAPHANK PHASE II (CP 3008)

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

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

FY 2013

10. Typed Name & Title of Preparer

Nicholas Paglia
Asst Executive Analyst

11. Signature of Preparer

12. Date

August 28th, 2012
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$933,570</td>
<td>$1.79</td>
<td></td>
<td>$0.004</td>
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</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
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<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
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<tr>
<td>TOTAL</td>
<td>$0</td>
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<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$933,570</td>
<td>$1.79</td>
<td></td>
<td>$0.004</td>
</tr>
</tbody>
</table>

**NOTES:**

1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.


3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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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<tr>
<td>11/1/2012</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>11/1/2013</td>
<td>2.000%</td>
<td>$813,169.51</td>
<td>$120,400.00</td>
<td>$933,569.51</td>
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<td>11/1/2014</td>
<td>3.000%</td>
<td>$835,938.25</td>
<td>$48,815.63</td>
<td>$884,753.88</td>
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<tr>
<td>11/1/2015</td>
<td>3.000%</td>
<td>$859,344.52</td>
<td>$37,112.49</td>
<td>$896,457.02</td>
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<tr>
<td>11/1/2016</td>
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<td>$883,406.17</td>
<td>$25,081.67</td>
<td>$908,487.84</td>
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<tr>
<td>11/1/2017</td>
<td>3.000%</td>
<td>$906,141.54</td>
<td>$12,713.98</td>
<td>$920,855.53</td>
<td>$933,569.51</td>
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<tr>
<td>11/1/2018</td>
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<tr>
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<td></td>
<td>$4,300,000.00</td>
<td></td>
<td>$4,667,847.54</td>
<td>$4,667,847.54</td>
</tr>
</tbody>
</table>

11/1/2019
11/1/2020
11/1/2021
11/1/2022
11/1/2023
11/1/2024
11/1/2025
11/1/2026
11/1/2027
11/1/2028
11/1/2029
11/1/2030
RESOLUTION NO. -2012, AMENDING THE 2012 OPERATING BUDGET TO TRANSFER FUNDS TO THE MARCH OF DIMES PERINATAL PROGRAM AT SUNY STONY BROOK

WHEREAS, the 2012 Suffolk County Operating Budget included funds for two March of Dimes programs; and

WHEREAS, March of Dimes has requested transfer of funds to their Perinatal Program at SUNY Stony Brook from their Long Island Division Program; and

WHEREAS, Section 4-31 (G) of the Suffolk County Charter now allows amendment of the County Operating Budget by County Legislators four times during the fiscal year as long as the amendment reduces, lowers, terminates or cancels appropriations; abolishes positions of employment; terminates contract agencies; terminates or reduces the size of County programs or departments, or makes transfers of appropriations that are offset by reductions in other programs; now, therefore be it

1st RESOLVED, that the 2012 County Operating Budget is hereby amended as follows and that the County Comptroller and the County Treasurer be and hereby are authorized to transfer the following funds and authorizations.

APPROPRIATIONS:

FROM:

<table>
<thead>
<tr>
<th>FD</th>
<th>AGY</th>
<th>UNIT</th>
<th>ACT</th>
<th>OBJ</th>
<th>ACTIVITY NAME</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>001</td>
<td>HSV</td>
<td>4100</td>
<td>GRH1</td>
<td>4980</td>
<td>March of Dimes LI Division</td>
<td>($20,000)</td>
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</table>

TO:

<table>
<thead>
<tr>
<th>FD</th>
<th>AGY</th>
<th>UNIT</th>
<th>ACT</th>
<th>OBJ</th>
<th>ACTIVITY NAME</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>001</td>
<td>HSV</td>
<td>4100</td>
<td>HNT1</td>
<td>4980</td>
<td>March of Dimes - Perinatal Program at SUNY Stony Brook</td>
<td>+$20,000</td>
</tr>
</tbody>
</table>

and be it further

2nd RESOLVED, that appropriations pursuant to this resolution shall be used for the sole and exclusive purpose of funding the March of Dimes Perinatal Program at SUNY Stony Brook.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:

T:\BRO\Nowick 2012 March of Dimes.doc
RESOLUTION NO. -2012, ACCEPTING & APPROPRIATING FEDERAL FUNDING IN THE AMOUNT OF $25,000 FROM THE UNITED STATES DEPARTMENT OF JUSTICE, ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES (OCDETF), FOR THE SUFFOLK COUNTY POLICE DEPARTMENT'S PARTICIPATION IN OCDETF 2012 WITH 78.89% SUPPORT.

WHEREAS, the United States Department of Justice, Organized Crime Drug Enforcement Task Forces (OCDETF), has made $25,000 in Federal funding available to Suffolk County for participation of the Suffolk County Police Department in OCDETF operations and investigations; and

WHEREAS, said project is part of a multi-agency task force designed to assist OCDETF in investigations and enforcement of Federal, State, and Local Laws; and

WHEREAS, the operational period of the Program is from January 1, 2012 through September 30, 2012; and

WHEREAS, said reimbursement funds have not been included in the 2012 Suffolk County Operating Budget; now, therefore be it

1st RESOLVED, that the County Comptroller and County Treasurer be and they hereby are authorized to accept and appropriate said reimbursement funding as follows:

REVENUE:                          
001-4352 Federal Aid: OCDETF 2012  $25,000

ORGANIZATIONS:
Police Department (POL)
OCDETF 2012
001-POL-3642

1000-Personal Services
1120-Overtime Salaries

$25,000
25,000

and be it further

2nd RESOLVED, that the non-reimbursable fringe benefits of approximately $6,688 associated with the overtime salaries for this program are included in the 2012 Suffolk County Operating Budget; and be it further

3rd RESOLVED, that the County Executive be and hereby is authorized to execute reimbursement-related agreements between Suffolk County and the U.S. Department of Justice Organized Crime Drug Enforcement Task Forces.

DATED: APPROVED BY:

County Executive of Suffolk County
Date of Approval:
# Statement of Financial Impact

## of Proposed Suffolk County Legislation

1. **Type of Legislation**

<table>
<thead>
<tr>
<th>Resolution</th>
<th>Local Law</th>
<th>Charter Law</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>XX</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. **Title of Proposed Legislation**

**Accepting and Appropriating Federal Funding in the Amount of $25,000 from the United States Department of Justice, Organized Crime Drug Enforcement Task Forces (OCDETF), for the Suffolk County Police Department’s Participation in OCDETF 2012 with 78.89% Support.**

3. **Purpose of Proposed Legislation**

SEE NO. 2 ABOVE

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

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>XX</strong></td>
<td></td>
</tr>
</tbody>
</table>

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**

This resolution provides $25,000 for OCDETF.

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

This grant must be expended between January 1, 2012 and September 30, 2012.

8. **Proposed Source of Funding**

United States Dept. of Justice.

9. **Timing of Impact**

Effective upon adoption.

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

| Tricia Saunders, Senior Research Analyst |

11. **Signature of Preparer**

12. **Date**

8-30-2012
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 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>
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<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
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<th>2012 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>
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<th>2012 AV TAX RATE PER $100</th>
<th>2012 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, SEPTEMBER 2011.


3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
**I. BACKGROUND INFORMATION**

1. Grant Title: Organized Crime Drug Enforcement Task Forces (OCDETF) 2012


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

4. General Purpose of Grant/Contract (Describe briefly. If it is a refunding, please attach a recent progress report, including summary of goal attainment.)
   
   This funding will provide reimbursement for the Suffolk County Police Department’s Narcotics Section’s participation in OCDETF Operations.

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: 1/01/12  
   To: 09/30/12

2. Financial Assistance Requested

<table>
<thead>
<tr>
<th>SOURCE</th>
<th>FIRST FUNDING CYCLE</th>
<th>SECOND FUNDING CYCLE</th>
<th>THIRD FUNDING CYCLE</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>Amount</td>
<td>Percent</td>
<td>Amount</td>
</tr>
<tr>
<td>Federal</td>
<td>$25,000</td>
<td>78.89%</td>
<td>$</td>
</tr>
<tr>
<td>State</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>Private</td>
<td>$</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>County</td>
<td>$6,688</td>
<td>21.11%</td>
<td>$</td>
</tr>
<tr>
<td>Total</td>
<td>$31,688</td>
<td>100%</td>
<td>$</td>
</tr>
</tbody>
</table>

SCIN FORM 164
3. Explanation of Requested County Financial Assistance

<table>
<thead>
<tr>
<th>Category</th>
<th>Total Requested</th>
<th>Personnel Costs Requested</th>
<th>Non-Personnel Costs Requested</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL COUNTY SHARE:</td>
<td>$6,688</td>
<td>$</td>
<td>$6,688</td>
</tr>
<tr>
<td>A. Cash Contribution</td>
<td>$6,688</td>
<td>$</td>
<td>$6,688</td>
</tr>
<tr>
<td>B. In-Kind Contribution</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

4. Total Number of New Positions Requested 0

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

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

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

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

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

8. Attach a List of Potential Subcontractors, If any, outlining the purpose of each subcontract (That is, 456 and 490 account items; use an additional 8 ½” X 11” sheet).

N/A

III. COUNTY EXECUTIVE'S OFFICE REVIEW

1. Intergovernmental Relations Division Review:  
   Approved
   Disapproved

2. Signature of Coordinator

3. Date

4. Comments

5. Budget Office Review:  
   Approved
   Disapproved

6. Signature of Budget Director

7. Date

8. Comments

SCIN FORM 164
<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>APPROPRIATION NUMBER GRANTOR FUNDS</th>
<th>APPROPRIATION NUMBER COUNTY FUNDS</th>
<th>APPROPRIATION NUMBER IN-KIND CONTRIBUTION</th>
<th>REMARKS</th>
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</thead>
<tbody>
<tr>
<td>1000 PERSONAL SERVICES:</td>
<td></td>
<td></td>
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<tr>
<td>1100 Permanent Salaries</td>
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<tr>
<td>1110 Interim Salaries</td>
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<tr>
<td>1120 Overtime Salaries</td>
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<td>25,000</td>
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<tr>
<td>2000 EQUIPMENT:</td>
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</tr>
<tr>
<td>2010 Furniture &amp; Fixtures</td>
<td></td>
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<tr>
<td>2020 Office Machines</td>
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<tr>
<td>2030 Automobiles &amp; Motorcycles</td>
<td></td>
<td></td>
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<tr>
<td>2070 Cameras and Photographic</td>
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<tr>
<td>2500 Other Equip Not Otherwise</td>
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<tr>
<td>3000 SUPPLIES MATERIALS &amp; OTHERS:</td>
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<tr>
<td>3010 Office Supplies</td>
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<td>3020 Postage</td>
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<tr>
<td>3030 Photostat, Photograph, Blueprint</td>
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<tr>
<td>3040 Printing</td>
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<tr>
<td>3160 Computer Software</td>
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<tr>
<td>3500 Other Unclassified</td>
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<td>3680 Repairs: Special Equipment</td>
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<td>4000 UTILITIES:</td>
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<td>4010 Telephone &amp; Telegraph</td>
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<tr>
<td>4300 TRAVEL:</td>
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<tr>
<td>4310 Employee Misc - Expenses</td>
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<tr>
<td>4330 Travel Employee Contracts</td>
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<tr>
<td>4340 Travel Other Contracts</td>
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</tr>
<tr>
<td>CATEGORY</td>
<td>GRANTOR FUNDS</td>
<td>COUNTY FUNDS</td>
<td>IN-KIND CONTRIBUTION</td>
<td>REMARKS</td>
</tr>
<tr>
<td>---------------------------------------</td>
<td>---------------</td>
<td>--------------</td>
<td>-----------------------</td>
<td>---------------------------------------------------</td>
</tr>
<tr>
<td>4400 FEES FOR FACILITIES</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>4410 Rent: Offices &amp; Buildings</td>
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<td></td>
</tr>
<tr>
<td>4500 FEES FOR SERVICES:</td>
<td></td>
<td></td>
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<td></td>
</tr>
<tr>
<td>4560 Fees for Services, Non-Employees</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>4900 CONTRACTED SERVICES (LIST)</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8000 EMPLOYEE BENEFITS:</td>
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<td>6,688</td>
<td>6,325</td>
<td>Fringe benefits are not reimbursable under this funding program</td>
</tr>
<tr>
<td>8280 Retirement</td>
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<td></td>
</tr>
<tr>
<td>8300 Insurance: Worker Compensation</td>
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<td></td>
</tr>
<tr>
<td>8330 Social Security</td>
<td></td>
<td></td>
<td>363</td>
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<tr>
<td>8360 Health Insurance</td>
<td></td>
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</tr>
<tr>
<td>8380 Dental Insurance</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>OTHER (List Source &amp; Brief Explanation)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

I certify that the above in-kind contribution are not currently being used to support other grants

SCIN Form 164D (10-80)
<table>
<thead>
<tr>
<th>TITLE OF POSITION</th>
<th>GRADE / STEP</th>
<th>SALARY</th>
<th>EMPLOYEE NAME</th>
<th>SOURCE OF FUNDING BY %</th>
</tr>
</thead>
<tbody>
<tr>
<td>Detective Lieutenant</td>
<td></td>
<td>$121.04/hr. OT</td>
<td>Various</td>
<td>100%</td>
</tr>
<tr>
<td>Detective Sergeant</td>
<td></td>
<td>$108.72/hr. OT</td>
<td>Various</td>
<td>100%</td>
</tr>
<tr>
<td>Detective</td>
<td>4</td>
<td>$98.31/hr. OT</td>
<td>Various</td>
<td>100%</td>
</tr>
</tbody>
</table>
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 & appropriating Federal funding in the amount of
   $25,000 from the United States Department of Justice, Organized
   Crime Drug Enforcement Task Forces (OCDETF), for the Suffolk
   County Police Department’s participation in OCDETF 2012 with
   78.89% support.

3. Purpose of Proposed Legislation
   To accept $25,000 from the United States Department of Justice, Organized
   Crime Drug Enforcement Task Forces (OCDETF), for the Suffolk County
   Police Department’s participation in OCDETF operations and
   investigations.

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:
   Non-reimbursable fringe benefit costs of approximately $6,688 will be
   incurred through September 30, 2012. Additional costs will only be
   incurred if the program receives additional funding in subsequent years.

8. Proposed Source of Funding
   The United States Department of Justice, Organized Crime Drug Enforcement
   Task Forces

9. Timing of Impact
   Immediate

10. Typed Name & Title of Preparer  11. Signature of Preparer  12. Date
    Susan C. Krause
    Grants Technician
    8/17/12

SCIN FORM NO. 175b (10/95)
# ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCES Agreement

## FOR THE USE OF THE STATE AND LOCAL OVERTIME AND AUTHORIZED EXPENSE STRATEGIC INITIATIVE PROGRAM

<table>
<thead>
<tr>
<th>Federal Tax Identification #:</th>
<th>116000464</th>
</tr>
</thead>
</table>

| OCDETF Investigation Strategic Initiative Number: |
| NY-669 |

| Federal Agency Investigation Number: |
| 2992-000074 |

| State or Local Agency Name and Address: |
| Suffolk County Police Department |
| 30 Yaphank Avenue |
| Yaphank, NY 11980 |

| Sponsoring Federal Agency Group Squad Supervisor: |
| Demetrius Barkousas |
| Telephone Number: 212-384-1000 |
| E-mail Address: demetrius.barkousas@ic.fbi.gov |

<table>
<thead>
<tr>
<th>State or Local Agency:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Suffolk County Police Department</td>
</tr>
</tbody>
</table>

| Narcotics Supervisor: |
| Det. Lt. William Burke |

| Telephone Number: |
| (631) 852-6138 |

| E-mail Address: |
| william.burke@suffolkcountyny.gov |

| Fax Number: |
| (631) 852-5116 |

## Amount Requested:

$25,000.00

## Number of Officers Listed:

5

## From:

01/01/2012  
Beginning Date of Agreement

## To:

09/30/2012  
Ending Date of Agreement

Please provide the name, telephone number, e-mail address, and fax number for the administrative or financial staff person at the State or Local agency, who is directly responsible for the billings under this Reimbursement Agreement:

| Name: |
| Det. Lt. William Burke |

| Telephone Number: |
| (631) 852-6138 |

| E-mail Address: |
| william.burke@suffolkcountyny.gov |

| Fax Number: |
| (631) 852-6116 |

Agreement (FY 12), Page 1
This agreement is between the above named State or Local law enforcement agency and the Organized Crime Drug Enforcement Task Forces (OCDETF) Program. This agreement shall be effective when signed by an authorized State or Local agency official, the sponsoring Federal Agency Special Agent-In-Charge, the sponsoring Agency Regional OCDETF Coordinator, the Assistant United States Attorney Regional OCDETF Coordinator, and the OCDETF Executive Office.

1. It is agreed that the State or Local law enforcement officers named on this agreement will assist in OCDETF investigations, Strategic Initiatives and prosecutions as set forth in the Organized Crime Drug Enforcement Task Forces State and Local Overtime and Authorized Expense/Strategic Initiative Programs, Policies and Procedures Manual, Fiscal Year 2012.

2. No individual agreement with a State or Local department may exceed $25,000, and the cumulative amount of OCDETF State and Local overtime monies that may be expended on a single OCDETF investigation or Strategic Initiative in a single fiscal year may not exceed $50,000 without express prior approval from the OCDETF Executive Office. The OCDETF Executive Office will entertain requests to exceed these funding levels in particular cases. Please submit a written request including justification approved by the AUSA Regional Coordinator to the OCDETF Budget Officer/Deputy Budget Officer when seeking to exceed the above stated funding levels.

3. Each Reimbursable Agreement will be allowed no more than six (6) modifications per year. In addition, if the funds for a particular agreement are completely deobligated with the intention of closing that agreement, it will not count as a modification for purposes of this policy. These amendments must be transmitted by a memorandum approved and signed by the AUSA Regional OCDETF Coordinator or designee for the region and sent to the OCDETF Executive Office.

4. If an Agreement does not have any activity during the last ninety (90) days, the funds shall automatically be deobligated. The OCDETF Executive Office will assist with the monitoring of the aging Agreements. Further, if a State or Local agency indicates that it is no longer performing work under a particular Agreement, the State and Local Overtime and Authorized Expense Strategic Initiative Programs, Policies and Procedures Manual requires that a modification memorandum identifying the amount to be deobligated be submitted to the OCDETF Executive Office as soon as possible after determining that no work is being performed.

5. The State and Local law enforcement agency must provide billing estimates or activity on a monthly basis.

6. The State or Local law enforcement agency agrees to provide experienced drug law enforcement officers who are identified in this agreement to work on the specified OCDETF investigation or Strategic Initiative. Any change in law enforcement officers assigned must be agreed to by all approving officials.

7. Officers who are not deputized shall possess no law enforcement authority other than that conferred by virtue of their position as a commissioned officer of their parent agency.

Agreement (FY 12), Page 2
8. Officers who are deputized may possess Federal law enforcement authority as specified by the agency affording the deputation.

9. Any State or Local officers assigned to an OCDETF Investigation or Strategic Initiative in accordance with this agreement are not considered Federal employees and do not take on the benefits of Federal employment by virtue of their participation in the investigation or Strategic Initiative.

10. OCDETF and the sponsoring Federal law enforcement agency(ies) for the approved OCDETF investigation or Strategic Initiative will provide to the assigned State/Local officers the clerical, operational and administrative support that is mutually agreed to by the parties in this agreement.

11. Officers assigned to OCDETF investigations or Strategic Initiatives must work full-time on the investigation(s) or Strategic Initiative(s) in order to be paid overtime. In order to satisfy the “full-time” requirement, a law enforcement officer must work forty (40) hours per week or eight (8) hours per day on a single or multiple OCDETF investigation(s) or Strategic Initiative(s). Any established exceptions or waivers to this definition shall be requested by the Regional Coordination Group and attached as Addendum A to the Agreement. The parent State or Local agency must pay the base salary of its officers. In the event officers must work overtime on an OCDETF investigation or Strategic Initiative, the OCDETF Program will reimburse the parent State or Local law enforcement agency for a limited amount of those overtime costs. The agency is responsible for paying its law enforcement officer(s) for their overtime, travel and per diem expenses. To ensure proper and complete utilization of OCDETF overtime and expense allocations, reimbursement claims must be submitted monthly on the OCDETF Reimbursement Request Form. The OCDETF Executive Office may refuse payment on any reimbursement request that is not submitted to the OCDETF Regional Coordination Group within thirty (30) days of the close of the month in which the overtime was worked.

12. It is the responsibility of the State & Local agency to retain and have available for inspection sufficient supporting documentation for all regular hours and overtime hours worked towards a specific OCDETF case. Officers’ timesheets must reflect work towards a specific OCDETF case and must be reviewed and signed by an authorized State & Local official.

13. Analysis of reimbursement claims by the Regional Coordination Group may result in a modification of the obligation of funds contained within this agreement as well as the time period covered. The agency affected by any such modification will receive a memo notifying them of the changes.

14. Overtime payments, including all other non-OCDETF Federal sources (such as Safe Streets, HIDTA, IRS, ICE, FEMA, etc.) may not, on an annual per person basis, exceed 25% of the current approved Federal salary rate in effect at the time the overtime is performed. The State or Local agency is responsible for ensuring that this annual payment is not exceeded. The Executive Assistant OCDETF Program Specialist will monitor these payments via MBS and communicate to the Federal Agency Regional OCDETF Coordinators who provide status updates to any officer approaching the threshold.
15. The overtime log must be attached to the reimbursement request when submitting the monthly invoices. The Sponsoring Federal Agency Supervisory Special Agent and the State or Local official authorized to approve the Reimbursement Request must certify that only authorized expenses are claimed, the regular hours requirement is satisfied, and that overtime has not exceeded 25% of the current Federal salary rate in effect at the time the overtime was worked.

16. Under no circumstances will the State or Local agency charge any indirect costs for the administration or implementation of this agreement.

17. The State or Local agency shall maintain complete and accurate records and accounts of all obligations and expenditures of funds under this agreement for a period of six (6) years and in accordance with generally accepted accounting principles to facilitate inspection and auditing of such records and accounts.

18. The State or Local agency shall permit examination and auditing by representatives of the OCDETF Program, the sponsoring Federal agency(ies), the U.S. Department of Justice, the Comptroller General of the United States, and/or any of their duly-authorized agents and representatives, of any and all records, documents, accounts, invoices, receipts, or expenditures relating to this agreement. Failure to provide proper documentation will limit State or Local law enforcement agencies from receiving OCDETF funding in the future.

19. The State or Local agency will comply with Title VI of the Civil Rights Act of 1964 and all requirements applicable to OCDETF agreements pursuant to the regulations of the Department of Justice (see, e.g., 28 C.F.R. Part 42, Subpart C and G; 28 C.F.R. 50.3 (1991)) relating to discrimination on the grounds of race, color, sex, age, national origin or handicap.

20. This agreement may be terminated by any of the parties by written notice to the other parties ten (10) business days prior to termination. Billing for outstanding obligations shall be received by OCDETF within thirty (30) days of the notice of termination.

21. The Debt Collection Improvement Act of 1996 requires that most payments made by the Federal government, including vendor payments, must be made by electronic funds transfer (EFT). In accordance with the act, all OCDETF reimbursement payments will be issued via EFT. All participating State and Local agencies must complete and submit the attached EFT form. The OCDETF Executive Office must receive one EFT form from each participating agency or police department prior to processing their reimbursement payments. In certain circumstances the OCDETF Executive Office may make exceptions for agencies that are unable to accept this form of payment, however, such agencies must include written justification in the addendum of each new agreement.

22. All changes made to the original agreement must be approved by the OCDETF Executive Office and initialed by the Executive Assistant OCDETF Program Specialist of the Regional Coordination Group making the revision. The AUSA Regional OCDETF Coordinator or designee must initial all funding changes.
23. The Regional Coordination Group is responsible for identifying and implementing any additional policy requirements, as needed, for its specific region. Those regional policies will be documented in the Addendum B and attached to the approved Agreement. The Agencies are agreeing to adhere to these additional requirements and must have written approval by the Regional Coordination Group for any exceptions to the regional policies.

This agreement is not a contract or obligation to commit Federal funds in the maximum amounts projected. Funding allocations for the time period set forth and agreed to herein represent projections only and are based upon consultation between the sponsoring Federal agency and the State or Local law enforcement agency. They are, therefore, subject to modification by OCDETF based upon the progress and needs of the OCDETF investigation or Strategic Initiative. Additionally, resources are contingent upon the availability of funds per the approval and signature of the OCDETF Executive Office obligating authority. The OCDETF Executive Office will approve and certify that all the terms and conditions of the agreement have been met.

Approved By: William Burke Detective/Lieutenant 1/24/13

Approved By: [Signature] Date

Approved By: [Signature] Date

Approved By: [Signature] Date

Approved By: [Signature] Date

Funds are encumbered for the State/Local Agency overtime costs and authorized expense/Strategic Initiative Programs specified above. Subject to availability of funds.

Funds Certified: OCDETF Executive Office Date

Approving Official: OCDETF Executive Office Date

Agreement (FY 12), Page 5
TO: Jon Schneider, Deputy County Executive  
Suffolk County Executive’s Office

FROM: Mark White, Chief of Support Services  
Suffolk County Police Department

DATE: August 20, 2012

SUBJECT: Resolution Packets & SCIN Forms for  
The Organized Crime Drug Enforcement Task Forces (OCDETF) 2012 Reimbursement Program

Attached please the following for the United States Department of Justice, DEA sponsored OCDETF 2012 program:

1. Draft Resolution.
2. SCIN Forms.
5. Copy of the Agreement between the U.S. Department of Justice, OCDETF and the Suffolk County Police Department.

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.

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

Thank you as always for your assistance with this project.

MW/sck

Att. Regina Calcaterra, Chief Deputy County Executive  
Ben Zwirn, Director of Intergovernmental 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. -2012, ACCEPTING THE DONATION OF TWO (2) ALL TERRAIN VEHICLES FROM THE CENTRAL PINE BARRENS COMMISSION FOR USE BY THE SUFFOLK COUNTY PARK POLICE

WHEREAS, the Suffolk County Park Police actively organize interagency field enforcement operations for the Pine Barrens Enforcement Council of the Central Pine Barrens Commission; and

WHEREAS, the Central Pine Barrens Commission received a settlement from the New York State Department of Environmental Conservation which includes funds restricted for use by the Pine Barrens Enforcement Council; and

WHEREAS, the Central Pine Barrens Commission used a portion of these settlement funds to purchase two (2) 2012 Polaris Scrambler All Terrain Vehicles (ATVs) for use by the Council agencies’ officers; and

WHEREAS, the Central Pine Barrens Commission has authorized the transfer of title of two (2) ATVs purchased with the money from the settlement; now, therefore, be it

1st RESOLVED, that the donation of two (2) Polaris Scrambler ATVs by the Central Pine Barrens Commission shall be accepted by the County of Suffolk for use by the Park Police of the Department of Parks, Recreation and Conservation; and be it further

2nd RESOLVED, that County’s Public Works Department, Division of Fleet Management is hereby authorized, empowered and directed to maintain these Polaris Scrambler ATVs bearing VIN # 4XANG50A3CA538303 and VIN # 4XANG50A3CA538267; and be it further

3rd RESOLVED, that this Legislature, being the lead agency under the State Environmental Quality Review Act (“SEQRA”), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations (“NYCRR”) Section 617.5(25) and (27), in that the resolution concerns acquiring 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.

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
   
   ACCEPTING THE DONATION OF TWO (2) ALL TERRAIN VEHICLES
   FROM THE CENTRAL PINE BARRENS COMMISSION FOR USE BY
   THE SUFFOLK COUNTY PARK POLICE

3. Purpose of Proposed Legislation
   
   To accept a donation of two (2) all terrain vehicles (ATVs) from the Central Pine Barrens Commission for use by the Suffolk County Park Police.

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

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

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

8. Proposed Source of Funding

9. Timing Impact

10. Typed Name & Title of Preparer
    
    Tom Malanga
    Grants Analyst
    Dept. of Parks, Recreation & Conservation

11. Signature of Preparer
    
    Thomas J. Malanga

12. Date
    
    8/21/2012
### GENERAL FUND

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<th>2012 Cost to Avg Taxpayer</th>
<th>2012 AV Tax Rate Per $100</th>
<th>2012 FEV Tax Rate Per $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2012 Property Tax Levy</th>
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<th>2012 AV Tax Rate Per $100</th>
<th>2012 FEV Tax Rate Per $1000</th>
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### COMBINED

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<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, SEPTEMBER 2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
TO: JON SCHNEIDER, Deputy County Executive
FROM: GREG DAWSON, Commissioner
CC: REGINA M. CALCATERA, Chief Deputy County Executive
DATE: AUGUST 21, 2012
RE: INTRODUCTORY RESOLUTION ACCEPTING THE DONATION OF TWO (2) ALL TERRAIN VEHICLES FROM THE CENTRAL PINE BARRENS COMMISSION FOR USE BY THE SUFFOLK COUNTY PARK POLICE

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-Accepting Donation of Two ATVs for Park Police.doc.”

The Suffolk County Park Police actively organize interagency field enforcement operations for the Pine Barrens Enforcement Council of the Central Pine Barrens Commission which received a settlement from the New York State Department of Environmental Conservation. The Commission recently purchased two (2) 2012 Polaris Scrambler ATVs with these settlement funds for the Pine Barrens Enforcement Council. The Commission subsequently approved transferring the title to these ATVs to the Suffolk County Park Police. This draft resolution is needed in order to accept this donation.

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

Enclosures
RESOLUTION NO. - 2012, APPROPRIATING FUNDS IN CONNECTION WITH CONSTRUCTION OF SIDEWALKS ON VARIOUS COUNTY ROADS (CP 5497)

WHEREAS, the Commissioner of Public Works has requested funds for construction in connection with Construction of Sidewalks on Various County Roads; and

WHEREAS, there are sufficient funds within the 2012 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 hereby determines that construction and/or restoration of sidewalks on various County roads constitutes a Type II action pursuant to the provisions of Title 6 NYCRR Part 617.5(c)(1), (2), (20) and (27) since the action involves a legislative decision concerning routine maintenance or repair involving no substantial changes in existing structure and/or 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-one (51) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

3rd RESOLVED, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Construction of Sidewalks on Various County Roads, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

4th RESOLVED, that the proceeds of $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-5497.333</td>
<td>50</td>
<td>Construction of Sidewalks on Various County Roads</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>
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</table>

2. Title of Proposed Legislation

**RESOLUTION NO. - 2012, APPROPRIATING FUNDS IN CONNECTION WITH CONSTRUCTION OF SIDEWALKS ON VARIOUS COUNTY ROADS (CP 5497)**

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

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

2013

10. Typed Name & Title of Preparer

Nicholas Paglia
Asst Executive Analyst

11. Signature of Preparer

12. Date

August 31st, 2012

SCIN FORM 175b (10/95)
# FINANCIAL IMPACT
2013 PROPERTY TAX LEVY
COST TO THE AVERAGE TAXPAYER

## GENERAL FUND

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<tr>
<th></th>
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<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$58,615</td>
<td>$0.11</td>
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## POLICE DISTRICT AND DISTRICT COURT

<table>
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<tr>
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<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
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<tbody>
<tr>
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<td>$0</td>
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<th>2013 PROPERTY TAX LEVY</th>
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<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
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3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
### Suffolk County
**General Obligation Serial Bonds**
**Level Debt**

Term of Bonds:
- **Amount to Bond:** $500,000

<table>
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<th>Date</th>
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<th>Interest</th>
<th>Total Debt Service</th>
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<tr>
<td>11/1/2022</td>
<td>3.00%</td>
<td>$56,908.01</td>
<td>$853.62</td>
<td>$57,761.63</td>
<td>$58,615.25</td>
</tr>
<tr>
<td>11/1/2023</td>
<td></td>
<td></td>
<td></td>
<td>$86,152.53</td>
<td>$586,152.53</td>
</tr>
<tr>
<td>11/1/2024</td>
<td></td>
<td></td>
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<tr>
<td>11/1/2025</td>
<td></td>
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<tr>
<td>11/1/2026</td>
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<tr>
<td>11/1/2027</td>
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<tr>
<td>11/1/2028</td>
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<td>11/1/2029</td>
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</tr>
<tr>
<td>11/1/2030</td>
<td></td>
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</tr>
</tbody>
</table>
MEMORANDUM

TO: Jon Schneider, Deputy County Executive

FROM: Gilbert Anderson, P.E. Commissioner

DATE: June 19, 2012

RE: Appropriating Funds in Connection with Construction and/or Restoration of Sidewalks on Various County Roads (CP 5497)

Attached is a draft resolution and duplicate copy to appropriate the sum of $500,000 for construction in connection with the above referenced project. There are sufficient funds included in the 2012 Capital Budget and Program for this project.

This project provides for the installation and restoration of sidewalk construction on County roads to advance a safe environment for pedestrian traffic. Improvements include concrete curb and sidewalk, as well as possible spot drainage modifications.

The Suffolk County Council on Environmental Quality has reviewed projects of this nature and have determined that construction and/or restoration of sidewalks on various County roads constitutes a Type II action pursuant to the provisions of Title 6 NYCRR Part 617.5(c) (1), (2), (20) and (27) and the Suffolk County Legislature has concurred with these findings.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5497(Sidewalks).doc”.

GA/WH/td
attach.

cc: Regina M. Calcaterra, Chief Deputy County Executive
Ben Zwirn, Director of Intergovernmental Relations
Tom Vaughn, County Executive Assistant
Nick Paglia, Assistant Executive Analyst
William Hillman, P.E., Chief Engineer
Laura Conway, CPA, Chief Accountant
Kathy LaGuardia, Capital Accounting
RESOLUTION NO. 2012, APPROPRIATING FUNDS IN CONNECTION WITH THE ACQUISITION AND IMPLEMENTATION OF A COUNTY ATTORNEY CASE MANAGEMENT SYSTEM (CP 1811)

WHEREAS, the Commissioner of Information Technology has requested funds for the appropriation of funds in connection with the acquisition and implementation of a County Attorney Case Management System; and

WHEREAS, this project provides for the purchase and installation of an online database that tracks and processes legal cases in order to facilitate collaboration between lawyers, paralegals, and administrative staff within the County Attorney’s Office; and

WHEREAS, the implementation of a case management system will enhance efficiency allowing for less man hours not only in the Law Department but other departments as well; and

WHEREAS, there are sufficient funds within the 2012 Capital Budget and Program to cover the cost of said request and it has been reviewed and approved by the Information Processing Steering Committee; 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 2012 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 $425,000 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) (25) of Title 6 of New York Code of Rules and Regulations (“NYCRR”), in that the resolution concerns purchasing of computer applications and hardware, other than land, radioactive material, pesticides, herbicides or other hazardous materials and the Legislature has no further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of forty-one (41) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006;

3rd RESOLVED, that the proceeds of $425,000 in Suffolk County Serial Bonds to 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-1811.110</td>
<td>17</td>
<td>County Attorney Case Management System</td>
<td>$175,000</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>
<td></td>
<td></td>
</tr>
</tbody>
</table>

2. Title of Proposed Legislation

RESOLUTION NO. —2012, APPROPRIATING FUNDS IN CONNECTION WITH THE ACQUISITION AND IMPLEMENTATION OF A COUNTY ATTORNEY CASE MANAGEMENT SYSTEM (CP 1811)

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

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

2013

10. Typed Name & Title of Preparer

Nicholas Paglia  
Asst Executive Analyst

11. Signature of Preparer

12. Date

August 30th, 2012

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$92,271</td>
<td>$0.18</td>
<td></td>
<td>$0.00</td>
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</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 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>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$92,271</td>
<td>$0.18</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 2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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>11/1/2012</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11/1/2013</td>
<td>2.00%</td>
<td>$80,371.40</td>
<td>$11,900.00</td>
<td>$92,271.40</td>
<td>$92,271.40</td>
</tr>
<tr>
<td>11/1/2014</td>
<td>3.00%</td>
<td>$82,621.80</td>
<td>$4,824.80</td>
<td>$87,446.60</td>
<td>$92,271.40</td>
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<tr>
<td>11/1/2015</td>
<td>3.00%</td>
<td>$84,935.21</td>
<td>$3,668.10</td>
<td>$88,603.31</td>
<td>$92,271.40</td>
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<tr>
<td>11/1/2016</td>
<td>3.00%</td>
<td>$87,313.40</td>
<td>$2,479.00</td>
<td>$89,792.40</td>
<td>$92,271.40</td>
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<tr>
<td>11/1/2017</td>
<td>3.00%</td>
<td>$89,758.18</td>
<td>$1,256.61</td>
<td>$91,014.79</td>
<td>$92,271.40</td>
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<tr>
<td>11/1/2018</td>
<td></td>
<td></td>
<td></td>
<td>$461,357.02</td>
<td>$461,357.02</td>
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</tbody>
</table>

11/1/2019
11/1/2020
11/1/2021
11/1/2022
11/1/2023
11/1/2024
11/1/2025
11/1/2026
11/1/2027
11/1/2028
11/1/2029
11/1/2030
# STATEMENT OF FINANCIAL IMPACT
OF PROPOSED SUFFOLK COUNTY LEGISLATION

<table>
<thead>
<tr>
<th>1. Type of Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolution X</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2. Title of Proposed Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>RESOLUTION NO. –2012, APPROPRIATING FUNDS IN CONNECTION WITH THE ACQUISITION AND IMPLEMENTATION OF A COUNTY ATTORNEY’S CASE MANAGEMENT SYSTEM (CP 1811)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>3. Purpose of Proposed Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Appropriation of funds for a CA Case Management Project (Capital Project # 1811)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>4. Will the Proposed Legislation Have a Fiscal Impact?</th>
</tr>
</thead>
<tbody>
<tr>
<td>YES X NO</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5. If the answer to item 4 is “yes”, on what will it impact? (Circle appropriate category)</th>
</tr>
</thead>
<tbody>
<tr>
<td>County X</td>
</tr>
<tr>
<td>Village</td>
</tr>
<tr>
<td>Library District</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>6. If the answer to item 4 is “yes”, Provide Detailed Explanation of Impact:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Expenditure of $425,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>7. Total Financial Cost of Funding over 5 Years on Each Affected Political or Other Subdivision.</th>
</tr>
</thead>
<tbody>
<tr>
<td>$425,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>8. Proposed Source of Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>Serial Bonds</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>9. Timing of Impact</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current fiscal year</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>10. Typed Name &amp; Title of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donald C. Rodgers</td>
</tr>
<tr>
<td>CIO/Commissioner</td>
</tr>
<tr>
<td>Dept of IT</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>11. Signature of Preparer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Donald C. Rodgers</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>12. Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>7/1/2012</td>
</tr>
</tbody>
</table>

SCIN FORM 175b (10/95)
TO: Jon Schneider, Deputy County Executive

FROM: Donald C. Rodgers, Commissioner of Information Technology

DATE: July 26, 2012

SUBJECT: Capital Project # 1811 – COUNTY ATTORNEY CASE MANAGEMENT SYSTEM

We are forwarding a draft resolution requesting appropriation of $425,000 for the year 2012. The resolution amount represents the monies that will be provided by Capital Project # 1811. An email version of the resolution was sent to CE RESO REVIEW saved under the title “Reso-ITS-CP-1811-CA CaseMgt”.

Program Description: The County Attorney’s office is looking to track and process its legal cases with an online system that will allow for collaboration between lawyers, paralegals and administrative staff. It will also permit the ability for bureau chiefs to review cases online without having to locate physical files from the individual lawyers. The elimination of physical case files will result in less storage and archival space required.

Operating Budget Impact: The department will be able to manage cases and ensure that the County is able to process and defend itself through all lawsuits brought against the County. The result should be more cost effective use of County Attorney resources.

DCR/ dmc
Attachments: Draft Resolution
Statement of Financial Impact
Request for Introduction of Suffolk Legislation

cc: Regina Calcaterra, Chief Deputy County Executive
Ben Zwirn
Neil Toomb
RESOLUTION NO. 616-2012, AUTHORIZING CERTAIN TECHNICAL CORRECTION TO ADOPTED RESOLUTION NO. 616-2012

WHEREAS, the County Legislature has adopted and the County Executive has signed Resolution No. 616-2012; and

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

WHEREAS, the County Executive desires a 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. 616-2012

In the 2nd RESOLVED paragraph replace

FROM:

REVENUES:
354-4910 Federal Aid: Community Development

TO:

REVENUES:
354-4915 Federal Aid: Emergency Shelter Grant

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. -2012, AMENDING PRIOR CAPITAL AUTHORIZED APPROPRIATIONS FOR THE HISTORIC RESTORATION AND PRESERVATION AT THIRD HOUSE, THEODORE ROOSEVELT COUNTY PARK, MONTAUK (CP 7510)

WHEREAS, Bond Authorizing Resolution No. 787-2005 and Appropriating Resolution No. 788-2005 approved funding in connection with the Historic Restoration And Preservation At Third House, Theodore Roosevelt County Park, Montauk (CP 7510); and

WHEREAS, a redistribution of funds is needed for the planning phase of this capital project to develop plans prior to the construction phase of the project commencing; and

WHEREAS, there is no net effect on the total cost of the project; and

WHEREAS, it is necessary to amend Resolution No. 788-2005 by deleting $50,000 from the construction budget and by adding $50,000 to the planning budget; now, therefore be it

1st RESOLVED, that the 4th Resolved clause of Resolution No. 788-2005 is hereby amended by changing the appropriation as follows:

**Project Number: 7510**
**Project Title: Historic and Preservation Fund**

<table>
<thead>
<tr>
<th>Project No.</th>
<th>JC</th>
<th>Project Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>525-CAP-7510.127</td>
<td>26</td>
<td>Planning for the Improvements to Historic Sites and Buildings at Third House, Montauk</td>
<td>$50,000</td>
</tr>
<tr>
<td>(Fund 001 Debt Service)</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>525-CAP-7510.333</td>
<td>26</td>
<td>Improvements to Historic Sites and Buildings at Third House, Montauk</td>
<td>[$1,300,000] $1,250,000</td>
</tr>
<tr>
<td>(Fund 001 Debt Service)</td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>

and be it further

2nd RESOLVED, this Legislature, being the lead agency under the State Environmental Quality Review Act ("SEQRA"), Environmental Conservation Law Article 8, hereby finds and determines that this law constitutes a Type II action, pursuant to Volume 6 of New York Code of Rules and Regulations ("NYCRR"), the Legislature has no further responsibilities under SEQRA.

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

DATED:
RESOLUTION NO. -2012, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF LAND UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW NO. 24-2007 - DETMER PROPERTY – TOWN OF BROOKHAVEN (SCTM NO. 0200-132.00-04.00-001.005)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law 24-2007, authorizes the use of 31.10% of sales and compensating use tax proceeds generated each year for specific environmental protection, including the acquisition of land for use as hamlet greens, hamlet parks, pocket parks, active parkland, active recreation, historic and/or cultural park 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, adequate funding is provided for, pursuant to Section C12-2(A)(1)(i) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of such land as active recreation; now, therefore be it

1st RESOLVED, that the parcel(s) listed in Exhibit "A" of this resolution, consisting of approximately 3.384810 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER for use as active recreation; and be it further

2nd 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

3rd RESOLVED, that the Commissioner of the County Department of Public Works is hereby authorized, empowered, and directed, pursuant to Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcel(s); and be it further

4th 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 42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and be it further

5th RESOLVED, that the cost of such surveys, title searches, audits, maps and/or appraisals, if any, 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

6th RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid
appraisals for the subject parcel(s) as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

7th RESOLVED, that the County of Suffolk may reimburse any municipality, whose appraisal is utilized for the above-described purpose, for the cost of obtaining such appraisal in the event that the County elects to utilize such appraisals for the subject parcel(s); and be it further

8th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to 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\ir-detmer-property-active-recreation-plan-steps
<table>
<thead>
<tr>
<th>PARCEL</th>
<th>SUFFOLK COUNTY TAX MAP NUMBER</th>
<th>ACRES</th>
<th>REPUTED OWNER AND ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>District 0200</td>
<td>3.384810</td>
<td>Detmer Farm Partners</td>
</tr>
<tr>
<td></td>
<td>Section 132.00</td>
<td></td>
<td>PO Box 7</td>
</tr>
<tr>
<td></td>
<td>Block 04.00</td>
<td></td>
<td>East Setauket, NY 11733</td>
</tr>
<tr>
<td></td>
<td>Lot 001.005</td>
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</table>

EXHIBIT “A”
RESOLUTION NO. -2012, DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO STUDY ALTERNATIVE METHODS FOR PURCHASING TRANSIT FARES

WHEREAS, Suffolk County Transit is a local public bus system consisting of 50 bus lines that run throughout the County; and

WHEREAS, the County encourages residents and visitors to utilize public transportation whenever possible; and

WHEREAS, many public transportation systems throughout the State and nation are embracing the use of technology to allow for the advanced purchase of fares online or on a stored-value card in addition to the traditional method of collecting fares at the time of boarding; and

WHEREAS, these alternative methods may be a more convenient way for residents to purchase fares and could lead to an increase in ridership; and

WHEREAS, the Department of Public Works should examine these methods for purchasing transit fares to determine if such a system would be beneficial for the County and its ridership; now, therefore be it

1st RESOLVED, that the Department of Public Works, in cooperation with the Department of Information Technology, is hereby authorized, empowered and directed to study the feasibility of establishing a system by which Suffolk County Transit riders can purchase tickets online or e-tickets or a stored-value card; and be it further

2nd RESOLVED, that the Department of Public Works shall issue a written report with its findings and recommendations to the County Executive, each County Legislator and the Clerk of the Legislature within 180 days of the effective date of this Resolution; and

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

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting of held on , 2012 a proposed local law entitled "A LOCAL LAW AMENDING LOCAL LAW NO. 25-2009 IN REGARD TO THE MEMBERSHIP OF THE AQUACULTURE LEASE BOARD ESTABLISHED UNDER THE SUFFOLK COUNTY SHELLFISH AQUACULTURE LEASE PROGRAM IN PECONIC BAY AND GARDINERS BAY"; and said local law in final form is the same as when presented and introduced; now, therefore be it

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

LOCAL LAW NO. 2012, 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 that the Suffolk County Aquaculture Lease Board that was established by Local Law No. 25-2009, codified in the Suffolk County Code in Article II, § 475-18 and consists of three members: Director, Department of Planning (Chair); Commissioner of the Department of Environment and Energy; and the Commissioner of the Department of Economic Development and Workforce Housing, or their designees.

This Legislature finds that due to the County's adopted 2012 operating budget, the Department of Environment and Energy, the Department of Economic Development and Workforce Housing and the Department of Planning have been eliminated and were consolidated into the Department of Economic Development and Planning. As such, the titles and positions held by the Commissioner of the Department of Environment and Energy, and the Commissioner of the Department of Economic Development and Workforce Housing were also eliminated and the duties of the Director of the Department of Planning were transferred to the Commissioner of the Department of Economic Development and Planning.

This Legislature also finds that pursuant to Res. No. 56-2012, which repealed Articles 14 and 42 of the Suffolk County Charter and Article 42 of the Suffolk County Administrative Code, the functions performed by the aforementioned departments were transferred to the Department of Economic Development and Planning.

Therefore, this Legislature further finds that the Suffolk County Code must be amended to replace the positions on the Aquaculture Lease Board that were previously held by the aforementioned commissioners from the departments that have been consolidated under the Department of Economic Development and Planning.

Section 2. Amendments.

§ 475-18. Aquaculture Lease Board.
B. The members of the Aquaculture Lease Board shall consist of the [Director] Commissioner of the Department of Economic Development and Planning (who shall act as chairperson), [the Commissioner of the Department of Environment and Energy and the Commissioner of the Department of Economic Development and Workforce Housing] the Director of the Division of Planning and Environment in the Department of Economic Development and Planning, and the Commissioner of the Department of Health Services, or their designees.

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 the application thereof to any 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

Suffolk County, 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 (6NYCRR) and within the meaning of Section 8-0109 (2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as promulgation of regulations, rules, polices, 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 language.
__ Underlining denotes addition of new language.

DATED:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
DATE: September 6, 2012
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

-----------------------------------------------------------------------------------------------------------------------------------
PROPOSED LOCAL LAW YEAR 2012
-----------------------------------------------------------------------------------------------------------------------------------
TITLE: I.R. NO. -2012; AMENDING LOCAL LAW NO. 25-2009 IN REGARD TO THE MEMBERSHIP OF THE AQUACULTURE LEASE BOARD ESTABLISHED UNDER THE SUFFOLK COUNTY SHELLFISH AQUACULTURE LEASE PROGRAM IN PECONIC BAY AND GARDINERS BAY

SPONSOR: THE PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 9/6/12  PUBLIC HEARING: 10/9/12

DATE ADOPTED/NOT ADOPTED:  CERTIFIED COPY RECEIVED: 

Local Law No. 35-2009 established the Aquaculture Lease Board, to be comprised of the Commissioner of the Department of Environment and Energy, the Commissioner of the Department of Economic Development and Workforce Housing and chaired by the Director of the Department of Planning. Since the enactment of Local Law No. 35-2009, the County has consolidated the Department of Planning and the Department of Environment and Energy into the restructured Department of Economic Development and Planning.

This proposed local law would amend the membership of the Aquaculture Lease Board so it is comprised of the Director of the Division of Planning and Environment in the Department of Economic Development and Planning, the Commissioner of the Department of Health Services, and the Commissioner of the Department of Economic Development and Planning, who shall serve as chairperson.

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

GEORGE NOLAN
Counsel to the Legislature

GN:
s:\rule28\28-amend aquaculture lease board
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>


3. Purpose of Proposed Legislation: Amending the Local Law to replace the positions on the Aquaculture Lease Board that were previously held by the aforementioned commissioners from the departments that have been consolidated under the Department of Economic Development and Planning.

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:

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:

| Neil Toomb | Intergovernmental Relations Coordinator |

11. Signature of Preparer

12. Date: 8/29/12
## FINANCIAL IMPACT
### 2012 PROPERTY TAX LEVY
#### COST TO THE AVERAGE TAXPAYER

### GENERAL FUND

<table>
<thead>
<tr>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.000</td>
</tr>
</tbody>
</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 FEV TAX RATE PER $1000</th>
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</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.000</td>
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### COMBINED

<table>
<thead>
<tr>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
<td>$0.000</td>
</tr>
</tbody>
</table>

**NOTES:**
1) SOURCE FOR NUMBER OF FAMILY PARCELS AND CORRESPONDING ASSESSED VALUATION: SUFFOLK COUNTY REAL PROPERTY, SEPTEMBER 2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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
August 15, 2012

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 a proposed Introductory Resolution to amend Local Law 25-2009 of the Suffolk County Code, Article II §475.18, in regard to the membership of the Aquaculture Lease Board (ALB). The ALB was established under the Suffolk County Shellfish Aquaculture Lease Program in Peconic Bay and Gardiners Bay. This resolution will replace the members of the ALB which were previously held by the Director of the Department of Planning, the Commissioner of the Department of Environment and Energy, and the Commissioner of the Department of Economic Development and Workforce Housing that have now been consolidated under the newly created Department of Economic Development and Planning pursuant to Resolution 56-2012. The proposed ALB membership includes the Commissioner of the Department of Economic Development and Planning (who will act as chairperson), the Director of the Division of Planning and Environment in the Department of Economic Development and Planning, and the Commissioner of the Department of Health Services, or their designees.

Please contact me if you require any additional information.

Sincerely,

Joanne Minieri
Deputy County Executive and Commissioner

JM/DD/ bd

cc: Regina M. Calcaterra, Chief Deputy County Executive
    Ben Zwirn, Director, Intergovernmental Relations
    Eric Kopp, Legislative Liaison
    Thomas Vaughn, County Executive Assistant, Intergovernmental Relations
    DeWitt S. Davies, Chief Environmental Analyst, Div. of Planning and Environment
    Jennifer B. Kohn, Assistant County Attorney, Department of Law
    CE Reso Review (e-mail copy only)
RESOLUTION NO. 2012, AMENDING THE 2012 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH ENGINEERING, PLANNING, AND DESIGN OF RONKONKOMA HUB SEWER PROJECT (CP 8156)

WHEREAS, the Ronkonkoma Hub transit-oriented development requires sewer infrastructure to serve the proposed development; and

WHEREAS, an Empire State Development Grant has been received in an amount of $4 million; a portion of which can be applied to the planning and design of those sewer facilities; and

WHEREAS, as a result of a request for proposals, a design engineer has been selected with the total design funds approximating $1.2 million; $100,000 of which can be utilized in 2012; and

WHEREAS, the Suffolk County Legislature has adopted $21 million in the 2013 Capital Budget and Program for construction of the Ronkonkoma Hub Sewer Project with the intent that the design would be accelerated and, therefore, funds during 2012 are necessary; and

WHEREAS, sufficient funds are not included in the 2012 Capital Budget and Program to cover the cost of planning and designing the sewerage facilities, expanding the area, and pursuant to the Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another Capital 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 2012 Capital Budget, as the basis for funding Capital Projects such as this project; and

WHEREAS, that this Legislature, by resolution of even date herewith, has authorized the issuance of $100,000 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) (18), (21) and (27) of the Title 6 of New York Code of Rules and Regulations ("NYCRR"), in that the law authorizes information collection, including basic data collection and research, and preliminary planning processes necessary to formulate a proposal for an action, but does not commit the County to commence or approve an action, since this law is a Type II action, the Legislature has not further responsibilities under SEQRA; and be it further

2nd RESOLVED, that it is hereby determined that this project, with a priority ranking of sixty-six (66) is eligible for approval in accordance with the provisions of Resolution 471-1994 as revised by Resolution 461-2006; and be it further

3rd RESOLVED, that the 2012 Capital Budget and Program be and is hereby amended as follows:
Program No.: 7433  
Project Name: Restoration of Driveways, Gutters, and Catch Basins at Suffolk County Vanderbilt Museum

<table>
<thead>
<tr>
<th>Total Est Cost</th>
<th>Current 2012 Budget and Program</th>
<th>Revised 2012 Budget and Program</th>
</tr>
</thead>
<tbody>
<tr>
<td>3. Construction</td>
<td>$2,260,000</td>
<td>$1,000,000B</td>
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<tr>
<td>TOTAL</td>
<td>$2,390,000</td>
<td>$1,000,000</td>
</tr>
</tbody>
</table>

Program No.: 8156  
Project Name: Ronkonkoma Hub Sewer Project

<table>
<thead>
<tr>
<th>Total Est Cost</th>
<th>Current 2012 Budget and Program</th>
<th>Revised 2012 Budget and Program</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Planning, Design, Supervision</td>
<td>$100,000</td>
<td>$0</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$100,000</td>
<td>$0</td>
</tr>
</tbody>
</table>

and be it further

4th RESOLVED, that the proceeds of $100,000 in Suffolk County Serial Bonds be and they hereby are 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-8156.110 (Fund 001 Debt Service)</td>
<td>50</td>
<td>Ronkonkoma Hub Sewer Project Engineering, Planning, Design</td>
<td>$100,000</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>
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<th>Resolution</th>
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<tbody>
<tr>
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2. Title of Proposed Legislation

RESOLUTION NO. 2012, AMENDING THE 2012 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH ENGINEERING, PLANNING, AND DESIGN OF RONKONKOMA HUB SEWER PROJECT (CP 8156)

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>
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<tr>
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<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

2013

10. Typed Name & Title of Preparer

Nicholas Paglia
Asst Executive Analyst

11. Signature of Preparer

12. Date

September 4th, 2012

SCIN FORM 175b (10/95)

Page 1 of 2
## GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$21,711</td>
<td>$0.04</td>
<td></td>
<td>$0.00</td>
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</table>

## POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
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</table>

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<td>TOTAL</td>
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<td>$0.04</td>
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### NOTES:

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3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2011 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>11/1/2014</td>
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<td>11/1/2016</td>
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<td></td>
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</tr>
</tbody>
</table>
TO: Jon Schneider, Deputy County Executive  
FROM: Gilbert Anderson, P.E., Commissioner  
SUBJECT: A Resolution Amending the 2012 Capital Budget and Program and Appropriating Funds in Connection with Engineering, Planning, and Design of Ronkonkoma Hub Sewerage Facilities (CP 8156)  
DATE: August 15, 2012

Attached is a draft resolution, SCIN Form 175a and 175b, and backup for the referenced capital project filed as Reso DPW Ronkonkoma Hub Engineering, Planning, and Design Project CP 8156 dated 8-15-12 and backup filed as Backup-DPW Ronkonkoma Hub Engineering, Planning, and Design Project CP 8156 dated 8-15-12. The project has received a $4 million Empire State Development Grant for engineering and construction of sewerage facilities for the Ronkonkoma Hub. It is imperative that the design be initiated as soon as possible such that construction can be bid during the latter part of 2013. The attached resolution utilizes an offset to provide $100,000 which is sufficient to have an engineering report prepared and address such things as soil borings and assistance and preparation of the SEQRA process.

We appreciate the resolution being laid on the table as soon as possible.

GA:BW:ni
Attachment
cc: Regina Calcaterra, Chief Deputy County Executive
Ben Zwirn, 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

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. 2012, AMENDING THE 2012 OPERATING BUDGET AND ESTABLISHING A COUNTY POLICY TO MAXIMIZE SAVINGS THROUGH THE EARLY RETIREMENT INCENTIVE PROGRAM

WHEREAS, the County Executive offered an early retirement incentive to the County’s various bargaining units and exempt employees to reduce the County’s operating budget shortfall and to avert further layoffs; and

WHEREAS, hundreds of County employees retired as a result of the early retirement incentive program; and

WHEREAS, allowing these newly vacant positions to be filled would reduce projected savings and defeat the very purpose underlying the incentive program; and

WHEREAS, abolishing certain positions vacated by the retirement incentive will maximize savings; and

WHEREAS, positions abolished in this resolution are limited to exempt and AME titles and would exclude positions that are either more than 80% reimbursed or in departments headed by an elected official; now, therefore be it

1st RESOLVED, that the following positions be abolished in the specified appropriation within the 2012 Adopted Operating Budget:

<table>
<thead>
<tr>
<th>Fd-Dept-Approp-Unit</th>
<th>Spec No.</th>
<th>Position Title</th>
<th>Grade</th>
<th># of Positions</th>
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<tbody>
<tr>
<td>001-CIV-1430-0100</td>
<td>0984</td>
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</tr>
<tr>
<td>001-CIV-1430-0100</td>
<td>0943</td>
<td>EMPLOYEE HEALTH PLAN ADMIN</td>
<td>30</td>
<td>-1</td>
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<tr>
<td>001-DPW-1345-0200</td>
<td>0206</td>
<td>SENIOR ACCOUNT CLERK</td>
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<tr>
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<td>7664</td>
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<td>001-DPW-1494-1300</td>
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<td>001-DPW-1494-1300</td>
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<td>001-DPW-1495-2700</td>
<td>7813</td>
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<tr>
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<td>VECTOR CONTROL SUPERVISOR</td>
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<td>-1</td>
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<tr>
<td>001-DPW-1495-2702</td>
<td>7201</td>
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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.
RESOLUTION NO. 2012, AMEND RESOLUTION NO. 764-2012, USE OF SOUTHAVEN COUNTY PARK FOR CRAIG ELBERTH CROSS COUNTRY 5K RUN

WHEREAS, Resolution No. 764-2012 authorized use of Southaven County Park for the Craig Elberth Cross Country 5K Run on Saturday, September 8, 2012; and

WHEREAS, the event organizers have resubmitted their application to the Department of Parks, Recreation and Conservation to change the date of the 5K Run to Saturday, November 3, 2012; now, therefore be it

1st RESOLVED, that the 1st RESOLVED clause of Resolution No. 764-2012 is hereby amended as follows:

1st RESOLVED, that the use of County-owned property, i.e., the Southaven County Park, in consideration of the payment of Three Hundred Dollars and 00/100 ($300.00), for the purpose of a 5K race on Saturday, [September 8, 2012] November 3, 2012, between the hours of 8:00 a.m. and 12:00 p.m., is hereby approved pursuant to Section 215(1) of the NEW YORK COUNTY LAW, subject to the County's receipt of a Certificate of Insurance naming the County of Suffolk as an additional insured from the Craig Elberth Memorial Scholarship Fund, 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

and be it further

2nd RESOLVED, that the other provisions of Resolution No. 764-2012 shall remain in full force and effect; 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
RESOLUTION NO. -2012, AUTHORIZING PLANNING STEPS FOR THE ACQUISITION OF FARMLAND DEVELOPMENT RIGHTS UNDER THE SUFFOLK COUNTY DRINKING WATER PROTECTION PROGRAM, AS AMENDED BY LOCAL LAW 24-2007 - LUCE PROPERTY - TOWN OF RIVERHEAD (SCTM NO. 0600-008.00-02.00-013.004)

WHEREAS, the Suffolk County Drinking Water Protection Program, as amended by Local Law 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, adequate funding is provided for, pursuant to Section C12-2(A)(1)(f) of the SUFFOLK COUNTY CHARTER, from 31.10% of the sales and compensating use tax proceeds, for the acquisition of such parcel’s farmland development rights; now, therefore, be it

1st RESOLVED, that the parcel(s) listed in Exhibit “A” of this resolution, consisting of approximately 14 acres, is hereby approved for preliminary planning steps and ultimate inclusion in the Suffolk County Drinking Water Protection Program pursuant to Article XII of the SUFFOLK COUNTY CHARTER; and be it further

2nd 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

3rd RESOLVED, that the Commissioner of the County Department of Public Works and/or the Director of the Division of Real Property Acquisition and Management, and/or her designee is hereby authorized, empowered, and directed, pursuant to Section 8-2(W) of the SUFFOLK COUNTY CHARTER, to have surveys and maps prepared for the subject parcel(s) in accordance with Resolution No. 423-1988; and be it further

4th 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 42-2(C) of the SUFFOLK COUNTY CHARTER, to have the subject parcel(s) appraised, environmentally audited, and searched for title; and be it further

5th RESOLVED, that the cost of such surveys, title searches, audits, maps and/or appraisals, if any, 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

6th RESOLVED, that the Director of the Division of Real Property Acquisition and Management, or his or her deputy, is hereby further authorized, empowered, and directed, pursuant to Section 42-2(C) of the SUFFOLK COUNTY CHARTER, to utilize such valid
appraisals for the subject parcel(s) as may be made available to the County by any pertinent municipality, either voluntarily or upon request by the County of Suffolk; and be it further

7th RESOLVED, that the County of Suffolk may reimburse any municipality, whose appraisal is utilized for the above-described purpose, for the cost of obtaining such appraisal in the event that the County elects to utilize such appraisals for the subject parcel(s); and be it further

8th RESOLVED, that this Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this resolution constitutes a Type II action pursuant to 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-luce-property-farmland-development-plan-steps
<table>
<thead>
<tr>
<th>PARCEL</th>
<th>SUFFOLK COUNTY TAX MAP NUMBER</th>
<th>ACRES</th>
<th>REPUTED OWNER AND ADDRESS</th>
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</thead>
<tbody>
<tr>
<td>1</td>
<td>District: 0600</td>
<td>±14</td>
<td>John &amp; Janet Luce</td>
</tr>
<tr>
<td></td>
<td>Section 008.00</td>
<td></td>
<td>5538 Sound Avenue</td>
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<tr>
<td></td>
<td>Block 02.00</td>
<td></td>
<td>Riverhead, NY 11901</td>
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<tr>
<td></td>
<td>Lot 013.004</td>
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EXHIBIT “A”
RESOLUTION NO. – 2012 AMENDING THE 2012 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH ACQUISITION OF LANDS FOR INTERSECTION IMPROVEMENTS ON CR 100, SUFFOLK AVENUE AT BRENTWOOD ROAD/WASHINGTON AVENUE, TOWN OF ISLIP (CP 5065)

WHEREAS, the Commissioner of Public Works has requested funds for the acquisition of land and related expenses (title insurance policies, settlement of claims settled by the County Attorney’s Office with statutory interest thereon, court appraisals and court engineering fees, etc.) for Intersection Improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, Town of Islip; and

WHEREAS, CR 100, Suffolk Avenue at the intersection of Brentwood Road/Washington Avenue is a residential and commercial corridor that has experienced high traffic accident rates, traffic congestion and deteriorating roadway inadequate for current vehicular capacity and insufficient provisions for pedestrians; these safety issues were addressed by acquiring property and widening and reconstructing this intersection; and

WHEREAS, as a part of this reconstruction, acquisition of lands from private property owners under the provisions of the New York State Eminent Domain Procedure Law was required; and

WHEREAS, the property owners have filed claims and they are expected to settle with Court Orders for additional compensation under the provisions of the New York State Eminent Domain Procedure Law above and beyond the amount of compensation initially offered by the County; and

WHEREAS, there are no funds included in the 2012 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

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

WHEREAS, the County Legislature, by resolution of even date herewith, has authorized the issuance of $1,027,500 in Suffolk County Serial Bonds; now, therefore, be it

1st RESOLVED, Resolution No. 1184-2002 approved by the County Legislature declared this project an unlisted action which will not have a significant adverse impact on the environment pursuant to the provisions of Title 6 NYCRR Part 617 and Chapter 279 of the Suffolk County Code, 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 sixty five (65) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

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 Acquisition of Lands for Intersection Improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, Town of Islip; and be it further

4th RESOLVED, that the 2012 Capital Budget and Program be and they are hereby amended as follows:

<table>
<thead>
<tr>
<th>Project No.</th>
<th>3308</th>
</tr>
</thead>
<tbody>
<tr>
<td>Project Title</td>
<td>Suffolk County Intelligent Transportation Systems (ITS)</td>
</tr>
<tr>
<td>Total</td>
<td>Current 2012</td>
</tr>
<tr>
<td>Est'd Cost</td>
<td>Capital</td>
</tr>
<tr>
<td></td>
<td>$1,200,000F</td>
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<tr>
<td>1. Planning</td>
<td>$1,200,000</td>
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<td>TOTAL</td>
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<table>
<thead>
<tr>
<th>Project No.</th>
<th>5054</th>
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<tbody>
<tr>
<td>Project Title</td>
<td>Traffic Signal Improvements</td>
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<tr>
<td>Total</td>
<td>Current 2012</td>
</tr>
<tr>
<td>Est'd Cost</td>
<td>Capital</td>
</tr>
<tr>
<td></td>
<td>$400,000</td>
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<tr>
<td>1. Planning</td>
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<tr>
<td>TOTAL</td>
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</table>

<table>
<thead>
<tr>
<th>Project No.</th>
<th>5371</th>
</tr>
</thead>
<tbody>
<tr>
<td>Project Title</td>
<td>Reconstruction of Culverts</td>
</tr>
<tr>
<td>Total</td>
<td>Current 2012</td>
</tr>
<tr>
<td>Est'd Cost</td>
<td>Capital</td>
</tr>
<tr>
<td></td>
<td>$745,000</td>
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<tr>
<td>1. Planning</td>
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<td>TOTAL</td>
<td>$2,813,250</td>
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</table>
### Project No.: 5381
**Project Title:** Construction of Sea Wall on CR 77, West Lake Drive Fronting the Long Island Sound

<table>
<thead>
<tr>
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<th>Revised 2012</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Capital</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Est'd Budget &amp; Program</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cost Program</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Construction</td>
<td>$0</td>
<td>$350,000B</td>
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<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$350,000</td>
</tr>
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</table>

### Project No.: 5510
**Project Title:** County Share for the Reconstruction of CR 3, Pinelawn Road, Towns of Huntington and Babylon

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<tr>
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<th>Revised 2012</th>
</tr>
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<td></td>
<td></td>
</tr>
<tr>
<td>Est'd Budget &amp; Program</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cost Program</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Construction</td>
<td>$34,515,000</td>
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### Project No.: 5548
**Project Title:** Reconstruction of CR 83, Patchogue-Mt. Sinai Road, Town of Brookhaven

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<tr>
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<th>Revised 2012</th>
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</thead>
<tbody>
<tr>
<td>Total Capital</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Est'd Budget &amp; Program</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cost Program</td>
<td></td>
<td></td>
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<tr>
<td>2. Land Acquisition</td>
<td>$0</td>
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<tr>
<td>TOTAL</td>
<td>$900,000</td>
<td>$50,000</td>
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Project No.: 5065
Project Title: Acquisition of Lands for Intersection Improvements on CR 100, Suffolk Avenue

<table>
<thead>
<tr>
<th>Total Est'd Cost</th>
<th>Current 2012 Capital Budget &amp; Program</th>
<th>Revised 2012 Capital Budget &amp; Program</th>
</tr>
</thead>
<tbody>
<tr>
<td>3. Land Acquisition</td>
<td>$2,522,500 $0</td>
<td>$1,027,500</td>
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<tr>
<td>TOTAL</td>
<td>$3,609,360 $0</td>
<td>$1,027,500</td>
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</table>

and be it further

5th RESOLVED, that the proceeds of $1,027,500 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-5065.212 (Fund 001 Debt Service)</td>
<td>50</td>
<td>Acquisition of Lands for Intersection Improvements on CR 100, Suffolk Avenue</td>
<td>$1,027,500</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. - 2012 AMENDING THE 2012 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS IN CONNECTION WITH ACQUISITION OF LANDS FOR INTERSECTION IMPROVEMENTS ON CR 100, SUFFOLK AVENUE AT BRENTWOOD ROAD/WASHINGTON AVENUE, TOWN OF ISLIP (CP 5065)

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
   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
   2013

10. Typed Name & Title of Preparer
    Nicholas Paglia
    Asst Executive Analyst

11. Signature of Preparer

12. Date
    September 6th, 2012

SCIN FORM 175b (10/95)
### GENERAL FUND

<table>
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<tr>
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<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$59,420</td>
<td>$0.11</td>
<td></td>
<td>$0.00</td>
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### POLICE DISTRICT AND DISTRICT COURT

<table>
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<tr>
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<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 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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</table>

### COMBINED

<table>
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<tr>
<th></th>
<th>2013 PROPERTY TAX LEVY</th>
<th>2013 COST TO AVG TAXPAYER</th>
<th>2013 AV TAX RATE PER $100</th>
<th>2013 FEV TAX RATE PER $1000</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$59,420</td>
<td>$0.11</td>
<td></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 2011.
2) **SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES:** SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2011-2012.
3) **SOURCE FOR EQUALIZATION RATES:** TENTATIVE 2011 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>Term of Bonds</th>
<th>Amount to Bond:</th>
</tr>
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<tbody>
<tr>
<td></td>
<td>30</td>
<td>$1,027,500</td>
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<table>
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<tr>
<th>Date</th>
<th>Date</th>
<th>Principal</th>
<th>Interest</th>
<th>Total Debt Service</th>
<th>Fiscal Debt Service</th>
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<tr>
<td>11/1/2013</td>
<td>2.000%</td>
<td>$18,320.43</td>
<td>$41,100.00</td>
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<td>$59,420.43</td>
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<tr>
<td>11/1/2014</td>
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<td>$39,236.84</td>
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<td>11/1/2015</td>
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<td>$19,802.53</td>
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Sum: $1,027,500.00 $755,112.81 $1,782,612.81 $1,782,612.81
### CP 5065.211 - Intersection Improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue

**Vesting Date:** June 30, 2006  
**Interest Calculated thru September 30, 2012**

<table>
<thead>
<tr>
<th>Map #</th>
<th>Highest Offer Amount</th>
<th>Escalation Factor</th>
<th>Estimated Acquisition Cost</th>
<th>Statutory Interest</th>
<th>Title Costs</th>
<th>Court Appraisals</th>
<th>Estimated Total Needed for Map</th>
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$558,375.81 - Less Cash on Hand  
$778,705.20 - Estimated Settlements by Law Dept.  
$633,312.00 - Total Estimated Amount Needed for ROW Settlements = $1,375,252.20

9/6/2012
8. That in the event of the default by the Claimant of clear title being presented to the Petitioner within thirty (30) days of the date of execution of this agreement, the Petitioner may, without notice, submit a written order for deposit with the Treasurer of the County of Suffolk of the sum so stipulated in this agreement.

IN WITNESS WHEREOF, the Parties have hereunto set their hands and seals on the date first above written.

Christopher Wooley, Claimant

Alfred Wooley, Claimant

William Wooley, Jr., Claimant

Sean Cronin, Attorney for Claimant

Geoffrey J. Mascaro,
Property Management Administrator
Suffolk County Department of Public Works
Date: 07/15/11

Teresa A. Allar, LMS VI
NYS Certified Gen R.E. Appraiser
ID # 460000048438
Suffolk Co Dept of Public Works
Date: 7/5/11

James K. Peterman, P.E.,
Chief Deputy Commissioner
Suffolk County Department of Public Works
Date: 7/6/11

Approved as to Legality:

DENNIS M. COHEN
County Attorney

By: JEFFREY A. ADOLPH
Principal Assistant County Attorney
Real Estate/Condemnation
Date: 7/5/12
COUNTY OF SUFFOLK
DEPARTMENT OF PUBLIC WORKS

In the Matter of the Application of the COUNTY OF SUFFOLK, to Acquire Certain Properties as Set Forth on Maps Entitled “Maps Showing Properties to be acquired for the Reconstruction of CR 100, Suffolk Avenue” Town of Islip, Suffolk County, New York.
C.P. 5065

COUNSEL FOR CLAIMANT: SEAN CRONIN

CLAIMANTS: CHRISTOPHER WOOLEY, ALFRED WOOLEY, AND WILLIAM WOOLEY, JR.

CP #: 5065

SETTLEMENT AMOUNT: $406,000.00

A. THIS AGREEMENT, made this 30th day of June, 2011, by and between CHRISTOPHER WOOLEY, presently residing at 23 Cheshire Place, East Northport, New York 11731, ALFRED WOOLEY, presently residing at 23 Cheshire Place, East Northport, New York 11731, and WILLIAM WOOLEY, JR., presently residing at 7102 Silverwood Drive, New Port Richey, Florida 34654, Party of the First Part (“Claimant”), and

B. THE COUNTY OF SUFFOLK, a Municipal Corporation of the State of New York, Party of the Second Part (“Petitioner”), in manner following:

C. WHEREAS, the said Party of the First Part is the owner of the following described real property, with the buildings and improvements thereon erected as is more fully described in Schedule “A”, attached hereto and made a part hereof, identified as Suffolk County Tax Map Number 0500-13700-0200-040000, in the above-captioned condemnation proceeding.

D. IT IS HEREBY STIPULATED AND AGREED by and between counsel
for the County of Suffolk and counsel for the Claimant above named, reputed owner of
the damage parcel above named in the above-captioned proceeding, that as a result of
pre-trial discussions concerning the merits of the action between both sides concerning
the damages sustained by the subject premises, and having considered the issue of title to
the subject premises, which title will vest in the Petitioner, the claim of the aforesaid
Claimant for damages sustained to the above-named parcel is hereby settled upon the
following terms and conditions:

1. In consideration and upon payment by the COUNTY OF
SUFFOLK of FOUR HUNDRED SIX THOUSAND & 00/100 ($406,000.00) Dollars,
and other good and valuable consideration as herein set forth, the said Party of the First
Part does hereby release the said COUNTY OF SUFFOLK from any further claims for
compensation and damages and interest, as to the taking of said property which the Party
of the First Part ever had against the COUNTY OF SUFFOLK.

2. The Claimant represents that the Claimant is the owner of the
above described premises and that no other person or persons has an interest in the
premises which would entitle them to receive the whole or any portion of this settlement.

3. The Claimant further covenants and agrees to provide the
COUNTY OF SUFFOLK with satisfactory proof of ownership of the premises herein
described and will obtain any and all release or releases that may be necessary from the
holder of any mortgage affecting the said described premises, or any other encumbrances
or liens which may affect the same.

4. That the amount hereinabove set forth as a settlement of the claim
for such damage parcel falls within the mandate of the constitutional provision of just compensation to be paid to the Claimant as approved by the Court.

5. That the amount of compensation be awarded, stipulated, and agreed and determined by the Court to be paid by the Treasurer of the COUNTY OF SUFFOLK to the within Claimant, is the amount above described, which amounts include all other claims against the COUNTY OF SUFFOLK by the consequence of the County's condemnation of the property described in the above-named damage parcel, less any advance monies already paid by the Treasurer of the County of Suffolk to the Claimant, pursuant to the provisions of the Suffolk County Improvement Act, as amended/Eminent Domain Procedure Law.

6. That an order may be entered providing for payment, as aforesaid, by the Petitioner or counsel for the Claimant which shall include all of the terms and provisions of this AGREEMENT without further notice.

7. This AGREEMENT is binding upon the heirs, executors, administrators, legal representatives, successors and assigns of the said Party of the First Part and is irrevocable.

(Continued on Following Page)
ACKNOWLEDGEMENT

STATE OF New York COUNTY OF Suffolk ss.:

On the 30 day of June, in the year 2011, before me, the undersigned, personally appeared CHRISTOPHER WOOLEY, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to within the instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual executed the instrument and made such appearance before the undersigned in the:

Town/Village/City of: Hauppauge
County of: Suffolk
State of: New York

ROBERT H. SZCZUROWSKI
Notary Public, State of New York
No. 01S26124648
Qualified in Suffolk County
Commission Expires March 28, 2013

STATE OF New York COUNTY OF Suffolk ss.:

On the 30 day of June, in the year 2011, before me, the undersigned, personally appeared ALFRED WOOLEY, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to within the instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual executed the instrument and made such appearance before the undersigned in the:

Town/Village/City of: Hauppauge
County of: Suffolk
State of: New York

ROBERT H. SZCZUROWSKI
Notary Public, State of New York
No. 01S26124648
Qualified in Suffolk County
Commission Expires March 28, 2013
STATE OF Florida ) COUNTY OF Pasco )ss:

On the 28th day of June, in the year 2011, before me, the undersigned, personally appeared WILLIAM WOOLEY, JR., personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to within the instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual executed the instrument and made such appearance before the undersigned in the:

Town/Village/City of: New Port Richey
County of: Pasco
State of: Florida

[Signature]

NOTARY PUBLIC, STATE OF Florida

[Notary Seal]
STATE OF NEW YORK) COUNTY OF SUFFOLK)ss.:

On the ___ day of July __________, in the year 2011, before me, the undersigned, personally appeared JAMES K. PETERMAN, P.E, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, on the person on behalf of which the individual acted, executed the instrument.

NOTARY PUBLIC, STATE OF NEW YORK

LAWRENCE J. HAYES JR.
Notary Public, State of New York
No. 0149698500
Qualified in Suffolk County
Commission Expires 06/09/2012
SCHEDULE A

All that piece or parcel of land situate in the Town of Islip, County of Suffolk, State of New York to be acquired for the proposed Intersection Improvements of County Road 100, Suffolk Avenue, at Brentwood Road/Washington Avenue, as shown on Map No. 10 and described as follows:

Beginning at a point at the intersection of the northerly boundary of the existing County Road 100, Suffolk Avenue, and the easterly boundary of the existing Washington Avenue, said point being 38± feet distant northerly, measured at right angles, from Station SA 9+85± of the hereinafter described survey centerline for the proposed Intersection Improvements of County Road 100, Suffolk Avenue, at Brentwood Road/Washington Avenue;

Thence along the westerly boundary of Washington Avenue the following two (2) courses and distances:

1) Northwesterly 26± feet to a point, said point being 28± feet distant easterly, measured at right angles from Station BW 221+87± of the hereinafter described centerline of Washington Avenue;

2) Northerly 143± feet to a point on the division line between the lands of William J. Wooley, reputed owner, to the south and County of Suffolk, reputed owner, to the north, said point being 28± feet distant easterly, measured at right angles from Station BW 223+30± of said centerline;

Thence easterly, along the last mentioned division line, 9± feet to a point, said point being 37.00 feet distant easterly, measured at right angles from Station BW 223+30± of said centerline;

Thence through the lands of William J. Wooley, reputed owner, the following three (3) courses and distances:

1) Southerly 135± feet to a point, said point being 37.00 feet distant easterly, measured at right angles from Station BW 221+95.00 of said centerline;

2) Southeasterly 24.73 feet to a point, said point being 44.50 feet distant northerly, measured at right angles from Station SA 9+96.00 of said centerline of County Road 100, Suffolk Avenue;

3) Easterly 67± feet to a point on the division line between the lands of William J. Wooley, reputed owner, on the west and The Wooley Family Trust, reputed owner, on the east, said point being 44.50 feet distant northerly, measured at right angles from Station SA 10+63± of said centerline;

Thence southerly 6± feet, along the last mentioned division line, to a point on the northerly boundary of the existing County Road 100, Suffolk Avenue, said point being 38± feet distant northerly, measured at right angles from Station SA 10+62± of said centerline;

Thence along the last mentioned boundary, 77± feet to the point of beginning; being 1,981± square feet or 0.045 acres more or less.
MEMORANDUM

TO: Jon Schneider, Deputy County Executive
FROM: Gilbert Anderson, P.E. Commissioner
DATE: August 23, 2012
RE: Amending the 2012 Capital Budget and Program and Appropriating Funds in Connection with Acquisition of Lands for Intersection Improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, Town of Islip (CP 5065)

Attached is a draft resolution and duplicate copy to appropriate the sum of $1,107,500 for land acquisition in connection with the above referenced project. These funds will be necessary for Court Ordered settlements between various claimants and Suffolk County (approved by the Departments of Law and Public Works) to compensate private property owners who are entitled to additional compensation, above and beyond the amounts initially offered by the County Department of Public Works, under the provisions of the New York State Eminent Domain Procedure Law. There are no funds included in the 2012 Capital budget and program for this project and, as such, an offset must be provided.

It is our intent to utilize CP 3308 - Suffolk County Intelligent Transportation Systems (ITS) ($300,000) – the Department is not ready to proceed with the design of this project at this time; CP 5054 - Traffic Signal Improvements ($112,500) – we will be able to fund engineering for signal improvements with existing funds; CP 5371 - Reconstruction of Culverts ($95,000) – we will be able to fund engineering for reconstruction of culverts with existing funds; CP 5381 – Construction of Sea Wall on CR 77, West Lake Drive ($350,000) – the Department is not ready to proceed with the construction of this project at this time; CP 5510 – County Share for the Reconstruction of CR 3, Pinclawn Road ($200,000) – the Department is not ready to proceed with the construction of this project at this time; CP 5548 - Right-of-Way Acquisition for CR 83, Patchogue-Mt. Sinai Road ($50,000) – the Department is not ready to proceed with acquisition of property at this time.

An e-mail version of this resolution was sent to CE RESO REVIEW saved under the title “Reso-DPW-CP5065(CR100 ROW Settlements).doc”.

GA/WH/td
attach.
cc: Regina M. Calcaterra, Chief Deputy County Executive
    Ben Zwirn, Director of Intergovernmental Relations
    Tom Vaughn, County Executive Assistant
    Nick Paglia, Assistant Executive Analyst
    William Hillman, P.E., Chief Engineer
    Laura Conway, CPA, Chief Accountant
    Charles Jaquin, Acting Head of Finance Division
    Geoffrey Mascaro, Property Management Administrator
    Amanda Mazzola, Capital Accounting
RESOLUTION NO. -2012, AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE SUFFOLK COUNTY POLICE BENEVOLENT ASSOCIATION COVERING THE TERMS AND CONDITIONS OF EMPLOYMENT FOR THE PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2018

WHEREAS, the County Executive, the Director of Labor Relations, and the President of the Suffolk County Police Benevolent Association have reached an agreement covering the terms and conditions of employment for the period of January 1, 2011 through December 31, 2018, subject to the approval, to the extent necessary, by the Suffolk County Legislature; and

WHEREAS, such agreement has been set down in a Memorandum of Agreement, a copy of which is presented with this Resolution and filed with the Clerk of the Suffolk County Legislature; now therefore be it

1st RESOLVED, the County Executive be and is hereby authorized to execute an agreement with the Suffolk County Police Benevolent Association, subject to its ratification by the Suffolk County Police Benevolent Association and in accordance with the Memorandum of Agreement presented to the members of the Legislature at this meeting, with such ministerial and non-substantive changes therein as the County Executive and/or his designee(s) may approve, covering the terms and conditions of employment for the period of January 1, 2011 through December 31, 2018; and be it further

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

DATED:

APPROVED BY:

__________________________
County Executive of Suffolk County

Date: ___________________________
Memorandum of Agreement

The parties agree all terms and conditions of employment as contained in the parties’ January 1, 2004 – December 31, 2007, as amended by an interest arbitration Award covering the period January 1, 2008 – December 31, 2010, shall remain unchanged except as specifically modified herein.

1. **Term**- Eight (8) years 1/1/2011 through 12/31/2018

2. **Percentage raises**-

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3. **Healthcare**- The parties agree to continue the existing EMHP agreement with the amendments made in the 2012 EMHP extension agreement through 12/31/2020 which will include:
   a. New employees shall pay 15% of the cost of health care during employment and in retirement as outlined in the EMHP 2012 extension agreement.
   b. The PBA agrees to participate in the EMHP 2012 extension agreement and provide its portion of the $17 million on a per capita basis.
   c. Current employees will not have to pay for health care during the term of this contract or in retirement if they retire during the term of this agreement.

4. **New employees and wage chart**- The academy wage of $42,000 shall be frozen for the duration of the agreement. A new salary scale consisting of 12 years to top step, inclusive of Police Academy, with equal raises every six (6) months shall be created for all employees hired after the full ratification of this agreement. New employee scale steps shall be increased each time top step is increased, maintaining equal steps every six months. Current employees shall maintain the current pay scale, five (5) years to top step, with steps being increased each time top step is increased, maintaining equal steps every year.
5. **Productivity**
   
   a. All PBA members shall work, in addition to their existing work obligation, two (2) additional eight (8) hour training days in each of 2013, 2014 and 2015. These training days shall be utilized by the Department for training purposes including, but not limited to, EVOC, firearms and EMT training. Additional training days required shall be administered as follows:

   Every effort shall be made to have hours satisfied when mutually agreed upon. If hours are not mutually agreed upon, training shall not be scheduled on holidays, contiguous to vacation or more than one tour every 30 calendar days. The department shall not schedule with less than 30 calendar days notice to the employee. The department shall not schedule days to avoid the payment of overtime. Any scheduling of days by the department must be contiguous to the employees work schedule. Officers may satisfy days by training on x-days when mutually agreed upon with the department. Effective January 1, 2013, top base pay shall be increased by $1250 and the salary scale shall be adjusted in accordance with paragraph 4.

   b. The parties further agree the duties and responsibilities of police officers shall be expanded to include responsibility for homeland security, anti-terrorism and disaster response. The Department shall establish training programs to accomplish these objectives for all employees to attend. Effective January 1, 2015, top base pay shall be increased by $1250 and the salary scale shall be adjusted in accordance with paragraph 4.

6. **Benefit Fund**

   The Benefit fund contributions shall be increased as follows:

   a. 2013 1.5% on 6/1/2013

   b. 2014 2.5% on 6/1/2014 and 1.5% on 12/1/2014

   c. 2015 1.5% on 6/15/2015 and 2.5% on 12/15/2015

   d. 2016 1.5% on 1/1/2016 and 1.75% on 12/1/2016

   e. The County shall not be required to make Benefit Fund contributions when the fund reserve exceeds 32 months. The county shall make half (1/2) the normal fund contribution when the fund reserve falls below 32 months but is greater than 24 months. Should the fund reserve fall below 24 months the county will make full contribution until it again reaches 32 months reserve.

7. **Family Sick**

   Family sick leave shall be amended to include immediate family members currently covered, as defined in section 27, who are not living with the employee.
8. **Deferrals**-

a. Members employed by the Suffolk County Police Department on 1/1/2011 who separate from service prior to 4/1/2014 shall receive twenty (20) hours of compensatory time paid upon separation at the member’s then prevailing rate. Effective 4/1/2014 top base pay shall be increased by the dollar amount of twenty (20) hours Compensatory time at the then prevailing top step rate.

b. Members employed by the Suffolk County Police Department on 1/1/2012 who separate from service prior to 4/1/2015 shall receive forty (40) hours of compensatory time paid upon separation at the member’s then prevailing rate. Effective 4/1/2015 top base pay shall be increased by the dollar amount of forty (40) hours Compensatory time at the then prevailing top step rate.

c. Sub paragraphs (a) and (b) shall prevail notwithstanding any contradiction in the collective bargaining agreement. The County agrees employees who separate prior to an effective date(s) listed above and receive a compensatory time payment(s) shall have the payment(s) reflected as earnings in the year from which the payment(s) was (were) deferred so as to be pension neutral.

d. 2013 and 2014 employees shall defer ten (10) hours from each holiday check (2 checks each year total of 20 hours each year) to be paid upon separation at the then prevailing rate.

e. 2015 employees shall defer 20 hours from each holiday check (2 checks total) to be paid upon separation at the then prevailing rate.

f. The parties agree the holiday payments deferred are intended to be pension neutral and nothing set forth in this agreement by way of deferral of monies shall in any way diminish pension benefits or the County’s pension contributions.

9. **Employee Protections**-

a. PBA members shall resume highway patrol, enforcement and all 911 responses (all duties and responsibilities as prior to 2007) within 5 days of full ratification of this agreement.

b. No PBA member shall be subject to layoff for reasons, including but not limited to, budgetary, policy, legislative, executive, pension cost, healthcare cost, inflation, revenue, staffing needs, contracts, privatization etc. It is the intent of the parties to list all possible bases for layoff of PBA members in accordance with NYS statutory and case law and decisions.
c. PBA members shall be the sole responders to all 911 calls within the Police District and in any area should the district be expanded.

d. No duties performed by PBA members prior to the signing of this Agreement can be subcontracted to an outside entity or transferred to another county bargaining unit without a written agreement with the PBA, except duties PBA members began on or after January 1, 2012 which were previously performed by civilians. The PBA’s written agreement shall not be unreasonably denied.

e. Benefits outlined in sub paragraphs (a) (b) (c) and (d), and any benefit derived from a future arbitration related to said sub paragraphs, shall be considered mandatory subjects in all future negotiations.

f. Effective 1/1/2013 all slots made available for pre-picked vacation, if not selected during pre-pick vacation selection, shall remain available throughout the year for weekly selection. If within ten (10) days the slot remains unselected, the days shall be available for use of individual vacation days. Section 23(d) of the contract shall be amended to reflect that all vacation selections (weekly and individual) after pre-picked vacation selections have concluded shall be granted to the first employee who makes a request.

g. Effective the date of full ratification all employees shall be guaranteed a 232-234 day per year work schedule except when attending the Police Academy at their initial hiring which shall remain unchanged.

h. The PBA shall withdraw any grievance for academy class 11-158 for payback time or overtime from 7/4/2012.

i. Two members shall be assigned to all helicopter operations when scheduling permits. All pilots and co-pilots must be sworn officers and PBA members. All existing pilot positions, that are not PBA members, shall be grandfathered and the county agrees not to increase the number of non PBA pilots.

j. Two Police Officers will be assigned when transporting a violent prisoner or PMI.

k. All employees hired after the full ratification who become disabled as a result of a line of duty injury who receive a disability pension from NYS prior to reaching top step salary shall receive a supplemental payment from the county equal to the difference between the pension granted and 50% or 75%, as applicable, of top step at the time the pension was granted. This supplemental payment shall continue
in full force as long as the member or surviving spouse, or beneficiary, receives a pension benefit from
NYS.

1. Any officer who suffers a permanent disability as a result of an assault or violent confrontation in the
line of duty shall receive 207c pay at top step rate, retroactive, to be credited upon disability retirement.

10. Management Rights-

a. The department shall have the right to change tours two times per year (trainee and trainer) for the
purpose of transitioning to new equipment.

b. Travel time and mileage shall be waived should the department conduct firearms training at F6 Labs in
Nassau County.

c. Upon graduation of the Police Academy all new employees must pass the NYS EMT certification. EMT
training staff will be assigned to the Police Academy and be part of the Academy Staff. The department
will make every effort to retrain and maintain EMT status when practical. No member shall be removed
from service for failing the EMT recertification.

d. In commands requiring other than standard training the department may enter into an agreement with
the PBA to facilitate training, while preserving the members’ rights, even if it is in contradiction to the
collective bargaining agreement.

e. The PBA agrees to withdraw all pending grievances against the county for violation of the deferral MOA
including any that may result in the 12 million dollar penalty toward the county.

11. Longevity- Longevity shall be increased $25 dollars per year in 2013, 2014 and 2015. Increases shall not
become effective until 1/1/2016. Longevity shall be increased $50 on 12/31/2018. Employees shall defer $25 of
the 12/31/2018 longevity increase until 1/1/2020. Employees hired after full ratification of this agreement shall
no longer receive global longevity for time served as a police officer outside of Suffolk County Police
Department.

12. 401a- The parties agree that within six (6) months of the full ratification the county will make every effort to
establish a 401a program for severance deferral. The parties agree that the program will have no cost to the

[MN]
municipality. If the parties cannot agree the issue will proceed directly to arbitration under the contractual grievance procedure.

13. Worker’s Compensation- The parties agree that within six (6) months of full ratification they will negotiate a new injured employee procedure to replace the existing Medscope process. If the parties cannot agree the issue will proceed directly to arbitration under the contractual grievance procedure.

14. Rights and Benefits- All contractual provisions for spouses shall be extended to domestic partners if certified or qualified under the requirements for healthcare under the EMHP agreement (effective 1/1/2012) or any other NYS or federal healthcare plan. If domestic partner receiving surviving spouse benefit they must certify annually that they are not in a domestic partnership or married.

15. Education- Effective January 1, 2014 base pay shall be increased $1,500 and the salary scale shall be adjusted in accordance with Paragraph 4, except for employees hired on or after ratification of this Agreement who will receive the increase upon reaching top step. All new employees shall be required to complete a minimum of 120 college credits or obtain a Bachelor’s degree. New employees who have not satisfied the 120 college credit or degree requirement by November 1 of any year after reaching top step pay shall have their final holiday check for that year reduced by $1,250 until the requirement is satisfied. Current employees shall be given credit for time served in the Police Department and training received to date to satisfy their college credit or degree obligation under this provision.

16. Pilot Program- The parties shall explore the options of both 10 and 12 hour tours as pilot programs; however, all mandatory subjects of bargaining shall be agreed upon prior to the implementation of any new chart.

17. Re-opener- The PBA shall be entitled to re-open negotiations over terms and conditions of employment, including the right to proceed to interest arbitration, in the event that any current or future Suffolk County law enforcement bargaining unit agrees or is awarded either greater benefits or lesser concessions, including the total value of those benefits and concessions, during the period of this Agreement than those provided for herein.

18. Wage Protection-

a. Employees hired on or after the full ratification of this agreement shall have their top step remain at the top step of December 31, 2013 ($111,506), and all other steps shall remain frozen in accordance with
Paragraph 4 herein, during the term of this agreement absent a successor agreement or award, notwithstanding any other provision contained herein to the contrary, except as provided in Paragraph 15.

b. The PBA shall have the right during the term of this Agreement to re-open negotiations, for wages only, should the rate of inflation exceed five percent (5%) in any calendar year. The rate of inflation shall be determined by the U.S. Department of Labor, Bureau of Labor Statistics, Consumer Price Index for All Items — All Urban Consumers for New York – Northern New Jersey – Long Island.

THIS AGREEMENT SHALL REFLECT THE COMPLETE AGREEMENT OF THE PARTIES AND SHALL NOT BE AMENDED EXCEPT BY WRITTEN INSTRUMENT SIGNED AND RATIFIED BY BOTH PARTIES. THIS AGREEMENT REPLACES, SUPERCEDES, AND voids ANY PRIOR AGREEMENTS BETWEEN THE PARTIES TO THE CONTRARY.

SHOULD ANY PROVISION IN THIS AGREEMENT BE FOUND TO BE UNLAWFUL OR UNENFORCEABLE BY A COURT OF COMPETENT JURISDICTION THE REMAINDER OF THE AGREEMENT SHALL REMAIN IF FULL FORCE AND EFFECT AND THE PARTIES SHALL IMMEDIATELY COMENCE NEGOTIATIONS TO REPLACE THE INVALIDATED PROVISION WITH A COMPARABLE, LEGAL, CLAUSE.

ALL PROVISIONS OF THIS AGREEMENT ARE SUBJECT TO THE RATIFICATION OF THE SUFFOLK COUNTY PBA AND SHALL NOT BECOME EFFECTIVE UNTIL THE APPROPRIATE RATIFICATION HAS OCCURRED.

IT IS AGREED BY AND BETWEEN THE PARTIES THAT ANY PROVISION OF THIS AGREEMENT REQUIRING LEGISLATIVE ACTION TO PERMIT ITS IMPLEMENTATION BY AMENDMENT OF LAW OR BY PROVIDING THE ADDITIONAL FUNDS THEREFOR, SHALL NOT BECOME EFFECTIVE UNTIL THE APPROPRIATE LEGISLATIVE BODY HAS GIVEN APPROVAL.

Dated: September 6, 2012

FOR THE ASSOCIATION:  
Noel DiGerolamo, President  
Suffolk County Police Benevolent Assoc., Inc.

FOR THE COUNTY:  
Paul J. Margiotta, Esq.  
Chief Deputy County Attorney  
Acting Director of Labor Relations
<table>
<thead>
<tr>
<th>1. Type of Legislation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolution <strong>X</strong> Local Law ____ Charter Law</td>
</tr>
</tbody>
</table>

| 2. Title of Proposed Legislation: RESOLUTION NO. -2012, AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE SUFFOLK COUNTY POLICE BENEVOLENT ASSOCIATION COVERING THE TERMS AND CONDITIONS OF EMPLOYMENT FOR THE PERIOD OF JANUARY 1, 2011 THROUGH DECEMBER 31, 2018 |
| 3. Purpose of Proposed Legislation –See number 2 above. |

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

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

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

Please see attached detailed analysis.

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

Please see attached detailed analysis.

| 8. Proposed Source of Funding |
| Operating Funds. |

| 9. Timing of impact - FY 2012 through 12/31/2018 |

| 10. Typed Name & Title of Preparer |
| Frederick Pollert |
| Deputy County Executive for Finance & Management |

| 11. Signature of Preparer |
| [Signature] |

| 12. Date: |
| 9/6/12 |

SCIN FORM 175b (10/95)
Suffolk County Executive’s Fiscal Impact Statement Detailed Analysis – Proposed 2011-2018 PBA Agreement

The Suffolk County Executive has reached a labor contract agreement with the leadership of the Suffolk County Police Benevolent Association (PBA) covering the period of 1/1/2011 through 12/31/2018. This agreement creates two remuneration schedules for Suffolk County Police Officers. The new schedules are as follows:

a. Existing employees:
   - Salaries are covered by the current salary PBA 6-step salary and classification plan;
   - The salary schedule will be adjusted over the term of the agreement with salary adjustments for the period of 1/1/13 through 6/1/18;
   - Members will not contribute to their health care costs as active employees or retirees, if they retire before the expiration of the contract term.

b. New employees:
   - Employees hired after adoption of the agreement will be remunerated according to a new 24-step salary plan;
   - The salary plan will be adjusted twice (1/1/13 and 6/1/13) over the term of the contract (through 12/31/2018);
   - New employees will contribute 15% to the cost of their health care as active and retirees in perpetuity.

The disparity between the remuneration rates of the two schedules of Police Officers is significant and will continue to expand over the term of the contact: as the entire salary schedule for existing staff increases, the salary schedule for new officers' remains fixed. The following chart indicates the percentage adjustment increases included in the proposed agreement salary schedules:

<table>
<thead>
<tr>
<th>Percentage adjustment to salary schedule</th>
<th>Current Officers</th>
<th>New Officers</th>
</tr>
</thead>
<tbody>
<tr>
<td>2011</td>
<td>0%</td>
<td>0%</td>
</tr>
<tr>
<td>2012</td>
<td>0%</td>
<td>0%</td>
</tr>
<tr>
<td>6/1/2013</td>
<td>1.50%</td>
<td>1.5%</td>
</tr>
<tr>
<td>6/1/2014</td>
<td>1.50%</td>
<td>0%</td>
</tr>
<tr>
<td>12/1/2014</td>
<td>1.50%</td>
<td>0%</td>
</tr>
<tr>
<td>6/1/2015</td>
<td>1.50%</td>
<td>0%</td>
</tr>
<tr>
<td>12/1/2015</td>
<td>1.75%</td>
<td>0%</td>
</tr>
<tr>
<td>1/1/2016</td>
<td>1.75%</td>
<td>0%</td>
</tr>
<tr>
<td>6/1/2016</td>
<td>1.75%</td>
<td>0%</td>
</tr>
<tr>
<td>1/1/2017</td>
<td>1.75%</td>
<td>0%</td>
</tr>
<tr>
<td>6/1/2017</td>
<td>1.75%</td>
<td>0%</td>
</tr>
<tr>
<td>1/1/2018</td>
<td>1.75%</td>
<td>0%</td>
</tr>
<tr>
<td>6/1/2018</td>
<td>1.75%</td>
<td>0%</td>
</tr>
</tbody>
</table>
The salary schedule will be further adjusted for stipend payments as follows:

<table>
<thead>
<tr>
<th>Stipend Added to All Steps in Salary Plan</th>
<th>Current Officers</th>
<th>New Officers</th>
</tr>
</thead>
<tbody>
<tr>
<td>1/1/2013</td>
<td>$1,250</td>
<td>$1,250</td>
</tr>
<tr>
<td>1/1/2014</td>
<td>$1,500</td>
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</tr>
<tr>
<td>4/1/2014</td>
<td>20 Hours of Compensation</td>
<td>$0</td>
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<tr>
<td>1/1/2015</td>
<td>$1,250</td>
<td>$0</td>
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<tr>
<td>4/1/2015</td>
<td>40 Hours of Compensation</td>
<td>$0</td>
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</tbody>
</table>

The County salary structures for bargaining units are monolithic - all employees in a bargaining unit are paid according to a unified salary structure which is modified for unique job requirements (i.e. base hours of work, night differential, etc.). From a budgetary perspective, significant amounts of savings are generated by the new employee salary schedule which “resets” the compounding of the costs of annual step increases by additional annual percentage increases.

Please note the following regarding the fiscal analysis of the PBA agreement herein:

- The PBA contract covers numerous terms and conditions. While some of the items have a de minimis budgetary impact, the fiscal impact of other terms cannot be reliably forecast at this time because required information is not readily available. Contract terms which are not included in the fiscal analysis are clearly identified at the end of this Fiscal Impact Statement.

- It is critical to note that the information presented reflects the cost difference between the proposed contract and the existing labor contract which ended 12/31/10. Salary increases, no matter how modest in the new contract, will therefore result in increased budgetary costs.

- The costs of proposed contracts generally are not measured against what new contract terms could have been under different settlement assumptions. We have priced out what was actually negotiated versus what was expected to be granted through arbitration.

  - Both the County Executive’s Budget Office and the Legislature’s Budget Review Office make assumptions on the costs of projected salary increases for all bargaining units and included those costs in budget forecasts for the current and coming year.
  
  - The salary settlement assumptions used by the two Budget Offices are generally consistent, with forecasts based on the amount and trends of prior settlements as well as information from Labor Relations.
  
  - The amounts projected in 2011 for 2011, 2012 and 2013 salary settlements were based on the best information available and were a major cost driver in both Budget Office’s forecasted budget shortfalls for 2013.

The dichotomy between the fiscal analysis’ projected cost increases for this agreement versus forecasted budget savings is significant, but not unreasonable. While it is estimated that the proposed contract will
increase costs by $4.0 million in 2013, the projected 2013 budget savings from what was estimated to be the cost of an arbitrated settlement for 2011, 2012 and 2013 is a $43.7 million budget savings:

- Both the Budget Office and the Budget Review Office forecast that an arbitrated PBA settlement would have included significant retroactive salary increases for 2011, 2012 and 2013.
- The PBA agreement as proposed significantly improves the County’s overall projected budget shortfall by securing 0% salary adjustments for 2011 and 2012. This reduced the Budget Office’s current 2013 budget shortfall forecast by $43.7 million to $202 million.
- The negotiated contract has no retroactive salary increases for fiscal 2011 and 2012 and a fixed dollar increase on January 1, 2013 and a percentage increase June 1, 2013. The magnitude of budget savings generated by not having retroactive salary increases is often understated. If an arbitrator granted an $1X increase in salaries for 2011, 2012 and 2013, employee salaries would increase by $3X but the 2013 budget would need to increase by twice that amount or $6X, ($1X budget cost for 2011 + $2X budget cost in 2012 + $3X cost in 2013). This is graphically shown below.

![Cumulative Effect of a $1X Retroactive Raise Over Three Years](chart.png)

- The projected $43.7 million budget savings associated with no retroactive salary increases in 2011, 2012 and 2013 includes: direct salary costs, previously earned overtime, night differential, holiday pay and other personnel costs.
Contract Price-Out Assumptions:

In order to price out the five-year impact of the proposed PBA agreement, assumptions on Police Officer retirement and replacement rates must be made:

- Based on historical retirement trends of Suffolk County Police Officers, it was assumed that there would be 45 retirements or separations from service per year from 2013 to 2016.
- Two different assumptions were made with regard to the hiring of new classes:
  - **Scenario 1:** Annual hiring of a class of 50 officers on January 1 of 2013, 2014, 2015 and 2016. This scenario would replace retiring Police Officers as well as provide backfill for Police Officers promoted to Superior Officers and Detectives.
  - **Scenario 2:** Annual hiring of a class of 80 officers on January 1 of 2013, 2014, 2015 and 2016 to offset the attrition and promotion of the existing staff.
- **There is no obligation in the proposed contract to maintain Police Officer staffing levels and no obligation to regularly schedule recruit classes.** Due to lead times in recruit screening, it is not possible to hire a class in January 2013, and no decision has been made whether or not to schedule a class in 2013. However, the following analysis assumes a January 2013 class for illustrative purposes.

Methodology:

- **Salary differences** between the new and the current salary schedules for the period of 2012 through 2018 were identified and are indicated in the charts below.
- The basis for comparison is the current 2010 salary schedule which was frozen and not incremented for annual percentage increases in steps, which is the standard method for calculating the costs / savings of contract costs.
- New salary rates were increased for existing Officers with raises and stipends apportioned for the number of payroll periods that they were earned. The salary increase shown in the first row of the tables below represent the increased annualized cost for existing personnel **less** 45 retirements annually.
- The following table shows the cost comparison between the current and proposed contract assuming a static PBA workforce for the period 2012 through 2016, no retirements and no backfill.

### Cost Differential Analysis - Existing PBA vs. Proposed PBA Contract with No Staff Changes

<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>Salary Increase for</td>
<td>Cost</td>
<td>$0</td>
<td>$0</td>
<td>$13,940,936</td>
<td>$13,540,597</td>
<td>$28,446,660</td>
<td>$42,636,980</td>
<td>$52,162,796</td>
<td>$62,025,007</td>
<td>$203,351,466</td>
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<td>Existing Officers*</td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Productivity</td>
<td>Savings</td>
<td>$0</td>
<td>0</td>
<td>-$2,483,537</td>
<td>-$2,523,633</td>
<td>-$2,678,052</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>-$7,683,212</td>
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<td>Deferrals (6a &amp; 6b)</td>
<td>Cost</td>
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<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$193,118</td>
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<tr>
<td></td>
<td>Savings</td>
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<td>$0</td>
<td>$0</td>
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<tr>
<td>Deferrals (8d &amp; 8e)</td>
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<td></td>
<td></td>
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</tr>
<tr>
<td></td>
<td>Savings</td>
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<td>$0</td>
<td>$0</td>
<td>$0</td>
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<td>$1,773,825</td>
<td>$1,773,825</td>
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<tr>
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<td>$1,954,660</td>
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<td>Highway</td>
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<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>Benefits Fund</td>
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<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Health Insurance</td>
<td>Savings</td>
<td>$0</td>
<td>$0</td>
<td>-$2,987,300</td>
<td>-$2,987,300</td>
<td>-$2,987,300</td>
<td>-$2,987,300</td>
<td>-$2,987,300</td>
<td>-$2,987,300</td>
<td>-$17,923,796</td>
</tr>
</tbody>
</table>
| **Total**             |               | $0   | $4,940,286 | $7,644,889 | $15,954,560 | $49,577,894 | $85,021,359 | $85,001,148 | $183,060,418 |}

*Note: This is the additional cost related to the salary increases provided in the new agreement.*
**Scenario 1:** New staff represent the savings between hiring a class of 50 annually vs. hiring them under the current frozen salary plan and freezing the salary schedule versus granting the same increases given to current employees.

<table>
<thead>
<tr>
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<th></th>
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</thead>
<tbody>
<tr>
<td>New Staff Savings</td>
<td></td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
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<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
</tr>
<tr>
<td>New Staff Frozen Wage Schedule</td>
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<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
</tr>
<tr>
<td>Productivity</td>
<td>Savings</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
</tr>
<tr>
<td>Deferrals (Aa &amp; Bb)</td>
<td></td>
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<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
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<tr>
<td>Deferrals (Bd &amp; Bc)</td>
<td></td>
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<td>$700,000</td>
<td>$700,000</td>
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<td>$700,000</td>
<td>$700,000</td>
<td>$700,000</td>
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<td>$700,000</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>$1,400,000</td>
<td>$1,400,000</td>
<td>$1,400,000</td>
<td>$1,400,000</td>
<td>$1,400,000</td>
<td>$1,400,000</td>
<td>$1,400,000</td>
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<td>$1,400,000</td>
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</tbody>
</table>

*Note: This is the additional cost related to the salary increases provided in the new agreement.

**Scenario 2:** New staff represent the savings between hiring a class of 80 annually vs. hiring them under the current frozen salary plan freezing the salary schedule versus granting the same increases given to current employees.

<table>
<thead>
<tr>
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<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td>Officers*</td>
<td></td>
<td>$5,000,000</td>
<td>$5,000,000</td>
<td>$5,000,000</td>
<td>$5,000,000</td>
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<td>Deferrals (Bd &amp; Bc)</td>
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<td>$1,240,219</td>
<td>$1,240,219</td>
</tr>
</tbody>
</table>

*Note: This is the additional cost related to the salary increases provided in the new agreement.

As shown in the above analysis, there are savings with hiring police classes under the new contract compared to the existing contract. The analysis does not include the actual base salary cost of the officers in the new class. The budget impact of hiring a new class of 50 and 80 officers are shown below.
### Cost of Hiring New Police Officers with Proposed PBA Agreement

#### Scenario 1 - 50 New Police Officers

<table>
<thead>
<tr>
<th>New Class Date</th>
<th>1/1/2013</th>
<th>1/1/2014</th>
<th>1/1/2015</th>
<th>1/1/2016</th>
<th>1/1/2017</th>
<th>1/1/2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total In Class</td>
<td>50</td>
<td>50</td>
<td>50</td>
<td>50</td>
<td>50</td>
<td>50</td>
</tr>
<tr>
<td>2013 Class</td>
<td>$2,221,418</td>
<td>$2,562,649</td>
<td>$2,856,593</td>
<td>$3,150,537</td>
<td>$3,444,481</td>
<td>$3,738,425</td>
</tr>
<tr>
<td>2014 Class</td>
<td>$2,221,418</td>
<td>$2,562,649</td>
<td>$2,856,593</td>
<td>$3,150,537</td>
<td>$3,444,481</td>
<td>$3,738,425</td>
</tr>
<tr>
<td>2015 Class</td>
<td>$2,221,418</td>
<td>$2,562,649</td>
<td>$2,856,593</td>
<td>$3,150,537</td>
<td>$3,444,481</td>
<td>$3,738,425</td>
</tr>
<tr>
<td>2016 Class</td>
<td>$2,221,418</td>
<td>$2,562,649</td>
<td>$2,856,593</td>
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<td>2017 Class</td>
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<td>2018 Class</td>
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<td>$2,562,649</td>
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<td>$3,150,537</td>
<td>$3,444,481</td>
<td>$3,738,425</td>
</tr>
</tbody>
</table>

#### Scenario 2 - 80 New Police Officers

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<th>1/1/2014</th>
<th>1/1/2015</th>
<th>1/1/2016</th>
<th>1/1/2017</th>
<th>1/1/2018</th>
</tr>
</thead>
<tbody>
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<td>80</td>
<td>80</td>
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<td>80</td>
</tr>
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<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
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<tr>
<td>2014 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
<tr>
<td>2015 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
<tr>
<td>2016 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
<tr>
<td>2017 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
<tr>
<td>2018 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
<tr>
<td>2019 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
<tr>
<td>2020 Class</td>
<td>$3,554,269</td>
<td>$4,100,238</td>
<td>$4,570,549</td>
<td>$5,040,859</td>
<td>$5,511,170</td>
<td>$5,981,480</td>
</tr>
</tbody>
</table>

Average annual cost increases: the average annual salary increase (percentage increases and productivity stipends) for a current top step officer over the term of the contract (1/1/2011 to 7/1/2018) is 3.04%. The average annual increase for new employees in the new 24 step frozen salary schedule is 9.06%. The last class hired under the 6-step salary plan will received 16.44% average annual increases.

- Highway patrol: this fiscal impact statement calculates the cost of returning the highway patrol function to the Police Department as including the cost of paying the $4 million contract deferral to Deputy Sheriffs in 2012 and recognizing this as a savings in 2015. The annual increase is based on staffing the highway patrol unit with a top step Police Officer (Including average overtime and differentials) to a top step Deputy Sheriff I with the same indirect costs. This methodology was used based on the Police Commissioner’s statements that the posts would be filled with 35 officers.
without incurring additional overtime. The analysis assumed that 20 of a newly hired class would provide staff necessary for the patrol of the Long Island Expressway and Sunrise Highway. This is considered a cost of having the Police patrol the highways. This cost analysis is consistent with the methodology that was used when patrols of the state highways were transferred between the Police and Deputy Sheriffs.

The Police Commissioner believes that NYS authorizing Suffolk to create a Traffic Violations Bureau will significantly reduce overtime for Officers patrolling the Long Island Expressway and Sunrise Highway through better coordination and scheduling officers' appearances before TVB.
The following contract clauses were not quantified in this fiscal analysis

<table>
<thead>
<tr>
<th>Contract Items Not Quantified In This Fiscal Impact Statement</th>
</tr>
</thead>
<tbody>
<tr>
<td>7. Family Sick</td>
</tr>
<tr>
<td>Includes family members not living with employee - the fiscal impact of this provision is indeterminate.</td>
</tr>
<tr>
<td>9. Employee Protections</td>
</tr>
<tr>
<td>b. No PBA layoffs - No fiscal impact. There is no minimum staffing levels so the County still has the option to reduce sworn staffing levels for budgetary or policy reasons through attrition.</td>
</tr>
<tr>
<td>c. PBA sole responders to 911 calls - This provision has an indeterminate fiscal impact. Operational protocols will need to be developed with other County responders such as FRES.</td>
</tr>
<tr>
<td>d. No transfer of duties to other Unions w/o PBA consent - this provision will have an indeterminate fiscal impact. This section does not preclude newly identified duties and functions assigned to the Police Department from being performed by civilian titles, if appropriate. Positions previously identified for civilization are not considered PBA duties.</td>
</tr>
<tr>
<td>e. Future negotiations - this section makes mandatory previous sections a, b, c, d.</td>
</tr>
<tr>
<td>f. Vacation selection - this section has an indeterminate fiscal impact.</td>
</tr>
<tr>
<td>h. Withdraw grievance - this section reduces a County contingent liability.</td>
</tr>
<tr>
<td>i. Helicopter Assignment - this codifies current practice and while preventing future civilianization does not increase current contractual obligations. This provision does not require the County to continue to provide a specific class or level of service.</td>
</tr>
<tr>
<td>j. Violent prisoner transport assignment - this codifies current practice and does not increase current contractual obligations.</td>
</tr>
<tr>
<td>k. Supplemental payment for those who receive a disability pension prior to reaching top step - this has an indeterminate fiscal impact; quantification is dependent on the number of Officers that are considered disabled prior to reaching top step.</td>
</tr>
<tr>
<td>l. Top step 20% pay upon disability retirement for permanently disabled - this has an indeterminate fiscal impact; quantification is dependent on the number of Officers that are disabled prior to reaching top step.</td>
</tr>
<tr>
<td>10. Management Rights</td>
</tr>
<tr>
<td>a. Change tours - savings are indeterminate.</td>
</tr>
<tr>
<td>b. Waive travel time and mileage for firearms training in Nassau - savings are indeterminate.</td>
</tr>
<tr>
<td>c. EMT Certs/EMT training staff - savings are indeterminate.</td>
</tr>
<tr>
<td>d. Other than standard training - savings are indeterminate.</td>
</tr>
<tr>
<td>e. Withdraw pending grievances of the $12 million deferral - this section reduces a County contingent liability.</td>
</tr>
<tr>
<td>12. 401a</td>
</tr>
<tr>
<td>This provision does not appear to have any County fiscal impact.</td>
</tr>
<tr>
<td>13. Worker's Comp</td>
</tr>
<tr>
<td>Replace existing Medscope process - this provision has an indeterminate fiscal impact. Performance Management is currently developing processes and procedures for Workman's Compensation that may change the role currently performed by Medscope.</td>
</tr>
<tr>
<td>14. Rights and Benefits</td>
</tr>
<tr>
<td>Provisions for spouses shall be extended to domestic partners - this provision is consistent with current County EMHP policy.</td>
</tr>
<tr>
<td>16. Pilot Program</td>
</tr>
<tr>
<td>Explore new tours - this section has an indeterminate fiscal impact.</td>
</tr>
<tr>
<td>17. Re-opener</td>
</tr>
<tr>
<td>This provision provides that if any County law enforcement union receives improved salaries or employment terms the PBA contract will be similarly adjusted. This provision of the agreement will effectively cap benefits negotiated with other law enforcement bargaining units. The ancillary costs to the PBA will have to be considered in any arbitrated settlement with other bargaining units.</td>
</tr>
</tbody>
</table>
### GENERAL FUND

<table>
<thead>
<tr>
<th></th>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 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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</table>

### POLICE DISTRICT AND DISTRICT COURT

<table>
<thead>
<tr>
<th></th>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 FEV TAX RATE PER $1000</th>
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<tbody>
<tr>
<td>TOTAL</td>
<td>$0</td>
<td>$0.00</td>
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<td>$0.00</td>
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</table>

### COMBINED

<table>
<thead>
<tr>
<th></th>
<th>2012 PROPERTY TAX LEVY</th>
<th>2012 COST TO AVG TAXPAYER</th>
<th>2012 AV TAX RATE PER $100</th>
<th>2012 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:
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 COUNTY EQUALIZATION RATES ESTABLISHED BY THE NEW YORK STATE BOARD OF EQUALIZATION AND ASSESSMENTS.
RESOLUTION NO. _____-2012, AUTHORIZING FUNDING OF INFRASTRUCTURE IMPROVEMENTS AND OVERSIGHT OF REAL PROPERTY UNDER THE SUFFOLK COUNTY AFFORDABLE HOUSING OPPORTUNITIES PROGRAM (CONCERN AMITYVILLE)

WHEREAS, Local Law No. 13-2000 as amended in its entirety by Local Law No. 17-2004, known as Suffolk County Administrative Code ("SCAC") Article XXXVI, as amended, found and determined that there was a need for the County to provide assistance in creating affordable housing and established the Suffolk County Affordable Housing Opportunities Program; and

WHEREAS, SCAC § A-36-2(D) provides a statutory framework for land to be acquired and infrastructure improvements to be made by Suffolk County’s Workforce Housing Program through the use of capital bond proceeds; and

WHEREAS, the County Department of Economic Development and Planning, the Town of Babylon and Concern for Independent Living, Inc., a New York not-for-profit corporation (the “Developer”) have identified a site in the County of Suffolk which would be appropriate for development as affordable housing and is identified by Suffolk County Tax Map Number: 0100-123.00-02.00-020.002 (the “Subject Premises”); and

WHEREAS, the affordable housing development will be known as Concern Amityville and contemplates the construction of 60 affordable rental units for low income homeless veterans and their families all as more particularly described in the Development Plan attached hereto as Schedule A (the “Development Plan”); and

WHEREAS, the Subject Premises will require infrastructure improvements to facilitate the construction of the affordable housing development and, in connection therewith, the Developer has requested infrastructure funding from the County in the amount of One Million Five Hundred Thousand ($1,500,000) Dollars; and

WHEREAS, the Developer and the County are negotiating a development agreement to be executed by the Developer and the County (the “Development Agreement”) which will incorporate the provisions of the Development Plan and which will set forth the funding requirements of certain infrastructure improvements to the Subject Premises and the subsequent development of the 60 affordable rental units; and

WHEREAS, pursuant to Resolution 2012-045, the Town Board of the Town of Babylon, as lead agency, issued a negative SEQRA declaration which completed the environmental review; and further the negative declaration issued by the Town Board of the Town of Babylon is binding on the County, as an involved agency, pursuant to Title 6 of the New York Codes, Rules and Regulations (NYCRR) § 617.6 (b) (3) (iii) and, therefore, SEQRA is complete; and

WHEREAS, Resolution No. 1134-2008, appropriated the proceeds of $5,000,000 in Suffolk County Serial Bonds to fund the infrastructure improvements in connection with the
properties acquired, funded, constructed, reconstructed or rehabilitated in connection with the Affordable Housing Opportunities Program subject to further Legislative approval of a resolution authorizing the funding of specific infrastructure improvements to be made in connection with such affordable housing developments; now, therefore be it

1st RESOLVED, that the Suffolk County Legislature, on behalf of the County, hereby finds and determines that the development of Concern Amityville meets the requirements of the Suffolk County Affordable Housing Opportunities Program and the need to fill the critical shortage of affordable housing in the County and, accordingly, authorizes the development of Concern Amityville and the requested funding thereof in the amount of One Million Five Hundred Thousand ($1,500,000.00) Dollars for infrastructure improvements in accordance with the Development Plan; and be it further

2nd RESOLVED, that 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 a Development Agreement (the “Development Agreement”) which incorporates the provisions of the Development Plan and such other terms and provisions which are necessary or desirable to effectuate this overall affordable housing project and transaction, and to pay such additional expenses in connection therewith which shall include, but not be limited to, the cost of surveys, appraisals, environmental audits, title reports and insurance, as may be necessary and appropriate to accomplish the authorizations and duties referred to herein; and be it further

3rd RESOLVED, that, subject to the terms of a fully executed Development Agreement, the County Comptroller and County Treasurer are hereby authorized to reserve and pay One Million Five Hundred Thousand ($1,500,000.00) Dollars in connection with infrastructure costs associated with the development of Concern Amityville from previously appropriated funds in Capital Project No. 525-CAP-6411.311; and be it further

4th RESOLVED, that Resolution No. 1134-2008, for which funding is set to expire (Sunset) at the end of 2013, is extended until December 31st, 2018 for Capital Project 6411.311; and be it further

5th RESOLVED, that the County Executive, the County Attorney, the Commissioner of the Department of Economic Development and Planning and the Director of Real Estate are hereby authorized, respectively, to take such further actions as may be necessary or desirable to effectuate the purposes and intent of the foregoing resolutions and to execute any and all documents necessary and/or desirable to effectuate the purpose and intent of the affordable housing development referred to in this Resolution; and be it further

6th RESOLVED, pursuant to its Resolution 2012-245, the Town Board of the Town of Babylon, as lead agency, issued a negative SEQRA declaration which completed the environmental review; and further the negative declaration issued by the Town Board of the Town of Babylon is binding on the County, as an involved agency, pursuant to Title 6 of New York Codes, Rules and Regulations (NYCRR) § 617.6 (b) (3) (ii) and, therefore, SEQRA is complete.
Dated:

APPROVED BY:

______________________________
County Executive of Suffolk County

Date:
**SCHEDULE A**  
**CONCERN AMITYVILLE DEVELOPMENT PLAN**

<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>EXHIBIT</th>
</tr>
</thead>
<tbody>
<tr>
<td>MUNICIPALITY:</td>
<td>Town of Babylon</td>
<td></td>
</tr>
<tr>
<td>PROJECT ADDRESS:</td>
<td>The entire area contains 3 parcels in the hamlet of N. Amityville located at 600 Albany Avenue, Amityville, NY. The parcels are as follows: SCTM# 0100-123.00-02.00-020.002-Housing Facility SCTM# 0100-123.00-02.00-020.001-Community Center SCTM# 0100-123.00-02.00-020.003-Park Land (See attached Tax Map)</td>
<td>A</td>
</tr>
<tr>
<td>SITE DESCRIPTION:</td>
<td>The entire site is comprised of approx. 15.7 Acres. The parcels are as follows: Housing Facility (Lot 020.002)-6.5 acres Community Center (Lot 020.001)-3.8 acres Park Land (Lot 020.003)-5.4 acres (See attached Legal Descriptions). The property is zoned MR. No further zone change is required.</td>
<td>B</td>
</tr>
<tr>
<td>OWNER/DEVELOPER:</td>
<td>Concern Amityville Housing Development Fund Corp. (Owner) Concern for Independent Living, Inc. (Developer)</td>
<td></td>
</tr>
<tr>
<td>SUFFOLK COUNTY TAX MAP NUMBERS:</td>
<td>District 0100, Section 123.00, Block 02.00, Lot 020.002</td>
<td></td>
</tr>
<tr>
<td>LAND PURCHASE:</td>
<td>NA</td>
<td></td>
</tr>
<tr>
<td>INFRASTRUCTURE FUNDS:</td>
<td>Suffolk County will subsidize up to $1,500,000 of the infrastructure costs associated with this development. The funds will be utilized to offset the costs of roads, curbs, lighting, sidewalks, landscaping, sewer piping and other related infrastructure costs. The owner/developer will finance the infrastructure funds and the funds shall only be paid upon completion of the project.</td>
<td></td>
</tr>
</tbody>
</table>
#### PROJECT DESCRIPTION:

This is a Low-Income Housing Tax Credit Project. Residents must be homeless veterans and their families. It is designed for extremely low income households.

The development will consist of 4 two-story buildings containing 60 apartments total. Each apartment will include a kitchen, bathroom, living room and bedroom(s). Each kitchen is equipped with a refrigerator and range oven. Laundry facilities are available in a convenient common area within each building. The facility will also include support services staff.

All units will be ADA compliant and will meet the "Visitability" requirements of Article XXXVI of the Suffolk County Administrative Code. Forty (40) units will be handicapped accessible, including roll-in showers. In addition, all units will be accessible for persons with hearing and/or vision impairments.

Concern Amityville Housing Development Fund Corp. will be the fee owner of the site. Concern Amityville LLC will be the beneficial owner. See attached organizational chart.

#### SUFFOLK COUNTY LAND DEVELOPMENT SUBSIDY (LDS):

- **NA**

#### SUFFOLK COUNTY INFRASTRUCTURE DEVELOPMENT SUBSIDY (IDS):

- **$1,500,000 / 60 units ($25,000 per unit)**

The IDS shall be evidenced by a non-interest bearing deferred note and lien which may be subordinated to bank financing or other funding sources as reasonably acceptable to the County.

#### IDS REPAYMENT:

Forgiven after 31 years, otherwise repayable upon covenant violation. Units shall remain affordable in perpetuity

#### HOMEOWNER UNIT PURCHASE PRICES:

N/A

#### HOMEOWNERSHIP OCCUPANCY REQUIREMENT:

N/A

#### INCOME ELIGIBILITY:

The units will be affordable to households earning up to 50% HUD AMI (very low income). Tenants shall not pay more than 30% of their income for rent. All rents include electric. Targeted rents are as follows:

- 47 1 bedroom units: $300
- 1 1 bedroom unit: $1,425* (subsidized apartment)
- 12 2 bedroom units: $1,682* (subsidized apartments)

*Residents will pay not more than 30% of their income toward rent. The remaining funds will be
<table>
<thead>
<tr>
<th>RENTER SELECTION PROCESS/MARKETING PLAN:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Concern for Independent Living will be retained to market the development and to perform the applicant qualification process. Concern for Independent Living will outreach to the Department of Veterans Affairs and to community contacts for potential applicants. Applications will be reviewed and interviews conducted by a Licensed Master Social Worker. A list of qualified applicants will be maintained by Concern for Independent Living to fill vacancies. An annual income certification for each household in the development will be provided by the Developer to the County.</td>
</tr>
<tr>
<td>See attached NYSHCR approved Renter Selection Process and Marketing Plan.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>FUNDING SOURCES/FINANCIAL ASSISTANCE:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Suffolk County Infrastructure Funds: up to $1, 500,000</td>
</tr>
<tr>
<td>NYS Homes and Community Renewal: Low-Income Housing Tax Credits: $1,320,000</td>
</tr>
<tr>
<td>National Equity Fund Tax Credit Equity: 13,396,660</td>
</tr>
<tr>
<td>Concern for Independent Living: Deferred Developer's Fee $1,398,300</td>
</tr>
<tr>
<td>Bank of America: Construction Loan $13,082,718</td>
</tr>
<tr>
<td>NYS Homeless Housing and Assistance Corporation: Grant $4,481,621</td>
</tr>
<tr>
<td>NYS Office of Mental Health: Grant $1,500,000</td>
</tr>
</tbody>
</table>
Federal Home Loan Bank:  
Grant $1,000,000  

<table>
<thead>
<tr>
<th>PERMITTED ENCUMBRANCES:</th>
</tr>
</thead>
</table>
| A subordinated lien in favor of Suffolk County in the amount of the IDS to be repaid upon such terms as may be reasonably acceptable to the County and as shall be contained in a Mortgage and/or Easement to be executed between the parties.  
|  
| A lien in favor of the NYS Homeless Housing and Assistance Corporation, Bank of America, the Federal Home Loan Bank, and NYS Office of Mental Health.  
<p>|</p>
<table>
<thead>
<tr>
<th>DEVELOPMENT TEAM MEMBERS:</th>
</tr>
</thead>
</table>
| Developer: Concern for Independent Living, Inc.  
| Property Manager: Concern for Independent Living, Inc.  
| Builder: Mega Contracting Inc.  
| Attorney: Nixon Peabody  
| Engineer: VHB Engineering  
|  
| NFP: Concern for Independent Living, Inc.  
<p>|</p>
<table>
<thead>
<tr>
<th>CONDITIONS OF CONTRACT EXECUTION/FUNDING/CLOSING:</th>
</tr>
</thead>
</table>
| 1. Satisfactory evidence of financing sources  
| 2. Building permits and completion of construction, certificate of occupancy  
| 3. Payment and Performance Bond naming Suffolk County as insured  
| 4. Suffolk County and municipal approvals, as applicable, including Health Department  
| 5. Execution of a Development Agreement and such other documents in connection therewith as the County may reasonably require.  
|  
| 6. Title to the premises shall have been transferred to Owner  
| 7. Completion of SEQRA  
| 8. Environmental review satisfactory to the County  
| 9. Such other conditions as the County may reasonably require and as shall be set forth in the Development Agreement.  
|
August 24, 2008

SCTM: 0100-123-02-20.2

ALL THAT CERTAIN PLOT, PIECE OR PARCEL OF LAND, WITH BUILDINGS AND IMPROVEMENTS THEREON ERECTED SITUATE, LYING AND BEING IN NORTH AMITYVILLE, IN THE TOWN OF BABYLON, COUNTY OF SUFFOLK AND STATE OF NEW YORK, BOUNDED AND DESCRIBED AS FOLLOWS:


1. N18°37'38"E A DISTANCE OF 47.28 FEET TO AN ANGLE POINT;
2. N09°23'08"E A DISTANCE OF 59.57 FEET TO THE POINT AND PLACE OF BEGINNING;

RUNNING THENCE ALONG SAID DIVIDING LINE N80°45'46"W A DISTANCE OF 307.87 FEET TO A CONCRETE MONUMENT WITH DISK STAMPED "CORPS OF ENGINEERS - U.S. ARMY";

RUNNING THENCE STILL ALONG SAID DIVIDING LINE N70°33'26"W A DISTANCE OF 215.14 FEET TO A CONCRETE MONUMENT WITH DISK STAMPED "CORPS OF ENGINEERS - U.S. ARMY";

RUNNING THENCE STILL ALONG SAID DIVIDING LINE S52°41'04"W A DISTANCE OF 275.00 FEET TO A CONCRETE MONUMENT WITH DISK STAMPED "CORPS OF ENGINEERS - U.S. ARMY";

RUNNING THENCE ALONG THE DIVIDING LINE BETWEEN PROPOSED LOT 2 OF LAND OF THE UNITED STATES OF AMERICA AND THE MAPS OF TOUSIE TOWN AT NORTH AMITYVILLE SECTION 3 AND TOUSIE TOWN AT NORTH AMITYVILLE SECTION 2 S89°41'04"W A DISTANCE OF 55.00 FEET TO THE DIVIDING LINE BETWEEN PROPOSED LOT 2 AND PROPOSED LOT 3 OF LAND NOW OR FORMALLY THE UNITED STATES OF AMERICA;

RUNNING THENCE ALONG SAID DIVIDING LINE N00°18'56"W A DISTANCE OF 524.00 FEET TO AN ANGLE POINT;

RUNNING THENCE ALONG THE DIVIDING LINE BETWEEN PROPOSED LOT 2 OF LAND OF THE UNITED STATES OF AMERICA AND LAND OF THE TOWN OF BABYLON THE FOLLOWING TWO COURSES AND DISTANCES:

1. N44°41'04"E A DISTANCE OF 144.72 FEET TO AN ANGLE POINT;
2. N80°41'04"E A DISTANCE OF 778.31 FEET TO THE WESTERY SIDE OF ALBANY AVENUE;

RUNNING THENCE ALONG THE WESTERY SIDE OF ALBANY AVENUE S09°23'08"W A DISTANCE OF 76.09 FEET TO THE DIVIDING LINE BETWEEN PROPOSED LOT 1 AND PROPOSED LOT 2 OF LAND NOW OR FORMALLY THE UNITED STATES OF AMERICA;

RUNNING THENCE ALONG SAID DIVIDING LINE THE FOLLOWING NINE COURSES AND DISTANCES:

1. S89°41'04"W A DISTANCE OF 344.78 FEET TO AN ANGLE POINT;
2. S10°09'07"W A DISTANCE OF 77.05 FEET TO AN ANGLE POINT;
3. S55°09'07"W A DISTANCE OF 70.71 FEET TO AN ANGLE POINT;
4. N79°50'53"W A DISTANCE OF 50.00 FEET TO AN ANGLE POINT;
5. S10°09'07"W A DISTANCE OF 186.48 FEET TO AN ANGLE POINT;
6. S79°46'26"E A DISTANCE OF 27.40 FEET TO AN ANGLE POINT;
7. S09°18'56"E A DISTANCE OF 59.42 FEET TO AN ANGLE POINT;
8. S70°33'26"E A DISTANCE OF 106.47 FEET TO AN ANGLE POINT;
9. S80°45'46"E A DISTANCE OF 301.80 FEET TO THE WESTERY SIDE OF ALBANY AVENUE;

RUNNING THENCE ALONG THE WESTERY SIDE OF ALBANY AVENUE S09°23'08"W A DISTANCE OF 70.00 FEET TO THE POINT OR PLACE OF BEGINNING.

<table>
<thead>
<tr>
<th>Total Number of Project Units</th>
<th>$35,798</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Residential Monthly Income and Maintenance Fees (use in Exhibit 5)</td>
<td>$4,527</td>
</tr>
<tr>
<td>Total Number of Units Without Subsidies</td>
<td>$4,100</td>
</tr>
<tr>
<td>Total Monthly Income for Units Without Subsidies</td>
<td>47</td>
</tr>
</tbody>
</table>

### Table A1 - Monthly House Cost and Affordability for Rental Units

<table>
<thead>
<tr>
<th>Unit Size</th>
<th># of Units</th>
<th># of Occupants</th>
</tr>
</thead>
<tbody>
<tr>
<td>Basic Rent</td>
<td>Monthly</td>
<td>Pay without</td>
</tr>
<tr>
<td>Total</td>
<td>Total</td>
<td>Total</td>
</tr>
</tbody>
</table>

**Project Name:** Commen - Antimyile

**Medium Income = 201120.80**

**Update:** 4/2012

**Date:** 07/24/12
<table>
<thead>
<tr>
<th>% of ANI</th>
<th>Median Income</th>
<th>Total Number of Units with Subsidies</th>
</tr>
</thead>
<tbody>
<tr>
<td>0%</td>
<td>$30,250</td>
<td>50</td>
</tr>
<tr>
<td>10%</td>
<td>$39,800</td>
<td>60</td>
</tr>
<tr>
<td>30%</td>
<td>$51,450</td>
<td>70</td>
</tr>
<tr>
<td>50%</td>
<td>$63,000</td>
<td>80</td>
</tr>
<tr>
<td>80%</td>
<td>$74,550</td>
<td>90</td>
</tr>
</tbody>
</table>

Total Number of Units (use in Exhibit 5):

- Total Residential Mony Income and Maintenance Fees (use in Exhibit 5):
  - 13

Total Number of Units with Subsidies:

- $216,996

Note: The percentage of units with subsidies is calculated based on the median income levels.

Table A2 - Monthly Housing Cost and Affordability for Rental Units

- Median Income: $30,250
- Project Name: Sunnix - Amyville
- Date: 07/24/12
- SHARS # (if applicable): 20116210
1. PROJECT IDENTIFICATION

a. Applicant: Concern for Independent Living
   312 Expressway Drive South
   Medford, NY 11763

   Project: Concern Amityville
   600 Albany Avenue
   Amityville, NY 11701

b. Units: 48 1-bedroom apartments for Special Needs Individuals
   (Addendum attached) – Homeless Individuals, Couples
   and/or Families
   12 2-bedroom apartments for Special Needs Individuals
   Couples and/or Families (Addendum attached) –
   Homeless

The project will provide the following:
- A minimum of 24 units will be fully accessible, adapted and move-in ready,
  which includes a roll-in shower, for persons who have a mobility impairment
  and will be marketed to households, at least one member of which, has a
  mobility impairment.
- A minimum of 60 units will be fully accessible, adapted and move-in ready for
  persons who have a hearing or vision impairment and will be marketed to
  households, at least one member of which, has a hearing or vision
  impairment.

c. Household type: Special Needs (Addendum attached) – Homeless
   Individuals, Couples and/or Families
   Veterans

Preference in the selection of tenants in not less than 60 of the project’s LIHC
regulated rental units shall be given to households as follows: for 12 units, to
families who are homeless; for 48 units, at least one member of which is a person
who is homeless. Priority will be given to such persons with special needs who have
served in the armed forces of the United States for a period of at least six months (or
any shorter period due to injury incurred in such service) and have thereafter
discharged or released from the armed forces under conditions other than
dishonorable. An experienced social service provider shall provide these tenants
with supportive services pursuant to a written agreement approved by DHCR.

In addition, the project owner will provide or secure transportation to ensure access
to necessary services for persons with special needs; an ongoing rental subsidy or
other form of subsidy will be available to ensure that rents paid by the targeted
population of persons with special needs remain affordable; and, an ongoing written
agreement with a public agency or experience serviced provider will refer eligible persons and families for the targeted units.

Preference in tenant selection will be given on 60 of the LIHC regulated units to persons from public housing waiting lists or other existing lists for subsidized housing, and/or to persons and families whose current housing fails to meet basic standards of health and safety and who have little prospect of improving the conditions of their housing except in a project receiving LIHC, provided, however that all such persons must meet the definition of homeless person or persons as defined in the McKinney-Vento Act [42 USC 11302].

d. Project type: This project involves the new construction of four buildings on what is formerly the North Amityville Armed Forces Reserve Center site. Marketing is anticipated to begin in June, 2013, with full occupancy by December, 2013.

Additionally, Concern will register the project with www.NYHousingSearch.gov no later than 90 days prior to engaging in marketing activities.

2. ACCESSIBILITY/ADAPTABLEITY OF UNITS

Forty (40) units are handicapped-accessible for the mobility impaired; Sixty (60) units will be accessible for those with hearing and/or visual impairments. Forty (40) units are visitable and adaptable for persons with mobility impairments. All common areas of the buildings will be equipped with audio/visual alarms (including strobos), contrasting color stair treads and risers, contrasting walls and floors with directional queues. Braille signage will be used throughout the buildings.

3. ACCESSIBILITY/ADAPTABILITY POLICIES OF MANAGEMENT

a. When an accommodation is requested by a tenant, Concern will provide the requested accommodation unless doing so would result in a fundamental alteration in the nature of the program or an undue financial or administrative burden. If it is not possible to provide the needed accommodation due to undue financial or administrative burden, Concern will take any possible action that would address the need but not result in an undue burden.

b. Concern will take all steps necessary to ensure effective communication with applicants, tenants, and members of the public. The project will have a telecommunication device such as a TTY machine or an equally effective communication system. When requested and feasible, Concern will offer leases, brochures, and other information in large print, Braille, or on tape. Additionally, staff trained in American Sign Language will be made available as needed. If Concern is unable to fulfill a request we will seek alternative ways of presenting written communications to meet the individual's needs.

c. Accessible units will be assigned first to tenants who need the accessibility features of the unit and then to other applicants. Concern may move a tenant
requiring an accessible unit in lieu of making modifications. Concern will move a tenant with a disability requiring a more accessibly located unit at the tenant’s request if such a unit is available.

d. Accessible marketing efforts: Marketing to persons who require special features will be ongoing. Diligent efforts will be made to market accessible units to individuals requiring units with special features prior to renting to persons that do not require special features. We will perform outreach to organizations that serve handicapped persons and will keep copies of all correspondence/outreach efforts.

e. Lease clauses will be included to require non-handicapped occupants to relocate if the unit is needed by a handicapped person.

f. Concern makes special efforts to ensure that our housing is available and accessible to all eligible persons on an equal basis. Concern will limit the verification of a person’s disability to only that which is needed to establish eligibility. Verification will be required only after a tenant or applicant has asked that their disability be considered by management.

Upon receipt, the application for a unit is screened for basic eligibility and, if eligibility requirements are met, applicants are scheduled for a screening interview. The screening interview includes review of the application and supporting documentation, a criminal background check, a sex offender registry check and a face-to-face interview. If additional materials are needed, the applicant and the referring worker (if applicable) are advised of the need for documentation.

g. When necessary and requested persons with disabilities are permitted to have service and/or companion animals.

h. Concern makes special efforts to ensure that our housing is available and accessible to all eligible persons on an equal basis. Persons with disabilities are given the same choices as other applicants in choosing their housing accommodations.

4. SMOKING POLICY
a. Smoking is prohibited in all of Concern’s housing programs, buildings, and vehicles. The smoking policy is clearly outlined in the Program Contract that is reviewed and signed by all applicants prior to admission into the program.

b. Residents of the program will be permitted to smoke outdoors; however, cigarettes must be disposed of in a safe and sanitary manner and in an appropriate receptacle. Smoking will be prohibited in outdoor public areas, including the on-site playground.

c. All smoking policies will be clearly outlined in the lease and Program Contract.

d. Attached are written materials concerning the non-smoking rules of the program.

5. DIRECTION OF MARKETING ACTIVITIES
a. The project is located in the City of Amityville, Town of Babylon, Suffolk County, New York. The primary market area for the program will be the North Amityville CDP. As indicated by data set QT-P3 attached, the primary market area has a total population of 17,862 persons. Over 95% of the population identifies themselves as one race: African Americans make up 58.9% of the population, Whites comprise 21.9%, American Indian and Alaskan Native comprise 1.1%, Asians comprise 1%, Native Hawaiian and Other Pacific Islanders comprise 0.1%. The remaining 12.8% of individuals do not fit into any of the aforementioned categories. In addition, 28.5% of individuals identify as Hispanic or Latino.

b. The populations least likely to apply are White and Asian. Enhanced marketing efforts will be directed to these populations.

c. The secondary market area will be the Town of Babylon. As indicated by data set QT-P3 attached, the secondary market area has a total population of 213,603 persons. Over 97% of the population identifies themselves as one race: African Americans make up 16.3% of the population, Whites comprise 71.7%, American Indian and Alaskan Native comprise 0.3%, Asians comprise 3.1%, Native Hawaiian and Other Pacific Islanders comprise 0%. The remaining 5.9% of individuals do not fit into any of the aforementioned categories. In addition, 16.8% of individuals identify as Hispanic or Latino.

d. In the event we are unable to fill the Section 8 assisted units, we would request permission to market the project to residents of Suffolk County.

6. MARKETING PROGRAM

a. Commercial Media to be Used

Please note that the proposed program will serve homeless adults and families, many of which will have special needs, including psychiatric disabilities and/or substance abuse disorder. Given the target population, we would request a waiver from advertising or marketing this housing in the Commercial Media for this project, as this could lead to the stigmatization of the program participants. It is standard practice in this industry that projects such as this are granted relief from commercial media marketing to preserve the residents' privacy. Concern's thirteen HUD 811 Supportive Housing programs, 5 existing CR-SROs, and one SP-SRO have all been granted a waiver from this requirement as stigmatization may lead to prejudice, violence and/or become an impediment to recovery.

b. Brochures, Signs and HUD's Fair Housing Poster

As stated above, this program will serve homeless singles, couples and families, many with psychiatric disabilities and/or substance abuse disorders. Due to the stigma attached to homelessness, mental illness and substance abuse disorder and the need to protect the privacy of the project residents, Concern makes every effort to be as discreet as possible in its advertising.

(1) All signs, brochures and leaflets will show the Equal Housing Opportunity and Accessibility logos. Residents of the program will be permitted to smoke outdoors; however, cigarettes must be disposed of in a safe and
sanitary manner and in an appropriate receptacle. Smoking will be prohibited in outdoor public areas, including the on-site playground.

(2) There will be no project sign because of concerns regarding stigma.

(3) Brochures and handouts include information on Concern for Independent Living and all of its programs as they are developed. Those developed to provide information to community groups and potential residents also include information regarding the process for applying for housing in our programs.

(4) Attached is a sample of the proposed brochure which includes this project. We will begin using this brochure during the marketing phase of this project, and continue to use this brochure after that.

c. Community Contacts

(1) Organizations serving groups that are least likely to apply:

Asian -
Chinatown Planning Council
365 Broadway
New York, NY 10013

Brooklyn Chinese American Association
5000 8th Avenue
Brooklyn, NY 11220

Chinese-American Planning Council
150 Elizabeth Street
New York, NY 10012

OCA-Long Island Chapter
P.O. Box 2052
Garden City, NY 11531

Non-minority, White -
Institute for Community Living
40 Rector St
NY, NY 10006

(2) Organizations serving special populations served by the project:

The majority of tenants will come directly from the VAMC at Northport and/or the Public Housing Authority. It is anticipated that the remaining tenants will come directly from homeless shelters. In addition, we anticipate receiving referrals for homeless persons who are living in the streets. The following is a list of community partners and organizations to which Concern will outreach for referrals and services for tenants in this program.

- United Veterans Beacon House-PO Box 621, Bayshore, NY
- Clubhouse of Suffolk – PO Box 373, Ronkonkoma, NY
- Long Island Coalition for the Homeless – 38 Old Country Rd, Garden City, NY
- Suffolk County United Veterans-939 Johnson Avenue, Ronkonkoma, NY
o Pedersen-Krag Clinics and Continuing Day Treatment- 17 Flowerfield, St. James, NY
o Catholic Charities – 90 Cherry Lane, Hicksville, NY
o Federation of Organizations – One Farmingdale Road, Suite 109, West Babylon, NY
o F.R.E.E. – 120 Plant Avenue, Hauppauge, NY
o Mercy Haven – 859 Connetquot Avenue, Suite 10, Islip Terrace, NY
o Options for Community Living – 202 East Main Street, Smithtown, NY
o John T. Mather Hospital – North Country Road, Port Jefferson, NY
o St. Charles Hospital – North Country Road, Port Jefferson, NY
o Eastern Long Island Hospital – Main Street, Greenport
o Maryhaven – 51 Terryville Road, Port Jefferson Station, NY
o Hands Across Long Island – 159 Brightside Avenue, Central Islip, NY
o Adelante of Suffolk – 10 Third Street, Brentwood, NY
o Hispanic Counseling Center – 344 Fulton Avenue, Hempstead, NY
o Stony Brook University Hospital – Stony Brook, NY
o Brookhaven Hospital – Hospital Road, East Patchogue, NY
o Transitional Services of Long Island – 840 Suffolk Avenue, Brentwood, NY
o The Way Back – 1401 Main Street, Port Jefferson, NY
o Central Nassau Guidance and Counseling – 950 S. Oyster Bay Road, Hicksville, NY
o Angelo Melillo Center – 113 Glen Cove Avenue, Glen Cove, NY

Other organizations expected to provide referrals or be contacted in the event of a vacancy:

o Society of St. Vincent DePaul – 249 Broadway, Bethpage, NY
o Suffolk Community Council – 180 Oser Avenue, Hauppauge, NY
o Suffolk Coalition Against Domestic Violence – PO Box 1269, Bay Shore, NY
o Island Harvest – 199 Second Street, Mineola, NY
o WHPDC – 1434 Straight Path, Wyandanch NY
o YMCA Family Services – 11 East Main Street, Ste 160, Bay Shore, NY
o Single Point of Access – 1300 Veterans Memorial Highway, Hauppauge, NY

Community Contacts serving the (physically) disabled community:

o SILO – 245 Waverly Avenue, Holtsville, NY
o LICIL – 1601 Hempstead Turnpike, Suite 312, Levittown, NY

(3) Concern has an extensive database of community contacts, addresses, fax numbers and email addresses. Vacancy notices and program-opening announcements are distributed through mass emails and fax notices to the above contacts and others. Additionally, SHNNY, ACL, NAMI and several consumer groups share vacancy and program opening notices with their networks. Finally, targeted mailings are sent to those on our Affirmative Fair Marketing lists, along with copies of the application. We will use these methods, which have been successful in our other programs, to market this project.
As indicated, Concern belongs to several umbrella organizations and has affiliation agreements with others. Those organizations will assist Concern in marketing our program by sending our vacancy notices and notification of program opening to all of the contacts in their extensive email groups.

(4) Attached is a sample of the letter that will be sent to community contacts.

7. **TENANT SELECTION PROCEDURES**

**Section 8 Assisted Units:**

a. Because this project targets homeless veterans and their families, a special needs population, we would like to request a waiver of the requirement for an initial lottery. It is additionally anticipated that this project will receive at least 8 project-based Section 8 Vouchers. Referrals for these units will come directly from the Public Housing Authority which administers these vouchers.

b. Marketing will begin not less than 90 days from anticipated program opening, as described above and in accordance with all rules and regulations of the Division of Housing and Community Renewal. Concern will outreach to the Public Housing Authority. Concern’s Intake staff will review individual applications for admission and conduct interviews with prospective tenants and their referral sources. The application form will be made available in Concern’s offices and on our website.

Please see the sample marketing letter attached.

c. Applications will be date/time stamped and logged into a bound book. Applications will be received from the Public Housing Authority as vacancies occur, so Concern will not maintain a waiting list. A waiting list of eligible applicants for Section 8 assisted units is maintained by the by the Public Housing Authority.

d. Tenant eligibility criteria include income limits (Very-Low Income), veteran status, and an assessed ability to live successfully in the community with supports. Documentation of income and veteran status must be included with the application and will be verified by program staff. Interviews will be conducted by a highly trained and Licensed Social Worker or other Master’s level staff.

e. Applicants with histories that indicate the potential to cause harm to him/herself or others, including those with histories of violence or current substance abuse, may be declined for admission.

**Unassisted Units:**

f. Because this project targets homeless individuals, couples and families, a special needs population, we would like to request a waiver of the requirement for an initial lottery. Referrals will be sought through the Department of Veterans Affairs and community contacts.
g. Marketing will begin not less than 90 days from anticipated program opening, as described above and in accordance with all rules and regulations of the Division of Housing and Community Renewal. Concern will outreach to the Department of Veterans Affairs and through notification letters via email, fax and regular mail to community contacts. Concern's Intake staff will review individual applications for admission and conduct interviews with prospective tenants and their referral sources. The application form will be made available in Concern's offices and on our website.

Please see the sample marketing letter attached.

h. Applications will be date/time stamped and logged into a bound book. Applications will be received from the Department of Veterans Affairs and community contacts. Concern will maintain a waiting list for these units.

i. Tenant eligibility criteria include income limits (Very-Low Income) and an assessed ability to live successfully in the community with supports. Preference will be given to veterans in this project. Documentation of income and veteran status, if applicable, must be included with the application and will be verified by program staff. Interviews will be conducted by a highly trained and Licensed Social Worker.

j. Applicants with histories that indicate the potential to cause harm to him/herself or others, including those with histories of violence or severe or current substance abuse, may be declined for admission.

8. FUTURE MARKETING ACTIVITIES

Section 8 Assisted Units:

a. As openings or vacancies occur in this program, Concern will notify the Public Housing Authority. Both have agreements with Concern to refer eligible applicants for the proposed project. The Public Housing Authority maintains waiting lists of applicants for this kind of subsidized housing.

b. Concern will not maintain a waiting list for these units.

Unassisted Units:

a. As openings or vacancies occur in this program, Concern will notify the Department of Veterans Affairs and community housing and services providers as described above.

b. Concern will maintain its own waiting lists for units in this program that are not Section 8 assisted. The list may be closed if the probable wait for an apartment exceeds one year. When the wait for housing is judged to be six (6) months or less, the waiting list will be re-opened. The waiting list may be culled to remove inactive applications every 6-8 months. Applicants will be sent a letter inquiring if they are still interested in housing. They will be given two weeks to contact a
Concern representative either by telephone or mail. If the letter is returned by
the post office or if there is no response within the time period, the applicant's
name will be removed from the waiting list.

9. **ASSESSMENT OF MARKETING EFFORTS**
   a. The success of the marketing efforts will be measured by the number of eligible
      applications that are received in response to our marketing efforts. In order to be
      considered successful, the marketing efforts should result in at least 60 eligible
      applications for the project.

   b. The success of our marketing efforts to LLA populations will be measured by the
      percentage of applications received from persons representative of those minority
      groups, as compared to the percentage of persons from those minority groups in
      the target area. For example, if the Hispanic population in the area is 10%,
      success in marketing to the Hispanic population would be measured by whether
      more than 10% of eligible applicants were Hispanic. In the event that LLA
      populations are poorly represented in our program, additional marketing efforts will
      be made to attract persons from those populations, including meeting with
      representatives of Minority organizations, hospitals, and community groups;
      sending letters or articles to minority-based local publications, generally describing
      the agency and its services, as well as its accomplishments; outreaching to
      minority leaders within the community to educate them about the housing and
      services provided by this program and the agency as a whole.

10. **STAFF INSTRUCTION**
    Concern for Independent Living conducts Fair Housing training workshops for staff
    on an annual basis. In addition, Concern has an affiliation Agreement and a Fair
    Housing Contract with Long Island Housing Services (LIHS), a Fair Housing
    Advocacy organization. Concern also subscribes to several Housing Development
    and Fair Housing related publications, including “Assisted Housing Management
    Insider,” “Housing Affairs Letter,” and “Professional Apartment Management.”
    Relevant articles are distributed to staff for their reference and edification. Concern
    also belongs to several umbrella organizations that address fair housing issues for
    various populations. These include the Long Island Coalition for the Homeless,
    the National Coalition for the Homeless, the National Low-Income Housing
    Coalition, the National Alliance for the Mentally Ill, the Association for Community
    Living, the Supportive Housing Network of New York and the Health and Welfare
    Council. Concern executive and managerial staff are board members and trustees
    of several of these organizations.

11. **RECORD KEEPING**
    a. Copies of all advertising and records of dates of publication will be kept on file in
       the management office.

    b. Records of outreach to special interest groups and agencies providing referrals
       will be kept on file in the management office.
To: Charlie Russo  
Fax #: (631)-205-7578

From: Ally

Subject: 12-12 ABE: Concern for Independent Living

Date: 01/12/12  
Time:  
Pages: (Including cover sheet) 7

☐ Urgent  ☐ For Review  ☐ Please Reply

Comments:

Resolution #: 2012-045

________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
RESOLUTION NO. 2012-045
RECOMMENDATION TO THE TOWN BOARD
TO APPROVE A CHANGE OF ZONE
CONCERN FOR INDEPENDENT LIVING
P.B. JOB NO. 12-12ABE
MONDAY, JUNE 11, 2012

WHEREAS, pursuant to the code of the Town of Babylon, Chapter 213, Article IV, Sections 30-35 a formal application for a change of zone from Concern for Independent Living has been submitted to the Planning Board of the Town of Babylon for review and recommendation to the Town Board;

WHEREAS, pursuant to the Code of the Town of Babylon, Chapter 186, Sections 1-17, a formal application for site plan review has been submitted to the Planning Board; and

WHEREAS, pursuant to Town Law, Article 16, Section 276, a formal application for the approval for a subdivision has been submitted to the Planning Board; and

WHEREAS, said subject site, more specifically to subdivide one (1) parcel into three (3), rezone parcel two (2) from Residence B to MR, to construct four (4) buildings with a total building footprint of 34,349.25sf., gross floor area of 52,769.70sf. for forty eight (48) one (1) bedroom units, twelve (12) two (2) bedroom units, to convert the existing US Army Reserve Center on parcel one (1) to a Social Service Center. Parcel three (3) to be Town of Babylon park land, is located on the west side of Albany Avenue, 200' south of New Highway in the hamlet of Amityville, and is identified by Suffolk County Tax Map No. 0100-123-02-020; and

WHEREAS, the Planning Board has reviewed the preliminary site plan, dated April 3, 2012, and requirements and recommendations of Highway, Engineering, Building, Fire Prevention, Environmental Control, Traffic Safety and Planning at the meetings of June 4, 2012 and June 11, 2012;

NOW, THEREFORE, be it
RESOLVED, that the Planning Board hereby recommends to the Town Board that the application of Concern for Independent Living P.B. Job No. 12-12ABE, change of zone for Parcel #2 from Residence B to MR be approved; and

AND FURTHER BE IT,
RESOLVED that the Planning Board hereby recommends the following covenants and restrictions and conditions of granting be adopted;
Resolution No. 2012-045
PB Job No. 12-12ABE; Concern for Independent Living

The following declaration of COVENANTS and RESTRICTIONS must be filed in the Suffolk County Clerk’s Office:

Covenants and Restrictions for Parcel 1:

1. No further subdivision of the parcel.
2. Use or change in ownership shall require Planning Board review and approval.
3. No exterior-mounted steel security gates or shutters permitted. Only interior-mounted mesh type security gates permitted.
4. All site lighting to be contained on site and must conform to dark-sky lighting regulations.
5. The owner/developer is responsible for maintaining all site development improvements including, but not limited to the following: fire and smoke detection system, automatic fire sprinkler system, building, drainage, curbs, sidewalks, fencing, asphalt, landscaping, etc.
6. All noise generating equipment on-site including but not limited to heating ventilation and air conditioning (HVAC), chillers, refrigeration units and compressors shall operate in conformance with Chapter 156 Town of Babylon Noise Code. In the event that any such equipment exceeds Chapter 156 standards immediate steps shall be taken to mitigate those noise levels.
7. All buildings, structures, signs, fences and landscaping shall be maintained in accordance with all applicable codes and ordinances of the Town of Babylon, and violations thereof may be prosecuted and enforced in the same manner as provided therein.
8. SWPPP maintenance access in accordance with Section 189-8 of the Code of the Town of Babylon. The Town of Babylon shall be provided with access to the stormwater infrastructure at reasonable times for periodic inspection by the Town of Babylon and its officers to ensure that the infrastructure is maintained in proper working condition to meet design standards and any other provisions established by Chapter 189. This agreement shall be binding on all subsequent landowners.
9. SWPPP maintenance after construction in accordance with Section 189-8 of the Code of the Town of Babylon. Stormwater management practices installed in accordance with Chapter 189 shall be operated and maintained to ensure that the goals of Chapter 189 are fully achieved. Proper operation and maintenance includes, at minimum, the following:

a. A preventive/corrective maintenance program for all critical facilities and systems of treatment and control (or related
Resolution No. 2012-045
PB Job No. 12-12ABE; Concern for Independent Living

appurtenances) which are installed or used by the owner or operator to achieve the goals of Chapter 189. A written record of stormwater management system maintenance activities shall be established and maintained on site and be available for review by the Town of Babylon upon request.

b. Written procedures for operation and maintenance and training new maintenance personnel shall be prepared and maintained on site and will be available for review by the Town of Babylon upon request.

c. Discharges from the SMPs shall not exceed design criteria or contribute to water quality standard violations in accordance with § 189-8B of the Code of the Town of Babylon.

d. Upon completion of construction, any stormwater control structures impacted during construction shall be cleaned by the owner or operator.

Covenants and Restrictions for Parcel 2:

1. No further subdivision of the parcel.
2. Use or change in ownership shall require Planning Board review and approval.
3. All site lighting to be contained on site must conform to dark-sky lighting regulations.
4. The owner/developer is responsible for maintaining all site development improvements including, but not limited to the following: fire and smoke detection system, automatic fire sprinkler system, building, drainage, curbs, sidewalks, fencing, asphalt, landscaping, etc.
5. All buildings, structures, signs, fences and landscaping shall be maintained in accordance with all applicable codes and ordinances of the Town of Babylon, and violations thereof may be prosecuted and enforced in the same manner as provided therein.
6. All units to have central air conditioning or through the wall air-conditioning units, no window units to be permitted.
7. The use of inorganic fertilizers, pesticides and herbicides shall be minimized as standard operating procedure for the landscape maintenance of the site.
8. The attic is not to be used for habitable space or converted to a third-story and shall be for utilities only.
9. SWPPP maintenance access in accordance with Section 189-8 of the Code of the Town of Babylon. The Town of Babylon shall be provided with access to the stormwater infrastructure at reasonable
Resolution No. 2012-045
PB Job No. 12-12ABE; Concern for Independent Living

times for periodic inspection by the Town of Babylon and its officers
to ensure that the infrastructure is maintained in proper working
condition to meet
design standards and any other provisions established by Chapter 189.
This agreement shall be binding on all subsequent landowners.
10. SWPPP maintenance after construction in accordance with
Section 189-8 of the Code of the Town of Babylon. Stormwater
management practices installed in accordance with Chapter 189 shall
be operated and maintained to ensure that the goals of Chapter 189 are
fully achieved. Proper operation and maintenance includes, at
minimum, the following:

e. A preventive/corrective maintenance program for all critical
facilities and systems of treatment and control (or related
appurtenances) which are installed or used by the owner or
operator to achieve the goals of Chapter 189. A written record of
stormwater

management system maintenance activities shall be established and
maintained on site and be available for review by the Town of
Babylon upon request.

f. Written procedures for operation and maintenance and training
new maintenance personnel shall be prepared and maintained on
site and will be available for review by the Town of Babylon upon
request.

g. Discharges from the SMPs shall not exceed design criteria or
contribute to water quality standard violations in accordance with
§ 189-8B of the Code of the Town of Babylon.

h. Upon completion of construction, any stormwater control
structures impacted during construction shall be cleaned by the
owner or operator.

RESOLVED, that this application would be subject to the following
conditions:

Conditions for Parcel 1:

1. Subject to Zoning Board of Appeals approval for associated variances.
2. Owner/applicant shall comply with the Town of Babylon Stormwater
   Code (Chapter 189).
3. During construction, owner/applicant is responsible to sweep access
Resolution No. 2012-045
PB Job No. 12-12ABE; Concern for Independent Living

4. Owner/applicant shall comply with all NYS regulations for handicapped accessibility including but not limited to handicapped ramps and handicapped parking spaces.
5. Sewer district and water-saving plumbing fixtures must be utilized.
6. The building is to have a fully automatic fire sprinkler system installed pursuant to NFPA and Section 213-235 of the Town Zoning Code.
7. Fire and smoke detection systems to be installed in accordance with NFPA 72.
8. Address number, building number or approved building identification to be placed in a position visible from the street.
9. Construction will be conducted between the hours of 7am and 8pm on weekdays and between the hours of 9am and 4pm on Saturdays. No exterior construction will be permitted on Sundays, only interior construction. Construction activities on the site shall be in strict conformance with Chapter 156-9D of the Noise Code of the Town of Babylon.
10. The developer must comply with the standard offsite requirements imposed by the Highway Division, Department of Public Works.
11. A separate application must be made to the Planning Board for the proposed use and site improvements; any associated traffic mitigation measures required by the Planning Board shall be complied with.

Conditions for Parcel 2:

1. Subject to Zoning Board of Appeals approval for associated variances.
2. Owner/applicant shall comply with the Town of Babylon Stormwater Code (Chapter 189).
3. Mitigation measures required in connection with the site development are as follows:
   a. Fugitive dust generation shall be controlled by appropriate means such as watering.
   b. Erosion control shall be utilized during construction.
   c. A rodent control plan will be implemented prior to construction in order to remove rodent populations from the site. Additionally, the adjacent landowners will be notified prior to the commencement of construction.
   d. Construction will be conducted between the hours of 7am and 8pm on weekdays and between the hours of 9am and 4pm on Saturdays. No exterior construction will be permitted on Sundays, only interior construction. Construction activities on the site shall be in strict conformance with Chapter 156-9D of the Noise Code of the Town of Babylon.
Resolution No. 2012-045  
PB Job No. 12-12ABE; Concern for Independent Living

c. During construction, owner/applicant is responsible to sweep access streets and keep the roadways free of dirt and mud.

4. Applicant/owner must obtain Energy Star Certification for each unit, as per Town Code Chapter 89, Article VI, §89-79.

5. Owner/applicant shall comply with all NYS regulations for handicapped accessibility including but not limited to handicapped ramps and handicapped parking spaces.

6. Sewer district and water-saving plumbing fixtures must be utilized.

7. The buildings are to have fully automatic fire sprinkler systems installed pursuant to NFPA and Section 213-235 of the Town Zoning Code.

8. Fire and smoke detection systems to be installed in accordance with NFPA 72.

9. Address number, building number or approved building identification to be placed in a position visible from the street.

VOTES: (5)  AYES: (5)  NAYS: (0)  ABSTAINED (0)

Lev Brickman  X  
Michael Murray  X  
Delores Quintyne  X  
Edward Wynn  X  
Gerald O'Neill  X  

The resolution was thereupon declared duly adopted.  
Town of Babylon

Dept. of Environmental Control
281 Phelps Lane, Room 23
North Babylon, New York 11703-4045
(631) 957-3000
(631) 422-7640
Fax (631) 422-7686
Email: dec@townofbabylon.com

TOWN OF BABYLON
ENVIRONMENTAL QUALITY REVIEW
NEGATIVE DECLARATION
NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

Project Number: Job #12-12ABE                           Date: July 26, 2012

This notice is issued pursuant to Chapter 114 (Town of Babylon Environmental Quality Review Act) of the Unified Code of Ordinances and Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town Board of the Town of Babylon, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Concern for Independent Living site plan review, change of zone and minor subdivision.

SEQR STATUS:  Type I  ■
               Unlisted  □

Conditioned Negative Declaration: Yes  □
                                  No  ■

Description of Action: The proposal involves the decommissioning and redevelopment of the U. S. Army Reserve Base in North Amityville. The 16 acre parcel will be subdivided into 3 new parcels. Parcel #1 (3.84 acres) will re-use the existing U. S. Army Reserve Center for a Supportive Service Center. Parcel #2 (6.45 acres) will be re-zoned from Residence “B” District to Multiple Residence District, 4 buildings will be constructed providing 48-1 bedroom units and 12-2 bedroom units. Parcel #3 (5.35 acres) will be dedicated to the Town of Babylon to be incorporated into the
adjacent Town park located to the north.

SCTM #0100-123.00-02.00-020.000

Location: 600 Albany Avenue, North Amityville

Reasons Supporting This Determination:
1. The proposal will not adversely impact surface or groundwater resources.
2. The project will not create a significant increase in traffic.
3. The subject site does not contain any sensitive environmental resources.

For Further Information:
Contact Person: Brian Zitani

Address: Town of Babylon Department of Environmental Control
          Town Hall Annex
          281 Phelps Lane, Room 23
          North Babylon, New York 11703

Telephone Number: (631) 422-7640

A copy of this Notice has been sent to:
Steven Bellone, Suffolk County Executive
Patricia McMahon, Chairperson, Planning Board, Town of Babylon
Michael Kane, Chairman, Zoning Board of Appeals, Town of Babylon
Peter Scully, New York State Department of Environmental Conservation
Sarah Lansdale, Suffolk County Planning
Andrew P. Freleng, Suffolk County Planning
Richard Dupuis, Applicant
Environmental Notice Bulletin

BZ:ch
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. ____-2012, AUTHORIZING FUNDING OF INFRASTRUCTURE IMPROVEMENTS AND OVERSIGHT OF REAL PROPERTY UNDER THE SUFFOLK COUNTY AFFORDABLE HOUSING OPPORTUNITIES PROGRAM (CONCERN AMITYVILLE)

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 5 is "yes", Provide Detailed Explanation of Impact

   THIS RESOLUTION AUTHORIZES THE DEPARTMENT TO USE FUNDS WHICH HAVE BEEN PREVIOUSLY APPROPRIATED IN CAPITAL PROJECT 6411 TO COVER INFRASTRUCTURE COSTS UNDER THE REAL PROPERTY UNDER SUFFOLK COUNTY AFFORDABLE HOUSING OPPORTUNITIES PROGRAM.

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

   N/A

8. Proposed Source of Funding

   AVAILABLE APPROPRIATIONS WITHIN CAPITAL PROJECT 6411.

9. Timing of Impact

   UPON ADOPTION

10. Typed Name & Title of Preparer
    Nicholas Paglia
    Asst Executive Analyst

11. Signature of Preparer

12. Date
    September 6th, 2012

SCIN FORM 175b (10/95)
### GENERAL FUND

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**NOTES:**
2) SOURCE FOR TOTAL TAXABLE ASSESSED VALUATION FOR COUNTY PURPOSES: SCHEDULE A, REPORT OF ASSESSED VALUATION FOR 2010-2011.
3) SOURCE FOR EQUALIZATION RATES: TENTATIVE 2010 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. -2012, APPROVING PAYMENT TO
GENERAL CODE PUBLISHERS FOR ADMINISTRATIVE CODE
PAGES

WHEREAS, General Code Publishers Corp. has provided Supplement No. 3
update the Suffolk County Administrative Code totaling $10,436.57; and

WHEREAS, Resolution No. 461-1986 established a schedule of fees for entities
and/or individuals requesting such Administrative Code and pages from the County Legislature
and Resolution No. 189-1991 amended said fee schedule; now, therefore be it

1st RESOLVED, that the payment of $10,436.57 for the provisions of such
pages is hereby approved.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. -2012, APPROVING PAYMENT TO GENERAL CODE PUBLISHERS FOR ADMINISTRATIVE CODE PAGES

WHEREAS, General Code Publishers Corp. has provided Supplement No. 1 update the Suffolk County Administrative Code totaling $4,752.75; and

WHEREAS, Resolution No. 461-1986 established a schedule of fees for entities and/or individuals requesting such Administrative Code and pages from the County Legislature and Resolution No. 189-1991 amended said fee schedule; now, therefore be it

1st RESOLVED, that the payment of $4,752.75 for the provisions of such pages is hereby approved.

DATED:

APPROVED BY:

County Executive of Suffolk County

Date:
RESOLUTION NO. -2012 - ADOPTING LOCAL LAW NO. -2012, A LOCAL LAW TERMINATING THE SUFFOLK COUNTY PUBLIC EMPLOYMENT RELATIONS BOARD

WHEREAS, there was duly presented and introduced to this County Legislature at a regular meeting held on , 2012, a proposed local law entitled, "A LOCAL LAW TERMINATING THE SUFFOLK COUNTY PUBLIC EMPLOYMENT RELATIONS BOARD;" and said local law in final form is the same as when presented and introduced; now, therefore, be it

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

LOCAL LAW NO. -2012, SUFFOLK COUNTY, NEW YORK

A LOCAL LAW TERMINATING THE SUFFOLK COUNTY PUBLIC EMPLOYMENT RELATIONS BOARD

BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF SUFFOLK, as follows:

Section 1. Legislative Intent.

This Legislature finds that in 1978 it established the Suffolk County Public Employment Relations Board pursuant to the authority granted to it by the New York Public Employees' Fair Employment Act (Article 14 of the New York Civil Service Law).

This Legislature further finds that the New York Public Employees Fair Employment Act permits local governments to establish provisions and procedures with respect to the determination of the representation status of employees' organizations and the resolution of disputes in the course of the collective negotiations with such organizations.

This Legislature further finds that the New York State Public Employment Relations Board performs identical functions as the local Public Employment Relations Boards and that, as a result, several local governments have terminated their Boards.

This Legislature finds that in light of the fact that the same services are being provided by the New York State Public Employment Relations Board, it is in the best interest of the residents of Suffolk County to terminate the Suffolk County Employment Relation Board.

Therefore, the purpose of this legislation is to repeal Suffolk County Local Law No. 4-1978, as last amended by Suffolk County Local Law No. 4-1999 and currently codified as Section 68-6 of the Suffolk County Administrative Code.
Section 2. Repeal

Section 68-6 of Chapter 68 of the Suffolk County Administrative Code is hereby repealed in its entirety.

Section 3. Procedures Relating to the Termination of the Suffolk County Public Employment Relations Board

The Suffolk County Department of Labor is hereby directed to take any and all actions necessary to ensure the cessation of the functions and the applicability of the local provisions and procedures of Suffolk County Employment Relations Board, including providing public notice of the termination of the local Suffolk County Public Employment Relations Board.

Section 4. Applicability

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

Section 5. Severability

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

Section 6. SEQRA Determination

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the NEW YORK CODE OF RULES AND REGULATIONS (6 NYCRR) and within the meaning of Section 8-0109(2) of the NEW YORK ENVIRONMENTAL CONSERVATION LAW as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.
Section 7. Effective Date.

Pursuant to Section 203.6 of Title IV of the New York Rules and Regulations, this law shall not take effect until 60 days after filing a duly certified copy of this law with the New York State Public Employment Relations Board and upon filing in the Office of the Secretary of State.

DATED:

APPROVED BY:

___________________________
County Executive of Suffolk County

Date of Approval:
DATE: SEPTEMBER 7, 2012
TO: CLERK OF THE COUNTY LEGISLATURE
RE: MEMORANDUM OF COUNSEL TO THE LEGISLATURE PURSUANT TO RULE 28

PROPOSED LOCAL LAW YEAR 2012

TITLE: I.R. NO. -2012; A LOCAL LAW TERMINATING THE SUFFOLK COUNTY PUBLIC EMPLOYMENT RELATIONS BOARD

SPONSOR: PRESIDING OFFICER, ON REQUEST OF THE COUNTY EXECUTIVE

DATE OF RECEIPT BY COUNSEL: 9/6/2012  PUBLIC HEARING: 10/9/2012
DATE ADOPTED/NOT ADOPTED: ____________  CERTIFIED COPY RECEIVED: ____________

This proposed local law would repeal § 68-6 of the SUFFOLK COUNTY CODE and thereby terminate the existence and operation of the Suffolk County Employment Relations Board.

This law will take effect 60 days after a duly certified copy of this law is filed with the New York State Public Employment Relations Board and upon its filing in the Office of the Secretary of State.

GEORGE NOLAN
Counsel to the Legislature

GN:js

s:\rule28\28-terminate-public-employment-relations-board
1. Type of Legislation
   Resolution  X  Local Law  _____  Charter Law  _____

2. Title of Proposed Legislation
   A LOCAL LAW TERMINATING THE SUFFOLK COUNTY PUBLIC EMPLOYMENT RELATIONS BOARD

3. Purpose of Proposed Legislation
   Terminate the Suffolk County Public Relations Board

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


10. Typed Name & Title of Preparer
    Beth A. Reynolds  
    Chief Executive Analyst

11. Signature of Preparer
    Beth A. Reynolds

12. Date
    August 31, 2012

SCIN FORM 175b (10/95)
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Page 2 of 2

To be completed by the Executive Budget Office
MEMORANDUM

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

FROM:    Samuel Chu, Commissioner

DATE:    August 14, 2012

RE:       INTRODUCTORY RESOLUTION

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

RESOLUTION NO. -12, A LOCAL LAW TERMINATING THE SUFFOLK COUNTY
PUBLIC EMPLOYMENT RELATIONS BOARD.

This resolution will effectively repeal Local Law No. 4-1978, as last amended by Suffolk
County Local Law No. 4-1999 and currently codified as Section 68-6 of the Suffolk County
Administrative Code in light of the fact that the same services are being provided by the
New York State Public Employment Relations Board.

Thank you for your assistance.

***

SC:dv
Attachment

cc: Regina M. Calcaterra, Chief Deputy County Executive