

**RESOLUTION NO. 769 -2020, ADOPTING LOCAL LAW  
NO. -2020, A CHARTER LAW TO FURTHER EXPEDITE  
THE CONSIDERATION OF GRANT FUNDING RESOLUTIONS  
BY THE LEGISLATURE**

**WHEREAS**, there was duly presented and introduced to this County Legislature at a meeting held on \_\_\_\_\_, 2020 a proposed local law entitled, "**A CHARTER LAW TO FURTHER EXPEDITE THE CONSIDERATION OF GRANT FUNDING RESOLUTIONS BY THE LEGISLATURE**"; now, therefore be it

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

**LOCAL LAW NO. -2020, SUFFOLK COUNTY, NEW YORK**

**A CHARTER LAW TO FURTHER EXPEDITE THE  
CONSIDERATION OF GRANT FUNDING RESOLUTIONS BY THE  
LEGISLATURE**

**BE IT ENACTED BY THE COUNTY LEGISLATURE OF THE COUNTY OF  
SUFFOLK**, as follows:

**Section 1. Legislative Intent.**

This Legislature hereby finds and determines that Local Law No. 40-2013 added acceptance and appropriation of grant funding to the list of resolutions which can be submitted to the Legislature for immediate consideration.

This Legislature also finds and determines that many of the grant funding resolutions submitted pursuant to Local Law No. 40-2013 pass unanimously.

This Legislature further finds and determines that addressing a large number of resolutions submitted pursuant to Local Law No. 40-2013 can be time consuming for the Legislature, even with little to no discussion on the underlying proposals.

This Legislature finds that a procedure should be established to address these resolutions in a fashion similar to the consent calendar, allowing for a single vote to pass all resolutions submitted pursuant to Local Law No. 40-2013 which are not requested by a member to be considered individually.

Therefore, the purpose of this law is to amend the Suffolk County Charter to further improve:

**Section 2. Amendment.**

Section C2-12 of the SUFFOLK COUNTY CHARTER is hereby amended to read as follows:

**§ C2-12. Legislative consideration of proposed local laws and resolutions.**

- A. Immediate consideration may be given to a home rule message or any resolution which relates to the following: the annual adoption of the capital budget and program; the annual adoption of the operating budget; approving a Community College budget total; levying taxes, assessments, water rents, sewer rents and charges; approving assessment rolls and tax warrants; the acceptance and appropriation of grant funds; and approving the return of fund balances to taxpayers pursuant to Local Law No. 21-1983. For resolutions for immediate consideration which accept and appropriate grant funds and are filed with the Clerk of the Legislature by 5 p.m. 5 days before to the meeting, the following process shall apply:
1. The Clerk of the Legislature shall circulate a list of the proposed resolutions for immediate consideration, together with the text of each resolution, to each member of the Legislature no less than 4 days prior to the general meeting at which they are proposed to be considered.
  2. Members of the Legislature may request in writing to the Presiding Officer and Clerk of the Legislature that one or more of the circulated resolutions be considered on an individual basis by 12 p.m. the day before the general meeting at which such resolutions are to be considered.
  3. All proposed resolutions which are not requested for individual consideration by a member shall be voted upon jointly in a single vote. The introductory resolution number and the associated title of each approved resolution approved using this process shall be included as part of the record of such vote.

Otherwise, no proposed local law or resolution may be enacted until it shall have been in its final form and laid on the table at a regular or special meeting of the County Legislature at least seven calendar days, exclusive of Sunday, prior to its final passage, unless the County Executive certifies in writing, which certificate shall state the specific reason(s) as to the necessity for its immediate passage, in which case such legislation may be passed only by the affirmative vote of 2/3 of the total membership of the County Legislature. The substance of the aforementioned stated specific reason(s) shall not constitute the basis for the Legislature to refuse to consider or entertain such certificate of necessity.

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### **Section 3. Applicability.**

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

### **Section 4. Severability.**

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

**Section 5. SEQRA Determination.**

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(26) 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 routine or continuing administration and management not including new programs or major reordering of priorities that may affect the environment. The Suffolk County Council on Environmental Quality (CEQ) is hereby directed to circulate any appropriate SEQRA notices of determination of non-applicability or non-significance in accordance with this law.

**Section 6. Effective Date.**

This law shall not take effect until at least sixty (60) days after its adoption, nor until approved by the affirmative vote of a majority of the qualified electors of the County of Suffolk voting on a proposition for its approval if within sixty (60) days after its adoption there is filed with the Clerk of the County Legislature a petition protesting against this law in conformity with the provisions of Section 34(4) of the NEW YORK MUNICIPAL HOME RULE LAW and upon filing in the office of the Secretary of State.

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

DATED: October 6, 2020

APPROVED BY:

/s/ Steven Bellone  
County Executive of Suffolk County

Date: October 27, 2020