

COUNTY OF SUFFOLK



STEVEN BELLONE
SUFFOLK COUNTY EXECUTIVE

DENNIS M. COHEN
COUNTY ATTORNEY

DEPARTMENT OF LAW

**PRIVILEGED & CONFIDENTIAL
ATTORNEY-CLIENT COMMUNICATION/ATTORNEY WORK PRODUCT
INTER-OFFICE/INTRA-AGENCY COMMUNICATION
NOT SUBJECT TO FOIL DISCLOSURE
NOT FOR DISTRIBUTION**

M E M O R A N D U M

TO: Amy Ellis, Clerk of the Suffolk County Legislature
FROM: Dennis Cohen, County Attorney
DATE: September 4, 2020
RE: Local Emergency Orders No. 118, No. 119 and No. 120

Attached for your files please find an original of the above referenced document.

Please do not hesitate to contact me with any questions or concerns.

Thank you.

DMC/jm

Enc.

LOCAL EMERGENCY ORDER No. 118 EXTENDING LOCAL EMERGENCY ORDER Nos. 50, 54, 58, 62, 66, 70, 74, 78, 82, 86, 90, 94, 98, 102, 106, 110 AND 114 UNDER § 24 OF ARTICLE 2-B OF THE EXECUTIVE LAW

Local Emergency Order:

Extending the date for the submission and adoption of the County's Proposed Capital Program

I, Steven Bellone, the Chief Executive of Suffolk County, in accordance with a Proclamation of a State of Emergency issued on March 12, 2020 and continued on April 11, 2020; May 11, 2020; June 10, 2020; July 10, 2020; and August 9, 2020 and pursuant to Section 24 of the New York State Executive Law and my power thereunder to suspend any local laws, ordinances, or regulations, do hereby:

Order, that due to the continuing threat to the public health, safety and welfare of Suffolk County residents and visitors posed by Covid-19 and the resultant diversion of County resources and personnel, Local Emergency Order Nos. 50, 54, 58, 62, 66, 70, 74, 78, 82, 86, 90, 94, 98, 102, 106, 110 and 114 are extended by continuing the suspension of the date for the submission and adoption of the County's Proposed Capital Program as follows:

Section C4-16 of the Suffolk County Charter requiring submission of a proposed capital program and related documents to the County Legislature on or before the 15th day of April is further suspended and such submission shall run concurrent with the submission of the proposed budget, consisting of the proposed expense budget and proposed capital budget pursuant to § C4-6 of the Suffolk County Charter; and


Section C4-18 of the Suffolk County Charter requiring that the County Legislature hold at least one public hearing on the proposed capital program not later than the 15th day of May shall be suspended and alternatively, such public hearing shall be combined with and held as set forth in § C4-9 of the Suffolk County Charter; and


Section C4-19 of the County Charter regarding adoption of the Capital Program not less than two weeks after the public hearing required by § C4-18 and not later than the 30th day of June is hereby suspended and alternatively, such adoption shall be combined with and run concurrent with the timeframes set forth in §§ C4-10 and C4-11 of the Suffolk County Charter; and further

Order, that all Suffolk County Departments, Agencies, and Divisions or other duly authorized law enforcement agencies take whatever steps are necessary to assist in performing such emergency measures as deemed necessary; and further order that

This order shall cease to be in effect five (5) days after promulgation or upon declaration by the County Executive that the state of emergency no longer exists, whichever occurs sooner. The County Executive nevertheless, may extend such orders for additional periods not to exceed five (5) days each during the pendency of the local state of emergency. Failure to obey this order is a criminal offense, punishable by law under New York State Executive Law § 24 (5).

Dated: September 3, 2020
4 o'clock, A.M./P.M.
Hauppauge, New York.


Steven Bellone
County Executive


Print Name (Witness): Jeanne MURPHY
Title: Asst to Cty Atty
Date: 9/3/20

LOCAL EMERGENCY ORDER No. 119 EXTENDING LOCAL EMERGENCY ORDERS Nos. 3, 4, 6, 8, 11, 14, 17, 20, 23, 26, 29, 32, 35, 39, 43, 47, 51, 55, 59, 63, 67, 71, 75, 79, 83, 87, 91, 95, 99, 103, 107, 111 and 115 UNDER § 24 OF ARTICLE 2-B OF THE EXECUTIVE LAW

Local Emergency Order:

Extending the suspension of certain local laws, ordinances and regulations

I, Steven Bellone, the Chief Executive of Suffolk County, in accordance with a Proclamation of a State of Emergency issued on March 12, 2020 and continued on April 11, 2020; May 11, 2020; June 10, 2020; July 10, 2020; and August 9, 2020 concerning the threat to the health and welfare of Suffolk County residents and visitors posed by COVID-19, and pursuant to Section 24 of the New York State Executive Law and my power thereunder to suspend any local law, ordinance or regulations do hereby

Order, that due to the continuing threat posed by Covid-19 and the ongoing need to utilize former County employees to assist the County of Suffolk in dealing with this threat, Local Emergency Orders Nos. 3, 4, 6, 8, 11, 14, 17, 20, 23, 26, 29, 32, 35, 39, 43, 47, 51, 55, 59, 63, 67, 71, 75, 79, 83, 87, 91, 95, 99, 103, 107, 111 and 115 are extended by continuing the suspension of the following:

- § 935-5(b) of the Suffolk County Code to the extent necessary to allow a rehired former employee to calculate accruals for the purpose of computing any accruals under the provisions of Article I, Chapter 935, based on the pertinent employee's salary at the time of original separation from County service by retirement, resignation, or termination.
- § 935-8 of the Suffolk County Code to the extent necessary to reemploy certain former employees by the County who had cashed out their accruals prior to the expiration of the one year waiting period from the individual's termination date; and further

Order, that the suspension of these provisions of the Suffolk County Code shall continue to only apply to former employees rehired after the Declaration of a Local State of Emergency on March 12, 2020, and any extension thereof, who are rehired to assist the County of Suffolk in dealing with COVID-19; and further

Order, that all Suffolk Departments, Agencies, and Divisions take whatever steps are necessary to assist in performing such emergency measures as deemed necessary.

This order shall cease to be in effect five (5) days after promulgation or upon declaration by the County Executive that the state of emergency no longer exists, whichever occurs sooner. The County Executive nevertheless, may extend such orders for additional periods not to exceed five (5) days each during the pendency of the local state of emergency. Failure to obey this order is a criminal offense, punishable by law under New York State Executive Law § 24 (5).

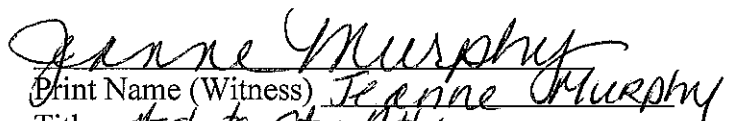
Dated: September 4, 2020

4 o'clock, A.M./P.M.

Hauppauge, New York.



Steven Bellone
County Executive



Print Name (Witness) Jeanne Murphy
Title: Asst to Cty Atty
Date: 9/4/20

LOCAL EMERGENCY ORDER No. 120 EXTENDING LOCAL EMERGENCY ORDER Nos. 80, 84, 88, 92, 96, 100, 104, 108, 112 AND 116 UNDER § 24 OF ARTICLE 2-B OF THE EXECUTIVE LAW

Local Emergency Order:

Limiting access to Suffolk County operated bathing beaches

I, Steven Bellone, the Chief Executive of Suffolk County, in accordance with a Proclamation of a State of Emergency issued pursuant to Section 24 of the New York State Executive Law on March 12, 2020 and continued on April 11, 2020; May 11, 2020; June 10, 2020; July 10, 2020; and August 9, 2020 and my power thereunder to prohibit and control the presence of persons in public places do hereby:

Order, that due to the continuing threat to the public health, safety and welfare of Suffolk County residents and visitors posed by Covid-19 and public congregation and gatherings, Local Emergency Order Nos. 80, 84, 88, 92, 96, 100, 104, 108, 112 and 116 are extended and Suffolk County operated bathing beach access is limited to Smith Point County Park, Cupsogue Beach County Park, and Meschutt Beach County Park; and further

Order, that capacity at Smith Point County Park, Cupsogue Beach County Park, and Meschutt Beach County Park shall be limited to fifty percent, and to ensure that Suffolk County residents have bathing beach access, the aforementioned beaches will be limited to legal residents of Suffolk County, as demonstrated by sufficient proof as shall be determined by the Suffolk County Parks Commissioner; and further

Order, that all Suffolk County Departments, Agencies, and Divisions or other duly authorized law enforcement agencies take whatever steps are necessary to assist in performing such emergency measures as deemed necessary.

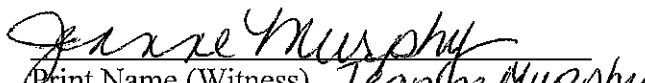
This order shall cease to be in effect five (5) days after promulgation or upon declaration by the County Executive that the state of emergency no longer exists, whichever occurs sooner. The County Executive nevertheless, may extend such orders for additional periods not to exceed five (5) days each during the pendency of the local state of emergency. Failure to obey this order is a criminal offense, punishable by law under New York State Executive Law § 24 (5).

Dated: September 4, 2020

4 o'clock, A.M./P.M.
Hauppauge, New York



Steven Bellone
County Executive



Print Name (Witness) Jeanne Murphy
Title: Asst to Cty Atty
Date: 9/4/20