

## 1. Proposed Ordinances

Documents: [PROPOSED ORD. 28-16.PDF](#), [PROPOSED ORD. 29-16.PDF](#), [PROPOSED ORD. 30-16.PDF](#), [PROPOSED ORD. 31-16.PDF](#), [PROPOSED ORD. 32-16.PDF](#), [PROPOSED ORD. 33-16.PDF](#), [PROPOSED ORD. 34-16.PDF](#), [PROPOSED ORD. 35-16.PDF](#), [PROPOSED ORD. 36-16.PDF](#), [PROPOSED ORD. 37-16.PDF](#), [PROPOSED ORD. 38-16.PDF](#), [PROPOSED ORD. 39-16.PDF](#), [PROPOSED ORD. 40-16.PDF](#), [PROPOSED ORD. 41-16.PDF](#), [PROPOSED ORD. 42-16.PDF](#), [PROPOSED ORD. 43-16.PDF](#), [PROPOSED ORD. 44-16.PDF](#), [PROPOSED ORD. 45-16.PDF](#)

## 2. Meeting Minutes

Documents: [RULES 04-25-16.PDF](#), [FULL 04-25-16.PDF](#)

<b><u>Public Notice</u></b>	
PLEASE TAKE NOTICE THAT THE <b>NASSAU COUNTY LEGISLATURE WILL HOLD COMMITTEE MEETINGS OF THE LEGISLATURE ON MONDAY, APRIL 11, 2016 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, APRIL 25, 2016 STARTING AT 1:00 PM</b> IN THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER, 1st FLOOR, THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING, 1550 FRANKLIN AVENUE, MINEOLA, NEW YORK	
<b>FULL LEGISLATIVE SESSION.....1:00 PM</b>	
COMMITTEE	TIME
Rules	1:00 PM
PUBLIC SAFETY	1:00 PM
PLANNING, DEVELOPMENT & THE ENVIRONMENT	1:00 PM
TOWNS, VILLAGES AND CITIES	1:00 PM
ECONOMIC & COMMUNITY DEVELOPMENT & LABOR	1:00 PM
PUBLIC WORKS AND PARKS	1:00 PM
HEALTH AND SOCIAL SERVICES	1:00 PM
GOVERNMENT SERVICES AND OPERATIONS	1:00 PM
MINORITY AFFAIRS	1:00 PM
VETERANS AND SENIOR AFFAIRS	1:00 PM
FINANCE	1:00 PM

## **MICHAEL C. PULITZER**

**Clerk of the Legislature**  
Nassau County, New York

**Dated: April 4, 2016**  
Mineola, NY

As per the Nassau County Fire Marshall's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 251 people and the outer chamber which will stream the meeting live, has a maximum occupancy of 72.

Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature for a maximum of three minutes.

Public comment is limited to Agenda items. The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed.

Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>.

**PROPOSED ORDINANCE NO. 28 - 2016**

**AN ORDINANCE FOR THE PREVENTION OF FIRES BY ESTABLISHING  
UNIFORM REGULATIONS FOR THE CONTROL OF FIRE HAZARDS AND FOR THE  
ENFORCEMENT OF SUCH REGULATIONS**

WHEREAS, the New York State Legislature through Charter section 1706, has empowered this Legislature to establish a fire prevention ordinance for the protection of the lives and property of the people of Nassau County, and

WHEREAS, a comprehensive ordinance for the prevention of fires by establishing uniform regulations for the control of fire hazards and for the enforcement of such regulations was last established in 1962 by the Board of Supervisors, when the 1950 fire prevention ordinance was amended, and

WHEREAS, while this ordinance was amended many times thereafter to meet changing needs and changing technology, a new comprehensive fire prevention ordinance is now needed to insure the continued protection of lives and property, and

WHEREAS, the Nassau County Fire Commission has pursuant to Charter section 1706 approved and recommended a new comprehensive fire prevention ordinance to this Legislature, now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau as follows:

**PART I**

Section 1. Ordinance No. 60-1950 entitled “An Ordinance for the prevention of fires by establishing uniform regulations for the control of fire hazards and for the enforcement of such regulations in accordance with the recommendations of the Nassau County Fire Commission and to repeal Ordinance No. 66-1942; pursuant to the County Government Law of Nassau County,” as amended by Ordinance 56-1962, and further amended on May 4, 1964, August 15, 1966, January 23, 1967, October 30, 1972, March 22, 1976, August 27, 1979, October 15, 1979, November 19, 1979, February 4, 1980, March 24, 1980, August 11, 1980, February 23, 1981, April 27, 1981, August 17, 1981, May 3, 1982, November 8, 1982, August 8, 1983, December 19, 1983, March 12, 1984, January 6, 1986, September 15, 1986, December 15, 1986, December 3, 1990, September 14, 1992, November 30, 1992, December

12, 1994, December 13, 1995, July 21, 1997, September 13, 1999, December 20, 1999 August 10, 2001, October 29, 2001, October 31, 2002, May 6, 2003, September 17, 2003, November 4, 2004, January 26, 2005, February 11, 2005, December 12, 2005, June 20, 2007, January 31, 2008, October 5, 2010, March 28, 2011, October 17, 2011, June 18, 2012, and August 8, 2012 is hereby repealed.

§2. A fire prevention ordinance as set forth in Part II below is hereby established.

§3. Part II of this ordinance may be cited as the “Nassau County Fire Prevention Ordinance” without reference to Part I of this ordinance.

§4. The Nassau County Fire Marshal is hereby empowered to publish Part II of this ordinance in book form without reference to Part I, except for a references to this Legislature’s enactment and the date thereof and any subsequent amendments and the ordinance numbers and dates thereof. The Fire Marshal may annex a table of contents thereto to ease its use and to amend such table of contents should Part II be amended. The Fire Marshal may utilize such type fonts, capitalization and layout style in the book form to facilitate use. The Fire Marshal shall file a copy of the book form of Part II with the Clerk of the Legislature and provide a copy of the book form of Part II to each member of this Legislature at the member’s request.

§5. The Nassau County Fire Marshal is hereby empowered to publish the book form of Part II on the Nassau County website with such hyperlinks as may be deemed appropriate.

§6. Prior to December 31, 2016, Part II of this ordinance may be modified to allow for the correction of any typographical errors in the text as adopted without the necessity for a vote to be taken by the this Legislature or by the members of any Standing Committee of this Legislature. The County Attorney shall notify the Clerk of the Legislature in writing of the existence of any typographical error and the Clerk will cause such correction to be made and shall notify the members of such correction.

§7. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of

priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§8. Severability. If any part or provision of this ordinance or the application thereof to any person, entity or circumstance shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to that part, provision or application of this ordinance directly involved in the controversy for which such judgment was rendered and shall not be deemed to affect or impair the validity of the remainder of this ordinance to the application thereof to other persons, entities or circumstances.

§9. This ordinance shall take effect forty-five days after its approval by the County Executive.





PROPOSED ORDINANCE NO. 29-2016

AN ORDINANCE TO PROVIDE INFORMATION RELATED TO SUN SAFETY TO  
LIFEGUARDS ASSIGNED TO NASSAU COUNTY OUTDOOR POOLS, BATHING  
BEACHES AND NICKERSON BEACH.

WHEREAS, lifeguards spend long periods of time outdoors, including during the peak hours of the sun's strength; and

WHEREAS, due to their high sun exposure, lifeguards are at increased risk of skin cancers and other negative effects of the sun; and

WHEREAS, Nassau County employs lifeguards, who are assigned to maintain the safety and well-being of swimmers enjoying its swimming pools and bathing beaches; and

WHEREAS, certain lifeguards employed by the Town of Hempstead are assigned to similarly serve Nickerson Beach Park ("Nickerson Beach"), which is County-owned, pursuant an Inter-Municipal Agreement ("IMA") between the Town and the County; and

WHEREAS, lifeguards assigned to Nassau County outdoor swimming pools, bathing beaches, and/or Nickerson Beach should be informed of the high risk set forth above; therefore

BE IT ORDAINED, by the County Legislature of the County of Nassau as follows:

Section 1. Prior to the beginning of each summer season, the Department of Parks, Recreation and Museums shall provide written information to lifeguards assigned to Nassau County swimming pools, bathing beaches and Nickerson Beach in the following form:

**NASSAU COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS**

**SUN SAFETY FOR LIFEGUARDS**

**What is your risk from exposure to Ultraviolet Radiation (UV), which is contained in sunlight?**



The amount of damage from UV exposure depends on the strength of the light, the length of exposure and whether the skin is protected. Lifeguards, due to the nature of their duties, are more at risk to skin exposures that may include blemishes, sun freckles and wrinkles. Continued exposure to sun over time can cause damaged skin to become cancerous.

### **How can you reduce your risk to UV exposure and protect yourself in the sun?**

The easiest way to reduce UV risk is to reduce your direct exposure to the sun. You can do this by wearing protective clothing, such as a baseball or wide-brim hat, and long sleeve t-shirts, as well as using a UV umbrella. You can also use protective sunscreens. Use a sunscreen with a SPF (skin protection factor) of at least 15, and also one that is water-resistant, so it can withstand humidity and sweat. Apply sunscreen fifteen minutes before going into the sun, and reapply every two hours. **Protective clothing and sunscreen are provided by the Nassau County Department of Parks, Recreation and Museums. Lifeguards must wear sunglasses while on duty.** Avoid products such as baby oil, cocoa butter or skin oils which do not protect against sunburn. In addition to reducing your exposure, examine yourself regularly. **NOTE: There are no safe UV rays or safe suntans.**

### **Skin Cancer Self-Examination**

It's important to examine your body monthly because skin cancers detected early can almost always be cured. The most important warning sign is a spot on the skin that is changing in size, shape or color during a period of one month to one or two years.

Skin cancers often take the following forms:

- Pale, wax-like, pearly nodules.
- Red, scaly, sharply outlined patches.
- Sores that don't heal.

- Small, mole-like growths – melanoma, the most serious type of skin cancer.

**If you find such unusual skin changes, see a health care professional immediately.**

Also advise you employer of any sun related condition or medical diagnosis.

§ 2. All lifeguards who receive the informational form pursuant to paragraph 1 of this ordinance shall verify their receipt of the same by signing a form acceptable to the Commissioner of the Department of Parks, Recreation and Museums. The form must be kept on file by the Department for the duration of the summer season for which the informational form was disseminated.

§ 3. It that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this budget transfer is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. “Routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is a class of actions which does not have a significant effect on the environment; and no further review is required.

§ 3. This ordinance shall be effective immediately.

**PROPOSED ORDINANCE NO.      30 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
300,000	New York State Department of Health	GRT	HE	AA	207,452
		GRT	HE	AB	86,320
		GRT	HE	DD	2,700
		GRT	HE	HH	3,528

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 31 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
55,355	New York State Department of Health	GRT	HE	AA	42,346
		GRT	HE	AB	12,359
		GRT	HE	HH	650

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO. 32 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
15,238	New York State Department of Health	GRT	HE	AA	9,765
		GRT	HE	AB	5,294
		GRT	HE	HH	179

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 33 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
523,600	New York State Department of Health	GRT	HE	AA	393,163
		GRT	HE	AB	129,637
		GRT	HE	DD	800

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO. 34-2016**

An Ordinance supplemental to the annual appropriation ordinance in connection with the Medical Examiner \ Division of Forensic Services

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
7,000	New York State Division of Criminal Justice Services	GRT	ME	AA	1,519
		GRT	ME	DD	5,481

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part



617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 35 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
155,000	New York State Department of Health	GRT	HE	AA	117,753
		GRT	HE	AB	33,102
		GRT	HE	DE	4,145

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 36-2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 10, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
145,955	New York State Department of Health	GRT	HE	AA	118,966
		GRT	HE	AB	26,989

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO. 37 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Traffic Safety Board.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated, March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
101,306	STOP-DWI Foundation Grant	GRT	TS	DE	51,306
		GRT	TS	HH	50,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that

this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 38 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the District Attorney's Office.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 2, 2016 addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
1,400	American Society for the Prevention of Cruelty to Animals	GRT	DA	DD	1,400

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that

this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 39 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
23,764	New York State Department of Health	GRT	HE	AA	16,055
		GRT	HE	AB	7,709

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO. 40 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
18,784	New York State Department of Health	GRT	HE	AA	13,019
		GRT	HE	AB	996
		GRT	HE	DD	4,769

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 41 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Traffic Safety Board.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated, March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
1,380,000	STOP-DWI Foundation Grant	GRT	TS	BB	33,767
		GRT	TS	DD	52,533
		GRT	TS	DE	213,700
		GRT	TS	HH	1,080,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part

617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 42 –2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Information Technology.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUN D</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
235,000	U.S. Department of Justice	GRT	IT	BB	235,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section



617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO.**

**43–2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
16,751	New York State Department of Health	GRT	HE	AA	9,159
		GRT	HE	AB	3,691
		GRT	HE	DD	3,901

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO.****44-2016**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 2, 2016, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
198,425	New York State Department of Health	GRT	HE	AA	146,901
		GRT	HE	AB	50,178
		GRT	HE	DD	1,346

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





PROPOSED ORDINANCE NO. 45 - 2016

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE AND TO TRANSFER APPROPRIATIONS HERETOFORE MADE WITHIN  
TO RECONCILE THE COUNTY'S FINANCIAL RECORDS FOR THE BUDGET YEAR  
OF 2015

WHEREAS, it has been determined that certain transfers are needed to close the fiscal year of 2015; and

WHEREAS, among the unspent 2015 resources \$8,000,000 remain in the Debt Service Chargebacks account of the County's General Fund; and

WHEREAS, the County remain committed to using these resources for payments associated with the employee retirement; and

WHEREAS, on September 27, 2004, the Nassau County Legislature established the Retirement Contribution Reserve Fund, as provided by General Municipal Law §6-r; and

WHEREAS, the Retirement Contribution Reserve Fund may contain resources for payment of costs associated with employee retirement in a separate account maintained by the Treasurer; and

WHEREAS, the resources in this fund to be used only to pay for retirement contribution payments must be separately authorized by this Legislature; and

WHEREAS, the Legislature finds that the remaining unspent resources in the fringe benefits accounts in the General Fund should also be used to fund the Retirement Contribution Reserve Fund in order that they be available to pay the costs associated with employee retirement; and

WHEREAS, the County Executive, by communication dated April 8, 2016, addressed to the County Legislature, has advised that transfers of appropriations heretofore made and supplemental appropriations are required; and

WHEREAS, this transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BT-Year End 2015 as follows:

BOARD TRANSFER- YEAR END 2015

**BTCW1500054**

	<u><b>CODE</b></u>	<u><b>DESCRIPTION</b></u>	<u><b>AMOUNT</b></u> <u><b>(in dollars)</b></u>
<u><b>FROM</b></u>	BU-GEN-1770-HD	General Fund – Debt Service Charge Backs	<b>17,708,513.80</b>
<u><b>TO</b></u>	AT-GEN-1100-DE	County Attorney-Contractual Expenses	1,098,841.73
	BU-GEN-1740-67967	Office of Management & Budget – Bar Association	99,334.75
	BU-GEN-1750-7097F	Office of Management & Budget – FIT Resident Tuition	2,873,968.43
	BU-GEN-1770-HF597	Office of Management & Budget – Interdepartmental Charges	1,993,426.77
	BU-GEN-3100-AA97Z	Office of Management & Budget – Salaries	1,139,497.00
	CC-GEN-1210-DD497	Correctional Center-General Expenses	131,150.55
	CF-GEN-3000-DD497	Constituent Affairs-General Expenses	33,591.81
	CO-GEN-1200-HH597	Comptrollers-Interfund Charges	121,630.50
	EL-GEN-2000-DD497	Board of Elections – General Expenses	30,778.51
	HE-GEN-2000-HF597	Health Department – Interdepartmental Charges	175,982.00
	HE-GEN-4100-HF597	Health Department – Interdepartmental Charges	103,396.08
	HI-GEN-1000-AA97Z	Housing – Salaries	239,575.74
	IT-GEN-1000-DD497	Information Technologies-General Expenses	9,051.40
	IT-GEN-1400-DE547	Information Technologies-Contractual Expenses	792,369.06
	IT-GEN-1200-DF557	Information Technologies- Utilities	14,443.87
	LR-GEN-1000-DE547	Labor Relations- Contractual Expenses	36,150.00
	PR-GEN-1100-DD497	Purchasing – General Expenses	1,285.45
	PW-GEN-1050-AC15I	Public Works- Workers Compensation	38,150.95
	PW-GEN-150-DE547	Public Works – Contractual Expenses	

			775,889.20
	FB-GEN-3800-LF615	Fringe Benefits – Retirement Reserve	8,000,000.00
	<b>Total</b>		<b>17,708,513.80</b>

**Police District Fund:**

**BTCW1500055**

	<b><u>CODE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u></b> <b><u>(in dollars)</u></b>
<b><u>FROM</u></b>	PD-PDD-2400-AA98Z	Police District – Salaries	<b>254,710.00</b>
<b><u>TO</u></b>	PD-PDD-2600-HF597	Police District – Interdepartmental Charges	254,075.00
	PD-PDD-2000-HH597	Police District – Interfunds Charges	635.00
	<b>Total</b>		<b>254,710.00</b>

**Police Headquarters Fund:**

**BTCW1500056**

	<b><u>CODE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u></b> <b><u>(in dollars)</u></b>
<b><u>FROM</u></b>	PD-PDH-1500-AA98Z	Police Headquarters – Salaries	<b>2,568,874.63</b>
<b><u>TO</u></b>	PD-PDH-1000-HF597	Police Headquarters – Interdepartmental Charges	736,495.00
	PD-PDH-1153-HD59F	Police Headquarters – Debt Service Chargebacks	902,412.00
	PD-PDH-1100-LB611	Police Headquarters – Transfer to General Fund	929,967.63
	<b>Total</b>		<b>2,256,887.63</b>

**Fire Commission Fund:**

**BTCW1500057**

	<b><u>CODE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u></b> <b><u>(in dollars)</u></b>
<b><u>FROM</u></b>	FC-FCF-1200-AA98Z	Fire Commission – Salaries	321,390.00
	FC-FCF-1300-AA98Z	Fire Commission – Salaries	312,291.71
	FC-FCF-1300-DE548	Fire Commission – Contractual Services	106,407.09
	FC-FCF-1100-DE548	Fire Commission – Contractual Services	13,191.00
	FC-FCF-1100-DD498	Fire Commission – General Expense	74,823.00
	FC-FCF-1200-DD498	Fire Commission – General Expense	13,244.00

	FC-FCF-1500-DD498	Fire Commission – General Expense	28,688.00
	FC-FCF-1100-BB198	Fire Commission – Equipment	6,614.00
	FC-FCF-1400-BB198	Fire Commission – Equipment	768.00
	FC-FCF-1500-BB198	Fire Commission – Equipment	2,666.00
	FC-FCF-1000-AB10F	Fire Commission – Fringe Benefit	162,573.41
	<b>Total</b>		<b>1,042,656.21</b>
<b><u>TO</u></b>	FC-FCF-1000-LB611	Fire Commission – Transfer to Genereal Fund	674,854.21
	FC-FCF-1100-HD59F	Fire Commission – Debt Service Chargebacks	365,650.00
	FC-FCF-1000-HF597	Fire Commission – Interdepartmental Chargebacks	2,152.00
	<b>Total</b>		<b>1,042,656.21</b>

**Sewer and Storm Water District Fund:**

**BTCW1500059**

	<b><u>CODE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u> <u>(in dollars)</u></b>
<b><u>FROM</u></b>	PW-SSW-6000-FF568	Sewer & Storm Ware District – Interest on Debt	<b>2,826,937.32</b>
<b><u>TO</u></b>	PW-SSW-6000-DE547	Sewer & Storm Ware District – Contractual Services	1,455,424.84
	PW-SSW-6000-GG577	Sewer & Storm Ware District – Principal on Bonded Debt	1,371,051.00
	PW-SSW-6000-DF557	Sewer & Storm Ware District – Utilities	461.48
	<b>Total</b>		<b>2,826,937.32</b>

**FEMA Fund:**

**BTCW1500058**

	<b><u>CODE</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>AMOUNT</u> <u>(in dollars)</u></b>
<b><u>FROM</u></b>	EL-FEM-1000-AA98Z	FEM Fund- Board of Elections -Salaries	<b>20,852.13</b>
<b><u>TO</u></b>	EL-FEM-1000-DD	FEM Fund- Board of Elections –General Expenses	<b>20,852.13</b>

and

WHEREAS, the said transfer of appropriations and supplemental appropriations is

recommended by the County Executive in said communication and is within the scope of Section 307 of the County Government Law of Nassau County; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. The Comptroller shall fund the Retirement Contribution Reserve Fund with \$8,000,000 as unspent resources from the General Fund;

§2. The County Legislature does also hereby authorize the said transfer of appropriations heretofore made in order to close fiscal year 2015, as hereinabove set forth; and

<p>§3. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:<b><u>TOTAL</u></b> <b><u>AMOUNT</u></b> (in dollars)</p>	<p><b><u>SOURCE OF FUNDS</u></b></p>	<p><b><u>APPROPRIATED TO:</u></b></p>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
15,101,678.23	New York State Emergency Management	FEM	FM	HH	16,799.34
		FEM	FM	HH	4,912.55
		FEM	FM	HH	16,470.28
		FEM	FM	HH	179,650.10
		FEM	FM	HH	560.15
		FEM	FM	HH	90,110.81
		FEM	FM	HH	9,135.89
		FEM	FM	HH	287.52

§3. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts: <b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
		FEM	FM	HH	30,851.90
		FEM	FM	HH	946,873.70
		FEM	FM	HH	71,290.72
		FEM	FM	HH	7,308,431.60
		FEM	FM	HH	4,831,410.88
		FEM	FM	HH	626,505.69

§4. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§5. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the

environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§6. This ordinance shall take effect immediately.





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NASSAU COUNTY LEGISLATURE

RULES COMMITTEE

NORMA GONSALVES, Chairwoman

1550 Franklin Avenue  
Mineola, New York

Monday, April 25, 2016  
4:33 P.M

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A P P E A R A N C E S :

NORMA GONSALVES,  
Chairwoman

RICHARD NICOLELLO,  
Vice Chairman

DENNIS DUNNE

HOWARD KOPEL

KEVAN ABRAHAMS,  
Ranking

JUDY JACOBS

CARRIE SOLAGES

MICHAEL C. PULITZER,  
Clerk of the Legislature

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LIST OF SPEAKERS

GREG MAY.....	5
KEN ARNOLD.....	6
DAVID RICH.....	13
LISA LOCURTO.....	17
EILEEN KRIEB.....	27
GERRY PODLESACK.....	30
KIM TEMPESTA.....	33
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1 Rules Committee/4-25-16

2 CHAIRWOMAN GONSALVES: Please  
3 call the roll for the Rules Committee.

4 CLERK PULITZER: Thank you,  
5 Madam. Legislator Carrie Solages?

6 LEGISLATOR SOLAGES: Here.

7 CLERK PULITZER: Legislator  
8 Judith Jacobs?

9 LEGISLATOR JACOBS: Here.

10 CLERK PULITZER: Ranking Member  
11 Kevan Abrahams?

12 LEGISLATOR ABRAHAMS: Here.

13 CLERK PULITZER: Alternate Deputy  
14 Presiding Officer Howard Kopel?

15 LEGISLATOR KOPEL: Here.

16 CLERK PULITZER: Legislator  
17 Dennis Dunne, Sr.?

18 LEGISLATOR DUNNE: Here.

19 CLERK PULITZER: Vice Chairman  
20 Richard Nicoletello?

21 LEGISLATOR NICOLELLO: Here.

22 CLERK PULITZER: Chairwoman Norma  
23 Gonsalves?

24 CHAIRWOMAN GONSALVES: Present.

25 CLERK PULITZER: We have a

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2 quorum.

3 CHAIRWOMAN GONSALVES: Thank you  
4 very much, Mr. Pulitzer. To begin with the  
5 Rules Committee, we will begin with Item  
6 B-15, a resolution authorizing the County  
7 Executive to award and execute a contract  
8 between the County of Nassau acting on  
9 behalf of the Nassau County Department of  
10 Public Works and Carlo Lizza & Sons, Inc.  
11 Motion, please.

12 LEGISLATOR KOPEL: So moved.

13 LEGISLATOR DUNNE: Second.

14 CHAIRWOMAN GONSALVES: Moved by  
15 Legislator Kopel, seconded by Legislator  
16 Dunne. Talk to us.

17 MR. MAY: We have Mr. Ken Arnold  
18 here but the first one B-15, 16 is a paving  
19 contract with Carlo Lizza & Sons for \$1.2  
20 million. It's a pretty standard road paving  
21 contract procured lowest responsible bidder.

22 CHAIRWOMAN GONSALVES: Any  
23 questions? Minority Leader.

24 LEGISLATOR ABRAHAMS: Mr. Arnold,  
25 the contract's disclosure form indicates

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2 that Mr. Lizza is actually a shareholder but  
3 on the principal questionnaire form for the  
4 current contract it indicated that Mr. Lizza  
5 does not have any equity interest in the  
6 company.

7 We're trying to, from doing our  
8 own background check, we are trying to make  
9 sure we understand the relationship with the  
10 company, and the ownership interest in the  
11 company, and are you guys aware of it as  
12 well?

13 MR. ARNOLD: I have to go back  
14 and look into the difference between the  
15 two. My understanding is that he is a  
16 shareholder in the company but I would have  
17 to go back and I would have to question  
18 that.

19 LEGISLATOR ABRAHAMS: I make a  
20 motion to table this item until we're able  
21 to get that information. They can't tell us  
22 whether or not -- the contract disclosure  
23 form indicates that Mr. Lizza is a  
24 shareholder.

25 However, the principal

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2 questionnaire form for the current contract  
3 has indicated that he does not have any  
4 equity or interest in the company. One of  
5 them is right. If you guys want to take a  
6 second, go right ahead.

7 CHAIRWOMAN GONSALVES: It doesn't  
8 appear, Minority Leader, it doesn't appear  
9 as though he has an equity or share in the  
10 company according to the forms that we are  
11 looking here.

12 LEGISLATOR ABRAHAMS: That's what  
13 I'm saying.

14 LEGISLATOR NICOLELLO: I'm going  
15 to jump in. It looks like the secretary of  
16 the corporation filed a form. In fact, if  
17 you look at number two, it indicates he's  
18 been secretary since 2013. He is the  
19 individual that signed.

20 So number three looks like the  
21 secretary is saying, do you have an equity  
22 interest in the business, the questionnaire,  
23 the secretary is saying no. It looks like  
24 that person, the person signing the form is  
25 answering for himself, Lizza is the

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2 principal. He's not the person that filled  
3 out the form though.

4 LEGISLATOR ABRAHAMS: But the  
5 secretary is filing on behalf of Mr. Lizza,  
6 Mr. Tomayo?

7 LEGISLATOR NICOLELLO: I think  
8 he's filing on behalf of Carlo Lizza & Sons,  
9 Inc. Filing on behalf of the company which  
10 is Carlo Lizza & Sons, Inc., identified  
11 Eliya Lizza as a principal. He's saying as  
12 the secretary. The secretary has no equity  
13 interest, the person who signed the form.

14 LEGISLATOR ABRAHAMS: We will put  
15 a motion up to table for clarification.

16 CHAIRWOMAN GONSALVES: Second for  
17 the motion?

18 LEGISLATOR SOLAGES: Second.

19 CHAIRWOMAN GONSALVES: All those  
20 in favor of tabling signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 CHAIRWOMAN GONSALVES: Anything  
25 else, Mr. Arnold, regarding this contract



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2 that you need to add?

3 MR. ARNOLD: No, I don't.

4 CHAIRWOMAN GONSALVES: Then there  
5 being none, all those in favor of B-15  
6 signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (Nay.)

10 The item passes four to three.

11 MR. MAY: Excuse me, Madam  
12 Presiding Officer?

13 CHAIRWOMAN GONSALVES: Yes.

14 MR. MAY: Since we have Ken here,  
15 can we do E-98 and E-99?

16 CHAIRWOMAN GONSALVES: I don't  
17 care. E-98 and E-99, let me put it on the  
18 floor. E-98 is a resolution authorizing the  
19 County Executive to execute an amendment to  
20 a personal services agreement between the  
21 County of Nassau acting on behalf of the  
22 Nassau County Department of Public Works and  
23 Municipal Testing Lab;

24 E-99, a resolution authorizing  
25 the County Executive to execute an amendment

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2 to a personal services agreement between the  
3 County of Nassau acting on behalf of the  
4 Nassau County Department of Public Works and  
5 Gannett Fleming Engineers.

6 Motion, please, for the two.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR NICOLELLO: Second.

9 CHAIRWOMAN GONSALVES: Moved by  
10 Legislator Dunne, seconded by Legislator  
11 Nicolello. Now, Mr. Arnold, talk about each  
12 of them.

13 MR. ARNOLD: E-98 is a contract  
14 amendment for municipal testing services.  
15 They are a materials testing lab. They  
16 handle all the concrete cylinder lab  
17 testing, asphalt tests, and any other type  
18 of miscellaneous materials testing that is  
19 required as part of all construction  
20 contracts or permit projects being done in  
21 Nassau County.

22 The amendment goes to the end of  
23 July. We are currently processing a new  
24 contract that will replace this amended  
25 contract for a new duration. That should

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2 come to probably in the next legislative  
3 session.

4 E-99 is a construction management  
5 contract for Bay Park. It is for the storm  
6 water pumping system that will pump out the  
7 water that falls within the bermed area of  
8 Bay Park. Gannet Plumbing was the second  
9 technically ranked firm -- the number one  
10 technically ranked firm was also the  
11 designer of the project. So the department  
12 felt that in the best interest of this  
13 project not to have the designer as the  
14 construction manager.

15 So we went to the second  
16 technically ranked firm. They are also the  
17 most responsive core proposal. This job is  
18 a FEMA project and is 100 percent reimbursed  
19 through the eight ten grant that we have.

20 CHAIRWOMAN GONSALVES: Any  
21 questions for Mr. Arnold on these two items?

22 (No verbal response.)

23 There being none, all those in  
24 favor of E-98 and E-99 signify by saying  
25 aye.

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2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 Any abstentions?

6 (Abstain.)

7 Four, zero, three.

8 Next I'm going to block four of  
9 them. I will call them separately. Item  
10 E-77, a personal service agreement between  
11 the County of Nassau acting on behalf of the  
12 Traffic and Parking Violations Agency and  
13 Elizabeth D. Pessala;

14 E-81, a personal service  
15 agreement between the County of Nassau  
16 acting on behalf of the Traffic and Parking  
17 Violations Agency and Salvatore J. Nicosia;

18 E-96, a personal service  
19 agreement between the County of Nassau  
20 acting on behalf of the Traffic and Parking  
21 Violations Agency and Anthony D. Perri;

22 And E-97, a resolution  
23 authorizing the County Executive to execute  
24 a personal services agreement between the  
25 County of Nassau acting on behalf of the

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2 Traffic and Parking Violations Agency and  
3 Zelda Jonas.

4 Motion, please.

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR NICOLELLO: Second.

7 CHAIRWOMAN GONSALVES: Moved by  
8 Legislator Dunne, seconded by Legislator  
9 Nicolello.

10 MR. MAY: These are four judicial  
11 hearing officer contracts. These are  
12 judicial hearing officers who hear cases for  
13 us at the Traffic and Parking Violations  
14 Agency.

15 CHAIRWOMAN GONSALVES: We have?

16 MR. MAY: Mr. David Rich behind  
17 me but if we can get away with just me  
18 answering the questions, I'll do that.

19 MR. RICH: Legislator Nicolello,  
20 last session that we had for Rules earlier  
21 this month you asked about oversight for the  
22 judges.

23 Any complaints or oversight would  
24 be by the administrative judge for all of  
25 Nassau County which is currently Judge

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2 Thomas Adams.

3 LEGISLATOR NICOLELLO: Great.

4 Thank you. Thanks for following up on that.

5 CHAIRWOMAN GONSALVES: Minority  
6 Leader.

7 LEGISLATOR ABRAHAMS: Yes. Real  
8 quick, Mr. May. All these people are  
9 currently serving in their capacity as a  
10 judicial hearing officer?

11 MR. MAY: I believe all these  
12 individuals are currently serving, yes.

13 CHAIRWOMAN GONSALVES: Any other  
14 legislators?

15 (No verbal response.)

16 There being no other comments,  
17 all those in favor of the E-77, E-81, E-96,  
18 and E-97 signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (No verbal response.)

22 So they pass unanimously. Thank  
23 you very much. I appreciate that.

24 E-85, a resolution authorizing  
25 the County Executive to execute an amendment

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2 to a personal services agreement between the  
3 County of Nassau on behalf of the Department  
4 of Social Services and Laboratory  
5 Corporation of America Holdings.

6 Motion, please.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR KOPEL: Second.

9 CHAIRWOMAN GONSALVES: Moved by  
10 Legislator Dunne, seconded by Legislator  
11 Kopel. Who is here to speak on this item?  
12 Mr. May.

13 MR. MAY: This is a contract for  
14 paternity testing for the Department of  
15 Social Services. It's \$24,000. As a brief  
16 programing note, we are now marking all  
17 under \$25,000 contracts with the U  
18 designation, as opposed to the E  
19 designation.

20 However, some of these contracts  
21 were already on file before that decision  
22 was made, so going forward you will start  
23 seeing more of the U designations, or  
24 hopefully less of the U designations.

25 CHAIRWOMAN GONSALVES: Any

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2 questions or comments for Mr. May?

3 LEGISLATOR ABRAHAMS: Mr. May, in  
4 our reading of the backup, it looks like  
5 we're missing the lobbyist disclosure.

6 MR. MAY: Sorry. I'm going to  
7 ask Paul if he has a copy handy with him.  
8 Can you hold on one second? I will look on  
9 the computer.

10 CHAIRWOMAN GONSALVES: We got it.

11 MR. MAY: Thank you. On another  
12 programming note, we are looking to order  
13 all of the documents so it will be  
14 uniformed, you will see the contract  
15 summary, the NIFA sheet, Appendix A, which I  
16 think is the campaign disclosure form,  
17 Appendix B, and the various disclosure  
18 forms. So going forward, they are all going  
19 to be upfront contracts, we don't have to  
20 dig through like we are.

21 CHAIRWOMAN GONSALVES: Any other  
22 comments or questions for Mr. May?

23 (No verbal response.)

24 There being none, all those in  
25 favor of E-85 signify by saying aye.



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2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 Any abstentions?

6 (Abstain.)

7 Four, zero, three.

8 The next one is E-94, a special  
9 counsel contract entered into by Nassau  
10 County attorney and Ryan, Brennan &  
11 Donnelly, L.L.P.

12 Motion, please.

13 LEGISLATOR DUNNE: So moved.

14 LEGISLATOR NICOLELLO: Second.

15 CHAIRWOMAN GONSALVES: Moved by  
16 Legislator Dunne, seconded by Legislator  
17 Nicolello. Who is going to talk on this  
18 one?

19 MR. MAY: Ms. Locurto.

20 MS. LOCURTO: Good afternoon,  
21 legislators. This is a special counsel  
22 contract. Special counsel will be providing  
23 their advice and counsel to the  
24 indemnification boards in the county. There  
25 are three indemnification boards, the

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2 employee, the police officer and peace  
3 officers. The reason counsel is necessary  
4 is to give the members of the  
5 indemnification board the ability to consult  
6 and to understand certain potential legal  
7 issues that may arise in their deliberations  
8 on issues of indemnification.

9 Also, there are times when there  
10 are conflicts of interest when the County  
11 Attorney cannot provide advice or make  
12 presentations before the indemnification  
13 board and that's some of the services that  
14 are provided in this contract.

15 CHAIRWOMAN GONSALVES: Any  
16 questions of Ms. Locurto? Yes, Minority  
17 Leader.

18 LEGISLATOR ABRAHAMS: Thank you,  
19 Ms. Locurto. We weren't able to determine  
20 from the backup, were there any other firms  
21 that responded to RFQ?

22 MS. LOCURTO: I believe this  
23 procurement was through the panel. This  
24 firm was selected from the qualified counsel  
25 because of their experience with providing

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2 counsel to other indemnification boards in  
3 other municipalities. So they had a  
4 particular expert expertise and knowledge in  
5 this area, and we looked at the other  
6 special counsel on the panel, we felt that  
7 they were the best qualified.

8 LEGISLATOR ABRAHAMS: So, who  
9 else responded? Was there anybody else that  
10 responded?

11 MS. LOCURTO: There was a panel  
12 of counsel -- for qualified counsel, I'm  
13 sorry.

14 LEGISLATOR ABRAHAMS: Who makes  
15 up that panel?

16 MS. LOCURTO: An RFQ is sent out  
17 soliciting requests for proposals and  
18 qualifications from various law firms.

19 They submit their proposals  
20 indicating their qualifications of their  
21 areas and specialized expertise in services  
22 they can provide to the county, but the  
23 county then can use, if there is a conflict  
24 of interest, or if there is a particular  
25 area of expertise that the County Attorney's

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2 Office does not have and cannot provide.

3 LEGISLATOR ABRAHAMS: Did they  
4 submit a bid of how much it would cost to do  
5 this work?

6 MS. LOCURTO: The request for  
7 qualification proposal that the County  
8 Attorney's Office sent out specified the  
9 parameters of what compensation would be for  
10 and what rates are set forth.

11 LEGISLATOR ABRAHAMS: I'm just  
12 trying to get the technical way of how I  
13 should ask this. I'm just trying to find  
14 out, when the County Attorney's Office sent  
15 out the RFQ, the request for qualifications,  
16 who responded? That's what I'm driving at.

17 I see Ryan, Brennan & Donnelly  
18 responded. Were there any other firms that  
19 responded to this RFQ when this RFQ went  
20 out?

21 MS. LOCURTO: Yes. There were  
22 various law firms. I can give you a list of  
23 all the law firms that responded to request  
24 for qualifications?

25 LEGISLATOR ABRAHAMS: And

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2 amounts. Yes. Do you have that with you?

3 MS. LOCURTO: Do I have the  
4 physical list of every law firm that  
5 responded to the request for qualifications,  
6 I do not have them with me at present but I  
7 can provide it to you, barring no objection  
8 from the County Attorney or anything of that  
9 nature.

10 LEGISLATOR ABRAHAMS: Just to be  
11 clear, the RFQ was specifically for  
12 representation for the indemnification  
13 board?

14 MS. LOCURTO: No. The RFQ, the  
15 request for qualifications, it was for  
16 counsel that the County Attorney's Office  
17 may need from time to time.

18 As I said, there could be  
19 conflicts of interest that arise where the  
20 County Attorney's Office cannot continue  
21 with the representation because they are  
22 ethically unable to do it.

23 There could be a certain level of  
24 expertise in an area of law that deputy  
25 county attorneys who have a wide knowledge

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2 of civil litigation but they may not have a  
3 expertise in a particular area of law. One  
4 that comes to mind is bankruptcy. That's an  
5 area that we don't deal with on a regular  
6 basis and there may be peculiarities that  
7 require counsel experience, seasoned counsel  
8 to give counsel advice to the county and to  
9 represent us if need be.

10 Representing the indemnification  
11 board, the purpose of the indemnification  
12 board is to determine whether or not a  
13 county employee should be indemnified for  
14 the actions that they carry out in the  
15 county. So there are instances where the  
16 members of the indemnification board may  
17 need legal counsel.

18 There can be various county  
19 employees coming before the indemnification  
20 board that may have a conflict of interest  
21 where the County Attorney's Office cannot  
22 give advice to the indemnification board at  
23 the same time it's representing the employee  
24 before the indemnification board.

25 So, we realize there is this

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2 need. We look at the request of respondents  
3 to the request for qualifications.

4 The County Attorney's Office made  
5 the determination which firm could best  
6 provide, had a specialized area in  
7 representing other municipalities in the  
8 indemnification board, and this particular  
9 firm was selected.

10 This contract is an amendment to  
11 an existing contract. It extends it for  
12 another two years. So we were satisfied  
13 with the services they had been providing  
14 previously and we are continuing with it.  
15 That's why we exercised our option to  
16 continue.

17 LEGISLATOR ABRAHAMS: Just to sum  
18 up, Ms. Locurto, my last question, you said  
19 there were other municipalities that helped  
20 you determine that this firm was the best  
21 firm?

22 MS. LOCURTO: No, no. I think to  
23 clarify my testimony, this firm has  
24 represented other municipalities and that  
25 was one of the factors in considering why we

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2 felt this was the best firm.

3 LEGISLATOR ABRAHAMS: That's what  
4 I'm driving at.

5 MS. LOCURTO: Because of their  
6 experience representing municipalities. The  
7 indemnification is something that is  
8 governed by New York State statute. It's  
9 particular to municipalities. There are  
10 nuances in the legal questions that may  
11 arise around indemnification, so that's why  
12 we want to make sure we select a firm that  
13 understands and has that expertise or  
14 knowledge in that area.

15 LEGISLATOR ABRAHAMS: Thank you.

16 CHAIRWOMAN GONSALVES: Any other  
17 comments or questions from the legislators?

18 (No verbal response.)

19 There being none, all those in  
20 favor of E-94 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 The item passes four to three.

25 I'm going to call E-95 with U-2.



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2 E-95 is a personal services agreement  
3 between the County of Nassau acting on  
4 behalf of the Nassau County Department of  
5 Parks, Recreation and Museums and Mary  
6 Nagin;

7 And U-2, a personal services  
8 agreement between the County of Nassau  
9 acting on behalf of the Nassau County  
10 Department of Parks, Recreation, and Museums  
11 and Janet Demarest.

12 Motion, please.

13 LEGISLATOR DUNNE: So moved.

14 LEGISLATOR NICOLELLO: Second.

15 CHAIRWOMAN GONSALVES: Moved by  
16 Legislator Dunne, seconded by Legislator  
17 Kopel. Who is here, you're going to speak  
18 on it, Mr. May?

19 MR. MAY: These are two  
20 contracts; E-95 is for 19th Century Music  
21 performed by Ms. Mary Nagin.

22 The other, U-2, not the band, is  
23 for story telling by Ms. Janet Demarest.  
24 These are for programs at the Old Bethpage  
25 Village Restoration.

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2 CHAIRWOMAN GONSALVES: Both of  
3 them?

4 MR. MAY: Correct.

5 CHAIRWOMAN GONSALVES: Any  
6 questions regarding these two items? Go  
7 ahead, Legislator Jacobs.

8 LEGISLATOR JACOBS: Greg, I  
9 noticed on this that there is no lobbyist  
10 disclosure form again and no contractor's  
11 disclosure form on this piece of  
12 legislation. Let me bring my computer back  
13 over and I will take a look at it.

14 LEGISLATOR JACOBS: E-95.

15 MR. MAY: Which form did you say  
16 was missing?

17 LEGISLATOR JACOBS: The lobbyist  
18 disclosure form was missing and the  
19 contractor's disclosure form. I know it's  
20 not a contractor, it's a musician. Right?

21 MR. MAY: Correct. The  
22 contractors, consultants, and vendor's  
23 disclosure form I have on my PDF as page 25.  
24 Starting at page 25 on my PDF.

25 LEGISLATOR JACOBS: Really? Not

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2 applicable. It says that on yours? Okay.  
3 All right. Which one did you say was  
4 missing for U-2, the contract designated  
5 U-2?

6 LEGISLATOR JACOBS: You're going  
7 with your Us and we're still on our Es here.  
8 E-95.

9 MR. MAY: For E-95, on my PDF  
10 copy it starts at page 25 for the business  
11 disclosure form, the consultants,  
12 contractors, and vendors disclosure form.

13 LEGISLATOR JACOBS: Lobby's  
14 disclosure form.

15 MR. MAY: Looking at the forms  
16 here, she's indicating that there was no  
17 lobbying done.

18 LEGISLATOR JACOBS: Maybe I can  
19 help a little bit. Since I asked the  
20 question, is it correct that this is grant  
21 money?

22 MR. MAY: Hotel Motel.

23 MS. KRIEB: Hotel Motel.

24 CHAIRWOMAN GONSALVES: What would  
25 happen if we table this?

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2 LEGISLATOR NICOLELLO: No stories  
3 at Bethpage?

4 MS. KRIEB: The season is  
5 starting with the music. She has the  
6 directions. She responded not applicable on  
7 Number 4, page 2 of the disclosure form. So  
8 I'm not sure what else you're expecting from  
9 her, on the disclosure form on the page.

10 MR. MAY: I'm sorry, I feel like  
11 how many people need no change a light bulb  
12 here? The past practice has been, if the  
13 vendor has not indicated that there was a  
14 lobbyist in use, we were not asking them to  
15 fill out the lobbyist registration and  
16 disclosure form as it would be additionally  
17 redundant from the form that says that they  
18 did not -- they did not engage in lobbying  
19 activities.

20 Our preference would be to not  
21 table this over this particular issue, but  
22 obviously that's not our decision to make.  
23 But if the vendor in both cases indicate  
24 that no lobbying was performed, I mean, if  
25 they're trying to get one over on us, it's

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2 not going to matter whether or not we have  
3 the other form or not. They already said  
4 there is no lobbying.

5 LEGISLATOR NICOLELLO: We just  
6 have to find out whether the law requires  
7 that this additional disclosure form be  
8 included. If it does, then it does.  
9 Whether or not it's redundant or not.

10 MR. MAY: You are correct. I  
11 understand.

12 CHAIRWOMAN GONSALVES: Ms. Krieb,  
13 our next committee meetings will be May 9th,  
14 is that timely enough for you?

15 When is this person supposed to  
16 begin doing what she's supposed to be doing?

17 MS. KRIEB: April 8th is her  
18 first event at Bethpage, supposed to be  
19 April 8th and 9th which we've delayed since  
20 we didn't get here in time. So now her next  
21 one is May 7th. She enhances the program  
22 for the school groups. So she's there  
23 almost every day for four hours.

24 CHAIRWOMAN GONSALVES: I'm sorry  
25 to do this, but I'm going to ask for a

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2 motion to table.

3 LEGISLATOR NICOLELLO: So moved.

4 LEGISLATOR DUNNE: Second.

5 CHAIRWOMAN GONSALVES: Moved by  
6 Legislator Nicolello, seconded by Legislator  
7 Dunne. All those in favor the tabling E-95  
8 and U-2, signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (No verbal response.)

12 The items E-95 and U-2 will be  
13 tabled. Mr. Podlesak, you have something to  
14 add now that we tabled it?

15 MR. PODLESAK: My examination of  
16 the law is, if you don't have a lobbyist,  
17 you don't need to have a lobbying  
18 registration form included. But that's how  
19 I see it. But it's the decision of the  
20 Legislature.

21 CHAIRWOMAN GONSALVES: No, it's  
22 not.

23 MR. PODLESAK: I will consult  
24 with the County Attorney and we will give  
25 you a definitive answer.

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2 MR. MAY: Listen, we have to have  
3 information for you before the next  
4 committee meeting of the Rules Committee.  
5 If the bulk of the contracts don't use  
6 lobbyists, and they haven't included the  
7 lobbyist registration form because they  
8 haven't used lobbyists, then you guys need  
9 some kind of clarification before the next  
10 Rules Committee meeting, otherwise we're not  
11 going to get any business done. So it will  
12 be before then.

13 CHAIRWOMAN GONSALVES: Mr. May,  
14 you have to get that information for us.

15 MR. MAY: Gerry is on it.

16 CHAIRWOMAN GONSALVES: Sorry  
17 about that. E-95 and U-2.

18 LEGISLATOR DUNNE: So, just to be  
19 clear, they all have to have that form  
20 whether they have lobbyists or not, and if  
21 there is none, they write none on it?

22 MR. MAY: I guess that's the  
23 question. Our opinion is that if they don't  
24 have a lobbyist, then a lobby registration  
25 form would be superfluous since they are not

1 Rules Committee/4-25-16

2 the lobbyist registering with the county.

3 They're only supposed to indicate  
4 whether or not they used a lobbyist. If  
5 they say no to the lobbyist, what are they  
6 going to say, they're going to hand in a  
7 lobbying registration form with no  
8 information on it? That's where we find  
9 ourselves.

10 CHAIRWOMAN GONSALVES: So we will  
11 get that information from the County  
12 Attorney for the next meeting, May 9th, I'm  
13 sorry.

14 MR. MAY: That's correct.

15 CHAIRWOMAN GONSALVES: We are now  
16 going to E-100, a personal services  
17 agreement between the County of Nassau  
18 acting on behalf of the Nassau County  
19 Medical Examiner and Dr. Henry Dondero.

20 Motion, please.

21 LEGISLATOR KOPEL: So moved.

22 LEGISLATOR DUNNE: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Kopel, seconded by Legislator  
25 Dunne. Who do we have?



1 Rules Committee/4-25-16

2 MS. TEMPESTA: Good afternoon,  
3 Kim Tempesta, Medical Examiner's Office.

4 The item before you is a contract  
5 amendment for forensic odontologist. We  
6 would like to extend him another year.  
7 Occasionally, from time to time, we do have  
8 need to make a proper ID on our decedents  
9 and he does provide us with his skill in  
10 doing this. So we seek your approval to  
11 extend him another year.

12 CHAIRWOMAN GONSALVES: Legislator  
13 Jacobs.

14 LEGISLATOR JACOBS: Can I ask a  
15 question? We usually have something in  
16 front of us as to who may have replied to  
17 this through an RFP.

18 But is your office in charge of  
19 granting this? Were you the office that  
20 actually decided on granting the extension?

21 MS. KRIEB: Yes, the individual  
22 whose name is on this contract has been with  
23 us for umpteen years and he's one of --  
24 until recently, three forensic odontologists  
25 that we would have as backup on personal

1 Rules Committee/4-25-16

2 service contracts.

3 They are a dying breed. Actually  
4 we're using them less and less now because,  
5 since we've have gotten our latent prints  
6 division up and running, they're making most  
7 of the identifications.

8 So there really wasn't a need for  
9 us to go out and recruit because they have  
10 been

11 LEGISLATOR JACOBS: Okay. Thank  
12 you.

13 CHAIRWOMAN GONSALVES: Any other  
14 questions or comments?

15 (No verbal response.)

16 There being none, all those in  
17 favor of E-100 signify by saying aye.

18 LEGISLATOR JACOBS: I'm going to  
19 vote aye on this one also.

20 CHAIRWOMAN GONSALVES: All right.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 Any abstentions?

25 (Abstain.)

1 Rules Committee/4-25-16

2 Five, zero, two.

3 The next item is U-1, a personal  
4 services agreement between the County of  
5 Nassau acting on behalf of the Office of the  
6 Nassau County Attorney and Veretex  
7 Corporation.

8 Motion, please.

9 LEGISLATOR KOPEL: So moved.

10 LEGISLATOR DUNNE: Second.

11 CHAIRWOMAN GONSALVES: Moved by  
12 Legislator Kopel, seconded by Legislator  
13 Dunne.

14 MR. MAY: I'm sorry, Madam  
15 Presiding Officer, did we do E-101.

16 CHAIRWOMAN GONSALVES: We're not  
17 calling it.

18 MS. LOCURTO: This is a contract  
19 for court reporting stenography services.  
20 The County Attorney's Office requires the  
21 litigation services of court reporters for  
22 the purpose of trial preparation  
23 specifically taking transcripts of  
24 plaintiffs or witnesses or defendants at  
25 examinations before trial or administrative

1 Rules Committee/4-25-16

2 hearings. The litigation service enables  
3 the County Attorney's Office to assist us in  
4 defending legal claims that are before the  
5 county.

6 This court reporter service was  
7 selected pursuant to a request for  
8 proposals. There were eight responses.  
9 They were scored and ranked the five highest  
10 ranking of the proposers were selected. In  
11 consideration with the ranking was  
12 experience, the ability, and cost of the  
13 court reporters.

14 The selection was made at the end  
15 of December 2015 and this contract is for  
16 \$25,000 and it will cover January 2016  
17 through December 31st of 2016.

18 CHAIRWOMAN GONSALVES: Any  
19 questions of Ms. Locurto?

20 (No verbal response.)

21 There being none, all those in  
22 favor of U-1 signify by saying aye.

23 (Aye.)

24 Any opposed?

25 (No verbal response.)

1 Rules Committee/4-25-16

2 Any abstentions?

3 (Abstain.)

4 Four, zero, three.

5 Now we have two contracts that  
6 we're going to untable. We're going to  
7 untable E-49 and E-63.

8 E-49 is a personal services  
9 agreement between the County of Nassau  
10 acting on behalf of the Nassau County  
11 Department of Human Services, Office of  
12 Mental Health Chemical Dependency and  
13 Developmental Disability Services and PSCH,  
14 Inc.

15 Motion to untable E-49.

16 LEGISLATOR KOPEL: So moved.

17 LEGISLATOR DUNNE: Second.

18 CHAIRWOMAN GONSALVES: Moved by  
19 Legislator Kopel, seconded by Legislator  
20 Dunne. All those in favor of untabling E-49  
21 signify by saying aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 The item is now untabled.

1 Rules Committee/4-25-16

2 MR. HALL: Brian Hall, Human  
3 Services. This was tabled two weeks back.  
4 It's 100 percent grant money to run a mental  
5 health facility, PSCH, and there were some  
6 questions from the Minority Leader and  
7 Majority Leader on the comptroller's report.

8 We've since received a letter, I  
9 think we got it Friday, and we emailed both  
10 of you the letter, in which the State Office  
11 the Mental Health, they realized despite the  
12 findings they want to give us the money and  
13 the fact that they've already given us the  
14 money in advance money.

15 CHAIRWOMAN GONSALVES: Questions  
16 or comments?

17 LEGISLATOR ABRAHAMS: I guess the  
18 question really I was driving at wasn't  
19 whether the state would give us the money,  
20 are they aware --

21 MR. HALL: The letter, did you  
22 get a copy of this?

23 LEGISLATOR ABRAHAMS: You might  
24 have sent it, but you sent it on Friday?

25 MR. HALL: I think we got it

1 Rules Committee/4-25-16

2 sometime Friday. Lisa Murphy, the  
3 commissioner, I was in her office this  
4 morning when we sent it out, like around 9  
5 or 10:00.

6 LEGISLATOR ABRAHAMS: You sent it  
7 today?

8 MR. HALL: Yes. I've been on the  
9 run since --I don't know when we got it  
10 Friday. She came in Monday morning and told  
11 me we sent it to you.

12 LEGISLATOR ABRAHAMS: Can you  
13 give it to us?

14 MR. HALL: I have it right here.

15 CHAIRWOMAN GONSALVES: On the  
16 22nd.

17 MR. HALL: It just came in at the  
18 last minute on Friday.

19 LEGISLATOR ABRAHAMS: They're  
20 saying, according to the Office of Mental  
21 Health, they conducted their own review and  
22 determined that the programs operated by  
23 PSCH are in good standing and that all the  
24 operating certificates are current and  
25 valid. Okay. Thank you, sir.

1 Rules Committee/4-25-16

2 CHAIRWOMAN GONSALVES: Any other  
3 questions or comments on E-49? Yes, Mr.  
4 Budnick. Are you speaking on this item?

5 MR. BUDNICK: It's on this item  
6 to this extent. What I'm trying to do is to  
7 ask, and this is a question, actually it  
8 goes back about eight years with regard to  
9 the Michael Nunsio Petito Memorial Topic  
10 House.

11 We're getting grant money from  
12 the state for various things. We are  
13 experiencing a heroin overdose epidemic.  
14 We're also having a lot of children  
15 committing suicide, many of whom are  
16 affected by drug and alcohol abuse.

17 Are any of those monies going to  
18 be directed toward providing some services  
19 in that regard and is anything being done to  
20 reestablish those services which disappeared  
21 about eight years ago?

22 I understand from people that are  
23 in places that are funded by Nassau County  
24 for homeless people that there are a large  
25 number of drug abusers as well as alcohol



1 Rules Committee/4-25-16

2 abusers that are not receiving treatment  
3 that are in this facilities and, having made  
4 these observations, I put the ball in your  
5 courts and pray for help from us one and  
6 all. I thank you very much.

7 CHAIRWOMAN GONSALVES: Thank you,  
8 John. Ms. Mereday, did you have your hand  
9 up?

10 MS. MEREDAY: Yes. Just to echo  
11 what Mr. Budnick had said. I'm also  
12 concerned with regard to the resources for  
13 our veterans who are in crisis, and in terms  
14 of the chemical dependency, and I asked the  
15 question two weeks ago with regard to the  
16 structure of the veterans court and the  
17 support systems at the more effective  
18 veterans courts across the country have  
19 achieved is because of a collaborative  
20 effort that involves the justice department  
21 and social services and things of that  
22 nature so that we can assist our troubled  
23 veterans who are actually committing  
24 suicides at higher rates than the growing  
25 rate of our children.

1 Rules Committee/4-25-16

2 So, again, as we look at how we  
3 are distributing our funds, we need to also  
4 look at these vulnerable constituency groups  
5 that are consistently underrepresented and  
6 underserved, and we only find out about  
7 these things when everybody has this "oh my  
8 gosh moment" when a veteran takes out his or  
9 her whole family or their whole community.

10 Unfortunately, those incidents  
11 are on the rise and they're getting closer  
12 and closer to home.

13 We have to wonder where the  
14 heroin and these prescription drug issues  
15 are coming into place. We can't identify a  
16 specific person that would fit the profile  
17 of a heroin addict or someone who has  
18 chemical dependency. And alcoholism is the  
19 largest chemical dependency that we are  
20 addressing in Nassau County but we need to  
21 be more effective.

22 And, again, since you said this  
23 isn't question and answer, I'm again posing  
24 the question and concern with regard to how  
25 our veterans court system is being

1 Rules Committee/4-25-16

2 structured when the major issue of the DWI  
3 and DUI was taken off the table. Thank you.

4 CHAIRWOMAN GONSALVES: You're  
5 welcome, Ms. Mereday.

6 There being no other comment, all  
7 those in favor of E-49 signify by saying  
8 aye.

9 (Aye.)

10 Any opposed?

11 (No verbal response.)

12 Any abstentions?

13 (Abstain.)

14 Four, zero, three.

15 A motion to untable, E-63, a  
16 personal services agreement between the  
17 County of Nassau acting on behalf of the  
18 Department of Social Services and Career  
19 Arch Group, L.L.C. d/b/a Tweetmyjobs.com.

20 A motion, please.

21 LEGISLATOR DUNNE: So moved.

22 LEGISLATOR KOPEL: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Dunne, seconded by Legislator  
25 Kopel. All those in favor of untabling E-63

1 Rules Committee/4-25-16

2 signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item is now untabled. Okay,  
7 Mr. Broderick, it's your turn.

8 MR. BRODERICK: Legislators, good  
9 afternoon. Paul Broderick, Deputy  
10 Commissioner, Department of Social Services.

11 The item before you is for a  
12 contract for \$111,000 with Career Arch. Do  
13 you have any questions?

14 CHAIRWOMAN GONSALVES: Any  
15 questions for Mr. Broderick? Questions?  
16 We're waiting. I believe there is a  
17 question. Is there any public comment? Go  
18 ahead, Ms. Mereday.

19 MS. MEREDAY: Don't you all want  
20 to stay here? You all are still getting  
21 paid but I'm not, but there you go.

22 I just have a quick question  
23 concern, again, can't ask a question and get  
24 an answer, the journalist in me.

25 With regard to, again, this

1 Rules Committee/4-25-16

2 company, because again I'm concerned as it  
3 pertains to, yes, the law that you passed  
4 earlier with regard to the disabled veterans  
5 and the contracts, but also now hearing that  
6 it's going to take a while for that to get  
7 into the system, what does this include in  
8 terms of any training or outreach?

9 Because Social Services is the  
10 first line that returning veterans have to  
11 go to. I can ask by a show of hands how  
12 many other people have actually been with  
13 veteran in social services and going through  
14 that maze and that process, anybody else?  
15 Okay. So it's not pretty. The results are  
16 really not that attractive for us to say how  
17 we support our veterans.

18 So I'm asking again, how is this  
19 going to incorporate the veteran outreach  
20 and the outreach itself? I know that this  
21 particular contract was granted before you  
22 had all these regulations and inclusion,  
23 but, moving forward, what is going to be the  
24 benchmark in terms of making sure that there  
25 is diverse inclusion of minority women,

1 Rules Committee/4-25-16

2 veteran and service disabled veterans in  
3 these contract opportunities? That's my  
4 concern. That's what I want to put on the  
5 table. Thank you.

6 CHAIRWOMAN GONSALVES: You are  
7 welcome. Any other comments from the  
8 legislators?

9 (No verbal response.)

10 There being none, all those in  
11 favor of E-63 signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 Any abstentions?

16 (Abstain.)

17 Four, zero, three.

18 There are no other items before  
19 the Rules Committee. A motion to adjourn.

20 MR. MAY: Before you call the  
21 motion to adjourn --

22 MR. PODLESACK: I have received a  
23 communication from the County Attorney  
24 regarding the issue of the lobbyist form.  
25 The vendor does not have lobbyist, nor have

1 Rules Committee/4-25-16

2 they used the service of a lobbyist, then  
3 the vendors do not have to fill out the  
4 lobbyist disclosure form.

5 CHAIRWOMAN GONSALVES: We can  
6 untable it. Motion to untable. I have to  
7 go back. I need to get the right items.  
8 E-95 and U-2.

9 LEGISLATOR DUNNE: So moved.

10 LEGISLATOR KOPEL: Second.

11 CHAIRWOMAN GONSALVES: Moved by  
12 Legislator Dunne, seconded by Legislator  
13 Kopel. All those in favor of untabling E-95  
14 and U-2 signify by saying aye.

15 (Aye.)

16 Any opposed to untabling?

17 (No verbal response.)

18 So those two items are untabled.  
19 Do we need any more information, can we move  
20 along?

21 If there are no further questions  
22 and the question regarding the lobbyist  
23 requirements has been addressed, I now ask,  
24 all those in favor of E-95 and U-2 signify  
25 by saying aye.

1 Rules Committee/4-25-16  
2 (Aye.)  
3 Any opposed?  
4 (No verbal response.)  
5 Any abstentions?  
6 (Abstain.)  
7 Five, zero, two.  
8 A motion to adjourn?  
9 LEGISLATOR DUNNE: So moved.  
10 LEGISLATOR KOPEL: Second.  
11 CHAIRWOMAN GONSALVES: Moved by  
12 Legislator Dunne, seconded by Legislator  
13 Kopel. All those in favor of adjourning  
14 signify by saying aye.  
15 (Aye.)  
16 Any opposed?  
17 (No verbal response.)  
18 We are adjourned.  
19 (Whereupon, the Rules Committee  
20 adjourned at 5:35 p.m.)  
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C E R T I F I C A T E

I, FRANK GRAY, a Shorthand Reporter and  
Notary Public in and for the State of New  
York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 11th day of May, 2016.

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FRANK GRAY

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NASSAU COUNTY LEGISLATURE

FULL LEGISLATIVE COMMITTEE

NORMA GONSALVES, Chairwoman

1550 Franklin Avenue  
Mineola, New York

Monday, April 25, 2016  
1:20 P.M.

1

2     A P P E A R A N C E S:3     NORMA GONSALVES,  
4         Chairwoman5     RICHARD NICOLELLO,  
6         Deputy Presiding Officer7     HOWARD KOPEL,  
8         Alternate Deputy Presiding Officer

9     STEVEN RHOADS

10    DENISE FORD

11    LAURA CURRAN

12    C. WILLIAM GAYLOR III

13    VINCENT MUSCARELLA

14    ELLEN BIRNBAUM

15    LAURA SCHAEFER

16    DONALD MACKENZIE (Not Present)

17    KEVAN ABRAHAMS,  
18         Minority Leader

19    ROSE MARIE WALKER

20    DENNIS DUNNE

21    JUDITH JACOBS

22    JAMES KENNEDY

23    DELIA DERIGGI-WHITTON

24    CARRIE SOLAGES

25    SIELA BYNOE

26    MICHAEL C. PULITZER,  
27         Clerk of the Legislature

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INSERTS

Incorporated Veterans and  
Senior Affairs minutes  
Pertaining to  
Clerk Item 2.....94  
  
(Page 94, Line 3 to Page 119, Line 15.)

1 Full Committee/4-25-16

2 CHAIRWOMAN GONSALVES: Will my  
3 colleagues please join me in the chamber.  
4 Legislator Dunne, please lead us in the  
5 Pledge of Allegiance.

6 (The Pledge of Allegiance was  
7 recited.)

8 CHAIRWOMAN GONSALVES: Thank you,  
9 Legislator Dunne.

10 Minority Leader?

11 LEGISLATOR ABRAHAMS: Thank you,  
12 Madam Presiding Officer. For some of us who  
13 may not know, I just wanted to recognize on  
14 behalf of many of our Irish Americans who  
15 are here on Long Island, that today marks  
16 the Centennial of the East Arising in Dublin  
17 in which lead to the freedom and  
18 independence for many of the Irish Republic  
19 and obviously and we enjoyed these freedoms  
20 here in our country, we obviously want to  
21 see these freedoms throughout the world and  
22 this marks the Centennial for that.

23 So I just wanted to recognize  
24 that on the record today.

25 CHAIRWOMAN GONSALVES: Thank you

1 Full Committee/4-25-16

2 very much.

3 LEGISLATOR ABRAHAMS: You're  
4 welcome.

5 CHAIRWOMAN GONSALVES: At this  
6 point I'm going to ask our clerk to call the  
7 roll.

8 CLERK PULITZER: Thank you,  
9 Presiding Officer. Deputy Presiding Officer  
10 Richard J. Nicoletto?

11 LEGISLATOR NICOLELLO: Here.

12 CLERK PULITZER: Alternate Deputy  
13 Presiding Officer Howard J. Kopel?

14 LEGISLATOR KOPEL: Here.

15 CLERK PULITZER: Legislator Siela  
16 A. Bynoe?

17 LEGISLATOR BYNOE: Here.

18 CLERK PULITZER: Legislator  
19 Carrie Solages?

20 LEGISLATOR SOLAGES: Here.

21 CLERK PULITZER: Legislator  
22 Denise A. Ford?

23 LEGISLATOR FORD: Here.

24 CLERK PULITZER: Legislator Laura  
25 Curran?

1 Full Committee/4-25-16  
2 LEGISLATOR CURRAN: Here.  
3 CLERK PULITZER: Legislator  
4 Vincent T. Muscarella?  
5 LEGISLATOR MUSCARELLA: Here.  
6 CLERK PULITZER: Legislator C.  
7 William Gaylor III?  
8 LEGISLATOR GAYLOR: Here.  
9 CLERK PULITZER: Legislator Ellen  
10 W. Birnbaum?  
11 LEGISLATOR BIRNBAUM: Here.  
12 CLERK PULITZER: Legislator Delia  
13 DeRiggi-Whitton?  
14 LEGISLATOR DERIGGI-WHITTON:  
15 Here.  
16 CLERK PULITZER: Legislator James  
17 D. Kennedy?  
18 LEGISLATOR KENNEDY: Here.  
19 CLERK PULITZER: Legislator Laura  
20 M. Schaefer?  
21 LEGISLATOR SCHAEFER: Here.  
22 CLERK PULITZER: Legislator  
23 Dennis Dunne, Sr.?  
24 LEGISLATOR DUNNE: I'm Irish and  
25 I'm here. I thank you, Kevan.



1 Full Committee/4-25-16

2 CLERK PULITZER: Legislator

3 Judith A. Jacobs?

4 LEGISLATOR JACOBS: Here.

5 CLERK PULITZER: Legislator

6 Rosemarie Walker?

7 LEGISLATOR WALKER: Here.

8 CLERK PULITZER: Legislator

9 Donald MacKenzie?

10 (No verbal response.)

11 CLERK PULITZER: Legislator

12 Steven D. Rhoads?

13 LEGISLATOR RHOADS: Present.

14 CLERK PULITZER: Minority Leader

15 Kevan M. Abrahams?

16 LEGISLATOR ABRAHAMS: Here.

17 CLERK PULITZER: Presiding Officer

18 Norma L. Gonsalves?

19 CHAIRWOMAN GONSALVES: Present.

20 Thank you very much.

21 CLERK PULITZER: We have a  
22 quorum.

23 CHAIRWOMAN GONSALVES: Thank you  
24 very much. At this point in time I think we  
25 really have a very beautiful agenda today

1                   Full Committee/4-25-16  
2     because there are so many people we are  
3     going to recognize, but I would like to  
4     begin though, since they look so  
5     professional back there, Legislator Bynoe  
6     and Legislator Schaefer have guests here  
7     today. If you would like, you may introduce  
8     those guests, Legislator Bynoe, and you may  
9     join in Legislator Schaefer.

10                   LEGISLATOR BYNOE: Good  
11     afternoon. We're joined here by the Saint  
12     Bridget's Student Council of Westbury  
13     Diocese. We appreciate them being here with  
14     us today. They spent the day touring the  
15     building, participating in a press  
16     conference, and they have been good stewards  
17     of their time. They asked some wonderful  
18     questions earlier today, and we just  
19     appreciate you today.

20                   And I think that we have some  
21     future legislators in that group back there,  
22     hopefully. But thank you very much for  
23     coming today. We really enjoyed your time  
24     here.

25                   CHAIRWOMAN GONSALVES: Now we

1                   Full Committee/4-25-16  
2     begin with our monthly event which is  
3     honoring top cops. I know that the  
4     president of the PBA is here to honor two  
5     police officers and acting Commissioner  
6     Krumpter, Police Officer Robert Somass and  
7     Police Officer Jeffrey Toscano.

8                   PRESIDENT CARVER: Good afternoon  
9     everybody. Today we honor two police  
10    officers from the our Bureau of Special  
11    Operations, Robert Somass and Jeff Toscano.

12                  On November 23rd, 2015, at  
13    approximately 23:52 hours at night while on  
14    routine patrol, they observed a vehicle that  
15    had some traffic violations. They pulled  
16    the car over.

17                  For months, we have been talking  
18    about that there is no such thing as a  
19    routine car stop. Again, this was not a  
20    routine car stop by any stretch of the  
21    imagination. They pulled the car over.  
22    They observed some stuff going on inside the  
23    car. The passengers acting a little  
24    nervous, reaching around the car. That's  
25    one of the things that concerns a police

1 Full Committee/4-25-16

2 officer more than anything else in the world  
3 is when you can't see their hands and when  
4 they're acting like they shouldn't be  
5 acting, like they have something to hide.

6 Long story short, these two  
7 police officers, like I said, they're BSO,  
8 our elite unit, they're the top cops of our  
9 department that go there. They observed  
10 this. They watched what was going on. They  
11 started pulling the guys out of the car,  
12 interviewing them, giving answers that  
13 didn't match up with each other.

14 Long story short, got everybody  
15 out of the car, and they looked down on the  
16 floor of the car and there is a loaded  
17 weapon on the floor of the car.

18 All the subjects were arrested  
19 and charged with the possession of that  
20 weapon. Again, a weapon that was taken off  
21 the streets by the great work of these two  
22 police officers, a credit to our department,  
23 I know the commissioner agrees a thousand  
24 percent.

25 On behalf of that, they were the

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2 top cops this month and, congratulations,  
3 guys.

4 COMMISSIONER KRUMPTER: I can't  
5 put enough emphasis on this. It's a  
6 dangerous situation. You have a car  
7 stopped. You have truly violent offenders  
8 who are in possession of an illegal firearm.

9 And Jimmy Carver said it. They  
10 have no idea what is going on. There's a  
11 lot of movement in the car. In this  
12 particular case, these officers acted  
13 professionally and due to the great job that  
14 they did, they were able to arrest these  
15 offenders without anyone being injured.

16 So, one less illegal gun on the  
17 streets of Nassau County. And they are  
18 members of the BSO, Bureau of Special  
19 Operations, so the expectations are high.

20 I was looking at the arrests made  
21 by the 64 members of the BSO. The unit, as  
22 a whole, they're making 20 to 30 arrests  
23 each and every year, 64 members. They are  
24 the cream of the -- they are truly the  
25 cream.

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2 So, again, they've done a great  
3 job here. They've made Nassau County a  
4 safer place. But that's what they do each  
5 and every day.

6 So, the one last thing I will  
7 leave you with is, you're recognizing the  
8 members of this department on a monthly  
9 basis is truly appreciated, because every  
10 day cops are out there doing great police  
11 work and you are highlighting some of those  
12 examples so thank you for that. Have a good  
13 afternoon.

14 CHAIRWOMAN GONSALVES: We thank  
15 you. Minority Leader. Okay. I know that  
16 there are a number of students here who  
17 received the Intel finalist awards. I don't  
18 have any in my district but, anyway, they're  
19 still part of this legislature and, for me,  
20 primarily because when I see students  
21 achieve the heights you have achieved, it  
22 does my heart good.

23 So, I don't know who has Intel  
24 finalists here. Legislator Birnbaum, would  
25 you like to call your finalist?

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2 LEGISLATOR BIRNBAUM: I'm proud  
3 to announce that I actually have finalists  
4 in each of the three high schools in my  
5 district, being Great Neck North, Great Neck  
6 South and the Herricks High School.  
7 Unfortunately, the students from Great Neck  
8 North and Great Neck South were not able to  
9 come today, but I do want to acknowledge  
10 Emily Bay from Great Neck South High School  
11 and from Great Neck North, Grace Mandel, and  
12 Olivia Discorbeth, unfortunately, because of  
13 the school vacation, they couldn't be with  
14 us today.

15 But, I am fortunate enough to  
16 have three students from Herricks High  
17 School here and each of them, from the sound  
18 of their project, has done amazing research  
19 into very practical applicable areas for  
20 future science technology.

21 When I call your name, and I will  
22 call the three winners. The three winners  
23 from Herricks High School who are here today  
24 are Sabrina Boyua, Iesha Chacani, and Bicrum  
25 CrisnaMorthi, could please come to the

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2 podium?

3 I will try to say what your  
4 project is, but could they speak for a  
5 minute?

6 CHAIRWOMAN GONSALVES: Let them  
7 tell. Each of you take turns.

8 MS. BOYUA: Hello. Thank you for  
9 this honor. The title of my project is the  
10 effect of magnesium deficiency on placenta  
11 cell oxidative stress, reversal by magnesium  
12 supplementation. My project is applicable  
13 to the population of pregnant woman and it  
14 just helps maintain health for the mother  
15 and the fetus through two different concepts  
16 of magnesium deficiency and excessive  
17 oxidative stress.

18 LEGISLATOR BIRNBAUM: And, could  
19 you tell us where you did your science  
20 research?

21 MS. BOYUA: Sure. I researched  
22 this past summer at the Feinstein Institute  
23 for Medical Research with Dr. Christine Metz  
24 in the department of immunology and I owe  
25 her a lot for my success, so I'm very



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2 grateful for that opportunity.

3 LEGISLATOR BIRNBAUM: Great. Do  
4 you know where you will be studying at  
5 college in the fall?

6 MS. BOYUA: I'm currently  
7 choosing between Duke University and the  
8 eight year medical program at Hofstra.

9 LEGISLATOR BIRNBAUM: Terrific.  
10 Thank you so much.

11 MS. BOYUA: Thank you.

12 LEGISLATOR BIRNBAUM: Iesha.

13 MS. CHACANI: Thank you for this  
14 honor. My project is titled a novel  
15 magnetic field trap using super conductors  
16 for transporting polarized ions for medical  
17 imaging.

18 So, basically my project was  
19 focused on a transport vessel of polarized  
20 ions which are necessary for helium based  
21 MRIs so you have a clear detection of the  
22 lung and respiratory indications.

23 LEGISLATOR BIRNBAUM: Where did  
24 you do your work?

25 MS. CHACANI: I did my research

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2 at the physics department at Stony Brook  
3 University.

4 LEGISLATOR BIRNBAUM: Wonderful.  
5 Have you solidified your plans for College?

6 MS. CHACANI: Yes. I'm attending  
7 Columbia University, the School of  
8 Engineering.

9 LEGISLATOR BIRNBAUM: Great.  
10 Really wonderful.

11 MS. CHACANI: Thank you.

12 LEGISLATOR BIRNBAUM: Last but  
13 not least, Bicrum.

14 MR. CRISNAMORTHY: Thank you for  
15 this honor. So, my project is analyzing the  
16 anti-diabetic effects of trigonum fonu using  
17 a two part gene expression assay.  
18 Essentially, I looked at a plant, fonu greek  
19 [sic] and I used -- I measured its effects  
20 on gene expressions, to see if it could have  
21 possible anti-diabetic effects that supplies  
22 to anyone that essentially has Type II  
23 Diabetes.

24 LEGISLATOR BIRNBAUM: And your  
25 plans in the fall?

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2 MR. CRISNAMORTHY: So I will be  
3 going to the University of Pennsylvania, the  
4 Wharton School of Business.

5 LEGISLATOR BIRNBAUM: Terrific.  
6 Thank you so much for coming today.

7 CHAIRWOMAN GONSALVES: Legislator  
8 Solages.

9 LEGISLATOR SOLAGES: Thank you,  
10 Presiding Officer. Good afternoon everyone.  
11 I especially would like to congratulate all  
12 of the young people with you as our future.  
13 Our future is very bright. Congratulations  
14 to all of you.

15 The recipient of the Intel  
16 finalist award from my school that I  
17 represent in my district, Elmont, could not  
18 be here today. Her name is Augusta  
19 Uwamanzu-Nna, and she is the valedictorian  
20 of the school. You might have read an  
21 article about her. She recently was  
22 accepted to all eight Ivy League schools and  
23 this is the second year in a row that we  
24 have this at Elmont Memorial High School.  
25 So there must be something in the water

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2 there. As the commissioner said, they must  
3 be the cream of the crop.

4 But I'm very proud to have such  
5 nice, decent and very smart young people in  
6 my district. That goes to show that we  
7 still live in a great county. Thank you.  
8 She could not be here today. She's  
9 traveling. She's choosing between what  
10 schools she's going to go to.

11 CHAIRWOMAN GONSALVES: Is there  
12 anyone else? Legislator Jacobs.

13 LEGISLATOR JACOBS: Everyone  
14 laughs up here a little bit but in a nice  
15 way because I'm very very fortunate with the  
16 school districts today I have in my  
17 district.

18 Today, I have four students out  
19 of five from Syosset High School who joined  
20 us today. If they could all come up to the  
21 podium I would appreciate it. Rachel Kang,  
22 Ben Senser, Dan Hirsch, and Joshua Katz.  
23 Just decide who's going to go first. I'm  
24 not going to try even try to explain your  
25 project. I will let you explain your

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2 project.

3 MR. HIRSCH: Thank you for having  
4 me here. My study is entitled analysis of  
5 background capital of founders of Fortune  
6 1000 companies.

7 Essentially, background capital  
8 is a term I created for this study that  
9 describes the founder's background  
10 characteristics in four major areas.

11 Ultimately, by analyzing these  
12 characteristics, I was able to determine  
13 that certain populations have inherent  
14 advantages that give item competitive  
15 advantage in the business market. These can  
16 be used with promoting quality of  
17 opportunity among disadvantaged groups as  
18 well as the likelihood of economic firm's  
19 success overall.

20 LEGISLATOR JACOBS: Why don't you  
21 share with us what your desires are for  
22 college,

23 MR. HIRSCH: So I'm not really  
24 sure where I'm going quite yet. I'm between  
25 Cornell University and Duke.

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2 LEGISLATOR JACOBS: Very good.

3 MS. KANG: My name is Rachel  
4 Kang. Thank you so much for this honor.

5 So, on Long Island, the single  
6 largest user of electricity is the Long  
7 Island Railroad. So I investigated how  
8 efficient it would be if the Long Island  
9 Railroad were to implement a solar panel  
10 system across the entire railroad. I found  
11 that in only three to four years they would  
12 gain a monetary profit from investing into  
13 this system, and that this investment would  
14 also increase the safety and convenience of  
15 their passengers, and they would be able to  
16 use their savings in order to further  
17 provide better services for their customers.

18 LEGISLATOR JACOBS: Well, I must  
19 tell you something, a lot of us in the  
20 legislature attended a breakfast this  
21 morning put on by the New York League of  
22 Conservation Voters.

23 One of the largest things that  
24 were discussed was solar energy and how it  
25 can save money and we also discussed the

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2 second largest item that was discussed was  
3 the Long Island Railroad. So the Presiding  
4 Officer and I looked at each other, it was  
5 almost like you united them. Are you going  
6 to send your report to someone at the Long  
7 Island Railroad? If not, I can help you. I  
8 know who to send it to.

9 MS. KANG: I've actually been in  
10 touch with someone who works for the Long  
11 Island Railroad. So I hope to use my  
12 project to provide an impetus for the Long  
13 Island Railroad to actually initiate this  
14 project.

15 LEGISLATOR JACOBS: Okay. But,  
16 listen, if you actually would like to call  
17 my office later today or tomorrow and we can  
18 tell you who to actually send it to, who is  
19 pretty high up there.

20 I think it's wonderful because  
21 they were one of the people talking about it  
22 today about solar energy on houses and on  
23 stores, so here you're giving them another  
24 idea.

25 Where are you going to school?

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2 MS. KANG: I'm most likely  
3 attending Harvard University.

4 LEGISLATOR JACOBS: Thank you.

5 MR. SENSER: Hello. My name is  
6 Benjamin Senser. Thank you very much for  
7 this honor. Particularly, over the past 50  
8 years, anthropogenic pollution which is  
9 pollution that has human causes, has been  
10 building up on coastal ecosystems,  
11 particularly on Long Island, for example.

12 So my project was involved with  
13 finding a way to quantify the amount of  
14 pollution that's ending up in these  
15 ecosystems by analyzing the chemical  
16 composition of protist that live in the  
17 marsh known as Foraminifera.

18 LEGISLATOR JACOBS: Did you do  
19 your research on-site at these different  
20 areas?

21 MR. SENSER: Yes, so I collected  
22 samples from northern and southern Long  
23 Island on coastal marsh ecosystems.

24 LEGISLATOR JACOBS: And your  
25 school is?



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2 MR. SENSER: Harvard University  
3 as well.

4 LEGISLATOR JACOBS:  
5 Congratulations.

6 Last, but not least.

7 MR. KATZ: Hello. My name is  
8 Joshua Katz. I would like to thank you for  
9 this honor. My project is entitled, a novel  
10 association between thrombus spine two and  
11 lysolecithinase.

12 These two proteins have both been  
13 linked to various forms of tumor  
14 progression. What I was able to find is  
15 that there is a relationship between the  
16 levels of thrombus spine two and  
17 lysolecithinase.

18 What this would do is it would  
19 give scientists a better understanding of  
20 the tumor micro environment in which they're  
21 looking to treat and would help them develop  
22 a more effective therapeutic approach to  
23 treating it.

24 LEGISLATOR JACOBS: What school  
25 are you going to be going to?

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2 MR. KATZ: I'm going to  
3 Washington University in St. Louis.

4 LEGISLATOR JACOBS:  
5 Congratulations. Well, you're all  
6 wonderful. I just want to say, because I  
7 should mention it, that Jericho High School  
8 had six students and Plainview had one, but  
9 they were unable to be here today. But  
10 Syosset certainly represented my district  
11 very well and congratulations.

12 CHAIRWOMAN GONSALVES: Legislator  
13 DeRiggi-Whitton.

14 LEGISLATOR DERIGGI-WHITTON: I'm  
15 very fortunate to have two from Synder High  
16 School in Port Washington. Can I please ask  
17 Emma and Madeline to come up?

18 One of their teachers is here,  
19 John Schneider is here. If he could come up  
20 as well. I truly appreciate all the effort  
21 not only with the parents but also with the  
22 teachers. Thank you for being here today.  
23 Emma, you want to go first?

24 MS. FELDMAN: Hello. My name is  
25 Emma Feldman. I want to thank you for the

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2 honor of being here. So, for my project, I  
3 looked at a less expensive way to filter  
4 water by looking at the membranes that are  
5 used in the water filter process used and  
6 how the profit could be minimized with while  
7 still maintaining a high quality of  
8 filtration. Thank you.

9 LEGISLATOR DERIGGI-WHITTON: And,  
10 Emma, where do you think you want to go to  
11 school?

12 MS. FELDMAN: I will be attending  
13 the McCormack School of Engineering at  
14 Northwestern university.

15 LEGISLATOR DERIGGI-WHITTON:  
16 That's wonderful. It's another subject, but  
17 you just did your project on, it's another  
18 issue that we deal with almost daily here.  
19 It's really amazing that you guys are  
20 writing things that pertain to our counties  
21 and other counties as well, but it's  
22 amazing. Congratulations.

23 MS. FELDMAN: Thank you.

24 MADELINE: Good afternoon. Thank  
25 you so much for having me. I identified

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2 malleable biomarkers of immune dysfunction  
3 in schizophrenia by studying the proteins of  
4 the immune system. So first I looked at  
5 gene usage in B cells, which are immune  
6 cells. I found that schizophrenia patients  
7 actually utilize genes in a very different  
8 way than healthy patients and they even  
9 utilize genes in a similar way to auto  
10 immune diseases so I drew a novel link  
11 between schizophrenia and autoimmunity.

12 In addition, I looked at  
13 relationships between two proteins called  
14 cytokines and micro-ernies [sic] and found  
15 that the relationship may lead pathogenesis  
16 schizophrenia.

17 LEGISLATOR DERIGGI-WHITTON:  
18 Truly amazing. Where are you going to  
19 school?

20 MADELINE: I'm also going to the  
21 University of Pennsylvania.

22 LEGISLATOR DERIGGI-WHITTON:  
23 Again, that's also work that can help our  
24 society so much. I really feel wonderful  
25 knowing our future is in the hands of people

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2 like you. Would you like to come say  
3 something John?

4 MR. SCHNEIDER: Being the only  
5 teacher has spoken so far, I just want to  
6 say a tremendous thank you for recognizing  
7 all the students. It's really the work that  
8 they do that put us in the position that  
9 we're in.

10 LEGISLATOR DERIGGI-WHITTON:

11 Thank you for all that you do. Thank you  
12 for everything.

13 CHAIRWOMAN GONSALVES: Legislator  
14 Schaefer.

15 LEGISLATOR SCHAEFER: So I had  
16 two students from Garden City High School  
17 who were recognized, and neither one of them  
18 are here right now. One of them I did get  
19 to meet. And that was the one who was here  
20 earlier, I was able to meet with her and her  
21 mom, was Elizabeth Reager.

22 I can tell you that her project  
23 was a plant based method to decrease  
24 proinflammatory cytokine projection in  
25 response to cytotoxic volatile organic

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2 compounds, implications for asthma and  
3 respiratory diseases. That's pretty much  
4 all I can tell you about it. I could  
5 pronounce everything, I'm proud of myself  
6 for that.

7 But she is a very nice young  
8 woman and I believe she was choosing between  
9 Dartmouth and Penn State for her colleges.

10 The other young lady was Dessie  
11 D'Mino, and her project was the development  
12 of a 3D printer method for hyaluronic acid  
13 hydrogel scaffolds through optimization of  
14 the molecular weight, functional domain,  
15 stability, and visco elastic properties of  
16 hyaluronic acid bio-ink. Again, that's  
17 pretty much it.

18 I'm sure they are very  
19 interesting projects and I congratulate  
20 everybody who is here as well. You guys are  
21 really wonderful and it's really wonderful  
22 for us to have the opportunity to meet the  
23 young minds of today who are getting  
24 involved in things and who are going to make  
25 the changes in the world that we're going to

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2 see in the coming years. So congratulations  
3 everyone.

4 CHAIRWOMAN GONSALVES: Is there  
5 any other legislator who has an Intel?

6 LEGISLATOR JACOBS: I would like  
7 to mention that the research director for  
8 Syosset High School, and I was remiss in not  
9 bringing her up. I was wondering if she  
10 could come up here and introduce herself. I  
11 would like you to tell the story, did you  
12 say next week you are going someplace?

13 MS. AID: I'm Veronica Aid and  
14 I'm the research facilitator at Syosset High  
15 School. Thank you for having the students  
16 here. They work very, very hard to get  
17 where they are and it's wonderful to see  
18 their accomplishments recognized.

19 Quite a few schools on Long  
20 Island are actually heading to the  
21 International Science and Engineering Fair  
22 in two weeks. It will be held in Phoenix.

23 There will be 20 projects from  
24 the Long Island area and then there are 13  
25 projects from New York State that are all

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2 headed there. So I will be headed there  
3 with two students from Syosset High School,  
4 Mr. Schneider is coming, actually Madeline  
5 is one of the students coming with us.

6 So we will be headed there for  
7 the second week in May and we will be out  
8 there and the students get to present their  
9 projects at the international level along  
10 with 1,800 students. Thank you for having  
11 us.

12 LEGISLATOR JACOBS: Thank you so  
13 much.

14 CHAIRWOMAN GONSALVES: We are  
15 going to proceed with points of personal  
16 privilege. The first point of personal  
17 privilege is from Legislator Walker and  
18 Legislator Kennedy and I think either one of  
19 you can speak as to who we are recognizing  
20 today.

21 LEGISLATOR KENNEDY: Thank you,  
22 Presiding Officer. Hi everybody. I am  
23 James Kennedy. I'm here today to  
24 congratulate four young men and one young  
25 woman who are now regional champions of the



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2 National Science Ball and they're going to  
3 Washington D.C. to compete in the national  
4 championship.

5 I know a little bit about this.  
6 Not me personally. But right now my nephew  
7 is going to be competing in the National  
8 Quiz Bowl, it's similar and in Texas.

9 I completely understand the  
10 amount of work he has been putting in, so I  
11 can only imagine how much work you guys have  
12 put in. It is very, very impressive in  
13 talking to him and my sister.

14 But, also, the US Energy  
15 Secretary said that the National Science  
16 Ball continues to be one of the premier  
17 academic competitions across the country,  
18 prepares America's students for the future  
19 successes and some of the world's fastest  
20 growing fields in research and engineering.

21 And I am sure that these young  
22 men and young women right here are going to  
23 be a part of that future.

24 I just want to say also, the  
25 Farmingdale High School, their coach,

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2 Mr. Peter Mafia, thank you, Mr. Mafia, has  
3 led them this way. They said the team  
4 worked very hard for their victory and they  
5 took a different approach this year. Last  
6 year they won. This year, took a different  
7 approach, and they've also won the regional  
8 and on to the national.

9 Instead of just winning a trophy,  
10 they are preparing for college. So they're  
11 benefitting from studying together almost  
12 every day and, win or lose, they will be  
13 successful in college.

14 So, I would set to ask, Mr.  
15 Maccia, if you would come up to the podium  
16 and introduce those students. I would like  
17 everyone to see each and every one, and I  
18 would like to say good luck and  
19 congratulations and thank you.

20 MR. MACCIA: Thank you for that  
21 introduction. I am very proud of this team  
22 and I do know that they did understand every  
23 one of those Intel projects, so that is what  
24 they are benefitting from all of our work.

25 We do have Carise Baez, and I

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2 think the team will come over also, and  
3 Carise has captained the team when we work  
4 on improving the entire group, we sometimes  
5 have our Captain Serge sit out so that  
6 everyone else gets an opportunity to thrive  
7 without having to compete with each other  
8 all the time.

9 Then we have Burmine Charery and  
10 Jake Chamos, and Hams Omalik, our only  
11 junior on the squad this year.

12 They are most impressive when you  
13 get to see them at work. So I thought I  
14 would let them get to say something. In  
15 their competition, what they do is they buzz  
16 in first. If they are successful after  
17 that, they get to work as a team for 20  
18 seconds, and they can pull off a pretty good  
19 answer to just about any question in math or  
20 science in that 20 seconds.

21 Something that I'm most proud of  
22 with this team is, when an audience gets to  
23 see them, they become so impressed by the  
24 level of communication they have and in the  
25 current workforce and careers they're going

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2 to be getting into, it's not the type of  
3 stuff you do independently any more. You  
4 need to collaborate and you need to work  
5 together so I'm hoping they can show that  
6 off now with 20 seconds to prepare some  
7 thank yous.

8 MR. MERLADOLIN: My name is Serge  
9 Merladolin. I would like to extend a very  
10 heartfelt thanks to everyone at the  
11 Legislature as well as all of our parents  
12 for helping us through the past two seasons  
13 and for your recognition of our hard work.

14 I would like to briefly just say  
15 where everyone is going to school. Next  
16 year I will be attending Harvard College  
17 majoring in biochemistry astrophysics.  
18 Carise Baez will be going to RPI and  
19 majoring in biomedical engineering, Burmine  
20 will be going to RPI as well and majoring in  
21 computer science, Hams, who is a junior will  
22 not be going to college in the fall but will  
23 be applying in the fall and he would like to  
24 go to Duke. Jake Chamos at the end is going  
25 to Columbia University and he will be

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2 majoring in environmental sustainability.

3 So, we feel that the National  
4 Science Ball is a great program to prepare  
5 us, like Mr. Maccia was saying, for our  
6 careers because the skills involved in  
7 preparing for such a competition really can  
8 enable us to channel our hard work and  
9 ability into careers that we would like to  
10 go into in the future so we definitely feel  
11 it's a very rewarding competition and we  
12 sincerely appreciate the recognition you  
13 guys are giving us. So, thank you.

14 CHAIRWOMAN GONSALVES: You're  
15 welcome. Legislator Walker.

16 LEGISLATOR WALKER: I, too, would  
17 like to congratulate our students. You know  
18 that Legislator Kennedy and myself, we both  
19 represent the Farmingdale area. We are so  
20 so very proud of you. I am so glad you  
21 understood all about the Intel finalists  
22 because if we step outside later you can  
23 give me even a small clue because I have no  
24 idea.

25 Once they started speaking, once

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2 they started talking about their projects, I  
3 don't even know how they come up with an  
4 idea to do any of those projects and here  
5 you understood all of them.

6 But we can not tell you how proud  
7 we are of you. We know you are going to be  
8 very successful. But no matter what the  
9 outcome is, we thank you for your hard work,  
10 your dedication, and we could see right from  
11 the beginning there that the captain took  
12 charge when you were going to say a little  
13 something at the microphone there, and I'm  
14 sure our junior will probably lead this  
15 group next year.

16 So we look forward to seeing you  
17 again next year, to all our seniors the best  
18 of luck. Best of luck in the competition  
19 coming up in Washington, and, like I said,  
20 you make us proud every day, no matter what  
21 the outcome is, you make us very proud and  
22 we thank Mr. Maccia for all his hard work.

23 I see you have some friends with  
24 you today, some helpers, I bet their your  
25 family. So thank you all for being here

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2 today.

3 CHAIRWOMAN GONSALVES: Now for  
4 the last point of personal privilege, I'm  
5 going to ask Legislator Ford to please bring  
6 the individual to the podium.

7 LEGISLATOR FORD: Thank you very  
8 much, Presiding Officer. As you all know,  
9 you may not know, April is occupational  
10 therapy month. Today I'm happy to present  
11 Bazil Donato, who is a second year  
12 occupational therapy graduate student who is  
13 here to present on the benefits of  
14 occupational therapy from a county wide  
15 perspective.

16 I do want to say, I did speak  
17 with our commissioner of health, Dr.  
18 Eisenstein, who is away, and unfortunately  
19 he is not able to attend this presentation.  
20 If he didn't have to be somewhere else, he  
21 definitely would have been here because he's  
22 very interested in occupational therapy and  
23 its role throughout the county.

24 MR. DONATO: Thank you for the  
25 time to speak. As Legislator Ford said, my

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2 name is Basil Donato. I'm from NYIT, the  
3 occupational therapy program. Today I just  
4 wanted to point out some of the potential  
5 benefits that the county could see by  
6 implementing the discipline of occupational  
7 therapy.

8 So what is occupational therapy  
9 since most people do not know? It has  
10 nothing to do with your job or however you  
11 earn gainful employment. Occupational  
12 therapy is a procurement, maintenance or  
13 increase of skills required for functional  
14 engagement in required or desired  
15 activities.

16 So what that really means is,  
17 what you do every day to live. You got up  
18 this morning, took a shower, made breakfast,  
19 planned your day, got into your car,  
20 traveled to work. All of those things are  
21 treated by occupational therapy, should you  
22 have lost the ability due to a trauma or  
23 situation from birth.

24 It seeks to address the  
25 individual's ability to function in general



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2 or within a given context. This includes  
3 but is not limited to children holding  
4 writing instruments in school, or an  
5 individual being able to function as an  
6 individual by scheduling their day.

7 Is OT like PT? They are very  
8 similar but they are completely different.  
9 The easiest way to think of this is that PT  
10 is everything below the waist. So  
11 everything involving ambulation is PT.  
12 Occupational therapy is everything above the  
13 waist, especially the arm. Also above the  
14 waste is the brain, so the thought process.

15 Another way to think of that is  
16 physical therapy gets you to where you're  
17 going and occupational therapy is what you  
18 are doing once you get there.

19 So, as I said, occupational  
20 therapists work in many settings including  
21 schools, hospitals, outpatient clinics, as  
22 well as major corporations and in public  
23 health which is why everyone is here today.

24 Within these settings, they work  
25 with children, patients of various diagnoses

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2 and their families.

3 So the goals of occupational  
4 therapy are client dependent and very  
5 specific to each situation. They work to  
6 increase the abilities of a person within  
7 their own hygienics, taking care of  
8 themselves, bathing, any standing hygiene,  
9 planning shopping trips, functional use of  
10 an injured limb, if somebody has lost a limb  
11 due to an amputation, once they are provided  
12 a prosthesis, occupational therapists are  
13 the ones who implement that and ensure that  
14 the patient or client can proficiently use  
15 the given item.

16 So, behavioral occupational  
17 therapy is the real purpose of today, to  
18 point out how the county could benefit from  
19 programs that look to target youth to  
20 prevent crime or any adverse situations from  
21 occurring.

22 So, occupational therapists and  
23 occupational therapy assistants provide  
24 purposeful goal oriented activities to teach  
25 and facilitate skills in assertiveness,

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2 cognition, independent living, self  
3 awareness, social skills, stress management.  
4 All this is really saying is that this  
5 teaches individuals to grow up to be  
6 productive functioning adults.

7 Some of the tools of the trade  
8 for occupational therapy focused upon the  
9 physical aspect as seen up on the screens or  
10 in the screens in front of you. On the left  
11 is a saccade, it's how somebody who cannot  
12 bend at the waist after having, say, a hip  
13 surgery would be able to dress themselves  
14 without much aid. Then would be a reacher,  
15 a rainbow arc, which increases shoulder  
16 range of motion, a dressing stick to help  
17 somebody remove socks or clothing, and a  
18 prosthesis for an amputation or loss of a  
19 limb.

20 How all of this could tie  
21 together to benefit the county can be  
22 highlighted on the screen above you which  
23 took place in Chicago from 2008 to 2010.

24 I'm sure everyone is aware of  
25 Chicago's current situation regarding crime

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2 and gun violence. As the screen says,  
3 Chicago reported 610 gun crimes involving an  
4 individual under the age of 21. And a large  
5 share of these homicides are related to  
6 impulsiveness of the individual.

7 So, the intervention was a  
8 program called Becoming a Man. The reason  
9 why it's called Becoming a Man is because it  
10 was specified towards male candidates under  
11 the age of 21 in a high school setting. It  
12 seeks to guide the development of resilience  
13 and self-efficacy. Resiliency is the  
14 ability to overcome challenges while  
15 self-efficacy is the extent or the strength  
16 of one's belief in their own power or  
17 ability to complete tasks and reach goals.

18 So, what this is, this is similar  
19 to cognitive behavioral therapy. What it  
20 does, it shapes the way an individual thinks  
21 and reacts towards situations.

22 So, Becoming a Man, or BAM, the  
23 sports edition, was implemented within  
24 school and after school for a specified  
25 amount of time. It costs \$1,100 per student

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2 to implement.

3 The results were 40 percent  
4 decrease in violent crime of the at-risk  
5 population and increased educational  
6 performance.

7 If the program is to be  
8 continued, it's expected to increase the  
9 urban graduation rate by five to eight  
10 percent. That may not sounds like that  
11 much, but the average graduation rate of 50  
12 major urban areas within the United States  
13 is 53 percent. So a five to eight percent  
14 increase of these given areas, which are  
15 considered at risk, will benefit the nation  
16 by producing more adults which are goal  
17 oriented, and not contributing towards  
18 crime.

19 As I said before, the BAM program  
20 costs \$1,100 per student to implement, but  
21 the feedback or the result is anywhere from  
22 \$3,300 to \$34,000 and change per individual.  
23 So it's profitable.

24 On top of this, if you're  
25 producing more goal directed adults, there

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2 will be less need theoretically, less need  
3 for support and programs which cost the  
4 county money, which are proving to be not as  
5 effective as this potentially could be.

6 Thank you.

7 LEGISLATOR FORD: Bazil, thank  
8 you very much. Considering the study that  
9 was done in Chicago with these young  
10 students, how is it that an occupational  
11 therapist gets involved in this? How  
12 basically does the program run?

13 MR. DONATO: So, in order for an  
14 occupational therapist to treat, a script  
15 has to be provided by a medical doctor or  
16 this could be implemented from the  
17 countywide perspective to treat the youth of  
18 a program.

19 So even just community-run  
20 programs to form relationships between the  
21 existing police force and the youth, hoping  
22 to guide the children in the right way so  
23 that they are pulled away from any adverse  
24 circumstances they may be drawn to which  
25 could result into gun violence, drugs, crime

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2 in general.

3 LEGISLATOR FORD: So the cost of  
4 \$1,100 per student, is that based on a one  
5 to one intervention, or is this something  
6 that, say, if the school was interested  
7 where they are trying to capture more  
8 students to graduate, they want to make sure  
9 they are more successful to boost the  
10 graduation rates.

11 So, would it be done on a one to  
12 one, or can it also be done in a group  
13 setting, if they a group of students that  
14 they wanted to reach out to?

15 MR. DONATO: The way this  
16 specific program is run that I referenced  
17 its both. The individuals in school have a  
18 mentor who oversees them an provides them  
19 insight to certain situations as well as  
20 group sessions outside of school which were  
21 focused on sports. So it was trying to  
22 occupy the population's time when they were  
23 not engaged in school.

24 LEGISLATOR FORD: I'm just going  
25 to segue off into something else where,

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2 today, we had a press conference in regard  
3 to providing better opportunities for  
4 veteran owned businesses in the county. A  
5 lot of them are basically handicapped, the  
6 amputees, and so forth, from the wars and  
7 stuff.

8 I know that we have occupational  
9 therapists that work within the county.  
10 Just really like my interest would also be  
11 the involvement of occupational therapy in  
12 helping a lot of the veterans that come home  
13 from these wars that may need the  
14 assistance.

15 Do we provide -- how can you help  
16 a veteran in that instance and if you can  
17 segue into if we look at housing for them,  
18 housing opportunities, would an occupational  
19 therapist get involved in helping to design  
20 or set up a house for a veteran who may be  
21 an amputee?

22 MR. DONATO: As mentioned before,  
23 it's very case specific. Every intervention  
24 is going to be tailored made for the given  
25 individual. But from the panoramic



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2 perspective of this, occupational therapists  
3 could work to increase the returning  
4 veteran's function within their given  
5 environment.

6 So, how they handle their stress,  
7 how they go about their morning routine, any  
8 routine within the home, just helping them  
9 to function at the highest possible level  
10 for their given situation. What was the  
11 rest of that question?

12 LEGISLATOR FORD: Just like if we  
13 ended up, I know a lot of the times where  
14 there is the challenges of getting housing.  
15 I know that there are various groups, what  
16 is, Gary Sinese's group, they build homes  
17 geared for veterans that are amputees, that  
18 are physically disabled.

19 So, do they normally, and I'm  
20 throwing you a left ball I guess, but when  
21 homes like this are designed for people with  
22 disabilities, do they bring in occupational  
23 therapists to help set the housing up or to  
24 give suggestions on the design of a kitchen  
25 or a bathroom, or is that something outside

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2 of the realm of OTs?

3 MR. DONATO: That's a possibility  
4 but whether or not that takes place would be  
5 in the hands of the builder. That's  
6 absolutely a possibility because  
7 occupational therapy specializes in  
8 ergonomics, as I said before, that major  
9 corporations employ occupational therapists  
10 and that could be anything from -- to  
11 specialize somebody's given workspace, so  
12 all of you have offices, but I'm sure that  
13 if you were to go in there and compare it to  
14 the textbook regarding what is functional  
15 and the healthiest setup for you to work  
16 within, there would be variances where I'm  
17 sure that offices will be off.

18 You can go as specific into that  
19 as you wanted to and that goes down to the  
20 height of your computer monitor, to the  
21 position of your phone. So, regarding your  
22 home setup for a returning veteran who has a  
23 physical and/or possibly a psychological  
24 diagnosis, how deep you go into it is up to  
25 the given situation. But, yes, occupational

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2 therapy could specialize a house regarding  
3 stairs, employing universal design, so that  
4 there are few hindrances for the individual.

5 LEGISLATOR FORD: Thank you very  
6 much and thank you for your presentation.

7 MR. DONATO: Thank you for your  
8 time.

9 CHAIRWOMAN GONSALVES: At this  
10 time, Mr. Pulitzer, we are going to go into  
11 30 minutes of public comment. I believe  
12 it's 2 o'clock, so I believe 2:30 would be  
13 the 30 minutes.

14 So we are going to begin with the  
15 first speaker who is John Michno.

16 MR. MICHNO: I'm here to come  
17 before you today because I am frustrated but  
18 not surprised about what our bus system has  
19 become.

20 As an almost daily rider of NICE  
21 bus, which is really anything but, I can  
22 tell you the quality of service provided  
23 falls far short of what MTA Long Island Bus  
24 provided prior to 2012. I am here to tell  
25 you that despite the additional revenues for

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2 NICE and routes being restored this summer,  
3 NICE is still cutting service.

4 I live in Westbury, a town where  
5 many rely on public transportation and NICE  
6 to get around.

7 The Long Island Railroad does not  
8 serve us well. Despite good ridership  
9 numbers, too many trains skip our station.  
10 So the N22 bus route is a life line for many  
11 in our community. I was flabbergasted when  
12 I looked at NICE bus schedules that started  
13 April 24th to see that several eastbound  
14 buses in the evening on the N22 now end at  
15 Roosevelt Field instead of continuing to  
16 Hicksville through Westbury. This includes  
17 the last eastbound bus on weekdays and  
18 Sundays.

19 The N22 is busy and often very  
20 crowded at all hours. This change seriously  
21 baffles me. I just want to say, NICE wrote  
22 me back to comment and claimed that only two  
23 people were on the bus that time. I can  
24 tell you that's not true because I've been  
25 on the bus at that time and there's way more

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2 than that.

3 In particular, the New Cassel  
4 section of Westbury depends on this route  
5 heavily. It's as if NICE wants to drive  
6 these riders to taxis. Many of which still  
7 thank Ed Mangano on the routes.

8 Prior to 2012, Westbury along  
9 with many other Nassau communities, had much  
10 more frequent bus service on the N22 and  
11 N35. The N35 used to run 30 minutes all  
12 day. Now, if Nassau had agreed to work with  
13 the MTA back in 2011, we would most likely  
14 still have this level of services.

15 Trans-Dev is a for-profit  
16 company. The could care less about their  
17 riders, employees or the buses. Their  
18 maintenance falls far short of what MTA  
19 provided. Many break down every day leaving  
20 riders waiting for the next bus, sometimes  
21 up to an hour.

22 And buses only a few years old  
23 look worse than their older counterparts in  
24 the city. It is really time that you do  
25 right by the people of this county and bus

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2 riders and get back to the table with the  
3 MTA to restore the Long Island bus service  
4 we had prior to 2012.

5 I want to thank you for your  
6 time.

7 CHAIRWOMAN GONSALVES: Thank you  
8 very much, Mr. Michno.

9 MR. KUGELMASS: Robert Kugelmass.  
10 This is regarding Baldwin's Grand Avenue  
11 road diet. Baldwin's community leaders are  
12 desperate for improvement to the run down  
13 sections of their downtown north and south  
14 of the train station at Sunrise Highway.

15 Since World War II, across the  
16 country, downtowns have declined,  
17 out-competed by shopping centers, strip  
18 malls, and big box stores.

19 Today, Americas new main street  
20 looks more like Sunrise Highway in Suffolk  
21 County.

22 Baldwin school bars reached out  
23 to Liro Engineers who have dusted off their  
24 one size fits all complete street's design.  
25 The shills at Liro say that this is going to

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2    rejuvenate Baldwin and reduce store  
3    vacancies. Liro says, just look what our  
4    plan did to Hamburg, New York. That's their  
5    primary case history on page seven of the  
6    report. What a crock. What a fairytale.  
7    Hamburg is nothing like Baldwin. 15 miles  
8    south of Buffalo, the Town of Hamburg is one  
9    tenth the density of Hempstead town. The  
10   village of Hamburg is one half the density  
11   of Baldwin with one third the population.

12                  Their village has wide expansive  
13   streets everywhere, large building plots,  
14   empty lots, and the village is surrounded by  
15   open fields. That doesn't sound like  
16   Baldwin. Their main street has four  
17   roundabouts, a ridiculous comparison to  
18   Baldwin.

19                  I've been railing about the poor  
20   engineering. Let me flesh out an example.  
21   They're taking away two active traffic  
22   lanes. With one lane they're splitting it  
23   in half and putting a bicycle lane adjacent  
24   to the parallel parked cars on both sides of  
25   the street.

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2 Manhattan, there is a lot of  
3 bicycle lanes. Best practices now are to  
4 place the bike lanes safely between the curb  
5 and a protective row of parked cars.

6 If you insist on inserting  
7 under-utilized bicycle lanes, you're better  
8 off safely sequestering the bike lanes  
9 together on one side of the street and turn  
10 the parallel parked cars into diagonally  
11 parked cars on the other side. That doubles  
12 parking on the street. Doubles it. You  
13 already own the land. No eminent domain is  
14 needed. The parking lot is already paved.  
15 That will organically help the landlords and  
16 the developers compete.

17 The unimaginative Liro design  
18 robs us of the opportunity of increasing  
19 parking spots by the hundreds, a chance for  
20 the old downtown to compete for businesses.  
21 That's enough for today.

22 Next month we will be discussing  
23 Jackson Avenue in Syosset, Ms. Jacobs. And,  
24 also, Ms. New Cassel will be talking about  
25 prospect avenue and your turf.



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2 LEGISLATOR BYNOE: My name is  
3 Legislator Bynoe. Don't call me Ms. New  
4 Cassel.

5 MR. KUGELMASS: Okay. I hope to  
6 see you then next month. Thank you, Madam  
7 President.

8 LEGISLATOR NICOLELLO: The next  
9 speaker is Dominick Kasmauskas. This is an  
10 item, this is in support of the Fire  
11 Prevention Ordinance. It's going to be  
12 coming up shortly on the calendar. You can  
13 either speak now or when the item comes up.  
14 It's up to you. Your option.

15 MR. KASMAUSKAS: I'll speak now  
16 that I'm here. Dominick Kasmauskas, New  
17 York Regional Manager for the National Fire  
18 Sprinkler Association. I rise in support of  
19 this ordinance. It's slightly overdue, but  
20 glad to see it. There is a few areas that  
21 need to be ironed out, and we'll be working  
22 with the fire marshal's office here in the  
23 coming weeks, and I urge your support of the  
24 ordinance. Thank you very much.

25 LEGISLATOR NICOLELLO: Thank you,

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2 sir. Joanne Borden.

3 MS. BORDEN: Good afternoon. My  
4 experience proves that if one person is not  
5 protected from harmful discrimination, no  
6 one is. In Tennessee in the late 1950s, I  
7 was asked by a company's management to  
8 recommend an applicant for the chief  
9 engineer's job. I found a resume with top  
10 credentials and was told we can't bring him  
11 down for an interview. I asked "why not,  
12 he's the best one?"

13 The reason was, he has an Italian  
14 sounding name, and his skin might be too  
15 dark. Any Mediterranean sounding name might  
16 be subject to the same harmful  
17 discrimination.

18 Also, as I cited here last month,  
19 there are many examples of harmful  
20 discrimination because a person is thought  
21 to be something they are not.

22 Hatred blinds people to the  
23 facts, like the man who stood here two  
24 months ago and claimed transgender rights  
25 would lead to men invading ladies rooms and

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2 molestation of young girls.

3 He ignored the fact as they are  
4 and stirred emotions by specifying the  
5 innocence of young girls. His bigotry asked  
6 us to be blind to the fact that transgender  
7 people already, already use gender specific  
8 facilities appropriate for their gender  
9 identity and young girls are not molested.  
10 No one is.

11 More than half of the United  
12 States lived with transgender rights laws  
13 with no bad consequences reported and no  
14 invasion of privacy noted.

15 Only bigotry propels people to  
16 use emotions because the facts disproved  
17 their claim. Bigots proclaim the future  
18 doom that present reality disproves, stop  
19 the idiocy. There is no bathroom problem.  
20 And our laws do not now protect us. These  
21 are excuses for anti-Americanism.

22 Do not stand in line with bigots,  
23 follow your head and your heart and do what  
24 is morally right for America. Equality for  
25 all is not a means to a higher political

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2 end, equality for all is the highest  
3 political end.

4 Science has proven time and time  
5 again no one chooses transgenderism. We are  
6 born this way. Thus, we are stuck with  
7 God's will. Pass the Gender Clarification  
8 Law and stop the idiocy.

9 I thank you for listening and I  
10 call your attention to the reverse side that  
11 proves with documented facts that the  
12 bathroom issue is not an issue, it's created  
13 as an excuse.

14 Mr. Pulitzer, will you put both  
15 sides of the address in the record. Thank  
16 you.

17 LEGISLATOR NICOLELLO: Melissa  
18 Barbara, New York Fire Sprinkler Council?

19 MS. BARBARA: I will speak when  
20 the ordinance comes up.

21 LEGISLATOR NICOLELLO: Jack  
22 McCloy.

23 MR. MCCLOY: Good afternoon,  
24 Members of the Legislature. I'm here again  
25 to mention the widespread opposition to the

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2 road diet plan to restructure Grand Avenue  
3 in Baldwin from two lanes in each direction  
4 to only one lane in each direction.

5 It will affect our fire  
6 department, the main Baldwin Fire Department  
7 is located right in the area where the  
8 reconstruction is proposed to take place.  
9 The First Precinct uses this main north  
10 south corridor to get to any emergencies in  
11 North Baldwin. It is the only two lane in  
12 each direction roadway in Baldwin that  
13 travels north and south.

14 And, also, EMTs bringing anybody  
15 from north Baldwin to our closest hospital,  
16 South Nassau Communities Hospital would use  
17 this roadway to get emergency patients to  
18 the hospital in the shortest amount of time.

19 This roadway was just recently  
20 resurfaced less than two years ago. There  
21 are over 300 residents that don't want the  
22 roadway to be reconstructed into only one  
23 lane in each direction.

24 You've heard from the Baldwin  
25 Civic Association in the past who says she's

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2 in favor of it.

3 I wanted to let you know that the  
4 other civic association in Baldwin, the  
5 Baldwin Oak Civic Association is opposed to  
6 this reconstruction plan.

7 Just this past week, the  
8 co-president of the Baldwin Chamber of  
9 Commerce said that he has serious concerns  
10 about how this reconstruction would affect  
11 the community.

12 Last month I mentioned that New  
13 York State traffic experts do not recommend  
14 road diet type plans such as this to be  
15 implemented in areas that have traffic  
16 counts of 20,000 daily or larger.

17 This is documented to be a  
18 roadway with over 19,500 and, in short  
19 order, this will be an area where a roadway  
20 diet restriction plan such as this will be a  
21 detriment to the community just because of  
22 the normal traffic flow much less the  
23 restrictions for the fire department, police  
24 department, and EMTs.

25 I know that the vote is not going

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2 to be held today, but it will be held some  
3 time soon. I just wanted to remind you that  
4 this is going to be expensive. It is not  
5 necessary and will result in a dangerous  
6 condition and I hope that I might be able to  
7 convince my local legislator to change her  
8 mind because there is a lot of people that  
9 feel this is not the best way to spend  
10 resources. Thank you.

11 CHAIRWOMAN GONSALVES: Thank you,  
12 Mr. McCloy. Collette Coyne.

13 MS. COYNE: Good afternoon. Many  
14 of you of course I know. For those of you  
15 who don't know me, I am a co-founder of the  
16 Collette Coyne Memorial Melanoma Foundation  
17 here on Long Island created after the death  
18 of our daughter in five and a half months  
19 from Melanoma, and at that time there was no  
20 voice on Long Island regarding skin cancer.

21 I would like to commend also the  
22 Legislature because they were the first,  
23 really, in 2005 to pass a bill with tanning  
24 restrictions for minors. The rest of the  
25 state followed and many states throughout

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2 the country followed. So, today, again, I  
3 am here asking for protection for a  
4 particular group and that is our lifeguards.

5 For those that are not aware of  
6 what the statistics are, since 2012, that's  
7 our latest stats, one in five across the  
8 board will get skin cancer. One in 50 will  
9 get Melanoma. Melanoma is the fastest  
10 growing cancer in America and most common  
11 cancer for young women 25 to 29 years old  
12 and the second most common cancer for 15 to  
13 29 years old.

14 So, the focus of our foundation  
15 is prevention through education and offering  
16 free screenings at our local beaches here in  
17 Nassau and Suffolk County.

18 For the last 17 years, thousands  
19 have been screened and the statistics remain  
20 the same. A third require referral in their  
21 community by their local dermatologist.

22 Since I spoke with you, we've had  
23 a 32 year old from Massapequa Park pass, a  
24 young woman Lisa Amato. We had just  
25 recently from Carle Place a young woman,



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2 five days after her 28th birthday, she was  
3 diagnosed in October and passed in December.  
4 A young policeman, 31 years old from  
5 Levittown. So the statistics keep  
6 increasing.

7 Unfortunately, we are not aware,  
8 people are not aware of the danger of skin  
9 cancer which is, for the most part,  
10 preventable.

11 My concern as I look, certainly  
12 not in Nassau County, I would have to say  
13 that many of our lifeguards are well  
14 protected. My concerns are for the  
15 lifeguards who don't have the smarts, that's  
16 the way I would put it, to use the  
17 umbrellas, to wear a wide brim hat, to use  
18 sun screen. All of these things are  
19 necessary to prevent skin cancer.

20 I would like to read a  
21 communication I received just about two  
22 weeks ago.

23 CLERK PULITZER: Excuse me,  
24 ma'am, your three minutes have expired.

25 MS. COYNE: I would just like to

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2 read this. To put it into context, I'm a  
3 fair skinned, red haired person. I was  
4 never one for being in the sun too much  
5 because my parents were sticklers about sun  
6 screen and shade because of my complexion.  
7 I became a lifeguard my junior year of high  
8 school at such and such golf and country  
9 club in Hauppauge. I worked there every  
10 summer until I graduated college in 2010.

11 That was about six summers of  
12 straight sun exposure which is something I  
13 wasn't used to.

14 I guess I was somewhat aware of  
15 skin cancer at the time but I never thought  
16 I would be at risk. I wore sun screen, and  
17 tried to stay in the shade while guarding,  
18 so I didn't think there was anything to  
19 worry about. The scariest part about this  
20 entire situation, no one thinks they are at  
21 risk.

22 The pool did not supply real  
23 shade and while I was guarding I was exposed  
24 to direct sunlight for hours on end.

25 I think if there were more

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2 resources available like umbrellas, shade,  
3 as well as a push for more awareness, those  
4 who are life-guarding in the sun will be  
5 safer and less prone to skin cancer.

6 So, Nassau County led the way in  
7 2005. I'm hoping you will lead the way in  
8 passing a resolution for some kind of a  
9 mandate for lifeguards to at least have  
10 umbrellas over them.

11 Let's face it, young people don't  
12 have a clue. They're invincible. And many  
13 of them want that tan to look great. They  
14 are the role models for our young people at  
15 the beaches and at our pools. So, I ask  
16 you, please consider this resolution. Thank  
17 you.

18 CHAIRWOMAN GONSALVES: Thank you,  
19 Collette. Richard Bivone, are you going to  
20 wait for the item to come up?

21 MR. BIVONE: Yes.

22 LEGISLATOR DERIGGI-WHITTON:  
23 Norma, with Collette, could we just saying  
24 something real quick? I just want to give  
25 you so much credit. I can imagine after

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2 losing your daughter how difficult it is to  
3 talk about this, and I want to say, as a  
4 former swimming instructor who spent six  
5 summers out there with baby oil we used to  
6 put on, we really didn't know. I've had my  
7 share of Clark's moles and everything else.

8 You're such a courageous person  
9 and I have such respect for you. I hope  
10 that we do the highest possible standard,  
11 not only for swimming instructors where my  
12 kids are, but another one of my children is  
13 a camp counselor and they're out in the sun  
14 all day also.

15 I appreciate you making everyone  
16 aware of it, but I think we have a lot of  
17 work to do. Thank you for coming today.

18 LEGISLATOR JACOBS: Presiding  
19 Officer, can I say one thing?

20 CHAIRWOMAN GONSALVES: Meta  
21 Mereday.

22 MS. MEREDAY: Good afternoon.  
23 I'm Meta J. Mereday, 758 Wesley Street,  
24 Baldwin. I'm also signed to speak with  
25 regard to the hearing on the contracts for

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2 service disabled veterans, so I don't want  
3 to use my time for that, but I do want to  
4 speak at this particular opportunity to  
5 concur with my neighbors from Baldwin.

6 I am also opposed to the road  
7 diet for the very comprehensive reasons that  
8 were noted and, if the legislators would  
9 desire to take a van and just go down Grand  
10 Avenue anywhere between four and 6 o'clock,  
11 and you pass over Sunrise Highway, you'll  
12 see exactly what we are trying to get across  
13 in terms of just the impossibility of this  
14 design even working.

15 We already have a problem with  
16 residents and young people who are getting  
17 hit crossing Grand Avenue that has yet to be  
18 addressed even though we have had numerous  
19 studies.

20 But we did get the road repaved  
21 so I do want to thank the county for that.  
22 But unfortunately, the residents are still  
23 getting hit crossing it. So, I don't  
24 understand why anyone could think having one  
25 lane, a bicycle lane, and a parking lot,

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2 where we have a fire department, a police  
3 station around the corner, a school up the  
4 block, is going to make any sense  
5 whatsoever, and let's not forget it's right  
6 off of Long Island railroad. So, again,  
7 just food for thought, when you're making  
8 those decisions, with regard to that.

9 Also, with regard to the NICE  
10 bus. Yes, the 35 goes through Baldwin and  
11 there are numerous occasions, as I'm sure  
12 Legislator Curran can concur because I've  
13 sent pictures to her, on the numerous  
14 occasions when the N35 broken down along  
15 Grand Avenue and it makes it very difficult  
16 for residents who depend on those buses to  
17 have to wait upwards of an hour or an hour  
18 and a half before they can get  
19 transportation to their jobs to pay the  
20 taxes that we pay in this community with no  
21 relief.

22 Again, I still stand with an  
23 issue with regard to how we can support all  
24 this funding and allocations and I'm all for  
25 the situation with dealing with the pools.

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2 I, myself, now have sun sensitivity because  
3 the medication that I'm taking for the COPD  
4 that I acquired as a first responder at  
5 Ground Zero, so I understand that.

6 But we still have to deal with  
7 the traffic safety issues in communities  
8 such as Baldwin where we have young people  
9 who cross the street willy nilly.

10 So if we're going to talk about  
11 full education for our young people who  
12 think that they're invincible, let's also  
13 look at that because we still live just  
14 south of what is called Dead Man's Alley on  
15 Southern State Parkway. So we are the ones  
16 who hear the emergency response units,  
17 again, the ones who have to go down Grand  
18 Avenue after they unfortunately have to  
19 scrape somebody up off of Southern State  
20 Parkway to get them to South Nassau  
21 Community Hospital.

22 So, like I said, let's look at  
23 the big picture when you start to make these  
24 decisions as they pertain to our money.

25 One last point, I would just like

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2 to know where else is there a firing range  
3 for the police department besides Baldwin?  
4 Can somebody answer that question? Because  
5 I don't know if any of the rest of you would  
6 like to hear bullets in the morning, and I'm  
7 all for the police department. I fought to  
8 keep the First Precinct where it is. I  
9 fought to get them the funding that had been  
10 spent twice before to build a facility that  
11 they have now.

12 CLERK PULITZER: Ma'am, your  
13 three minutes have expired.

14 MS. MEREDAY: I understand. I'm  
15 about done, but, like I said, would you like  
16 to have that firing range -- let's put a  
17 firing range in your community so that your  
18 young people and your senior citizens have  
19 to hear the round of bullets all morning,  
20 Monday through Friday. Thank you.

21 CHAIRWOMAN GONSALVES: Okay.  
22 That's the end of public comment. We will  
23 now begin with the calendar. I'm going to  
24 ask the clerk to call the first item,  
25 please.



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2 CLERK PULITZER: I call the  
3 hearing on proposed Local Law Clerk Item  
4 141-16; Item Number 1 on the calendar is a  
5 hearing on a proposed local law to add Title  
6 82 to the miscellaneous laws of Nassau  
7 County in relation to ensuing service  
8 disabled veterans have greater participation  
9 in county contracts.

10 CHAIRWOMAN GONSALVES: A motion  
11 to open the hearing.

12 LEGISLATOR GAYLOR: So moved.

13 LEGISLATOR DUNNE: Second.

14 CHAIRWOMAN GONSALVES: Moved by  
15 Legislator Gaylor, seconded by Legislator  
16 Dunne. Mr. May, are you going to talk on  
17 this item or would you like the legislators  
18 to do it?

19 MR. MAY: I can speak on the item  
20 if there are any questions. We went over it  
21 in committees.

22 CHAIRWOMAN GONSALVES: You speak  
23 on the item and I believe that Legislator  
24 Gaylor or Legislator Curran may want to add  
25 to it.

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2 MR. MAY: Sure, this is the Local  
3 Law that we were talking about two weeks ago  
4 in committee. It creates essentially a  
5 similar program as the MWBE program that we  
6 have. It creates essentially a similar  
7 program as the MWBE program that we have for  
8 the disabled service veterans who registered  
9 with New York State. I think currently  
10 there are 208 registered companies with New  
11 York State.

12 I believe that number is only  
13 about eight in Nassau County right now but  
14 we are going to use the best practices to  
15 get the information out to all registered  
16 companies state wide. Obviously you don't  
17 have to be a local company to bid on a  
18 county contract.

19 Just to clarify Legislator  
20 Solages' question, two weeks ago, it is six  
21 percent of the value of the contracts as  
22 opposed to six percent of the number of  
23 contracts.

24 CHAIRWOMAN GONSALVES: Legislator  
25 Gaylor, would you like to comment?

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2 LEGISLATOR GAYLOR: Sure. I  
3 think this is a great piece of legislation  
4 and a first step for our service disabled  
5 veterans who have sacrificed so much for our  
6 nation, our country, our state and our  
7 county, and this will give they will greater  
8 access, I believe, to doing business with  
9 the county.

10 There's a lot of benefit to that  
11 as well. It helps to reduce possibly some  
12 of the burden on the economy. It will help  
13 with the downward trend of the unemployment  
14 statistics in Nassau County by employing  
15 more and more service disabled veteran  
16 organizations.

17 So I commend my colleagues, I  
18 commend the administration for this piece of  
19 legislation. It's the first step to more  
20 that can be and should be done for our  
21 veterans and I look to continue to work hard  
22 on behalf of all veterans service disabled  
23 and veterans to come up with creative ways  
24 and ideas how we can repay them for the  
25 service they have given to our country so

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2 that we can live freely under the democratic  
3 principles that we do today.

4 So, I'm encouraged by this and I  
5 thank my fellow legislators for the support  
6 they have shown here as well.

7 CHAIRWOMAN GONSALVES: Legislator  
8 Dunne.

9 LEGISLATOR DUNNE: Thank you,  
10 Madam Chair. The men and women that served  
11 our country when they first went into the  
12 military they raised their right and said  
13 I'm a United States Marine Corp recruit,  
14 Army recruit. I serve in the forces which  
15 God our country and its way of life, and I'm  
16 prepared to give my life in its defense so  
17 help me God. That's a step that most people  
18 in this country never take. Do they deserve  
19 an extra step? Absolutely. We should be  
20 doing everything we can for them especially  
21 if they're disabled.

22 This provides us the ability to  
23 have -- for all contracts in Nassau County  
24 to have them considered to be included with  
25 the minorities and women owned businesses.

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2 I worked for the Veteran Service  
3 Agency from May 1973 until December 31st,  
4 1995, the next day I became a legislator.  
5 So I worked with veterans forever. The jobs  
6 that they had as far as their owning  
7 businesses fell short. So this is something  
8 we are opening up to fellas and gals.

9 I have to tell you, there is an  
10 awful lot of young ladies coming home from  
11 the war, they were helicopter pilots, they  
12 lost their legs, some of them both their  
13 legs being shot up at. They deserve to be  
14 special, be treated a little bit better.

15 Us doing this is a step in the  
16 right direction. So I appreciate all my  
17 colleagues being on board this. Thank you.

18 CHAIRWOMAN GONSALVES: Legislator  
19 Curran.

20 LEGISLATOR CURRAN: Thank you.  
21 Also, an added benefit for this bill is that  
22 veterans who own businesses tend to hire  
23 other veterans and that's going to be  
24 welcome news for veterans returning home  
25 from serving our country.

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2 I also want to emphasize that  
3 this vote today is really a team effort and  
4 I want to give a sports analogy.

5 Ms. Mereday and I have a profound  
6 disagreement about the road diet in Baldwin.  
7 But the idea for this bill actually came  
8 about from a conversation Ms. Mereday a  
9 couple of years ago.

10 She threw me the ball. I ran to  
11 mid field, there I was looking around, and  
12 then way in the distance I see Bill Gaylor,  
13 throw it over to him, he catches it, scores  
14 the touchdown, and, really, it's a touchdown  
15 for our veterans, and this is a long game  
16 that we're playing. This is one touch down.  
17 We have a lot more to do but I think it's a  
18 great win for everybody. So I want to thank  
19 everybody. It should be the way the game is  
20 played.

21 MR. MAY: I think legislator it  
22 should be a goal and double overtime.

23 CHAIRWOMAN GONSALVES: Legislator  
24 Bynoe.

25 LEGISLATOR BYNOE: Thank you,

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2 Presiding Officer. So I also echo the  
3 sentiments of my colleagues. I think this  
4 is a great opportunity to serve our men and  
5 women who have served us so well.

6 My only concern is that we need  
7 to make sure that the Office of Minority  
8 Affairs has all of the resources necessary  
9 to make this program successful.

10 As we know, they're already not  
11 resourced properly, and we don't even have a  
12 director. So we really need to move forward  
13 to make sure that the benefit of this  
14 program is successful as well as the  
15 programs for our minority men and women.  
16 Thank you.

17 CHAIRWOMAN GONSALVES: Why don't  
18 you come up and say that? Legislator  
19 Jacobs.

20 LEGISLATOR JACOBS: I want to  
21 applaud this law also. I do agree with  
22 Legislator Bynoe that we do have to make  
23 sure Minority Affairs is staffed well and  
24 can handle the fact that monitoring, that  
25 this does take place.

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2 I hope some of our veterans are  
3 here. I'm sorry I didn't join you today.  
4 It wasn't for a lack of wanting to, but  
5 because I walked in when my four Syosset  
6 Intel winners walked in, and I sort of, I  
7 couldn't get up there to be with you.

8 My heart is there and I think  
9 it's a very good law. I applaud the great  
10 "game" that was played by Legislator Curran  
11 and Legislator Gaylor that ended in a win  
12 for everybody. So, congratulations.

13 CHAIRWOMAN GONSALVES: Any public  
14 comment? I'm sorry, Legislator Walker.

15 LEGISLATOR WALKER: Thank you,  
16 Legislator Gonsalves. I, too, am very, very  
17 excited about this new law and I think  
18 everything we can possibly do to possibly  
19 reach out to all of our veterans, whether  
20 it's through our VFWs, our American Legions,  
21 maybe even possibly -- I don't know how  
22 excited our recruiting centers would be to  
23 share this information, but we often lose  
24 our veterans when they return if they don't  
25 join a local VFW, but how we can get that



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2 message out to them, that this law is now in  
3 effect and we will be doing all we can to  
4 help those veterans enterprises. So, thank  
5 you.

6 CHAIRWOMAN GONSALVES: Before I  
7 call for public comment, I would like to  
8 express my appreciation to my colleagues, to  
9 the County Executive for initiating this  
10 local law. It's a long time in coming, but  
11 I have to say to you that every opportunity  
12 that we have to assist our veterans should  
13 be taken.

14 A few years ago, I was happy,  
15 after God knows how many years, trying to  
16 get it done that we were able to open up a  
17 clinic at Nassau University Medical Center.

18 So that was a major step in the  
19 right direction and today is another step in  
20 that direction. Our veterans deserve all of  
21 the help we can give them so I thank all of  
22 those who participated in it.

23 Now, any public comment? I know  
24 you wanted to speak on this Ms. Mereday.

25 MS. MEREDAY: Meta J. Mereday,

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2 758 Wesley Street, Baldwin.

3 Yes. I am very enthusiastic with  
4 regard to this first step, but, again, as  
5 has been already mentioned there are already  
6 many problems within the MWBE program and  
7 the fact that there is no director troubles  
8 me significantly.

9 I'm also concerned about when we  
10 make notice of greater participation, I seem  
11 to think we go back to that media centric,  
12 let's just throw something out there, take a  
13 picture, and we have done the due diligence  
14 and we have not.

15 There's more required than to  
16 just put a law out there on the books if you  
17 do not have the development process, if you  
18 do not have the outreach, and if even the  
19 majority of you don't fully understand what  
20 this means in terms of the inclusion of  
21 veteran businesses, not just service  
22 disabled veteran businesses. And you're  
23 also talking about participation.

24 If you're saying six percent of  
25 the contract, does that mean six percent of

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2 the contract if the individual is a minority  
3 female veteran? Or what is the percentage  
4 when you have that classification? There  
5 are various things.

6 There is the unconscious bias  
7 that people have that you just assume that  
8 the veteran business that has been operating  
9 for the large part as a sole proprietorship  
10 has the capacity to do the contract itself.  
11 80 percent of veteran businesses are sole  
12 proprietorships because they lack the  
13 resource and the support.

14 So you can put it out there on  
15 paper, but when the size of the contract  
16 comes out, and you do your little outreach  
17 and you write your little letter, if you  
18 don't have them coming back with the  
19 package, guess what? Those who are behind  
20 the scenes, who at some point in time  
21 usually end up in Newsday because of  
22 contracting improprieties have gone back to  
23 the old boys network.

24 So, again, without the teeth  
25 behind it and the structure from the

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2 conversation that I had with Legislator  
3 Curran, and I do applaud her for her efforts  
4 in getting this forward, but the process was  
5 more than a conversation.

6 There was a whole proposal and a  
7 package that outlined the true  
8 implementation of a program, because I have  
9 the experience in doing supplier diversity  
10 and workforce diversity in terms of getting  
11 contract opportunities for minority women,  
12 veteran, service disabled business  
13 opportunities when they were rebuilding the  
14 World Trade Center.

15 So, again, I am just concerned  
16 that we can applaud this first step that I  
17 had been standing up here saying that we  
18 needed to have and I was assured that Nassau  
19 County had such an extensive vetting process  
20 when Newsday already proved that to be  
21 untrue.

22 But I'm willing to move forward  
23 at this point. And you have contracts that  
24 you're going to be voting on now, the  
25 situation with these banks, that's also

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2 something that could be inclusive of veteran  
3 businesses. They may not be veteran  
4 business or service disabled veteran  
5 businesses that are located in our region,  
6 but there are service disabled veteran  
7 businesses that can deal with some of the  
8 financing issues.

9 What is going to happen with the  
10 vetting process for that? Are there just  
11 going to be selective contracts? Are you  
12 just looking at construction or are you  
13 going to look at the wide range?

14 Again, as it was mentioned by  
15 Legislator Bynoe, who is going to provide  
16 the tracking, so the training, the tracking,  
17 the procurement and the outreach --

18 CLERK PULITZER: Your three  
19 minutes have expired.

20 MS. MEREDAY: -- requires a wide  
21 range and intensive focus that's  
22 specifically geared toward veterans.

23 Let's not forget our veterans in  
24 total because the service disabled community  
25 is a small percentage, but our veteran

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2 population in total are suffering. Our  
3 student veterans are leaving the region. So  
4 we need more than talk, more than photo ops.  
5 We need real work and real results. But I  
6 do thank you for this first step. But it's  
7 a small step. So let's not get too happy.  
8 Thank you.

9 CHAIRWOMAN GONSALVES: Thank you,  
10 Ms. Mereday. Any other public comment?

11 MR. MAYERS: Good afternoon,  
12 legislators, ladies and gents. I want to  
13 comment on what Legislator Bynoe said this  
14 evening because this was the discussion we  
15 had a couple of weeks ago at the comptroller  
16 which I sit with comptroller at the  
17 budgeting committee.

18 It's a shame and I know each  
19 legislator here knows, there is a charter  
20 where Minority Affairs was created, how it  
21 should be staffed, and that there should be  
22 appropriation every year for that office,  
23 but I don't see neither Democrat nor  
24 Republicans seems to look at that Charter to  
25 that office staffed properly. All right.

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2 It's supposed to have at least ten to 12  
3 people with the director in that office.

4 And they came last week to the  
5 comptroller meeting and I asked the same  
6 question which I told the comptroller, I'm  
7 going to check with staff attorney general  
8 on this issue. Because Minority Affairs is  
9 supposed to be an office of this county.

10 I would ask my Democratic friends  
11 and Republican friends from here on to make  
12 sure that office is funded. You can bring  
13 it up in your next session but it should be  
14 funded properly to have the Minority  
15 Affairs. You have a report every year, but  
16 I will ask either one of you, have you seen  
17 a report from the Minority Affairs Office in  
18 the last ten to 15 years?

19 I bet you none of you can say you  
20 seen a report from the Minority Affairs  
21 Office. So that's ridiculous.

22 Again, I want to support the  
23 veterans. I'm a British veteran myself from  
24 the British army and I'm proud of that. I  
25 like veterans because I was in the army also

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2 and I know what it is to be a veteran.

3 I support what my sister here,  
4 Legislator Curran, I think she's a fantastic  
5 legislator.

6 One thing I say about her, you  
7 call her office, and she returns your call.  
8 So, Ms. Bynoe, I thought she is going to  
9 represent my area but this is why I want to  
10 see more ladies elected in office, because I  
11 think they have more common sense than  
12 males. On both sides. But I think the  
13 women do a better job than the males as  
14 political leaders.

15 But, again, Madam Chair, please  
16 look at Minority Affairs. I will call the  
17 County Executive, talk to the comptroller  
18 about it, and he said, yes, that office  
19 should be funded. And, please, Democrats,  
20 Republicans, nobody has to scream at each  
21 other, but let's get that office funded.  
22 Thank you.

23 CHAIRWOMAN GONSALVES: Any other  
24 public comment? Did you put in a slip?

25 MINISTER HOSKINS: I didn't put



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2 in a slip, will I still be allowed to speak?

3 CHAIRWOMAN GONSALVES: Yes, you  
4 may. Go ahead.

5 MINISTER HOSKINS: My name is  
6 Minister Edward Rasan Hoskins. I didn't  
7 intend to speak until I heard these two  
8 issues which I am intimately aware of. I'm  
9 the former vice-chairman of the Minority  
10 Affairs Council of Nassau County, and I'm  
11 also an United States Marine Corp disabled  
12 veteran.

13 I heard the speaking about the  
14 Office of Minority Affairs. I'm one that  
15 was around when this form of government that  
16 exists right now was not in existence. When  
17 the at large form of government was  
18 overturned. So, many of you sitting here  
19 now, there was no space for you to sit.

20 But what I do want to say is that  
21 any conversations about the Office of  
22 Minority Affairs, the Minority Affairs  
23 Council, which has a particular charge, and  
24 that is to look at any budgetary issues and  
25 how money is going to be spent, they're

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2 supposed to look at it. So its almost  
3 ludicrous. This was the same conversation  
4 going on over a decade ago.

5 The county executive or former  
6 county executive said to me, Brother Rassan,  
7 no county executive really wants an office  
8 like Minority Affairs. I've been able to  
9 make one of those meetings at the new  
10 Minority Affairs Council. It's not there to  
11 do anything. How can you have an entity  
12 that should be funded and don't fund it, and  
13 don't give it any money? So even me sitting  
14 here saying this is just a lot of talk that  
15 I'm doing right now, unless someone has the  
16 courage to submit some legislation to back  
17 up which was already legislated on.

18 But it's a shame and that's part  
19 of the reason that Nassau County  
20 unfortunately has been designated as one of  
21 the most segregated and discriminatory  
22 counties in the United States of America.  
23 That's the reason why we have you all  
24 sitting here because that was deemed by  
25 Judge Arthur Spatt.

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2 So, to change that perception,  
3 something got to be done. For me to stand  
4 here and use moral suasion, that's going to  
5 fall flat.

6 So it takes some kind of  
7 legislative action, just the rhetoric and  
8 just the talking about it, presenting a  
9 problem, hell, everybody knows the problem.  
10 Forgive my language. Everybody knows the  
11 problem. Where's the solution? By now, we  
12 should have done something to serve our  
13 veterans.

14 There was an office that was  
15 brought up just before the last county  
16 executive, race for county executive, and  
17 that was in office I think it's 160 or 260.  
18 It was this big expansion Veteran Affairs  
19 Office. It's gone. Few people care about  
20 us the way that they should care about us.  
21 We should not have to be out here  
22 protesting. We've got young people coming  
23 out. Me, being a Vietnam era veteran, I  
24 know the tragedy of war, there is no glory  
25 in it. If you go out to Northport Hospital,

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2 you'd see there is no glory in war. Again,  
3 more persuasion won't do it.

4 Encourage someone or someones to  
5 have the courage to put something in black  
6 and white and hold a big press conference  
7 out front since everybody loves veterans.  
8 Thank you.

9 CHAIRWOMAN GONSALVES: Legislator  
10 Jacobs.

11 LEGISLATOR JACOBS: I just wanted  
12 to say something to you. You don't have to  
13 get up again. What I wanted to say to you,  
14 it's not so much as writing new legislation,  
15 it's making sure the legislation within the  
16 Charter is implemented properly. It's  
17 already in writing.

18 So, for us to reenter another  
19 repeat of that, it's not the problem. The  
20 problem is to follow what already is there  
21 and that's implementation. I just wanted to  
22 give you my opinion.

23 MINISTER HOSKINS: I'm just  
24 saying, are you for or against veterans and  
25 their best interests?

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2 LEGISLATOR JACOBS: I understand.  
3 And I'm just going to say for the record  
4 what you said, and you said that everyone is  
5 saying we're for veterans but are we really  
6 doing what is in the best interests.

7 What I'm saying to you, I believe  
8 the Charter written right, and it's not  
9 written right in every respect, but it's  
10 written right in this respect with the  
11 counsel plus the Minority Affairs Office,  
12 it's incumbent upon all of us to have --  
13 whether it's our legal teams on both sides  
14 of the aisle, take a look at what's fallen  
15 through the cracks and shore it up so we do  
16 it properly. Okay? Thank you.

17 CHAIRWOMAN GONSALVES: Thank you,  
18 Ms. Jacobs. There being no other comments,  
19 a motion to close the hearing, please.

20 LEGISLATOR GAYLOR: So moved.

21 LEGISLATOR WALKER: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Gaylor, seconded by Legislator  
24 Walker. All those in favor of closing the  
25 hearing signify by saying aye.

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2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The hearing is now closed.

6 Mr. Clerk, would you please call

7 Item 2.

8 CLERK PULITZER: A local law to  
9 add Title 82 to the Miscellaneous Law of  
10 Nassau County in relation to ensuing service  
11 disabled veterans and have greater  
12 participation in county contracts.

13 Motion, please.

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR KOPEL: Second.

16 CHAIRWOMAN GONSALVES: Moved by  
17 Legislator Dunne, seconded by Legislator  
18 Kopel. Any other comments regarding this  
19 proposed local law?

20 Of course all of the testimony at  
21 the hearing is now incorporated into this  
22 item.

23 (Whereupon, the following are the  
24 minutes of the Veterans and Senior Affairs  
25 Committee pertaining to Clerk Item 2,

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2 4-11-16.)

3 CHAIRMAN GAYLOR: There is one item on  
4 the addendum today, which is Clerk Item  
5 141-16, which is a Local Law to add Title 82  
6 to the Miscellaneous Laws of Nassau County  
7 in relation to ensuring service-disabled  
8 veterans have greater participation in  
9 county contracts.

10 May I have a motion?

11 LEGISLATOR MUSCARELLA: So moved.

12 LEGISLATOR DUNNE: Second.

13 CHAIRMAN GAYLOR: Muscarella and Dunne,  
14 second by Dunne.

15 The item is before us.

16 Do I have anyone here from the  
17 administration here to speak on behalf?

18 MR. MAY: Yes, Mr. Chairman. I'm going  
19 to speak on behalf of this item.

20 This is a Local Law proposed by the  
21 county executive to help the veterans in our  
22 county establish or better participate in  
23 the contracts process of Nassau County. It  
24 creates a service-disabled veterans program  
25 which is similar in concept to the MWBE

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2   program that we have, based off of state  
3   legislation that was passed in 2014. And  
4   state certified veteran-owned businesses  
5   will be, you know, contacted during the bid  
6   process to let them know that there are  
7   county contracts available and make any best  
8   efforts on behalf of the county to get them  
9   involved in the contract process.

10           LEGISLATOR DUNNE:    Through the Chair.

11           CHAIRMAN GAYLOR:   Legislator Dunne.

12           LEGISLATOR DUNNE:   I want you to relay  
13   back to the administration that we  
14   appreciate this. We've been fighting for  
15   this for a long time. We've been asking and  
16   asking that it be included. I, being a  
17   disabled veteran myself, I have a lot of  
18   friends that are disabled veterans who own  
19   businesses and could be doing work with the  
20   county. If they just had a little bit of a  
21   leg up, they might be able to get in. The  
22   state legislation provides for that. I  
23   appreciate it.

24           We always have to look to make it  
25   better. This is step one. Let's secure



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2 this and then we will go from there.

3 Please let Mr. Mangano know that we  
4 appreciate that we're opting into this. It  
5 has my full support.

6 MR. MAY: Excellent. I'll let him  
7 know. And thank you for all of your  
8 support.

9 CHAIRMAN GAYLOR: Legislator Solages.

10 LEGISLATOR SOLAGES: Thank you very  
11 much, Chair Gaylor.

12 Good afternoon, Mr. May.

13 MR. MAY: Good afternoon.

14 LEGISLATOR SOLAGES: Is there a  
15 particular percentage, goal of contracts  
16 that will be awarded to this new category of  
17 service-disabled veterans?

18 MR. MAY: I believe the goal is six  
19 percent, but of course that's just a  
20 baseline. As the program goes, we will seek  
21 to expand that, as appropriate.

22 LEGISLATOR SOLAGES: Six percent of  
23 what?

24 MR. MAY: Excuse me. I believe it's  
25 six percent of all county contracts.

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2 LEGISLATOR SOLAGES: Of the value of  
3 all county contracts or just a number?

4 MR. MAY: I believe it's just a number,  
5 but I hear what you're saying and it's  
6 something we could certainly look into.

7 LEGISLATOR SOLAGES: Yes. I just  
8 wanted to be more clear.

9 MR. MAY: I understand. You're trying  
10 to clarify. When we say six percent, six  
11 percent of what? I understand. There could  
12 be a huge difference between six percent of  
13 a number of contracts and six percent of the  
14 value of contracts. I hear what you're  
15 saying. This is the start of the program.  
16 We can certainly evaluate when we go on to  
17 see if we are reaching the goals that we  
18 want to reach. Just having six percent of  
19 the contracts may not be enough. We may  
20 want to look at six percent of the total  
21 value of contracts.

22 Again, this is the very ground floor of  
23 this program. Like I tell the people who  
24 work with me at my other job at the TLC,  
25 everyone is in at the ground floor. We have

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2 the opportunity to work through issues at  
3 the start. That's where we are with this,  
4 just right at the beginning.

5 LEGISLATOR SOLAGES: Understood, sir.

6 In addition, you know, this is all -  
7 these are all great goals. I agree with my  
8 colleague, Legislator Dunne, that we need to  
9 do more for our veterans. But what's  
10 important here is how we do this. And who  
11 will be responsible for monitoring this?

12 MR. MAY: The Office of Minority  
13 Affairs is tasked with monitoring this  
14 program and implementing it.

15 LEGISLATOR SOLAGES: So they will be  
16 charged with the best efforts initiative, I  
17 guess.

18 MR. MAY: Correct.

19 CHAIRMAN GAYLOR: If I may.

20 LEGISLATOR SOLAGES: Of course. Yes,  
21 Mr. Chairman, of course.

22 CHAIRMAN GAYLOR: The Office of  
23 Minority Affairs also monitors the contracts  
24 pertaining to minority-based woman  
25 enterprises?

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2 MR. MAY: Yes. They will be doing  
3 similar work to the existing MWBE program,  
4 which is why we felt it was most appropriate  
5 to task that office with this Local Law.

6 CHAIRMAN GAYLOR: Okay. Good.

7 LEGISLATOR SOLAGES: Thank you.

8 LEGISLATOR BIRNBAUM: I have a  
9 question.

10 CHAIRMAN GAYLOR: Go ahead.

11 LEGISLATOR BIRNBAUM: This six percent,  
12 how does it compare to the others? Is there  
13 a set percentage for women and minority, in  
14 terms of numbers of contracts or values of  
15 contracts?

16 MR. MAY: I don't know. Let me turn to  
17 my counsel here to see if he has an answer.  
18 The answer is we believe six percent as  
19 well.

20 LEGISLATOR BIRNBAUM: That number is  
21 the same as the others?

22 MR. MAY: Yes.

23 LEGISLATOR BIRNBAUM: This is just to  
24 possibly increase the amount? Are we saying  
25 in the past that we don't know if the number

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2 has even been close to six percent?

3 MR. MAY: Which number close to six  
4 percent?

5 LEGISLATOR BIRNBAUM: For the veterans.

6 MR. MAY: We haven't studied it. This  
7 is a new program.

8 LEGISLATOR BIRNBAUM: So we don't know  
9 what the number has been all along?

10 MR. MAY: We haven't delineated it, in  
11 terms of this program because this program  
12 hasn't existed. So as we get information on  
13 the program, we will be able to see. You  
14 have to understand --

15 LEGISLATOR BIRNBAUM: Statistics  
16 haven't been kept. Is that what you're  
17 saying, we don't know?

18 MR. MAY: Yes. But I want to be very  
19 hesitant to how I say yes to that. It's not  
20 that these numbers existed and we haven't  
21 tracked it. This program, under state law,  
22 only recently came into existence. The  
23 state law was passed in 2014. The state is  
24 responsible for determining which business  
25 qualifies or is certified as a

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2 service-disabled veteran business. So this  
3 is all brand new. It's not like we had a  
4 number of these. To put it differently, we  
5 didn't know this class of business under the  
6 law because it did not exist before.

7 LEGISLATOR BIRNBAUM: Got it.

8 MR. MAY: So that's why we don't have a  
9 number to track. It's not that we were just  
10 ignoring the issue. The designation is new.

11 LEGISLATOR BIRNBAUM: It's a similar  
12 endeavor to the others.

13 MR. MAY: Correct.

14 LEGISLATOR BIRNBAUM: So this is a new  
15 category that we're going -

16 MR. MAY: Correct.

17 LEGISLATOR BIRNBAUM: To be. Okay.  
18 Are we hopeful that this office will be  
19 tracking it? Is that the idea?

20 MR. MAY: Yes.

21 LEGISLATOR BIRNBAUM: The Office of  
22 Minority Affairs will keep track.

23 MR. MAY: Yes.

24 LEGISLATOR BIRNBAUM: We'll get  
25 clarification of whether it's the amount of

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2 contracts or the value of the contracts.

3 MR. MAY: Yes, we can certainly clarify  
4 that.

5 CHAIRMAN GAYLOR: If I may, Mr. May. I  
6 think the way that the local law is written  
7 is that it's a percentage of the contracts,  
8 not the dollar value. It's the number of  
9 contracts.

10 MR. MAY: Correct. Correct.

11 CHAIRMAN GAYLOR: Okay. And this six  
12 percent is in addition to any other  
13 percentages that are already applied for  
14 minority or women based businesses, correct?  
15 It's not being lumped in with the same six  
16 percent.

17 MR. MAY: That is correct. This will  
18 be a discreet number.

19 CHAIRMAN GAYLOR: What I would like to  
20 do is publicly thank the minority, and  
21 especially Legislator Laura Curran who has  
22 been working with me for the last three or  
23 four months to try to get this before the  
24 committee. On behalf of all of on this  
25 side, we thank all of you on that side as

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2 well to make this happen, as well as the  
3 county exec.

4 MR. MAY: Thank you. We certainly  
5 appreciate it. It's very nice when everyone  
6 is working cooperatively towards these same  
7 goals. A lot of good things can get done.

8 CHAIRMAN GAYLOR: Legislator, a  
9 question up here.

10 MR. MAY: We already said thank you to  
11 everybody.

12 LEGISLATOR DeRIGGI-WHITTON: It's not  
13 over. I think you're happy to be back, I  
14 might be wrong.

15 MR. MAY: It is a lot of fun being  
16 here. I shouldn't say that on the record,  
17 they may hold me to it.

18 LEGISLATOR DeRIGGI-WHITTON: I know  
19 we're harping on a minor detail, but we want  
20 to make sure it goes smooth.

21 The six percent participation rate of  
22 state certified business on county contracts  
23 is what's in the backup - in the resolution,  
24 rather. What is the participation rate?  
25 How would we be able to clarify that?



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2 MR. MAY: It would just be six percent  
3 of the total amount of contracts in the  
4 county. I could take a stab at it.  
5 Typically, our contracts, you see the bulk  
6 of them, in terms of the A, B, or E  
7 contracts. Any given year it's about 500  
8 contracts. Then there are the blanket  
9 resolution contracts, which are typically  
10 social services contracts. I'm going to say  
11 conservatively there are probably about 700  
12 contracts that the county enters into on an  
13 annual basis. Whatever six percent of that  
14 is.

15 LEGISLATOR DeRIGGI-WHITTON: Forty-two.

16 MR. MAY: There you go.

17 LEGISLATOR DeRIGGI-WHITTON: Do we have  
18 any way of an update per quarter just to  
19 make sure we're kind of on goal. For  
20 instance, what if we are falling short at  
21 that number? Do you have any idea of what  
22 we should do?

23 MR. MAY: Again, it's the ground floor  
24 of a new program and a new process. We're  
25 not going to know if we've even hit those

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2 targets for probably a full year after the  
3 program is in place. Then once we have that  
4 in place, we can start an analysis of if  
5 there was a shortfall why. First thing we  
6 have to do is we have to work off the state  
7 certified disabled veterans business list.  
8 And then we have to see how many people have  
9 received bids, how did they receive the  
10 bids? Why didn't they respond to the bids?  
11 There will be a whole series of questions  
12 that would have to be asked, and it's really  
13 premature at this point to say what  
14 happened. Why didn't we meet our goals when  
15 we haven't actually had the opportunity to  
16 attempt to achieve the goals? I think it  
17 would be more apt for this body to ask the  
18 county executive a year from now, a year and  
19 a half from now, whether it's this committee  
20 or this body as a whole, to say, hey, we'd  
21 like a report on how you're doing.

22 Again, I think it's premature now. We  
23 haven't even started.

24 LEGISLATOR DeRIGGI-WHITTON: Just  
25 getting back to what the chair mentioned.

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2 Is it the six percent in addition to what's  
3 already the baseline? We don't even know  
4 what the baseline is, right, because we  
5 don't keep track of it. So I don't know how  
6 we can be reassured that it's above what we  
7 have now if we don't know.

8 MR. MAY: I think the chair was asking  
9 is the six percent, in addition to the MWBE  
10 goal, and the answer to that is yes. Again,  
11 we would still have to have the program in  
12 place, operate it, and then do an analysis  
13 on our first year numbers. It would be like  
14 anything else. If we were a private company  
15 and we were doing sales and put a new  
16 product out, how do you know what you're  
17 going to sell? You don't. You put it out  
18 there, see what the numbers are the end of  
19 the year, and then analyze why you hit your  
20 targets or you didn't hit your targets.

21 LEGISLATOR DeRIGGI-WHITTON: Are we  
22 going to give preference to anybody that is  
23 a veteran-based company when we're going out  
24 to bid? Are we going to ask that question  
25 in our RFP or anything?

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2 MR. MAY: I don't know that we can do  
3 that.

4 LEGISLATOR DeRIGGI-WHITTON: I don't  
5 know if we can, to be honest.

6 MR. MAY: I don't think we can add  
7 points to somebody's RFP based on their  
8 status. I think the idea for getting these  
9 numbers in is to reach out to these  
10 businesses in the first place. It may be  
11 that they are newly established businesses  
12 who aren't familiar with the process. I  
13 don't know that we can do that.

14 LEGISLATOR DeRIGGI-WHITTON: Do you  
15 know how many businesses that are state  
16 certified at this point? Do you know how  
17 many there are?

18 MS. MEREDAY: There are about 35  
19 service disabled veterans businesses, and  
20 most of them are not from New York State. I  
21 happen to be an expert.

22 MR. MAY: I'm not going to testify on  
23 her behalf. So the number that I'm hearing  
24 from the audience is 35. I have no way to  
25 confirm that right now. I could look at the

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2     Department of State website and see what the  
3     numbers are that they have certified. And  
4     as counsel is reminding me and as I  
5     mentioned before, this is a new program for  
6     the state as well. The law was signed into  
7     effect at the end of 2014, so they are just  
8     getting their ducks in a row.

9             Again, this is a brand new program for  
10    everybody.

11            LEGISLATOR DeRIGGI-WHITTON: I think  
12    it's great and I'm hoping - I really want to  
13    follow through with it. If it's true, I've  
14    also heard that the number is low. To find  
15    these companies, I don't think we can give  
16    them special preference, as far as RFPs are  
17    involved. I'm just hoping we can reach our  
18    goal because it's sort of set up that if the  
19    companies are not, you know, known to us and  
20    are not local and for them to come as lowest  
21    bid and hit all the other qualifications, it  
22    just seems like a good effort.

23            MR. MAY: Play that scenario out. Say  
24    there are only 35 disabled veteran service  
25    companies, and let's say all of them get

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2 contracts with the county but we need to hit  
3 46 in order for it to be six percent. We  
4 know the answer. Why didn't you reach six  
5 percent? Because there are not enough  
6 certified companies to make that number.  
7 These are all hypotheticals.

8 LEGISLATOR DeRIGGI-WHITTON: I know.

9 MR. MAY: We would have to run the  
10 program and see the result at the end of at  
11 least the first year.

12 LEGISLATOR DeRIGGI-WHITTON: I'm just  
13 trying to analyze it going forward. It just  
14 looks like our pool is very small. We  
15 legally probably can't give any special  
16 preference. I don't know what our number is  
17 going in. I haven't heard any good  
18 feedback, as far as our history with using  
19 veteran companies.

20 MR. MAY: I don't know that the  
21 distinction was ever made under state law.  
22 Once again -

23 LEGISLATOR DeRIGGI-WHITTON: We don't  
24 know.

25 MR. MAY: Right.

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2 LEGISLATOR DeRIGGI-WHITTON: We don't  
3 know where we're starting from. We know the  
4 pool is going to be small, and there's  
5 really nothing we can do to legally promote.

6 MR. MAY: It's a program that started  
7 last year, so we can assume that the number  
8 previous to this, as far as the category,  
9 legal category goes, was zero. Presumably,  
10 we can only go up from there. Again, at the  
11 end of a year or two of operation of this  
12 program, we will have better numbers and  
13 better information. Remember, as this  
14 program goes on, the state is going to  
15 certify more and more companies.

16 LEGISLATOR DeRIGGI-WHITTON: Right.

17 MR. MAY: I understand your concern,  
18 but I don't know that it's necessarily  
19 appropriate at this time.

20 LEGISLATOR DeRIGGI-WHITTON: I'm not  
21 even really worried about this. I'm just  
22 saying the six percent might be high for  
23 right now.

24 MR. MAY: It might be high. But let's  
25 challenge ourselves and get it done.

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2 LEGISLATOR DeRIGGI-WHITTON: I hope we  
3 are successful with it.

4 MR. MAY: Me too.

5 LEGISLATOR DeRIGGI-WHITTON: Okay.

6 CHAIRMAN GAYLOR: And so the six  
7 percent matches the state suggested goal as  
8 well, correct?

9 MR. MAY: That is correct.

10 CHAIRMAN GAYLOR: Do we have any public  
11 comment? Ms. Mereday, the floor is yours.

12 MS. MEREDAY: Thank you. Finally.  
13 Finally. And as I said earlier, this is a  
14 start. But, yes, I do happen to have  
15 extensive background in business development  
16 as it pertains to diverse suppliers,  
17 including minority, women, veterans,  
18 disabled, local businesses, etcetera.

19 To answer some of the earlier questions  
20 and concerns. The federal mandate is only  
21 three percent as it pertains to  
22 service-disabled business, service-disabled  
23 veteran businesses, and that's not by the  
24 number of contracts. Again, you can't say  
25 contracts because you don't know what the



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2   contract is for, you don't know what  
3   industry specific it pertains to. So that  
4   random number does not suggest the inclusion  
5   aspects. Then if you go by the value of  
6   the contract itself, you've given  
7   authorizations to a wide range of  
8   contracting opportunities, ranging from the  
9   millions to a couple thousand dollars. So  
10   one service disabled veteran, if you go by  
11   the percentage of a contract itself, one  
12   service disabled veteran could get a \$100  
13   million contract and you can say our goal  
14   was \$100 million for service disabled  
15   veterans and you have supported one company.  
16   So you really have to be specific in that  
17   arena.

18               The number I mentioned with regard to  
19   35 is a figure that I received about six  
20   months ago when I attended a session that  
21   was sponsored by the New York State - one of  
22   the New York City departments actually but  
23   also in conjunction with the MTA. Because  
24   of the lack of outreach and development  
25   within New York State, the majority of those

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2 service-disabled businesses do not reside or  
3 do business in New York State. So the first  
4 thing that we have to do is to generate the  
5 business pool within our community.

6 Again, and I'm sure it's on the record,  
7 I'm tired of saying it but sometimes it  
8 bears repeating. Long Island has the  
9 largest veteran population in New York State  
10 and the northeast corridor. All of the  
11 veterans that live on Long Island, a  
12 majority of them are what we would  
13 considered service-disabled veterans. Some  
14 of them have service-disabled veteran  
15 businesses. Statistically, less than ten  
16 percent of veteran businesses, including  
17 service disabled and veteran-owned business,  
18 less than ten percent have the capacity to  
19 hire anybody, along with another veteran.  
20 So you've got 90 percent, an approximate  
21 number, 90 percent of veteran-owned  
22 businesses, including both categories, who  
23 don't have the capacity to hire somebody  
24 else. What does that say? That says that  
25 the majority of the nation's veteran-owned

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2       businesses, even those that qualify under

3       the federal mandated three percent, could

4       not even conduct any outreach of the

5       contracts that take place. So it really is

6       a building from the bottom, so to speak.

7       That's not to say that we cannot bring in

8       service-disabled veteran business that are

9       qualified, which I have been trying to -- I

10      have been proposing to do. A lot of the

11      teeth and the background information for

12      this particular law was presented to this

13      body, via Legislator Laura Curran, by me.

14                So, that is where we are in terms of

15      what we need to do. We need to start the

16      development. We need to do the outreach.

17      We need to build the model. Now, Nassau

18      County can be an example of that, in terms

19      of all of the contracting opportunities that

20      we have bringing in qualified and

21      established service-disabled veterans who

22      can hire our student veterans who cannot

23      afford to stay here. They can co-partner

24      with the smaller veteran businesses and

25      service-disabled veteran businesses that are

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2 here so that that business can grow and hire  
3 someone else, so that the veterans that are  
4 about to lose their home can keep a job and  
5 stay here and contribute to the taxes. So  
6 it's not just a cookie cutter model.

7 I agree that this is a start. It is  
8 appreciated. But there is still a great  
9 deal of work to do as opposed to just,  
10 again, putting out a press release, patting  
11 ourselves on the back. And I have to once  
12 again address veterans that are homeless or  
13 about to be evicted, student veterans that  
14 have graduated leave here and trying to keep  
15 somebody from staying here.

16 CHAIRMAN GAYLOR: Absolutely. And I  
17 think all the legislators on the committee  
18 here will agree with you.

19 On behalf of all of your efforts and  
20 your advocating, thank you. And keep up the  
21 good work for our veterans, please.

22 LEGISLATOR DeRIGGI-WHITTON: Can I just  
23 ask one other quick question?

24 CHAIRMAN GAYLOR: Absolutely.

25 LEGISLATOR DeRIGGI-WHITTON: This is

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2 under the Office of Minority Affairs. But  
3 who specifically is going to be overseeing  
4 it? Do we have any type of outreach  
5 program?

6 CHAIRMAN GAYLOR: Mr. May, are you  
7 going to take that one on?

8 MR. MAY: Sure. The question was who  
9 is going to be responsible for --

10 CHAIRMAN GAYLOR: Getting the word out.

11 LEGISLATOR DeRIGGI-WHITTON: Right.  
12 Maybe even being proactive maybe, since we  
13 are all behind this. Is it the compliance  
14 office?

15 MR. MAY: Again, new program, we have  
16 to work out the kinks here. It's going to  
17 be based out of the Office of Minority  
18 Affairs. We're also going to have the  
19 Office of Purchasing handle making sure that  
20 the registered businesses all get the bids  
21 that go out to all the other businesses. So  
22 there will be some initial outreach, as far  
23 as bidding on contracts goes as well.

24 LEGISLATOR DeRIGGI-WHITTON: What are  
25 the outreach efforts? Are you going to

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2 reach out to veteran halls?

3 MR. MAY: Reaching out to veteran halls  
4 wouldn't necessarily help because they have  
5 to be a state registered, state certified  
6 service-disabled veteran owned business.

7 LEGISLATOR DeRIGGI-WHITTON: I think it  
8 would be worthwhile to meet with the  
9 veterans personally, just to put the idea in  
10 their head. There might even be people that  
11 aren't certified that might want to get  
12 certified. Not everyone watches us on live  
13 stream.

14 MR. MAY: My colleague, Deputy County  
15 Executive Eric Naughton, has asked that he  
16 be tagged in.

17 DEPUTY COUNTY EXECUTIVE NAUGHTON: One  
18 method that we've decided we're going to use  
19 is we have the list from the state of the  
20 certified disabled veterans. So working  
21 with Constituent Affairs, Minority Affairs  
22 will send out a letter to them to let them  
23 know about our new law and suggest to them  
24 that they meet with our Purchasing  
25 Department, let them know of all of the

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2 opportunities that the county does have so  
3 we can make this very effective.

4 LEGISLATOR DeRIGGI-WHITTON: Is that  
5 number approximately what we were mentioning  
6 before, the number of companies in the state  
7 that are certified?

8 DEPUTY COUNTY EXECUTIVE NAUGHTON: No.  
9 The list that we've seen from the state,  
10 it's roughly about 34 pages, we think it's  
11 probably closer to about 200 vendors in the  
12 state.

13 LEGISLATOR DeRIGGI-WHITTON: Okay.  
14 Maybe we can just get a copy of it. Would  
15 you mind sending me a copy of that list?  
16 Would you mind just forwarding a copy of the  
17 list of vendors?

18 DEPUTY COUNTY EXECUTIVE NAUGHTON:  
19 Sure.

20 LEGISLATOR DeRIGGI-WHITTON: I would  
21 appreciate just taking a look at it.

22 DEPUTY COUNTY EXECUTIVE NAUGHTON: Not  
23 a problem.

24 LEGISLATOR DeRIGGI-WHITTON: Thank you.

25 CHAIRMAN GAYLOR: If you would, just

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2 send it to the chair and then I'll  
3 distribute it to all of the legislators.

4 DEPUTY COUNTY EXECUTIVE NAUGHTON: Will  
5 do that.

6 CHAIRMAN GAYLOR: Thank you much.

7 Do we have any other public comment?

8 (No verbal response.)

9 At this time we'll take a vote.

10 All those in favor of passing this item  
11 please signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The item passes unanimously.

16 (Whereupon, the following is the  
17 continuation of the minutes of the Full  
18 Legislative Committee, 4-25-16.)

19 CHAIRWOMAN GONSALVES: Any other  
20 comments regarding this proposed local law?

21 (No verbal response.)

22 There being none, all those in  
23 favor of local law, I believe it's Local Law  
24 141, signify by saying aye.

25 (Aye.)



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2 Any opposed?

3 (No verbal response.)

4 I guess it's unanimous. It's 18  
5 nothing. A unanimous vote. Thank you very  
6 much.

7 What we usually do in speaking  
8 with the minority, we come up with a consent  
9 calendar.

10 Most of these items have been  
11 called through the committees and I ask that  
12 the testimony from those committees be  
13 incorporated into today's calendar. I'm  
14 going to begin with Item 5, 6, 7, 8, 9, 10,  
15 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21,  
16 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34,  
17 35, 36.

18 A motion, please.

19 LEGISLATOR WALKER: So moved.

20 LEGISLATOR SCHAEFER: Second.

21 CHAIRWOMAN GONSALVES: Moved by  
22 Legislator Walker, seconded by Legislator  
23 Schaefer. Testimony from the committees be  
24 incorporated into this agenda. All those in  
25 favor of the items that I just called,

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2 signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 Any abstentions?

7 (No verbal response.)

8 18 to zero. I guess it's

9 unanimous.

10 Now we go back to what we call  
11 the non-consent. Just a few items. We are  
12 going to begin with Item 3 and that is  
13 Ordinance 28. An ordinance for the  
14 prevention of fires by establishing uniform  
15 regulations for the control of fire hazards  
16 and for the enforcement of such regulations.

17 Motion, please.

18 LEGISLATOR RHOADS: So moved.

19 LEGISLATOR NICOLELLO: Second.

20 CHAIRWOMAN GONSALVES: Moved by  
21 Legislator Rhoads, seconded by Legislator  
22 Nicolello. There are some comments here.  
23 Chief?

24 ASSISTANT CHIEF PRIEST: Good  
25 afternoon, Madam Presiding Officer, members.

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2 Assistant Chief John Priest, Nassau County  
3 Fire Marshal's Office. The item before you  
4 represents the first major rewrite of the  
5 Nassau County Fire Prevention Ordinance in  
6 many years. It's a project that has been  
7 ongoing for three years.

8 Nassau County has long had one of  
9 the lowest death by fire rates of any county  
10 in the State of New York, that the Fire  
11 Marshal's Office proudly points to the fire  
12 prevention ordinance in regard to.

13 The document has been discussed  
14 with members of both sides of the aisle and  
15 we are incredibly proud that it will bring  
16 us in line with most of the state codes that  
17 we are required to conform with, and it will  
18 continue our long tradition of safety in  
19 Nassau County.

20 I'm joined by Assistant Chief  
21 Uttaro who was the primary author and  
22 chairman of the committee on the rewrite and  
23 we have a number of members of the fire  
24 service here in support, and, as you know,  
25 some members of the public who have comment.

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2 But Chief Uttaro will have brief statement  
3 and will also take any of your questions.

4 ASSISTANT CHIEF UTTARO: Good  
5 afternoon. As we saw this morning, we had a  
6 large fire down in Oceanside this morning.  
7 It involved eight fire departments and a  
8 commercial strip.

9 So, more the reason why this  
10 ordinance serves Nassau County so well. It  
11 keeps our business, our homes, our  
12 firefighters safe, and I thank you, there  
13 were a lot of questions and a lot of  
14 concerns and I hope I addressed them well  
15 with everybody from both the Democratic and  
16 Republican side. I know we met a couple of  
17 times to go over some things.

18 We have some contractors here as  
19 well, and the people from the fire  
20 protection community that we worked with to  
21 establish some of these new laws and  
22 ordinances to make sure that they work well  
23 together with our partners that installed  
24 these systems as well, and it's worked out  
25 very well.

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2 Thank you again for all of your  
3 questions, your input. If you have any  
4 further questions, I will be here.  
5 Otherwise, again, after three years, we're  
6 looking forward to getting this ordinance  
7 put through and start to enforce it and make  
8 Nassau County a safer place to live.

9 CHAIRWOMAN GONSALVES: Thank you,  
10 Chief Uttaro. Legislator Rhoads.

11 LEGISLATOR RHOADS: Thank you so  
12 much, Madam Presiding Officer. Chief  
13 Uttaro, I just want to congratulate you on  
14 the hard work that you did, you and your  
15 committee did in putting this important  
16 legislation together.

17 I also want to thank you for  
18 taking the time to explain some of the finer  
19 points and answer some of the questions that  
20 I had earlier today.

21 The work that you've done is  
22 incredibly important. We all have the  
23 obligation, and, myself, being a volunteer  
24 fire fighter as well, we share the common  
25 goal, as we all do on the Legislature of

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2 being sure that we can keep business owners,  
3 homeowners, and the general public safe in  
4 everything we do.

5 So, updating our legislation to  
6 comply with state legislation and FPA  
7 standards is incredibly important work, and  
8 I just wanted to take a moment to thank you  
9 for doing that and doing it in a way that as  
10 well is sensitive to our residents and our  
11 business community in terms of the  
12 obligations and costs that are associated  
13 with complying with the additional  
14 standards. So, again, hats off to you, and  
15 I appreciate your hard.

16 ASSISTANT CHIEF UTTARO: Thank  
17 you.

18 LEGISLATOR DERIGGI-WHITTON:  
19 Norma, may I just say one thing?

20 CHAIRWOMAN GONSALVES: I have  
21 Legislator Ford.

22 CHAIRWOMAN FORD: Thank you very  
23 much. It is very important. I just want to  
24 make a comment though. I had an opportunity  
25 to pass by where the fire was on Long Beach

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2 Road in Oceanside and it was very unsettling  
3 to see the damage done to the stores as well  
4 as to the residential building that was  
5 attached to it, so I guess when everybody is  
6 so close and always attached, it's always  
7 best that we do whatever we can to make sure  
8 stores are in compliance.

9 It's bad enough that their store  
10 goes up, then if all of a sudden it travels  
11 to adjacent stores, it can be very, very  
12 devastating.

13 My hats off to all of the  
14 responders to that fire. That must have  
15 been some unbelievable scene. They did a  
16 great job and I'm glad that everybody got  
17 out of there safely.

18 CHAIRWOMAN GONSALVES: Legislator  
19 Jacobs and then Legislator DeRiggi-Whitton.

20 LEGISLATOR JACOBS: Chief, I just  
21 wanted to tell you that I was so  
22 appreciative of the report that you made to  
23 the caucus. It helps. It helps when you're  
24 going to vote on something, and remind me  
25 again how many pages that report was?

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2 ASSISTANT CHIEF UTTARO: 394.

3 LEGISLATOR JACOBS: Right. It  
4 definitely helps when you have someone like  
5 yourself and your team that was there, being  
6 able to answer all the questions, explain  
7 the specifics to us, and I just want to  
8 kudos to you for doing that because a lot of  
9 times people don't take the time, and it  
10 makes us feel so much better that we know  
11 what we are voting for. So thank you.

12 ASSISTANT CHIEF UTTARO: Thank  
13 you. It's a good talented staff that I work  
14 with it, so it helps a lot.

15 LEGISLATOR JACOBS: You did very  
16 well.

17 LEGISLATOR DERIGGI-WHITTON: I  
18 just want to take a second also to  
19 acknowledge your partner Mr. Priest. Not  
20 only does he look after everyone's safety in  
21 this way, but also he's been a tremendous  
22 asset to our county with the Narcan  
23 training.

24 As many of you know, I have a  
25 friend who we actually honored here and



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2 unfortunately her son made a relapse over  
3 the weekend, and I was actually able to  
4 contact him and the support is so amazing  
5 and you are an unsung hero that we are very  
6 proud of. So thank you for all that you do.

7 CHAIRWOMAN GONSALVES: Legislator  
8 Walker.

9 LEGISLATOR WALKER: I, too, just  
10 want to commend you for the work certainly  
11 on this, updating this legislation and us  
12 moving forward, and certainly on all the  
13 work that you do. I know we've had some  
14 devastating fires, certainly the fire this  
15 morning. We had a very bad fire in  
16 Hicksville in two homes not too long ago  
17 where actually the fire started. The wind  
18 swept it to the neighboring house, which the  
19 neighboring house was totally destroyed and  
20 the families lost everything. The other  
21 family lost 80 percent of their home.

22 So anything and everything we can  
23 do to try to make the situation safer for  
24 our businesses, our families, for all of you  
25 and, just again, to thank you for all your

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2 dedication and hard work.

3 I know that whenever we reach out  
4 to you for any questions, you are always  
5 there to be helpful to us and I can't thank  
6 you enough for that.

7 ASSISTANT CHIEF UTTARO: You're  
8 welcome. And thank you.

9 CHAIRWOMAN GONSALVES: I have Mr.  
10 Bivone here to speak on this item and I  
11 believe a Melissa Barbour who will speak  
12 after Mr. Bivone.

13 ASSISTANT CHIEF UTTARO: I also  
14 wanted to introduce Chairman of the Nassau  
15 County Fire Commission, James Meezy is in  
16 the back of the room as well as the  
17 president of the Nassau County Fireman's  
18 Association, Walter Frame. They're here as  
19 well.

20 CHAIRWOMAN GONSALVES: Please  
21 stand up. Mr. Bivone.

22 MR. BIVONE: Good afternoon,  
23 Presiding Officer, legislators, again, thank  
24 you.

25 I represent the Long Island

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2 Business Council, also two professional  
3 companies that work in Nassau County on many  
4 of the projects, commercial projects. We  
5 support these changes, as I said a couple of  
6 weeks ago when I was here, they were needed,  
7 long overdue but good things come in time.

8 The professionalism of the Fire  
9 Marshal's Office is beyond belief. They're  
10 great to work with. These changes need to  
11 be there because they have to keep up with  
12 construction standards that happen over  
13 time.

14 Our organization, Assistant Chief  
15 Uttaro did visit us twice to explain to the  
16 membership that these changes were coming  
17 and, again, we are in support of them and  
18 thank you.

19 CHAIRWOMAN GONSALVES: Thank you,  
20 Mr. Bivone. Ms. Barbour.

21 MS. BARBOUR: Hi. Good  
22 afternoon. My name is Melissa Barbour and I  
23 represent the New York Fire Sprinkler  
24 Council which our membership includes fire  
25 sprinkler contractors who perform the

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2 largest amount of work in the metropolitan  
3 area; installation, inspection, testing and  
4 maintenance of fire suppression systems.

5 Over the past week, and over the  
6 past couple of years prior to that, members  
7 of our association have met with the fire  
8 marshal, with Fire Marshal Uttaro to discuss  
9 and address any concerns we had with the  
10 ordinance.

11 We truly appreciate his reaching  
12 out, listening to us, and responding to our  
13 concerns. We look forward to a positive  
14 continued working relationship with the Fire  
15 Marshal's Office and Fire Marshal Uttaro and  
16 we applaud their efforts to strengthen the  
17 requirements concerning the installation,  
18 inspection, testing, and maintenance of fire  
19 sprinkler and stand pipe systems and to  
20 ensure that competent people are performing  
21 this work.

22 So one of the things this  
23 ordinance did, it created two new  
24 certificates of fitness for fire sprinkler  
25 work, one for installation and one for

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2 inspection, testing, and maintenance, as  
3 well as a five year test on all sprinkler  
4 systems. We really think this will make  
5 great strides in improving fire protection  
6 for all people living and working and  
7 visiting Nassau County.

8 So the enactment of this  
9 ordinance in that regard, we fully support.  
10 Thank you.

11 CHAIRWOMAN GONSALVES: Thank you,  
12 Ms. Barbour. Any other comments? Mr.  
13 Priest.

14 ASSISTANT CHIEF PRIEST: Madam  
15 Presiding Officer, one other thing on behalf  
16 of Chief Fire Marshal Tusa to the Fire  
17 Marshal's Office would like very much to  
18 thank the County Attorney's Office and, in  
19 particular, Mr. Podlesak, who shepherded us  
20 through this. We are just a bunch of  
21 firemen, and when it comes to writing laws,  
22 without their help, it would not have gone  
23 anywhere near as well as it did.

24 CHAIRWOMAN GONSALVES: I have to  
25 correct you, ex-chief. You're not just a

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2 bunch of firemen. You know how dear you are  
3 to your communities. So I thank you for  
4 your efforts and I know Chief Uttaro, I  
5 worked with you before, and I know how  
6 thorough you are and, of course, I will  
7 thank Mr. Podlesak as well.

8 So, I think this is a step in the  
9 right direction and I can many people will  
10 be happy that this legislation is going to  
11 pass today. Would you like to say anything?

12 (No verbal response.)

13 Being no other comment, I'm going  
14 to ask all those in favor of Item 3 signify  
15 by saying aye.

16 (Aye.)

17 Any opposed?

18 (No verbal response.)

19 Any abstentions?

20 (No verbal response.)

21 Item passes unanimously. Keep up  
22 the good work.

23 Item 4, Ordinance 29, an  
24 ordinance to provide information related to  
25 sun safety to lifeguards assigned to Nassau

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2 County outdoor pools, bathing beaches, and  
3 Nickerson Beach.

4 Motion, please. Moved by  
5 Legislator Gonsalves.

6 LEGISLATOR JACOBS: Second.

7 CHAIRWOMAN GONSALVES: Seconded  
8 by Legislator Jacobs. I don't know whether  
9 or not -- I guess it would be in order just  
10 to give you a brief synopsis. Do you know  
11 what this law is about? Talk to us about  
12 it.

13 MR. MAY: This is the legislative  
14 initiative to include the warnings for  
15 lifeguards at the county pools to ensure  
16 that they are approving appropriate levels  
17 of sunscreen for their exposure during work  
18 hours.

19 CHAIRWOMAN GONSALVES: It goes a  
20 little deeper than that. I'm just going to  
21 read a section and then, of course, my  
22 colleague, Legislator Jacobs, we conspired  
23 together on this piece of legislation.

24 It does list a number of risks  
25 that do exist from exposure to UV and it

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2 also gives advice as to how to reduce the  
3 exposure to UV and to protect yourself in  
4 the sun.

5 It is something that we went as  
6 far as we thought we could. It does include  
7 protective clothing, shirts, wide brim hats  
8 or caps. It does include sun screen and the  
9 UV umbrella. And of course life guards must  
10 wear sunglasses while on duty.

11 The thing that we tried to do is  
12 we have these instructions posted and we are  
13 asking that at these sites, the county  
14 sites, that the lifeguards sign a form that  
15 they read these instructions and certainly  
16 the fact that these instruments to protect  
17 them are available to them.

18 I'm going to go on to Legislator  
19 Jacobs because I know we always can do more  
20 but I think this is a good start, but I'm  
21 going to go to Legislator Jacobs.

22 LEGISLATOR JACOBS: Well, I was  
23 going to say that this goes back so many  
24 years ago when Legislator -- when Presiding  
25 Officer Gonsalves and Legislator Yaturo at



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2 the time joined together on the tanning beds  
3 with Collette Coyne's help who has devoted  
4 her life since she lost her beautiful  
5 daughter to this horrible disease.

6 This bill, I'm very pleased to  
7 co-sponsor it with the presiding officer  
8 because it's time we something as a kick off  
9 point for what really has to be done.

10 What really has to be done in my  
11 estimation is not to tell lifeguards and  
12 people who are exposed to sun dangers to  
13 sign something that they are aware of it but  
14 to do as much as we can to make certain that  
15 the proper procedures are in place at our  
16 beaches and at our pools. And I know we  
17 don't have as many as the towns do, but it's  
18 is a start that they have something on the  
19 lifeguard station to be able to accept an  
20 umbrella, number one.

21 Number two, I believe the  
22 legislation talks about baseball caps as  
23 well as wide brim caps. The truth of the  
24 matter is, baseball caps do nothing.  
25 Seriously, these are important things.

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2 As far as sun screen goes, I  
3 don't know, if someone is looking for a job  
4 and they just sign their name, what is the  
5 guarantee they are ever going to put on a UV  
6 shirt or put sun screen on. That's my  
7 concern here. I applaud it in that it's a  
8 start but I believe we have to go further  
9 and I would hope together that we can.

10 Some of it I know costs money.  
11 The ideal is to have sun screen, literally  
12 sunscreen over dugouts, to have sun screen  
13 over the -- permanent sun screen over  
14 lifeguards. If we can't go all the way  
15 monetarily, we should be able to do a little  
16 bit more than this.

17 But I'm still happy to be on this  
18 bill but I want us to leave that door open  
19 to improvements.

20 CHAIRWOMAN GONSALVES: I'm going  
21 to add to it, Judy. I did contact someone  
22 who is the supervisor for the lifeguards in  
23 Nassau County pools and beaches. I was  
24 reassured that all of the paraphernalia we  
25 were talking about are there for the

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2 lifeguards to use.

3 The only thing that we felt at  
4 this point in time is to make sure they are  
5 instructed as to what they should be doing  
6 and making themselves -- avail themselves of  
7 those items that we mentioned in the  
8 legislation.

9 I know we all like to mandate but  
10 at the present time I think it's a step in  
11 the right direction. At least we are  
12 opening that door to make sure that -- look,  
13 let's face it. If I was a lifeguard, and I  
14 was given these instructions and I was told  
15 that these items are available and I was  
16 asked to sign a form stating that I read it,  
17 I think that is a step in the right  
18 direction. We can always do more.

19 But I think right now since  
20 summer is coming, and we're going to have a  
21 lot of our lifeguards out there in the sun,  
22 we want to do as much as we can at this  
23 particular time.

24 As far as mandating, I think this  
25 is something else we can look into. But I

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2 think right now I believe that this is a  
3 step in the right direction.

4 I will tell you something,  
5 Collette, I travel a lot, and I see places  
6 that have tanning salons, they are  
7 disappearing. I don't know that that means,  
8 but they're not there anymore. Where are  
9 they going? I don't know. But maybe the  
10 message is out there and people are becoming  
11 more aware of it.

12 I don't know if there are any  
13 other comments that want to be made, but I  
14 think -- Collette, do you want to say  
15 anything else?

16 MS. COYNE: I want to say thank  
17 you because it is a beginning. People are  
18 still unaware. And I have ordered, because  
19 I saw the caps, and I know that they're not  
20 sufficient. So I went online and I did  
21 order big straw hats that I will donate to  
22 our lifeguards because they, again, are the  
23 role models. And I'm hoping that what  
24 begins here in Nassau County will spread  
25 across our country. We've got to educate

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2 people. Thank you.

3 CHAIRWOMAN GONSALVES: Thank you,  
4 Collette. There being no other comment, all  
5 those in favor of Item 4, Ordinance 29,  
6 signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The item passes unanimously, 18  
11 to zero. Thank you, Collette, for being  
12 here.

13 Let's move on. The next item is  
14 Item 22, Resolution 52. A resolution  
15 authorizing the County Attorney to  
16 compromise and settle the action, Randy  
17 Hoskins a/k/a Randy A. White versus County  
18 of Nassau pursuant to the County Law, the  
19 County Government Law of Nassau County and  
20 the Nassau County Administrative Code.

21 Motion, please.

22 LEGISLATOR DUNNE: So moved.

23 LEGISLATOR SCHAEFER: Second.

24 CHAIRWOMAN GONSALVES: Moved by  
25 Legislator Dunne, seconded by Legislator

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2 Schaefer. Who is here to speak on this  
3 item?

4 MR. MAY: Ms. Lisa Locurto from  
5 the County Attorney's Office.

6 MS. LOCURTO: Thank you,  
7 legislators. I also have here special  
8 counsel who is here with me should there be  
9 any additional questions that you might  
10 have.

11 This particular settlement is  
12 recommended. We believe it is in the  
13 county's best interest. It was fully  
14 discussed at the Finance and Rules  
15 Committees in executive session. I believe  
16 we were expansive enough in those sessions,  
17 but if there are additional questions. We  
18 are happy to discuss them further. The only  
19 thing we would request is go into executive  
20 session if more detailed questions are  
21 required.

22 CHAIRWOMAN GONSALVES: Legislator  
23 DeRiggi-Whitton says she has a general  
24 question, as does minority leader.

25 LEGISLATOR DERIGGI-WHITTON: I

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2 have more of a procedural question.

3 During the Finance Committee, do  
4 you remember there was a problem because our  
5 side hadn't been given a copy of the  
6 stipulation at the time?

7 MS. LOCURTO: I don't believe it  
8 had to do with this particular settlement.

9 LEGISLATOR DERIGGI-WHITTON: Then  
10 I apologize.

11 CHAIRWOMAN GONSALVES: Minority  
12 leader.

13 LEGISLATOR ABRAHAMS: Thank you,  
14 Madam Presiding Officer. Ms. Locurto, it  
15 was brought about I believe for quite some  
16 time now, and also on the floor, I'm not too  
17 sure if it came up in the executive session,  
18 but really not executive session worthy in  
19 terms of the matter. We were asking about  
20 the practice of the former commissioner of  
21 the police department in the conduct that  
22 was betrayed that was outlined in the  
23 district attorney report.

24 We would like to think that  
25 there's been procedures that have been put

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2 in place and I believe that someone had said  
3 they were going to get back to us to find  
4 out if that was the case, if there is  
5 procedures in place to ensure what happened  
6 will never happen again, since this time  
7 because this goes back some years.

8 MS. LOCURTO: I do remember that  
9 question. I think our office did reach out.  
10 Unfortunately, I don't have a specific  
11 answer to give you today, but I will  
12 definitely reach out again to make sure I  
13 can give you that answer to that question of  
14 what is changed.

15 LEGISLATOR ABRAHAMS: That's  
16 crucial. If you can get back to our offices  
17 today to let us know. If it requires you to  
18 call the Acting Commissioner's Office  
19 because we don't want to be in the practice  
20 of being down this road over and over again.

21 MS. LOCURTO: Understood,  
22 legislator.

23 CHAIRWOMAN GONSALVES: Ms.  
24 Locurto, can you get that answer to us  
25 shortly, the answer to the minority leader's



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2 concern?

3 MS. LOCURTO: Yes, as soon as I  
4 finish here, I will make that call.

5 CHAIRWOMAN GONSALVES: Any other  
6 comments?

7 (No verbal response.)

8 There being none, all those in  
9 favor of Item 22, Resolution 52 signify by  
10 saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 Any abstentions?

15 (No verbal response.)

16 The item passes unanimously. We  
17 still want the answer. Thank you very much.

18 The next item, Item 23,  
19 Resolution 53, a resolution authorizing the  
20 County Attorney to compromise and settle the  
21 claims of different utility companies as set  
22 forth in various actions pursuant to the  
23 County Law, County Government Law of Nassau  
24 County and the Nassau County Administrative  
25 Code.

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2 Motion, please.

3 LEGISLATOR NICOLELLO: So moved.

4 LEGISLATOR KOPEL: Second.

5 CHAIRWOMAN GONSALVES: Moved by  
6 Legislator Nicolello, seconded by Legislator  
7 Kopel.

8 Now I'm going to ask for an  
9 amendment in the nature of a substitution  
10 and I will read that amendment and this  
11 amendment is to the title and various parts  
12 of the resolution and clarifies that the  
13 Town of Oyster Bay and various special  
14 district's third party claims against the  
15 county are being settled.

16 It's a matter of semantics but it  
17 had to be. A motion, please, for the  
18 amendment in the nature of a substitution.

19 LEGISLATOR KOPEL: So moved.

20 LEGISLATOR DUNNE: Second.

21 CHAIRWOMAN GONSALVES: Moved by  
22 Legislator Kopel, seconded by Legislator  
23 Dunne. Any questions or any comments?

24 (No verbal response.)

25 All those in favor of the

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2 amendment signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The amendment passes.

7 Now, the item as amended,

8 Legislator Kopel.

9 LEGISLATOR KOPEL: I just want to  
10 say that I intend to vote for this, for this  
11 measure, and I suspect that just about  
12 everyone will. But it's a real big problem  
13 and I don't know that people understand it  
14 sufficiently. It's because of the county  
15 guaranty that this comes up. The county  
16 guaranty just very briefly, in this  
17 particular case, provides that Nassau County  
18 has got to pay back any district, any school  
19 district or garbage district, or what have  
20 you, that is required to refund any taxes  
21 that it had to pay. That's just very  
22 briefly what it's about.

23 Now, what people need to  
24 understand is that this \$26 million and  
25 change is not buying anything for the county

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2 at all. And this is not even due to an  
3 assessment error.

4 It's a particularly egregious  
5 case because what happened over here is  
6 special districts went ahead and taxed  
7 something that they should not have taxed,  
8 that they ought not to have taxed.

9 In the end, Nassau County has to  
10 pay for it. Now, what this does, it's the  
11 opposite of government transparency. It  
12 actually makes government totally opaque  
13 because what's happening now is that no one  
14 is voting on this. This is just simply  
15 something that's done by the special  
16 district and someone else has to pay for it.

17 It has to be paid for by all  
18 taxpayers. So we don't really -- taxpayers  
19 are not really able to allocate the taxes  
20 and the spending on this kind of thing. It  
21 encourages opacity and it encourages  
22 irresponsible behavior by special districts.

23 Now, this body here tried to  
24 repeal the County Guaranty a couple of years  
25 back and it was struck down by the state

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2 courts which held and, Lisa, correct me if  
3 I'm wrong, it simply held that only the  
4 state has the power to go ahead and do this.

5 I understand the county has  
6 requested the state to go ahead and do it a  
7 number of times and we're getting absolutely  
8 no response.

9 I also understand that we have a  
10 few hundred million dollars more of similar  
11 nature refunds that are backed up, or claims  
12 I should say that are backed up.

13 This is a good deal and everyone  
14 is going to vote for it I think because it's  
15 not as bad as it could have been. But it's  
16 still just an absolutely horrible situation  
17 and I think that -- I would love to see  
18 everybody call their state representatives  
19 to actually do something about this because  
20 it's a travesty.

21 Have I described that fairly  
22 accurately?

23 MS. LOCURTO: Yes, legislator,  
24 you have.

25 CHAIRWOMAN GONSALVES: Legislator

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2 DeRiggi-Whitton.

3 LEGISLATOR DERIGGI-WHITTON:

4 Thank you. Like I said before, it's more of  
5 a question of our procedure you being our  
6 attorney, and it's a client-attorney  
7 situation.

8 As ranking member on Finance  
9 during the committees, I asked why the  
10 minority hadn't been given the stipulation.  
11 Do you recall your testimony?

12 MS. LOCURTO: You mean my  
13 testimony in executive session?

14 LEGISLATOR DERIGGI-WHITTON: No.  
15 On the record.

16 MS. LOCURTO: On the record I  
17 think that there were fine points in the  
18 stipulation that were being worked out. I  
19 advised the legislature as soon as the stip  
20 was finalized that we provide a copy to the  
21 Legislature and we did provide that to the  
22 legislature.

23 LEGISLATOR DERIGGI-WHITTON:

24 That's not what you said. You said it was  
25 your oversight that you didn't provide it to

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2 us. We have the record. We will get it to  
3 you.

4 MS. LOCURTO: I believe my  
5 testimony of the oversight was not getting  
6 the confidential executive memo to the  
7 Legislature.

8 LEGISLATOR DERIGGI-WHITTON: I  
9 specifically asked for the stipulation.

10 MS. LOCURTO: I do recall you  
11 asking for the stipulation, and I'm not  
12 going to get into a back and forth with you  
13 because I don't think that serves us well, I  
14 take you at your word, if you want to call  
15 up the record.

16 I'm testifying now, my  
17 recollection of the conversation and what  
18 was going to be provided to the Legislature,  
19 I believe everything that was requested by  
20 the Legislature was provided.

21 I know you have a very difficult  
22 job in determining whether or not to vote  
23 for the settlement or not. We always  
24 endeavor to provide you with all the  
25 information you need so you can make an

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2 intelligent decision.

3 LEGISLATOR DERIGGI-WHITTON:

4 Again, I'm grateful for the fact that we do  
5 have a stenographer here, but --

6 CHAIRWOMAN GONSALVES: We can  
7 agree to disagree, Legislator  
8 DeRiggi-Whitton.

9 LEGISLATOR DERIGGI-WHITTON:  
10 Well, there's nothing to disagree about  
11 because we have it. But what is the real  
12 difficulty as a legislator is, you're our  
13 attorney. This is a client attorney -- that  
14 is a real serious matter. If we ask you for  
15 a copy of the stipulation and you say, oh,  
16 no, it was my oversight, I will get you the  
17 copy. Then I get the copy and it's dated  
18 three days later. You didn't have a copy of  
19 the stipulation which you agreed to provide  
20 us.

21 It was dated on Thursday the  
22 21st. We got it Friday. It's still --  
23 honestly, I hope this is a good settlement  
24 but what I'm concerned about, we haven't  
25 even had the full seven days to have



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2 everything to even vote on it.

3 MS. LOCURTO: I respectfully  
4 agree to disagree, legislator. I believe  
5 you have everything you need now to make  
6 your decision.

7 LEGISLATOR DERIGGI-WHITTON: The  
8 bottom line is, when it's before finance and  
9 we ask you if you have something for a \$26  
10 million vote, and you say yes, I have it,  
11 it's an oversight, you are completely being  
12 -- you're not being truthful to us.

13 MS. LOCURTO: I take exception at  
14 you questioning my veracity, questioning my  
15 ethical and legal obligations. So I take  
16 great exception to that.

17 LEGISLATOR DERIGGI-WHITTON: I  
18 am. I can understand that.

19 MS. LOCURTO: I would like to  
20 finish my statement because you just called  
21 out and said something that was  
22 extraordinary inappropriate and offensive to  
23 me --

24 CHAIRWOMAN GONSALVES: Absolutely.

25 LEGISLATOR DERIGGI-WHITTON: I

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2 understand it.

3 CHAIRWOMAN GONSALVES: Don't  
4 interrupt, Legislator DeRiggi-Whitton.

5 MS. LOCURTO: -- as a practicing  
6 attorney. I'm not finished speaking. I do  
7 not speak over you. I appreciate if you do  
8 not speak over me.

9 LEGISLATOR DERIGGI-WHITTON:  
10 Finish, Lisa.

11 MS. LOCURTO: I know what I said  
12 on the record and I stand by my testimony  
13 and what I said on the record and in  
14 executive session, everything that was  
15 discussed in the executive session was put  
16 and going to be reduced to the stipulation  
17 of settlement. Everything should be there  
18 for you in either the confidential memo or  
19 as it's finally reduced to the writing.

20 I know my obligation. My  
21 obligation is not only to you, as the  
22 Legislature, but the County Attorney's  
23 obligation stems to the County of Nassau  
24 which is all the taxpayers of Nassau County.

25 It is our obligation, my job,

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2 working in the County Attorney's Office to  
3 ensure that we protect the taxpayers of  
4 Nassau County.

5 Bickering back and forth on this  
6 point does not benefit the taxpayers of  
7 Nassau County, because the real issue is the  
8 substantive issue that was discussed in  
9 executive session is whether or not this  
10 long standing litigation, which has gone on  
11 for over 15 years, hasn't resulted in a  
12 resolution that is ultimately a satisfactory  
13 conclusion that will benefit all the  
14 taxpayers of Nassau County. That's what the  
15 vote is about today.

16 It shouldn't be about what he  
17 said, she said, and I will assure if you go  
18 back and read on the record, I know what I  
19 testified to and I will not let it stand  
20 that I said something that is anything less  
21 than truthful. I have always been  
22 respectful to this Legislative body and  
23 endeavored to give you what you need to do  
24 your job.

25 I expect the same amount of

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2 respect in return that I give each and every  
3 legislator which they deserve.

4 LEGISLATOR DERIGGI-WHITTON: I  
5 have something to say.

6 CHAIRWOMAN GONSALVES: I'm going  
7 to call the vote, Legislator  
8 DeRiggi-Whitton.

9 LEGISLATOR DERIGGI-WHITTON:  
10 Listen, you can't call the vote until I'm  
11 finished.

12 CHAIRWOMAN GONSALVES: Would you  
13 like to overrule the chair?

14 LEGISLATOR DERIGGI-WHITTON: How  
15 can you make a vote?

16 CHAIRWOMAN GONSALVES: All those  
17 in favor of this item?

18 LEGISLATOR DERIGGI-WHITTON: This  
19 is the most bizarre thing I've ever seen in  
20 my life.

21 The bottom line is, thank God we  
22 take testimony here and we have it. There's  
23 no way you can conflict that.

24 I'm upset we didn't have a copy  
25 before we voted in Finance and, Rich, you

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2 were there. Before we make a vote on  
3 something of \$26 million, to have the  
4 stipulation --

5 CHAIRWOMAN GONSALVES: Legislator  
6 DeRiggi-Whitton, I think it was said very  
7 clearly what we're voting on today.

8 LEGISLATOR DERIGGI-WHITTON: I  
9 think we haven't.

10 CHAIRWOMAN GONSALVES: That's  
11 what the item is at the present time.

12 LEGISLATOR DERIGGI-WHITTON: But  
13 the information given to us as legislators  
14 has to be something that we can trust. If I  
15 can't trust that someone has -- -

16 CHAIRWOMAN GONSALVES: So don't  
17 vote. Vote against it.

18 LEGISLATOR DERIGGI-WHITTON: I  
19 don't understand how it's not bothering you  
20 that we ask for something from our  
21 attorney's office.

22 CHAIRWOMAN GONSALVES: We got all  
23 the information that was felt that was  
24 needed. I'm sorry that you feel that you  
25 didn't. I am very, very sorry that you had

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2 called Lisa Locurto --

3 LEGISLATOR DERIGGI-WHITTON: I  
4 will give you both copies of the testimony  
5 and you can decide.

6 CHAIRWOMAN GONSALVES: You have  
7 the option to vote yes or vote no.

8 LEGISLATOR DERIGGI-WHITTON: We  
9 have a stenographer. What is testified to  
10 is not the question. We have it written  
11 down. The question is, we need to depend on  
12 what is told to us at the time. I used to  
13 work in claims. Before you settle a case,  
14 you want to know, especially in finance as  
15 the leader in Finance --

16 CHAIRWOMAN GONSALVES: Minority  
17 Leader, please.

18 LEGISLATOR ABRAHAMS: Thank you  
19 madam, Presiding Officer. Ms. Locurto, I do  
20 have some questions. I don't know if they  
21 require us to go into executive session  
22 because they're not particular to the actual  
23 settlement, but I just wanted to find out  
24 from your in regards to, has the Town of  
25 Oyster Bay, Town Board, have they approved

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2 the settlement?

3 MS. LOCURTO: I don't believe --

4 LEGISLATOR ABRAHAMS: Madam

5 Presiding Officer is saying yes up here.

6 MS. LOCURTO: I'm not sure. I

7 can't say yes or no. And you better get

8 that on the record.

9 LEGISLATOR ABRAHAMS: Madam

10 Presiding Officer, how do you know it's yes?

11 CHAIRWOMAN GONSALVES: Who?

12 LEGISLATOR ABRAHAMS: Somebody

13 said it.

14 CHAIRWOMAN GONSALVES: I'm saying

15 to you, Minority Leader, I know that the

16 Town of Oyster Bay did sign the settlement

17 agreement.

18 LEGISLATOR ABRAHAMS: No, no.

19 That's not what I'm asking. I'm asking, did

20 they approve, did the Town Board approve it?

21 MS. LOCURTO: I don't know if

22 they voted for it yet. Similarly, they may

23 be waiting for us to vote on it. Whether or

24 not, I can't speak for the legislative body

25 and their procedures. I just know the

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2 legislative procedures for the Legislature.

3 As the Presiding Officer has  
4 indicated, they've signed the stipulation so  
5 I believe it's the Town's intent to go  
6 forward with the settlement subject to  
7 whatever their approvals are.

8 LEGISLATOR ABRAHAMS: Ms. Locurto,  
9 you said they would need us to vote on it  
10 first.

11 MS. LOCURTO: I said I'm not sure  
12 if they need us to vote. Maybe they're  
13 waiting for us to vote on it.

14 LEGISLATOR ABRAHAMS: Why would  
15 they need us to vote on it. This is a  
16 settlement with the utilities. Not with the  
17 county.

18 MS. LOCURTO: I don't know  
19 Legislator and I really don't want to  
20 speculate.

21 CHAIRWOMAN GONSALVES: Is it  
22 possible they may not have had a meeting  
23 yet?

24 MS. LOCURTO: That's a  
25 possibility, yes. Then they may not -- it



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2 depends on, many times settlements here have  
3 to wait until the next available legislative  
4 session.

5 LEGISLATOR ABRAHAMS: Do you have  
6 any knowledge of the town possibly approving  
7 this?

8 MS. LOCURTO: At this time, no.

9 LEGISLATOR ABRAHAMS: So we don't  
10 know if this is going to be something that's  
11 binding what we take up here today?

12 MS. LOCURTO: I think that's with  
13 every settlement. It depends. This is a  
14 little different because it's a  
15 municipality. As you know, all  
16 municipalities are subject to their rules  
17 for approval. I can't give you a definitive  
18 answer.

19 LEGISLATOR ABRAHAMS: It just  
20 seems to me then the Town of Oyster Bay  
21 should really go first. I mean, why are we  
22 going first?

23 MS. LOCURTO: I can't say why. I  
24 don't know. Maybe their calendar, they  
25 don't have it ready for the next available

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2 calendar like we do.

3 LEGISLATOR ABRAHAMS: So what's  
4 the harm in waiting? I mean, I thought the  
5 urgency on them. I thought they were  
6 pushing this. I thought this was being  
7 pushed hard. It came down on a Friday  
8 before the Monday last committee meeting.

9 I would think if the Town of  
10 Oyster Bay was so urgent for this to happen  
11 that the administration would take action so  
12 quickly that their town board would act by  
13 an emergency --

14 MS. LOCURTO: Legislator, I don't  
15 want to speculate.

16 LEGISLATOR ABRAHAMS: I don't  
17 want to either.

18 MS. LOCURTO: On what the Town of  
19 Oyster Bay's intentions are, what their  
20 requirements are. I think it would be  
21 unfair to you and to me to try to speculate.  
22 All I can do is present it to you. Do you  
23 want to go forward with the settlement?  
24 Even if you approve this, it's still subject  
25 to their board and their approval. So the

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2 only question is, is it your --

3 LEGISLATOR ABRAHAMS: Ms.

4 Locurto, may I finish my questioning? I  
5 just have, just to wrap up, actually two  
6 more things just to wrap up, to me, all I'm  
7 saying for the record is that it probably  
8 would be prudent to have the Town of Oyster  
9 Bay act first and then we would gladly act  
10 afterwards.

11 All I'm saying is, it conflicts  
12 with how this was sent down to us. This was  
13 sent down to us in a rushed manner. It came  
14 down on a Friday. You actually said in  
15 earlier testimony that it did not have the  
16 final stipulation when we took the vote in  
17 the committee. That's why I voted to  
18 abstain at that time because I did not have  
19 the stipulation before us in its final form.

20 From that standpoint, if there  
21 was such an urgency, you would think that  
22 they would have done something -- I'm not  
23 asking you to, I'm just saying it is not  
24 consistent with what was going on at that  
25 time.

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2 And, to me, it just seems like it  
3 would be more prudent to wait, take pause,  
4 have them act, and they may very well vote  
5 for it, and then we'll act within a month  
6 when it comes back to us, or when the  
7 Presiding Officer decides to have a meeting  
8 sooner than that, that's fine by us as well.

9 I do have another question if  
10 regards to the confidentiality of it. I do  
11 believe the public has the opportunity to be  
12 able to scrutinize this deal.

13 I think residents of Oyster Bay  
14 should have that opportunity. Obviously the  
15 county is getting a benefit by doing this  
16 deal, which to the tune of close to 11 or  
17 \$12 million.

18 I do think, if I am a Town of  
19 Oyster Bay resident, I am concerned that we  
20 are receiving much less than what we  
21 probably could have gotten if we allowed all  
22 the other deals to go through at the same  
23 time.

24 It seems like to me the County  
25 Attorney has taken a position, Judge Foskey

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2 has taken a position, to withhold many of  
3 these documents not being able to be  
4 disclosed.

5 I just wanted to ask you on the  
6 record, what are some of the sensitivities  
7 why he would not want this information to be  
8 disclosed?

9 MS. LOCURTO: Legislator, there  
10 are other litigations which were ongoing  
11 with the other towns and for that reason we  
12 don't want to get into the specifics of any  
13 litigation strategy or certain merits of the  
14 case. That is the reason for the  
15 confidentiality.

16 We want to ensure that the county  
17 maximizes it's ability to continue on with  
18 the other litigations that are proceeding as  
19 has been reported. Some of the other towns  
20 are firmer in their position in their  
21 litigation positions and have told us that  
22 they are seeking to litigate this to the  
23 end.

24 So, therefore, we do not wish to  
25 compromise in any way the county's ability

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2 to enter into this settlement, while at the  
3 same time if we are forced to continue to  
4 litigate, then we are therefore asking for  
5 confidentiality for those reasons.

6 LEGISLATOR ABRAHAMS: Ms.

7 Locurto, I would never ask you to release or  
8 put on the record your strategy in regards  
9 to future litigation.

10 I guess what I'm striving at is  
11 there are certain components which are going  
12 to become very known to the public, which  
13 actually have been reported to the public in  
14 many cases already.

15 So I guess what I'm driving at is  
16 I'm concerned that -- and he's not here to  
17 represent himself, but I'm very concerned  
18 about Judge Foskey's position -- I'm very  
19 concerned that Judge Foskey, oh, he is here?  
20 I didn't see him. I'm concerned he is  
21 taking a position to withhold information  
22 that I believe all of our constituents  
23 deservedly have an opportunity to see.

24 I would like to see from him  
25 something that substantiates that position

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2 for information not to be publically  
3 disclosed.

4 Legislator Jacobs has already  
5 indicated that it's already posted in  
6 Newsday last week.

7 But I just don't see, we want to  
8 be able to give information, if our  
9 constituents ask for it, I don't see --  
10 outside of what we hear in executive  
11 session, I don't see why anything that was a  
12 part of that stipulation.

13 I just don't see why certain  
14 components, as long as they're done  
15 responsibly, could not be disclosed to the  
16 public when they're already in Newsday a  
17 week prior.

18 MS. LOCURTO: Legislator, I  
19 cannot speak for the conduct of other  
20 parties and whether or not they wish to  
21 disclose certain details.

22 It's the County Attorney's  
23 obligation as the chief legal officer to  
24 protect the county's interest and defend it  
25 accordingly.

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2 It was his determination that the  
3 best course to defend while there's ongoing  
4 litigations was to keep certain aspects  
5 confidential and we still ask that because,  
6 as you can see, the vote hasn't been taken  
7 here. It may fail. It may go forward.  
8 And, for all those reasons, I think we have  
9 to respect the County Attorney's decision  
10 when he asks as the chief legal officer to  
11 keep certain things confidential because he  
12 believes there's a true need. And, if there  
13 is something that you need further, I can go  
14 on, but I'm sure at this point I don't know  
15 if anybody is even listening. So I will  
16 leave it at that.

17 LEGISLATOR ABRAHAMS: I'm  
18 listening to you, Ms. Locurto. I do want to  
19 say my next question. The Town of Oyster  
20 Bay has paid the utilities certain amounts  
21 of money already. Is that your  
22 understanding as well?

23 MS. LOCURTO: Yes, it is. That's  
24 subject to the Appellate decision, required  
25 to pay.



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2 LEGISLATOR ABRAHAMS: Do you know  
3 how much of the \$38.2 million has been paid  
4 out?

5 MS. LOCURTO: I know certain  
6 judgments have been paid out. I have to go  
7 back and consult. I think though the lawyer  
8 in me is getting nervous if we should be  
9 talking in executive session about those  
10 decisions or not.

11 LEGISLATOR ABRAHAMS: No, no.  
12 Ms. Locurto, I don't want to talk about the  
13 decisions. I just want to make sure we're  
14 not getting the wool pulled over our eyes.

15 I mean, we are talking about  
16 paying out \$26.7 million settlement to  
17 Oyster Bay for money we think they have paid  
18 out to the utilities.

19 I don't want to hear about the  
20 number they paid out to the utilities was  
21 say \$25.1 million, and we are handing them a  
22 check for \$26.7 and then somehow down the  
23 road nothing happens.

24 I want to make sure that we're  
25 clear and that actually goes to my next

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2 question of how much of the \$26.7 -- and you  
3 may not know the answer to this as well,  
4 how much of the \$26.7 settlement amount has  
5 Oyster Bay already paid to utilities? So it  
6 doesn't seem like --

7 CHAIRWOMAN GONSALVES: Do you  
8 think we need to go into executive session?

9 MS. LOCURTO: I think I can  
10 supply an answer without going into  
11 executive session. I understand your  
12 question.

13 LEGISLATOR ABRAHAMS: Why would  
14 we need to go into executive session of  
15 something that's public?

16 CHAIRWOMAN GONSALVES: I'm asking  
17 her. She's the attorney. I'm asking her if  
18 we need to go into executive session. Go  
19 ahead, Lisa.

20 MS. LOCURTO: I think if I  
21 understand your question correctly you,  
22 first and foremost, you're asking, are we  
23 paying on judgements that were already paid  
24 by the town?

25 As required, as the Appellate

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2 Division has ruled, the town and special  
3 districts are obligated to pay first. They  
4 must make those payments first before they  
5 can seek reimbursement from the county.

6 LEGISLATOR ABRAHAMS: Ms.

7 Locurto, that's not the only thing I'm  
8 asking. What I'm asking is, how much of the  
9 \$38.2 million to the county liability to the  
10 Town of Oyster Bay has Oyster Bay already  
11 paid? It's a dollar amount, not an action.  
12 Action I agree with you. I agree with what  
13 you just said. I want to know the dollar  
14 amount which I don't know if you are able to  
15 tell me. I don't know if it requires an  
16 executive session. It may require you to  
17 maybe make a phone call and get back to us  
18 maybe.

19 MS. LOCURTO: I understand the  
20 question. I just -- hold on. I think,  
21 Presiding Officer, in order for me to  
22 accurately answer the question, I'm going to  
23 ask for executive session.

24 LEGISLATOR GAYLOR: So moved.

25 LEGISLATOR WALKER: Second.

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2 CHAIRWOMAN GONSALVES: A motion  
3 was made to go into executive session by  
4 Legislator Gaylor, seconded by Legislator  
5 Walker. All those in favor of going into  
6 executive session signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 We are going into executive  
11 session.

12 (Whereupon, the Full Legislative  
13 Committee recessed into executive session at  
14 3:53 p.m. and reconvened at 4:22 p.m.)

15 CHAIRWOMAN GONSALVES: We are now  
16 back in session, everybody in his or her  
17 seat.

18 LEGISLATOR ABRAHAMS: Mr. May?  
19 Ms. Locurto is over there. She can answer  
20 this. It is our belief according to Section  
21 105 of the Charter that legislation has to  
22 be in its final form for seven days before  
23 this body can take action or have the legal  
24 authority to approve the settlement.

25 I want to make sure -- I know you

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2 had some testimony back and forth with  
3 Legislator DeRiggi-Whitton. It is your  
4 understanding that this has been in final  
5 form for seven days?

6 MS. LOCURTO: Yes. I think I'm  
7 going to let my counsel speak, Mr. Podlesak.

8 MR. PODLESAK: The way we've been  
9 interpreting this is that the final form is  
10 for the actual piece of legislation. That  
11 is the resolution, the ordinance or the  
12 local law. And that during the course of  
13 the lead up to the final vote, additional  
14 papers when they become available can be  
15 added to it.

16 We have done this under other  
17 circumstances because there have been other  
18 situations where there has been the need to  
19 submit additional papers to the Legislature.

20 LEGISLATOR ABRAHAMS: Gerry, I'm  
21 just curious though. If when this was voted  
22 on the committee, if Ms. Locurto or anyone  
23 was able to advise the Legislature, say, an  
24 example, the dollar amount, or some of  
25 provisions of the settlement, and somehow

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2 they changed when we actually received the  
3 final document, or the stipulation as we did  
4 on Friday, I just don't see how that -- what  
5 we voted on in committee, it could be  
6 considered to be final form when things  
7 could change and you have to wait for the  
8 stipulation. That's a big part of what we  
9 are voting on in the agreement. It's  
10 everything.

11 MR. PODLESACK: I would disagree  
12 respectfully. The actual wording of the  
13 Charter indicates that the legislation is  
14 not the back-up material that might be  
15 affected by the submissions.

16 LEGISLATOR ABRAHAMS: But the  
17 back-up material is the stipulation which is  
18 the reason why the legislation is going  
19 forward. I just think that's a big part of  
20 it. You are not talk about some side  
21 contract, you're talking about -- every  
22 premises that we are basing the legislation  
23 on is tied to that stipulation agreement.  
24 That's true, but that does not change what  
25 the Charter says. The Charter says the

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2 legislation.

3 LEGISLATOR ABRAHAMS: I

4 understand. Thanks, Gerry.

5 CHAIRWOMAN GONSALVES: Before we

6 take a vote, Ms. Mereday, please.

7 MS. MEREDAY: Thank you,

8 Presiding Supervisor. Again, I did express

9 my interest to make public comment before

10 you asked for the motion to go into

11 executive session. I want that noted for

12 the record because I did feel that you were

13 trying to rush a vote without getting the

14 voices of the taxpayers. So I do want to

15 make that known.

16 I am completely confused with

17 regard to this situation, this scenario, and

18 this process. As more discussion was going

19 forward, it was not helping because the

20 taxpayers need to know, and I kept hearing

21 the comment that this was going to benefit

22 the taxpayers, and my question, first of

23 all, is how?

24 This \$26 million or \$38.2 million

25 or whatever the money is, were those funds,

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2 was that dollar amount already allocated in  
3 the county budget that you all discussed?

4 Secondly, if the impact includes  
5 the towns who are going to be litigated  
6 after the Town of Oyster Bay, what then is  
7 the impact on, for example, the Town of  
8 Hempstead, the Town of North Hempstead, is  
9 this issue going to come up again? What is  
10 the potential dollar amount? And, again,  
11 the taxpayers will then be hit twice,  
12 because we will have to pay the county to  
13 reimburse for this situation that either  
14 lack of transparency, a special district  
15 making decisions, out of order, whatever the  
16 case is, the taxpayers will still be  
17 impacted, and we will also have to pay back  
18 whatever our respective towns have to pay  
19 into this. We still also pay the utilities  
20 on our own.

21 So, how is it that this body with  
22 the 59 county attorneys cannot seem to get  
23 the information correct, and you're at a  
24 point now where you are going to vote on a  
25 resolution that has so many holes in it,



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2 matching Swiss cheese, and there is no  
3 system that seems to be in place to keep  
4 this from happening on a recurring basis?  
5 This is similar to the previous resolution  
6 that you passed with no assurance from the  
7 County Attorney's Office that the incident  
8 that was involved in that previous  
9 settlement is going to happen again. So  
10 that means residents can just as well be  
11 snatched off a bus like the previous  
12 claimant was.

13 What kind of trust issues do you  
14 think we should have with this current body  
15 with the decisions that consistently get  
16 made based upon faulty information and holes  
17 in the process and procedure? It is a  
18 question.

19 CHAIRWOMAN GONSALVES: Remember,  
20 I did say that this is public comment and  
21 this is not a question and answer period.

22 I will say thank you for your  
23 comments and we will certainly give them  
24 some thought. Thank you very much.

25 MS. MEREDAY: Thought is one

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2 thing, but I have yet to get a response from  
3 any of the questions that I posed here, and  
4 months down the road stuff comes up and it's  
5 like, wait a second, it's not like the  
6 public is not telling you that these things  
7 are not working.

8 CHAIRWOMAN GONSALVES: Ms.

9 Mereday, I'm saying thank you to you and  
10 it's not a question and answer period. It's  
11 public comment period. So I thank you for  
12 your comments.

13 MS. MEREDAY: You're very  
14 welcome.

15 CHAIRWOMAN GONSALVES: I don't  
16 think there is any other comments from  
17 legislators. There being none, I'm going to  
18 call the vote. All those in favor of  
19 Resolution 53, or Item 23, signify by saying  
20 aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 Any abstentions?

25 (Abstain.)

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2 14, zero, 4. I believe that  
3 exhausts the calendar. There being no other  
4 items, I call for a motion to adjourn.

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR NICOLELLO: Second.

7 CHAIRWOMAN GONSALVES: Moved by  
8 Legislator Dunne, seconded by Legislator  
9 Nicolello. All those in favor signify by  
10 saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 We are now adjourned.

15 (Whereupon, the Full Legislative  
16 Committee adjourned at 4:30 p.m.)

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C E R T I F I C A T E

I, FRANK GRAY, a Shorthand Reporter and  
Notary Public in and for the State of New  
York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 11th day of May, 2016.

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FRANK GRAY