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NASSAU COUNTY LEGISLATURE

RULES COMMITTEE

NORMA GONSALVES, Chairwoman

1550 Franklin Avenue
Mineola, New York

Monday, November 21, 2016
5:16 P.M

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

3

4 NORMA GONSALVES,
Chairwoman5 RICHARD NICOLELLO, (substituted by
6 Vice Chairman Vincent Muscarella)

7

HOWARD KOPEL

8

DENNIS DUNNE

9

KEVAN ABRAHAMS,
Ranking

10 DELIA DERIGGI-WHITTON

11 CARRIE SOLAGES

12 MICHAEL C. PULITZER,
13 Clerk of the Legislature

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LIST OF SPEAKERS

GERALD PODLESAK	5
KEN ARNOLD	7
CHRISTOPHER MISTRON	11
FRAN BECKER	13
PAUL BRODERICK	13
NARDA HALL	18
ROBERT CLEARY	21

1 Rules Committee/11-21-16

2 CHAIRWOMAN GONSALVES: Please
3 take your seats for the Rules Committee.

4 Please call the roll for the
5 Rules Committee.

6 CLERK PULITZER: Legislator
7 Carrie Solages?

8 LEGISLATOR SOLAGES: Here.

9 CLERK PULITZER: Substituting
10 will be Delia DeRiggi-Whitton.

11 LEGISLATOR DERIGGI-WHITTON: Here.

12 CLERK PULITZER: Ranking Member
13 Kevan Abrahams?

14 LEGISLATOR ABRAHAMS: Here.

15 CLERK PULITZER: Alternate Deputy
16 Presiding Officer Howard Kopel?

17 LEGISLATOR KOPEL: Here.

18 CLERK PULITZER: Legislator
19 Dennis Dunne?

20 LEGISLATOR DUNNE: Here.

21 CLERK PULITZER: Substituting
22 will be Vincent Muscarella.

23 LEGISLATOR MUSCARELLA: Here.

24 CLERK PULITZER: Chairwoman Norma
25 Gonsalves?

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2 CHAIRWOMAN GONSALVES: Present.

3 CLERK PULITZER: Thank you. We
4 have a quorum.

5 CHAIRWOMAN GONSALVES: Thank you,
6 Mr. Pulitzer. We have a few items. The
7 first is Item E-241, a contract with County
8 Attorney and Lynn Gartner Dunne & Covello,
9 LLP.

10 Motion, please.

11 LEGISLATOR DUNNE: So moved.

12 LEGISLATOR KOPEL: Second.

13 CHAIRWOMAN GONSALVES: Moved by
14 Legislator Dunne, seconded by Legislator
15 Kopel. Who is here to speak on this item?

16 MR. PODLESAK: Gerald Podlesak
17 one more time. This is an amendment of an
18 existing contract and we're exercising a
19 renewal option for one year extending the
20 term to April 15th of 2017. There is no
21 increase of funding under this amendment.

22 CHAIRWOMAN GONSALVES: Any
23 questions of Mr. Podlesak? Legislator
24 DeRiggi-Whitton.

25 LEGISLATOR DERIGGI-WHITTON: How

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2 much has the law firm billed to date?

3 MR. PODLESAK: I do not know.

4 LEGISLATOR DERIGGI-WHITTON: Do
5 you know what they are specifically working
6 on?

7 MR. PODLESAK: Yes. There has
8 been a new case they've been assigned. It's
9 a federal case. It's Chekowski et al
10 against Nassau County. It's a class action
11 under the equal pay act alleging that the
12 911 operators are not paid the same as
13 Firecom. No bills have been submitted for
14 this matter yet.

15 CHAIRWOMAN GONSALVES: Any other
16 questions regarding contract E-241?

17 (No verbal response.)

18 Is there any public comment?

19 (No verbal response.)

20 There being none, all those in
21 favor of Contract E-241 signify by saying
22 aye.

23 (Aye.)

24 Any opposed?

25 (Nay.)

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2 The contract passes four to two.

3 I believe Mr. Abrahams is not here. Four to
4 two.

5 Next is contract E-255 and I'm
6 going to call the next one with it, E-256.
7 E-255 is a contract with the Department of
8 Public Works and CG-3PL Engineering;

9 And Item E-256 is a contract with
10 the Department of Public Works and CG-3PL
11 Engineering.

12 Motion for the two of them,
13 please.

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR MUSCARELLA: Second.

16 CHAIRWOMAN GONSALVES: Moved by
17 Legislator Dunne, seconded by Legislator
18 Muscarella. Mr. Arnold.

19 MR. ARNOLD: Good evening.

20 Ken Arnold, Public Works. Item 255 is a
21 contract with CG-3PL to assist the
22 department in program management services
23 associated with our Sandy recovery,
24 specifically for our HUD DR money that we
25 are receiving for the police precinct and

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2 the Barnes Avenue projects.

3 Item 256 is a contract amendment
4 with CG-3PL. We recently came to this body
5 to award them a program management contract
6 where they were assisting us with our FEMA
7 recovery.

8 The current contract that was
9 being worked under, under this area of work,
10 is expired on August 31st. We needed to
11 retroactively date their program management
12 agreement till September 1st so we had no
13 break in service because we have to keep
14 working to make sure we are in compliance
15 with all our regulations.

16 CHAIRWOMAN GONSALVES: Any
17 questions of Mr. Arnold? Legislator
18 DeRiggi-Whitton.

19 LEGISLATOR DERIGGI-WHITTON: Can
20 you just explain how the contractor would
21 select the subcontractors who are named in
22 the MWBEs?

23 MR. ARNOLD: On 255?

24 LEGISLATOR DERIGGI-WHITTON: The
25 first item that they're on, 255.

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2 MR. ARNOLD: Yes. That contract
3 required a 30 percent MWBE, 15 percent on
4 each side and the firms submit subcontractor
5 firms that they request to work with.

6 LEGISLATOR DERIGGI-WHITTON:
7 Most of these were from out of state? I
8 know it's out of Nassau County, but the
9 subcontractors?

10 MR. ARNOLD: In this case, a lot
11 of the expertise for storm recovery is all
12 over the nation, so they look for the right
13 person in those compliance laws with HUD
14 compliance and those sorts of things.

15 In this case, yes, some of these
16 people are out of state, the subcontractors.

17 LEGISLATOR DERIGGI-WHITTON: In
18 your opinion, do you think that we have
19 enough local subcontractors that could do
20 the job?

21 MR. ARNOLD: In this particular
22 area of expertise, I would think that some
23 out of state contracts would be warranted to
24 bring in for that type of work.

25 LEGISLATOR DERIGGI-WHITTON: Are

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2 they going to be subject to the prevailing
3 wage that Nassau County requires?

4 MR. ARNOLD: This is a
5 professional service. Prevailing wage
6 doesn't apply. I believe this contract has
7 a standard wage by title that is in
8 compliance with HUD requirements that
9 they'll be paid under.

10 LEGISLATOR DERIGGI-WHITTON: I
11 know, sometimes with out of state
12 contractors, the wages are so much lower.

13 MR. ARNOLD: Well, this contract,
14 if you look into the details, you will see
15 that each job category has a different wage
16 rate associated with it, and it's a
17 professional service.

18 LEGISLATOR DERIGGI-WHITTON: I
19 think you've just explained that this
20 contract was approved back in July of 2016.

21 MR. ARNOLD: Yes. The time that
22 that contract got certified was past the
23 September 1st date which is why we came back
24 to this body.

25 CHAIRWOMAN GONSALVES: Any other

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2 questions or comments from the legislators?

3 (No verbal response.)

4 Is there any public comment?

5 (No verbal response.)

6 There being none, all those in
7 favor of Item E-255 and E-256 signify by
8 saying aye.

9 (Aye.)

10 Any opposed?

11 (Nay.)

12 The two items pass four to two.

13 Now we have, I believe, some U
14 contracts and I also believe I can put two
15 of them together. That is contract U-76, a
16 contract with the Department Traffic Safety
17 Board and Village of Old Brookville.

18 Motion, please.

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR KOPEL: Second.

21 CHAIRWOMAN GONSALVES: Moved by
22 Legislator Dunne, seconded by Legislator
23 Kopel. Mr. Mistron.

24 MR. MISTRON: Christopher
25 Mistron, Stop DWI coordinator. This

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2 particular contract is with the Village of
3 Old Brookville to engage in the stop DWI
4 enforcement throughout the village. It is
5 all funded and no county funds are used.

6 CHAIRWOMAN GONSALVES: Any
7 questions of Mr. Mistrion on this item?

8 (No verbal response.)

9 Is there any public comment?

10 (No verbal response.)

11 There being none, all those in
12 favor of U-76 signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 It's unanimous. 6 to zero.

17 The next two, U-81 and U-82.

18 U-81 is a contract with the Department of
19 Social Services and Long Island Marriott
20 Hotel and Conference Center;

21 And U-82 is a contract with the
22 Department of Human Services and Long Island
23 Marriott Hotel.

24 Motion, please.

25 LEGISLATOR DUNNE: So moved.

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2 LEGISLATOR MUSCARELLA: Second.

3 CHAIRWOMAN GONSALVES: Moved by
4 Legislator Dunne, seconded by Legislator
5 Muscarella. We have Mr. Broderick here?
6 Who do we have?

7 MR. BECKER: Madam Chair, we have
8 two different speakers for two different
9 items from the two different departments.

10 CHAIRWOMAN GONSALVES: Okay. Mr.
11 Broderick, you can go ahead.

12 MR. BRODERICK: Paul Broderick,
13 Deputy Commissioner, Department of Social
14 Services.

15 The item before you is for
16 \$13,620 between the Department of Social
17 Services and the Long Island Marriott and
18 Hotel and Conference Center. It is for the
19 annual foster care children holiday party.
20 Do you have any questions?

21 CHAIRWOMAN GONSALVES: Any
22 questions? Legislator DeRiggi-Whitton.

23 LEGISLATOR DERIGGI-WHITTON: Just
24 regarding one of the disclosure forms, it
25 was supposedly checked off that no

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2 contributions were made on behalf of the
3 vendor, but we did find a contribution to
4 the Friends of Ed Mangano made by Richard A.
5 Smith of \$1,250. When we cross-reference
6 it, they do show up, although this vendor
7 said there were no contributions.

8 MR. BRODERICK: Is that a
9 statement? That's with the Long Island
10 Marriott? I'm not really too --

11 LEGISLATOR DERIGGI-WHITTON: Yes.
12 Richard A. Smith from Wading River.

13 MR. BRODERICK: Is he a board
14 member? What role does he play? I'm a
15 little bit confused. It's a corporation.
16 Is he on the board of the Marriott
17 Corporation maybe?

18 LEGISLATOR DERIGGI-WHITTON: He
19 is the corporate manager from what I'm being
20 told.

21 MR. BRODERICK: The corporate
22 manager? From here or the corporation
23 manager?

24 LEGISLATOR DERIGGI-WHITTON: It's
25 Richard A. Smith, I don't want to give his

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2 address to the public, but he lives in
3 Wading River.

4 LEGISLATOR KOPEL: And Wading
5 River is, is that connected, is that the
6 same?

7 LEGISLATOR DERIGGI-WHITTON: He
8 is the corporate manager.

9 LEGISLATOR KOPEL: He's the
10 corporate manager and he's the same person
11 that made the contribution?

12 LEGISLATOR DERIGGI-WHITTON:
13 That's what it seems. It's just something
14 to be aware of.

15 MR. BRODERICK: What does that
16 mean? I'm not really sure.

17 LEGISLATOR KOPEL: And it wasn't
18 disclosed?

19 LEGISLATOR DERIGGI-WHITTON: No.

20 LEGISLATOR KOPEL: Motion to
21 table.

22 MR. BECKER: Madam Chair, before
23 you do that, it's a corporate manager, but
24 not an owner of the Marriott.

25 LEGISLATOR DERIGGI-WHITTON: But,

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2 Fran, if you read it, it's says, on behalf
3 of vendor or all corporate officers on our
4 disclosure form, so he would qualify as a
5 corporate --

6 LEGISLATOR KOPEL: Fran, in an
7 abundance of caution and given the current
8 climate, let's just find out for sure.

9 CHAIRWOMAN GONSALVES: A motion
10 to table, please, U-81 and U-82.

11 LEGISLATOR SOLAGES: So moved.

12 LEGISLATOR KOPEL: Second.

13 CHAIRWOMAN GONSALVES: Moved by
14 Legislator Solages, seconded by Legislator
15 Kopel. All those in favor of tabling U-81
16 and U-82 signify by saying aye.

17 (Aye.)

18 Any opposed?

19 (No verbal response.)

20 MR. BECKER: Madam Chair, I know
21 that you tabled the item but this is for the
22 Christmas foster care part that they have
23 every year and have been. I don't know if
24 it's going to impinge on having the party.
25 That's all.

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2 CHAIRWOMAN GONSALVES: We have
3 another Rules Committee meeting on December
4 5th. When is the party? We can put it
5 before the Rules Committee on December 5th
6 to make sure whatever is missing is added to
7 the item.

8 The next item is A-38, a
9 resolution authorizing the director of
10 Nassau County Office of Purchasing to award
11 and execute a contract between the County of
12 Nassau acting on behalf of the Nassau County
13 Correctional Center and Cream-O-Land
14 Dairies.

15 Motion to untable, please.

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR KOPEL: Second.

18 CHAIRWOMAN GONSALVES: Moved by
19 Legislator Dunne to untable, seconded by
20 Legislator Kopel. All those in favor of
21 untabling A-38 signify by saying aye.

22 (Aye.)

23 Any opposed to untabling Item
24 A-38?

25 (No verbal response.)

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2 Who is going to talk on this
3 particular contract?

4 MS. HALL: Good evening. Narda
5 Hall, Correctional Center.

6 Item A-38-16 is to authorize and
7 award a blanket purchase order for milk and
8 milk products for the Nassau County
9 Correctional Center to Cream-O-Land Dairies,
10 L.L.C.

11 The bid was advertised in
12 Newsday, posted to the Nassau County website
13 bid solicitation board, where four vendors
14 were notified electronically of the bid.

15 Minority Affairs was given a copy
16 of the bid. One vendor located in Florence,
17 New Jersey submitted a bid.

18 Cream-O-Land Dairies, L.L.C. is a
19 vendor of milk to the East Meadow Schools
20 and the Nassau County Medical Center in East
21 Meadow which makes deliveries to the
22 Correctional Center viable and cost
23 efficient.

24 Historically, Cream-O-Land
25 Dairies has held milk requirement contracts

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2 with Nassau County with satisfactory
3 performance and is the current provider of
4 milk to the Nassau County Correctional
5 Center.

6 The estimated cost of this one
7 year contract is \$210,197 from the general
8 funds.

9 The purchasing department
10 recommends awarding this contract to
11 Cream-O-Land Dairies, L.L.C. as the lowest
12 responsible bidder meeting specifications.

13 CHAIRWOMAN GONSALVES: Legislator
14 Kopel.

15 LEGISLATOR KOPEL: This is once
16 again a little bit disturbing. One bid for
17 something as a commodity item such as milk,
18 we published it and we got only got one bid.

19 Has there been an analysis of
20 whether the price is reasonable as compared
21 with, not necessarily the correctional
22 center, but what other bulk purchasers are
23 getting?

24 MS. HALL: I'm not sure if there
25 was an analysis but I can check with the

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2 purchasing department.

3 LEGISLATOR KOPEL: That's not
4 going to help us now. Any theory as to why
5 only one bidder?

6 MS. HALL: At this moment, no, I
7 don't, but I can inquire.

8 LEGISLATOR KOPEL: Do you have
9 any idea, do we pay it on time? Is this
10 cleared through the Comptroller's Office?

11 MS. HALL: They've been with us
12 for over ten years, so --

13 LEGISLATOR KOPEL: That's not my
14 question. I mean -- all right.

15 CHAIRWOMAN GONSALVES: Any
16 comments or questions from the legislators?
17 Legislator Solages.

18 LEGISLATOR SOLAGES: Thank you.
19 But this is a New Jersey company. I just
20 question why we can't find a New York
21 Company that produces milk.

22 LEGISLATOR KOPEL: We can't find
23 any company.

24 LEGISLATOR SOLAGES: I know there
25 are reputable companies in New York State

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2 that --

3 LEGISLATOR KOPEL: Nobody wants
4 to deal with us any more.

5 LEGISLATOR SOLAGES: I guess
6 we're milking this opportunity.

7 LEGISLATOR KOPEL: You need some
8 new material.

9 LEGISLATOR BECKER: Madam Chair,
10 Robert Cleary, procurement officer, would
11 like to add to the conversation, please.

12 CHAIRWOMAN GONSALVES: Go ahead.

13 MR. CLEARY: Robert Cleary,
14 Director of Procurement Compliance.

15 I haven't looked at this
16 particular bid, but I did buy milk for and
17 dairy products for Rikers Island, Department
18 of Corrections, New York City.

19 The market has been very limited
20 for many many years. The requirements for
21 correctional facilities are very specific
22 and the dairy market is not broad.

23 So we typically receive two or
24 three bids in the city, and there has also
25 been some consolidation.

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2 So I think one of the vendors
3 that previously participated is no longer
4 existing. So, the fact that we got limited
5 competition on this particular bid given the
6 market doesn't surprise me.

7 CHAIRWOMAN GONSALVES: Any other
8 comments or questions?

9 (No verbal response.)

10 Is there any public comment?

11 (No verbal response.)

12 There being none, all those in
13 favor of Contract A-38 signify by saying
14 aye.

15 (Aye.)

16 Any opposed?

17 (Nay.)

18 The item passes four to three.

19 The next item is E-231, a
20 personal services agreement between the
21 County of Nassau and the Nassau County
22 Department of Public Works and Jacobs
23 Project Management Company.

24 A motion to untable.

25 LEGISLATOR DUNNE: So moved.

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2 LEGISLATOR KOPEL: Second.

3 CHAIRWOMAN GONSALVES: Moved by
4 Legislator Dunne, seconded by Legislator
5 Kopel. All those in favor of untabling
6 E-231 signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 Mr. Arnold, it's yours.

11 MR. ARNOLD: E-231 is a contract
12 amendment for Jacobs Project Management,
13 Jacobs Project Management Supplies, Program
14 Management Services for our Cedar Creek and
15 pump station non-Sandy work for the
16 department. This is an extension for an
17 additional year, no extra additional
18 funding.

19 CHAIRWOMAN GONSALVES: Any
20 comments or questions for Mr. Arnold?
21 Legislator DeRiggi-Whitton.

22 LEGISLATOR DERIGGI-WHITTON: I
23 see that the contractor answered yes to the
24 question regarding whether the company had
25 been declared in default or termination for

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2 cause on any contract. Do you know what the
3 clarification was for that?

4 CHAIRWOMAN GONSALVES: I have
5 something before me which is part of the
6 disclosure form which is a response to
7 question 7b which I think you are looking
8 at.

9 It reads as follows: The time to
10 time and in ordinary course of its business,
11 Jacobs Project Management Company and/or its
12 affiliated companies are subject to various
13 terminations for convenience and claims and
14 disputes including but not limited to
15 arbitrations and other legal proceedings.

16 No such determination is expected
17 to have a material adverse affect on the
18 consolidated financial statements.

19 The reporting entity, Jacobs
20 Project Management Company JPM Company
21 received a letter dated January 13, 2016
22 from Akama Construction Services, L.L.C.
23 terminating subcontract A-12-004285 between
24 ACS and JPM Company for default. Jacobs is
25 reviewing the basis and validity of the

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2 default. Is that what you're looking at?

3 LEGISLATOR DERIGGI-WHITTON: Yes.
4 So that's still pending basically and that's
5 where I believe we are right now, and Jacobs
6 is reviewing it, but there is a default on
7 record. I don't know if that's been taken
8 into consideration before giving this
9 contract.

10 Also, my second question is, what
11 do we do when we do find a default or some
12 kind of issue like this, there must be some
13 kind of follow up for ourselves?

14 MR. CLEARY: Robert Cleary.
15 Thank you for that review. Yes, we did
16 confirm with the company, these are pending
17 issues.

18 They are vigorously, in their
19 words, vigorously defending themselves, they
20 don't agree with the determination.

21 There is no indication that
22 outstanding pending issue would prevent them
23 from performing the work on this contract.

24 Now, generally speaking, to
25 answer your question about what happens when

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2 there's a default, we will inquire what was
3 the nature of the default, what was the
4 nature of the dispute.

5 Is it something that speaks to
6 the nature of the work to be performed on
7 our contract, is it something that suggests
8 that they are incapable of performing the
9 work on our contract. In this particular
10 instance, that wasn't found to be the case.

11 LEGISLATOR DERIGGI-WHITTON:

12 Well, the fact that it is still pending is
13 one question. This is also falling under
14 the category that we've been seeing recently
15 where Rob Walker has been signing these
16 contracts without a date.

17 He signed the DPW approval which
18 is basically the same thing. So, again,
19 it's not dated which we have come across a
20 number of times. I'm just not sure what the
21 significant of that is.

22 MR. CLEARY: That's an internal
23 document. The reality is that the text of
24 the document is useful for informing why the
25 decision was made which vendor was selected.

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2 But, it is an internal document, it is not a
3 formal technical requirement of the bid.

4 On the other hand, if there is a
5 date indicated, we did correct those
6 documents for those four items and return
7 them with the dates on them.

8 LEGISLATOR DERIGGI-WHITTON: This
9 was returned with the date on it, this item?

10 MR. CLEARY: There were revised
11 versions of the justifications.

12 LEGISLATOR DERIGGI-WHITTON: I
13 haven't seen the revised item. The only
14 copy I have does not have a date on it.

15 MR. CLEARY: We can provide that.

16 LEGISLATOR DERIGGI-WHITTON: With
17 Rob Walker's signature.

18 The last question with this,
19 just, again, we're just trying to be careful
20 but, was there a typo with this, was there a
21 typo on the amendment? Because the first
22 contract, it's 1-1-17 through 12-31-17. We
23 know that the county has extended the
24 contract from 1-1-15 through 12-31-16. I
25 want to make sure the dates are all in line.

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2 MR. ARNOLD: The staff summary
3 indicates that it was extended by the
4 commissioner's letter to the end of '16, but
5 to extend additionally requires legislative
6 action which is why we are here today.

7 LEGISLATOR DERIGGI-WHITTON: All
8 right. I think that's it.

9 CHAIRWOMAN GONSALVES: Legislator
10 Kopel.

11 LEGISLATOR KOPEL: Do we have
12 experience with this vendor, other
13 experience?

14 MR. ARNOLD: Yes, this vendor has
15 been a program manager for all our building
16 and foundation programs that goes back to
17 the early 2000s, and, in addition --

18 LEGISLATOR KOPEL: So we have had
19 satisfactory performance?

20 MR. ARNOLD: Yes.

21 LEGISLATOR KOPEL: So then I'm
22 not particularly worried. Delia, I'm not
23 particularly worried about the fact that
24 they have got a commercial dispute. It
25 happens to every one.

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2 CHAIRWOMAN GONSALVES: Are there
3 any other questions or comments?

4 (No verbal response.)

5 Is there any public comment?

6 (No verbal response.)

7 All those in favor of Contract
8 E-231 signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (Nay.)

12 The item passes four to three.

13 Moving on to the next and the
14 last item. Clerk Item E-251, a personal
15 services agreement between the County of
16 Nassau acting on behalf of the Nassau County
17 Department of Public Works and Lockwood
18 Kessler & Bartlett, Inc.

19 Motion to untable, please.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR KOPEL: Second.

22 CHAIRWOMAN GONSALVES: Moved by
23 Legislator Dunne, seconded by Legislator
24 Kopel. All those in favor of untabling
25 E-251 signify by saying aye.

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2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The item is untabled.

6 What are you going to tell us?

7 MR. ARNOLD: Item 251 is a
8 construction management services contract
9 for the wastewater pump station, skater
10 improvement project that we are doing in the
11 department. This is for various pump
12 stations to allow instrumentation control
13 back in the central station. This LKB on
14 this contract will oversee all the
15 construction and inspection services.

16 CHAIRWOMAN GONSALVES: Any
17 questions or comments for Mr. Arnold?

18 (No verbal response.)

19 Is there any public comment?

20 (No verbal response.)

21 There being none, all those in
22 favor of E-251 signify by saying aye.

23 (Aye.)

24 Any opposed?

25 (Nay.)

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2 The item passes four to three.

3 Motion to adjourn.

4 LEGISLATOR BECKER: Madam Chair,
5 we were looking to untable E-237 and E-245
6 as well?

7 CHAIRWOMAN GONSALVES: Not today.
8 December 5th. We will do that on December
9 5th. Motion to adjourn.

10 LEGISLATOR KOPEL: So moved.

11 LEGISLATOR DUNNE: Second.

12 CHAIRWOMAN GONSALVES: Moved by
13 Legislator Kopel, seconded by Legislator
14 Dunne. All those in favor of adjourning
15 signify by saying aye.

16 (Aye.)

17 Any opposed?

18 (No verbal response.)

19 The Rules Committee is adjourned
20 and Happy Thanksgiving to everyone.

21 (Whereupon, the Rules Committee
22 adjourned at 5:46 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 9th day of December, 2016.

FRANK GRAY