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NASSAU COUNTY LEGISLATURE

RULES COMMITTEE

NORMA GONSALVES, Chairwoman

1550 Franklin Avenue  
Mineola, New York

Monday, December 5, 2016  
1:28 P.M

1

2     A P P E A R A N C E S :

3

4     NORMA GONSALVES,  
      Chairwoman5     RICHARD NICOLELLO,  
      Vice Chairman

6

7     HOWARD KOPEL       (substituted by  
                          C. William Gaylor)

8     DENNIS DUNNE

9

10    KEVAN ABRAHAMS,  
      Ranking

11    DELIA DERIGGI-WHITTON

12    CARRIE SOLAGES

13    MICHAEL C. PULITZER,  
      Clerk of the Legislature

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1 Rules Committee/12-5-16

2 CHAIRWOMAN GONSALVES: Please  
3 join me in the chamber for the Rules  
4 Committee.

5 Legislator Dunne, please lead us  
6 in the Pledge of Allegiance.

7 (The Pledge of Allegiance was  
8 recited.)

9 CHAIRWOMAN GONSALVES: Thank you,  
10 Legislator Dunne. At this point in time,  
11 the Rules Committee will meet to vote on the  
12 contract items, and then we will recess for  
13 the rest of the Rules items, and, of course,  
14 until the other committees have had an  
15 opportunity to meet and pass on their items  
16 from their agenda.

17 Without any further ado, Mr.  
18 Pulitzer, please call the roll for the Rules  
19 Committee.

20 CLERK PULITZER: Thank you, Ms.  
21 Chairman. Legislator Carrie Solages?

22 LEGISLATOR SOLAGES: Here.

23 CLERK PULITZER: Legislator Delia  
24 DeRiggi-Whitton?

25 LEGISLATOR DERIGGI-WHITTON: Here.

1 Rules Committee/12-5-16

2 CLERK PULITZER: Ranking Member

3 Kevan Abrahams?

4 LEGISLATOR ABRAHAMS: Here.

5 CLERK PULITZER: Replacing Howard

6 Kopel this afternoon is William Gaylor the

7 III?

8 LEGISLATOR GAYLOR: Present.

9 CLERK PULITZER: Legislator

10 Dennis Dunne?

11 LEGISLATOR DUNNE: Here.

12 CLERK PULITZER: Vice Chairman

13 Richard Nicoletello?

14 LEGISLATOR NICOLELLO: Here.

15 CLERK PULITZER: Chairwoman Norma

16 Gonsalves?

17 CHAIRWOMAN GONSALVES: Present.

18 CLERK PULITZER: Thank you. We

19 have a quorum.

20 CHAIRWOMAN GONSALVES: Thank you

21 very much, Mr. Pulitzer. As I said, we

22 begin with the contracts, and once the

23 contracts are discussed and voted upon, we

24 move on to the other committees.

25 Beginning with the first contract

1 Rules Committee/12-5-16  
2 which is E-257, which is a personal services  
3 agreement between the County of Nassau  
4 acting on behalf of the Nassau County  
5 Traffic and Parking Violations Agency and  
6 RTR Financial Services, Inc.

7 Motion, please.

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR NICOLELLO: Second.

10 CHAIRWOMAN GONSALVES: Moved by  
11 Legislator Dunne, seconded by Legislator  
12 Nicolello. Who is here to discuss this  
13 personal services agreement?

14 MR. RICH: David Rich, Assistant  
15 Executive Director for Nassau County Traffic  
16 and Parking Violations Agency. This is  
17 basically a one year extension renewal for a  
18 current contract that started September 2013  
19 and RTR Financial Services is currently one  
20 that we have. They were one out of 18  
21 vendors that submitted a proposal at the  
22 time. They still are. They're the lowest  
23 priced vendor and currently they have an  
24 above industry average collection rate back  
25 in 2014 that had a 38 percent collection

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2 rate and in 2015 they had a 32 percent  
3 collection rate.

4 CHAIRWOMAN GONSALVES: Any  
5 questions of Mr. Rich?

6 (No verbal response.)

7 Is there any public comment?

8 (No verbal response.)

9 There being none, all those in  
10 favor of E-257 signify by saying aye.

11 (Aye.)

12 Any opposed?

13 (Nay.)

14 The item passes four to three.

15 The next item is E-258, a  
16 personal services agreement between the  
17 County of Nassau acting on behalf of the  
18 Department of Information Technology and  
19 Infosys International, Inc.

20 Motion, please.

21 LEGISLATOR DUNNE: So moved.

22 LEGISLATOR GAYLOR: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Dunne, seconded by Legislator  
25 Gaylor. Let's go.



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2 COMMISSIONER EISENSTEIN: Ed  
3 Eisenstein, IT Commissioner. This is for  
4 the ACI contract. They are our wiring  
5 vendor.

6 CHAIRWOMAN GONSALVES: Any  
7 questions? Legislator DeRiggi-Whitton.

8 LEGISLATOR DERIGGI-WHITTON: I  
9 appreciate it. We were just curious as to  
10 how other municipalities basically handles  
11 this type of situation. Is this normal to  
12 have someone separate for this subject?

13 COMMISSIONER EISENSTEIN: You  
14 mean for contract IT work? Yes, absolutely.  
15 As a matter of fact, the IT department has a  
16 quite extensive CSEA labor force that we  
17 augment with these contractors on a regular  
18 bases. Generally they're here between a  
19 couple of weeks to a year and a half. Many  
20 times they come here to do special projects,  
21 and the training of our internal staff.

22 LEGISLATOR DERIGGI-WHITTON: Do  
23 you think it would be more financially  
24 responsible to have someone on our staff  
25 that could handle this type of

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2 responsibility?

3 COMMISSIONER EISENSTEIN: Like I  
4 just said, the staff does handle the  
5 responsibility. The vendors are brought in  
6 for training and special projects.

7 So generally these projects are  
8 handled by in house people and there  
9 projects that are carried by contracts or  
10 had been before I got here, they're  
11 constantly being looked at, how to bring in  
12 house. There's a continuous effort to bring  
13 all software and IT projects in house.

14 LEGISLATOR DERIGGI-WHITTON:  
15 Right. But you still feel that we have the  
16 need at this point?

17 COMMISSIONER EISENSTEIN: Even if  
18 I was 100 percent complete with bringing as  
19 much in house as possible, you still would  
20 want between 10 to 20 percent augmented  
21 staff to keep the internal staff fresh and  
22 up to date and handle special things that  
23 you may not know as an inhouse crew.

24 LEGISLATOR DERIGGI-WHITTON: But  
25 that's a pretty pricey, you know, amount, so

1 Rules Committee/12-5-16

2 I guess that's what our concern is.

3 COMMISSIONER EISENSTEIN: The IT  
4 of the county, the needs of the county are  
5 fairly large. I believe we're working far  
6 below market value to handle all those IT  
7 needs. Again, primarily by bringing a lot  
8 of this stuff in house.

9 LEGISLATOR DERIGGI-WHITTON: So  
10 right now the maximum amount would be \$2.5  
11 million for this. Do you believe we're  
12 going to hit that number?

13 COMMISSIONER EISENSTEIN: Yes.  
14 With the projects that we have currently  
15 cooking, yes, we do. I believe this  
16 particular vendor is handling a number of  
17 fairly large projects with us and we work  
18 closely with them. We hope to reduce them,  
19 but I see us getting close to that number.

20 LEGISLATOR DERIGGI-WHITTON: Just  
21 to clarify, you do some types of checks and  
22 balance with them, you keep a close --

23 COMMISSIONER EISENSTEIN: Yes,  
24 both myself and several of my management  
25 staff biweekly look at these costs, the

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2 analysis, all of the individuals who work  
3 for the contractors, and, by the way, every  
4 time a consultant is brought into IT it is  
5 validated and verified with the union which  
6 is a requirement. We are constantly making  
7 an effort to take the information from the  
8 consultants and bring that to the inhouse  
9 CSEA members. It is an ongoing effort.

10 LEGISLATOR DERIGGI-WHITTON:

11 Although I appreciate the need, I hope we  
12 save a little bit off of the 2.5. I feel it  
13 is a big amount. But thank you very much.

14 COMMISSIONER EISENSTEIN: I just  
15 want to say that the growing needs of IT of  
16 this county and globally continue to  
17 increase the use of mobilization and iPads  
18 and Office. It's just, the dependency has  
19 grown in the last ten years, at least 50  
20 percent.

21 CHAIRWOMAN GONSALVES: Are there  
22 any other comments or questions from the  
23 legislators?

24 (No verbal response.)

25 Is there any public comment?

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2 (No verbal response.)

3 There being none, all those in  
4 favor of E-258 signify by saying aye.

5 (Aye.)

6 Any opposed?

7 (Nay.)

8 The item passes I believe four to  
9 three. The next item is E-259, a personal  
10 services agreement between the County of  
11 Nassau acting on behalf of the Nassau County  
12 Department of Parks Recreation and Museum  
13 and the Museums at Mitchell d/p/a Cradle of  
14 Aviation Museum.

15 Motion, please.

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR NICOLELLO: Second.

18 CHAIRWOMAN GONSALVES: Moved by  
19 Legislator Dunne, seconded by Legislator  
20 Nicolello. Who is here to speak on this  
21 item?

22 MS. KRIEB: Eileen Krieb,  
23 Department of Parks. And I have with me  
24 today Andrew Parton, Executive Director of  
25 the Cradle of Aviation.

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2 The museum at Mitchell, known as  
3 the Cradle of Aviation, has asked us to  
4 enter into updating their 2001 agreement to  
5 reflect changes over the past 15 years where  
6 their name has changed. The IMAX theatre  
7 had been removed, other entities referred to  
8 in the agreement are nonexistent, and to  
9 clear some of the responsibilities of the  
10 county and the Cradle of Aviation.

11 LEGISLATOR GONSALVES: Minority  
12 Leader.

13 LEGISLATOR ABRAHAMS: Thank you,  
14 Madam Presiding Officer. Ms. Krieb, I was  
15 just conferring with our counsel so I have a  
16 general understanding. What we have in the  
17 backup and maybe this came in after it was  
18 actually submitted to the Legislature is the  
19 actual MOA.

20 We have been trying to get the  
21 amendment to the interim agreement where  
22 there are certain things spelled out from  
23 the back we can tell, amendments to the  
24 operational responsibilities, deletion of  
25 sections in terms of term, rent and renewal.

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2 Deletion of language regarding accreditation  
3 for the American Association of Museums.

4 Delete of the entire section regarding the  
5 museum's obligation to reimburse the county  
6 for 60 percent of any building utility cost  
7 over the base of \$200,000, and, last but not  
8 least, the deletion of the section in  
9 regards to the capital improvement fund.

10 Do you have the amendment interim  
11 agreement with you?

12 MS. KRIEB: We have a copy of the  
13 actual.

14 LEGISLATOR ABRAHAMS: If you can  
15 forward it to us, we haven't had a chance to  
16 review it. Was it attached in the backup  
17 and we missed it.

18 MS. KRIEB: It should have been.  
19 Should have been with the original agreement  
20 plus the interim. Those were the documents  
21 that were attached --

22 LEGISLATOR ABRAHAMS: I'm looking  
23 at E-259 now and I don't see it.

24 MS. KRIEB: -- when it left our  
25 office.

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2 LEGISLATOR ABRAHAMS: I know. I  
3 understand that. I see the MOA. I'm  
4 looking through the backup now. Operational  
5 agreement. No.

6 CHAIRWOMAN GONSALVES:  
7 Mr. Minority Leader, we have it in our  
8 backup. Are we looking at the same thing?  
9 Memorandum of operational agreement and then  
10 I have the actual --

11 LEGISLATOR ABRAHAMS: You have  
12 the amendment to the interim agreement in  
13 there?

14 LEGISLATOR GONSALVES: There is a  
15 memorandum of operational agreement.

16 LEGISLATOR ABRAHAMS: That we  
17 have.

18 CHAIRWOMAN GONSALVES: So what  
19 are you looking for today?

20 LEGISLATOR ABRAHAMS: There is a  
21 document that's specified as the amendment  
22 to the interim agreement which was dated in  
23 2006.

24 CHAIRWOMAN GONSALVES: Did you  
25 request that?



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2 LEGISLATOR ABRAHAMS: I'm  
3 requesting it now. But Ms. Krieb says she  
4 has it in her possession.

5 MS. KRIEB: The document I have  
6 in front of me is the Memorandum of  
7 Operation Agreement between the county and  
8 Nassau heritage.

9 LEGISLATOR ABRAHAMS: I believe  
10 our counsels might have requested it from  
11 you last week. That's what she confirmed to  
12 me.

13 MS. KRIEB: If she did, I didn't  
14 see that. I responded to several questions  
15 that came from both sides during the week to  
16 clarify. Would you like us to clarify?

17 LEGISLATOR ABRAHAMS: If you can  
18 forward the agreement so that the clerk can  
19 make proper copies so every one can have  
20 that that would be great.

21 I can tell you, Madam Presiding  
22 Officer, we have to read through the  
23 agreement before we even figure out where we  
24 want to be in terms of our vote.

25 So I would respectfully request

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2 that we table this so the entire body can  
3 have the opportunity to review the  
4 agreement.

5 MS. KRIEB: The purpose of the  
6 agreement was really to clarify some of the  
7 items from a 15 year old contract that had  
8 never been implemented.

9 The Nassau Heritage is being  
10 dissolved right now. I believe it's in  
11 court. Some of the other entities that are  
12 mentioned in that was the purpose of  
13 clarifying this. Mr. Parton can explain to  
14 you as to why they were asking this from us  
15 better.

16 MR. PARTON: We are dealing  
17 renegotiating debt that the museum has with  
18 the bank. What they're looking for is a  
19 renewal of the agreement for the period of  
20 time that corresponds with what we are  
21 negotiating this debt to be. That's the  
22 reason we are trying to get this thing  
23 moving.

24 LEGISLATOR ABRAHAMS: I  
25 understand but there's a very tangible

1 Rules Committee/12-5-16  
2 piece, at least that we see as tangible,  
3 with an amendment in the interim agreement  
4 that we didn't have before us so we had our  
5 counsel or the legislators up here can make  
6 a proper decision with all the information  
7 at hand. We are not having it until this  
8 moment now. That's why I put the motion  
9 forward to do this.

10 MS. KRIEB: Excuse me, I do have  
11 the interim agreement with my file. So I do  
12 have it.

13 LEGISLATOR ABRAHAMS: You are  
14 free to look through mine.

15 MS. KRIEB: I have it in my own  
16 contract file that I brought with me.

17 CHAIRWOMAN GONSALVES: I have a  
18 few questions of you, Ms. Krieb. Is there  
19 anything in this existing amendment that  
20 pertains to that interim agreement of 2006?  
21 Does it amend anything that's in that  
22 agreement; the present document that we have  
23 now?

24 MS. KRIEB: No.

25 CHAIRWOMAN GONSALVES: In other

1 Rules Committee/12-5-16

2 words, that agreement still stands?

3 MS. KRIEB: Yes. It deals with  
4 the operational agreement that you have  
5 before you. Everything else in the interim  
6 is still in place.

7 CHAIRWOMAN GONSALVES: So this  
8 does not impact on that agreement?

9 MS. KRIEB: No.

10 CHAIRWOMAN GONSALVES: Hold on.  
11 We have another question.

12 LEGISLATOR NICOLELLO: My  
13 question is real simple. How long is this  
14 document that we're talking about, the 2006  
15 version? How long is the 2006 amendment,  
16 how many pages are we talking about?

17 MS. KRIEB: It has two exhibits,  
18 total of 12 pages.

19 LEGISLATOR NICOLELLO: Why don't  
20 we put this over to later on when we come  
21 back, and they'll have an opportunity to  
22 look at it.

23 CHAIRWOMAN GONSALVES: There is a  
24 motion from the Minority Leader to table.

25 LEGISLATOR NICOLELLO: Second.

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2 CHAIRWOMAN GONSALVES: And then  
3 the Deputy Presiding Officer seconded.

4 All those in favor of tabling  
5 this item signify by saying aye.

6 (Aye.)

7 Any opposed?

8 (No verbal response.)

9 Now, this does not mean it won't  
10 come back today. As long as we have an  
11 opportunity to get that interim agreement  
12 and see whether or not it does impact on the  
13 present.

14 MS. KRIEB: You're saying it may  
15 come back today?

16 CHAIRWOMAN GONSALVES: Yes, it  
17 could be untabled today. We're going to be  
18 here for a while.

19 LEGISLATOR DUNNE: She's going to  
20 make copies and give it to everybody.

21 CHAIRWOMAN GONSALVES: Yes.  
22 Going to make copies so you can give them to  
23 us. Thank you very much.

24 LEGISLATOR SOLAGES: Just a  
25 compliment. I would just like to compliment

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2 the Cradle of Aviation. They had a great  
3 exhibit regarding video games over the past  
4 40 years and I went to it this past weekend.  
5 I'm encouraging a lot of other people, young  
6 people as well, to visit that exhibit.  
7 Thank you very much for that exhibit.

8 CHAIRWOMAN GONSALVES: Item  
9 E-260, a personal services agreement between  
10 the County of Nassau acting on behalf of the  
11 Department of Public Works and Nelson & Pope  
12 Engineers & Surveyors PLLC.

13 Motion, please.

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR NICOLELLO: Second.

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

19 MR. ARNOLD: Ken Arnold, Public  
20 Works. E-260 is a contract amendment with  
21 Nelson & Pope Engineers. They have our on  
22 call engineering civil site contract. This  
23 is an amendment to increase the contract cap  
24 by \$300,000.

25 CHAIRWOMAN GONSALVES: Any

1 Rules Committee/12-5-16

2 questions of Mr. Arnold regarding this item?

3 Yes, Minority Leader.

4 LEGISLATOR ABRAHAMS: Mr. Arnold,  
5 we are trying to figure out, we are trying  
6 to coincide between the staff summary on the  
7 contract amendment and for our purposes we  
8 just want to make sure we understand it. It  
9 states that the purpose of the amendment is  
10 for professional engineering service  
11 agreement to provide engineer and designs.

12 So we are trying to clarify on  
13 the record the actual adjustment to the  
14 scope of the services that are not included  
15 in this amendment.

16 MR. ARNOLD: Not included? Well,  
17 this contract will be increasing the cap by  
18 \$300,000. In addition, we are encumbering  
19 68,300 as part of this amendment because of  
20 ongoing work that we need to start  
21 immediately. That's the difference between  
22 the two numbers if that's what you're  
23 looking at.

24 LEGISLATOR ABRAHAMS: Say that  
25 again, I'm sorry.

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2 MR. ARNOLD: We're increasing the  
3 cap by \$300,000. At the same time we're  
4 encumbering \$68,300 as part of the process  
5 of amending the agreement because we have  
6 work we already put out proposals for and we  
7 are looking to start immediately.

8 LEGISLATOR ABRAHAMS: Okay. I  
9 know there was an interdepartmental memo on  
10 November 2nd that indicated that it was  
11 necessary to do a \$50,000 encumbrance for  
12 engineering services to provide an increase  
13 in staff over the next 12 months.

14 MR. ARNOLD: Yes. That's part of  
15 the 68,300. The 68,300 is made up of that  
16 50,000 for a senior engineer to assist our  
17 department and also 18,300 for design  
18 services related to pavement markings for  
19 our resurfacing program.

20 LEGISLATOR ABRAHAMS: The  
21 \$300,000 you said is a part of the contract  
22 already?

23 MR. ARNOLD: We are increasing  
24 the overall cap by \$300,000. We're  
25 grabbing 68,300 of that capacity right away



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2 by those advisements.

3 LEGISLATOR ABRAHAMS: What is the  
4 \$300,000 for?

5 MR. ARNOLD: They'll be ongoing  
6 future needs and proposals that the  
7 department will put out based on things that  
8 come up over the next --

9 LEGISLATOR ABRAHAMS: Can you  
10 describe what that scope is?

11 MR. ARNOLD: Could be  
12 resurfacing, design contracts, we use  
13 drainage projects that have to get  
14 outsourced because of the complexity of the  
15 project.

16 It could be related curb and  
17 sidewalk projects that are beyond the  
18 capability of my staff, and things of that  
19 nature.

20 LEGISLATOR DERIGGI-WHITTON: So  
21 you anticipate using the full amount, the  
22 full \$300,000 in addition to what was  
23 already allotted?

24 MR. ARNOLD: It's a possibility,  
25 yes, with the amount of resurfacing work

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2 that we're doing. Nelson & Pope is a very  
3 good firm on our servicing program. They  
4 can get a project or two that could grab  
5 most of that money, yes.

6 LEGISLATOR DERIGGI-WHITTON: So  
7 it would not have to come back to us for any  
8 further approval for the contracts or  
9 anything?

10 MR. ARNOLD: Only if I go above  
11 that \$300,000. If I'm looking to go above  
12 it again, I would come back with a second  
13 amendment.

14 CHAIRWOMAN GONSALVES: Is there  
15 any public comment?

16 (No verbal response.)

17 Is there any public comment?

18 (No verbal response.)

19 There being none, all those in  
20 favor of E-260 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 The item passes four to three.

25 The next item is 262, a personal

1 Rules Committee/12-5-16

2 services agreement between the County of  
3 Nassau acting on behalf of the Nassau County  
4 Attorney's Office and Ultimate Process  
5 Service, Inc.

6 Motion, please.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR GAYLOR: Second.

9 CHAIRWOMAN GONSALVES: Moved by  
10 Legislator Dunne, seconded by Legislator  
11 Gaylor,

12 MS. KUNZIG: Christi Kunzig,  
13 Deputy County Attorney's Office. This is an  
14 amendment to a contract to provide service  
15 of legal process in connection with the  
16 Misdemeanor DWI Vehicle Forfeiture Program  
17 and family court proceedings.

18 The amendment is going to extend  
19 the term for one year up to December 31st,  
20 2016 by the maximum amount of \$100,000,  
21 bringing the total maximum amount of the  
22 contract up to \$890,000.

23 CHAIRWOMAN GONSALVES: Any  
24 questions of the legislators? Minority  
25 Leader.

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2 LEGISLATOR ABRAHAMS: Just a  
3 point of clarification. The agreement  
4 expired when, the previous agreement?

5 MS. KUNZIG: The previous  
6 agreement expired December 31, 2015.

7 LEGISLATOR ABRAHAMS: December  
8 31st of 2015?

9 MS. KUNZIG: Yes.

10 LEGISLATOR ABRAHAMS: So for the  
11 last 300 some odd plus days, we have not had  
12 an agreement before this body, so I'm just  
13 curious, what was the reason for the delay?

14 MS. KUNZIG: The vendor took  
15 several months to return the executed  
16 amendment. When our office finally received  
17 invoices for the time period in question,  
18 we reached out to the vendor to remind them  
19 that we needed an executed amendment. They  
20 assumed that their amendment to the DSS  
21 contract would cover that term.

22 LEGISLATOR ABRAHAMS: So, the  
23 term that you're specifying for us today,  
24 how far back does that go?

25 MS. KUNZIG: It would go back to

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2 December 31 of 2015.

3 LEGISLATOR ABRAHAMS: But it  
4 sounds like to me, based on what you just  
5 said, the vendor was not compliant, they  
6 seemed negligent. Why we would reward them  
7 by going back on a contract to December  
8 2015?

9 MS. KUNZIG: They performed the  
10 services.

11 LEGISLATOR ABRAHAMS: I  
12 understand they performed the services, but  
13 it sounds like your office has been  
14 requesting documentation that they needed to  
15 provide and they clearly did not provide it  
16 and they provided the services without an  
17 agreement.

18 To me, as far as I'm concerned,  
19 if you decide to enter into some level of  
20 service and you don't have an agreement you  
21 are not obligated to get paid.

22 I'm not going to go outside and  
23 shovel somebody's walkway without having  
24 their consent that they actually want me to  
25 shovel their walkway. It doesn't make any

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2 sense. They operated without an agreement.

3 If it was something which we  
4 hear, it was something on the county's end,  
5 maybe a slow process, maybe the office  
6 didn't process or something as quickly as we  
7 should, I understand that. But you reached  
8 out to this office, it seems like numerous  
9 times. They did not provide the proper  
10 documentation.

11 Now we're going to award them by  
12 going back to December of 2015 to pay them  
13 only because they provided the service?

14 There's something wrong with  
15 that. We're going to be inclined to vote no  
16 or better yet we're going to be inclined to  
17 request a table. Because I don't see why we  
18 should be rewarding a vendor who was clearly  
19 negligent in getting the proper  
20 documentation to this office.

21 CHAIRWOMAN GONSALVES: Seconded  
22 by who?

23 LEGISLATOR DERIGGI-WHITTON:  
24 Second.

25 CHAIRWOMAN GONSALVES: Moved by

1 Rules Committee/12-5-16  
2 Minority Leader, seconded by Legislator  
3 DeRiggi-Whitton. All those in favor of  
4 tabling Clerk Item 262 signify by saying  
5 aye.

6 (Aye.)

7 Any opposed?

8 (Nay.)

9 The item is not tabled.

10 LEGISLATOR ABRAHAMS: I just want  
11 the record to reflect before we take the  
12 vote on the actual item, that this item,  
13 according to our numbers, really quick, 339  
14 days after this contract expired this  
15 legislative body is seeking approval.

16 It's almost been a full year that  
17 this company has provided a service and they  
18 had no agreement and we're deciding to vote  
19 for this contract today. Just to make sure  
20 we clarify that for the record. A full  
21 year.

22 It's almost like this Legislature  
23 is completely nonexistent for an entire year  
24 they had an agreement that was not voted on  
25 by this body but we are going to decide to

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2 vote for it today.

3 CHAIRWOMAN GONSALVES: Deputy  
4 Presiding Officer Nicoletto.

5 LEGISLATOR NICOLELLO: I heard  
6 your response to Minority Leader's  
7 questions. You indicated that they  
8 submitted the amendment and it is a full  
9 year. Actually, since the agreement expired  
10 on December 31st of last year, you would  
11 think they would be before that date,  
12 probably looking at over a year.

13 What efforts were made by the  
14 County Attorney's Office to secure the  
15 compliance?

16 MS. DELLE: Deputy County  
17 Attorney Jadyn Delle for the County  
18 Attorney's Office. The County Attorney's  
19 Office emailed the vendor originally in  
20 December of 2015.

21 Unfortunately, on our part, we  
22 weren't aware that the vendor had mistakenly  
23 believed that another contract they have  
24 with the county with the Department of  
25 Social Services basically covered these



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2 services, or they thought the amendment was  
3 the same amendment as that with their other  
4 contracts. And, partially, we didn't  
5 follow-up until we received invoices on our  
6 contract. So, as soon as I was notified  
7 there were outstanding invoices, I contacted  
8 the vendor in October.

9 We realized the error and they  
10 completed all of the forms, sent everything  
11 back to me, and we submitted it as soon as  
12 possible.

13 LEGISLATOR NICOLELLO: Did they  
14 do any services or any invoices between the  
15 first of the year and October?

16 MS. DELLE: They performed  
17 services up to May of 2016. Those are the  
18 invoice that we have now. Those services  
19 totaled approximately \$24,000.

20 LEGISLATOR NICOLELLO: But when  
21 did they submit those invoices?

22 MS. DELLE: I can't say for sure.  
23 But I was made aware of it in October of  
24 this year.

25 LEGISLATOR ABRAHAMS: If I may?

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2 CHAIRWOMAN GONSALVES: Yes,  
3 Kevan.

4 LEGISLATOR ABRAHAMS: I just want  
5 to make sure I understand because maybe I  
6 misinterpreted what was said before.

7 So your office reached out to the  
8 vendor in December of 2015?

9 MS. DELLE: Yes.

10 LEGISLATOR ABRAHAMS: They didn't  
11 respond, trying to clarify the misconception  
12 because they thought they were covered under  
13 another agreement. They didn't respond till  
14 when with this information? It sounds like  
15 you said October.

16 MS. DELLE: Well, they submitted  
17 invoices and we were made aware of the error  
18 in October when the invoices were submitted.

19 LEGISLATOR ABRAHAMS: October of  
20 2016?

21 MS. DELLE: Yes.

22 LEGISLATOR ABRAHAMS: But you  
23 reached out to this office that they needed  
24 to provide -- we needed to redo their  
25 agreement in 2015?

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2 MS. DELLE: Yes.

3 LEGISLATOR ABRAHAMS: December.

4 So, when you made that reach out to them,  
5 when did they reach out back to you in  
6 regards to what you contacted them about in  
7 December 2015?

8 MS. DELLE: I personally didn't  
9 receive any contact from the vendor, but  
10 when I followed up with them in October they  
11 immediately responded. We corrected the  
12 error. And they complied with all of our  
13 new disclosure forms. They sent everything  
14 back to me within a matter of days.

15 LEGISLATOR ABRAHAMS: So if I can  
16 just -- I'm going to wrap up now, Madam  
17 Presiding Officer. I just want to finish my  
18 point. It sounds like you did your proper  
19 due diligence as I said before in December  
20 2015, and they ignored the need for a new  
21 agreement, but they submitted invoices  
22 during that time frame and then, when you  
23 made the outreach in October 2016, that's  
24 when everything got into place and now we  
25 have an agreement before us today.

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2 But, to me, it still seems like  
3 there was some level of negligence, not on  
4 your part, it sounds like on their part,  
5 because you made the proper outreach, it  
6 sounds like there was some level of  
7 negligence from December 2015 until October  
8 2016.

9 MS. DELLE: I mean, I wouldn't  
10 want to speculate that they ignore. I would  
11 rather say there was a miscommunication or  
12 misunderstanding. As soon as our office  
13 realized that there had been a  
14 misunderstanding, we tried to correct it.

15 LEGISLATOR ABRAHAMS: But if I'm  
16 a vendor that's looking to provide a service  
17 on behalf of the county, I would think you  
18 would clear it up, not you, meaning them,  
19 you would try to clear it up based on the  
20 initial documentation you sent them in  
21 December 2015, I would try to clear it up  
22 faster than ten months later.

23 Especially when it's a contract  
24 certainly that's worth \$100,000. It just  
25 seems to me -- the funding increase is

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2 \$100,000. The actual contract is \$890,000.

3 CHAIRWOMAN GONSALVES: Are you  
4 finished? Legislator Dunne.

5 LEGISLATOR DUNNE: It appears  
6 that we have been doing business with them  
7 since August 31, 2004, and every year we  
8 renew it and every year they get paid. They  
9 do the service and if they made a mistake  
10 and they didn't submit it because they  
11 thought it was under another contract, we  
12 are now going to say, you know what, since  
13 2004 you've been great, we have been  
14 re-renewing your contracts, and I'll tell  
15 you you're doing a great job. Oops,  
16 submitted the bills and didn't redo the  
17 contract. Now we're not going to pay you.

18 After we paid you since 2004  
19 until now. Somebody messed up in their  
20 office or our office, who cares, somebody  
21 messed up. They did the service. The county  
22 owes them. We're going to say, you know  
23 what, you messed up. You didn't do it on  
24 time, even when you realized it, you fixed  
25 it. If that's the way it is, be honest with

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2 us, we'll deal with it. Everybody makes  
3 mistakes. That's why they put erasers on  
4 pencils.

5 So, if there's a problem with  
6 that, and we can pay these people for the  
7 work they did, let's pay them. If it's  
8 their mistake and they deliberately didn't  
9 give it to us because they're lazy slobs and  
10 they don't know how to do their job anyway,  
11 then that's a different story.

12 If that's the story, we better  
13 come to the conclusion of that before we  
14 contract with them again. So maybe we  
15 should table it and find out what story is  
16 the correct story. Motion to table.

17 CHAIRWOMAN GONSALVES: Motion to  
18 table.

19 LEGISLATOR NICOLELLO: Second.

20 CHAIRWOMAN GONSALVES: Seconded  
21 by Deputy Presiding Officer Nicolello. All  
22 those in favor of tabling this item.

23 LEGISLATOR DERIGGI-WHITTON: The  
24 contract amount is for 890 is it?

25 CHAIRWOMAN GONSALVES: There is a

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2 motion on the floor, Legislator  
3 DeRiggi-Whitton.

4 LEGISLATOR DERIGGI-WHITTON: But  
5 why is it so high if it's only \$25,000?

6 CHAIRWOMAN GONSALVES: I don't  
7 know. We're tabling it. There's a lot of  
8 questions that were unanswered today and we  
9 will have the opportunity to do it, but in  
10 the meantime they have to justify why they  
11 were doing what they did for so long.

12 LEGISLATOR DERIGGI-WHITTON: Can  
13 we just --

14 CHAIRWOMAN GONSALVES: There's a  
15 motion on the floor to table. All those in  
16 favor of tabling please signify by saying  
17 aye.

18 (Aye.)

19 Any opposed?

20 The motion is tabled. Sorry  
21 about that.

22 LEGISLATOR DERIGGI-WHITTON: I  
23 think we should find out what this amount  
24 is.

25 MR. BECKER: I'm just asking,

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2 what is the exact question that we have to  
3 resolve, Legislator Dunne? What is the  
4 question that needs to be resolved? I was  
5 listening to this and I --

6 LEGISLATOR NICOLELLO: It's  
7 tabled.

8 CHAIRWOMAN GONSALVES: It's  
9 tabled, and if you would like to -- I think  
10 it would be part of the transcript, since it  
11 was raised, correct, that there was a  
12 discrepancy with the period of time that  
13 they were doing the work and now.

14 Yet, they did not respond with  
15 due diligence. I think the motion is on the  
16 table it's been voted upon and we need to go  
17 back and take another, and that's it. So if  
18 you want to speak to the minority or want to  
19 speak to the majority regarding tabling this  
20 item, unfortunately I think it was --

21 LEGISLATOR DUNNE: Add any  
22 questions to it so it doesn't have to get  
23 tabled again?

24 CHAIRWOMAN GONSALVES: No.  
25 That's it. I think you may have to talk to



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2 them. I think you can submit them to  
3 Mr. Becker and he will relay them to the  
4 county attorney.

5 LEGISLATOR ABRAHAMS: Madam  
6 Presiding Officer, just some food for  
7 thought, not about this item but just in  
8 particular when motioned to table.

9 We should probably clearly define  
10 when there is a motion to table, I agree we  
11 should stop all debate or discussion.

12 But, just for clarity, when I put  
13 a motion to table on one of the previous  
14 items, I think it was the item with the  
15 Cradle of Aviation, we continued debate and  
16 discussion and then took a vote afterwards.  
17 Just to be clear and I'm sure that's going  
18 to be reflected on the record.

19 CHAIRWOMAN GONSALVES: I don't  
20 think so.

21 LEGISLATOR ABRAHAMS: Yes, we  
22 did. There were some questions that I do  
23 believe came up afterwards after my motion  
24 to table which was seconded by Legislator  
25 DeRiggi-Whitton.

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2 So, just in the spirit of  
3 fairness, we should pick which way we are  
4 going to do it.

5 CHAIRWOMAN GONSALVES: Once a  
6 motion to table is voted upon, there is no  
7 discussion. Unfortunately, if there was,  
8 there shouldn't have been.

9 And, now, if there are questions,  
10 I think, Mr. Becker, I think you should  
11 reach out to the legislators who voiced  
12 their concerns and see how it could be  
13 rectified in order to untable it or go  
14 forward with another vendor.

15 LEGISLATOR DUNNE: But Roberts  
16 Rules of Order, there's no more discussion.

17 CHAIRWOMAN GONSALVES: There will  
18 be certain items in the next group that will  
19 be untabled and, when we get to them, I will  
20 indicate a motion to table.

21 So far, the next page which is  
22 A-4, which is a contract between the County  
23 of Nassau acting on behalf of various Nassau  
24 County departments and HVAC, Inc.

25 Motion, please.

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2 LEGISLATOR DUNNE: So moved.

3 LEGISLATOR NICOLELLO: Second.

4 CHAIRWOMAN GONSALVES: Moved by  
5 Legislator Dunne, seconded by Legislator  
6 Nicolello. Who is here to speak on this  
7 item? A-4. Mr. Becker, it's not an item  
8 that was untabled. It's an item on the  
9 agenda.

10 Excuse me, my error. I  
11 apologize. There are several items that  
12 were tabled. A-4, B-4, E-56, E-66, E-182,  
13 E-188, and E-245.

14 There is some kind of error here.  
15 It's not on the floor and neither of the  
16 following, A-4, B-4, E-56, E-66, E-182 and  
17 E-188 are not going to be called.

18 There are three items that are  
19 going to be untabled. We needed a motion to  
20 untable. We're going to go to three items  
21 that were tabled and we're going to ask for  
22 a motion to untable them, that's E-245, it  
23 wasn't voted on to untable. I know it's  
24 very confusing.

25 If there was a motion, I will

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2 withdraw the motion. But since it wasn't  
3 voted on, it really is not obligatory on our  
4 part.

5 I'm going back to E-245, U-81,  
6 and U-82. They were tabled and I need a  
7 motion to untable those three items.

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR NICOLELLO: Second.

10 CHAIRWOMAN GONSALVES: Moved by  
11 Legislator Dunne, seconded by Legislator  
12 Nicolello. All those in favor of untabling  
13 E-245, U-81, and U-82 signify by saying aye.

14 (Aye.)

15 All those opposed?

16 (No verbal response.)

17 The motion to untable is  
18 unanimous.

19 Now, E-245, a personal services  
20 agreement between the County of Nassau  
21 acting on behalf the Department of Public  
22 Works and Lockwood Kessler & Bartlett, Inc.

23 Motion, please.

24 LEGISLATOR DUNNE: So moved.

25 LEGISLATOR NICOLELLO: Second.

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2 CHAIRWOMAN GONSALVES: Moved by  
3 Legislator Dunne, seconded by Legislator  
4 Nicolello. Mr. Arnold.

5 MR. ARNOLD: Ken Arnold, Public  
6 Works. E-245 is a contract amendment with  
7 LKP. They are the design engineer for the  
8 West Shore Road project. This amendment  
9 will allow them to provide engineering  
10 support during construction. It's an  
11 amendment for extension of 18 months and  
12 \$200,000.

13 CHAIRWOMAN GONSALVES: Any  
14 questions? Legislator DeRiggi-Whitton.

15 LEGISLATOR DERIGGI-WHITTON:  
16 Thank you, Madam Presiding Officer.

17 Do you know what is going on with  
18 West Shore Road right now? I got a couple  
19 of calls that the pavement is all ripped up.

20 MR. ARNOLD: I know they started  
21 work. Particulars of the work I would reach  
22 out to Donna Boyle and she can update your  
23 office where things are at the moment.

24 LEGISLATOR DERIGGI-WHITTON: The  
25 last time we did the other two phases the

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2 ripping up and the asphalt was the last  
3 portion because it was after we buried  
4 everything and after we did the wall. So I  
5 don't know why they would start. Actually a  
6 number of residents are worried because the  
7 manhole covers, when you get into it, it can  
8 really jerk your car.

9 MR. ARNOLD: I will have Donna  
10 reach out to you and give you an update.

11 LEGISLATOR DERIGGI-WHITTON:  
12 Okay. Because I understand we have to rebid  
13 that contract from Hawkins? Hacks? Thank  
14 you. We withdrew the contract for West  
15 Shore Road, correct?

16 MR. ARNOLD: That is correct.

17 LEGISLATOR DERIGGI-WHITTON: So  
18 we have to go and rebid it.

19 MR. ARNOLD: We are using  
20 in-house county personnel and we'll  
21 supplement them with some people from our  
22 on-call contracts.

23 LEGISLATOR DERIGGI-WHITTON: To  
24 do the whole project?

25 MR. ARNOLD: To do the

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2 construction management of the contract.

3 LEGISLATOR DERIGGI-WHITTON: What  
4 about the whole project, we have to rebid  
5 that, right?

6 MR. ARNOLD: No. The contractor  
7 is, I can't remember off the top of my head  
8 who the contractor is, but that contract is  
9 on board and started.

10 LEGISLATOR DERIGGI-WHITTON: So  
11 you reissued the contract without coming  
12 back to us?

13 MR. ARNOLD: No. The Hacks  
14 contract was tabled and not recalled was for  
15 construction management services to oversee  
16 the construction of the work.

17 The contractor was already  
18 approved by this body a while back and we  
19 were waiting for the bond ordinance to be  
20 resolved. Once that was resolved is when we  
21 started issuing a notice of award to the  
22 contractor.

23 LEGISLATOR DERIGGI-WHITTON: So  
24 Hacks was not the contractor for the  
25 construction aspect of it?

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2 MR. ARNOLD: No. They were the  
3 construction management engineering  
4 contractor to oversee the work in the field.

5 LEGISLATOR DERIGGI-WHITTON: So  
6 you don't know who is doing the actual work  
7 for the contract?

8 MR. ARNOLD: I don't know who the  
9 contractor is at the moment, I'm sorry.

10 LEGISLATOR DERIGGI-WHITTON: We  
11 didn't vote on that, did we? Only thing I  
12 saw was Hacks.

13 MR. ARNOLD: You guys voted on  
14 it. I can call my office and I will get you  
15 that information.

16 LEGISLATOR DERIGGI-WHITTON: I  
17 thought Hacks was awarded the \$17 million.

18 MR. ARNOLD: No. The Hacks  
19 contract was a CM contract for just less  
20 than \$2 million I believe. I believe it's  
21 G&M Earth Moving is the contractor. And  
22 that contractor was for 17 or \$18 million.

23 LEGISLATOR DERIGGI-WHITTON: So  
24 if we could get an answer as to why the  
25 asphalt was ripped up before any of the



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2 other construction was complete. I spent  
3 the day in Bayville on Saturday and the  
4 mayor is actually concerned about it. It  
5 seems strange that they started that without  
6 having any of the other stuff done.

7 MR. ARNOLD: I will talk to my  
8 people and get you a response.

9 CHAIRWOMAN GONSALVES: Any other  
10 questions or comments from any of the other  
11 legislators?

12 (No verbal response.)

13 Is there any public comment?

14 (No verbal response.)

15 LEGISLATOR DERIGGI-WHITTON: Can  
16 we just put on record that I don't have any  
17 information on GM Moving and neither does my  
18 counsel. I don't know how a \$17 million  
19 contract was awarded. All I have is Hacks.

20 I just need the date. I pay  
21 pretty close attention to this project and I  
22 never saw that name before either.

23 CHAIRWOMAN GONSALVES: Ms.  
24 Mereday.

25 MS. MEREDAY: Good afternoon,

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2 Meta J. Mereday, Baldwin resident. And,  
3 yes, it's in relationship to E-245. I'm  
4 just concerned about just numbers because,  
5 again, whether I would gather the contract  
6 had been approved since we're paying on it,  
7 but what is the original contract and is  
8 this extension of \$200,000 an additional  
9 funding request?

10 How does this all work and I also  
11 find it interesting that a contract could be  
12 pulled. It's nice to know that we're not  
13 just throwing money out the window and do  
14 things in-house. I just don't why we can't  
15 do a lot more of these projects in-house so  
16 we can save the taxpayers money.

17 I'm curious, again, and I do have  
18 specific questions. I would like to know  
19 what the amount is of the original contract,  
20 what the time period was for this contract  
21 and if this \$200,000 is an extension.

22 And always the question that I  
23 ask in terms of the representation of  
24 diverse businesses in these projects, these  
25 numbers are never shared, the information is

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2 never put out there, and we are continuing  
3 to lose opportunities for inclusion which  
4 opens the doors for potential lawsuits  
5 because we are not abiding by federal and  
6 state guidelines for inclusion. We are not  
7 even doing the outreach to veteran owned  
8 businesses, let alone women owned business.

9 Again, we're spending thousands,  
10 millions of dollars and there's no records  
11 here, there's tracking, no benchmarks  
12 pertaining to participation and/or community  
13 outreach in this area.

14 I may be one voice, but others  
15 are kind of hearing my voice and, if 60  
16 minutes can talk about drive by lawsuits,  
17 trust me, these can really add up if someone  
18 wanted to initiate them.

19 I'm a taxpayer. I don't want to  
20 do that. But somebody is going to have to  
21 ring the bell a little louder because it's  
22 not being heard, things are not being done.

23 The same old same old, seeing the  
24 same names on these contracts and the same  
25 people are getting the work and getting the

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2 opportunity and we are wondering why people  
3 are leaving or seniors are scared to death  
4 to leave their homes because they feel  
5 they're going to be locked out of them. So  
6 something needs to be done. Thank you.

7 CHAIRWOMAN GONSALVES: Thank you.  
8 There being no other comments, all those in  
9 favor of E-245 signify by saying aye.

10 (Aye.)

11 Any opposed?

12 (Nay.)

13 The item passes four to three.

14 The next item is U-81, a personal  
15 service agreement between the County of  
16 Nassau acting on behalf of the Department of  
17 Social Services and Long Island Marriott  
18 Hotel and Conference Center.

19 Motion, please.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR NICOLELLO: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Nicolello. Who is here to speak on this  
25 item?

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2 MR. BECKER: Madam Chair, did you  
3 bring up 82 as well?

4 CHAIRWOMAN GONSALVES: We could  
5 bring it up.

6 LEGISLATOR BECKER: Both of them  
7 are with the Long Island Marriott.

8 CHAIRWOMAN GONSALVES: U-82 is  
9 also untabled. A personal services  
10 agreement between the County of Nassau  
11 acting on behalf the Nassau County  
12 Department of Senior Citizen Affairs and the  
13 Long Island Marriott.

14 Motion, please.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR NICOLELLO: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Nicolello. Both are moved.

20 MR. BECKER: Madam Chair and  
21 legislators, it was brought up by Legislator  
22 DeRiggi-Whitton that there was a -- she had  
23 discovered in some place that a Richard  
24 Smith had made a contribution to the  
25 election or the campaign committee of our

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2 County Executive.

3 I took it upon myself to call  
4 over to the Marriott and to find out if, in  
5 fact, a Richard Smith was the person that  
6 you mentioned, and they tell me over there  
7 there's nobody that works there by that  
8 name. We're talking about the Long Island  
9 Marriott.

10 Maybe he works for the Marriott  
11 somewhere but he doesn't work at the Long  
12 Island Marriott and was not involved if any  
13 way with the contract with Nassau County for  
14 these events to be held during  
15 Christmastime.

16 I also asked the human resource  
17 manager over there, Dina Kimmel, could she  
18 put something in writing to me, she did so,  
19 there is no record of this person ever, this  
20 individual, ever worked there. I have that  
21 information here. I can share it with you.

22 LEGISLATOR DERIGGI-WHITTON:

23 Fran, I think that name came from your  
24 backup. Your backup had that name on it  
25 from the Marriott.

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2 LEGISLATOR BECKER: Yes, but this  
3 person doesn't work for the Long Island  
4 Marriott.

5 LEGISLATOR DERIGGI-WHITTON: But  
6 I think you are the one that provided the  
7 name.

8 MR. BECKER: I don't know. Where  
9 in the backup?

10 LEGISLATOR DERIGGI-WHITTON:  
11 We're getting the copy but I think he was  
12 listed as one of the principals or  
13 something. But we got it from you.

14 MR. BRODERICK: My recollection  
15 was, when we came to the last session, it  
16 was called into question, Mr. Richard Smith.  
17 He resides in Suffolk County. Richard Smith  
18 wasn't a signatory to our contract with the  
19 Marriott Corporation. He was the general  
20 manager, Paul, something or other, and a  
21 woman who is the director of finance for the  
22 Marriott Uniondale.

23 Those are the only two  
24 signatories. We never mentioned Richard  
25 Smith. We did look in the corporation and

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2 Fran did check with Dina Kimmel who is the  
3 catering manager over there who verified  
4 with their human resource department that  
5 Mr. Smith, they're not aware of any  
6 Mr. Smith.

7 LEGISLATOR DERIGGI-WHITTON: For  
8 some reason, that name doesn't sound right  
9 to me. My counsel is just checking the name  
10 that we had a question with.

11 MR. BECKER: My recollection was  
12 there is an internet search done and this  
13 gentleman came up as being affiliated with  
14 them.

15 LEGISLATOR DERIGGI-WHITTON:  
16 Right. I think the name was originally  
17 provided in the backup. We're just  
18 clarifying that. For some reason, Richard  
19 Smith doesn't sound right to me. I don't  
20 remember that name being the right name.

21 MR. BECKER: Mr. Broderick is  
22 here to answer any other questions with  
23 regard to the holiday parties which are an  
24 annual thing for Social Services.

25 LEGISLATOR DERIGGI-WHITTON: Can



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2 I ask you a question. Is there a Richard H.  
3 Smith living on 29 Val, Wading River on a  
4 disclosure form?

5 MR. BECKER: Yes. But there is  
6 no affiliation with the Long Island  
7 Marriott.

8 LEGISLATOR DERIGGI-WHITTON: But  
9 why is he on the disclosure form?

10 MR. BECKER: I don't know where  
11 he is. We're trying to look. Show me where  
12 he is. I don't see it. It's not in the  
13 principal questionnaire.

14 LEGISLATOR DERIGGI-WHITTON: We  
15 have it on the disclosure form. We're just  
16 getting the actual one.

17 MR. BECKER: If you could point  
18 it out to me, where?

19 LEGISLATOR DERIGGI-WHITTON: If  
20 you look at the campaign contribution  
21 disclosure form.

22 MR. BECKER: We have the campaign  
23 contribution but it has nothing to do with  
24 the Long Island Marriott. I'm just saying  
25 to you, where is he on the disclosures for

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2 the Long Island Marriott?

3 Sure. We see that he's  
4 contributed to the County Executive. We see  
5 that. But he's not on the Long Island  
6 Marriott in any place that we see it unless  
7 you see it somewhere.

8 LEGISLATOR DERIGGI-WHITTON: He's  
9 not on the form with this contract

10 MR. BECKER: No, he's not. He's  
11 not, that I can see. Unless it's buried  
12 somewhere. We have a financial disclosure  
13 from a Paul Evasick, and we have a  
14 disclosure form from Anna Pignone. These  
15 are the two signatories or those who were  
16 involved in the Long Island Marriott who, as  
17 you know, was a multi-national corporation.

18 LEGISLATOR DERIGGI-WHITTON: My  
19 counsel was one of the ones that found this  
20 originally so she just wants one more minute  
21 to go through the backup again.

22 MR. BECKER: Please. I'm just  
23 saying we called over there personally and  
24 there's nobody who works there.

25 LEGISLATOR DERIGGI-WHITTON: It's

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2 an issue only if it wasn't listed on the  
3 form and there was a contribution. But,  
4 again, I apologize. Just be one more  
5 moment.

6 CHAIRWOMAN GONSALVES: Minority  
7 Leader.

8 LEGISLATOR ABRAHAMS: I don't  
9 have a question to the item, per say, I will  
10 let counsel and Legislator DeRiggi-Whitton  
11 handle that, but, to me, what I think could  
12 help this entire process, when was it  
13 determined that yourself was going to  
14 untable these items?

15 So if our side can get a heads up  
16 so we are able to prepare our questions so  
17 that we can make sure that our questions --  
18 because it seems like we are wasting time,  
19 obviously we didn't know you were going to  
20 untable these items until about five minutes  
21 ago. From our standpoint, it would work a  
22 little better if we knew that they were  
23 going to be untabled, at least the same day  
24 to prepare our questions.

25 CHAIRWOMAN GONSALVES: Listen to

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2 me. When we table an item, based upon the  
3 reason for tabling it, which was the name of  
4 Richard Smith, from that point on, we  
5 investigated who this Richard Smith was and  
6 we found out that he is not a member of the  
7 Long Island Marriott.

8 So, that being the case, and  
9 there's no conflict of interest here, then  
10 it's our obligation is to untable it, and  
11 that's what we do. This is a process.

12 LEGISLATOR ABRAHAMS: You are  
13 explaining the process and we all understand  
14 it, but there are items on the tabled list  
15 of every committee meeting that have been  
16 there for months.

17 So what I'm saying is, unless we  
18 are Nostradamus, we will not be able to  
19 predict when you plan to have your ducks in  
20 a line to be able to call an item.

21 So I'm asking mainly as a  
22 professional courtesy, that if you have done  
23 your research, because, as I said, it's not  
24 like -- all these items that were tabled  
25 weren't on it the previous committee. Some

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2 have been on it going back to the middle of  
3 the year.

4 So, what I'm asking is, as a  
5 professional courtesy, could you at least  
6 let our office or our counsel know the  
7 morning of these three items, because you  
8 picked three items out of at least a dozen  
9 or so, these three items we plan to untable  
10 at the 1 o'clock meeting. If you have  
11 questions or concerns, make sure you're  
12 ready to ask those questions. That's all  
13 I'm asking.

14 It seems like it's been sprung on  
15 us in five minutes and now we have our  
16 counsel working frantically to try to find  
17 her documentation. It just works better if  
18 we can be apprised of it at nine o'clock in  
19 the morning or 10 o'clock or whenever you  
20 determine that you plan to untable these  
21 items. That's all I'm saying. A  
22 professional courtesy.

23 CHAIRWOMAN GONSALVES: Deputy  
24 Presiding Officer.

25 LEGISLATOR NICOLELLO: That

1 Rules Committee/12-5-16  
2 doesn't sound like an unfair request,  
3 however, I would put the same request to  
4 your side because, on a regular basis, we  
5 have speakers from the administration coming  
6 up and being surprised with issues that  
7 apparently you have identified and you  
8 waited until they are here in public to  
9 raise those issues.

10 So when you see things in the  
11 backup that you think might be an issue, we  
12 would just request that you either reach out  
13 to us, reach out to the administration and  
14 say this is a problem, can you tell us what  
15 this is about. Maybe before we get here  
16 some of these issues could be resolved  
17 before they get up there.

18 LEGISLATOR ABRAHAMS: Rich, just  
19 to be fair, in the case with the Cradle of  
20 Aviation, it is my understanding that we did  
21 make the proper outreach to the  
22 administration.

23 LEGISLATOR NICOLELLO: That's  
24 fair enough in that case. But other cases  
25 it looks like gotcha moments.

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2 LEGISLATOR ABRAHAMS: Well, in  
3 fairness we try to make the outreach,  
4 whether or not we are successful in making  
5 the outreach in terms of getting a response  
6 back is another story.

7 But that being said, we agree, we  
8 want to be able to have answers. We don't  
9 want to play gotcha. So from our  
10 standpoint, I will encourage our staff to do  
11 the same, to make sure they make the proper  
12 outreach. And, if we don't get anywhere we  
13 will reach out to you.

14 CHAIRWOMAN GONSALVES: Since  
15 there are no other comments, any public  
16 comment on U-81?

17 MR. PODLESACK: Could I interpose  
18 one thing for the legislator? If there is a  
19 question of not getting a response from an  
20 individual department, you can always  
21 contact the County Attorney's Office and we  
22 would be more than happy to help.

23 LEGISLATOR ABRAHAMS: Directly,  
24 Gerry?

25 MR. PODLESACK: You can call me

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2 directly but there are a few demands on my  
3 time. I would make sure someone would get  
4 back to you.

5 LEGISLATOR ABRAHAMS: Whenever we  
6 have questions also, I know Mr. Becker --

7 MR. PODLESAK: Absolutely.  
8 Either one of us or both of us.

9 LEGISLATOR ABRAHAMS: I will ask  
10 our staff to continue to reinforce that.

11 MR. PODLESAK: Excellent.

12 CHAIRWOMAN GONSALVES: Since  
13 there are no other comments or questions  
14 from the legislators, and I don't believe I  
15 have any speaker on these items -- excuse  
16 me, I'm looking at the list and I'm sorry, I  
17 see Ms. Mereday. Speaking on U-81 and U-82  
18 only.

19 MS. MEREDAY: But, of course.  
20 Meta J. Mereday. Just a question in terms  
21 of the situation that we're in with many  
22 residents that are struggling and  
23 particularly since this is incorporating the  
24 Department of Social Services where so many  
25 of our residents are challenged just in



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2 terms of getting resources and assistance,  
3 and you know my A1 priority are our  
4 veterans.

5 I'm just a little dismayed that  
6 we continue to conduct business as usual in  
7 certain aspects. I'm not taking anything  
8 away from a holiday event. I get it.  
9 Christmas is my birthday. I celebrate the  
10 whole month. I understand that.

11 But I also understand that we  
12 have to start looking at things a little  
13 differently and just being cognizant of the  
14 funding cuts that this body continues to  
15 execute against the most vulnerable of our  
16 residents.

17 So I'm just a little concerned  
18 about these types of things, and, since it  
19 was stated earlier that the Marriott is a  
20 multi-billion dollar corporation, I'm just a  
21 little concerned about what is the county's  
22 responsibility, what are taxpayers putting  
23 out for this event and the same residents  
24 who are jeopardy of losing their homes and  
25 there's no shelters, no decent shelters and

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2 no affordable housing or resources for them.  
3 And I don't think they had an ongoing  
4 veteran support service person at Social  
5 Services for years, I'm just concerned that  
6 we're not looking at where we should be  
7 putting our treasure, so to peak.

8 I'm concerned about this. Also  
9 the location and the accessibility for a  
10 number of these residents even to get to the  
11 Marriott because we have a transportation  
12 issue, and, again, we're talking about  
13 potentially cutting bus routes and we may  
14 say, well, this route is only 200 people or  
15 this route is only 50 people.

16 Those people don't have personal  
17 drivers. They can't work from home. They  
18 do depend on the busing system and those  
19 buses are not great. I don't know if any of  
20 you have had to take them on a regular  
21 basis, in some cases I have.

22 Again, let's just start looking  
23 at some of these things because it all adds  
24 up in the end that we are putting this money  
25 out there to once again put this friendly

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2 little appeal out for a certain period of  
3 time. But, for 365 days of the year our  
4 residents are suffering and many of them  
5 have suffered in silence, but they're not  
6 suffering in silence any more. And they're  
7 starting to, let's just say, speak out, and  
8 act out in ways that we don't find too  
9 comfortable or resorting to elements that  
10 are not good for themselves or for their  
11 families or for the community.

12 So, again, just be wise and  
13 cognizant of these types of scenarios in  
14 terms of budgetary expenditures when, again,  
15 you look at the Veteran Services Committee  
16 listing there's one item there, but I have  
17 yet to hear any major discussion about any  
18 increases in funding or resources to help  
19 our veterans in this county. Thank you.

20 CHAIRWOMAN GONSALVES: Thank you,  
21 Ms. Mereday.

22 MR. BECKER: Madam Chair, we have  
23 information on Shore Road if you would like  
24 that to be presented to you briefly.  
25 Legislator DeRiggi-Whitton was questioning

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2 that if you want further information on  
3 that.

4 CHAIRWOMAN GONSALVES: I believe  
5 Legislator DeRiggi-Whitton had these  
6 concerns and perhaps they can be made  
7 personally to her.

8 MR. BECKER: We will do that.

9 CHAIRWOMAN GONSALVES: There's no  
10 other comments, public comments, or  
11 legislative comments, all those in favor of  
12 U-81 and U-82 signify by saying aye.

13 (Aye.)

14 Any opposed?

15 The items pass unanimously.

16 I guess it's the spirit of the  
17 holiday. Ms. Mereday, happy birthday in  
18 advance. Only says that I do listen.

19 That ends the contract portion of  
20 the Rules Committee. We will recess until  
21 all the other committees have had an  
22 opportunity to meet and vote on the items on  
23 their agenda.

24 MR. BECKER: Madam Chair, just  
25 one quick question, just for my personal

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2 clarification, there was a lot going on in  
3 regards to park and the Cradle of Aviation.

4 You said we provided -- I think  
5 the information you wanted to be copied. Is  
6 it your plan to call that after the other  
7 committee meetings?

8 CHAIRWOMAN GONSALVES: Yes.

9 MR. BECKER: Thank you. I  
10 appreciate it.

11 CHAIRWOMAN GONSALVES: If their  
12 questions are answered.

13 MR. BECKER: Of course, if the  
14 questions are answered, but the information  
15 is being copied and presented.

16 CHAIRWOMAN GONSALVES: We have  
17 it.

18 MR. BECKER: We have it. Thank  
19 you very much.

20 CHAIRWOMAN GONSALVES: Now, the  
21 Rules Committee is in recess. Public Safety  
22 is next.

23 (Whereupon, the Rules Committee  
24 recessed at 2:33 p.m. and reconvened at 4:32  
25 p.m.)

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2 CHAIRWOMAN GONSALVES: We are now  
3 back to the agenda of the Rules Committee.

4 We have two special guests here  
5 today and, let me tell you something, as a  
6 former school teacher, I love when students  
7 become involved and, today, you are becoming  
8 involve in government.

9 We have Christine Whitton and  
10 Jamie Connolly, they are two seniors at Our  
11 Lady of Mercy, and are here covering the  
12 committee for their government class. Who  
13 tortured you to do this? Anyway, would you  
14 like to get up and tell us about it? Is  
15 that Christine? What's the matter? Both of  
16 you get up. Jamie and Christine, get up and  
17 tell us a little bit about it. I hope you  
18 are going to get a lot of credit for this.  
19 Let's go, Christine.

20 MS. WHITTON: Christine Whitton.

21 MS. CONNOLLY: Jamie Connolly.

22 CHAIRWOMAN GONSALVES: I want to  
23 know did you volunteer for this?

24 MS. WHITTON: We are doing it for  
25 a government project.

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2 CHAIRWOMAN GONSALVES: How come  
3 you two were chosen? You're not the only  
4 two in the class.

5 MS. CONNOLLY: No. Every one is  
6 going to certain meetings, some to school  
7 board meetings.

8 CHAIRWOMAN GONSALVES: Did it  
9 have anything to do with the fact that,  
10 Christine, that your mother is a legislator  
11 here? Did she say to you this would be the  
12 best thing you could do, coming to the  
13 Legislature?

14 MS. WHITTON: My sister did the  
15 same thing.

16 CHAIRWOMAN GONSALVES: When did  
17 she do that?

18 MS. WHITTON: Two years ago.

19 CHAIRWOMAN GONSALVES: Do you get  
20 credit for this?

21 MS. WHITTON: Yes.

22 CHAIRWOMAN GONSALVES: How much  
23 credit do you get for this?

24 MS. WHITTON: I think it's a test  
25 grade.

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2 CHAIRWOMAN GONSALVES: A test  
3 grade. That means 100, right?

4 MS. WHITTON: I hope so.

5 CHAIRWOMAN GONSALVES: Well, if  
6 it's a test grade and you're coming here,  
7 and look at the hour and I will tell you  
8 that if your teacher doesn't give you 100  
9 for this, talk to me. But we're on the  
10 record. That's why I wanted you to get up  
11 here and say something.

12 Are you enjoying your visit here?

13 MS. WHITTON: Can you pass an  
14 ordinance in giving us 100?

15 CHAIRWOMAN GONSALVES: I can send  
16 a letter and make sure you get 100.

17 MS. WHITTON: How about 101?

18 CHAIRWOMAN GONSALVES: Don't  
19 press your luck. Let me tell you something,  
20 100, okay, because we don't give 101. I  
21 never gave 101, unless you had extra credit.  
22 This is not extra credit. This is a test  
23 grade. All you can get is 100.

24 I would be happy with 100 if I  
25 were either one of you.



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2 MS. WHITTON: Me too.

3 MS. CONNOLLY: Me too.

4 CHAIRWOMAN GONSALVES: You're  
5 going to have to give me all the  
6 information, Legislator Whitton. The name  
7 of the teacher, the address of the school,  
8 blah, blah, everything that I need, and I  
9 will drop a note saying they deserve 100  
10 because this is quite a challenge. It's not  
11 only a challenge for us, but it sure is a  
12 bigger challenge for you because you have to  
13 sit here and listen to all the rhetoric.  
14 Sometimes there is a lot of rhetoric.

15 So, welcome, Christine, welcome  
16 Jaime. If I get the information from  
17 Legislator Whitton, then I will send a  
18 letter to your teacher and make sure you get  
19 100 on your test.

20 MS. WHITTON: Thank you.

21 MS. CONNOLLY: Thank you.

22 CHAIRWOMAN GONSALVES: You're  
23 welcome, Jamie, you're welcome, Christine.

24 Now we are ready to go about our  
25 business here. Are you taking notes? You

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2 have to take notes. You have to prove that  
3 you were here.

4 I can send a letter but you have  
5 to take notes, prove that you were here.  
6 Share it with the class, and don't tell them  
7 how crazy we are.

8 Now, as we usually do, when other  
9 committees meet, and that's why we recess,  
10 the Rules Committee after we do the  
11 contracts, this is information you need, the  
12 other committees that meet, whatever  
13 testimony is derived from these committees  
14 by reference is incorporated into the Rules  
15 Committee.

16 (Whereupon, please refer to the  
17 minutes of the Committee hearings dated  
18 December 5, 2016 pertaining to all consent  
19 clerk items: 529-16, 554-16, 556-16, 557-16,  
20 558-16, 559-16, 560, 561, 562, 563, 564,  
21 565, 566, 567, 568, 569, 570, 571, 572, 573,  
22 576, 577, 578, 579, 580 581, 585, 586, 587,  
23 588, 589, 59, 591, 592, 593, 594, 595, 596,  
24 597, 598, 599, and addendum agenda, 603-16,  
25 604, 605.)

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2 Now what we do first is make it  
3 go quickly, and that is we do what is called  
4 a consent calendar. That's usually those  
5 items that went through the committees in a  
6 unanimous vote.

7 So I need to get that consent  
8 calendar and here we are. If you recall,  
9 when the Finance Committee met, there was an  
10 addendum to the Finance Committee, and there  
11 is an addendum to the Rules Committee.

12 As is necessary, we need a motion  
13 to suspend the rules.

14 Motion, please.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR NICOLELLO: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Nicolello. All those in favor of suspending  
20 the rules signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The rules are suspended and now  
25 we can go on with the consent calendar.

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2 I'm going to begin with 529-16,  
3 554-16, 556-16, 557-16, 558-16, 559-16, 560,  
4 561, 562, 563, 564, 565, 566, 567, 568, 569,  
5 570, 571, 572, 573, 576, 577, 578, 579, 580  
6 581, 585, 586, 587, 588, 589, 59, 591, 592,  
7 593, 594, 595, 596, 597, 598, 599, and, now,  
8 on the addendum agenda, 603-16, 604, 605.

9 A motion, please, for all the  
10 items that were called.

11 LEGISLATOR NICOLELLO: So moved.

12 LEGISLATOR GAYLOR: Second.

13 CHAIRWOMAN GONSALVES: Moved by  
14 Legislator Nicolello, seconded by Legislator  
15 Gaylor. All those in favor of those items  
16 since they were vetted in the various  
17 committees, signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 Those items pass unanimously.

22 Going back to the non-consent  
23 calendar. We are going to begin with Item  
24 272-16, a resolution appointing a Democratic  
25 Commissioner of Elections for the County of

1 Rules Committee/12-5-16

2 Nassau.

3 Motion, please.

4 LEGISLATOR SOLAGES: So moved.

5 LEGISLATOR WHITTON: Second.

6 CHAIRWOMAN GONSALVES: Moved by  
7 Legislator Solages, seconded by Legislator  
8 Whitton. Is that individual here or is it  
9 too late? I would think not. But he  
10 probably will be here on the 14th. Is it  
11 necessary for him to be here on the 14th? I  
12 don't know. I believe it's David Gugerty;  
13 am I correct? Is there any questions or  
14 comments from the legislators regarding Mr.  
15 Gugerty you're welcome to say whatever you  
16 have to say. We all know Mr. Gugerty  
17 because he is here as counsel to the  
18 Legislature, so he's not a surprise to us at  
19 all. Any comments you want?

20 LEGISLATOR ABRAHAMS: In general,  
21 we support Commissioner Gugerty, and we look  
22 forward to voting for his extended term.

23 CHAIRWOMAN GONSALVES: I can say  
24 ditto on our behalf. Any comments from the  
25 public?

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2 (No verbal response.)

3 There being none, all those in  
4 favor of the appointment of David Gugerty,  
5 or reappointment of David Gugerty as  
6 Commissioner of Elections to the Board of  
7 Elections signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 It passes unanimously.

12 Now we are going to go to the  
13 next one which is 553, a resolution  
14 authorizing the County Executive to execute  
15 an intermunicipal agreement with the Village  
16 of Bayville in relation to a project for the  
17 improvement of Landscape Island.

18 Motion, please.

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR NICOLELLO: Second.

21 CHAIRWOMAN GONSALVES: Moved by  
22 Legislator Dunne, seconded by Legislator  
23 Nicolello. Who wants to speak on this item?

24 MR. BECKER: Madam Chair, this is  
25 a CRP generated by the Legislature and

1 Rules Committee/12-5-16  
2 processed by my office and I think the  
3 project is self-explanatory.

4 CHAIRWOMAN GONSALVES: Any  
5 questions or comments from the legislators?

6 (No verbal response.)

7 Is there any public comment?

8 (No verbal response.)

9 There being none, all those in  
10 favor of Item 553 signify by saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 The item passes unanimously.

15 The next item is 555, an  
16 ordinance to amend ordinance Number 13-2016  
17 adopting the capital budget for the year  
18 2016 for the County of Nassau corresponding  
19 to the first year of the four year capital  
20 plan pursuant to the provisions of Section  
21 310 of the County Government Law of Nassau  
22 County.

23 Motion, please.

24 LEGISLATOR DUNNE: So moved.

25 LEGISLATOR NICOLELLO: Second.

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2 CHAIRWOMAN GONSALVES: Moved by  
3 Legislator Dunne, seconded by Legislator  
4 Nicolello. Any information you want to  
5 share with us? Wait for Ken Arnold. Give  
6 him a chance to come up.

7 MR. ARNOLD: Item 555 is a  
8 capital plan budget amendment. It  
9 incorporates some outside funding for  
10 various capital projects and also modifies a  
11 couple of capital projects so their budget  
12 and their ordinances are in line. In  
13 addition, it includes the Nassau Community  
14 College projects that reallocate funding for  
15 their work.

16 CHAIRWOMAN GONSALVES: Are there  
17 any questions of Mr. Arnold? Minority  
18 Leader.

19 LEGISLATOR ABRAHAMS: I guess for  
20 Mr. Arnold and probably for Gerry, this came  
21 up in previous committees.

22 CHAIRWOMAN GONSALVES: It did.

23 LEGISLATOR ABRAHAMS: But I  
24 wanted to bring up a question in regards to  
25 the negative dec, declaration, which



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2 indicates according to Appendix B, I don't  
3 want to go through -- read through it, but  
4 for the sake of the record, in Appendix B,  
5 if any, and incorporated herein, as been  
6 determined not to have a significant effect  
7 on the environment or record of each such  
8 determination shall be maintained and filed,  
9 and readily accessible to the public.

10 I read that because it sounds  
11 like to me that we should be voting on  
12 amending that portion of the actual portion  
13 of this item, is that your understanding?

14 Just so we're clear, the negative  
15 dec is for the HUB portion, which I  
16 understand is no longer part of this item?  
17 That was discussed in the Finance Committee?  
18 Sorry go ahead, Gerry.

19 MR. PODLESACK: The Appendix B  
20 that's included in there was actually  
21 included for another item that is no longer  
22 in the ordinance. It is in effect a nullity  
23 and has no effect.

24 LEGISLATOR ABRAHAMS: So let me  
25 try to understand, the negative dec is a

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2 part of -- Appendix B is a part of 555-16?

3 MR. PODLESAK: It's still annexed  
4 to it, but it should not have been annexed  
5 to it because the item that it is referring  
6 to was removed from 555.

7 LEGISLATOR ABRAHAMS: But it's in  
8 our backup?

9 MR. PODLESAK: And it's in the  
10 backup but it should have been removed.

11 LEGISLATOR ABRAHAMS: Let's just  
12 amend to get it out? Because right now it's  
13 in.

14 MR. PODLESAK: We reach a small  
15 problem here. It should have been  
16 technically part of the amendment by  
17 operation of law because, by making the  
18 amendment and removing that item when the  
19 amendment in the nature of a substitution  
20 was done, it should have, by effect, removed  
21 Appendix B. It doesn't say so, but it  
22 should have, by effect, done it.

23 LEGISLATOR ABRAHAMS: My counsel  
24 informs us that if we vote on this now, with  
25 this negative dec included, we are voting

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2 for Appendix B without it being removed.

3 MR. PODLESAK: As I said, it's a  
4 nullity so it doesn't make -- it doesn't  
5 make any difference if you approve the  
6 ordinance.

7 When we do amendments in the  
8 nature of a substitution we are generally  
9 changing the language that's contained in  
10 the active part of the legislation, rather  
11 than in the backup, which is included.  
12 Because the change has been made in the  
13 active part of the legislation, really, as I  
14 said it becomes a nullity or you can even  
15 deem it not to be part of it.

16 LEGISLATOR ABRAHAMS: Gerry, I  
17 guess for the sake of trying to clean it up,  
18 the Legislature meets on the Wednesday the  
19 14th, technically we could do -- we are  
20 within the seven days to be able to clean it  
21 up and have it come back before -- to do the  
22 amendment, I'm saying.

23 MR. PODLESAK: The actual  
24 legislation is fine.

25 LEGISLATOR ABRAHAMS: What I'm

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2 saying is doing an amendment to remove  
3 Appendix B.

4 MR. PODLESACK: Really, to remove  
5 Appendix B under this circumstance is to  
6 amend, it is merely to pick it up and take  
7 it physically out of the package.

8 LEGISLATOR ABRAHAMS: The section  
9 that I just read into the record, we need to  
10 remove that reference to Appendix B? You  
11 guys will handle the amendment?

12 MR. PODLESACK: I will have it  
13 done tomorrow. I'm not trying to be  
14 difficult. Whatever you want, you get.

15 LEGISLATOR ABRAHAMS: Gerry, you  
16 are very amenable, I appreciate it.

17 CHAIRWOMAN GONSALVES: Fine. You  
18 will have it tomorrow which means we can  
19 move on. I believe this item did come up in  
20 Finance, correct? It did come up in  
21 Finance.

22 Are there any other comments or  
23 questions from the legislators?

24 (No verbal response.)

25 Is there any public comment?

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2 (No verbal response.)

3 There being none, all those in  
4 favor of 555 -- go ahead, Legislator Gaylor.

5 LEGISLATOR GAYLOR: Since he's  
6 going to be doing an amendment by tomorrow  
7 will he be removing the additional items  
8 that are no longer part of this?

9 MR. PODLESACK: My understanding  
10 was that the original amendment that was  
11 voted on before already removed those items.  
12 Now, the amendment that the legislator is  
13 talking about, is to change the language to  
14 remove the reference to Appendix B; am I  
15 correct? Thank you.

16 LEGISLATOR GAYLOR: Thank you.

17 CHAIRWOMAN GONSALVES: All those  
18 in favor of 555 signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (No verbal response.)

22 It passes unanimously.

23 Moving along, going to Item 574,  
24 a resolution appointing a Republican  
25 Commissioner of Elections for the County of

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2 Nassau.

3 Motion, please.

4 LEGISLATOR NICOLELLO: So moved.

5 LEGISLATOR DUNNE: Second.

6 CHAIRWOMAN GONSALVES: Moved by  
7 Legislator Nicolello, seconded by Legislator  
8 Dunne. Any questions or comments regarding  
9 the Republican Commissioner of Elections for  
10 the County of Nassau. And I believe we all  
11 know who it is, correct?

12 Mr. Becker, do you want to put it  
13 on the record who this individual is? Do  
14 you know who it is? I know who it is.

15 MR. BECKER: I'm assuming it's  
16 Lou Savenyeti. Did I pass the test with  
17 these young ladies, do I get 100 too?

18 CHAIRWOMAN GONSALVES: You're not  
19 getting 100. You're doing your job. If you  
20 do your job, you get paid for it.

21 We have the resolution appointing  
22 Mr. Savenyeti as Republican Commissioner of  
23 Elections for the County of Nassau.

24 Are there any comments or  
25 questions regarding Mr. Savenyeti or this

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2 appointment 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 574 signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 Remember, it's got to be  
12 unanimous. Okay.

13 Item 575, a resolution to accept  
14 a gift offered by a donor to the Department  
15 of Information Technology.

16 Motion, please.

17 LEGISLATOR GAYLOR: So moved.

18 LEGISLATOR DUNNE: Second.

19 CHAIRWOMAN GONSALVES: Moved by  
20 Legislator Gaylor, seconded by Legislator  
21 Dunne. What do we have to say about this  
22 one?

23 MR. BECKER: Madam Chair, this is  
24 simply a gift, some of the software products  
25 that the county purchases. Included in that

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2 is the ability for training on some of their  
3 software.

4 So this is simply the opportunity  
5 to get some free training under the  
6 contract. So for the Azure, which is one of  
7 the software programs.

8 CHAIRWOMAN GONSALVES: Any  
9 questions or comments for Mr. Becker?

10 LEGISLATOR ABRAHAMS: Madam  
11 Presiding Officer, we have questions but I  
12 hate to put Fran on the spot because our  
13 questions are more technical in the IT  
14 nature regarding the county's use of the  
15 Cloud format. So I don't know if Fran --

16 MR. BECKER: Would it be all  
17 right, Mr. Eisenstein is going to be here at  
18 the next meeting.

19 LEGISLATOR ABRAHAMS: What we can  
20 do is pass it through and make sure that Mr.  
21 Eisenstein is here so we can discuss that.

22 MR. BECKER: Yes, absolutely.  
23 That's a good question. I will make sure  
24 he's available for the regular meeting and  
25 be prepared to discuss that.



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2 MR. PODLESAK: I also have one  
3 comment for the Minority Leader. If you  
4 could email him the questions in advance, it  
5 would make life a lot easier for him.

6 LEGISLATOR ABRAHAMS: Not a  
7 problem.

8 MR. BECKER: I will do it too  
9 though.

10 LEGISLATOR ABRAHAMS: Cecelia  
11 Kapra is our counsel, Minority Deputy  
12 Counsel, worked on specific questions,  
13 which, if you want, I can make show that  
14 Cecelia forwards it to -- copy Fran and  
15 forward it to Mr. Eisenstein.

16 CHAIRWOMAN GONSALVES: That's  
17 fair. Any public comment regarding this  
18 item?

19 (No verbal response.)

20 There being none, all those in  
21 favor of Item 575 signify by saying aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 None in opposition.

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2 The next item is 583, a  
3 resolution authorizing the County Executive  
4 to execute an intermunicipal agreement with  
5 the Carle Place Union Free School District  
6 in relation to a project to rehabilitate and  
7 refurbish a weight room.

8 Motion, please.

9 LEGISLATOR DUNNE: So moved.

10 LEGISLATOR GAYLOR: Second.

11 CHAIRWOMAN GONSALVES: Moved by  
12 Legislator Dunne, seconded by Legislator  
13 Gaylor. Any questions or comments regarding  
14 this item? Do you have any information you  
15 want to share, Mr. Becker?

16 MR. BECKER: Madam Chair, this is  
17 simply another CRP for Legislator Schaefer's  
18 area. It took us a little while to get this  
19 done but now it's done before us. You  
20 explained it already.

21 CHAIRWOMAN GONSALVES: No  
22 problem. Any questions or comments?

23 (No verbal response.)

24 Is there any public comment?

25 (No verbal response.)

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2 There being none, all those in  
3 favor of 583 signify by saying aye.

4 (Aye.)

5 Any opposed?

6 (Nay.)

7 The item passes four to three.

8 Moving very quickly. Going to  
9 Item 600. This also went through Finance.  
10 It's a local law to amend the Nassau County  
11 Administrative Code in relation to the  
12 verification of section, block, and lot in  
13 instruments presented for recording.

14 Motion, please.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR NICOLELLO: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Nicolello. Who is here to speak on this  
20 item? I know you spoke at Finance but you  
21 can come and talk to us.

22 MR. PODLESACK: This item raises  
23 the tax map verification fee to \$350.

24 CHAIRWOMAN GONSALVES: Anything  
25 else that you want to share?

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2 MR. BECKER: Madam Chair, you  
3 have a speaker from LIBOR here.

4 CHAIRWOMAN GONSALVES: I didn't  
5 get to them yet. I'm not going to disregard  
6 them. Who do we have? We have Timothy  
7 Lachapelle.

8 MR. LACHAPELLE: Thank you. My  
9 name is Tim Lachapelle from the Long Island  
10 Board of Realtors. Most of you saw when I  
11 addressed the Finance Board before, we feel  
12 like these taxes that are disguised as fees  
13 are counterproductive to balancing our  
14 budget.

15 I would like to address  
16 Legislator Nicoletto because he was on the  
17 Finance Committee and gave the great  
18 explanation for us.

19 These fees, we know they're  
20 designed to avoid further hikes or, sorry,  
21 further cuts from Nassau. But this is what  
22 you told us last year, and here we are  
23 facing a bigger budget deficit and you are  
24 asking for more fees.

25 So, clearly the original approach

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2 didn't work. The reason for that is, we  
3 feel like these fees which can have a  
4 negative affect on home values, will start  
5 to negatively impact sales tax revenues  
6 after that. That's kind of how the nature  
7 of this thing goes.

8 I'm just, one last time I really  
9 ask for one of you guys to vote against this  
10 measure because its now or never. If it  
11 goes past this and it will be in the budget  
12 and LIBOR will be forced to oppose the  
13 entire budget because we feel like this is  
14 going to make the next budget even worse.

15 You're going to be coming back  
16 and need to add more fees or need to make  
17 more cuts. I've seen a lot of -- I've been  
18 here since 1:30 and I've seen a lot of  
19 division, but we really need you guys, the  
20 real estate industry needs you to be united  
21 on this and against these fees.

22 Thank you.

23 CHAIRWOMAN GONSALVES: You're  
24 welcome. Legislator Solages.

25 LEGISLATOR SOLAGES: Thank you

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2 very much, Presiding Officer. Good evening,  
3 Mr. Lachapelle. Thank you very much for  
4 being here tonight.

5 My question to you is, you work  
6 obviously with a lot of realtors and perhaps  
7 you have heard information from the people  
8 that they work with, interested in buying  
9 homes. What is the word around town on this  
10 issue? Are people discouraged from buying  
11 into our local real estate market? Are  
12 realtors seeing this?

13 MR. LACHAPELLE: Yes. I'm not a  
14 realtor, but I work with realtors every day.  
15 They have been out for the past year coaxing  
16 their homeowners and their home buyers  
17 through this real estate transaction and  
18 through these onerous fees and they  
19 experienced the headaches of this every  
20 single day. There is not that much outrage  
21 coming from homeowners because you may buy a  
22 house once every eight years or so, but our  
23 realtors are out there every day on the  
24 front lines experiencing what this does to a  
25 buyer's psyche.

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2 Maybe they might be able to clear  
3 the sale but a 35 year old who had just  
4 purchased their house, and had to pay all  
5 these fees, might be saying to themselves,  
6 this is the last house I'm ever going to buy  
7 in Nassau. I've had enough. That's going  
8 to be bad.

9 It may not appear right now in  
10 home values, but it's going to start to  
11 negatively affect our home values and, if  
12 we're not in trouble now, we will be then  
13 fiscally.

14 LEGISLATOR SOLAGES: I  
15 understand. Thank you very much.

16 MR. LACHAPELLE: Thank you.

17 CHAIRWOMAN GONSALVES: I believe,  
18 Timothy, you were the only one here to  
19 speak. Randy Clark? Come up here and tell  
20 us who you are then fill out a slip.

21 MR. LABELLE: Good afternoon. My  
22 name is Paul Labelle. I'm the legislative  
23 chairman for the Long Island Board of  
24 Realtors. I also sit on the legislative  
25 committee for the New York State Board of

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2 Realtors and I'm not quite as polished and  
3 polite as Timothy. Timothy is a great  
4 speaker and a good lobbyist and we have a  
5 good board behind us.

6 We have 22,800 or so licensed  
7 realtors; Nassau County Suffolk County.  
8 This greatly affects their livelihood. It  
9 affects their ability to help people obtain  
10 the ultimate goal in life, homeownership,  
11 build equity, set up for their retirement.

12 These increases that you are  
13 asking, this map verification fee, that  
14 increased last year by 200 percent.

15 Then we are increasing the per  
16 block recording fee by 100 percent, 150 to  
17 \$300 from last year. You folks are asking  
18 for a 400 percent increase over two years.

19 Listen, it's unsatiable money  
20 grab. It's a hidden tax. The public knows  
21 it. If not, they're going to know it  
22 because we're going to make it public.

23 I have to tell you, you know,  
24 here we are, we're trying to encourage young  
25 people to buy in Nassau County and Suffolk



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2 County.

3 My son, my daughter, my daughter  
4 elected to go to South Carolina, and my son  
5 is an executive up here with a large large  
6 company in Melville. He said, dad, find me  
7 a house, but don't find any anything in  
8 Nassau County because the taxes are too  
9 high. All right? So he's buying a house in  
10 Suffolk.

11 You can't keep asking. We're  
12 trying to take care the veterans, the  
13 retirees, and the elderly.

14 We are trying to encourage the  
15 young people to stay in Nassau County. All  
16 we're doing is taking a hatchet and hitting  
17 them right in the forehead. What are we  
18 thinking about here? You have the highest  
19 tax base in the country and we are  
20 disguising another tax.

21 I urge you all to reconsider  
22 this. It might be small in the scheme of  
23 things. It's big in the scheme of things in  
24 the long run. It's going to affect the  
25 future.

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2 Home buying is going to decrease.  
3 It's a very simple set of economics. Home  
4 values will decrease. When interest rates  
5 go up a quarter of a half of percent, the  
6 value of your home goes down.

7 When the fees go up to do a  
8 transaction, when they go up 400 percent,  
9 your home values go down.

10 So I would encourage somebody to  
11 stand up and take the bull by the horns and  
12 say, you know what, we've got to find a  
13 different way. You have \$7 million extra in  
14 the red light camera program. Maybe you  
15 should look there. Thank you.

16 CHAIRWOMAN GONSALVES: Since  
17 there are no other speakers, all those in  
18 favor of 600, signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (Nay.)

22 The item passes four to three.

23 Now we are going to go to the  
24 addendum agenda and there are a number of  
25 items that we can group together.

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2 I'm going to begin with Item 451,  
3 470, 471, 472, 473, 474, 475, 477, 478, 479.  
4 Motion, please.

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR GAYLOR: Second.

7 CHAIRWOMAN GONSALVES: Moved by  
8 Legislator Dunne, seconded by Legislator  
9 Gaylor. These items went through Finance  
10 and, so, again, I ask that the testimony be  
11 incorporated by reference.

12 (Whereupon, please refer to the  
13 minutes of the Finance Committee dated  
14 December 5, 2016 pertaining to Clerk Items  
15 Item 451, 470, 471, 472, 473, 474, 475, 477,  
16 478, 479.)

17 Anyone from the public wish to  
18 speak on these items since they were already  
19 vetted in Finance? Go ahead, say something,  
20 Minority Leader.

21 LEGISLATOR ABRAHAMS: I just  
22 wanted to state for the record that we in  
23 the Minority Democratic Caucus will be  
24 voting against the bonding for today.

25 We have identified that there is

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2 a need for Independent Inspector General in  
3 this county and we truly believe since much  
4 of the bonding ends up going towards  
5 procurement spending, we feel that an  
6 Independent Office of Inspector General is  
7 necessary to be able to review the  
8 procurement and the contract process in this  
9 county, and for that notion alone, we will  
10 continue to vote against bonding on capital  
11 projects or therefore anything that is tied  
12 to the procurement system in this county.

13 I respectfully request that my  
14 side of the aisle, my caucus vote no, and  
15 negative to this item.

16 CHAIRWOMAN GONSALVES: Deputy  
17 Presiding Officer Nicolello.

18 LEGISLATOR NICOLELLO: Real quick.  
19 I know that your side has made some  
20 exceptions for emergency matters.

21 I'm not sure that all of these  
22 infrastructure and sewage plant items aren't  
23 going to be in the nature of an emergency at  
24 some point, I don't know if they are now, or  
25 soon, or whatever, but I think you should

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2 reconsider with respect to the traffic study  
3 items because it's holding up every traffic  
4 study in the county.

5 I need to speak for myself, but  
6 every time I ask for the county to look at  
7 something involving a traffic issue in my  
8 district, and they can magnify this 19 types  
9 over, the response is they can't do it  
10 because it's being held up.

11 So I'm just asking you, take  
12 another look because this is another item  
13 that can be considered an emergency at this  
14 point.

15 CHAIRWOMAN GONSALVES: Any  
16 comments or questions?

17 (No verbal response.)

18 Is there any public comment?

19 (No verbal response.)

20 There being none, all those in  
21 favor of the items that I just called  
22 signify by saying aye.

23 (Aye.)

24 Should I pull 451 out?

25 LEGISLATOR ABRAHAMS: I'm going

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2 to say for today we will vote no, but  
3 obviously if it's separated out, we will  
4 continue to have conversations about voting  
5 for that one.

6 CHAIRWOMAN GONSALVES: Okay. So  
7 all those in favor of the items I called  
8 from 451 on, signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (Nay.)

12 The items pass four to three.

13 Make note of that regarding 451.

14 Now let's go back on the  
15 addendum. We had an item on the regular  
16 agenda tabled which is E-259, the resolution  
17 to execute a personal services agreement  
18 between the County of Nassau acting on  
19 behalf of the Nassau County Department of  
20 Parks, Recreation, and Museums and the  
21 Museum at Mitchell d/b/a Cradle of Aviation  
22 Museum.

23 Motion to untable, please.

24 LEGISLATOR DUNNE: So moved.

25 LEGISLATOR GAYLOR: Second.

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2 CHAIRWOMAN GONSALVES: Moved by  
3 Legislator Dunne, seconded by Legislator  
4 Gaylor. All those in favor of untabling  
5 E-259 signify by saying aye.

6 (Aye.)

7 So the item is untabled.

8 Now we all received a copy of the  
9 information that we were looking for, the  
10 amendment and interim agreement. Hopefully  
11 you had time to digest it. Hopefully it  
12 satisfied you. Ask your questions, Minority  
13 Leader.

14 LEGISLATOR ABRAHAMS: Ms. Krieb,  
15 thank you for getting us the agreement. I  
16 just have some questions in regard to now  
17 seeing that in conjunction with the MOA.

18 Can you verify or clarify whether  
19 the county will still be able to collect its  
20 three percent license fee?

21 I just want to clarify based on  
22 our reading of both that the county is still  
23 able to collect the three percent license  
24 fee.

25 MS. KRIEB: It's my understanding

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2 that the county has never collected the  
3 three percent fee, and that's what we're  
4 trying to rectify with this agreement to  
5 make it an actual valid agreement.

6 LEGISLATOR ABRAHAMS: We've never  
7 collected it?

8 MS. KRIEB: Three percent from  
9 the Cradle?

10 LEGISLATOR ABRAHAMS: Yes.

11 MS. KRIEB: No. We give to the  
12 Cradle. We give them \$600,000 a year out of  
13 Hotel Motel. So they're not in the position  
14 to pay any revenue to the county.

15 LEGISLATOR ABRAHAMS: All right.

16 The other section I guess applies  
17 to Mitchell North Site Maintenance, it talks  
18 about the county shall be responsible for  
19 snow removal, the county shall be  
20 responsible for repair and exterior  
21 structure items such as possible facade, and  
22 last bu not least, the county shall be  
23 responsible for maintenance and care of  
24 landscaping and grounds and sites.

25 It sounds like the county is



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2 taking on more responsibility. Do we have  
3 these responsibilities?

4 MS. KRIEB: We always have had  
5 the responsibility and practiced for all 15  
6 years and, again, we're making it genuine  
7 and it's never been implemented over the 15  
8 years. Again, the Cradle has never had the  
9 resources to fund the maintenance, so the  
10 County has always done it.

11 LEGISLATOR ABRAHAMS: The  
12 original agreement was -- we've always done  
13 it, but the agreement requires to do it?

14 MS. KRIEB: The original  
15 agreement, yes.

16 LEGISLATOR ABRAHAMS: So it  
17 sounds like to me we're taking on --

18 MS. KRIEB: We're not taking on  
19 any more expense because we've always been  
20 doing it.

21 LEGISLATOR ABRAHAMS: I  
22 understand but now we're taking on the  
23 liability as per this agreement.

24 MS. KRIEB: That might be a legal  
25 question.

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2 LEGISLATOR ABRAHAMS: Before we  
3 get to the legal question, I want to make  
4 sure I understand.

5 So, we agreed to amend the  
6 agreement to reflect what we're actually  
7 doing because we're doing all the stuff  
8 anyway?

9 MS. KRIEB: Yes, because as Mr.  
10 Parton, who was here earlier today, had  
11 explained, they're looking to refinance so  
12 their creditors and the banks that they're  
13 looking at, they need to have an actual  
14 agreement that states their responsibilities  
15 and the term has to be justifiable.

16 LEGISLATOR ABRAHAMS: Got it. So  
17 I guess my question is, and we get the idea  
18 that, look, we go to the Cradle, my family  
19 goes to the Cradle, we see the benefit of  
20 the Cradle, but in terms of what benefit  
21 does it provide to Nassau County tax payers,  
22 that we're doing all this, where in this  
23 agreement does it specify something that's  
24 in it for the county and the taxpayers of  
25 this county? It sounds like we're taking on

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2 more responsibility.

3 MS. KRIEB: I think it's true,  
4 museums, nationally, internationally, it's  
5 an extension of the education program,  
6 education system. So that's what the  
7 benefit is to the Nassau County residents.

8 LEGISLATOR ABRAHAMS: But we had  
9 that benefit before.

10 MS. KRIEB: Not any museum that  
11 you know of including the Smithsonian is  
12 really supporting itself.

13 LEGISLATOR ABRAHAMS: Ms. Krieb,  
14 I totally understand what you're saying, but  
15 we had that benefit before, before this came  
16 before us today. All that stuff was true,  
17 but we had it before.

18 Now we are amending our agreement  
19 to reflect that we are taking on more  
20 responsibilities that are being codified by  
21 writing now, not based off what's happened  
22 in reality, and, to me, it seems like we're  
23 taking on more things in writing and I don't  
24 really see the benefit for the Nassau County  
25 taxpayer.

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2 MS. KRIEB: The benefit is that  
3 Cradle, if you recognize it as a Nassau  
4 County museum, or partner, they have a debt  
5 service they have been paying interest on  
6 for 15 years, interest only, so this is  
7 relieving them of the burden that perhaps in  
8 the near future could come back to get us if  
9 the creditors were to come to Nassau County.

10 I'm just speculating, I mean,  
11 it's something we have been discussing for  
12 many years with them, and the fact that they  
13 can only pay interest only on their loans is  
14 not beneficial to anyone in Nassau County.

15 Being that the Cradle is  
16 representative of Grumman Aircraft, a lot of  
17 their collections come from there, this is  
18 something that represents the history of  
19 Nassau County so we have done everything we  
20 can and have been very moderate in helping  
21 them to remain open.

22 LEGISLATOR ABRAHAMS: And I think  
23 for many Nassau residents, I think that's  
24 appreciative.

25 It just seems like to me, at some

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2 point, not at some point, at all times, we  
3 should always be trying to make sure we  
4 protect the county and the taxpayers.

5 It doesn't sound like a lot  
6 because obviously if the parks department is  
7 able to provide this level of snow removal  
8 and provide -- say, for example, the way I  
9 read it, it says the county shall also be  
10 responsible for all interior structure  
11 repairs in excess of \$10,000.

12 But then, before that, it talks  
13 about structural items such as drainage,  
14 fixtures, fencing, exterior lighting, so the  
15 Cradle of Aviation is a very beautiful  
16 building. If something occurs to the facade  
17 of the building, are we -- say, for example,  
18 a super storm or hurricane, and they have a  
19 lot of glass, we're responsible for those  
20 repairs?

21 MS. KRIEB: Yes, if it's greater  
22 than \$10,000. It's part of Mitchell Field  
23 Complex, so the maintenance part there at  
24 Mitchell Field, we're in the same area so  
25 we're able to --

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2 LEGISLATOR ABRAHAMS: I'm not  
3 trying to put you on the spot. I'm going to  
4 wrap up now, Madam Presiding Officer. But  
5 what exactly are they responsible for?

6 MS. KRIEB: Operation management  
7 of programing and --

8 LEGISLATOR ABRAHAMS: No. I  
9 mean, in terms of liability. What are they  
10 responsible for in terms of liability. We  
11 are responsible for making sure their  
12 pathways are clear, responsible if their  
13 building is structurally damaged,  
14 responsible if their interiors are damaged,  
15 their fences are damaged, we're responsible  
16 for their landscaping, what are they  
17 responsible for?

18 MS. KRIEB: They're responsible  
19 for the interior of the building that allows  
20 them to do their programming. As long as it  
21 doesn't exceed that amount of money. They  
22 do ongoing operations of the facility,  
23 facilities management.

24 LEGISLATOR ABRAHAMS: How long  
25 has the Cradle been there again?

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2 MS. KRIEB: At least 2001.

3 LEGISLATOR ABRAHAMS: Can you  
4 provide to my counsel a list of interior  
5 fixtures that they have addressed in that  
6 time frame and how much it cost them to do  
7 it?

8 MS. KRIEB: The Cradle has?

9 LEGISLATOR ABRAHAMS: I'm curious  
10 to see how much they have spent in things  
11 that could possible, liable, to their  
12 livelihood. I'm curious to see that number.

13 MS. KRIEB: That's something I  
14 will reach out to DPW for. They would be  
15 more involved than the Parks Department  
16 because they are our engineering hand.

17 So I will reach out to Public  
18 Works to see if they can help us get that  
19 list together for you.

20 LEGISLATOR ABRAHAMS: Thank you,  
21 Ms. Krieb.

22 CHAIRWOMAN GONSALVES: There  
23 being no other comments, all those in favor  
24 of E-259 signify by saying aye.

25 (Aye.)

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2 Any opposed?

3 (No verbal response.)

4 Passing this unanimously. So  
5 please get whatever information the Minority  
6 Leader has requested to them. Thank you  
7 very much.

8 I believe that ends the Rules  
9 Committee but, before we go, now listen  
10 carefully.

11 I have two other announcements to  
12 make. Christine, I know you're going to get  
13 very upset about this, but I wouldn't be  
14 upset if I were you, has received many  
15 academic scholarships. So I'm not going to  
16 have a problem, I'm telling your teacher to  
17 give you 100 on this test. And, Jaime, and  
18 can clap for Jaime too, a super star runner,  
19 received many awards in track. Okay?  
20 Again, I have no problem talking to your  
21 teacher and saying 100 is the only grade  
22 they should receive.

23 I would like to give you 110, but  
24 I'm not your teacher. So thank you for  
25 being here. Hopefully you will have a lot



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2 to tell them and how crazy we are here but  
3 not really. We ask the right questions.

4 A motion to adjourn. It's always  
5 Legislator Dunne who makes this motion.

6 LEGISLATOR DUNNE: So moved.

7 LEGISLATOR NICOLELLO: Second.

8 CHAIRWOMAN GONSALVES: By  
9 Legislator Dunne, seconded by Legislator  
10 Nicolello. All in favor of adjourning  
11 signify by saying aye.

12 (Aye.)

13 See you again on the 14th.

14 (Whereupon, the Rules Committee  
15 adjourned at 5:20 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 21st day of December, 2016.

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FRANK GRAY