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6 NASSAU COUNTY LEGISLATURE

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8 RICHARD NICOLELLO

9 PRESIDING OFFICER

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11 RULES COMMITTEE

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13 LEGISLATOR RICHARD NICOLELLO

14 CHAIR

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17 Theodore Roosevelt Building

18 1550 Franklin Avenue

19 Mineola, New York

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21

22 March 23, 2020

23 3:07 P.M.

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

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4 LEGISLATOR RICHARD NICOLELLO

5 Chair

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7 LEGISLATOR HOWARD KOPEL

8 Vice Chair

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10 LEGISLATOR STEVEN RHOADS

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12 LEGISLATOR LAURA SCHAEFER

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14 LEGISLATOR KEVAN ABRAHAMS

15 Ranking member

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17 LEGISLATOR DELIA DERIGGI-WHITTON

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19 LEGISLATOR SIELA BYNOE

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1 Rules - 3-23-20

2 LEGISLATOR NICOLELLO: I will act
3 as clerk of the Rules Committee and call the
4 roll. Legislator Kopel.

5 LEGISLATOR KOPEL: Here.

6 LEGISLATOR NICOLELLO: Legislator
7 Rhoads.

8 LEGISLATOR RHOADS: Present.

9 LEGISLATOR NICOLELLO: Legislator
10 Schaefer.

11 LEGISLATOR SCHAEFER: Here.

12 LEGISLATOR NICOLELLO: Minority
13 Leader Abrahams.

14 LEGISLATOR ABRAHAMS: Here.

15 LEGISLATOR NICOLELLO: Legislator
16 DeRiggi-Whitton.

17 LEGISLATOR DERIGGI-WHITTON:
18 Here.

19 LEGISLATOR NICOLELLO: Legislator
20 Bynoe.

21 LEGISLATOR BYNOE: Here.

22 LEGISLATOR NICOLELLO: I'm here,
23 so we have all seven members of the Rules
24 Committee present. We have one item which is
25 to be untabled. It is B-5 of 2020. A

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2 resolution authorizing the county executive to
3 award and execute a contract between the
4 county and E and A Restoration, Inc.

5 Moved by Legislator Schaefer.

6 Seconded by Legislator Bynoe. That is before
7 us.

8 Ken, did you want to speak to this
9 contract? We had the motion to second. I
10 believe we need to have a motion to untable.
11 All in favor of untabling signify by saying
12 aye. Those opposed? It is back on the table.

13 MR. ARNOLD: Good afternoon. Ken
14 Arnold, Public Works. This is item is the
15 interior fit-out of the family court
16 facility. We took bids. We had seven
17 bidders. E and A was the lowest responsible
18 bidder. Their MB participation is 14 percent.

19 LEGISLATOR NICOLELLO: All
20 right. Tell us about -- we had a lengthy
21 discussion last time about the need or the
22 potential need for an integrity monitor. What
23 is the response of the administration?

24 MR. CHIARA: Good afternoon John
25 Chiarra, deputy county executive for

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2 compliance.

3 Based on the concerns of the Rules
4 Committee, the administration is committed to
5 ensuring that there is a monitor on the E and
6 A project who will be approved by the
7 inspector general and not by the vendor. Once
8 established, the integrity monitor will
9 provide reports to the inspector general.
10 Earlier today I spoke to the inspector general
11 regarding this request by the Rules
12 Committee. I don't know if you have any
13 questions.

14 LEGISLATOR NICOLELLO: Thank you
15 very much. I think that really addresses the
16 concerns that we had. Anyone else want to add
17 anything at this point? Minority Leader.

18 LEGISLATOR ABRAHAMS: I was
19 saying Rich it addresses the Minority's
20 concerns as well.

21 LEGISLATOR NICOLELLO:
22 Fantastic. We have an email from the
23 comptroller's office. Since under the usual
24 circumstances they would be here to be able to
25 state their position. They've sent us an

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2 email. I will read it quickly. It's three
3 paragraphs.

4 Independent integrity monitors have
5 been proven to protect public projects from
6 cost overruns and ensure compliance policies,
7 procedures and regulations.

8 In order for the county to continue
9 to reform procurement and contracting, it is
10 imperative that companies fully comply with
11 disclosure requirements.

12 The Family and Matrimonial Court
13 Complex project has seen delays and cost
14 overruns. In order to move the project
15 forward, the second phase could benefit from
16 the implementation of a monitorship present.
17 Which obviously we have taken care of. I will
18 present this to Frank.

19 LEGISLATOR SOLAGES: Please state
20 for the record I was present during the vote.

21 LEGISLATOR NICOLELLO: In terms
22 of the vote on the phase-in you indicated that
23 you were present but there may have been some
24 technical difficulties, is that what you are
25 telling us? Are you still there?

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2 LEGISLATOR SOLAGES: Yes.

3 LEGISLATOR NICOLELLO: We are in
4 the middle of Rules Committee at this point.
5 But you're telling us that you voted in favor
6 of the phase-in during the full legislature,
7 correct?

8 LEGISLATOR SOLAGES: Yes.

9 LEGISLATOR NICOLELLO: For
10 whatever reason technologically we didn't hear
11 it but we will count that as a vote and we'll
12 make sure that the record indicates there was
13 a vote of 17 in favor and two abstaining.

14 Anyway, back to the Rules
15 Committee. Any other discussion or debate or
16 questions? All in favor of item B-5-2020
17 signify by saying aye. Those opposed? The
18 item carries unanimously.

19 Motion to adjourn by Legislator
20 Schaefer. Seconded by Legislator Rhoads. All
21 in favor of adjourning signify by saying aye.
22 Those opposed? Carries unanimously. Be well
23 everybody.

24 (Committee was adjourned at 3:12
25 p.m.)

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CERTIFICATION

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

THAT the foregoing is a true and
accurate transcript of my stenographic
notes.

IN WITNESS WHEREOF, I have
hereunto set my hand this 26th day of
March 2020

FRANK GRAY