

NASSAU COUNTY LEGISLATURE

NORMA GONSALVES,
PRESIDING OFFICER

FULL LEGISLATURE

NORMA GONSALVES,
CHAIRWOMAN

1550 Franklin Avenue
Mineola, New York

January 14, 2013
1:00 p.m.

REGAL REPORTING SERVICES
516-747-7353

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

NORMA GONSALVES
Chair

KEVAN ABRAHAMS
Minority Leader

ROBERT TROIANO

CARRIÉ SOLAGES

DELIA DERIGGI-WHITTON

JOSEPH SCANNELL

FRANCIS X. BECKER

HOWARD KOPEL

VINCENT MUSCARELLA

RICHARD J. NICOLELLO

JUDI BOSWORTH

WAYNE WINK (Arrived at 1:29 p.m.)

MICHAEL VENDITTO

JOSEPH BELESI

DENNIS DUNNE, SR.

DENISE FORD (Arrived at 1:54 p.m.)

JUDITH JACOBS

ROSE MARIE WALKER

DAVID DENENBERG

WILLIAM MULLER
Clerk of the Legislature

LIST OF SPEAKERS

RONALD O. ROVETO	7
JOANNE BORDEN	8
ARLENE O'DELL	14
ANDREW MALEKOFF	15
PAT BOYLE	24
BRIAN PAUL	28
DR. ELLEN BRAUNSTEIN	35
ALAN PARENTE	36
JOHN AHERN	38
EDWARD POWERS	40
JOY WATSON	42
DAVID SULLIVAN	45
MORRIS MILLER	48
JOSEPH PASCARELLA	50
SHILA SHAH	
ROSEANNE D'ALLEVA	58
RICH MALLETT	59
SHILAH SHAH	71
ROB WALKER	88
JOHN BUDNICK	101

2 CHAIRWOMAN GONSALVES: I would like to
3 ask Legislator Dunne to lead us in the Pledge of
4 Allegiance.

5 (Whereupon, the Pledge of Allegiance was
6 recited.)

7 CHAIRWOMAN GONSALVES: Mr. Muller, would
8 you please call the roll?

9 CLERK MULLER: Deputy Presiding Officer
10 Nicoletto?

11 LEGISLATOR NICOLELLO: Here.

12 CLERK MULLER: Alternate Deputy
13 Presiding Officer Kopel?

14 LEGISLATOR KOPEL: Here.

15 CLERK MULLER: Legislator Troiano?

16 LEGISLATOR TROIANO: Here.

17 CLERK MULLER: Legislator Solages?

18 LEGISLATOR SOLAGES: Here.

19 CLERK MULLER: Legislator Ford?

20 (No verbal response.)

21 CLERK MULLER: Legislator Scannell?

22 LEGISLATOR SCANNELL: Here.

23 CLERK MULLER: Legislator Becker?

24 LEGISLATOR BECKER: Present.

25 CLERK MULLER: Legislator Muscarella?

2 LEGISLATOR MUSCARELLA: Here.

3 CLERK MULLER: Legislator Bosworth?

4 LEGISLATOR BOSWORTH: Here.

5 CLERK MULLER: Legislator Wink?

6 (No verbal response.)

7 CLERK MULLER: Legislator Venditto?

8 LEGISLATOR VENDITTO: Here.

9 CLERK MULLER: Legislator Belesi?

10 LEGISLATOR BELESI: Here.

11 CLERK MULLER: Legislator Dunne?

12 LEGISLATOR DUNNE: Here.

13 CLERK MULLER: Legislator Jacobs?

14 LEGISLATOR JACOBS: Here.

15 CLERK MULLER: Legislator Walker?

16 LEGISLATOR WALKER: Here.

17 CLERK MULLER: Legislator DeRiggi-

18 Whitton?

19 LEGISLATOR DeRIGGI-WHITTON: Here.

20 CLERK MULLER: Legislator Denenberg?

21 LEGISLATOR DENENBERG: Here.

22 CLERK MULLER: Minority Leader Abrahams?

23 LEGISLATOR ABRAHAMS: Here.

24 CLERK MULLER: Presiding Officer

25 Gonsalves?

2 CHAIRWOMAN GONSALVES: Present.

3 CLERK MULLER: We have a quorum.

4 At this time, before we go into public
5 comment, I would like to officially recognize the
6 Deputy Presiding Officer of the Legislature,
7 Richard Nicoletto, who has been appointed to that
8 position unanimously by his caucus. So it's with
9 great pleasure that we now have Richard Nicoletto
10 as our Deputy Presiding Officer.

11 LEGISLATOR NICOLELLO: Thank you very
12 much. And I want to thank the Presiding Officer
13 for her confidences, and I'm looking forward to
14 working in this new position with the members of
15 the majority and the minority. Thank you.

16 CHAIRWOMAN GONSALVES: Thank you,
17 Richard -- I should say Deputy Presiding Officer.

18 Now, as you all know, we usually have a
19 half hour of public comment and each speaker is
20 asked to speak to the time limit of three
21 minutes, primarily because there are so many of
22 you here who would like to speak.

23 If you are here to speak on the item on
24 the calendar, I ask you to hold your comments
25 until that time, unless you cannot, for some

2 reason or another you are not able to stay until
3 the item is called.

4 Without any further adieu. I have Ronald
5 Roveto from Plainview who is the first speaker
6 today. Ronald, welcome and thank you.

7 MR. ROVETO: My name is Ronald Roveto.
8 I'm a resident of Plainview. My family and
9 friends and I often go to the Nassau County Rifle
10 and Pistol range; we have a good time there, it's
11 safe, and very well run.

12 On a recent visit, I was there with my
13 son and he told me that a friend of his, who is
14 active military, was home on leave and had
15 requested to go to the range with him. We didn't
16 see a fee listed for active military. There was
17 veterans, police, fire, etcetera. So my son
18 inquired at the desk and was told that unless the
19 person was a Nassau County resident and had a
20 leisure pass, his fee would be \$20, like everyone
21 else. I found that to be a little distasteful
22 and a little ironic due to the fact that right
23 under the sign that says thank you for your
24 service, we would be charging active duty
25 military a \$20 fee for using the range. And then

2 I thought that that actually should be extended,
3 because in reality, if I understand the policy as
4 it was explained to me at the desk, regardless of
5 whether you are a veteran, police, etcetera, you
6 will pay the full fee unless you have a Nassau
7 County leisure pass. I think at the very least,
8 despite the fiscal crisis and the need for fees,
9 we could at least offer to veterans and active
10 military, regardless of their place of residence,
11 not just a reduced fee but probably free entrance
12 to the range.

13 I can also envision instances where you
14 have a police officer who works in Nassau County
15 but lives in Suffolk or in the City, I think the
16 same type of courtesy could be extended to all of
17 our first responders, military and veterans.

18 CHAIRWOMAN GONSALVES: I thank you for
19 your comments. And we will definitely look into
20 it.

21 MR. ROVETO: Thank you.

22 CHAIRWOMAN GONSALVES: Joanne Borden.
23 Good afternoon, Joanne.

24 MS. BORDEN: Good afternoon. And thank
25 you.

2 God judges people with equality. Our
3 forefathers stood for and believed in equality.
4 Our country boasts of equality. But this
5 Legislature refuses to provide equality.

6 Unfair discrimination is legal here
7 because we learn from experience elsewhere a law
8 needs to define gender. Why not pass the
9 clarification, a simple correction? Your refusal
10 of civil rights for transgender people causes
11 great harm. Transgender people are being fired
12 from their job for being transgendered because
13 this Legislature won't say it is illegal and
14 wrong to do so.

15 Transgender people are being evicted and
16 denied a place to live because this Legislator
17 won't say it is illegal and wrong to do so.
18 Transgender people are being denied credit
19 because this Legislature won't say it is illegal
20 and wrong to do so. Transgender people are
21 denied equality before the law because this
22 Legislature won't say it is illegal and wrong to
23 do so.

24 It's wrong for people to suffer because
25 people in control blindly follow some anti-civil

rights path. It is not the American way.

I know of no plausible reason for your anti-equality. But even if you know one, is unfair discrimination ever justified? Is having people in constant fear of being harmed justified for any reason?

When society insisted I was a man, I was a good man. And now that same person standing before you is a good woman. Regardless of what I am, I am and always was a good citizen.

I enlisted and served our country honorably in time of war. I did everything a citizen should do, and perhaps more than most. The transgender people of Nassau County are similar good people, and many are also veterans.

We are just like everyone else, except we have a gender identity that is not run of the mill. And you won't secure our equality before the law.

I have petitioned you monthly for over two years and I wonder is the denial of human rights ever justified anywhere for any purpose?

The amendment correcting an unforeseen quirk in the present law is ready. Bring it to

2 the floor and pass the law.

3 Thank you.

4 CHAIRWOMAN GONSALVES: Legislator

5 Jacobs.

6 LEGISLATOR JACOBS: Joanne, I just want
7 to say to you that I see the intensity of your
8 feelings on this just seeing you here every month
9 time after time. And for those in the audience
10 who don't know, certainly years ago we passed a
11 Human Rights Bill in Nassau County that we all
12 felt was totally encompassing for everyone. And
13 I have to tell you that it was a 19 to nothing
14 vote, both sides of the aisle. Nobody -- and I
15 could tell you because I was presiding officer --
16 nobody ever thought when we passed that law that
17 we were leaving out anybody.

18 You brought it to my attention, and you
19 know I've been trying. It's a new year. I'm
20 going to try again. Because I think it's
21 important that everyone in the audience
22 understands what we're saying here. It's really
23 just one sentence that mirrors what Suffolk, the
24 City, and most counties in New York State have in
25 their law, and somehow we don't have that

1 sentence in our law. That one simple sentence
2 would make us conform to everyplace else in New
3 York State.
4

5 Especially if anyone watched the Golden
6 Globes last night and were at all moved -- I
7 think any decent person would have been moved by
8 the speech that was made by Jody Foster. There
9 is no room in this world any longer for
10 intolerance. And I believe there is a way to do
11 this here.

12 I wish I had it in front of me because
13 the line that would be put in is so non-
14 descriptive, if that would make anyone have more
15 comfort, but so encompassing, to give everybody
16 who feels that they are unjustly discriminated
17 against, to give everybody that feeling of
18 inclusion. So let's see what we could do. Okay?

19 MS. BORDEN: Yes. Thank you.

20 I know the intent just from reading the
21 words --

22 LEGISLATOR JACOBS: You know that we
23 meant to do it the right way.

24 MS. BORDEN: of the Human Rights
25 Commission Law. I know the intent was there.

2 But other cities and counties have learned that
3 it's disputable in a court of law.

4 LEGISLATOR JACOBS: I understand.

5 MS. BORDEN: So why should we look for
6 arguments and, depending on who the judge is to
7 whether someone is wronged or not --

8 LEGISLATOR JACOBS: It shouldn't be open
9 to discretion of judges. Sorry. But it
10 shouldn't be open to that. It should be
11 definitive in what it states. And if we made a
12 mistake, we can correct that mistake.

13 We proudly passed it originally, covering
14 a lot of issues that could be debated by both
15 sides of the aisle or by anybody, by people. But
16 we passed it. And we certainly never meant not
17 to include. So give us a little bit more time.

18 MS. BORDEN: Thank you.

19 LEGISLATOR JACOBS: I'm not saying six
20 months; I'm saying sooner than that, I hope.

21 MS. BORDEN: Thank you. I appreciate
22 that. It's been over two years and I just can't
23 understand.

24 LEGISLATOR JACOBS: I know. I know.
25 Okay.

MS. BORDEN: Thank you.

CHAIRWOMAN GONSALVES: Arlene O'Dell.

MS. O'DELL: Good afternoon.

CHAIRWOMAN GONSALVES: Good afternoon,
Arlene.

MS. O'DELL: My name is Arlene O'Dell,
and I am the Executive Director of the Glen Cove
Youth Bureau. I am here today with some of my
colleagues to urge the county to restore all of
youth service funding. I'm glad that the county
has put 65 percent of our funding back in the
budget, but for us to perform 100 percent, we
need 100 percent of our funding.

As families in our communities are
suffering due to financial situations, we see
more and more youth who come from unsupervised
homes and spend more and more time in the
streets. We see more families in need of their
basic needs to survive.

The Glen Cove Youth Bureau has seen more
and more families over the past year come to our
food pantry, and over the past few months with
the devastation of the hurricane and the
holidays, we have helped feed hundreds of people.

1 We are currently working with the schools
2
3 to make our center available to middle and high
4 school students who have received full year
5 suspensions, making the youth center available to
6 the students during the school hours, as they are
7 not allowed in school and their parents are not
8 at home because they are working.

9 We continue to try and serve our
10 community and help meet the needs, but this
11 becomes more and more difficult as we get less
12 and less to work with.

13 I urge the county to work together and
14 restore 100 percent of youth service funding.
15 Thank you.

16 CHAIRWOMAN GONSALVES: Thank you.

17 Andrew Malekoff.

18 MR. MALEKOFF: My name is Andrew
19 Malekoff. I'm a resident of Long Beach, and I'm
20 the Executive Director of North Shore Child and
21 Family Guidance Center. We are celebrating our
22 sixtieth anniversary this year. I would
23 certainly like to echo and support the words of
24 Arlene O'Dell, who spoke before me, and also to
25 ask you to consider a full restoration of the

chemical dependency treatment and mental health treatment funds that were cut during the last years, as well.

I'd just like to reserve my comments on a reflection in the aftermath of the shootings in Newton, Connecticut.

It was not necessary for the slaughter of innocence at Sandy Hook Elementary School to validate what we are reminded of daily, that there is evil in the world. But what it did do is affirm that if the massacre of six and seven year old children is not off limits, the nothing is.

The two major talking points since Newtown are about preventing gun violence and promoting mental health. On the issue of gun violence, I wholeheartedly support the right to bear arms, but of taking steps to get certain guns out of uncertain hands.

On the issue of mental health care, the chronic underfunding of children's outpatient community-based mental health services in Nassau County and New York State is a disgrace; the fact that New York State and Nassau County have not

1 increased our mental health funding in 25 years.
2 At North Shore Family & Child Guidance Center, we
3 were to have received \$50,000, shared equally by
4 the county and state in 2012, and then even that
5 was lost as a consequence of the county's
6 political infighting over redistricting and
7 bonding.
8

9 The gun lobby is formidable and well
10 healed. Children, on the other hand, don't have
11 a voice until they're victimized. Children are
12 killed, grieving parents become tireless
13 advocates, and then laws are passed -- Timothy's
14 Law, that led to mental health parody; Megan's
15 Law, that led to making information available to
16 the public regarding registered sex offenders;
17 and Katie's Law, that led to making aggravated
18 vehicular homicide a crime come to mind.

19 Think about it. After the Newtown
20 shootings there was not a parent in the United
21 States who was able to escape imaging their child
22 being murdered in their neighborhood school. How
23 many more children will be taken from us before
24 lawmakers devote the same energy and resources it
25 takes to launch their reelection campaigns to

2 safeguarding children?

3 Lawmakers and elected and appointed
4 officials need to wake up. Our children are
5 suffering and dying. Families are struggling and
6 desperate. Support the constitutional right to
7 bear arms, and take steps to prevent gun violence
8 and provide adequate funding for community-based
9 mental health centers to support the emotional
10 well being of all of children.

11 Thank you.

12 CHAIRWOMAN GONSALVES: Legislator
13 Jacobs.

14 LEGISLATOR JACOBS: Okay. Andy, I just
15 want to say, number one, that obviously the work
16 you do is known by all of us, and it is
17 phenomenal. I know you don't need me to say that
18 to you. But I will tell you that I did write a
19 letter to the administration recently about
20 mental health funding. The truth of the matter
21 is I really mirrored what you said a little bit
22 about gun control.

23 Unfortunately this body can't do anything
24 about gun control. We can have the same emotions
25 people have and the feeling like what the heck

2 was someone who is considered mentally
3 incompetent doing with guns that were not -- you
4 know, that's a whole other subject. But mental
5 health, the ability to help people in the mental
6 health field is definitely being hampered not
7 only by our county but by the state and by the
8 federal government to a great degree. And we are
9 ending 2012 with surplus money. We're ending it
10 with surplus because of two things; sales tax
11 came in higher and, number two, the bottom line
12 is that the expense of the benefits came in
13 lower, lower enough that instead of lessening
14 mental health monies for 2013, 42.8 percent lower
15 than 2012, certainly it could have been kept the
16 same. I really need people who believe that they
17 agree with that to really be forceful in this.

18 Listen. I am very concerned about the
19 youth board cuts. I've been involved in that
20 from the beginning. But if somebody wants to
21 know what can they do about Newtown, Newtown has
22 too many gifts that people have sent in of teddy
23 bears and everything else that they don't know
24 what to do with it. They have warehouses of it.
25 But what we could do about mental health is

1 pretty easy, make sure there's enough help out
2 there.

3
4 I think we should all speak up pretty
5 loudly. I really do. Because I haven't gotten
6 an answer, a formal answer from the
7 administration.

8 I actually believe that that tragedy, if
9 it took -- unfortunately if it took killing
10 innocent six year old to wake everybody up to the
11 needs around here, then so be it. But the truth
12 of the matter is they should not be pawns in any
13 kind of discussion about cuts or whatever.

14 I applaud you for what you do. I'll tell
15 you I am intent to seeing this work for us, to at
16 least get mental health monies back in play in
17 our county. Everyone else around the country
18 should be doing the same thing. Do that in
19 conjunction with proper gun control, and I think
20 then we're making a real statement.

21 MR. MALEKOFF: I appreciate that. I
22 also think it's important to point out that we
23 should not confuse the millions of dollars that
24 have come in through FEMA to provide crisis
25 counseling for hurricane victims. We are the

1 recipient of some of those funds and have
2 developed a fine program to respond to those
3 needs. But we're really talking about apples and
4 oranges; a disaster relief response with new
5 funding which is time limited and unsustainable
6 is different than the need for sustainable
7 funding for intensive outpatient treatment for
8 children and families. And so this has been
9 reported in the media and has been backed up even
10 in a couple of interviews that I had. And I just
11 think it's important to make that distinction.
12

13 It's great that the county has brought
14 this money in for crisis counseling; I support it
15 fully. We developed a fine program to be a part
16 of that, but that's different than the core
17 mental health funding that's needed.

18 LEGISLATOR JACOBS: And also, it doesn't
19 help you that in our budget there is an increase
20 now coming up in mental health due to grants.
21 Grants are only as good as the year they are
22 offered, it doesn't mean anything for the
23 following year. So it's great to get them --

24 MR. MALEKOFF: If we don't have
25 sustainable funding, then it's really -- the

2 point that you're making, it doesn't help, you're
3 correct.

4 LEGISLATOR JACOBS: And that's how I
5 feel. I feel that way. And this is something we
6 can't play with.

7 CHAIRWOMAN GONSALVES: Mr. Malekoff, I
8 have to say that we should not stop with the
9 county level. Funding has not increased on the
10 state level for mental health in 25 years, and I
11 think we have to petition the state to start
12 channeling some money here into the county and
13 other municipalities for just this purpose. None
14 of us want to see the lives of our young people
15 taken the way it has.

16 We're focusing on gun control, but I
17 think the other focus has to be mental health.

18 MR. MALEKKOFF: And I've been one of the
19 biggest thorns in the side of the State Office of
20 Mental Health as far as this issue goes, back to
21 certainly much further, but back to 2008 when
22 they instituted what's now known as clinic
23 reform. And essentially what's happening as a
24 result of that is they've Medicaided the system.
25 Basically, in Nassau County what we have is we

1 have clinics that have closed down, mental health
2 clinics that have closed down, we've had others
3 that have been taken over by large conglomerates
4 that don't have any community roots, others that
5 have transformed a salaried staff into a fee-for-
6 service staff, where people just come in and get
7 paid like piecework, others that will see only
8 Medicaid clients and not middle class and working
9 poor families who are either uninsured or
10 underinsured. And so the argument by the state
11 is usually the marketplace will take care of it,
12 meaning that there's a private practice community
13 that will deal with that. Private practitioners
14 will not provide the labor intensive work that's
15 needed in children's mental health in order to
16 deal with the crises that come day by day and to
17 deal with the multiple systems, including schools
18 and families in kids' lives. So that's a
19 completely ridiculous argument that they make.

21 I will certainly join anyone here who
22 wants to make any further arguments to the state.
23 I have not been shy about that, I can assure you.

24 CHAIRWOMAN GONSALVES: Thank you very
25 much, Mr. Malekoff.

MR. MALEKOFF: Thank you.

CHAIRWOMAN GONSALVES: Pat Boyle.

CLERK MULLER: Legislator Wink is here.

MR. BOYLE: Hi. My name is Pat Boyle.

I work with Gateway Youth Outreach in Elmont.

First of all, I want to come up again and say thank you for the 65 percent that we got back. The thank you is important because it's important in quite a few families' lives.

We're going now from serving only 100 children in after-school programs; we'll be up to 400 children thanks to the amount of money that we've been given up until now. I have to fundraise a bit to make up the difference, but I'll work it out. I'll make that happen.

But you see, we're still 35 percent away from really what needs to happen. We are 35 percent away from getting 800 kids in our community back into after-school programs again. That's a big difference. It really is. And I know and I've been assured by many of you up there that you're going to work very, very hard to be able to get that money back, and I do appreciate it.

2 Small kudos as well, too, I think it
3 needs to be said, to the administration as well,
4 because they're really trying to push our
5 contracts through this year. So far, I know my
6 contract was one of the first ones back, but I
7 believe the money has already been encumbered by
8 the comptroller's office, which says that we're
9 well on our way to getting our advance, which is
10 really going to be very helpful. So let's put
11 the good things on the table first, and then let
12 me tell you a little something about what's going
13 on with not getting the 35 percent back.

14 Everybody's talking about Newtown and
15 everybody's talking about shootings. I
16 understand the mental health portion of what
17 needs to be done. And you're absolutely right,
18 we do need to have better services, as far as
19 mental health programs go, not just for our young
20 people but for a lot of other people out in the
21 community as well, too. And I hope you do
22 understand that the Nassau County Youth Board
23 funded agencies, many of them like ours do
24 provide counseling to the people who we work
25 with. As a matter of fact, I get the honor, I

1 guess, of having many of the superintendent's
2 suspensions from the Sewanhaka Central High
3 School District come through our agency. And the
4 reason why that is, is because many of the people
5 who get these suspensions can't afford to go to
6 counseling, they either don't have insurance, or
7 they're well underinsured or they can't afford to
8 go, and we offer our services for free. Just
9 because we offer them for free doesn't mean
10 they're not as good as the people who get paid,
11 believe me. They might even be better at times.

12 We're making kind of like a big thing out
13 of this now. With the superintendent's
14 suspensions that are coming through, I'm hearing
15 a lot about this child was very lonely, this
16 child really kept themselves apart from other
17 people, this child acted a little bit oddly, or
18 whatever else it might be.

19 And I think we're blowing some of Newtown
20 -- I'm not going to say out of proportion,
21 because it was a very serious thing. There are
22 307 million people who live in the United States
23 of America, and there might have been about who
24 did crimes like this over the course of the past
25

1 year. I think now we're trying to blame a lot of
2 the other children who are out there for things
3 that aren't their fault. There are other issues
4 that they have, and these are the kinds of issues
5 that agencies like ours can identify and help
6 with.

7
8 The superintendent's suspensions that are
9 happening now are just too onerous, too
10 burdensome. I can't handle all of them that are
11 coming through. I've had about 45 that have come
12 through. So that means that these kids are not
13 going to get counseling. If they don't get
14 counseling, they can't go back to school. Most
15 of the ones, as Arlene said before, are going to
16 be suspended for the whole school year. And I'm
17 not downplaying this aspect of it either. For
18 things like having, you know, small, very, very,
19 very small amounts of marijuana in their pockets,
20 they're being suspended from now until June 21.
21 What good are we doing these kids if they're not
22 in school, if they're out? And if agencies like
23 ours can't provide those types of services, where
24 are we going to have these kids be able to learn
25 that this is not the way to go, that this is not

1 what their lives should be about? How are we
2 going to handle those types of things?

3 I guess what I'm asking you to do is to
4 take another look, to go back and dig again, to
5 go back and find out what you can get so that
6 that way we can help to provide these services
7 and make sure that our kids are safe, in school,
8 and able to be able to do what they need to do as
9 children. Kids have a rough life, let's not make
10 it any harder on them than what is already is.

11 Thanks.

12 CHAIRWOMAN GONSALVES: Once again, thank
13 you Pat.

14 Brian Paul. Just one moment, please.

15 We are approaching the 30 minute mark.
16 So after you, Mr. Paul, we will go into the
17 business of the calendar.

18 Thank you.

19 MR. PAUL: I appreciate the opportunity
20 to speak. My name is Brian Paul, and I'm here
21 representing Common Cause New York and the Nassau
22 County United Redistricting Coalition, which is a
23 broad, diverse coalition seeking transparency and
24 an objective redistricting plan in the public
25

1 interest. We'd just like, today, to take the
2 opportunity to present the plan we've put
3 together to you and to talk about the process
4 going forward.

5
6 CHAIRWOMAN GONSALVES: Excuse me. Mr.
7 Paul.

8 MR. PAUL: Yes.

9 CHAIRWOMAN GONSALVES: At the commission
10 hearing on January 3, were these maps presented?

11 MR. PAUL: They were not presented at
12 that time, no.

13 CHAIRWOMAN GONSALVES: They're not part
14 of the commission findings? Yes, they were.

15 MR. PAUL: They are part of the record.
16 I'm sorry.

17 CHAIRWOMAN GONSALVES: And so we already
18 have copies of that map, and we definitely will
19 take it under consideration when the consultants
20 review all of the data from that commission.

21 MR. PAUL: Okay. Well, you've seen the
22 map. It's just useful to take a look at a few
23 communities in Nassau to compare and contrast the
24 proposals that came out of the Redistricting
25 Commission.

2 Five Towns, Great Neck, Hicksville,
3 Jericho, Brookville, all of these areas can be
4 kept together in communities of interest and
5 there's no impediment except for politics.

6 I'd just like to say some demands, some
7 guidelines for the process going forward, we
8 don't think these are unreasonable; they are what
9 is followed by other redistricting processes at
10 the state level and in New York City. We think
11 that the final plan that is going to be voted on
12 needs to be made public at least a month in
13 advance of the final vote so the public has an
14 opportunity to look at it and respond.

15 There should really be four public
16 hearings held on that proposal. It should not be
17 done behind closed doors. The Legislature must
18 give serious consideration to the Nassau United
19 Redistricting Coalition. It would be great to
20 have an opportunity to present the plan in more
21 detail to the legislature.

22 Really, we have to demand that the
23 legislature's redistricting plan be made
24 available through the best practices followed.
25 Some many people complained about the Lab Four

2 Process. But even Lab Four made all their plans
3 publicly available on the internet in all the
4 correct formats, you know, the PDF maps, the
5 demographic spreadsheets, and the block file
6 where you can reproduce the plan in redistricting
7 software. None of that is being done right now.

8 The legislature's plan should be
9 accompanied by written descriptions of the
10 districts and explanations, the criteria, and the
11 reasoning behind their shape. And the final plan
12 that the legislature will vote on should be
13 released -- this is after we see a plan, a draft
14 plan a month in advance. The final plan that
15 will be the plan under vote should be made public
16 a week before that vote; it should not be
17 introduced right before the vote takes place.

18 CHAIRWOMAN GONSALVES: Mr. Paul?

19 MR. PAUL: Yes.

20 CHAIRWOMAN GONSALVES: We will follow
21 the letter of the law to the fullest. And if
22 that is provided and expected of us in the
23 Charter, we certainly will do it.

24 MR. PAUL: Is there a current schedule
25 for releasing the legislature's plan?

2 CHAIRWOMAN GONSALVES: This time.

3 MR. PAUL: Okay. These are not
4 unreasonable guidelines. They are what's
5 followed in the state and other redistricting
6 processes. Redistricting should be an open
7 process, it shouldn't -- you know, if the intent
8 is good, then it should be open. There shouldn't
9 be anything to hide.

10 CHAIRWOMAN GONSALVES: Minority Leader
11 Abrahams.

12 LEGISLATOR ABRAHAMS: How are you, Mr.
13 Paul?

14 MR. PAUL: I'm good. How are you?

15 LEGISLATOR ABRAHAMS: Good.

16 The one thing I can't say, which
17 obviously has come from the redistricting hearing
18 that happened earlier this month, as well as I
19 think from your coalition, is that I think it's
20 incumbent among the 19 of us, this legislative
21 body, how the map will become and how it will be
22 developed is one thing. But I think it's
23 incumbent that we have as much public hearings
24 and show that the process is as open as possible.
25 I think if we owe the public anything, we owe

2 them that.

3 The one thing I can't say, Mr. Paul, it's
4 not evident in the Charter to me that this
5 legislative process have as many hearings as
6 possible. I would almost envision, if you're
7 talking about a March 5 deadline, you're talking
8 about at least half a dozen, I would think no
9 less than three or hearings between now and the
10 March 5 deadline to show the transparency, in
11 terms of what's going on, so people could have an
12 opportunity to come down and see how their
13 communities are being affected.

14 From that standpoint, I would strongly
15 encourage this legislative body to at least take
16 up the initiative of hosting hearings and
17 committing to that hearing schedule beforehand so
18 the public can have an opportunity to respond to
19 whatever map is being proposed between now and
20 March 5.

21 So I thank you for coming down again.

22 MR. PAUL: Thank you.

23 CHAIRWOMAN GONSALVES: Thank you, Mr.
24 Paul.

25 Let the record show that Legislator Ford

2 has joined us in the chamber.

3 I believe the 30 minutes have expired.
4 We can go to the items on the calendar. And in
5 all due respect to the appointees today who have
6 been sitting before us, I would like to take the
7 appointments first and then go to, I believe, the
8 consent calendar, and then to the items that need
9 to be discussed.

10 At this point, I would like to -- I may
11 not -- let's see how we're going to do this.

12 There are, I believe before us, seven
13 appointees. We're going to begin with the first,
14 who is Dr. Ellen Braunstein, who will be
15 appointed to the Board of Health.

16 Motion, please?

17 Sorry. Item Number is 139-12, and on the
18 calendar it's 25.

19 Motion, please?

20 LEGISLATOR MUSCARELLA: So moved.

21 LEGISLATOR WALKER: Second.

22 CHAIRWOMAN GONSALVES: Motion by
23 Legislator Muscarella, seconded by Legislator
24 Walker.

25 Dr. Braunstein I believe is here. We had

2 the occasion to meet her earlier. Is she still
3 with us? Okay. I don't know if you would like
4 to say anything. Please feel free.

5 DR. BRAUNSTEIN: Hi. Thank you for
6 having me here today. Does anyone have any
7 questions for me?

8 CHAIRWOMAN GONSALVES: Any questions of
9 Dr. Braunstein?

10 (No verbal response.)

11 None. Okay.

12 Any public comment?

13 (No verbal response.)

14 There being no public comment.

15 All those in favor of Dr. Braunstein
16 joining the Board of Health signify by saying
17 aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 The motion carries unanimously.

22 Congratulations, Dr. Braunstein.

23 DR. BRAUNSTEIN: Thank you very, very
24 much for all your support.

25 CHAIRWOMAN GONSALVES: The next

2 appointee is Item 26 on the calendar, Clerk Item
3 719-12, Alan Parente to the Civil Service
4 Commission.

5 Motion, please?

6 LEGISLATOR DUNNE: So moved.

7 LEGISLATOR MUSCARELLA: Second.

8 CHAIRWOMAN GONSALVES: Moved by
9 Legislator Dunne, seconded by Legislator
10 Muscarella.

11 Mr. Parente, anything you'd like to say
12 to us?

13 MR. PARENTE: Just thank you for your
14 support, and I look forward to assuming the
15 duties of the position.

16 CHAIRWOMAN GONSALVES: You're welcome.
17 Legislator Ford.

18 LEGISLATOR FORD: Mr. Parente, I want to
19 congratulate you on being appointed to the Civil
20 Service Commission. And I do hope that
21 considering the civil service workers, tests, and
22 the appointments that we do use, actually those
23 positions are the backbone of our county. So I
24 urge you, with your duties, as the Civil Service
25 Commissioner that you take a look at all those

1 jobs and realize how important the work is that
2 you would need to do to make sure that we get the
3 right titles, that we get the right positions
4 here into the county. And when you look at any
5 future appointments, any future tests, that you
6 really follow through on them, because it's very,
7 very important to me that we have a well
8 developed and an excellent Civil Service
9 Commission, and I'm sure you'll add to it.

11 MR. PARENTE: I'm aware of those duties.
12 I was council there for four years previously,
13 so.

14 LEGISLATOR FORD: Okay. So you know.

15 MR. PARENTE: Yes.

16 LEGISLATOR FORD: I thank you very much,
17 sir.

18 CHAIRWOMAN GONSALVES: Any other
19 comments from the legislators?

20 (No verbal response.)

21 Any public comment?

22 (No verbal response.)

23 There being none, all those in favor of
24 appointing Mr. Parente to the Civil Service
25 Commission signify by saying aye.

2 (Aye.)

3 Any opposed?

4 (Nay.)

5 The motion carries ten/eight.

6 Congratulations, Mr. Parente. I know
7 you'll have your work cut out for you.

8 Thank you.

9 CHAIRWOMAN GONSALVES: The next is John
10 Ahern to the IDA.

11 Motion, please?

12 By the way, you need the item number,
13 which is 27 -- calendar number is 27, Item Number
14 is 18.

15 LEGISLATOR WALKER: So moved.

16 LEGISLATOR BELESI: Second.

17 CHAIRWOMAN GONSALVES: Moved by
18 Legislator Walker, seconded by Legislator Belesi.

19 Mr. Ahern, anything you'd like to tell
20 us?

21 MR. AHERN: I'd just like to thank the
22 legislators for their support. And I look
23 forward to working with the IDA.

24 CHAIRWOMAN GONSALVES: Any questions of
25 Mr. Ahern?

2 (No verbal response.)

3 Any public comment?

4 (No verbal response.)

5 There being none, all those in favor of
6 Mr. Ahern to the IDA signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The motion carries unanimously.

11 Congratulations, Mr. Ahern.

12 The next appointee is Item 28, I believe
13 the calendar number is 28, and the Clerk Item is
14 19-13 and 41-13. So we have Edward Powers to the
15 Nassau Community College Board of Trustees.

16 Motion, please?

17 LEGISLATOR NICOLELLO: So moved.

18 LEGISLATOR MUSCARELLA: Second.

19 CHAIRWOMAN GONSALVES: By Legislator
20 Nicolello, seconded by Legislator Muscarella.

21 Before you speak, Mr. Powers, I would
22 like -- Legislator Nicolello would like to say
23 something.

24 LEGISLATOR NICOLELLO: I just wanted to
25 indicate my strong support for Mr. Powers'

2 nomination. He's a good friend of mine for over
3 20 years now. He's with the Town of Hempstead
4 Emergency Management, before that in private
5 practice. He's been a community leader for as
6 long as I could remember. He's a frequent
7 attendee at school board meetings. I think he'll
8 do a terrific job.

9 CHAIRWOMAN GONSALVES: Any other
10 questions from the legislators? Yes.

11 LEGISLATOR BECKER: I would just like to
12 second what Legislator Nicoletto said. I've also
13 know the appointee. He's a person of great
14 integrity. And I think he'd be a great asset to
15 the county.

16 CHAIRWOMAN GONSALVES: Mr. Powers, do
17 you have something to add?

18 MR. POWERS: Yes, ma'am.

19 Madame Presiding Officer, I would like to
20 thank the county executive for his confidence in
21 appointing me and the legislature for confirming
22 me. As a dear friend of ours once said -- may he
23 rest in peace, Peter Schmitt -- he said Nassau
24 County Community College is a gem. I am an alma
25 mater of Nassau Community College. I will be an

2 advocate for the students, the faculty, and the
3 taxpayers.

4 And I thank you all very much for your
5 confidence.

6 CHAIRWOMAN GONSALVES: Any other
7 comments regarding his appointment from the
8 legislators?

9 (No verbal response.)

10 Public comment?

11 (No verbal response.)

12 There being none, all those in favor
13 signify by saying aye.

14 (Aye.)

15 Any opposed?

16 (Nay.)

17 It's ten to eight.

18 Congratulations, Mr. Powers. I know you
19 will do well.

20 MR. POWERS: Thank you.

21 CHAIRWOMAN GONSALVES: The next item is
22 Calendar Number 29, Clerk Item 20-13, Joy Watson
23 as a Judge of the District Court of the County of
24 Nassau.

25 Motion, please?

LEGISLATOR WALKER: So moved.

LEGISLATOR BECKER: Second.

CHAIRWOMAN GONSALVES: Motion by
Legislator Walker, seconded by Legislator Becker.
Any comments from the legislators? Yes.

LEGISLATOR FORD: Joy -- or should I say
Judge Watson. Congratulations. I'm happy, even
with Dr. Braunstein, to see women being appointed
to various boards and judgeships and so forth and
so on. For me, it's very important that we see
more and more women as role models. I think that
you're going to serve our county well, serve the
residents as well.

I wish you a lot of luck being a judge.

MS. WATSON: Thank you so much.

CHAIRWOMAN GONSALVES: Judge Watson.

JUDGE WATSON: Thank you, Presiding,
Legislators. I thank the county executive for
this appointment. And I certainly look forward
to continuing to serve the residents of Nassau
County, as I have throughout my career.

CHAIRWOMAN GONSALVES: Thank you very
much.

Any public comment regarding this

2 appointment?

3 (No verbal response.)

4 There being none, all those in favor of
5 appointing Joy Watson to the District Court
6 signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (Nay.)

10 Okay. The vote is ten to eight.

11 Congratulations, Joy.

12 Calendar Number 30, Clerk Item 21-13,
13 David P. Sullivan, as Judge of the District Court
14 of the County of Nassau.

15 Motion, please?

16 LEGISLATOR NICOLELLO: So moved.

17 LEGISLATOR MUSCARELLA: Second.

18 CHAIRWOMAN GONSALVES: Motion by
19 Legislator Nicoletto, seconded by Legislator
20 Muscarella.

21 Judge Sullivan.

22 Deputy Presiding Officer Nicoletto would
23 like to say something.

24 LEGISLATOR NICOLELLO: I also wanted to
25 express my strong support of Judge Sullivan's

1 nomination. He's a very good friend for, again,
2 a couple of decades.

3
4 He's well respected. Ten years as a
5 county court judge, before that he was the
6 village judge of New Hyde Park. He was law
7 secretary to Judge Belfi, district attorney's
8 office. He's just an all-around, qualified
9 extremely talented public servant.

10 CHAIRWOMAN GONSALVES: Any other
11 comments? Legislator Scannell.

12 LEGISLATOR SCANNELL: Thank you very
13 much, Norma.

14 Dave, it's great to see you here today.
15 It's a wonderful, wonderful day. It's always
16 great when a friend is before us at the Nassau
17 County Legislature.

18 I, too, like Rich, have known Dave for
19 over 20 years. Looking back on it, Dave, it's
20 actually 24 years. We're getting old. Very,
21 very old.

22 We started in the DA's office in 1989; we
23 were actually partners in 1989. You went on to
24 be a law secretary to Judge Belfi, and then also
25 to spend ten years on the County Court bench just

1 doing an amazing job. Independent, tough, fair,
2 a perfect judge. Dave, you set a perfect example
3 not only as a family man and as a judge.

4 I know Eileen is here, too. You've got a
5 great, great family with you. You've dedicated
6 your life, Dave, to public service and to people
7 in Nassau County, and we are grateful for that.
8 I'm so happy to be able to vote for you, and to
9 recommend to my caucus that we vote yes for you
10 for your appointment today.

11 CHAIRWOMAN GONSALVES: Judge.

12 JUDGE SULLIVAN: Okay. Thank you very
13 much. I want to thank the county executive for
14 this appointment. And I'm honored to appear
15 before this august body.

16 Joe, thank you very much for your kind
17 words. Of course, it was a pleasure working with
18 you. And you've maintained that dignity
19 throughout your career here as a legislator. And
20 Legislator Nicoletto, we've become very good
21 friends over the years. He, too, is a man of
22 great character and integrity. And I thank you
23 for your kind words. I want to also thank the
24 Minority Leader, Legislator Abrahams, for your
25

2 kind words at the Rules Committee; it was an
3 honor hearing that, and I thank you.

4 Thank you Madame Majority Leader, as
5 well, and everybody on the Legislature.

6 CHAIRWOMAN GONSALVES: Any public
7 comment regarding the Judge's appointment to the
8 district court?

9 (No verbal response.)

10 There being none. All those in favor
11 signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The motion carries unanimously.

16 Congratulations

17 JUDGE SULLIVAN: Thank you.

18 CHAIRWOMAN GONSALVES: It's the last
19 appointment for today, but not the least, of
20 course. Calendar Item 31, Item Number 22-13,
21 Joseph N. Pascarella to director of the Veterans'
22 Service Agency.

23 Motion by?

24 LEGISLATOR DUNNE: So moved.

25 LEGISLATOR BELESI: Second.

2 CHAIRWOMAN GONSALVES: Motion by
3 Legislator Dunne, seconded by Legislator Belesi.

4 LEGISLATOR DUNNE: Madame Chair, it's
5 an honor, a privilege, and a pleasure to motion
6 the nomination to confirm the appointment of
7 Joseph Pascarella to the position of the director
8 of the Nassau County Veterans' Service Agency.

9 I've known Joe when I had dark hair and I
10 had hair, which is a long time ago. Over 20
11 years ago he served on the Nassau County
12 Executive's Veterans' Advisory Committee, which I
13 chaired back then, when I was the director of the
14 agency. He's past county commander of the
15 Veterans of Foreign Wars, a tremendous
16 organization here in Nassau County. He's a
17 member of the Nassau County United Veterans'
18 Organization, and many other veterans' committee.
19 He really has helped Nassau County out in many,
20 many ways. And I know he will do a wonderful job
21 for the men and women that served our country,
22 and raised their right hand and swore to God that
23 they are prepared to die for this country. And
24 to have a man like Joe Pascarella heading that
25 organization, I'm proud to make that motion.

CHAIRWOMAN GONSALVES: There is someone here to speak, and I believe it's Morris Miller.

MR. MILLER: Good afternoon, Legislators. My name is Morris Miller, and I'm a resident of Massapequa. And I, as many of my fellow brother and sister in the audience, am a veteran.

I'd like to congratulate the legislature on appointing a very honorable man, a decorated veteran and a man who is well respected by his peers as the new director of the Veterans' Service Agency.

Thank you.

CHAIRWOMAN GONSALVES: Legislator Walker.

LEGISLATOR WALKER: I, too, would just like to comment.

Joe Pascarella has done an amazing job as the acting director. He's been there, certainly, for every question I had or every need that we had from my office, and I know he's done the same for all the other legislators that are here. It is just amazing to see the number of your colleagues that are here -- I know very many of

1 them out in the audience, and it's good to see
2 them here today in support of you, and it's a
3 chance for me to say hello to all of them and to
4 thank them all for their hard work, not only in
5 veterans' services. I could tell you that many
6 of the people in the audience today, they are
7 involved in so many organizations in the
8 community and they're always there for us.

9
10 Joe, congratulations. And we look
11 forward to working with you.

12 LEGISLATOR TROIANO: I, too, Dennis,
13 have known Joe for a long time; I can trace it
14 back to 1991 when we served on the school board
15 together and didn't always see eye to eye. In
16 fact, one year we actually ran against one
17 another.

18 Joe was always a very fair arbiter and
19 always had the affairs of the school district at
20 heart, and was always respectful of that whenever
21 he rendered a decision about anything or rendered
22 a vote about anything affecting the school
23 district. And on numerous occasions -- I'm not
24 quite sure how we worked this into the
25 conversation because it was about schools. But

on numerous occasions he worked into the conversation his interest and love for making sure that veterans were taken care of fairly. So I intend to vote very enthusiastically for my friend and neighbor, Joe Pascarella.

MR. PASCARELLA: Thank you.

CHAIRWOMAN GONSALVES: Director Pascarella, would you like to say something?

MR. PASCARELLA: Yes. I'd like to thank everyone present for putting the honor of making me the Director of the Nassau County Veterans' Services Agency. I promise that I will uphold, to my ability, the best I can, to serve veterans of Nassau County. My motto is veterans serving veterans.

Thank you.

LEGISLATOR DUNNE: I did -- Madame Chair --

CHAIRWOMAN GONSALVES: Hold on, Legislator Dunne. I believe Legislator Bosworth has something to say.

LEGISLATOR BOSWORTH: Mr. Pascarella, it's a pleasure to see you here today, and especially to see you here surrounded by so many

2 of the veterans that you were working with and
3 who are here to support you. It's obviously a
4 group that is clear in their support and also
5 speak out when they see something that's not
6 okay. And so it means a great deal to know that
7 you have this great support of the people that
8 you're working with.

9 I'll take it upon myself to speak for the
10 other legislators because I'm getting the sense
11 of the moment. We're all so pleased that you're
12 here and we know that you will do a spectacular
13 job.

14 Thank you.

15 MR. PASCARELLA: Thank you.

16 CHAIRWOMAN GONSALVES: Legislator
17 Belesi.

18 LEGISLATOR BELESI: You have to excuse
19 my voice a little bit, it's gone. I want to
20 thank you on behalf of this Legislature, the
21 people of Nassau County, and my brother veterans
22 and sister veterans for doing such a good job.
23 God bless you and God bless America.

24 Thank you.

25 MR. PASCARELLA: Thank you.

2 CHAIRWOMAN GONSALVES: Legislator
3 Venditto.

4 LEGISLATOR VENDITTO: Just very briefly.
5 Thank you, Ms. Presiding Officer.

6 Congratulations Mr. Pascarella, to you.
7 Hello to fellow Massapequan; it's always great to
8 see you, Mr. Miller and always great to see a
9 Massapequan, and a veteran, at that. Hello, Mr.
10 Sklar; I see you out there as well. I hope your
11 New Year is off to a good start.

12 Whenever I get the opportunity, I'd just
13 like to say thank you to all of our veterans, not
14 only for your service but for the example that
15 you set, particularly for young people. I hope,
16 as I'm starting out here on the legislature, to
17 keep that example of humility in mind as I serve
18 the public.

19 So, thank you for all you do and
20 congratulations to you, sir.

21 MR. PASCARELLA: Thank you.

22 LEGISLATOR DUNNE: I just wanted to --

23 CHAIRWOMAN GONSALVES: Legislator Dunne.

24 LEGISLATOR DUNNE: I admitted
25 something, which is really not embarrassing but

it's wrong for me to have omitted it. Very important. Joe Pascarella served 28 years in the United States Marine Corps. God bless you.

Semper Fi, Joe. Semper Fi.

LEGISLATOR TROIANO: Maybe we can ask his family to stand, who is here as well. Mrs. Pascarella.

CHAIRWOMAN GONSALVES: And I'd like to thank all the veterans, as well, for the service that you continue to perform and coming here today to support Director Pascarella. So I thank you.

And now for the vote.

All those in favor of Joseph Pascarella as Director of Veterans' Agency signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

You are appointed unanimously, Joe.

MR. PASCARELLA: Thank you.

CHAIRWOMAN GONSALVES: Once again, congratulations to all of the appointees today. I know that you will do the best you can to be

worthy of the appointment. If you'd like, this is the moment to depart.

Just for the purposes of being accurate, the item -- Calendar Number 28 was also Calendar Number 32, and the Clerk Item 19-13 and 41-13. That was the appointment of Edward Powers to the Nassau Community College Board. Thank you.

It is usually the procedure of the legislature to call the consent items first. And that means that both sides of the aisle have agreed to the items that will be presented.

The first item is number 1-2013, which is Item 13. That's Calendar Item 1, Clerk Item 13-13.

The next item is Item 3 -- Ordinance 3, Clerk Item 42-13.

The next one is Item 4, Calendar Item 4, Ordinance 4, and, of course, Clerk Item 718-12.

Next Item is Item 5, Clerk Item 14-13; Calendar Item 6, Clerk Item 3-13; Calendar Item 7, Clerk Item 4-13; Calendar Item 8, Clerk Item 24-13; Calendar Item 9, Clerk Item 25-13; Calendar Item 11, Clerk Item 27-13; Calendar Item 12, Clerk Item 31-13; Calendar Item 13, Clerk

1 Full Legislature - 1-14-13 55
2 Item 32-13; Calendar Item 14, Clerk Item 33-13;
3 Calendar Item 15, Clerk Item 34-13; Calendar Item
4 16, Clerk Item 35-13; Calendar Item 17, Clerk
5 Item 37-13; 19, Clerk Item 40-13; Calendar Item
6 20, Clerk Item 29-13; Calendar Item 21, Clerk
7 Item 10-13; Calendar Item 22, Clerk Item 11-13;
8 Calendar Item 23, Clerk Item 15-13; Item 24,
9 Clerk Item 16-13; Calendar Item 35, Clerk Item
10 23-13; Calendar Item 36, Clerk Item 28-13; Item
11 37, Clerk Item 6-13; Calendar Item 38, Clerk Item
12 7-13; Calendar Number 39, Clerk Item 8-13;
13 Calendar Item 40, Clerk Item 9-13; Calendar Item
14 41, Clerk Item 2-13; Calendar Item 42, Clerk Item
15 5-13; Calendar Item 43, Clerk Item 30-13;
16 Calendar Item 44, Clerk Item 36-13; Calendar Item
17 45, Clerk Item 43-13; the last is Calendar Item
18 45, Clerk Item 44-13.

19 Motion, please?

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR WALKER: Second.

22 CHAIRWOMAN GONSALVES: Motion by
23 Legislator Dunne, seconded by Legislator Walker.

24 Any discussion or debate on these items?

25 (No verbal response.)

2 Any public comment?

3 (No verbal response.)

4 There being none, all those in favor of

5 these items signify by saying aye.

6 (Aye.)

7 Any opposed?

8 (No verbal response.)

9 These items pass unanimously.

10 Calendar Item 10, Clerk Item 26-13. I
11 would like to -- now we need a motion to consider
12 this item.

13 LEGISLATOR DUNNE: So moved.

14 LEGISLATOR WALKER: Second.

15 CHAIRWOMAN GONSALVES: Moved by
16 Legislator Dunne, seconded by Legislator Walker.

17 At this time I would like to offer an
18 amendment in the nature of a substitution. The
19 amendment corrects the source of supplemental
20 appropriation funding listed within the
21 resolution.

22 May I have a motion to accept the
23 amendment?

24 LEGISLATOR MUSCARELLA: So moved.

25 LEGISLATOR DUNNE: Second.

2 CHAIRWOMAN GONSALVES: Moved by
3 Legislator Muscarella, seconded by Legislator
4 Dunne.

5 Any discussion on this item?

6 (No verbal response.)

7 Any public comment on this item, as
8 amended?

9 (No verbal response.)

10 We need to, first of all, vote on the
11 amendment itself, which was presented in the form
12 of a substitution.

13 All those in favor the amendment signify
14 by saying aye.

15 (Aye.)

16 Any opposed?

17 (No verbal response.)

18 Now for the item as amended.

19 All those in favor of the item 26-13 as
20 amended signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The item passes unanimously.

25 Our next calendar item is number 18,

2 Clerk Item 39-13.

3 Motion, please?

4 LEGISLATOR WALKER: So moved.

5 LEGISLATOR DUNNE: Second.

6 CHAIRWOMAN GONSALVES: Moved by
7 Legislator Walker, seconded by Legislator Dunne.

8 Is there anyone here to speak on this
9 item?

10 (No verbal response.)

11 Any questions from the legislators?

12 We're on number 18, calendar item 18.

13 LEGISLATOR ABRAHAMS: Yes.

14 CHAIRWOMAN GONSALVES: That's
15 supplemental to the annual appropriation
16 ordinance in connection with the Office of
17 Constituent Affairs, so on and so forth. It's a
18 number of different agencies within the county.

19 Legislator Bosworth.

20 LEGISLATOR BOSWORTH: Thank you, Madame
21 Presiding Officer.

22 MS. D'ALLEVA: Is this Item 39-13?

23 CHAIRWOMAN GONSALVES: Yes.

24 MS. D'ALLEVA: Okay. Sorry. Roseanne
25 D'Alleva from the Office of Management and

2 Budget.

3 LEGISLATOR BOSWORTH: I actually have a
4 question about the Bradford Pear trees that were
5 cut down on Searingtown Road and Shelter Rock
6 Road. I don't know if that's something that you
7 can address or if there is somebody here that can
8 speak to that.

9 MS. D'ALLEVA: I'm the dollar person. I
10 don't know if Rich Mallette could address that.
11 These are Sandy related trees?

12 LEGISLATOR BOSWORTH: Yes. Ostensibly.

13 MR. MALLETTTE: Good afternoon. Rich
14 Mallette, Public Works. How are you?

15 LEGISLATOR BOSWORTH: Good afternoon.
16 I'm good. How are you?

17 MR. MALLETTTE: The trees that were taken
18 down, the Bradford Pears, there were other
19 species taken down. They were all assessed and
20 within the damage limits for a hazardous tree.
21 They were removed from that roadway. There is a
22 million dollar piece in the appropriation for
23 trees, so there will be a replacement of trees on
24 roadways.

25 LEGISLATOR BOSWORTH: So the reason I'm

2 asking is because, as you can imagine, I received
3 many e-mails and calls from constituents who were
4 very concerned about the number of trees that
5 were taken down there. It seemed that trees were
6 taken down, not on the side of the power lines
7 but on the other side of the street.

8 MR. MALLETTE: Yes.

9 LEGISLATOR BOSWORTH: Ugly stumps were
10 left. I know you've heard it.

11 MR. MALLETTE: The stumps will all be
12 taken care of as we move through. You can't go
13 one place without finishing in totality.

14 LEGISLATOR BOSWORTH: And, of course,
15 that's understandable. Unfortunately, when I did
16 inquire about this and asked if they would be
17 replaced I was told no.

18 MR. MALLETTE: There actually was a
19 million dollars in the appropriation that I
20 didn't see that was for tree replacement.

21 LEGISLATOR BOSWORTH: So I can, with all
22 good conscience, tell my constituents that trees
23 will be replaced.

24 MR. MALLETTE: There will be trees
25 replaced.

LEGISLATOR BOSWORTH: Okay. Will they be as plentiful?

MR. MALLETTTE: Again, I'd have to send the arborist out. They will determine where and when the trees are going to be planted.

LEGISLATOR BOSWORTH: And the other thing that was related to me was that Bradford Pears are not good trees to plant.

MR. MALLETTTE: Very bad roadway trees.

LEGISLATOR BOSWORTH: Okay. So will there be any -- will we have any information --

MR. MALLETTTE: We will identify several trees that will be suitable for roadway planting.

LEGISLATOR BOSWORTH: Can I request --

MR. MALLETTTE: We will definitely send the list to you and you can look at it, once it's completed, and we'll figure out which trees you want there.

LEGISLATOR BOSWORTH: I feel like we have a Carnac thing going on here.

Thank you.

MR. MALLETTTE: No problem at all.

CHAIRWOMAN GONSALVES: Legislator DeRiggi-Whitton.

2 LEGISLATOR DeRIGGI-WHITTON: Thank you.

3 First of all, can I just ask if Welwyn is
4 also going to be included? Has Welwyn also been
5 slated for any replacement trees? Welwyn
6 Preserve in Glen Cove?

7 MR. MALLETTTE: There's a million dollars
8 in trees, so it will be assessed. In every area
9 we'll try to give them a dividing line up and put
10 trees in places that were taken out.

11 LEGISLATOR DeRIGGI-WHITTON: Well, I
12 would like to formerly request that they really
13 be considered, especially since an error had
14 occurred.

15 MR. MALLETTTE: All the places where
16 trees were taken down will be put into the
17 million dollar put and we'll try to get trees
18 everywhere within that money.

19 LEGISLATOR DeRIGGI-WHITTON: I
20 appreciate that. Because I did request it and I
21 was disappointed when the answer was no.

22 MR. MALLETTTE: It was a line that I
23 didn't see inside the appropriation. It was my
24 error at the time.

25 LEGISLATOR DeRIGGI-WHITTON: I

2 appreciate it.

3 I guess, Roseanne, I just have - first of
4 all, I asked you at the last meeting, on the
5 record, and I also sent some correspondence
6 requesting some information, including the
7 invoices from Looks Great Services, to date. The
8 name of the company that provided the food, the
9 quarter of a million dollar entry.

10 MS. D'ALLEVA: In terms of Looks Great,
11 I'm sure DPW can provide you with those invoices.

12 LEGISLATOR DeRIGGI-WHITTON: We have not
13 received them to date.

14 MS. D'ALLEVA: I think the request came
15 Friday night. We did meet with the staff --

16 LEGISLATOR DeRIGGI-WHITTON: I also
17 requested it at the last meeting. We just wanted
18 to get an idea of what the 13 million had been
19 spent on so far.

20 MS. D'ALLEVA: I'm sorry. I
21 misunderstood. I didn't remember that you
22 actually asked for the invoices.

23 LEGISLATOR DeRIGGI-WHITTON: In terms of
24 how it was disbursed, the 13 million, and the
25 easiest way is probably the invoices.

2 MS. D'ALLEVA: I'm sure we can get that
3 for you.

4 In terms of the vendors, the food
5 vendors, we did -- I did provide that list to
6 Greg May.

7 LEGISLATOR DeRIGGI-WHITTON: I haven't
8 received it as of today.

9 MS. D'ALLEVA: It's Raj and Raj
10 (phonetic) Food Services. It is also Whitson
11 Food Services, and Top Flight.

12 LEGISLATOR DeRIGGI-WHITTON: And do you
13 know what amount was appropriated to each one?

14 MS. D'ALLEVA: Not to each one, no. You
15 had asked me which vendors --

16 LEGISLATOR DeRIGGI-WHITTON: Right.

17 MS. D'ALLEVA: you did not ask me the
18 amounts.

19 LEGISLATOR DeRIGGI-WHITTON: Was this
20 put out to bid?

21 MS. D'ALLEVA: I will definitely provide
22 that for you.

23 LEGISLATOR DeRIGGI-WHITTON: Was it put
24 out to bid? How did they come up with these
25 names?

2 MS. D'ALLEVA: I'm sure Mike Schlenoff
3 can speak to that. But I know that there was
4 some emergency procurement done within the
5 bunker. So depending on which vendors had power
6 at the time, were called in. I guess they went
7 down the list.

8 LEGISLATOR DeRIGGI-WHITTON: I kind of
9 wish we had -- I've been requesting the names of
10 these vendors for a while. I've been told that
11 there might be some kind of conflict to look
12 into.

13 MS. D'ALLEVA: I definitely gave the
14 list of the vendors to Greg last week.

15 LEGISLATOR DeRIGGI-WHITTON: I have not
16 received it yet. And it's a real concern -- I
17 also want to go on the record saying that I
18 received a letter today from an Ellen A. Powers,
19 attorney, stating that they've been retained by
20 Looks Great Service to basically sue myself and
21 the county for slander. I'm just totally amazed
22 at this, that they would have the nerve to even
23 suggest such a thing, especially since -- in my
24 opinion, and being on the Finance Committee and
25 being elected as a representative of the 18th

1 District, to not be able to ask questions and to
2 consider this to be some kind of -- I would say
3 almost like to deter me from doing my job. The
4 day I feel intimidated to ask questions is the day
5 I'm going to leave this job.

6
7 MS. D'ALLEVA: I hope I haven't made you
8 feel that way.

9 LEGISLATOR DeRIGGI-WHITTON: You
10 haven't, but. I'll give you --

11 MS. D'ALLEVA: That's out of my control.

12 LEGISLATOR DeRIGGI-WHITTON: This is
13 just -- I keep getting more and more amazed, but
14 this has just taken the cake. How we are
15 supposed to be up here questioning things -- this
16 has nothing to do with whether or not we support
17 any kind of storm relief, which actually Norma
18 Gonsalves also suggested in her correspondence,
19 that I'm in any way trying to hamper storm
20 relief. Not in the least. What I'm trying to
21 do, this is still county money. Maybe we will be
22 reimbursed 75 percent. But that's still \$50
23 million to date, actually more than that, of our
24 taxpayers' money. And for me to ever be
25 suggested of my right to question, that is so un-

2 American. I just -- I keep -- again, I could go
3 on and on --

4 MS. D'ALLEVA: I hope in no way that
5 I've told you that you can't ask questions.

6 LEGISLATOR DeRIGGI-WHITTON: I don't
7 feel that way. But I would have -- for instance,
8 when we spoke even after the meeting, I really
9 requested that you send me the name of the vendor
10 personally. And to go through someone else who
11 never sent it to me is really just not -- you
12 know. Rosanne, like I told you, all in all I
13 felt that you did a very good job presenting your
14 facts. But this was the one thing that I
15 specifically requested and I did not receive.

16 MR. MAY: Let me just apologize for
17 that. I did receive the list of vendors from
18 Roseanne last week. However, I was out sick
19 Friday and I've been playing catch up all this
20 morning, so I apologize.

21 LEGISLATOR DeRIGGI-WHITTON: I want you
22 to know that I have a real concern. I feel very
23 -- I feel like, of course, in this time of need
24 and emergency situation things happen and we have
25 to do everything as quickly as possible. But we

2 can never just turn our backs on our
3 responsibilities, financially and ethically.

4 MR. MAY: I don't think anybody has.

5 LEGISLATOR DeRIGGI-WHITTON: Things have
6 been suggested to me in writing that really
7 question my intent. My intent is to be careful
8 with our taxpayers' money and to get as much
9 information as possible.

10 MR. MAY: I'm sorry. You said that was
11 a letter from whom?

12 LEGISLATOR DeRIGGI-WHITTON: I have two
13 correspondence, one from Norma Gonsalves and one
14 from Eileen A. Powers, which is an attorney
15 represented by Looks Great Service threatening to
16 sue me personally for slander, which is just
17 unbelievable. No relation to the Powers we just
18 appointed. But unbelievable. This is like,
19 already, just everyone's reaction to this is just
20 beyond belief.

21 This is a company you want us to give
22 another \$20 million to -- 42 million in total --
23 threatening to sue one of your legislators
24 because she's questioning -- I never got the
25 invoices I asked for. There was a FOIL for the

1 invoices that was never answered. These are all
2 legitimate questions. And the day that we can't
3 ask questions is the day we close our doors.

4 Just to sum up, on advice of my counsel,
5 also. If you have nothing to hide, there is
6 absolutely no reason to send letters like this.
7 I really --

8 MR. MAY: I'm sorry. Who was the letter
9 from again?

10 LEGISLATOR DeRIGGI-WHITTON: Her name is
11 Eileen A. Powers. She is located in Riverhead.
12 I'll give you a copy of it right now.

13 MR. MAY: But that's not from the
14 administration.

15 LEGISLATOR DeRIGGI-WHITTON: It's from
16 Looks Great Services.

17 MR. MAY: Okay.

18 LEGISLATOR DeRIGGI-WHITTON: And we're
19 going to --

20 MR. MAY: I just want to make sure that
21 that was not from the administration.

22 LEGISLATOR DeRIGGI-WHITTON: No. But --

23 MR. MAY: Okay. Thank you.

24 LEGISLATOR DeRIGGI-WHITTON: we're going
25

2 to be awarding them another contract? Not only
3 have they admitted to cutting down the wrong
4 trees, they refused to give the invoices. There
5 could be possibility of a liability situations,
6 which we could look into.

7 MS. D'ALLEVA: There is no refusal for
8 invoices. We will be more than happy to supply
9 that for you. To be quite honest, I did not
10 recall that you requested specific invoices --

11 LEGISLATOR DeRIGGI-WHITTON: I have it
12 in writing, also --

13 MS. D'ALLEVA: from Looks Great.

14 LEGISLATOR DeRIGGI-WHITTON: to the
15 administration, if you want that. That was also
16 in the correspondence. I'll give you copies of
17 all of this.

18 The real problem is now you're going to
19 expect me to vote on it without any of this
20 information. For a number of reasons --
21 Roseanne, and I think you and I have had these
22 conversations before. I'm really not trying to
23 be unreasonable. I think we get along. I just
24 think that before I feel comfortable I need the
25 specific things I asked for in writing. And I'll

1 give you everything.

2 CHAIRWOMAN GONSALVES: Scannell.

3 LEGISLATOR SCANNELL: Thank you, Norma.

4 I had a question for DPW about the trees in
5 Baldwin. We had put in a request for trees on
6 Grand Avenue in Baldwin. I wanted to just know
7 the status of that.

8 Thanks, Commissioner. How are you? Good
9 afternoon.

10 COMMISSIONER SHAH: Good afternoon.

11 LEGISLATOR SCANNELL: Just wondering
12 about the status of the trees on Grand Avenue
13 that we had requested be replaced.

14 COMMISSIONER SHAH: I could take a look
15 for you. A lot of this is dependent on available
16 capital funding. As we spoke about, anything
17 that's related to this storm is not going to be
18 put back with Sandy monies. But we could look at
19 our capital funds and see what's available and
20 replant where we can.

21 LEGISLATOR SCANNELL: But if the trees
22 were knocked down because of Sandy and they were
23 taken down because of Sandy wouldn't they qualify
24 for Sandy then?
25

COMMISSIONER SHAH: No. Those are capital funds that would have to be used.

LEGISLATOR SCANNELL: I thought there was a million dollars. Roseanne had said a million dollars available -- or someone from DPW. There is --

MS. D'ALLEVA: Certain things are not Sandy reimbursable, and the loss of trees apparently may not be. We will argue that point in terms of that with FEMA. Currently, there is a million dollars appropriated in the capital fund for replacement of fees. Total general fund.

LEGISLATOR SCANNELL: So what other monies were granted? I know your deputy just said there was a million that was allocated towards replanting.

MS. D'ALLEVA: General fund capital. That's general fund capital.

LEGISLATOR SCANNELL: So will we be getting that money from general money capital for the trees in Baldwin that we're taking down as a result of Sandy.

COMMISSIONER SHAH: We're going to have

2 to take a look at all the requests that we have,
3 see what kind of monies we have available, take a
4 look at the specific site, look at the placement,
5 look at the type of trees, site distance and
6 things like that, and then make decisions on
7 where trees can be placed. So, yes, your request
8 will definitely be considered.

9 LEGISLATOR SCANNELL: We were asking --
10 just so you know, Commissioner. Respectfully,
11 we've been asking for a long, long time for that.
12 When can we expect an answer?

13 COMMISSIONER SHAH: We're going to --
14 right now the priority is still for our arborist
15 to finish up work related to any kind of tree
16 that might cause a safety, a danger issue, and
17 then we'll move on to the next part of this,
18 which would be hopefully replanting where we can.

19 LEGISLATOR SCANNELL: That would be
20 great. Just send me a memo, that would be
21 wonderful.

22 COMMISSIONER SHAH: I'm sorry. Did you
23 --

24 LEGISLATOR SCANNELL: If you could just
25 send me a memo that would be great. Thanks. As

2 to what the timing is.

3 COMMISSIONER SHAH: I'm sorry.

4 Responding to? You had sent us a letter?

5 LEGISLATOR SCANNELL: Right.

6 COMMISSIONER SHAH: Okay. So we'll
7 respond to your letter.

8 LEGISLATOR SCANNELL: Thank you.

9 CHAIRWOMAN GONSALVES: Legislator Ford.

10 LEGISLATOR FORD: Thank you. All of
11 this discussion had -- I was going to ask about
12 one thing, but. I just want to go back then, I
13 guess, with, after Sandy and with the tree -- the
14 replanting of the trees. Is it -- and I urge, I
15 guess, even for all of us to maybe have a hearing
16 or just meet with people from OEM and FEMA just
17 to, like, do a follow up as to after Sandy,
18 basically what worked and what didn't work.
19 Because I understand that -- and I do understand
20 the need to replant trees. But it is my hope,
21 even in my area, we didn't have too many trees.
22 We just had houses that are damaged. But
23 considering the fact that even with the trees, if
24 they had posted a great risk in this storm, you
25 know, possibly damaging homes, damaging roadways,

1 causing a lot more damage than what we had
2 expected, I don't know whether or not if DPW is
3 going to sit down and honestly take a look at, in
4 some of the areas, if trees should be replanted
5 anyway. Maybe it might be something that could
6 be worse.
7

8 I know that sitting in on one of the
9 conference calls in LIPA that it was so many
10 trees that fell down and knocked down a lot of
11 the electric lines, which then kept the poor
12 people up on the north shore without power for
13 almost two weeks.

14 My recommendation would be that I think
15 you also deal with OEM, to take a look at the
16 locations and where there are going to be trees
17 replanted, what kind of trees, and of course I
18 know they'll work with an arborist.

19 I think also with the information that
20 Legislator Whitton had asked for in regard to all
21 of the invoices and the companies that were
22 working with Sandy recovery, if it's possible
23 that we also get a copy of that as well.

24 Roseanne, I don't know if you can answer
25 this question or if it would be Greg May.

1 Considering that we have to keep, I
2 guess, an inventory of all of the companies that
3 we have been dealing with, what monies we have
4 outlaid to them for post-Sandy recovery and
5 rehabilitation, is this something -- and this is
6 just a general question. Is this something that
7 not only the county has to keep a record of, but
8 is it every municipality that has received FEMA
9 funding that has to --

11 MS. D'ALLEVA: Absolutely. And that's
12 one approach. The reason why we went with
13 segregating the funding and actually
14 appropriating to a separate fund was to enable us
15 to easily discern what was FEMA related.

16 LEGISLATOR FORD: Okay. Just thinking
17 about the cleanup at Nickerson Beach, I have to
18 say that the county did a phenomenal job with the
19 company that they did hire. People didn't expect
20 the debris to be picked up as fast as it did and
21 without any incident, which was great, which is
22 even better.

23 My question then would be, I know that
24 the county got \$16 million for debris removal,
25 correct?

2 MS. D'ALLEVA: Yes. It did. But I
3 believe they are expecting to incur expenses
4 about 60, a well over 60.

5 LEGISLATOR FORD: So I'm guessing that
6 the county is going to be reimbursed for the
7 funding from the pickup at Nickerson Beach.

8 MS. D'ALLEVA: Yes.

9 LEGISLATOR FORD: My concern is that the
10 City of Long Beach receive \$24 million in debris
11 removal. I've asked, and I'm hoping that
12 somebody in the near future will let me know that
13 the 24 million that the City of Long Beach got,
14 was that just to strictly remove the debris from
15 the city streets so far or was that also included
16 because they were originally supposed to remove
17 the debris from Nickerson Beach and get rid of
18 it. So I'm just curious as to -- because if the
19 county did the work, I want to make sure that we
20 get paid for the work that we did.

21 MR. MALLETTE: This is no longer
22 Roseanne D'Allewa; it's now Rich Mallette from
23 Public Works, in case you couldn't tell.

24 We took Looks Great Services site over
25 from Long Beach. They didn't have a plan to get

1 rid of it. We had a plan to get rid of it. They
2 will get paid from picking it up in the street
3 and bringing it to the site. Everything else
4 will be billed by us to FEMA.
5

6 In the 24 million for Long Beach was the
7 removal of the C and D from the streets, as well
8 as some of their sand mitigation.

9 LEGISLATOR FORD: Okay. I just wanted
10 to make sure because I don't want us to be
11 shortchanged on this.

12 Once again, I cannot reiterate, Rich,
13 like you're the hero for a lot of people.

14 MR. MALLETT: Not me. There were 50
15 contractors out there.

16 LEGISLATOR FORD: And I know that you
17 did.

18 MR. MALLETT: And our guys, our
19 workforce.

20 LEGISLATOR FORD: Because I know I had
21 requested EPA to do an air quality test, a ground
22 quality test. Even though they claim that
23 they've done it, we have not seen anything from
24 them. I have no idea who they reported it to.
25 And I have to say that I thank you and the county

1 executive for taking the initiative to having
2 this done privately so that I know that our
3 residents were safe, basically, especially over
4 where the debris was stored and everything. It
5 means a lot.

6
7 We see a lot of people with the flu, what
8 we call the Sandy cough, and some people do have
9 concerns for their health. But it's nice to know
10 that you guys stepped up. And I really thank you
11 very much.

12 MR. MALLETT: All of our air quality
13 reporting went to the DEC daily.

14 LEGISLATOR FORD: Thank you.

15 CHAIRWOMAN GONSALVES: Legislator
16 Jacobs.

17 LEGISLATOR JACOBS: Mr. Mallette, first
18 place, again I have to tell you that you were
19 very forthcoming when you and I spoke for a long
20 time, and I appreciated that. I even praised you
21 in many letters and spoke to people at Public
22 Works, the attitude that you conveyed during that
23 Rules Committee meeting shows you that if
24 everything is put on the table, explained, it
25 removes any distrust anyone might have, whether

the bottom line is they agree or not agree,
that's secondary to the fact of just being
honest. And I praise you for that.

I do want to mention one thing to you,
but I have a weird feeling you're going to ask
the commissioner to come up. Today, just by
chance, I was coming to work and I was on West
John Street near the Hicksville Post Office. And
who am I behind, but two Nassau County trucks --

MR. MALLETT: Yes. Planting trees.

LEGISLATOR JACOBS: planting trees.

MR. MALLETT: Yes.

LEGISLATOR JACOBS: On West John. Look.
Hicksville is my sister community to what I
represent.

MR. MALLETT: Yes.

LEGISLATOR JACOBS: Or what I represent
right this moment.

MR. MALLETT: Yes.

LEGISLATOR JACOBS: And I know that a
lot of beautification was being done there.

MR. MALLETT: Yes. We had a --

LEGISLATOR JACOBS: And I understand
that.

MR. MALLETT: We had a CBGB grant and part of it was the tree planting.

LEGISLATOR JACOBS: Okay. But let me ask you a question. When there is an emergency such as Sandy that occurs from out of nowhere, is there any apparatus or thought process in place that maybe when I saw all those trees on that truck, I felt like saying to them, follow me to Searingtown, I have a good place for you. It's great the trees are going in. I love trees. It's great they're going in. I don't know what kind of trees they were but they sure as heck didn't look like Maples or Oak. They certainly looked like Bradford Pears.

MR. MALLETT: They weren't.

LEGISLATOR JACOBS: They were cherries? Cherry trees?

MR. MALLETT: Cherries and there's one other species.

LEGISLATOR JACOBS: Don't I sound good? I sound like I really know trees. But I do know they're a smaller tree.

MR. MALLETT: Yes.

LEGISLATOR JACOBS: But my point to you

1 is this. There are certain areas where that
2 would have much greater meeting than at that
3 moment on West John Street in front of the
4 Hicksville Post Office.
5

6 MR. MALLETT: I would agree with you
7 100 percent. Unfortunately, they were bought
8 with grant money for a designated area. So we
9 couldn't technically take them and put them
10 somewhere else.

11 LEGISLATOR JACOBS: I see.

12 MR. MALLETT: Because it was all part
13 of that block grant, which is something Public
14 Works will look at, is getting more CDBG for
15 that.

16 LEGISLATOR JACOBS: Okay. Good. One
17 last thing, because I know you --

18 MR. MALLETT: Sure.

19 LEGISLATOR JACOBS: I consider you the
20 tree surgeon.

21 MR. MALLETT: Don't look in my
22 backyard.

23 LEGISLATOR JACOBS: There are a lot of
24 stumps, a lot of stumps that have left things in
25 very dangerous positions.

1 Full Legislature - 1-14-13 83
2 MR. MALLETT: Yes, there is.

3 LEGISLATOR JACOBS: Not only because the
4 stump --

5 MR. MALLETT: The sidewalk is
6 displaced, the curb is displaced.

7 LEGISLATOR JACOBS: Yes. The sidewalk
8 is up, the stump is lifted up, the ground is
9 lifted up right to the street, and I've seen
10 this, besides my district, along other districts.

11 MR. MALLETT: Correct.

12 LEGISLATOR JACOBS: Is that being
13 prioritized at all?

14 MR. MALLETT: It is. Right now we have
15 people out with FEMA right now and they are doing
16 an overview to give us a calculation of what they
17 believe should be removed and what they believe
18 needs to be ground in place, because they have
19 rules about that. Some need to be left where
20 they are if they're not displaced a certain
21 amount. We are putting a bid out currently for
22 the stump grinding/removal phase, and in that
23 will be temporary repair of the sidewalks and
24 curbs that were damaged.

25 LEGISLATOR JACOBS: And that was my next

question to you. I know it's usually a homeowner who either fronts it or -- in this case I've got to speak for homeowners all over the county.

There is no way in the world --

MR. MALLETTE: No. In Irene we did the same thing.

LEGISLATOR JACOBS: any homeowner would leave their sidewalk like that, no matter where it was.

MR. MALLETTE: In Irene we did the exact same thing. We went out, we assessed, we made them safe, and then we came back and we're in the midst of making repair now.

LEGISLATOR JACOBS: And if you could keep ongoing reports coming to us, it would really be helpful because leaving that line of communication open avoids any kind of distrust or doubtfulness that anyone might have.

MR. MALLETTE: Absolutely.

LEGISLATOR JACOBS: And you and I know that it works.

MR. MALLETTE: I'm here. My job is to make sure everything goes right.

LEGISLATOR JACOBS: Okay. I'm glad to

hear that.

I think Richard just appreciated what I said. I understand and I appreciate his honesty.

CHAIRWOMAN GONSALVES: It's always nice to give kudos to those who do a good job.

Legislator Abrahams.

LEGISLATOR ABRAHAMS: Legislator Bosworth wanted to go.

CHAIRWOMAN GONSALVES: Legislator Bosworth.

LEGISLATOR BOSWORTH: So, when you spoke you made me feel very confident that this was going to be taken care of, and then Commissioner Shah spoke and I became less confident.

MR. MALLETTTE: I think there were two items that got confused, reimbursement versus where is the money. There is a million dollar capital line in the appropriation for trees. FEMA does not reimburse for trees. FEMA does not reimburse for grass or grass seed. They have a limit that they go to. So I think what happened when Ms. D'Alleva and the Commissioner came up is there was confusion as to what the question was.

There is a million dollars. And we will

2 assess all of the places that trees were taken
3 down and we'll try to even the tree replacement
4 out throughout the county with that million
5 dollars.

6 LEGISLATOR BOSWORTH: Things haven't
7 always been done so evenly, and so that's --

8 MR. MALLETTTE: Again, that's not my
9 thing. I'm just here to get work done, do it as
10 well as anyone can do it, and that's what I do.

11 LEGISLATOR BOSWORTH: And I appreciate
12 that.

13 So my question to you is a million
14 dollars sounds like a lot of money. However,
15 when you think that it costs \$1,000 to just cut
16 down a tree, how many trees can we anticipate a
17 million dollars --

18 MR. MALLETTTE: That's hard to estimate
19 because it depends on the caliper of tree, where
20 you want to put it, what the conditions are to
21 getting the tree in the ground. For me to tell
22 you it costs \$300 to put a tree in, it's an
23 arbitrary number. It may not be. I couldn't
24 really tell you until we go out and look at all
25 of the areas and decide we'll put trees here, but

2 they have to go in this place, they have to be
3 hand dug, rather than machine dug because there's
4 utilities. It's almost impossible.

5 LEGISLATOR BOSWORTH: Right.

6 MR. MALLETT: It would be putting me in
7 a bad situation.

8 LEGISLATOR BOSWORTH: And I would never
9 want to do that.

10 So I'm looking at these two county roads
11 -- Searington, Shelter Rock -- that had once been
12 almost looking like a paradise, especially in the
13 springtime when the trees would bud, and now it
14 looks like they were just massacred. Those two
15 roads were massacred. And that's really the only
16 word I can describe.

17 MR. MALLETT: It was a deadly storm.
18 It was terrible.

19 LEGISLATOR BOSWORTH: And I understand
20 that and I appreciate it. As a result, we're
21 left with these stumps. So I'm glad to hear that
22 you're saying that that's going to be looked at
23 and that will be addressed.

24 MR. MALLETT: Yes.

25 LEGISLATOR BOSWORTH: I didn't think I

2 misunderstood. You said the million dollar
3 appropriation.

4 MR. MALLETT: Right.

5 LEGISLATOR BOSWORTH: Then when
6 Commissioner Shah spoke -- and I don't want to
7 put words, Commissioner, into your mouth -- you
8 said depending upon the funds are available.

9 MR. MALLETT: Available funding, which
10 would be the million dollars has to go spread
11 throughout the entire area. There is limited
12 funding.

13 DEPUTY COUNTY EXECUTIVE WALKER: To make
14 it even worse, now you're getting the three of
15 us.

16 LEGISLATOR BOSWORTH: No. This is
17 great.

18 DEPUTY COUNTY EXECUTIVE WALKER: Item
19 46, which is on today, which you will be voting
20 on. Just to clarify what that number is.
21 There's a million dollars in that fund for tree
22 planting. I would be fair to say here, the
23 amount of money is going to be contingent upon
24 this Legislature. If we go out and determine
25 that there's \$3 million worth of trees that have

2 come down and it's going to cost us three or \$4
3 million, if this Legislature wants to allocate
4 the additional dollars to do it, we will replace
5 every single tree possible. The first trees that
6 we're going to look to replace are going to be on
7 the roadways.

8 As you mentioned before, Bradford Pears,
9 LIPA loves. They're great. They're very
10 friendly to wires. However, they're very
11 unfriendly to road projects and roadways. We are
12 not going to replace with Bradford Pears.

13 LEGISLATOR BOSWORTH: And no one's
14 asking you to.

15 DEPUTY COUNTY EXECUTIVE WALKER: Whoever
16 said it before, which I was listening upstairs.

17 We have a million dollars that's
18 dedicated already, after the approval today. The
19 administration has absolutely no problem if this
20 Legislature says spend two, three, \$4 million
21 replacing it, for a lot of different reasons.
22 They're very good. It's important to have those
23 trees in place. It provides -- you name it,
24 safety, in some regards, to areas, to
25 infrastructure, and things of that nature. We'll

2 spend that million first. Again, on the
3 recommendation of this Legislature we have
4 obviously no problem to increase those dollar
5 amounts past the million dollars.

6 The first year it will be, again, areas
7 obviously that are county property and on the
8 county roadways, and then we'd move external from
9 there. We're looking at our park facilities and
10 preserves, and then we'll have a true up as to
11 what that is. We're not going to know what it is
12 until probably a month or two down the road.

13 LEGISLATOR BOSWORTH: So will there be
14 any kind of plan that will be established?

15 DEPUTY COUNTY EXECUTIVE WALKER: Yes.
16 After it's assessed we will know exactly the
17 number of trees that need to be planted, you'll
18 know what the cost of those trees are, depending
19 on what tree is obviously selected. It doesn't
20 make any sense to do two trees and come back a
21 month later to do another two or three. I would
22 say you go into all of the roads right away.

23 One commitment we made already to the
24 mayor of North Hills and Manhasset is along the -
25 - all you have to do is drive along Christopher

2 Morely Park and you'll see the destruction. So
3 in that area we've already made a commitment to
4 go in and replace it. Obviously, it adjoins a
5 county facility. We want to look in those areas.

6 LEGISLATOR BOSWORTH: That's Searingtown
7 Road.

8 DEPUTY COUNTY EXECUTIVE WALKER:
9 Exactly. And we're going to continue to do it in
10 that fashion. But until you get a true, true,
11 true up of what that number is it's very hard to
12 say how far you're gone.

13 The good thing is we haven't really hit
14 the planting season, it's only beginning now. We
15 would have to put an order in immediately because
16 the nurseries have to actually get that out of
17 the ground. So come June and July they can't get
18 them out of the ground anymore. So we will have
19 to have them selected soon. As that number gets
20 in, we would obviously come back immediately and
21 say here's how we would plan to go forward, and
22 then it's up to the Legislature to decide.

23 LEGISLATOR BOSWORTH: Thank you.

24 CHAIRWOMAN GONSALVES: Mr. Mallette, you
25 are the tree arborist. I need to ask you a

question. Maybe not. But you know the tree arborist.

MR. MALLETTTE: Yes. Yes. We have an arborist.

CHAIRWOMAN GONSALVES: You said to us that you're still planting trees at this time of the year?

MR. MALLETTTE: You can plant certain trees that go into their dormant stage at this late time.

CHAIRWOMAN GONSALVES: Okay. So if I wanted to plant three oak trees in my backyard that fell down --

MR. MALLETTTE: You could still plant an oak, it's technically in its resting period.

CHAIRWOMAN GONSALVES: Okay. Because I thought December 15 would be the cutoff.

MR. MALLETTTE: December 15 is the cutoff for any kind of, like, pine tree or any kind of Christmas looking tree, or a Leyland Cyprus, any of those bushes you can't plant now.

CHAIRWOMAN GONSALVES: And I will attest that the Bradford Pears are the worst trees you could plant along the roadway. Lost five on my

2 street.

3 Thank you.

4 Minority Leader Kevan Abrahams.

5 LEGISLATOR ABRAHAMS: Thank you,
6 Presiding Officer Gonsalves.

7 Actually, I don't have any questions for
8 you, Ms. D'Alleva, or Mr. Mallette. I do want to
9 attest that Mr. Mallette has been very
10 forthcoming, as everyone has felt.

11 My comment and statement is more tied
12 into the line of questioning that Legislator
13 DeRiggi-Whitton has brought up.

14 I feel that at this time, not that this
15 legislative body shouldn't do this, this is the
16 right thing to do. As I stated before, our
17 caucus plans to support this supplemental
18 appropriation because it's the right thing to do
19 in the aftermath of Super Storm Sandy, and the
20 right thing for our residents of Nassau County.
21 But I believe Legislator DeRiggi-Whitton has
22 asked some very profound questions, things that
23 we could possibly get answers to. If it was
24 possible to table this until later today so that
25 she could possibly get the answers so they could

1 be reviewed, I would hope that could be the case
2 so that she could get the proper responses and so
3 that we can move this item forward.
4

5 I am going to ask respectfully for a
6 tabling just so that if there's an opportunity
7 for her to get the responses that she deserves
8 and she's been asking for the last few weeks, and
9 then obviously if we do get those answers she
10 would be in concert with all of us, like I know
11 she wants to be. And from that standpoint, we
12 will be able to move forward. So I request a
13 motion to table.

14 LEGISLATOR WINK: Second.

15 CHAIRWOMAN GONSALVES: All those in
16 favor of tabling this item signify by saying aye.

17 (Aye.)

18 Any opposed?

19 (Nay.)

20 Sorry. The motion to table is defeated.

21 At this time then, if there is no other
22 discussion or debate, any public comment
23 regarding this item?

24 (No verbal response.)

25 We now will have a vote. All those in

2 favor of this item signify by saying aye.

3 (Aye.)

4 Any opposed?

5 LEGISLATOR DeRIGGI-WHITTON: I'm voting
6 to abstain. And I'm going to let my vote
7 represent the fact that I really think it's our
8 duty to have all the information before we feel
9 comfortable with spending our taxpayers' money.

10 I know that my abstention is only going
11 to represent that. And although it's been
12 suggested by other people that I'm in any way
13 holding up the funding, which is completely
14 incorrect, I'm just making a point that before we
15 spend this money, every answer that a legislator
16 has should be given. And also not only should it
17 be given, but we should never be deterred for
18 asking questions. I think that's why each and
19 every one of us are up here and that's why we
20 were all elected.

21 CHAIRWOMAN GONSALVES: Any other comment
22 before we take the vote?

23 VOICES: We did.

24 CHAIRWOMAN GONSALVES: Okay. So we have
25 17 ayes and zero nays, and one abstention. I'm

2 going to repeat: 17 ayes, one abstention.

3 Correct?

4 VOICE: Correct.

5 CHAIRWOMAN GONSALVES: Thank you very
6 much.

7 The item passes 17 to zero, correct?

8 LEGISLATOR ABRAHAMS: 17-0-1.

9 CHAIRWOMAN GONSALVES: 17-0-1. Sorry.

10 Now we have an item that I think there
11 are people in this audience have been waiting
12 for, and that's Calendar Item 34, Resolution 17-
13 13 -- Resolution 14, sorry. The Calendar Item is
14 34, Resolution 14, a resolution designating the
15 legislative chamber, located within the Theodore
16 Roosevelt Executive and Legislative Building at
17 1550 Franklin Avenue, in Mineola, New York, as
18 the Peter J. Schmitt Memorial Legislative
19 Chamber, and directing the Department of Public
20 Works to install conspicuous signage.

21 Motion, please?

22 LEGISLATOR VENDITTO: So moved.

23 LEGISLATOR NICOLELLO: Second.

24 CHAIRWOMAN GONSALVES: Motion by
25 Legislator Venditto, seconded by Legislator

2 Nicoletto.

3 I know there is a member of the public
4 here. Before we do that, we have -- excuse me.
5 They would all like to second this item. So we
6 have the majority legislators wish to second it.

7 Before we go to the public comment,
8 Legislator Abrahams.

9 LEGISLATOR ABRAHAMS: If I may. I just
10 have a quick commentary.

11 As we indicated in the committee, I
12 believe Legislator Jacobs, Wink, and myself, we
13 supported this in the affirmative. I've always
14 gone on record in saying that we felt that Peter
15 Schmitt has been a pillar of this institution.
16 He has been here since its origination, and we
17 plan to support it.

18 However, in the last coming days, we
19 would be remiss if we didn't recognize the fact -
20 - and we thought it would be perfect timing,
21 being that we didn't do it then, but Barbara
22 Johnson, who was also one of the originators from
23 this particular body, who also pretty much was in
24 this office right up until she lost her life. I
25 understand that in the capacity that we're in, if

1 it wasn't this actual chamber, I think it's
2 deserving that something be named after her, that
3 all county residents, regardless of whether they
4 live or utilize what was formerly known as Baxter
5 Bond and live up on the north shore, but she was
6 somebody who stood up for all residents.

7 Regardless of what you believe her ideologies
8 were, she was somebody that was a great public
9 servant, as was Mr. Schmitt. So I feel from that
10 standpoint -- Denise Ford -- actually, when
11 Barbara passed away, Peter spoke very highly of
12 her. From that standpoint, that was the
13 reasoning behind it. I'll let you comment.

14 Judy Jacobs was just saying to me, at
15 that time -- and obviously Barbara Johnson, as
16 well as Peter -- I'll let Judy comment on that.

17 The bottom line was we had put in an
18 amendment to do that. There are many
19 distinguishable rooms and spaces throughout this
20 building, and that was the reasoning behind it.
21 We felt it we were going to open this up to the
22 possible renaming and this being the people's
23 chamber, how else better to have two residents,
24 two elected officials who have been phenomenal
25

2 for our county and governing. But that was the
3 logic behind our amendment today. But I do
4 believe Legislator Wink would like to add
5 something extra.

6 CHAIRWOMAN GONSALVES: I would like to
7 comment regarding that.

8 I knew Barbara well during those first
9 four years that she served as legislator. In
10 fact, we visited each other daily. In fact, I
11 would say we were pretty close. She was a
12 democrat; I was a republican, but it didn't make
13 any difference.

14 I know that Baxter Pond in Port
15 Washington has been named after Barbara. If this
16 be the intent of the minority, there are other
17 appropriate places that we could probably name in
18 her honor. But Peter Schmitt was our presiding
19 officer, he served for 17 years and, literally
20 and figuratively, he died on the job. And that
21 is the God's honest truth.

22 I believe that Peter, this would be a
23 very fitting to tribute to Peter and the work
24 he's done, not only on behalf of his legislative
25 district but on behalf of the entire county.

1 That is the reason we feel that this chamber,
2 this chamber should be named in his honor. But
3 that does not preclude that down the road we
4 cannot find another appropriate place to honor
5 Legislator Barbara Johnson.
6

7 She, as I said, was a dear friend to all
8 of us. And when she passed on she was sorely
9 missed. She was truly, truly a fine legislator
10 and a lady.

11 At this point I believe that the
12 amendment was filed on Friday. According to the
13 rules of the legislature it takes seven days to
14 submit a -- seven days, according to the Charter,
15 to address this amendment to the item that we
16 have before us.

17 There are several reasons, but I think --
18 and every time I think of it. Peter did serve
19 for 17 years, he was presiding officer, and he
20 presided in this chamber. I don't see at this
21 point in time that it would be appropriate for us
22 to add Barbara's name to it.

23 Legislator Wink.

24 LEGISLATOR WINK: I appreciate the fact
25 that, if nothing else, this debate has reminded

2 my colleagues that my good friend and mentor,
3 Barbara Johnson, passed away of breast cancer as
4 a member of this Legislature. I personally think
5 that, yes, there have been memorials for Barbara
6 in her district. I would work with the presiding
7 officer and with my colleagues to find another
8 appropriate location for Barbara here at the
9 county building because I think that's an
10 important thing.

11 This is in no way intended to minimize
12 Peter Schmitt's contributions to this county. It
13 was simply, I believe, an effort to remind people
14 that, in fact, over the years we have had other
15 members who have died as active members of the
16 county legislature, and it's an unfortunate
17 reality.

18 CHAIRWOMAN GONSALVES: Any other
19 comments regarding this item?

20 (No verbal response.)

21 Now, for public comment, Mr. Budnick.
22 Sorry you waited so long.

23 MR. BUDNICK: Peter Schmitt and I
24 served together in the legislature, the student
25 center of Hofstra University back in the period

1 of 1969, 70, 71. He has always stood up, said
2 his peace, and valiantly fought for those things
3 that he believed are right and just, even though
4 they surprised the living daylights, sometimes,
5 out of people who were even his opponents. He
6 was a man of incredible integrity, perseverance,
7 persistence, and his ability to perceive the
8 rights and wrongs of situations, despite the fact
9 that they created horrible problems for him
10 personally. I saw that through a period that
11 goes basically over 40 years, about him.

12 He drove me nuts at times. I know he did
13 that to other people too. But he always did it
14 because he was doing it for a specific,
15 articulable reason, and that he has a basis for
16 it. He came to a conclusion as a legislator
17 based upon what he thought was the ethical,
18 appropriate, and reasonable and proper thing to
19 do, and then he did that. I think that's a thing
20 that is commendable in and of itself.

21 I know he was in the midst of meetings
22 with the county executive about the county budget
23 and all the other surrounding agita about that
24 when he passed away.
25

2 I also very fondly remember Barbara
3 Johnson from having worked with her at what was
4 then the County Board of Supervisor staff. She
5 was a very wonderful lady. I keep her in my
6 prayers every day.

7 And I want to commend you all on naming
8 this facility for Peter. It is my belief that
9 that will shine as a beacon for all other
10 legislatures and all of the legislators here that
11 may be for the next 50, 100, however many years,
12 of what it means to be a county legislator and to
13 do that job no matter what, to the best of your
14 ability.

15 Thank you very much. God bless you all.

16 CHAIRWOMAN GONSALVES: Thank you very
17 much, Mr. Budnick.

18 Legislator Nicoletto.

19 LEGISLATOR NICOLELLO: Just I wanted to
20 say that with respect to Barbara Johnson, I was
21 very proud to serve with her. She was a truly
22 fond woman, a great public servant. I also knew
23 her at the Town of North Hempstead. And we
24 should do something appropriate, even though it's
25 many years later, for her.

2 In terms of naming this chamber after
3 Peter, Kevan touched on this. If you look at his
4 body of work over 17 years, the one thing he
5 stuck for -- the one thing he insisted on was the
6 prerogative of the legislative branch of
7 government, constantly battling with different
8 administrations to make sure that our powers were
9 protected. So I think it really would be a
10 fitting tribute for Peter for us to name this
11 chamber after him.

12 CHAIRWOMAN GONSALVES: Thank you,
13 Legislator Nicolello. I should say Deputy
14 Presiding Officer.

15 Lois Schmitt was planning on attending
16 this meeting today. However, she is not -- she
17 is on vacation. She was hoping that she could
18 have been here when this item was called. She
19 did express her appreciation for considering
20 Peter for the work she's done over the years, and
21 thanks us all for honoring his memory.

22 Michael. Legislator Venditto.

23 LEGISLATOR VENDITTO: Yes. Thank you,
24 Miss Presiding Officer.

25 I wanted to start by thanking Mr. Budnick

1 for attending this meeting and submitting his
2 thoughts to the legislature.
3

4 In terms of Ms. Johnson, I never had the
5 pleasure of meeting her, but I've heard wonderful
6 things. I'd certainly join any and all of the
7 members of the legislative body here who would be
8 interested in seeing a dedication happening in
9 her honor, in her memory.

10 In October of last year, this County, and
11 particularly the 12th Legislative District,
12 really lost a great ally. My family and myself
13 lost a great friend. He was -- Mr. Schmitt was
14 quite a leader in the community, and there
15 certainly is a great void that is now left. But
16 for me, personally, I think it would be great to
17 see this chamber dedicated to his memory. I'm
18 sure that his wife, Lois, and his family who
19 survive him would feel very much the same way.
20 So I'm glad to see that this is happening. While
21 we miss him dearly, I think it's a very, very
22 appropriate commemoration that is hopefully going
23 to be made here today.

24 It's been an honor for me to succeed him
25 here. I know it will be an even greater honor

1 for me to now work in this chamber that I hope
2 will be named after him, and for years to come to
3 ever preserve his memory here.
4

5 Thank you.

6 CHAIRWOMAN GONSALVES: Any other
7 comments?

8 (No verbal response.)

9 There being none. All those in favor of
10 this item signify by saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 The motion carries unanimously.

15 And I thank you one and all. And we will
16 not forget Barbara.

17 The motion carried unanimously.

18 We have one more item that is going by
19 emergency.

20 Mr. Muller, would you please call the
21 emergency?

22 CLERK MULLER: Yes. Presiding Officer,
23 we have an emergency that comes by way of
24 recommendation from the administration for the
25 adoption of a resolution setting forth that an

2 emergency exists for consideration of and
3 immediate action upon Clerk Item 46-13.

4 The emergency resolution number 2-2013
5 is, as follows: A resolution declaring an
6 emergency for immediate action upon an ordinance
7 setting forth that an emergency exists for
8 consideration of and immediate action upon
9 Ordinance 20-A-2013.

10 Please entertain a motion to place this
11 matter before the Legislature and vote on the
12 emergency resolution.

13 CHAIRWOMAN GONSALVES: All those in
14 favor of the emergency signify by saying aye.

15 I'm sorry. A motion, please?

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR WALKER: Second.

18 CHAIRWOMAN GONSALVES: Motion by
19 Legislator Dunne, seconded by Legislator Walker.

20 All those in favor of the emergency
21 signify by saying aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 CLERK MULLER: We now move to the

2 underlying ordinance 20-A-2013, an ordinance to
3 amend Ordinance 259-C-2012, a bond ordinance
4 providing for a capital expenditure to finance
5 the capital project specified herein within the
6 County of Nassau, authorizing \$146,223,767 of
7 bonds of the County of Nassau to finance said
8 expenditure and making certain determinations
9 pursuant to the State Environmental Quality
10 Review Act, pursuant to the Local Finance Law of
11 New York and the County Government Law of Nassau
12 County.

13 CHAIRWOMAN GONSALVES: Motion, please?

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR WALKER: Second.

16 CHAIRWOMAN GONSALVES: Moved by
17 Legislator Dunne, seconded by Legislator Walker.

18 At this point we need to amend the item.
19 I will present an amendment in the nature of a
20 substitution. It's actually an amendment to make
21 a mathematical correction to the ordinance that
22 was passed on November 20, 2012.

23 Those in favor of the motion -- motion,
24 please, on the amendment?

25 LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Motion to amend
by Legislator Dunne, seconded by Legislator
Kopel.

Any discussion or debate regarding the
amendment?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none. All those in favor of
the amendment signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The amendment passes unanimously.

Now for the item as amended.

All those in favor of the item as amended
signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item, as amended, passes unanimously.

There being no other business, a motion
to adjourn, please?

LEGISLATOR WALKER: So moved.

LEGISLATOR BELESI: Second.

CHAIRWOMAN GONSALVES: Moved by

Legislator Walker, seconded by Legislator Belesi.

All those in favor signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

Thank you very much.

(Whereupon, the Full Legislature
adjourned at 12:21 p.m.)

CHAIRWOMAN GONSALVES: We did have
individuals in the chamber. I'm going to ask --
there are four people who I believe are still
here to speak to us. I'll be right back.

We have slips who I believe are still
here to speak. The Deputy Presiding Officer will
call the individuals and take your comments.

LEGISLATOR NICOLELLO: Barbara Epstein.

MS. EPSTEIN: Pass.

LEGISLATOR NICOLELLO: Steve McFarland.

(No verbal response.)

No one is responding. Steve McFarland.

(No verbal response.)

2 Mimi Pierre Johnson.

3 VOICE: She left.

4 LEGISLATOR NICOLELLO: Anyone else have
5 any public comment at this time?

6 (No verbal response.)

7 Thank you everyone.

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

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 state:

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 _____ day of _____, 2013.

FRANK GRAY