

NASSAU COUNTY LEGISLATURE

NORMA GONSALVES,
PRESIDING OFFICER

RULES COMMITTEE

NORMA GONSALVES,
CHAIRWOMAN

1550 Franklin Avenue
Mineola, New York

November 18, 2013
1:19 p.m.

REGAL REPORTING SERVICES
516-747-7353

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

NORMA GONSALVES
Chairwoman

HOWARD KOPEL
Vice Chairman

DENNIS DUNNE

ROSE MARIE WALKER

KEVAN ABRAHAMS
Ranking

JUDY JACOBS

WAYNE WINK

WILLIAM J. MULLER, III, Clerk

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CHAIRWOMAN GONSALVES: Legislator Dunne
will you lead us in the Pledge?

(Whereupon, the Pledge of Allegiance was
recited.)

CHAIRMAN GONSALVES: At this point we are
ready to review and vote on these different
contracts before us today. The order of business
I believe is to call the roll.

CLERK MULLER: Legislator Wink?

LEGISLATOR WINK: Here.

CLERK MULLER: Legislator Jacobs?

LEGISLATOR JACOBS: Here.

CLERK MULLER: Ranking Member Legislator
Abrahams?

LEGISLATOR ABRAHAMS: Here.

CLERK MULLER: Legislator Nicoletto
substituting for Legislator Walker?

LEGISLATOR NICOLELLO: Here.

CLERK MULLER: Legislator Dunne?

LEGISLATOR DUNNE: Here.

CLERK MULLER: Vice Chairman Kopel?

LEGISLATOR KOPEL: Here.

CLERK MULLER: Chairwoman Gonsalves?

CHAIRWOMAN GONSALVES: Present.

2 CLERK MULLER: We have a quorum.

3 CHAIRWOMAN GONSALVES: The first
4 contract before us is A-63-13, a resolution
5 authorizing the director of Nassau County Office
6 of Purchasing to award and execute a contract
7 between the county executive acting on behalf of
8 various Nassau County departments and WW
9 Grainger.

10 Motion please?

11 LEGISLATOR DUNNE: So moved.

12 LEGISLATOR KOPEL: Second.

13 CHAIRWOMAN GONSALVES: Motion by
14 Legislator Dunne, seconded by Legislator Kopel.

15 Who is here, Mr. May?

16 MR. MAY: We have Mr. Richard Millet
17 from DPW.

18 MR. MILLET: Rich Millet, Public Works.

19 This blanket order contracts gives the
20 county access to the entire Grainger catalogue.
21 They joined the NJPA and now we would have access
22 to their entire catalogue to purchase emergency
23 items from.

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

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Contract A-63-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The contract passes unanimously.

Next contract is A-72-13, a resolution
between the County of Nassau acting on behalf of
the Department of Public Works and Long Island
Sanitation Equipment Company.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

MR. MILLET: Richard Millet from Public
Works.

This was publicly bid for a street
sweeper, to replace one that we lost in Sandy at
Bay Park. This was the one respondent with a
sweeper.

CHAIRWOMAN GONSALVES: Any questions of Mr. Millet on this contract?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none, all those in favor of Contract A-72-13 signify by saying aye.

(Aye.)

The next contract is A-75-13, a resolution between the County of Nassau acting on behalf of Nassau County Police Department and Taser International Inc.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: Sergeant Gregory Stephanoff from the police department.

SERGEANT STEPHANOFF: Good afternoon. Sergeant Greg Stephanoff from the Nassau County Police.

CHAIRWOMAN GONSALVES: Good afternoon, Sergeant.

1 SERGEANT STEPHANOFF: This contract is
2
3 for \$364,000 -- I'm sorry -- \$364,043.52. These
4 are to buy tasers. It's going to be asset funded
5 and it's going to be to add to patrol for a non-
6 lethal form, a way to control somebody. It will
7 be added to patrol so that it will be able to get
8 to the scene faster. Right now we have it in our
9 emergency service and we have to wait for them to
10 respond.

11 CHAIRWOMAN GONSALVES: Any questions of
12 the Sergeant?

13 (No verbal response.)

14 Any public comment?

15 (No verbal response.)

16 There being none, all those in favor of
17 A-75-13 signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 The contract passes unanimously.

22 The next contract is A-77-13, between the
23 County of Nassau acting on behalf of the Nassau
24 County Police Department and Motorola Inc. And I
25 guess it's your turn again.

SERGEANT STEPHANOFF: Yes.

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

SERGEANT STEPHANOFF: This is a
maintenance contract between Motorola -- this is
for our radio system. It's for \$1,240,257. This
is for Motorola to be onsite to fix problems as
they arise so that the system doesn't go down.

CHAIRWOMAN GONSALVES: Any questions of
the Sergeant?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none, all those in favor of
Contract A-77-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The contract passes unanimously.

Next contract is A-78-13, a resolution
between the County of Nassau acting on behalf of
various Nassau County departments and Eagle Point

2 Gun/TJ Morris & Son.

3 Motion please?

4 LEGISLATOR DUNNE: So moved.

5 LEGISLATOR KOPEL: Second.

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

8 Okay. Who do we have, Mr. May, to speak
9 on this item?

10 MR. MAY: It's going to be Sergeant
11 Stephanoff and Mike Schlernoff from Purchasing.

12 CHAIRWOMAN GONSALVES: Thank you very
13 much.

14 SERGEANT STEPHANOFF: This contract is
15 for us to purchase ammo for the range. The
16 expenditure is in excess of \$100,000. It is
17 bought as needed for what's used during training.

18 CHAIRWOMAN GONSALVES: Any questions of
19 the Sergeant?

20 LEGISLATOR DUNNE: Just a quick
21 question, if I may.

22 CHAIRWOMAN GONSALVES: Yes. Legislator
23 Dunne.

24 LEGISLATOR DUNNE: We're going to
25 Jersey because they have the gun powder mills and

2 that's where they make the ammo. Is it cheaper
3 there than going to the --

4 MR. SCHLERNOFF: Mike Schlernoff, Office
5 of Purchasing.

6 This went out to bid. We had two
7 responders, both of which are in New Jersey. We
8 have no local respondents.

9 LEGISLATOR DUNNE: Thank you.

10 MR. SCHLERNOFF: You're welcome.

11 CHAIRWOMAN GONSALVES: Any other
12 questions of the Sergeant?

13 (No verbal response.)

14 Any public comment?

15 (No verbal response.)

16 There being none, all those in favor of
17 Contract A-78-13 signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 The contract passes unanimously.

22 The next contract is A-79-13 between the
23 County of Nassau acting on behalf of Nassau
24 County Department of Public Works and Feldman
25 Lumber Company Inc.

2 Motion please?

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR KOPEL: Second.

5 CHAIRWOMAN GONSALVES: Moved by
6 Legislator Dunne, seconded by Legislator Kopel.

7 Mr. Millet.

8 MR. MILLET: Rich Millet, public works.

9 This was a blanket purchase order bid
10 that went out. There were two respondents;
11 Feldman Lumber was the lowest respondent. This
12 is used for any materials needed when doing
13 office building work or construction.

14 CHAIRWOMAN GONSALVES: Any questions of
15 Mr. Millet?

16 (No verbal response.)

17 Any public comment?

18 (No verbal response.)

19 There being none, all those in favor of
20 Contract A-79-13 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The contract passes unanimously.

25 The next contract is A-80-13, between the

2 County of Nassau acting on behalf of various
3 Nassau County departments and Power Scrub IT Inc.

4 Motion please?

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR KOPEL: Second.

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

9 And, Mr. Millet.

10 MR. MILLET: Rich Millet, public works.

11 This is a blanket purchase order that
12 went out to bid for concrete, for when we do in-
13 house curb and sidewalk repair with our highway
14 departments and facility maintenance people.
15 There was only one respondent.

16 CHAIRWOMAN GONSALVES: Any questions of
17 Mr. Millet?

18 (No verbal response.)

19 Any public comment?

20 (No verbal response.)

21 There being none; all those in favor of
22 Contract A-80-13 signify by saying aye.

23 (Aye.)

24 Any opposed?

25 (No verbal response.)

2 The contract passes unanimously.

3 We have three contracts that can be
4 called together and those are A-81-13, A-82-13,
5 and A-83-13. The first one, 81, is a contract
6 between Nassau County on behalf of Nassau County
7 Department of Public Works and Edward Ehrbar,
8 Inc. 82 is between the County of Nassau acting
9 on behalf of Nassau County Department of Public
10 Works and Edward Ehrbar, Inc. 83 is a contract
11 between the County of Nassau acting on behalf of
12 Nassau County Department of Public Works and All
13 Island Equipment Corp.

14 Motion please?

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR NICOLELLO: Second.

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

20 MR. MILLET: Rich Millet, Public Works.

21 These are all bids that went out for
22 heavy equipment, pay loaders that the department
23 needed to replace equipment that was -- some was
24 missing from Sandy, was wiped out, and two
25 replace two that are being turned out of the

fleet.

CHAIRWOMAN GONSALVES: Any questions of
Mr. Millet?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none, all those in favor of
Contracts A-81, 82, and 83-13 signify by saying
aye.

(Aye.)

Any opposed?

(No verbal response.)

Contracts pass unanimously.

The next two contracts - A-84-13 and A-
85-13 - a contract between the County of Nassau
on behalf of Nassau County Department of Public
Works and Gabrielli Truck Sales Limited, and a
contract between Nassau County acting on behalf
of Nassau County Department of Public Works and
Gabrielli Truck Sales.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by

Legislator Dunne, seconded by Legislator Kopel.

Mr. Millet.

MR. MILLET: Rich Millet, Public Works.

A-84 is for the purchase. A bid was put out for dump trucks, snow plow trucks that were damaged and can no longer be operated from Sandy. There was only one respondent to the bid.

A-85 is a purchase order to pay for rental of dump trucks that we have had on rental since Sandy.

CHAIRWOMAN GONSALVES: Deputy Presiding Officer Nicoletto has a question.

LEGISLATOR NICOLELLO: Thank you.

Mr. Millet, are these sums reimbursable by FEMA?

MR. MILLET: Yes. Yes. They're in our PW for equipment.

LEGISLATOR NICOLELLO: Okay. So they're FEMA reimbursable up to 90 percent?

MR. MILLET: Correct.

LEGISLATOR NICOLELLO: Thank you.

LEGISLATOR KOPEL: Just one quick question.

CHAIRWOMAN GONSALVES: Legislator Kopel.

2 LEGISLATOR KOPEL: I see quite a few of
3 these that have only one responsible bidder. Is
4 that unusual? Why is that happening now?

5 MR. MILLET: It's not unusual.
6 Sometimes the trucks themselves, they're not
7 standard the way the Highway Department runs
8 them.

9 LEGISLATOR KOPEL: It's more a general
10 question. I understand with respect to use the
11 equipment, people may not have it. If they have
12 it, other people may not have it. I see a lot of
13 these other items -- is the bidding system
14 getting out to the proper bidders, to the proper
15 potential bidders?

16 MR. SCHLERNOFF: Mike Schlernoff, Office
17 of Purchasing.

18 We send out notices to everybody that was
19 registered on the procurement website, it's
20 advertised in *Newsday*, and if we know of any
21 additional potential vendors we notify them also.
22 A whole lot of vendors just don't want to do
23 business with us.

24 LEGISLATOR KOPEL: Why is that?

25 MR. SCHLERNOFF: Slow pay.

LEGISLATOR KOPEL: Okay.

Now, these are used equipment. Do you go ahead and get these --

MR. SCHLERNOFF: A lot of this was stuff that was on rental so we know the condition of the equipment so it's better to have a known item that we're buying rather than leasing or have no surprises.

LEGISLATOR KOPEL: If the Feds are going to reimburse it, they won't reimburse for new, they'll only reimburse for used?

MR. SCHLERNOFF: I don't know that.

MR. MILLET: They'll reimburse you for whatever you put into their PW and then they'll deduct the loss of the vehicle that you're replacing. So it doesn't have to be new or used. It doesn't matter as long as you follow your procurement.

LEGISLATOR KOPEL: So why wouldn't we go for new?

MR. MILLET: This is a known factor; the Highway Department has been operating these trucks since we got them in November and --

LEGISLATOR KOPEL: I understand that.

But why wouldn't we go for newer trucks.

MR. MILLET: These are new. They have 8,000 -- we have been using them. The person who bid on them is the person that we've been using them from.

LEGISLATOR KOPEL: Okay. Thank you.

CHAIRWOMAN GONSALVES: Minority Leader Abrahams.

MR. SCHLERNOFF: Legislator, when we receive them and they went on rental they were new.

LEGISLATOR KOPEL: And it doesn't pay to get new new ones?

MR. SCHLERNOFF: Well --

LEGISLATOR KOPEL: Since we're getting the money back anyway.

MR. SCHLERNOFF: You're getting 90 percent back.

LEGISLATOR KOPEL: Right.

MR. SCHLERNOFF: So you still have to pay ten percent. Ten percent of \$400,000 is a lot less than ten percent, say, of a \$1.4 million if you are buying new.

LEGISLATOR KOPEL: Okay. Thank you.

CHAIRWOMAN GONSALVES: Minority Leader
Abrahams.

LEGISLATOR ABRAHAMS: Just to piggyback
on what Legislator Kopel brought up.

I understand these trucks are rented.
Why weren't we -- were we not prepared to just
buy trucks outright and not rent in the
beginning? Or why did we rent first and not buy?
And is the price today, \$3.2 million, is that
indicative of equipment that we have rented and
is that rent applied to this price and we're
seeing a reduced price if we would have bought
today?

MR. MILLET: Yes. This is a reduced
price off the rental.

LEGISLATOR ABRAHAMS: So how much was
the rental?

MR. MILLET: I couldn't give you the
numbers for the total rental now, I could get
them for you.

LEGISLATOR ABRAHAMS: Okay. If you
could get it to us.

MR. MILLET: Sure.

LEGISLATOR ABRAHAMS: So basically what

we're seeing today, the price would have been higher if we would have bought new.

MR. MILLET: Correct.

LEGISLATOR ABRAHAMS: Okay. And basically -- okay. I understand. Thank you.

CHAIRWOMAN GONSALVES: Any public comment?

(No verbal response.)

There being none, all those in favor of Contract A-84 and A-85 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The two contracts pass unanimously.

Next contract is A-86-13, a resolution between the County of Nassau acting on behalf of the Nassau County Department of Public Works and Aggreko LLC.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

MR. MILLET: Rich Millet, Public Works.

2 This is a purchase order for payment to Aggreko;
3 the generators we are running at the Bay Park
4 Plant.

5 CHAIRWOMAN GONSALVES: Any questions of
6 Mr. Millet?

7 (No verbal response.)

8 Any public comment?

9 (No verbal response.)

10 There being none; all those in favor of
11 Contract A-86-13 signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The contract passes unanimously.

16 The next contract is A-87-13, a
17 resolution between the County of Nassau acting on
18 behalf of the Nassau County Department of Public
19 Works and Godwin Pumps of America Inc.

20 Motion please?

21 LEGISLATOR DUNNE: So moved.

22 LEGISLATOR NICOLELLO: Second.

23 CHAIRWOMAN GONSALVES: Moved by
24 Legislator Dunne, seconded by Deputy Presiding
25 Officer Nicolello.

MR. MILLET: Rich Millet, Public Works.

This is the purchase of the pumps we have been using as the back pumps at the effluent tide area at Bay Park.

CHAIRWOMAN GONSALVES: Any questions of Mr. Millet?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of Contract A-87-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

Contract passes unanimously.

The next resolution is B-33-13, a contract between the County of Nassau acting on behalf of the Nassau County Department of Public Works and E&A Restoration Inc.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: We have Mr. Brian Schneider from Public Works.

MR. SCHNEIDER: Good afternoon. This is a construction with E&A Restoration Incorporated, and it's associated with the replacement of steel and stone lentils over specific identified doors and windows at the Hempstead House located in the Sands Point Preserve. The funding for this is going to be coming out of the 2004 Environmental Bond Act as well as being matched with capital funds from parks, preserve buildings as well as a grant from New York State in the amount of \$330,000 to reimburse the county for part of this work. The total value of the contract is \$1.25 million.

CHAIRWOMAN GONSALVES: Any questions of Mr. Schneider?

(No verbal response.)

Any public comment?

LEGISLATOR WINK: Mr. Schneider, I want to thank you very much. I know the Sands Point Preserve has been experiencing a renaissance in recent years, in large measure because of the Friends Organizations and because of a newfound

1 commitment on the parks of the County, and I
2 think that this will go a long way to further
3 that.

4
5 MR. SCHNEIDER: Absolutely. Correct.

6 LEGISLATOR WINK: As a matter of fact,
7 with that in mind, there is, I understand, an
8 extension of the agreement between the Friends
9 Organization and Nassau County, and it seems to
10 be somewhere in purgatory in this County because
11 it hasn't come before this legislature yet. I
12 would very much like to find out the whereabouts
13 of that extension and have it moved forward,
14 because the Friends Organization has done
15 tremendous work on behalf of our preserve.

16 MR. SCHNEIDER: We could certainly look
17 into that. I know that the Parks Department as
18 well as the County Exec's office has been
19 advancing those negotiations. We can find out
20 for you.

21 LEGISLATOR WINK: Thank you.

22 CHAIRWOMAN GONSALVES: Any other
23 comments?

24 (No verbal response.)

25 Any public comment?

(No verbal response.)

There being none; all those in favor of
B-33-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is B-38-13, a contract
between the County of Nassau acting on behalf of
Nassau County Department of Public Works and E&A
Restoration Inc.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: Mr. Ken Arnold from DPW.

MR. ARNOLD: Good afternoon. Ken
Arnold, Public Works.

This is Phase 3 of the renovation of the
Public Safety Center, otherwise known as the
Crime Lab Project. This contract, when complete,
will house the lab associated with DNA,
chemistry, latent documents, firearms, fire

debris, digital evidence, trace evidence, auto investigation, and reconstruction lab. E&A was the low bidder at \$20.7 million. The project size is roughly 56,000 square feet and will be located at 1194 Prospect.

CHAIRWOMAN GONSALVES: Any questions or comments of Mr. Arnold?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of B-38-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

B-38-13 passes unanimously.

The next item is B-39-13, a contract between the County of Nassau acting on behalf of the Nassau County Department of Public Works and MPCC Corporation.

Motion please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

CHAIRWOMAN GONSALVES: Moved by

2 Legislator Dunne, seconded by Deputy Presiding
3 Officer Nicoletto.

4 MR. ARNOLD: Kenneth Arnold, Public
5 Works.

6 This is Phase 1 of the Family Matrimonial
7 Court Project. Phase 1 of the project calls for
8 the abatement of the hazardous materials,
9 demolition of the building exterior, removal of
10 the mechanical electrical system, structural
11 modifications, and the reconstruction of the
12 envelope along with site drainage improvements.

13 MPCC was the low bidder at a bid price of
14 \$49 million.

15 CHAIRWOMAN GONSALVES: Any questions or
16 comments on this item? Minority Leader Abrahams.

17 LEGISLATOR ABRAHAMS: Thank you, Madame
18 Presiding Officer.

19 Mr. Arnold, could you give us a general
20 description of what's going to happen with this
21 project? I know the workers there as well as us
22 on the legislature have waited for some work to
23 happen at the family court for some time. If you
24 could give us some type of idea outside of the
25 interior gut demolition, asbestos, what can we

1 expect for almost a \$50 million investment?

2
3 MR. ARNOLD: At the end of the Phase 1
4 project the building will be in a condition that
5 will be ready for its final design, which would
6 be the Family and Matrimony Court. Right now the
7 building is deteriorating over time because it is
8 not protected. We need to get all the asbestos
9 out of the building for the future renovation of
10 the court complex. There's various structural
11 elements and the shell for the new exterior will
12 be put up to put envelope around the building
13 that keeps the building in a good, safe condition
14 while we proceed with the design of the final
15 phase of work.

16 LEGISLATOR ABRAHAMS: So there's going
17 to be a renovation that's also a part of these
18 dollars so that we're actually going to go
19 forward with -- there have been many discussions
20 about the building being -- that service being
21 moved to other parts of the county. So we are
22 committed to doing it there, in the current
23 building?

24 MR. ARNOLD: Family and Matrimony Court
25 will be located at 101 County Seat Drive. That's

1 what this construction contract -- it will be the
2 first phase of work to get that building ready
3 for the acceptance of the court complex.

4 LEGISLATOR ABRAHAMS: Okay. Thank you.

5 CHAIRWOMAN GONSALVES: Legislator Dunne.

6 LEGISLATOR DUNNE: I had this question
7 before the previous building we're entangling
8 ourselves with.

9 Are we going to go green with this? Are
10 we using solar energy on there? Are we going to
11 be putting in enough electrical outlets for the
12 future? Every day technology goes further and
13 further ahead.

14 MR. ARNOLD: Well, the crime lab project
15 is an existing building that has solar panels
16 already on the roof. I'm sure there are low
17 energy components to the project. But the
18 building itself is already fully retrofitted with
19 the mechanics and electrical systems.

20 The family court project, there are many
21 LED components that will be put into this
22 project.

23 LEGISLATOR DUNNE: So it will be.

24 MR. ARNOLD: I don't think we're looking
25

2 for certifications that are expected to do that,
3 but there are many components that the department
4 is looking to achieve during that design.

5 LEGISLATOR DUNNE: Thank you.

6 CHAIRWOMAN GONSALVES: Legislator Kopel.

7 LEGISLATOR KOPEL: Thank you. Ken, have
8 -- I guess you've done an analysis on this
9 building. Is it structurally worth putting \$50
10 million into it as opposed to just starting
11 again?

12 MR. ARNOLD: Yeah. There have been
13 many, many generations of looks at this project.

14 LEGISLATOR KOPEL: Many generations of
15 what?

16 MR. ARNOLD: Of looking at what's the
17 best alternative, which is probably why this
18 project is taking quite a bit of time. This is
19 better scenario than either leasing an existing
20 building someplace or building a building fresh.

21 LEGISLATOR KOPEL: Okay.

22 CHAIRWOMAN GONSALVES: Deputy Presiding
23 Officer Nicolello.

24 LEGISLATOR NICOLELLO: Thank you. The
25 sum that is -- for this contract, are we getting

2 any of this back from the state? I understand
3 it's a state/county project.

4 MR. ARNOLD: The state paid a very small
5 percentage. There is some percentage of the
6 design that they pay for at the end but the
7 construction is the county's liability.

8 LEGISLATOR NICOLELLO: Okay. So this is
9 purely county liability.

10 MR. ARNOLD: That's correct.

11 LEGISLATOR NICOLELLO: I think this is
12 the best location for it and it puts all of the
13 courts in one complex. You have the parking
14 there. It's centrally located, and I think it's
15 better for the people that actually use the
16 family and matrimonial courts to go to this
17 location. I think this is the best scenario that
18 we have.

19 CHAIRWOMAN GONSALVES: Legislator
20 Jacobs.

21 LEGISLATOR JACOBS: Yes. Ken, I just
22 want to say that as someone who has tried very
23 hard for I think the 18 years I've been here to
24 improve that family court building, that was a
25 disaster waiting to happen 18 years ago and it's

just continued to be a problem. I'm happy to see this and I hope it moves along without too many delays because it's that bad.

I also agree with Legislator Nicoletto, it makes so much sense to me to have it right in the complex where the other court buildings are.

MR. ARNOLD: Yes.

LEGISLATOR JACOBS: So it's a good thing.

CHAIRWOMAN GONSALVES: Any public comment?

(No verbal response.)

There being none; all those in favor of B-39-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

Now to the personal service contracts, agreements, beginning with E-198-13, a resolution authorizing the county executive to execute an amendment to a personal services agreement between the County of Nassau acting on behalf of the Department of Information Technology and

Quest Computer Products Inc.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.
Mr. May.

MR. MAY: We have Mr. David Rich from
TPVA, Traffic Parking Violations Agency.

CHAIRWOMAN GONSALVES: Thank you very
much.

MR. EISENSTEIN: Hello, Legislature.
This is Ed Eisenstein from the Information
Technology Department.

CHAIRWOMAN GONSALVES: Welcome.

MR. EISENSTEIN: Thank you. I'm with
Dave Rich here.

This contract is an amendment to the
existing Compucourt system to do the necessary
upgrades to be finalized somewhere in March. The
new upgrades will be financial benefits, a new
browser based system, and more supportability for
going forward with other things.

CHAIRWOMAN GONSALVES: Any questions or

comments of Mr. Eisenstein?

LEGISLATOR ABRAHAMS: It's a more
general comment.

In regards to Items -- we're not up to --
I'm sorry.

CHAIRWOMAN GONSALVES: Any questions or
comments regarding E-198-13?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
E-198-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The agreement passes unanimously.

E-208-13, a resolution authorizing a
personal services agreement between the County of
Nassau acting on the Department of Public Works
and LIRO Engineers, Inc.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by

Legislator Dunne, seconded by Legislator Kopel.

I guess we have Mr. Arnold here.

MR. ARNOLD: Yes. This is a contract amendment with LIRO for their civil construction management contract that the department holds. It's a time extension.

CHAIRWOMAN GONSALVES: Any questions or comments regarding this item?

LEGISLATOR ABRAHAMS: If I may.

CHAIRWOMAN GONSALVES: Minority Leader Abrahams.

LEGISLATOR ABRAHAMS: Thank you, Madam Presiding Officer.

Mr. Arnold, this is probably more general to not just to 208 but 209, 216, 232, 234, 237, and 238. The language in these contracts, there's a slight clause that we believe is a little bit different than what we normally have seen in the past. There's a clause that gives us the impression that these services may not need to come back to the legislature if more money is deemed to be necessary.

The clause that we're referring to, and I'll quote it, it's in quotations: "Or such

1 later date as necessary to complete services."

2 That one little line gives us pause. What's the
3 impression of the department? Do you plan to
4 come back to this?
5

6 MR. ARNOLD: That clause was added to
7 the contract because what's happening to the
8 department is if contracts -- if a project is
9 given to a consultant to do and the timeframe for
10 finishing the job is longer than the timeframe
11 for the amendment, we have to come back to this
12 body every time just for a time extension so we
13 can finish the work. If you look at item E-220,
14 which is a Nelson & Pope item, I believe this is
15 either its fifth or sixth amendment for time
16 only, only because this contract has been ongoing
17 now.

18 The intent of the wording that you are
19 referring to was to allow us to finish a job, not
20 add more money for a project, just to issue a
21 work order and ask the consultant to do a project
22 and the job takes longer than the amendment
23 timeframe, we can finish the job without going
24 back to this body for an extension for the sole
25 purpose of time.

2 LEGISLATOR ABRAHAMS: I don't know how
3 the majority feels about it, but from our
4 standpoint it always gave us an opportunity to
5 track to see how the project was doing when you
6 did come back before us, even if it wasn't for
7 money, it may have been for an extension of time,
8 it gave us an opportunity to track the project a
9 little bit more thoroughly.

10 MR. ARNOLD: Remember, on an on-call
11 agreement, these consultants could be working on
12 five, six, seven different projects. It just
13 gives us the ability to complete the last piece
14 of work without coming back.

15 LEGISLATOR ABRAHAMS: I understand.
16 But we lose oversight. We want to know why the
17 project wasn't completed in the timeframe that we
18 specified. We lose a little bit of oversight
19 because now when the deadline comes or the
20 agreement comes and the project's not done we
21 won't know that the project was not done. We'll
22 find out later when the contract comes back to us
23 for monetary purposes and be able to ask about it
24 at a previous time or a previous time -- I'm
25 sorry -- be able to ask about a previous project

1 at that time. From our standpoint, we lose a
2 little bit of oversight because we want to know
3 why the contract wasn't completed in the time
4 that wasn't completed in the time it was
5 specified. Even though it's not monetary, we do
6 believe we lose a considerable amount of
7 oversight over the project as well.

8
9 208, Mr. Arnold, we're looking at the
10 backup, is an amendment for, I believe, \$250,000.

11 MR. ARNOLD: Right. In this case we
12 did raise the cap. Some we raised caps on, some
13 we didn't. I apologize for not mentioning that;
14 I didn't write it down in my notes.

15 On this contract we did raise the cap by
16 a quarter of a million dollars to cover future
17 work since that cap number is already close to
18 being expired as we speak.

19 LEGISLATOR ABRAHAMS: So in this case,
20 if this was the future with this type of
21 language, this would have went through by
22 accident.

23 MR. ARNOLD: All you're doing -- we're
24 raising the cap for the ability to add future
25 work to the contract, which no future work can be

1 added to that contract once we reach that
2 expiration date.
3

4 LEGISLATOR ABRAHAMS: In the spirit of
5 trying to build compromise and bipartisanship,
6 we've supported these on-call contracts in the
7 past. We understand the necessity of being able
8 to try to get this work quickly. It just seems
9 to me this language would limit this legislature
10 from having the proper oversight, to know exactly
11 what goes on in this project. We would ask that
12 the language be removed. We plan to support
13 these contracts, as we did or do in the past.
14 From that standpoint, I don't know how the
15 majority feels about it. From our standpoint, if
16 we don't have the ability to know when a contract
17 has reached its expiration of its timeframe, if
18 we don't have that ability to have that contract
19 come back to us even if it's not for monetary
20 purposes and the contract then goes forward for
21 another three, four months because they weren't
22 able to finish the work in that timeframe, we
23 want to know that. I think that's important to
24 know, especially to our constituents, to convey
25 if it's a project that's pertaining to -- that

2 they are concerned about.

3 I don't know how the majority feels about
4 it.

5 MR. ARNOLD: The challenge to the
6 projects is when we do not have this wording we
7 actually have to tell our contractors to stop
8 while we have the amendment approved, which
9 actually delays projects in most cases. Because
10 the comptroller will not pay on an expired
11 contract.

12 CHAIRWOMAN GONSALVES: Mr. Arnold, I
13 have a question. This covers a number of
14 projects, am I correct?

15 MR. ARNOLD: Yeah. We added this
16 verbiage to all the on-call amendments that we
17 have put forth today.

18 CHAIRWOMAN GONSALVES: Right. And we're
19 sure -- we know that there will be no additional
20 cost. There may be additional time involved,
21 correct?

22 MR. ARNOLD: In some contracts we added
23 additional cap space to cover the space between
24 now and when we asked for the expiration date.
25 In other cases we had sufficient cap space in the

1 contract so we did not ask for additional money
2 allocation. In all cases the wording in the
3 contract will allow us to complete any assigned
4 work before the expiration date of these
5 contracts so we can focus on getting the projects
6 completed and not doing amendments. As I
7 mentioned, E-220 I think I'm on the fifth
8 amendment because in order to pay the consultant
9 I have to come back here each time.

11 I cannot amendment on-call contracts for
12 extended periods of time; I need to do it in
13 small chunks, which is problematic for the
14 department.

15 CHAIRWOMAN GONSALVES: Deputy Presiding
16 Officer Nicolello.

17 LEGISLATOR NICOLELLO: Just again to
18 clarify. These are not -- each individual
19 contract is not project specific.

20 MR. ARNOLD: No, it is not.

21 LEGISLATOR NICOLELLO: If you get an
22 extension it's not going to tell you where you
23 are with any particular project, right?

24 MR. ARNOLD: Correct. I've come up here
25 numerous times on extension on amendments and

1 we've never had that discussion on where an
2 individual project was within those amendments.

3
4 LEGISLATOR NICOLELLO: So they're on-
5 call contracts and they could cover a variety of
6 different projects. You bring in these
7 particular engineers to work in a project, and
8 you could have a project that needs to be worked
9 on right before the time is going to expire and
10 you have to have that engineer sit until you come
11 back here and ask for more time.

12 MR. ARNOLD: Correct.

13 LEGISLATOR NICOLELLO: Whether or not
14 you're asking for more time, you'd still have to
15 ask for more money if you were going to increase
16 the cap.

17 MR. ARNOLD: In all cases when we
18 require additional caps we would come back to
19 this body. We don't ask for a tremendous amount
20 of capital in these contracts. Basically it's a
21 year's worth of emergency work, that's why the
22 250 number is fairly low or 400,000, depending on
23 the type of contract work we're looking at.
24 Maybe one or two emergency types of projects. If
25 any large projects needed to be done for any of

1 the on-calls, we would come back here with a
2 large cap request.
3

4 I also want to mention that all of these
5 contracts that are in front of you today are
6 being re-put out for new consultants and that
7 will happen within the timeframe of the extension
8 for these contracts that I'm asking for. And at
9 that time we will come back here with brand new
10 on-call contracts for civil site design and civil
11 site construction management.

12 LEGISLATOR NICOLELLO: Thank you.

13 CHAIRWOMAN GONSALVES: Legislator
14 Jacobs.

15 LEGISLATOR JACOBS: My concern really is
16 very simple. Number one, I understand your
17 explanation, I really do. But I could tell you
18 going back to the very beginning of this
19 legislature, this has been a big source of
20 conflict, sometimes, or, let's say this,
21 unanimous decision making most of the time that
22 it makes sense to come back because, especially,
23 may he rest in peace, Peter Schmitt would never,
24 ever allow an extension of anything and be
25 furious if an extension took place without there

2 being an approval from the legislature.

3 I think the main question here, Ken, is
4 not you or your integrity or whatever, it's
5 something can slip through, and by allowing this
6 clause to be part of every one of these contracts
7 we are leaving ourselves open to a lack of
8 oversight really, and our whole purpose here
9 should be oversight. We shouldn't delay you.
10 Don't get me wrong, if something is reaching that
11 point where it needs the extension, I think it
12 should be given priority status by the clerk's
13 office to get it in and in front of us. But I'm
14 very concerned about a clause like this being in
15 place. Even though you're saying it's going to
16 come back for a new vendor at some point. The
17 bottom line is we have to know what's going on
18 and what caused that delay. That's my opinion,
19 through the experience of being here. And I
20 think in the long run it was a very important
21 point that most of us made, that we had to know.
22 We shouldn't find out after the fact.

23 I think that's what's causing chagrin on
24 our side, just because it's really changing
25 something that has been really something that's

2 accepted in this legislature from the very
3 beginning.

4 LEGISLATOR ABRAHAMS: Ken -- Madam
5 Presiding Officer, if I may. This was language
6 that was determined in the last --

7 MR. ARNOLD: This language has been --

8 LEGISLATOR ABRAHAMS: We've always
9 experienced this. This has gone well beyond my
10 time in the legislature, over 11 years. I'm just
11 trying to figure out when this was reached.

12 MR. ARNOLD: This language was actually
13 in a building on-call construction management
14 contract back in 2010. That was the one contract
15 that has given us the least amount of grief when
16 we have to do these projects. We realized that
17 the comptroller was paying, because of that one
18 clause, that's why we looked to add them to all
19 these amendments today.

20 CHAIRWOMAN GONSALVES: Mr. Arnold, is it
21 often that we -- that they run out of time and
22 they need an extension of time? What is the
23 status of some of these on-call agreements? How
24 many do come back for additional time?

25 MR. ARNOLD: All the civil site

1 construction management contract, their
2 timeframes are all predicated on the contractor's
3 ability to complete the work on time or the DOT's
4 ability to reimburse us. On the traffic ones,
5 Item E-220, that contract has been delayed quite
6 a bit because there was a period of time that we
7 couldn't do work on the road because of Sandy,
8 there was a period of time we had to get a change
9 order approved, and all of these things lengthen
10 the timeframe that we need our construction
11 management on the project, not that he's working
12 the whole time; that's why we're not asking for
13 more money. We just need more time to allow him
14 to come back and finish these jobs.

15
16 Currently all of our construction
17 management contracts for civil site are expiring
18 -- no, have expired. These amendments would be
19 our bridge until the new ones come to you
20 probably next month. The civil design contract I
21 believe all expire the first part of '14. This
22 was, again, to bridge the gap between -- when we
23 go out with new RFPs and the dates of these
24 expire.

25 CHAIRWOMAN GONSALVES: Deputy Presiding

Officer Nicoletto.

LEGISLATOR NICOLELLO: Again, each of these contracts is capped monetarily.

MR. ARNOLD: Yes. They are all capped monetarily.

LEGISLATOR NICOLELLO: In terms of the on-call contracts, beyond the date, the deadline date, no new projects are started.

MR. ARNOLD: Correct.

LEGISLATOR NICOLELLO: So this would allow the Public Works Department, using an on-call contract, to finish a project that has started.

MR. ARNOLD: Correct. That's all that we're looking to do.

LEGISLATOR NICOLELLO: Without having to come back before the legislature.

I've never been on the Rules Committee, but I've been here for a while. I don't remember anyone asking questions about each specific requirements contracts as to where projects were.

LEGISLATOR ABRAHAMS: Just to correct the record, and I know that Mr. Nicoletto has not been on this committee but we have asked

1 questions about on-call contracts and the
2 timeframe.

3
4 LEGISLATOR NICOLELLO: No, no, no.
5 Don't mistake -- that's not what I said. I said
6 I don't recall people asking about specific
7 projects. We're working with a requirements
8 contract at the Rules Committee. I can
9 understand why you question a requirements
10 contract, the amount, etcetera, etcetera. But to
11 get into the details of what specific contracts
12 that contractor may be working on within an on-
13 call contract, again, I don't recall that --

14 MR. ARNOLD: Another point. These are -
15 - today we're speaking about our on-call design
16 contracts, our engineering contracts, personal
17 services. Our requirements contracts, which are
18 also a type of on-call where we do the
19 construction work, the language in those
20 contracts allow us to finish any given work after
21 the expiration date of the contract. So if I
22 issue a work order to my plumbing contractor and
23 his work goes past the expiration date of the
24 contract, there has been language in those
25 contracts all along that allow me to pay them.

The comptroller has not questioned that language. They have questioned the language in our personal service agreement contracts. And that's what I was looking to equate today. I would have the issue of having to amend one where I don't have to amend the other one.

CHAIRWOMAN GONSALVES: Any other comments or questions of Mr. Arnold?

(No verbal response.)

Any public comment?

(No verbal response.)

All those in favor of E-208-13 signify by saying aye.

(Aye.)

Any opposed?

(Nay.)

The item passes four to three.

Yes. Legislator Jacobs.

LEGISLATOR JACOBS: I just want the record to indicate that that nay vote on all of our parts is this particular clause being a part of this, and that will hold true for the others that are also having this clause.

CHAIRWOMAN GONSALVES: Okay. The next

item is Item E-209-13, a resolution between the County of Nassau acting on behalf of the Department of Public Works and VHB Engineer, Surveying and Landscape Architecture P.C.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

And again, Mr. Arnold.

MR. ARNOLD: This is an amendment to VHB Traffic on-call contract with the department. This extends the contract for another year, till 12-31-14 and adds an additional \$400,000 to the cap to the contract.

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

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-209-13 signify by saying aye.

(Aye.)

Any opposed?

(Nay.)

The item passes four to three.

Now we have Item E-210-13, a resolution between the County of Nassau acting on behalf of the County Department of Emergency Management and Sartin Services, Inc.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: We have Mr. Tom Delaney from the Office of Emergency Management.

MR. DELANEY: Good afternoon. This is a contract for \$349,940 to purchase an emergency evacuation bus for Nassau County. This is a regional effort that's being undertaken by every jurisdiction in the New York City urban area work group to purchase one of these buses as a regional asset. New York City has three of them or is planning on purchasing three. I believe they have one or two right now. Westchester is buying one. Suffolk already has one. Yonkers has one.

This bus could also be used for a firefighter rehab purposes when we're not using it for emergency evacuation purposes.

Firefighter rehab is an important initiative. It would have helped us a lot, in fact, in the fire this weekend if we had this bus there. It's 100 percent grant funded.

CHAIRWOMAN GONSALVES: Any questions or comments?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all of those in favor of E-210-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

E-211-13 a resolution between the County of Nassau acting on behalf of the Nassau County Office of Community Development and Pine Neck Consulting Corporation.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: We have Mr. John Sarcone from
the Office of Community Development.

CHAIRWOMAN GONSALVES: Welcome, Mr.
Sarcone.

MR. SARCONE: Hi. Good afternoon. This
is a personal service contract with Pine Neck
Consulting. The activities that Pine Neck will
be consulting would be with the CDBG program, the
HOME program, Brownsfield EPA, the Emergency
Solution Grant, and various other plans.

CHAIRWOMAN GONSALVES: Any questions or
comments? Yes. Minority Leader Abrahams.

LEGISLATOR ABRAHAMS: Mr. Sarcone, they
will be providing services that the department
cannot handle?

MR. SARCONE: They will be providing
services that they specialize in.

LEGISLATOR ABRAHAMS: That
specialization doesn't exist in the department?

MR. SARCONE: We do have other
consultants on our staff. Pine Neck Consultants

has been helpful in the past with veterans' advocacy.

LEGISLATOR ABRAHAMS: Are they new to the department?

MR. SARCONE: No, they're not.

LEGISLATOR ABRAHAMS: How long have they been with the department?

MR. SARCONE: I believe since 2010.

LEGISLATOR ABRAHAMS: I see. I'm just trying to see the return on investment. What can you point to in the last three, four years that they've done to make the department better?

MR. SARCONE: They've been instrumental in advising the department on some visioning in the Village of Hempstead pertaining to five veteran homes that we're looking to currently close on. They've been instrumental in being a liaison with the veterans' agency to provide vouchers for that development.

LEGISLATOR ABRAHAMS: I see. Okay. Thank you.

MR. SARCONE: You're welcome.

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

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
E-211-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

E-211 passes unanimously.

Thank you, Mr. Sarcone.

E-212-13, a resolution between the County
of Nassau acting on behalf of the Nassau County
Attorney and Nassau County Police Department and
North Shore Court Reporters.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

SERGEANT STEPHANOFF: Good afternoon.
Sergeant Greg Stephanoff.

CHAIRWOMAN GONSALVES: Good afternoon,
Sergeant.

SERGEANT STEPHANOFF: This agreement

will provide stenographic reporting services on an on-needed basis to the police department for the various hearings that require a stenographer. The contract is for \$10,000.

CHAIRWOMAN GONSALVES: Any questions or comments of the Sergeant?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-212-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

E-212 passes unanimously.

SERGEANT STEPHANOFF: Thank you.

CHAIRWOMAN GONSALVES: E-213-13, a resolution between the County of Nassau acting on behalf of the Nassau County Department of Health and Servisair, LLC.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

CHAIRWOMAN GONSALVES: Moved by

Legislator Dunne, seconded by Deputy Presiding Officer Nicoletto.

MS. LAURAIN: Good afternoon. Mary Ellen Laurain, Department of Health.

E-213-13 is a contract in the amount of \$362,560. This is with ServisAir. They provide transportation management to the preschool and early intervention programs. Transportation is mandated by this state. We have 59 1/2 percent reimbursement from the state.

CHAIRWOMAN GONSALVES: Any comments or questions from the legislators?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-213-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The personal services agreement passes unanimously.

Thank you, Mary Ellen.

Item E-214-13, a resolution between the

County of Nassau acting on behalf of the Nassau County District Attorney's Office and Fund for the City of New York, Center for Court Innovation.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: We have Mr. Bob McManus from the district attorney's office.

MR. MCMANUS: Thank you.

CHAIRWOMAN GONSALVES: You're welcome.

MR. MCMANUS: The Nassau County Adolescent Division Part is a groundbreaking partnership between the Office of Court Administration, the Nassau County District Attorney's Office, the Center for Court Innovation, and numerous service providers in Nassau County.

The program is intended to ensure that adolescent offenders, ages 16 and 17 years old, receive the benefit of appropriate treatment and services to reduce the likelihood that they will

be trapped in a cycle of reoffending.

The services to be provided by the contractor under this agreement shall consist of providing a full time resource coordinator for the adolescent intervention and diversion part. The research -- excuse me. The resource coordinator will review each case and make a recommendation regarding appropriate treatment or alternative program referrals for the 16 and 17 year olds charged with misdemeanors or non-violent felonies.

CHAIRWOMAN GONSALVES: Any questions or comments of Mr. McManus?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-214-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

MR. MCMANUS: Thank you.

CHAIRWOMAN GONSALVES: Thank you, Mr.

2 McManus.

3 The next item is E-215-13, a resolution
4 between the County of Nassau acting on behalf of
5 the Nassau County Treasurer and Albrecht,
6 Viggiano, Zureck & Company, P.C.

7 Motion, please?

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR KOPEL: Second.

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

12 MR. MAY: We have Mr. Beaumont
13 Jefferson, Nassau County Treasurer.

14 MR. JEFFERSON: Good afternoon.

15 CHAIRWOMAN GONSALVES: Welcome, Mr.
16 Jefferson.

17 MR. JEFFERSON: The contract before you,
18 E-215-13, is for accounting and financial
19 statement preparation services from AVZ for the
20 Sewer and Storm Water Authority.

21 The contract is a three year contract
22 with preparation of our financial statements for
23 2013, 2014, and 2015.

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

2 (No verbal response.)

3 Any public comment?

4 (No verbal response.)

5 There being none; all those in favor of
6 E-215-13 signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The item passes unanimously.

11 Now we're going to block E-216-13, 217,
12 218, 219, 220, and 234, and I did get the okay
13 from the Minority Leader.

14 Motion, please?

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR KOPEL: Second.

17 CHAIRWOMAN GONSALVES: Moved by
18 Legislator Dunne, seconded by Legislator Kopel.

19 Any questions or comments of Mr. Arnold
20 on these items?

21 LEGISLATOR ABRAHAMS: Just so the
22 public is clear --

23 CHAIRWOMAN GONSALVES: Minority Leader
24 Abrahams.

25 LEGISLATOR ABRAHAMS: These are for the

1 same reasons that we specified before. If I may,
2 Madam Presiding Officer. These are for the same
3 reasons that we specified before with the
4 contract language in 208 and I believe 209.
5 These are for the same reasons that were
6 specified in E-208 as well as E-209. The change
7 in the language which basically would not require
8 that the department come back to us in the event
9 that an on-call contract exceeds its specified
10 deadline date, is for the reasons why we will
11 vote in the negative for these contracts.
12

13 CHAIRWOMAN GONSALVES: Any other
14 questions or comments regarding these items?

15 (No verbal response.)

16 Any public comment?

17 (No verbal response.)

18 There being none; all those in favor of
19 E-216, 217, 218, 219, 220, and 234 signify by
20 saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 The items pass four to three.

25 LEGISLATOR ABRAHAMS: We just blocked a

few. All these contracts, if I'm understanding this correctly Mr. Arnold, will not come back to us unless they need additional funds.

MR. ARNOLD: That is correct.

LEGISLATOR ABRAHAMS: That just seems like a lot of contracts that this legislature is not going to oversight over and has always had it in the past.

CHAIRWOMAN GONSALVES: Any other comments from the legislators?

(No verbal response.)

Any public comment?

(No verbal response.)

CHAIRWOMAN GONSALVES: Legislator Dunne?

LEGISLATOR DUNNE: You didn't read into the mic the items.

CHAIRWOMAN GONSALVES: I'll go back and I'll read into the mic the items.

So we're going to E-221-13, resolution between the County of Nassau acting on behalf of the Department of Public Works and Nelson and Pope Engineering and Surveyors, PLLC; E-222, a resolution between the County of Nassau acting on behalf of the Department of Public Works and

1
2 Cashin Associates P.C.; Item E-223 a resolution
3 between the County of Nassau acting on behalf of
4 the Department of Public Works and LIRO
5 Engineers, Inc.; E-224, a resolution between the
6 County of Nassau acting on behalf of the
7 Department of Public Works and Lockwood Kessler
8 and Bartlett, Inc.; 226, a resolution between the
9 County of Nassau acting on behalf of the
10 Department of Public Works and Haks Engineers,
11 Architects and Land Surveyors; E229, a resolution
12 between the County of Nassau acting on behalf of
13 the Department of Public Works and Holzmacher,
14 McLendon & Murrel, P.C.; E-230, a resolution
15 between the County of Nassau acting on behalf of
16 the Department of Public Works and Debruin
17 Engineering, P.C.; E-231, a resolution between
18 the County of Nassau acting on behalf of the
19 Department of Public Works and Greenman Pederson,
20 Inc.; E-232, a resolution between the County of
21 Nassau acting on behalf of the Department of
22 Public Works and Sidney B. Bowne, LLP; E-237, a
23 resolution between the County of Nassau acting on
24 behalf of the Department of Public Works and
25 Dvirka & Bartilucci Consulting Engineers.

2 Motion, please?

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR KOPEL: Second.

5 CHAIRWOMAN GONSALVES: Moved by
6 Legislator Dunne, seconded by Legislator Kopel.

7 I believe Minority Leader Abrahams
8 registered his concern regarding these items, the
9 fact that they do not have to come back to us if
10 there is an extension of time; not additional
11 funding but an extension of time, correct? Okay.

12 Any public comment?

13 (No verbal response.)

14 There being none; all those in favor of
15 these items signify by saying aye.

16 (Aye.)

17 Any opposed?

18 (Nay.)

19 The items pass four to three.

20 The next items are E-225-13, a resolution
21 between the County of Nassau and the Department
22 of -- acting on behalf of the Department of
23 Public Works and Cameron Engineering Associates,
24 LLP; E-227, a resolution between the County of
25 Nassau acting on behalf of the Department of

Public Works and Sidney B. Bowne, LLP; E-228, a resolution between the County of Nassau on behalf of the Department of Public Works and David Swift Architects, LLC; and E-238, a resolution between the County of Nassau acting on behalf of the Department of Public Works and LIRO Architects and Planners, P.C.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

Any questions or comments regarding these items?

(No verbal response.)

Any public comment on these items?

(No verbal response.)

There being none; all those in favor of E-225, E-227, E-228, E-238 signify by saying aye.

(Aye.)

Any opposed?

(Nay.)

The items pass four to three.

Thank you.

I believe those items were moved by
Legislator Dunne and seconded by Legislator
Kopel.

We are now on E-233, a resolution between
the County of Nassau acting on behalf of the
County Department of Emergency Management and VIP
Splash Waterways Recovery Group.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

Who do we have?

MR. MAY: Mr. Tom Delaney, Office of
Emergency Management.

CHAIRWOMAN GONSALVES: Thank you very
much.

MR. DELANEY: Good afternoon. This is a
contract for \$4 million for waterway debris
removal services. This is being paid with our
FEMA funds. We hope to receive 90 percent back,
as was mentioned with a previous Sandy related
contract. This encompasses the entire area of
the south shore of Nassau County for debris

related to Sandy. We've been working with FEMA on it very closely so we do get our full reimbursement allowable.

CHAIRWOMAN GONSALVES: Legislator Dunne.

LEGISLATOR DUNNE: When you say debris you're talking about trees, parts of boats, parts of houses, all sorts of stuff that went into it, you're not talking about the sewage.

MR. DELANEY: Debris, hard debris. Exactly.

LEGISLATOR DUNNE: I just wanted to clarify it. Thank you.

CHAIRWOMAN GONSALVES: Any other questions or comments? Legislator Wink.

LEGISLATOR WINK: Good afternoon. Are we talking about debris that's submerged within the land under the waterways?

MR. DELANEY: It could be submerged or it could be just within the high tidal area. If it's totally landlocked or above where the high tide is, that's not what we're looking that we could recover FEMA reimbursement on.

LEGISLATOR WINK: Are these -- if it's submerged is there something that requires DEC or

2 potentially Army Corps of Engineers permits?

3 MR. DELANEY: The way we're going to
4 look at doing the removal is not any type of an
5 excavation but just a lift. So --

6 LEGISLATOR WINK: So if it can come out
7 easily, it will come out, it will be taken out.
8 If it needs to be dug out, then it can't be.

9 MR. DELANEY: We're hoping that it's not
10 going to be that submerged. We're hoping that
11 our environmental historical preservations that
12 would have to be filed normally in situations
13 like this are not going to have to be done. It
14 would be a very heavily lift to do that, in fact.
15 So the way we're looking at this, again, and the
16 way we've been working with FEMA on it is that we
17 are just going to be lifting these items out
18 without doing ground disturbance.

19 LEGISLATOR WINK: It's easier said than
20 done, I suspect, in many cases.

21 MR. DELANEY: I concur with what you
22 say. There is that potential.

23 LEGISLATOR WINK: Yeah. And at that
24 point -- I guess my question is I know, for
25 example, in the contract there is a reference to

1 an Appendix A, which I don't know what Appendix A
2 is even asking for. We don't have an Appendix A.
3 I'm wondering if that's qualifications, history,
4 interaction with DEC, with Army Corps, anything
5 of that nature.
6

7 MR. DELANEY: I'll be very glad to get
8 you that this afternoon. In fact, I might be
9 able to just e-mail it to you right now, in fact.

10 LEGISLATOR WINK: Okay. Can you tell us
11 what the contents of Appendix A are?

12 MR. DELANEY: I can't remember off the
13 top of my head. I'm sorry. I don't want to just
14 make it up. I want to give you an honest answer.

15 LEGISLATOR WINK: Do we have a --

16 MR. MAY: I'm sorry. Legislator, if you
17 want to wait just two minutes, I have a copy of
18 it up in my office; I could bring it down to you.

19 LEGISLATOR WINK: If you could. Can we
20 table this and come back to it? We're going to
21 be here a while.

22 I'll make the motion to table this for
23 the time being, until we see that.

24 LEGISLATOR JACOBS: I'll second it.

25 CHAIRWOMAN GONSALVES: All those in

favor of tabling E-233-13 until that information is available signify by saying aye.

(Aye.)

The item is tabled.

ASAP, Mr. May.

LEGISLATOR WINK: Thank you.

CHAIRWOMAN GONSALVES: The next item is Item E-235-13, a resolution between the County of Nassau acting on behalf of the County Department of Parks, Recreations and Museums and Andrew Goodman.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Deputy Presiding Officer Nicolello.

Who do we have? We are on 235.

MS. KRIEB: Good afternoon. Eileen Krieb from the Department of Parks.

CHAIRWOMAN GONSALVES: Good afternoon, Eileen.

MS. KRIEB: This is a special service contract for the Cruise to the Show event that we

2 had, which is the car show. It's paid from
3 hotel/motel, and the amount is \$16,500 to Andrew
4 Goodman for the culmination of the event. He
5 will be doing a survey, feedback, prepping for
6 next year. It's a two month contract, it will
7 expire the end of this year.

8 CHAIRWOMAN GONSALVES: Any questions or
9 comments from the legislators? Legislator
10 Jacobs.

11 LEGISLATOR JACOBS: You know, I meant to
12 say this a few times in the course of calling the
13 various items today. There is no disclosure with
14 this one, with the new one coming up, and that's
15 important for us. I noticed there was no
16 disclosure with a few of the items with public
17 works, etcetera. It's one more thing about just
18 keeping us abreast of what's going on. I just
19 thought I'd mention it. There's no disclosure
20 with this either. We're at 235. 236 doesn't
21 have disclosure, and there were many others
22 earlier.

23 CHAIRWOMAN GONSALVES: Can you respond
24 to that Eileen?

25 MS. KREIB: Yeah, I think it was just

2 overlooked. We can respond to that and give it
3 in writing, the disclosure statements for both
4 contracts.

5 LEGISLATOR JACOBS: I would appreciate
6 that. But I think maybe somebody from the
7 administration should look back on the various
8 items, having nothing to do with your items.

9 MS. KRIEB: It's always been part of our
10 packet. I'm not sure why it's not in there.

11 LEGISLATOR JACOBS: Right. But it
12 hasn't been in quite a few of the other ones that
13 were not yours. So I think it's a bad -- the DPW
14 are the ones that really were missing it.

15 It just helps us, for anyone in the
16 audience that doesn't know, if we don't have
17 disclosure, we have no idea if there's a
18 conflict.

19 MS. KRIEB: Okay. We can provide that.

20 CHAIRWOMAN GONSALVES: Minority Leader
21 Abrahams.

22 LEGISLATOR ABRAHAMS: Eileen, I just
23 have a quick question. I know you had mentioned
24 that this money is coming from the hotel/motel.

25 MS. KRIEB: Yes.

2 LEGISLATOR ABRAHAMS: If I understand
3 this correctly, we've had a long, extensive
4 discussion about what's eligible and what's been
5 submitted to hotel/motel. I'm sure you can
6 specify for us how this generates revenue to some
7 degree for the county, by having these services
8 in here. But if I remember correctly, agencies
9 such as Cornell Cooperative Extension and other,
10 whether it be youth based or senior citizen based
11 groups can apply through the hotel/motel as well.

12 MS. KRIEB: Correct.

13 LEGISLATOR ABRAHAMS: I would love to
14 be able to see the programs that were rejected so
15 that this contract can actually be put forward.

16 MR. KRIEB: Those contracts that you
17 mentioned, Cornell, are on the agenda today, as
18 well as Children's Museum.

19 LEGISLATOR ABRAHAMS: I'm just bringing
20 up programs like Cornell. Are there programs
21 that are being rejected at the cost and expense
22 of this? It just seems to be inconceivable at
23 this time when we know whether it be youth
24 programs or senior programs don't have all that
25 they need. Are there programs that are not going

2 forward because there is lack of funding or not
3 enough funding in hotel/motel?

4 MS. KRIEB: I'm not aware of any
5 programs that come forth to the commissioner's
6 office that are rejected. Sometimes the amounts
7 that are requested are adjusted. I've never seen
8 any letter that's come to us that we've actually
9 rejected them.

10 LEGISLATOR ABRAHAMS: Any of them
11 senior or community based that are being
12 adjusted? I'm assuming they're being adjusted
13 down.

14 MS. KRIEB: I'm not sure of the
15 specifics of them. It doesn't come to mind any
16 community or --

17 LEGISLATOR ABRAHAMS: It just seems to
18 me --

19 MS. KRIEB: If you have a name or
20 something, I probably could --

21 LEGISLATOR ABRAHAMS: No, no. I'm just
22 talking in generalities. Obviously, the
23 hotel/motel money is very -- is a very small
24 portion of money that comes out of the county and
25 it just seems like it's an opportunity for us to

2 spend money on programs that the larger community
3 gets a benefit from. Granted, I know that you're
4 going to tell me that this generates some type of
5 revenue in developing marketing strategies so
6 that the county can better market its abilities.
7 In this day and age, Cornell Cooperative, yes, is
8 on the counter today, but programs like them that
9 --

10 MS. KRIEB: Roosevelt Rising Star,
11 that's being processed, I believe. They came to
12 us and we've processed that.

13 LEGISLATOR ABRAHAMS: The point that
14 I'm driving at is the programs that are getting
15 contracts today are just small, minute, contracts
16 and programs that could get funded. It just
17 seems to me that we should exhaust that avenue
18 for this level of funding.

19 I'm sure you're aware of the cuts to
20 youth board programs and other health and human
21 service programs throughout the last many, many
22 years, going back previous administrations, all
23 throughout.

24 MS. KRIEB: I believe our philosophy is
25 that we try to divide the pie and reach out to as

2 many groups - community, youth, and any other
3 organization that we can.

4 LEGISLATOR ABRAHAMS: I would say
5 basically that we should try to help those
6 programs a little bit more because we've seen
7 those programs be cut. I would love to be able
8 to see, like I said before, a list of those that
9 have proposed contracts utilizing this money and
10 the adjustments that you're talking about. To
11 me, to spend \$16,000, I can think of many
12 different ways why that shouldn't go to some of
13 the very good programs that are being contracted
14 today, to give them more.

15 LEGISLATOR DUNNE: If I could just
16 interject, if it's okay with you Kevan.

17 LEGISLATOR ABRAHAMS: Sure.

18 LEGISLATOR DUNNE: I see where you're
19 going and I understand that you're saying --
20 through the Chair.

21 CHAIRWOMAN GONSALVES: Through the
22 Chair, sir.

23 LEGISLATOR DUNNE: Through the Chair,
24 please. Just a simple response.

25 CHAIRWOMAN GONSALVES: Legislator Dunne,

1 go ahead.

2
3 LEGISLATOR DUNNE: Maybe I'm missing
4 it, Kevan.

5 We're trying to -- what they're giving us
6 the money for, the hotel/motel money, is to
7 enhance visitation to Nassau County, to bring
8 more people into Nassau County, to bring more
9 money so we'll have other -- it's just for the
10 chambers of commerce to enhance their monies, for
11 us to get more sales tax money out of people
12 coming and wanting to come to Nassau County.
13 It's enhanced visitation, and I think what this
14 is all about. The hotel/motel tax is going to do
15 that. The hotel/motel tax doesn't go to Gateway
16 to help them help kids. So maybe I'm
17 misunderstanding what you're saying, sir.

18 LEGISLATOR ABRAHAMS: What I'm
19 referencing -- and maybe Eileen can clarify the
20 record a little bit. The hotel/motel tax money
21 has gone to Cornell Cooperative.

22 MS. KRIEB: Yes. But as mentioned by
23 Legislator Dunne, it's also the way the
24 legislation is drafted, it's also suitable for
25 tourism, advancement of cultural events,

2 programs. It's a variety of different interests.

3 LEGISLATOR ABRAHAMS: I'm not disputing
4 that this is being misspent in any way. What I'm
5 disputing is that I think the priorities are off.
6 I think that's where Mr. Dunne and I have a
7 disconnect.

8 I'm not implying, by any stretch of the
9 imagination, that you are misusing funding. What
10 I'm saying is the priorities on how you are
11 determining a Cornell Cooperative or agencies
12 like them, you brought up one in Roosevelt as
13 well, in terms of divvying out their amounts, to
14 me it just seems there could be a greater good if
15 those agencies got this 16,000. That's what I'm
16 saying. It's the priority. It's not misuse or
17 anything, I'm not implying anything like that.
18 It's the priority.

19 MS. KRIEB: I understand.

20 LEGISLATOR ABRAHAMS: If you could get
21 me that record of agencies and what they proposed
22 versus what they received, that would be greatly
23 helpful.

24 MS. KRIEB: Fine.

25 CHAIRWOMAN GONSALVES: Deputy Presiding

2 Officer Nicoletto.

3 LEGISLATOR NICOLELLO: Yes. Just to
4 piggyback on what Legislator Dunne said.

5 Obviously, there was a promotional aspect
6 to this, a tourism aspect. But I think we're
7 talking about here is value judgments and
8 personal preferences. There's obviously a value
9 to having the Cornell Cooperative Extension do
10 its various programs, horticultural and various
11 other things that are of interest to many
12 residents. But there are many residents of ours
13 who are very interested in car shows. I don't
14 personally partake in that but there is a
15 sizeable part of our population, to exclude them
16 or put them aside and say that's not worthy, it's
17 basically not what I think we should be doing and
18 I just disagree.

19 LEGISLATOR ABRAHAMS: Rich, Rich, I
20 know for a fact that you're not saying -- what I
21 think you're saying, the Cornell Cooperative
22 money, the people that it helps, whether it be
23 the seniors in our community, children in our
24 community, I would think that this county would
25 put that as a priority over a \$16,000 contract

1 which goes towards funding a contractor to ensure
2 that we're doing the proper marketing. I know
3 we're not the parent of two. I'd like to think
4 that our track record in this legislature has put
5 people first. To me, it just warrants more merit
6 that if there are programs out there that are
7 going to help people, whether that be seniors or
8 children or whoever, I would like to think that
9 those programs would get some more priority,
10 especially in light of the fact that they have
11 been cut several times in the last few years.
12 That being said, we all read about in the paper
13 how these programs can utilize more money. It's
14 our priorities. Our priorities are off when it
15 comes to this particular case. As I said before,
16 if we are making a decision to not give somebody
17 \$16,000 or there could be a whole codray of other
18 particular vendors as well, I just need to see at
19 what expense. Whether that be Cornell
20 Cooperative, and you mentioned an agency also in
21 Roosevelt, I don't know where it stops or where
22 it ends.

24 We should be trying to get as many
25 agencies that are eligible for these funds to

2 apply because it seems like a great resource for
3 agencies that are being cut or don't have the
4 resources to provide for our communities at
5 large. It just seems like a great resource for
6 them. To me, it's unconscionable that this day
7 and age we are not doing that.

8 LEGISLATOR NICOLELLO: We also fund the
9 summer concert series as well as the marathon, so
10 we withdraw those funds so that we could put them
11 towards --

12 LEGISLATOR ABRAHAMS: We should make
13 sure we have some priorities, Rich. That's the
14 bottom line.

15 LEGISLATOR NICOLELLO: I agree with
16 that.

17 LEGISLATOR ABRAHAMS: We could go back
18 and forth with how we want to compare them --

19 CHAIRWOMAN GONSALVES: And I'm going to
20 interject here.

21 LEGISLATOR ABRAHAMS: To me, seniors,
22 veterans, and children are the top of my
23 priorities.

24 CHAIRWOMAN GONSALVES: First of all,
25 you're having a conversation between the two of

1 you. Priorities are different things to each and
2 every one of us. What you may consider a
3 priority may not be a priority to me or anybody
4 else. So I think it can become rather
5 subjective. And we need someone to be able to do
6 the decision making in the disbursement of this
7 funding.
8

9 So I understand where you are coming from
10 Mr. Abrahams. But at this point in time I
11 believe the item is E-235-13.

12 If there is no comment from the public,
13 may I have a vote please?

14 All those in favor of E-235 please
15 signify saying aye.

16 (Aye.)

17 Any opposed?

18 (Nay.)

19 We have four to three.

20 The next item is Item E-236-13, a
21 personal services agreement between the County of
22 Nassau acting on behalf of the County Department
23 of Parks, Recreation, and Museums and Brian
24 Rosenberg.

25 Motion, please?

2 LEGISLATOR DUNNE: So moved.

3 LEGISLATOR KOPEL: Second.

4 CHAIRWOMAN GONSALVES: Moved by

5 Legislator Dunne, seconded by Legislator Kopel.

6 We have again -- is this yours, Eileen?

7 MS. KRIEB: Yes.

8 CHAIRWOMAN GONSALVES: Okay.

9 MS. KRIEB: Eileen Krieb, Department of
10 Parks.

11 This is a special service contract with
12 Brian Rosenberg funded through hotel/motel in the
13 amount of \$24,900. The scope of the service was
14 to develop and implement a media marketing plan
15 as well as any booking of print, radio, internet
16 advertising for Nassau County's Cruise to the
17 Show.

18 LEGISLATOR ABRAHAMS: I will save the
19 legislature time, I am not going to go through my
20 argument as before. But I am going to vote in
21 the negative on this item as well for the same
22 reasons that I specified on E-235-13.

23 CHAIRWOMAN GONSALVES: Your comments are
24 well taken.

25 Any public comment on this item?

(No verbal response.)

There being none; all those in favor of
Item E-236-13 signify by saying aye.

(Aye.)

Any opposed?

(Nay.)

We have five to two.

Thank you very much.

We have Item E-239-13, a resolution
between the County of Nassau acting on behalf of
the Department of Public Works and A. Vournou
Construction Management Group.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

MR. MAY: We have Mr. Ken Arnold from
DPW.

MR. ARNOLD: This is a contract
agreement to A. Vournou's contract for the
construction management of the fire service
academy improvements. It's for an additional
\$75,000. There were issues with the structural

integrity of the foundation of the building that we are retrofitting which would require additional work on behalf of the contractor, the CM, and the designer and some additional time to complete that work.

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

(No verbal response.)

That was 239. Any questions or comments for Mr. Arnold?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-239-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

Next item is E-241-13, a resolution between the County of Nassau acting on behalf of the Nassau County Department of Public Works and Wiley Engineering, P.C.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

MR. ARNOLD: E-240 is a design contract with Greenman-Pederson for the design of viral message signs for the traffic conditions on various county roadways. It's a design agreement. There will be a separate construction contract coming to you later. This overall project is funded by New York State; it is part of the overall traffic management system that the county is putting together.

CHAIRWOMAN GONSALVES: We're not talking about E-240. We're talking about E-241, a service agreement between the County of the Department of Public Works and Wiley Engineering.

MR. ARNOLD: I'm sorry. I went in order.

E-241 is a design contract for signal communications for the traffic management center. It's the upgrade of older, outdated copper communications cable and introduce fiber optics. This contract specifically works on various

communities up on the north shore, including the Great Neck and Port Washington peninsulas, the Glen Cove area, and then there are other various pockets of the county that lack updated communications cables.

CHAIRWOMAN GONSALVES: Any questions or comments of Mr. Arnold?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-241-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

We are now in recess. Hopefully when we come back we can un-table an item that was just tabled.

(Whereupon, the Rules Committee recessed at 2:43 p.m.)

(Whereupon, the Rules Committee reconvened at 5:18 p.m.)

CHAIRWOMAN GONSALVES: We are

reconvening.

I'm going to ask for a motion to un-table Item E-233. Motion, please, to un-table Item E-233.

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

All those in favor of un-tabling E-233-2013 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item, E-233-13, a personal services agreement between the County of Nassau, acting on behalf of the County Department of Emergency Management and VIP Splash Waterways Recovery Group is now before us.

MR. MAY: Again, we have Mr. Tom Delaney from the Office of Emergency Management.

CHAIRWOMAN GONSALVES: Good afternoon everyone.

This is a contract for \$4 million. This is going to be used for waterway debris removal

2 in conjunction with damage to our south shore
3 caused by Sandy.

4 We've been working with the Department of
5 Environmental -- excuse me -- Conservation
6 Waterway Protection Agency and FEMA debris
7 removal specialists on this contract to make sure
8 that it is in accordance with FEMA regulations
9 and New York State regulations, and that we will
10 get the best reimbursement back that we can.

11 LEGISLATOR DUNNE: Madam Chair.

12 CHAIRWOMAN GONSALVES: Legislator
13 Dunne.

14 LEGISLATOR DUNNE: I understand that if
15 -- through the Army Corps of Engineers, they only
16 will be upset if we dig that stuff out; that's
17 one of their requirements that we can't do with
18 the EPA, the DEC, and all of that. If use a
19 crane and whatever gadgets you do to pick it up
20 out of there, then we have no problems with FEMA,
21 with the Army Corps of Engineers or any of the
22 agencies as long as we're doing it the way as
23 described by you earlier. As long as we're not
24 digging, we're okay with all of the agencies. Is
25 that correct?

2 MR. DELANEY: That is exactly correct.
3 If we use a grapple and hoist removal method as
4 opposed to any type of dredging, we're fine in
5 the way we conduct removal.

6 LEGISLATOR DUNNE: So dredging would be
7 what they would have to really watch and go arm
8 and arm with us.

9 MR. DELANEY: Correct.

10 LEGISLATOR DUNNE: Thank you.

11 CHAIRWOMAN GONSALVES: Legislator Wink.

12 LEGISLATOR WINK: Thank you. That was
13 certainly one of my questions.

14 I would suspect that a year hence from
15 Sandy that much of what we are looking to remove
16 would, in fact, require some level of disruption
17 of the seabed, the inlet bed.

18 The reason why I was asking those
19 questions though is because I had very little
20 information at the time as to sort of who
21 constitutes VIP Splash Waterways Recovery Group,
22 Inc., which I've now come to learn are a number
23 of experienced engineering firms and contractors
24 and things of that nature. It certainly seems to
25 me that if we do get into a situation where we

2 are talking about some sort of excavation and/or
3 dredging, that we're probably dealing with people
4 who have an understanding and the capability of
5 being able to navigate, for lack of a better
6 term, the DEC and the Army Corps for the purposes
7 of getting this stuff out. That's a little more
8 comforting. That was the reason why I was
9 raising the questions in the first place.

10 One question that did come up in
11 reviewing this is that in the issue of Phase
12 2/Debris removal from navigable waterways and
13 shorelines, there was an indication in here that
14 we needed to move forward with this contract in
15 order to meet the October 29, 2013 FEMA deadlines
16 for I guess application for Sandy related
17 emergency work. To your knowledge, was that
18 deadline extended?

19 MR. DELANEY: We have applied for an
20 extension to that deadline. I'm not sure if
21 we've got a response back from FEMA yet.

22 LEGISLATOR WINK: If we don't, if we're
23 not given that extension is this contract coming
24 out of county funds?

25 MR. DELANEY: That's a good question.

2 There is a public safety concern, that's why
3 we're doing this.

4 LEGISLATOR WINK: I can appreciate that.

5 MR. DELANEY: I believe we are pushing
6 as strongly as we can to get this extension and
7 we have justified why we need the extension.

8 LEGISLATOR WINK: Okay. And I would
9 certainly hope, given the public safety elements
10 of this, that extension is in fact given to us.

11 I guess my other questions would be with
12 respect to anything that may be floatable or
13 otherwise not quite embedded. Would it be things
14 like oil tanks?

15 MR. DELANEY: Correct. That's actually
16 correct. An oil tank mounted above ground could
17 have floated away. Exactly.

18 LEGISLATOR WINK: It could be for a
19 boat. It could be for a home. We know there are
20 examples of outdoor tanks having been picked up
21 and carried out towards the sea, if not actually
22 out towards sea, as a result of Sandy.

23 I guess my question with that would be
24 even if those things are technically floating, is
25 the potential for disruption of the oil that's

2 inside them, would that necessarily bring up all
3 sorts of issues with DEC and Army Corps?

4 MR. DELANEY: I don't know about Army
5 Corps. Obviously, DEC would have a concern about
6 that. That's part of the way the contract was
7 worded, is that the vendor addresses these things
8 appropriately with regards to state and federal
9 laws.

10 LEGISLATOR WINK: Look. As I said
11 before, having seen now who is associated with
12 this corporation that we're contract with, I'm a
13 little more, more than a little more, confident
14 in the fact that they will be able to navigate
15 the various issues of state and federal - not
16 only FEMA but environmental concerns as well.

17 I want to thank you very much for getting
18 me this information.

19 MR. DELANEY: I apologize it wasn't
20 included in the original packet.

21 LEGISLATOR WINK: Not a problem. Better
22 late than never.

23 MR. DELANEY: Okay.

24 LEGISLATOR WINK: Thank you.

25 MR. DELANEY: Thank you.

CHAIRWOMAN GONSALVES: Any other questions or comments by the legislators?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of Item E-233-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

Thank you very much.

MR. DELANEY: Thank you.

CHAIRWOMAN GONSALVES: We have one more tabled item, and that is Item E-130-13, a resolution affirming to a special counsel contract entered into by the Nassau County Attorney and Albanese & Albanese.

A motion to un-table, please.

LEGISLATOR DUNNE: Move to un-table.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne --

LEGISLATOR WINK: Madam Presiding Officer, if I may. Just a point of order.

2 I had previously written out a recusal
3 form for this matter. So prior to it being un-
4 tabled, I'm going to ask that I be excused and
5 that the record reflect that I have in no way
6 entered into any deliberations, discussions, or
7 consideration of this item.

8 CHAIRWOMAN GONSALVES: You are recused.

9 Moved by Legislator Dunne, seconded by
10 Legislator Kopel.

11 All those in favor of un-tabling Item E-
12 130-13 signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 The item is un-tabled.

17 Now, Mr. May.

18 MR. MAY: We have Ms. Lisa Locurto from
19 the County Attorney's Office.

20 MS. LOCURTO: Good evening, legislators.
21 Lisa Locurto, County Attorney's Office.

22 This is a special counsel contract to
23 assist the county attorney's office in dealing
24 with a number of claims specifically related and
25 as a result of Super Storm Sandy.

2 The municipal background of the firm was
3 taken into consideration to handle these claims.
4 They are there to consult and give us advice as
5 to how best to defend the claims and to move
6 forward as the claims continue to come in.

7 CHAIRWOMAN GONSALVES: Any questions or
8 comments for Lisa? Minority Leader Abrahams.

9 LEGISLATOR ABRAHAMS: Thank you, Madam
10 Presiding Officer.

11 How are you, Ms. Locurto?

12 MS. LOCURTO: Very good, legislator.

13 LEGISLATOR ABRAHAMS: Just a couple
14 different questions.

15 One, how many claims are we talking about
16 in general?

17 MS. LOCURTO: There are -- I'm thinking.
18 I believe there are over 130 notices of claims
19 that have come in. A number of them are going to
20 lawsuit. Initially, before you sue the
21 municipality you file a notice of claim, and then
22 after the notice of claim period a summons and
23 complaint is filed. I can get you the exact
24 number of those that have become -- that have
25 moved to actual lawsuits and have filed summons

2 and complaints.

3 LEGISLATOR ABRAHAMS: I'll come down
4 and talk to you. I do know of one -- I know of
5 one big one, but I don't want to talk about it
6 now, either in executive session, which I don't
7 want to do really, or we can talk about it --

8 MS. LOCURTO: I think I am familiar,
9 Legislator, if it's the lawsuit that you're
10 referring to, the bigger claims --

11 LEGISLATOR ABRAHAMS: Yes.

12 MS. LOCURTO: with regards to the sewer
13 plant.

14 LEGISLATOR ABRAHAMS: Yes.

15 MS. LOCURTO: We can discuss that.

16 LEGISLATOR ABRAHAMS: Okay.

17 Then, obviously, how long has Albanese &
18 Albanese been working on these claims on behalf
19 of the county? Obviously, you know, if it's a
20 contract that we're approving today, how long
21 have they been working out of contract if they
22 have done any work at all?

23 MS. LOCURTO: We're mindful that to
24 retain is up to 25,000. I believe they have
25 definitely billed up to the 25,000. I don't have

2 an exact amount. I don't know if they have
3 submitted any bills beyond the 25,000. But I can
4 give you a more accurate answer when I go back to
5 our payroll person.

6 LEGISLATOR ABRAHAMS: Do you know when
7 they started? It looks like we were trying to do
8 this contract in July. So I'm guessing they
9 started before July. Is that a safe assumption?

10 MS. LOCURTO: I would assume probably it
11 was submitted in July. Probably -- if they began
12 work it would be in August. And they have begun
13 some work.

14 LEGISLATOR ABRAHAMS: Counsel is
15 telling me that the work, as per the contract
16 summary, was started March 11, 2013.

17 MS. LOCURTO: Unfortunately I don't have
18 it in front of me, so I will assume your
19 statement is correct.

20 LEGISLATOR ABRAHAMS: And you do
21 anticipate these contracts, once they are
22 approved by this committee, they are going to go
23 onto NIFA as well.

24 MS. LOCURTO: Yes. According to the
25 NIFA guidelines, if it exceeds 50,000 limit, then

it does go on to NIFA. Yes.

LEGISLATOR ABRAHAMS: Has your office had any discussions with NIFA staff to discuss the merit?

MS. LOCURTO: This particular contract?

LEGISLATOR ABRAHAMS: yeah.

MS. LOCURTO: No, not this particular contract.

LEGISLATOR ABRAHAMS: Okay. The reason I bring that up is because maybe knowing some of the claims that are out there, the exposure to the county is significant. That's why I was just curious if those conversations have taken place.

MS. LOCURTO: Understood.

LEGISLATOR ABRAHAMS: Okay. Thank you.

MS. LOCURTO: You're welcome.

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

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of E-130-13 signify by saying aye.

(Aye.)

2 Any opposed?

3 (No verbal response.)

4 The contract passes unanimously.

5 Thank you very much. Thank you, Ms.

6 Locurto.

7 We have consent items that I think we're
8 going to proceed first with.

9 I need a motion to dispense with the
10 reading of all these items.

11 Motion, please?

12 LEGISLATOR DUNNE: So moved.

13 LEGISLATOR ABRAHAMS: Second.

14 CHAIRWOMAN GONSALVES: Moved by
15 Legislator Dunne, seconded by Minority Leader
16 Kevan Abrahams.

17 All those in favor of dispensing with the
18 reading of the items signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (No verbal response.)

22 Okay.

23 LEGISLATOR DUNNE: Let the record show
24 that Legislator Wink joined us.

25 CHAIRWOMAN GONSALVES: Yes. Of course.

2 Legislator Wink has rejoined us. Thank you very
3 much.

4 Beginning with 463-13, 464-13, 465-13,
5 466-13, 467-13, 468-13, 469-13 -- by the way,
6 many of these items have gone through committees,
7 so we will incorporate the testimony from those
8 committees into the Rules Committee -- Item 470-
9 13, 471-13, 472-13, 473-13, 475-13, 476-13, 477-
10 13, 478-13, 479-13, 480-13, 484-13, 485-13, 486-
11 13, 487-13, 488-13, 489-13, 490-13, 491-13, 492-
12 13, 493-13, 494-13, 495-13, 496-13, 497-13, 498-
13 13, 499-13, 500-13, 501-13, 502-13, 504-13, 505-
14 13, 506-13, 507-13, 508-13, 509-13, 510-13, 512-
15 13, 513-13, 516-13, 517-13, 518-13, 519-13, 520-
16 13, 521-13, 522-13, 523-13, and I believe that's
17 it. We had a busy day today.

18 Motion, please?

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR KOPEL: Second.

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

23 Any questions or comments?

24 (No verbal response.)

25 Any public comment?

(No verbal response.)

All those in favor of those items that we just entered into the record please signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

Those item carry unanimously.

(Whereupon, the following is the minutes of the November 18, 2013 Finance Committee pertaining to Clerk Items 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 475, 476, 477, 478, 479, 480, 484, 485, 486, 487, 488, 489, 490, 506, 507, 508, 509, 510, 512, 513, 516, 517, and 518-13.)

Items 463, 464, 465, 466, 467, 468, 469, 470, and 471; these are resolutions to authorize the county assessor and/or the county treasurer and/or the receiver of taxes of the Towns of Hempstead, North Hempstead, and Oyster Bay to partially exempt from real property taxation certain real property situated in various school districts; exempt from real property taxation certain properties appearing on the assessment

2 rolls for the specific school; correct erroneous
3 assessments and taxes in accordance with the
4 petition of the assessor on specific properties;
5 and restore taxes in accordance with the
6 petitions from the assessor on specific
7 properties.

8 LEGISLATOR DUNNE: So moved.

9 CHAIRMAN NICOLELLO: Moved by Legislator
10 Dunne.

11 LEGISLATOR WALKER: Second.

12 CHAIRMAN NICOLELLO: Seconded by
13 Legislator Walker.

14 Any discussion? Legislator Denenberg.

15 LEGISLATOR DENENBERG: Mr. Valentino I
16 believe is here.

17 CHAIRMAN NICOLELLO: Yes.

18 LEGISLATOR DENENBERG: Hi, Mr.
19 Valentino. We had this discussion last year with
20 respect to corrections, some of them were state
21 issues with respect to STAR and the county had to
22 refund the money. Did we ever get any of the
23 money back from the state?

24 MR. VALENTINO: Well, the correct
25 procedure is we were supposed to charge back to

2 the school districts who were then supposed to
3 seek reimbursement from the state.

4 LEGISLATOR DENENBERG: And what
5 happened?

6 MR. VALENTINO: We are still waiting on
7 a decision on the county guarantee. It was going
8 to be done in unison with the Article 7 refunds.

9 LEGISLATOR DENENBERG: So the county
10 pays back the money that's owed due to the
11 exemption, yes?

12 MR. VALENTINO: Correct.

13 LEGISLATOR DENENBERG: And then the
14 county was going to seek the money back from the
15 schools?

16 MR. VALENTINO: That's the process the
17 state has in place. That's state law.

18 LEGISLATOR DENENBERG: And we were
19 seeking that back under the premise that the
20 county guarantee didn't force us to pay it for
21 the schools, correct?

22 MR. VALENTINO: The 2010 *New York*
23 *Telephone v. Town of North Hempstead* case states
24 the county guarantee does not apply to correction
25 of error petitions.

2 LEGISLATOR DENENBERG: So why is that
3 being held up with the case on the county
4 guarantee then?

5 MR. VALENTINO: Because we have to --

6 LEGISLATOR DENENBERG: If you said the
7 county guarantee doesn't apply.

8 MR. VALENTINO: Correct. But we have a
9 whole bunch of other refunds and we have to run a
10 whole script and program through Adapt so it was
11 easier if we just did it one pile, one foul
12 swoop.

13 LEGISLATOR DENENBERG: You said -- I
14 don't get that. If the county guarantee was
15 taken away under a county law that's been
16 challenged in court and is now on appeal, this
17 issue, you testified last year exactly like you
18 just said now, under a 2010 case this issue,
19 refund due to exemptions, doesn't come under the
20 county guarantee. It shouldn't be tied up in the
21 lawsuit at all then.

22 MR. VALENTINO: But there are certain
23 programs and other things that have to be written
24 in order to provide for these charge backs. It's
25 not as simple as just pressing a button and the

1 refunds are issued and there are charge backs to
2 school districts. The school districts need to
3 be brought on board. Everybody needs to be
4 explained their responsibilities. It was easier
5 if we did this once we had finality on the county
6 guarantee case.
7

8 LEGISLATOR DENENBERG: So, in other
9 words, right now we haven't charged the school
10 districts at all?

11 MR. VALENTINO: That's correct.

12 LEGISLATOR DENENBERG: And what's the
13 plan right now? We're not going to charge them
14 if we lose the county guarantee case?

15 MR. VALENTINO: If we lose the county
16 guarantee case there has to be certain processes
17 put in place in order to charge these refunds
18 back.

19 LEGISLATOR DENENBERG: I'm not really
20 sure I understand what you're saying at all. But
21 I hope we don't charge the schools at all. I
22 guess I'm -- I really can't understand what
23 you're saying.

24 MR. VALENTINO: The schools wouldn't --

25 LEGISLATOR DENENBERG: You said that

1 this case has nothing -- that due to a case the
2 county guarantee doesn't include these refunds
3 due to improperly processed exemptions that come
4 in late. You said that 2010 case said that this
5 was not covered under the county guarantee so
6 we're going to charge the schools, towns,
7 etcetera. But now you're saying we're waiting to
8 see what happens to the county guarantee case
9 before we charge for I guess delayed exemptions.
10

11 MR. VALENTINO: Correct. But Legislator
12 Denenberg, just to touch on a point you made
13 earlier. You're talking about with the STAR and
14 the Enhanced-STAR. As I noted, the schools would
15 be made whole. All they have to do is fill out a
16 form and send it to the state. There is a
17 process that we have to follow under RPTL §556.

18 LEGISLATOR DENENBERG: A lot of this
19 isn't -- and I've been looking at these this
20 year. Most of them aren't even STAR and Enhanced
21 STAR. It's other exemptions that were misfiled.
22 I see veteran's exemptions, veteran's exemptions,
23 home improvement exemptions.

24 MR. VALENTINO: Veterans doesn't touch
25 the school part. The senior touches on the

2 Enhanced STAR exemption. And the home
3 improvement also doesn't touch on the school,
4 that only touches on the general.

5 LEGISLATOR DENENBERG: But that's what
6 we're processing here.

7 MR. VALENTINO: Correct. But we wouldn't
8 charge those back because it never affected the
9 school district in the first place.

10 LEGISLATOR DENENBERG: Okay. I still
11 don't understand why, when it comes to STAR and
12 Enhanced STAR, we didn't charge -- I don't think
13 we should charge it through. But your reason for
14 charging it through was a 2010 case that
15 shouldn't have anything to do with the county
16 guarantee case that's up on appeal right now.

17 MR. VALENTINO: Legislator Denenberg,
18 just one question, one issue with that. It's not
19 the 2010 case. The 2010 case states the county
20 guarantee doesn't apply. The chargeback is
21 pursuant to state law, Real Property Tax Law
22 §556.

23 LEGISLATOR DENENBERG: So why would it
24 hold it up at all then?

25 MR. VALENTINO: Because as I noted, there

1 are certain scripts that have to be written and
2 certain processes in place before we can charge
3 these back. So we are waiting to get finality on
4 that decision, and I believe there is a hearing
5 scheduled in January. This should be resolved
6 relatively soon.

8 LEGISLATOR DENENBERG: Now my concern's
9 just greater because if we do charge it through
10 we are charging two years worth now to the
11 schools. The impact would be that much greater.

12 MR. VALENTINO: As I noted, the schools
13 would be reimbursed by the state for the Enhanced
14 STAR exemption and the STAR exemption. They
15 would be made whole.

16 LEGISLATOR DENENBERG: Then we should be
17 made whole.

18 MR. VALENTINO: We will be made whole by
19 charging it back to the school districts, who
20 then charge it back to the state. It seems like
21 needless bureaucracy but that's --

22 LEGISLATOR DENENBERG: You know what?
23 We're back to our argument last year, that we
24 should just go right to the state, but that's
25 besides the point.

1 MR. VALENTINO: I concur with your
2 sentiments exactly. But I have to adhere to the
3 Real Property Tax Law.
4

5 CHAIRMAN NICOLELLO: Just one question,
6 Mr. Valentino. Is there any statute of
7 limitations on these charge backs to the school
8 districts?

9 MR. VALENTINO: Three years.

10 CHAIRMAN NICOLELLO: Okay. I guess you
11 have to keep track of the three years because if
12 you wait too long then the chargeback procedure
13 won't be available, correct?

14 MR. VALENTINO: That's correct.

15 CHAIRMAN NICOLELLO: Legislator DeRiggi-
16 Whitton.

17 LEGISLATOR DeRIGGI-WHITTON: Thanks. Do
18 you have a total amount of how much we're talking
19 about?

20 MR. VALENTINO: The correction of error
21 I believe they generally put in the bonding is
22 around one or two million each year, if that.
23 There are 56 school districts, so. One or two
24 million total, broken up among 56 school
25 districts.

LEGISLATOR DeRIGGI-WHITTON: Okay. Just to summarize what you just said in a layman's term. In your opinion the schools should not be impacted by this, it should come from the state.

MR. VALENTINO: For the Enhanced STAR and the Basic STAR, yes. They have to submit a form to the state and the state will reimburse them.

LEGISLATOR DeRIGGI-WHITTON: So from what we can tell there shouldn't be any out-of-pocket expense from the schools.

MR. VALENTINO: Correct. The schools will be made whole.

LEGISLATOR DeRIGGI-WHITTON: Thank you.

CHAIRMAN NICOLELLO: Any other questions?

(No verbal response.)

Thank you, Mr. Valentino.

Any public comment?

(No verbal response.)

All in favor of these items signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

The items carry unanimously.

Item 472-2013 is a resolution providing for the issuance of a warrant directing the treasurer of the County of Nassau to pay to the supervisors of the several towns and to the treasurers of the several villages and cities within the County of Nassau, the sums as apportioned by the Nassau County Legislature based on a report filed by the county treasurer showing deposits for mortgage taxes for the period of one year commencing October 1, 2012.

LEGISLATOR DUNNE: So moved.

LEGISLATOR VENDITTO: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Dunne, seconded by Legislator Venditto.

Any questions on this item?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

The item carries unanimously.

Item 475 is a resolution authorizing the signing of a New York State Department of Transportation supplemental grant agreement for funds to support police services on construction and maintenance projects.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Dunne, seconded by Legislator Walker.

This is an item that authorizes the signing of a grant of \$1.2 million from the New York State Department of Transportation.

Any questions?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

It carries unanimously.

Item 476 is a resolution authorizing the County of Nassau acting on behalf of the

Department of Public Works to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation.

LEGISLATOR WALKER: So moved.

CHAIRMAN NICOLELLO: Moved by Legislator Walker, seconded by Legislator Wink.

Any questions on this item?

(No verbal response.)

Any public comment?

LEGISLATOR WINK: I'm sorry, Legislator Nicolello.

CHAIRMAN NICOLELLO: Sure.

LEGISLATOR WINK: Not to guild a lily. I was just going to make a quick comment about it.

This has been an ongoing issue for quite some time that I know Brian Schneider - there he is - has been involved with. It actually evolves the transfer of ownership of an acre of property as an in-kind donation as a value towards matching from the water district to Nassau County. It will help complete what is otherwise I think an exemplary improvement to the Standard's Brook Park.

I want to thank Brian. I want to thank everybody associated with this.

CHAIRMAN NICOLELLO: Okay. Thank you.

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

That item carries unanimously.

Items 477, 478, 479, and 480 are all resolutions authorizing and directing the treasurer of Nassau County to assign a certain tax lien certificate in connection with premises located in the Town of Hempstead.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Dunne, seconded by Legislator Walker.

Any questions?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

Carries unanimously.

Item 484-2013 is a resolution to authorize the transfer of appropriations heretofore made within the budget for the year 2013.

LEGISLATOR VENDITTO: So moved.

LEGISLATOR WALKER: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Venditto, seconded by Legislator Walker.

Any questions?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

It carries unanimously.

Item 485-2013 and 486. 485 is a resolution authorizing the county executive to execute a grant agreement between the County of

Nassau, acting on behalf of the County Department of Parks, Recreation, and Museums, and USA Track and Field Long Island.

486 is a resolution authorizing the county executive to execute a grant agreement between the County of Nassau, acting on behalf of the County Department of Parks, Recreation, and Museums, and Nassau County Firefighters Museum.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Dunne, seconded by Legislator Walker.

Any questions on these items?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

Carries unanimously.

Items 487, 488, 489, 490-2013 are all resolutions to authorize the county assessor and/or the treasurer of the county and/or the

receiver of taxes of the Towns of Hempstead, Oyster Bay, North Hempstead, and the City of Long Beach to correct erroneous assessments.

LEGISLATOR WALKER: So moved.

LEGISLATOR VENDITTO: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Walker, seconded by Legislator Venditto.

Any questions?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

They carry unanimously.

Items 491, 492, 493, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, and 505 are all ordinances supplemental to the annual appropriation ordinance in connection with the Department of Human Services, Office of Mental Health, Chemical Dependency, and Developmental Disability Services, Probation Department, Management and Budget, Police Department, Medical

2 Examiner's Office, Housing and Community
3 Development, Health Department and that's it.

4 LEGISLATOR DUNNE: So moved.

5 LEGISLATOR WALKER: Second.

6 CHAIRMAN NICOLELLO: Moved by Legislator
7 Dunne, seconded by Legislator Walker.

8 Almost all of these items went through
9 committees earlier.

10 Are there any questions among the
11 legislators?

12 (No verbal response.)

13 Any public comment?

14 (No verbal response.)

15 All in favor signify by saying aye.

16 (Aye.)

17 Those items carry unanimously.

18 Items 506, 507, 508, 509, 510 are
19 resolutions to authorize the transfer of
20 appropriations heretofore made within the budget
21 for the year 2013.

22 LEGISLATOR VENDITTO: So moved.

23 LEGISLATOR WALKER: Second.

24 CHAIRMAN NICOLELLO: Moved by Legislator
25 Venditto, seconded by Legislator Walker.

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Any questions?
(No verbal response.)
Any public comment?
(No verbal response.)
All in favor signify by saying aye.
(Aye.)
Those opposed?
(No verbal response.)
Those items carry unanimously.
Items 512 and 513 are resolutions
authorizing the county executive to execute
grants agreements between the County of Nassau
and the Long Island Children's Museum and the
Cornell University Cooperation Extension.
LEGISLATOR DUNNE: So moved.
LEGISLATOR WALKER: Second.
CHAIRMAN NICOLELLO: Moved by Legislator
Dunne, seconded by Legislator Walker.
Any questions on these items?
(No verbal response.)
Any public comment?
(No verbal response.)
All in favor signify by saying aye.
(Aye.)

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Those opposed?

(No verbal response.)

Those items carry unanimously.

Item 516-2013 is a resolution to
authorize the transfer of appropriations
heretofore made within the budget for the year
2013.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

CHAIRMAN NICOLELLO: Moved by Legislator
Dunne, seconded by Legislator Walker.

Any questions?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

It carries unanimously.

Item 517-2013 is a bond ordinance
providing for a capital expenditure to finance
the capital projects specified herein within the
County of Nassau and authorizing \$72 million of

2 bonds of the County of Nassau.

3 LEGISLATOR VENDITTO: So moved.

4 LEGISLATOR DUNNE: Second.

5 CHAIRMAN NICOLELLO: Moved by Legislator
6 Venditto, seconded by Legislator Dunne.

7 This is the project with respect to the
8 family and matrimonial center to be housed on the
9 social services building and to create an
10 expanded court complex in Mineola, to move the
11 family and matrimonial center from its current
12 cramped, insufficient housing in Westbury to a
13 better location.

14 There was discussion in the Public Works
15 Committee which I would like to incorporate by
16 reference.

17 (Whereupon, the following is the minutes
18 from the November 18, 2013 Public Works Committee
19 transcript pertaining to Clerk Item 517-13.)

20 We've got five items. The first item,
21 Clerk Item 517-13, which is a bond ordinance
22 authorizing \$72 million of bonds. This item is
23 for the Family Matrimonial Court that we
24 discussed earlier in Rules. So \$72 million of
25 bonds to finance the reconstruction.

2 May I have a motion, please?

3 LEGISLATOR WALKER: So moved.

4 CHAIRMAN KOPEL: Moved by Legislator
5 Walker, seconded by Legislator Becker.

6 MR. MAY: We have Mr. Ken Arnold from
7 DPW to speak on this item.

8 MR. ARNOLD: This is a bond ordinance to
9 fund the construction and all soft costs
10 associated with Phase 1 of the Family and
11 Matrimonial Court project in Mineola.

12 CHAIRMAN KOPEL: Do we have any
13 comments, any questions from legislators?

14 (No verbal response.)

15 Hearing none, any public comment?

16 (No verbal response.)

17 Hearing none; all those in favor please
18 signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (No verbal response.)

22 The item is moved unanimously.

23 (Whereupon, the following is the
24 continuation of the minutes of the November 18,
25 2013 Finance Committee meeting.)

CHAIRMAN NICOLELLO: Does anyone have any questions on this item at this time?

(No verbal response.)

Again, this is a very positive development for the residents of Nassau County and for all those that practice and the employees at the Family and Matrimonial Courts. This goes back to the Gulotta days. It's terrific that we're finally getting this done.

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

The item carries unanimously.

518-2013, which was amended in the Public Safety Committee, is a bond ordinance providing for a capital expenditure to finance the capital projects specified herein within the County of Nassau and authorizing \$40 million of bonds of the County of Nassau.

LEGISLATOR WALKER: So moved.

LEGISLATOR DUNNE: Second.

2 CHAIRMAN NICOLELLO: Moved by Legislator
3 Walker, seconded by Legislator Dunne.

4 I also ask that we incorporate by
5 reference the minutes of the Public Safety
6 Committee.

7 (Whereupon, the following is the minutes
8 of the November 18, 2013 Public Safety Committee
9 pertaining to Clerk Item 518-2013.)

10 The last item is 518-13, a bond ordinance
11 providing for capital expenditures to finance the
12 capital projects specified herein within the
13 County of Nassau, authorizing \$3,250,000 of bonds
14 of the County of Nassau to finance said
15 expenditure, and making certain determinations
16 pursuant to the State Environmental Quality
17 Review Act, pursuant to the Local Finance Law of
18 New York, and the County Government Law of Nassau
19 County.

20 Legislator Venditto makes the motion,
21 seconded by Legislator Ford.

22 Any questions? First, who is here to
23 speak on this?

24 MR. MAY: I'm sorry. Mr. Chairman,
25 which is the item number we're up to?

2 CHAIRMAN DUNNE: This is 518-13.

3 MR. MAY: We have Mr. Rich Millet and
4 Ken Arnold.

5 CHAIRMAN DUNNE: There is an amendment
6 in substitution of this item to correct the
7 amount from \$3,250,000 to -- do you have the
8 figure Mr. Arnold? The amendment is to correct
9 it. Mr. Ken Arnold.

10 MR. ARNOLD: 518-13 is the bond
11 ordinance for the crime lab project as previously
12 reduced at the rules contract today.

13 CHAIRMAN DUNNE: The amendment is to fix
14 the figure at \$40 million in bonds.

15 We have the motion to amend it by Denise
16 Ford, seconded by Legislator Belesi.

17 Now, Mr. Arnold. It's 40 million.

18 MR. ARNOLD: This is the bond ordinance.

19 LEGISLATOR DENENBERG: For what?

20 MR. ARNOLD: This is the bond ordinance
21 for the project of the crime lab, Phase 3 of the
22 PSE. It's for the construction and all the soft
23 costs associated with that work.

24 CHAIRMAN DUNNE: Any questions from any
25 of the legislators on the amendment? Legislator

Denenberg.

LEGISLATOR DENENBERG: Why are we amending from 3.25 to 40? It was just a typo?

MR. ARNOLD: It was a typo.

LEGISLATOR DENENBERG: It's a big typo.

CHAIRMAN DUNNE: So we're just fixing the amount.

LEGISLATOR DENENBERG: And this is the bonding to fund the contract that was approved by Rules?

MR. ARNOLD: That is correct.

LEGISLATOR DENENBERG: Okay. And without this bonding that contract, we wouldn't be able to enter into it?

MR. ARNOLD: That is correct.

LEGISLATOR DENENBERG: And you think this is all we're going to need to restore the crime lab?

MR. ARNOLD: Yes.

CHAIRMAN DUNNE: Any public comment?

(No verbal response.)

On the amendment, all in favor of the amendment indicate by saying aye.

(Aye.)

All in favor. It passed seven/nothing.

Now, on the item itself, all in favor indicate by saying aye - as amended.

(Aye.)

That's seven/nothing also.

(Whereupon, the following is the continuation of the minutes of the November 18, 2013 Finance Committee meeting.)

CHAIRMAN NICOLELLO: Any questions on this item?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

The item carries unanimously.

(Whereupon, the following is the minutes of the November 18, 2013 Government Services Committee pertaining to Clerk Item 473-13.)

We have one item, which is Item 473-13, which is a local law to adopt the Super Storm Sandy Assessment Relief Act.

Mr. May.

MR. MAY: We have Mr. Dan Valentino from the Department of Assessment.

MR. VALENTINO: Hi. My name is Dan Valentino. I'm a deputy county attorney assigned to the Nassau County Department of Assessment. This is our opt-in legislation to the Super Storm Sandy Assessment Relief Act. Governor Cuomo signed this bill on October 22. We have 45 days from that date to opt-in to this bill, which brings us to December 6, so this bill is timely.

This bill offers real property tax relief to certain homeowners who were affected by Super Storm Sandy.

Are there any questions?

LEGISLATOR FORD: Thank you very much.

CHAIRMAN KOPEL: Motion by Legislator Dunne, seconded by Legislator Becker.

LEGISLATOR FORD: I just want to say I'm really happy about this because -- my thanks to Governor Cuomo and of course the county executive for following up on this because it is very, very important for homeowners.

I know that the residents and I guess --

2 is it businesses as well or is this just
3 residential property?

4 MR. VALENTINO: It includes businesses
5 as well.

6 LEGISLATOR FORD: Okay. Do they have to
7 already -- I know that we did a drive where a lot
8 of people sent in the property assessment forms
9 that we were handing out, especially to those
10 affected by Sandy. Do residents still -- do they
11 still have an opportunity to fill out that form
12 or is this going to be based on those that did it
13 already?

14 MR. VALENTINO: Yes. They have 90 days
15 from the governor's signature, assuming this bill
16 is passed, to opt in, fill out an application,
17 and sign up. So that brings you to January 21,
18 so there is still time.

19 LEGISLATOR FORD: Can we get information
20 so I could send it out? I know invariably,
21 inevitably we always have people who forget. I
22 still have a number of residents that are still
23 not in their homes, so they don't always get
24 their mail.

25 MR. VALENTINO: Sure.

LEGISLATOR FORD: If you could send me something, I really would appreciate it. I would like people to take advantage of this as best as they can.

MR. VALENTINO: Glad to help in any way that I can.

LEGISLATOR FORD: I thank you.

CHAIRMAN KOPEL: Anyone else? Yes.
Legislator Denenberg.

LEGISLATOR DENENBERG: Mr. Valentino, under I believe it's state law, any time someone has a casualty they can apply during that year to get their assessment reduced even though it might be after the normal period to challenge. We then got an extension because Sandy happened in '12 to April 1; am I correct?

MR. VALENTINO: That's correct.

LEGISLATOR DENENBERG: So if someone applied to have their assessment reduced for '12, which would have been for the 13/14 school taxes and probably the 14 general tax then, if they applied by April 1 they might have received a reduction, correct?

MR. VALENTINO: That's correct.

2 LEGISLATOR DENENBERG: I checked with
3 Jim Davis' office, which is your boss, that I
4 think it was only about 5,000 or 5,200 people
5 applied before the April 1 deadline.

6 MR. VALENTINO: That's correct.

7 LEGISLATOR DENENBERG: How does this
8 affect those who did apply before the April 1
9 deadline?

10 MR. VALENTINO: Those that applied, we
11 were able to get it on their tax bill and they
12 were able to get this relief immediately.

13 LEGISLATOR DENENBERG: So should they be
14 applying again or it would not work?

15 MR. VALENTINO: We're working --

16 LEGISLATOR DENENBERG: I have -- let's
17 say -- I'm trying to know what to tell my
18 constituents. I have south shore constituents,
19 Merrick, Bellmore, Wantagh, Seaford that applied
20 to get reduction because of Sandy. They got a
21 reduction or didn't hear yet, let's say.
22 Theoretically they should have heard. Now we
23 have the Super Storm Sandy Assessment Relief Act.
24 Do they apply again?

25 MR. VALENTINO: We are working in

1 conjunction with ORBS to have our property damage
2 review form approved by them. It's exactly the
3 same as the state form. Right now we are still
4 in a holding pattern. They already received the
5 relief on the 13/14. This would also offer them
6 relief under the 12/13 as well. The bill covers
7 two years.

8
9 LEGISLATOR DENENBERG: So if someone
10 applied before April 1 that would not have given
11 them a reduction for 12/13, that would have given
12 them a reduction for 13/14; correct?

13 MR. VALENTINO: Correct. Because we were
14 operating under --

15 LEGISLATOR DENENBERG: But they can get
16 a reduction. Under this relief act they can get
17 a reduction for two years.

18 MR. VALENTINO: Correct.

19 LEGISLATOR DENENBERG: So we should
20 encourage anyone -- so then my answer is anyone
21 who applied should apply again. Anyone who
22 didn't apply should apply.

23 MR. VALENTINO: Correct.

24 LEGISLATOR DENENBERG: And where is the
25 form?

2 MR. VALENTINO: The form is online. It's
3 on our website. It's also on the Office of Real
4 Property Tax Services website. They have a whole
5 section dedicated to Super Storm Sandy. They
6 actually have a nice synopsis of this bill, and
7 the form is right on there.

8 LEGISLATOR DENENBERG: Is the ORBS form
9 different than the form people would have filled
10 out before April 1?

11 MR. VALENTINO: You can look at them.
12 The forms are pretty much identical. The only
13 difference is a certification. And we are
14 working with ORBS to get our form approved
15 because we have deviated in the past from the
16 state forms and ORBS has given us their approval.

17 LEGISLATOR DENENBERG: So since we're
18 already past the '12 and '13 year and really
19 passed the 13/14 year because everyone's been
20 paying their 13/14 school taxes, this would be a
21 refund.

22 MR. VALENTINO: Correct, but --

23 LEGISLATOR DENENBERG: Not just a
24 reduction, a refund.

25 MR. VALENTINO: It will be a refund,

correct.

LEGISLATOR DENENBERG: And the refund comes from the state or from the county?

MR. VALENTINO: We're working in conjunction with the state, in conjunction with the federal government. We have community development block grant disaster relief loans, and I believe that we were approved for around 25 million, so this should be direct reimbursement. There shouldn't be any refund liability.

LEGISLATOR DENENBERG: The County would reimburse my constituents but the county would reimbursed itself through federal funds?

MR. VALENTINO: Correct. Passing through the state then through the county.

LEGISLATOR DENENBERG: How do we know how much until people apply?

MR. VALENTINO: We have a list from FEMA and we have the 4200 you referenced before. We are compiling these numbers and we did have to give our estimates. I believe it's in the state action plan, the amount that we requested.

LEGISLATOR DENENBERG: So let me get this straight. Under the Super Storm Sandy

1 Assessment Relief Act, you apply for a reduction,
2 a homeowner or business can apply for a reduction
3 that they think they are entitled to. It would
4 be reviewed by our assessor's office and then if
5 they receive a reduction, as they asked for or an
6 amount less than they asked for, they would get a
7 refund in accordance with the assessment
8 reduction times the tax rate.
9

10 MR. VALENTINO: Your understanding is
11 correct. But there also is a grievance mechanism
12 where they can grieve through ARC, and if they
13 disagree with ARC they can then file an Article
14 7.

15 LEGISLATOR DENENBERG: And the relief,
16 the tax relief, due to the assessment relief,
17 would be for school taxes, village or town taxes,
18 county taxes, and any special district tax?

19 MR. VALENTINO: Correct, Legislator.
20 Just not village, though. Keep in mind, we don't
21 levy for the village. The villages are separate
22 units from us, so the villages have to opt in on
23 their own and they would be responsible for
24 issuing their refunds.

25 LEGISLATOR DENENBERG: And if you

1 applied before April 1 you should apply again
2 because this would be for 12/13 not just for
3 13/14.
4

5 MR. VALENTINO: That's correct. But we
6 are working to get our form approved, this way
7 people don't needlessly have to continuously fill
8 out forms that have the same information on them.

9 LEGISLATOR DENENBERG: Okay. Thank you.
10 Wait. Hold on one second. That was my last
11 question. But let the record reflect that
12 Legislator Wink joined us as well.

13 CHAIRMAN KOPEL: Legislator Wink, do you
14 have any questions?

15 LEGISLATOR WINK: No.

16 CHAIRMAN KOPEL: Okay. Any public
17 comment?

18 (No verbal response.)

19 Okay. All in favor of this item please
20 so signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 (Whereupon, the following is the minutes
25 of the November 18, 2013 Health and Social

2 Services Committee pertaining to Clerk Item 491,
3 492, 498, 499, 500, 501, 502, and 505-13.)

4 There are nine items on the agenda today.
5 The first is Clerk Item 491-13, which is an
6 ordinance supplemental to the annual
7 appropriation ordinance in connection with the
8 Department of Human Services, Office of Mental
9 Health, Chemical Dependency, and Developmental
10 Disability Services.

11 May I have a motion, please?

12 LEGISLATOR BECKER: So moved.

13 LEGISLATOR VENDITTO: Second.

14 CHAIRWOMAN WALKER: Motion by Legislator
15 Becker, seconded by Legislator Venditto.

16 The item is before us.

17 Mr. May.

18 MR. MAY: We have Commissioner Lisa
19 Murphy and Mr. Brian Hall from the Department of
20 Human Services.

21 MR. HALL: Good afternoon. This is an
22 appropriation for \$4,277,824. It's for our
23 methadone clinic. Sixty percent, which is
24 covered by the state, and the rest is covered by
25 Medicaid reimbursement and patient receipts.

It's to run the methadone clinic for 2014 at zero cost to the county.

CHAIRWOMAN WALKER: Are there any questions by the legislators?

(No verbal response.)

I do have one slip that was put in. I'm sorry. Legislator Bosworth, I didn't see you raise your hand. I apologize.

LEGISLATOR BOSWORTH: Hi. Good afternoon. So I just -- this is a rather large amount and it's wonderful that we're going to have the funds for this. Could I just -- do you have any sense of which communities these funds will be expended in?

COMMISSIONER MURPHY: This is actually for the clinic that we run over at Nassau Community Medical Center. It takes care of approximately 600 patients a day, seven days a week, from throughout the county.

LEGISLATOR BOSWORTH: So it's all for that one clinic?

COMMISSIONER MURPHY: Yes, it is.

LEGISLATOR BOSWORTH: Okay. That's very helpful. Thank you.

2 CHAIRWOMAN WALKER: Any other
3 legislators?

4 (No verbal response.)

5 We have a slip put in by Terenna
6 Williams.

7 MS. WILLIAMS: Hello. My name is Terena
8 Williams. I guess I'm going to introduce myself
9 and re-introduce my organization, which is Glory
10 House Recovery. We help out homeless people who
11 are, you know, mentally challenged, with
12 substance abuse, mental illness, domestic
13 violence, HIV, and transitioning from the prison
14 system.

15 I'm here because we always get left out
16 because our agency, you know, we are in the
17 budget of -- our budget is usually under \$400,000
18 a year. We seriously would like you to consider
19 our organization in funding because we need it
20 seriously to maintain ourselves for next year.

21 We service every area of Nassau County.
22 We may be located in Roosevelt and Hempstead but
23 we service the areas that you guys cover. So we
24 just wanted to say that.

25 Go ahead. Say your name.

2 UNIDENTIFIED SPEAKER: I'm a newcomer to
3 Glory House. This is my first time being a
4 homeless person. All I know is Glory House has
5 given me care, it never quits. She, Terena
6 Williams works 24/7 to help Glory House. She
7 only knows Glory House is first, as far as her
8 priorities.

9 MR. SMITH: My name is Daniel Smith.
10 I'm from Bellmore. I've been at Glory House for
11 like eight months. It's been very helpful in me
12 getting myself back together from substance
13 abuse. She's a great woman for what she works
14 for. Anybody can call her anytime, day or night,
15 and she's there for them.

16 Thank you.

17 ROCHELLE: My name is Rochelle. I'm
18 over by Glory House. I think it's a good place,
19 instead of being on the streets. Terena Williams
20 is a very sweet lady. And bless everybody.

21 MS. WILLIAMS: We really just need your
22 assistance. We can't keep our doors open on the
23 funding that we have. We are asking you to
24 consider us in the budget.

25 LEGISLATOR JACOBS: Ms. Walker, if I

could just ask something.

CHAIRWOMAN WALKER: Legislator Becker,
and then Legislator Jacobs.

LEGISLATOR BECKER: Mr. Murphy, could I
ask you a question? Are you familiar with Glory
House?

COMMISSIONER MURPHY: This is actually
the first time that I have met these folks.

LEGISLATOR BECKER: Would you be so kind
as to take her information? Because I know Ms.
Williams and I know the work that they do. If
you could -- I know there are certain criteria
that people have to follow. If you would meet
with her some time --

COMMISSIONER MURPHY: I will give her my
information.

LEGISLATOR BECKER: And then have a
meeting with her and see if there is any way --
after meeting with her, if she could be involved
in our programs here.

Thank you, Ms. Murphy. Thank you for
being here, Ms. Williams. I appreciate it.

MS. WILLIAMS: Thank you.

CHAIRWOMAN WALKER: Legislator Jacobs.

2 LEGISLATOR JACOBS: Yes. Ms. Williams,
3 hi. I may not be understanding this totally
4 correctly, and correct me if I'm going wrong.
5 This money is being given to the hospital to use
6 in their program to treat people in need. I am
7 wondering, have you ever spoken to the hospital
8 directly?

9 MS. WILLIAMS: Actually, I don't think
10 that I was supposed to do my public comment on
11 this, it's for health and human services. We
12 don't do methadone maintenance at our facility.
13 So I don't know where --

14 LEGISLATOR JACOBS: You actually deal
15 with people who are homeless.

16 MS. WILLIAMS: Who have substance abuse,
17 mental illness, domestic violence, HIV, and from
18 the prison systems.

19 LEGISLATOR JACOBS: We're looking at the
20 explanation of this item, I could see why you
21 would choose to get up under this item.

22 MS. WILLIAMS: Right. That's not us.

23 LEGISLATOR JACOBS: The only reason I'm
24 asking you is perhaps when you speak to Ms.
25 Murphy, it is possible maybe via the hospital

2 some funds could be made available. If this
3 money is being given to the hospital directly --
4 believe me, I'm talking off the top of my head
5 and am not sure about any of this. But maybe
6 your money could be given through the hospital.
7 I don't know. It's just a thought I have. But I
8 would definitely pursue that a little bit.

9 MS. MURPHY: Okay. Thank you.

10 LEGISLATOR JACOBS: I wish you good
11 luck.

12 CHAIRWOMAN WALKER: Terena, I just want
13 to thank you too. Even if you came up under the
14 wrong item, you now know Ms. Murphy and Ms.
15 Murphy and you can get together and see what we
16 could do to help you.

17 MS. WILLIAMS: Thank you.

18 CHAIRWOMAN WALKER: Thank you.

19 Are there any other questions or any
20 other public comment?

21 (No verbal response.)

22 All in favor?

23 (Aye.)

24 Any opposed?

25 (No verbal response.)

Motion carries unanimously.

Item 492-13 is an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services.

Item 500-13 is an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services, Office of Mental Health, Chemical Dependency, and Developmental Disability Services.

Item 501-13 is an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services, Office of Mental Health, Chemical Dependency, and Developmental Disability Services.

Item 502-13 is also an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services, Office of Mental Health, Chemical Dependency, and Developmental Disability Services.

Item 503-13 is an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services, as is 505-13, an ordinance supplemental to the

annual appropriation ordinance in connection with the Department of Human Services.

Could I have a motion, please?

LEGISLATOR BECKER: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN WALKER: Moved by Legislator Becker, seconded by Legislator Kopel.

Ms. Lisa Murphy.

COMMISISONER MURPHY: Hello.

CHAIRWOMAN WALKER: I know we gave you a lot there.

COMMISSIONER MURPHY: Yes. Item 492-13 is a supplemental appropriation for \$10,294,000. That is for adult service, mental health services. It's 100 percent. It's funded by the Office of Mental Health, State Office of Mental Health.

Item Number 500-13 is a supplemental appropriation in the amount of \$714,435. That is 100 percent funded by -- it's a federal program funded by SAMSHA, and that is to provide services for mental health, for families and children. It's the No Wrong Door policy.

Item Number 501-13 is a supplement in the

1 amount of \$2,574,071. It is 100 percent funded
2 also by the Office of Mental Health, the New York
3 State Office of Mental Health. It is to provide
4 child mental health services.
5

6 Item Number 502-13 is a supplement in the
7 amount of \$24,621,257. It is 100 percent. It is
8 funded by OASIS. It is to fund our chemical
9 dependency programs.

10 Item Number 503-13 is a supplement in the
11 amount of \$80,077. We are the subcontract on
12 this. It is 100 percent funded. We are the pass
13 through from North Shore LIJ that was the
14 recipient of this grant. It is from the Centers
15 for Disease Control. It is to do research on the
16 mental health effects of Hurricane Sandy.

17 Item Number 505-13 is also 100 percent.
18 It is federal funded in the amount of \$64,000,
19 and that is for a systems integration grant for
20 the Office of the Aging. That's for technical
21 assistance.

22 CHAIRWOMAN WALKER: Okay. Are there any
23 questions on all except 503, because Legislator
24 Jacobs has to recuse herself on 503? Any
25 questions from the legislators on 492, 500, 501,

502, or 505?

(No verbal response.)

No questions from the legislators. Any questions from the public?

(No verbal response.)

All in favor of all of those items?

(Aye.)

Any nays?

(No verbal response.)

They pass unanimously.

Then Item Number 503, any questions from the legislators on 503?

(No verbal response.)

Any questions from the public?

(No verbal response.)

All those in favor?

(Aye.)

Any opposed?

(No verbal response.)

Passes unanimously.

We have two more items on the agenda, and I will call the two of them together.

Item Number 498-13, which is an ordinance supplemental to the annual appropriation

ordinance in connection with the Health Department.

Item Number 499-13, an ordinance supplemental to the annual appropriation ordinance in connection with the Health Department.

Motion, please?

LEGISLATOR BECKER: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN WALKER: Motion by Legislator Becker, seconded by Legislator Kopel.

We have Mary Ellen Laurain here to speak to us.

MS. LAURAIN: Good afternoon. Item 498-13 is a supplemental appropriation in the amount of \$49,000. This is for the sexually transmitted disease intervention systems grant. This is a one-time funding from New York State Department of Health to support our already existing sexually transmitted disease program.

CHAIRWOMAN WALKER: Any questions on 498? That's 498, correct?

MS. LAURAIN: Yes.

CHAIRWOMAN WALKER: And the other is

499.

MS. LAURAIN: Yes.

CHAIRWOMAN WALKER: Do you want to do that too and then we'll do them together.

MS. LAURAIN: 499-13 is a supplemental appropriation in the amount of \$206,311. This is for the community health worker program. This is funded through New York State Department of Health and it provides services to pregnant women and their families in the Village of Hempstead and the community of Roosevelt.

CHAIRWOMAN WALKER: Are there any questions or comments from the legislators on Item 499 or 500?

(No verbal response.)

Any public comment?

(No verbal response.)

All those in favor?

(Aye.)

Any opposed?

(No verbal response.)

Motion carries unanimously.

(Whereupon, the following is the minutes of the November 18, 2013 Public Safety Committee

2 pertaining to Clerk Item Numbers 493, 494, 495,
3 496, 504, and 518-13.)

4 The next item is 493-13 and I'm going to
5 also call 504-13 because they are both dealing
6 with probation. It's an ordinance supplemental
7 to the annual appropriations ordinance in
8 connection with the Probation Department, that's
9 493. 504-13 is an ordinance supplemental to the
10 annual appropriations ordinance in connection
11 with the Probation Department.

12 Who is here to speak?

13 MR. SHANK: Ed Shank from the Nassau
14 County Probation Department.

15 CHAIRMAN DUNNE: First we have a motion
16 from Legislator Venditto, and seconded by
17 Legislator Belesi.

18 Now, Mr. Shank. I'm sorry.

19 MR. SHANK: Thank you. 493 is a
20 supplemental appropriation of \$103,200 from the
21 Division of Criminal Justice Services with regard
22 to the services offered to offending juveniles
23 who do not pose a risk to public safety.

24 Through comprehensive coordinated
25 services, including evidence-based family

2 intervention, and respite housing, in lieu of
3 detention, the Nassau County Juvenile Justice
4 Reform Project will decrease the detention and
5 placement where it is not needed, match the level
6 of services and supervision with the risk and the
7 need level of each youth and ensure that juvenile
8 justice services are administered fairly and
9 efficiently.

10 CHAIRMAN DUNNE: And 504?

11 MR. SHANK: 504 is a grant of \$116,560;
12 it is from the New York State Office of Children
13 and Family Services. This program seeks to aid
14 in juvenile reform by assessing risk levels and
15 then matching that risk to the proper level of
16 intervention needed by the juvenile.

17 The targeted population is youth who were
18 alleged juvenile delinquents and youth
19 adjudicated to be persons in need of supervision.
20 And the services are provided by an outside
21 agency.

22 CHAIRMAN DUNNE: Thank you, Mr. Shank.

23 Is there any legislative comment?

24 (No verbal response.)

25 Is there any public comment?

(No verbal response.)

There being none; all those in favor indicate by saying aye.

(Aye.)

Any against?

(No verbal response.)

It so passes.

MR. SHANK: Thank you.

CHAIRMAN DUNNE: Thank you.

Next item is Item 495-13, it's an ordinance supplemental to an annual appropriations ordinance in connection with the police department.

Who do we have from the police department?

SERGEANT STEPHANOFF: Good afternoon.

Sergeant Greg Stephanoff.

This is our Operation Impact grant for \$472,100. This money is going to be used for overtime funding and equipment to enhance investigations and street level enforcement with the focus on reducing gun violence and residential burglaries.

CHAIRMAN DUNNE: The motion was by

Legislator Belesi, seconded by Legislator Denise Ford.

LEGISLATOR DENENBERG: Question.

CHAIRMAN DUNNE: Question. Legislator Denenberg.

LEGISLATOR DENENBERG: You said overtime funding.

SERGEANT STEPHANOFF: It's going to be part overtime and part equipment.

LEGISLATOR DENENBERG: For this program?

SERGEANT STEPHANOFF: Yes.

LEGISLATOR DENENBERG: Okay. Thank you.

CHAIRMAN DUNNE: Is there any public comment?

(No verbal response.)

There being none; all in favor signify by saying aye.

(Aye.)

Any against?

(No verbal response.)

Seven/nothing, it passes on to Finance.

The next item is Item 496-13, an ordinance supplemental to the annual appropriations ordinance in connection with the

2 Medical Examiner's Office.

3 MS. DOOLING: Hi. Karen Dooling,
4 Medical Examiner, Forensic DNA Lab.

5 This is a supplemental appropriation for
6 a federal pass-through grant for approximately
7 \$19,000. It's a no match, and it will be used
8 for the upkeep of the laboratory information
9 management system and for accreditation fees.

10 CHAIRMAN DUNNE: Legislator Venditto
11 wanted to make that motion, seconded by
12 Legislator Denise Ford.

13 Any questions? Legislator Denenberg.

14 LEGISLATOR DENENBERG: Is this in
15 relation to get the crime lab back?

16 MS. DOOLING: The Forensic DNA
17 Laboratory at the Medical Examiner's has been
18 operational since 2003, holding accreditation, so
19 this particular grant no.

20 LEGISLATOR DENENBERG: This is just to
21 maintain what we've been doing as opposed to
22 addressing where we -- the part of the lab that
23 lost its accreditation.

24 MS. DOOLING: Yes. That's correct. A
25 small portion will be used for upkeep of the

laboratory information management system which does have an overall affect on the other disciplines, including latent prints.

LEGISLATOR DENENBERG: Thanks.

CHAIRMAN DUNNE: Thank you, Karen.

Any public comment?

(No verbal response.)

There being none; all in favor indicate by saying aye.

(Aye.)

Any against?

(No verbal response.)

Seven/nothing, it goes on to Finance.

The last item is 518-13, a bond ordinance providing for capital expenditures to finance the capital projects specified herein within the County of Nassau, authorizing \$3,250,000 of bonds of the County of Nassau to finance said expenditure, and making certain determinations pursuant to the State Environmental Quality Review Act, pursuant to the Local Finance Law of New York, and the County Government Law of Nassau County.

Legislator Venditto makes the motion,

2 seconded by Legislator Ford.

3 Any questions? First, who is here to
4 speak on this?

5 MR. MAY: I'm sorry. Mr. Chairman,
6 which is the item number we're up to?

7 CHAIRMAN DUNNE: This is 518-13.

8 MR. MAY: We have Mr. Rich Mallett and
9 Ken Arnold.

10 CHAIRMAN DUNNE: There is an amendment
11 in substitution of this item to correct the
12 amount from \$3,250,000 to -- do you have the
13 figure Mr. Arnold? The amendment is to correct
14 it. Mr. Ken Arnold.

15 MR. ARNOLD: 518-13 is the bond
16 ordinance for the crime lab project as previously
17 reduced at the rules contract today.

18 CHAIRMAN DUNNE: The amendment is to fix
19 the figure at \$40 million in bonds.

20 We have the motion to amend it by Denise
21 Ford, seconded by Legislator Belesi.

22 Now, Mr. Arnold. It's 40 million.

23 MR. ARNOLD: This is the bond ordinance.

24 LEGISLATOR DENENBERG: For what?

25 MR. ARNOLD: This is the bond ordinance

1 for the project of the crime lab, Phase 3 of the
2 PSE. It's for the construction and all the soft
3 costs associated with that work.
4

5 CHAIRMAN DUNNE: Any questions from any
6 of the legislators on the amendment? Legislator
7 Denenberg.

8 LEGISLATOR DENENBERG: Why are we
9 amending from 3.25 to 40? It was just a typo?

10 MR. ARNOLD: It was a typo.

11 LEGISLATOR DENENBERG: It's a big typo.

12 CHAIRMAN DUNNE: So we're just fixing
13 the amount.

14 LEGISLATOR DENENBERG: And this is the
15 bonding to fund the contract that was approved by
16 Rules?

17 MR. ARNOLD: That is correct.

18 LEGISLATOR DENENBERG: Okay. And
19 without this bonding that contract, we wouldn't
20 be able to enter into it?

21 MR. ARNOLD: That is correct.

22 LEGISLATOR DENENBERG: And you think
23 this is all we're going to need to restore the
24 crime lab?

25 MR. ARNOLD: Yes.

CHAIRMAN DUNNE: Any public comment?

(No verbal response.)

On the amendment, all in favor of the amendment indicate by saying aye.

(Aye.)

All in favor. It passed seven/nothing.

Now, on the item itself, all in favor indicate by saying aye - as amended.

(Aye.)

That's seven/nothing also.

(Whereupon, the following is the minutes of the November 18, 2013 Public Works Committee pertaining to Clerk Item Number 517-13.)

Clerk Item 517-13, which is a bond ordinance authorizing \$72 million of bonds. This item is for the Family Matrimonial Court that we discussed earlier in Rules. So \$72 million of bonds to finance the reconstruction.

May I have a motion, please?

LEGISLATOR WALKER: So moved.

CHAIRMAN KOPEL: Moved by Legislator Walker, seconded by Legislator Becker.

MR. MAY: We have Mr. Ken Arnold from DPW to speak on this item.

MR. ARNOLD: This is a bond ordinance to fund the construction and all soft costs associated with Phase 1 of the Family and Matrimonial Court project in Mineola.

CHAIRMAN KOPEL: Do we have any comments, any questions from legislators?

(No verbal response.)

Hearing none, any public comment?

(No verbal response.)

Hearing none; all those in favor please signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item is moved unanimously.

(Whereupon, the following is the continuation of the minutes of the November 18, 2013 Rules Committee meeting.)

We have Item 446-13, an ordinance -- it went through Public Safety and Finance. It's an ordinance supplemental to the annual appropriation ordinance in connection with the Traffic and Parking Violation Agency.

2 Motion, please?

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR KOPEL: Second.

5 CHAIRWOMAN GONSALVES: Moved by
6 Legislator Dunne, seconded by Legislator Kopel.

7 MR. MAY: We have Judge Marks here, Mr.
8 David Rich. If there are any questions from the
9 legislators, we can certainly discuss it. I
10 think it's been discussed quite a bit already,
11 but we're happy to answer any questions.

12 CHAIRWOMAN GONSALVES: Is there
13 anything else you wish to add? I don't know if I
14 said this, but please incorporate the testimony
15 from the earlier committees.

16 (Whereupon, the following is the minutes
17 from the November 18, 2013 Public Safety
18 Committee pertaining to Clerk Item 446-13.)

19 The first item to come before us this
20 afternoon is Item 446-13, it's an ordinance
21 supplemental to the annual appropriations
22 ordinance in connection with the Traffic and
23 Parking Violations Agency.

24 Whom do we have to discuss this today?

25 MR. MAY: We have Judge John Marks from

TPVA, as well as Mr. David Rich from TPVA.

CHAIRMAN DUNNE: Judge Marks, good to see you.

JUDGE MARKS: Good afternoon. John Marks, Executive Director, Nassau County Traffic and Parking Violations Agency.

MR. RICH: Dave Rich, Deputy Director of Nassau County Traffic and Parking Violations Agency.

CHAIRMAN DUNNE: Just a brief explanation of the item.

MR. RICH: We're requesting a supplemental appropriation of \$3 million for the red light contract which is with American Traffic Solutions.

CHAIRMAN DUNNE: Any questions from any of the legislators?

(No verbal response.)

Any public comment?

Legislator Ford has a question.

LEGISLATOR FORD: Sorry about that.

CHAIRMAN DUNNE: First, Legislator Ford put the motion and Legislator Belesi seconded it.

We are ready for your question now.

LEGISLATOR FORD: Is this a continuation with the same company?

MR. RICH: Yes, it is.

LEGISLATOR FORD: And where are they located?

MR. RICH: Arizona.

LEGISLATOR FORD: And we can't get any companies closer to do this?

MR. RICH: When we issued the RFP they were -- I don't believe there are any New York companies at this time. When we issued the RFP back in 2009 they were selected as the best candidate.

LEGISLATOR FORD: And how many people responded to the RFP?

MR. RICH: At the time, I believe five organizations.

LEGISLATOR FORD: And they get -- I'm sorry about this. Then we give them \$3 million to administer the program?

MR. RICH: This is actually an additional \$3 million. When we had budgeted this for 2013 we anticipated a contract expense of \$7.3 million. Right now we're looking at roughly

2 \$10 million.

3 LEGISLATOR FORD: What is the increase
4 due to?

5 MR. RICH: The increase is because state
6 legislation allowed for an additional 50
7 intersections to be added, so we have been adding
8 additional cameras. With the additional cameras,
9 we have an increase in violations, which is an
10 increase in revenue.

11 LEGISLATOR FORD: We're actually,
12 because of the red light camera funding, we're
13 bringing in more money ourselves?

14 MR. RICH: Yes. What we did is we
15 originally anticipated a gross revenue of \$30.1
16 million; now we're expecting about \$37.5 million.
17 So an additional \$7 million.

18 LEGISLATOR FORD: And that's not
19 including the three million that we're paying.
20 When you say -- is that net revenue or gross?

21 MR. RICH: That would be gross.

22 LEGISLATOR FORD: Then minus the 37.

23 MR. RICH: So out of that \$37 million --

24 LEGISLATOR FORD: Ten million goes to
25 this company.

1 MR. RICH: Right.

2 LEGISLATOR FORD: Thank you.

3 CHAIRMAN DUNNE: So, in other words, for
4 \$7 million -- for \$3 million we're getting 7.5
5 more million back as it stands right now.

6 MR. RICH: Yes.

7 CHAIRMAN DUNNE: Legislator Dannenberg,
8 you had a question?

9 LEGISLATOR DENENBERG: Yeah. This was
10 bid in 2009, correct?

11 MR. RICH: Yes.

12 LEGISLATOR DENENBERG: And of course we
13 rebid it now, right?

14 MR. RICH: No. We acted on one of the
15 contract amendments to add the additional three
16 years. I believe we negotiated the contract in
17 August of 2012, in which we also allowed for an
18 additional three year period. At that time we
19 did the amendment in 2012, we acted on the three
20 year additional extension.

21 LEGISLATOR DENENBERG: Before we
22 expanded the red light cameras by 50 there was 30
23 million revenue and we were giving this company
24 seven?
25

2 MR. RICH: Yes.

3 LEGISLATOR DENENBERG: And now there's
4 37 million and we're giving them ten.

5 MR. RICH: Approximately, yes.

6 LEGISLATOR DENENBERG: We're giving them
7 about 50 percent of the new money.

8 MR. RICH: Well, it's anticipated the
9 contract expense should be a little less by the
10 time we're done. We're doing this because we're
11 still rolling out additional cameras for the end
12 of the year. And with the additional cameras,
13 we're generating additional violations. We don't
14 know what the actual number will be. Again, this
15 was forecast at the end of the third quarter
16 based off of revenues and expenses. But it's
17 about 38 percent, is what we pay the company, of
18 what we take in.

19 LEGISLATOR DENENBERG: Why are we giving
20 them so much?

21 JUDGE MARKS: The original contract
22 called for an increasing amount of payment on the
23 camera. We're up to approximately \$5200 per
24 camera, per month.

25 LEGISLATOR DENENBERG: So if you don't

1 like it, don't renew it. Bid it out again.

2 JUDGE MARKS: I'm sorry?

3 LEGISLATOR DENENBERG: If you don't like
4 it, don't renew it. Bid it out again.

5 JUDGE MARKS: It was a lot more on the
6 contract. There was a cost for moving cameras, a
7 cost for this, a cost for that.

8 LEGISLATOR DENENBERG: That's not true.
9 You could rebid it. I read it. We don't have to
10 renew it.

11 JUDGE MARKS: Let me know when you're
12 finished.

13 CHAIRMAN DUNNE: He never testified that
14 he didn't like it.

15 JUDGE MARKS: I didn't say that I didn't
16 like it. What I said, we figured out we were
17 paying approximately 37 1/2 percent on the old
18 contract. We're now paying 38 percent on the new
19 contract. So it's less cost to the county. It's
20 more money because we're taking in more money.

21 LEGISLATOR DENENBERG: 37 1/2 percent,
22 now up to 38 percent doesn't seem like less to
23 me. And \$3.5 million on seven million doesn't
24 seem like less to me either; it sounds like 50
25

1 percent of new revenue for new cameras. Why any
2 of this revenue doesn't go to social service
3 agencies is beyond me.
4

5 JUDGE MARKS: That's a different
6 question.

7 CHAIRMAN DUNNE: That has nothing to do
8 with --

9 LEGISLATOR DENENBERG: Thank you,
10 Legislator Dunne. Let me finish my questions.
11 Okay. Sounds like we're giving 50 percent of the
12 new money to this company. No, we're not? I
13 don't know. 10 1/2 million of 37, right, we were
14 at seven million and now we're up to 10 million.
15 We're only going from 30 to 37 gross. I heard
16 your answers. Thirty million to 37 gross. But
17 this company is going from seven million to ten
18 million. It doesn't sound like we should renew
19 it at all.

20 CHAIRMAN DUNNE: Then vote that way, if
21 you'd like.

22 LEGISLATOR DENENBERG: Dennis, thanks
23 for your answers. I'm sure everyone here thinks
24 you have a great answer. They don't know what
25 you said, but it was a great answer. It was a

2 question.

3 JUDGE MARKS: I didn't understand the
4 question.

5 LEGISLATOR DENENBERG: Why are we paying
6 half of this new revenue to this company?

7 JUDGE MARKS: Because it's an increase
8 in the number of cameras. Whatever the money was
9 before was on 50 cameras, on far less money.

10 LEGISLATOR DENENBERG: It sounds like 50
11 cameras had 30 million. Now we're up to, what,
12 150 cameras?

13 JUDGE MARKS: No.

14 LEGISLATOR DENENBERG: 100 cameras?

15 JUDGE MARKS: No.

16 LEGISLATOR DENENBERG: Why don't you
17 just tell me how many cameras instead of saying
18 no?

19 JUDGE MARKS: We had 50 intersections
20 and it now went to 100 intersections. We don't
21 have the 100 intersections filled yet, we're
22 still working on adding those.

23 LEGISLATOR DENENBERG: According to,
24 when Legislator Ford was asking the question, we
25 were at 30 million with the 50. Now with

2 whatever we're up to, it's 37 million but we're
3 increasing what we're giving to this company from
4 seven million to ten million.

5 JUDGE MARKS: Why don't you let somebody
6 explain what the numbers were and not what you
7 interpret it.

8 CHAIRMAN DUNNE: I think you
9 misunderstood what they were saying. Please
10 restate it and Legislator Denenberg will
11 understand then.

12 MR. RICH: For the 2013 --

13 LEGISLATOR DENENBERG: Me and everyone
14 else here.

15 CHAIRMAN DUNNE: No, I think you're the
16 only one stumped on it.

17 LEGISLATOR DENENBERG: I doubt that
18 Dennis.

19 MR. RICH: For the 2013 year we budgeted
20 \$30.1 million in revenue and we had a contract
21 expense budgeted for \$7.3 million. With the
22 additional cameras being added throughout 2013
23 we've actually increased our projected forecast
24 for \$37.5 million in revenue, which we now also
25 will have an expected and anticipated contract

2 expense around \$10 million. So it's not 50
3 percent. A total contract expense of \$10
4 million. So we increased our number of cameras.

5 LEGISLATOR DENENBERG: What I just heard
6 is we increased what our revenue was going to be
7 from 30 million to 37 --

8 MR. RICH: Correct.

9 LEGISLATOR DENENBERG: But the company,
10 which was getting seven million, will now get ten
11 million.

12 MR. RICH: Again, it's an anticipated --

13 LEGISLATOR DENENBERG: So you're right.
14 Of the total, it's 10 million of 37 and before it
15 was seven million of 30; correct? So of the
16 increase, which was from 30 to 37, they got 50
17 percent of the increase. Dennis, do you
18 understand that math? I can explain it to you.
19 Seven million, right --

20 CHAIRMAN DUNNE: \$3 million is getting
21 \$7.5 million in revenue. What don't you
22 understand about that? What don't you understand
23 about that? That's what they testified to.

24 LEGISLATOR DENENBERG: So we're only
25 getting \$4.5 million of it, right? That's a huge

increase in the percentage.

CHAIRMAN DUNNE: You're bouncing --

LEGISLATOR DENENBERG: Seven million of
30, which is less than 25 percent --

CHAIRMAN DUNNE: So maybe you might be
able to understand what she said instead of
misunderstanding --

LEGISLATOR DENENBERG: Keep talking.

CHAIRMAN DUNNE: what she said.

LEGISLATOR DENENBERG: Everyone here
gets what I'm saying except for this side of the
aisle.

It was seven million out of 30, correct,
went to this company. Is that correct, yes or
no?

MR. RICH: Yes.

LEGISLATOR DENENBERG: Okay. Now out of
37 they're going to get ten, correct?

MR. RICH: They may. This is what we're
actually asking for --

LEGISLATOR DENENBERG: I'm not voting
for this.

MR. RICH: We don't know if they're
going to get \$10 million. They may get less than

2 that. Right now we don't know what the --

3 LEGISLATOR DENENBERG: That's what we're
4 voting on.

5 MR. RICH: Okay.

6 LEGISLATOR DENENBERG: If we vote yes,
7 they could get ten million out of 37 when right
8 now they're getting seven out of 30.

9 MR. RICH: We're not saying that 37 is
10 the cap either. It may go up to 38 or 39 million
11 by the end of the year. We don't know what the
12 actual revenue is going to be at the end of the
13 year because we are still rolling out additional
14 cameras.

15 LEGISLATOR DENENBERG: And if it goes up
16 to 38 or -- additional cameras, right. Great.
17 So it's going to go to 38 or 39, maybe?

18 MR. RICH: It could.

19 LEGISLATOR DENENBERG: It could.

20 MR. RICH: I'm not saying it will, it
21 could.

22 LEGISLATOR DENENBERG: Let's say it goes
23 up to 39. So they're getting ten out of 39
24 whereas before they were getting seven out of 30.
25 So they were getting less than 25 percent, but of

1 the additional money they are going to get more
2 than 40 percent.

3
4 MR. RICH: We're not asking for a
5 contract amendment right now. What we're asking
6 for is a supplemental appropriation to fund the
7 operating expense of this contract. The
8 amendment was already done last year.

9 LEGISLATOR DENENBERG: So we're doing
10 this in the hopes that it might pay for itself?

11 MR. RICH: Correct.

12 LEGISLATOR DENENBERG: Sounds like it's
13 going to pay pretty good for this company.
14 They're going to get anywhere from almost 50
15 percent to at least 40 percent.

16 CHAIRMAN DUNNE: The county's revenue is
17 increasing.

18 LEGISLATOR DENENBERG: Not for what we
19 originally planned it to be.

20 CHAIRMAN DUNNE: Legislator Ford.

21 LEGISLATOR FORD: Believe it or not,
22 Legislator Denenberg, I understand what you are
23 talking about.

24 My question then would be this:
25 Obviously this company is doing soup to nuts;

2 they are doing the installation as well as the
3 monitoring, reviewing of all of the tickets, the
4 video and so forth and so forth. Is that
5 correct?

6 MR. RICH: Correct.

7 LEGISLATOR FORD: Part of the cost of --
8 and Dave does bring up something where on 30
9 million we paid them \$7.3 million based on 30
10 million in revenue, I guess. Now we're looking
11 at maybe 37 million and we're going to give them,
12 anticipating 10 million. But the 10 million that
13 you are budgeting for, does that include the cost
14 of installation of the cameras?

15 MR. RICH: There is not outlay by the
16 county. Basically the entity itself, I believe
17 they projected something like \$100,000 for each
18 camera that they install. The county doesn't
19 outlay any of the money upfront.

20 LEGISLATOR FORD: Okay. So part of this
21 money that you're allocating, can that be part of
22 the initial installation of some of these cameras
23 at new intersections that we may not see this
24 cost next year and we will be giving them less
25 based on just monitoring and taking care of it?

2 MR. RICH: The way the contract is, it's
3 just a percentage of the fine and penalty, 38
4 percent to be exact, and that includes the
5 installation, the monitoring, the printing, the
6 mailing, the review, repair, a lot of different
7 facets of the contract.

8 LEGISLATOR FORD: So if the gross
9 revenue comes in to 40 million, I mean, are they
10 eligible to get more than \$10 million?

11 MR. RICH: Again, 38 percent of fine and
12 penalty. So if the revenue goes up to \$40
13 million and whatever that part is fine and
14 penalty, we're paying 38 percent of that fine and
15 penalty to American Traffic Solutions.

16 LEGISLATOR FORD: Just on the fine and
17 penalties.

18 MR. RICH: Yes. The administrative fees
19 stay with the county and they don't get a piece
20 of that.

21 LEGISLATOR FORD: Did any of the other
22 companies from, like, five years or whatever it
23 was, did they have a lower percentage or was that
24 basically the cost, you know, of the county to
25 any of these companies, respondents. Did they

2 fall within the same percentage or was one really
3 much lower than the other?

4 MR. RICH: At the time, I can't recall.
5 I think at the time what we were doing is we were
6 doing a fixed price per camera. At the time -- I
7 think right now we probably would have been up to
8 about \$5,500 a year. So we've actually saved
9 money by renegotiating the contract. I want to
10 say we saved over two to \$3 million roughly so
11 far by going to a percentage based versus a fixed
12 camera cost.

13 LEGISLATOR FORD: How long is this
14 contract good for?

15 MR. RICH: It's another three years, I
16 guess.

17 CHAIRMAN DUNNE: Legislator DeRiggi-
18 Whitton.

19 LEGISLATOR DeRIGGI-WHITTON: Hi. I just
20 have a couple of questions.

21 Just go over the numbers again. How many
22 cameras do we have right now?

23 MR. RICH: At the end of October we had
24 203 cameras operational.

25 LEGISLATOR DeRIGGI-WHITTON: And how

1 many in addition do you plan on having with this?

2 MR. RICH: We don't have a finite number,
3 but we are anticipating around 300 cameras.

4 LEGISLATOR DeRIGGI-WHITTON: So we're
5 paying them the three million based on -- we're
6 appropriating three million based on the
7 assumption that we're going to have how many
8 cameras, approximately, by the end of the year?

9 MR. RICH: By the end of the year -- I
10 don't have that number. We're only looking at
11 two more months right now. I know that we just -
12 -

13 LEGISLATOR DeRIGGI-WHITTON: So for '14
14 you are anticipating increasing by --

15 MR. RICH: To about 300 cameras, yes.

16 LEGISLATOR DeRIGGI-WHITTON: So that's -
17 - I'm trying to figure out how we're going to get
18 the revenue from those cameras if they're not in
19 yet. We're paying them -- we're anticipating
20 such a huge increase in revenue yet the cameras
21 are not in yet; is that correct?

22 MR. RICH: No, no. These cameras are
23 already installed. We started off --

24 LEGISLATOR DeRIGGI-WHITTON: Right. But
25

1 the total amount won't be until the end of next
2 year probably, right?

3
4 MR. RICH: Right. I think the way we
5 forecast is to the end of 2014.

6 LEGISLATOR DeRIGGI-WHITTON: So the
7 three million is going to be decided upon whether
8 or not all the cameras are put in and everything
9 else, correct? We may not hit that revenue.

10 MR. RICH: The three million is just for
11 2013 budget. We're asking to add more to the
12 contract otherwise we're not going to have enough
13 to pay the vendor through the end of this year.

14 LEGISLATOR DeRIGGI-WHITTON: And I just
15 have one other quick question. When you talked
16 about the percentage going to the vendor, it says
17 the fines and everything else. Is that the
18 amount we collect or is that the amount of fines
19 that go out?

20 MR. RICH: Oh, no. That's the actual
21 amounts collected.

22 LEGISLATOR DeRIGGI-WHITTON: Because I
23 know there was a discrepancy that we don't always
24 collect everything that we send out. So you're
25 sure that it's the amount that's collected?

2 MR. RICH: Positive. Cash in hand.

3 CHAIRMAN DUNNE: Legislator Wink.

4 LEGISLATOR WINK: Gentlemen, good
5 afternoon. When did we go from a fixed cost to a
6 percentage basis?

7 MR. RICH: I believe the legislature
8 approved it August of 2012.

9 LEGISLATOR WINK: August of 2012. Was
10 that a unanimous vote?

11 MR. RICH: I don't recall.

12 LEGISLATOR WINK: I don't think it was.
13 Here's my concern. Historically, one of the
14 benefits of fixed costs is that there is no
15 financial incentive for these companies to rig
16 cameras. When the red light camera program began
17 10, 15 years ago in certain areas of the country,
18 that was a major problem, was that the timing
19 would be altered, there would be all kinds of
20 financial incentives to these contractors to
21 increase the number of violations instead of
22 being an accurate reflection of the actual
23 violations. Now I'm concerned that we are
24 doubling down on the fact that they are getting a
25 percentage. And, yeah, it doesn't cost us up

1 front because it's on what they collect. But if
2 what they're collecting is inappropriate, then
3 they have such an incentive to have more
4 violations issued as opposed to less.

5
6 JUDGE MARKS: Mr. Wink, I disagree with
7 you 100 percent, when you're talking about who
8 has what incentive.

9 When the camera --

10 LEGISLATOR WINK: Let me ask you, Judge.
11 Do they make more money when they issue more
12 violations?

13 JUDGE MARKS: Would they make more money
14 if they issue more violations? Yes, as the
15 county would. Absolutely. And the county would
16 pay the same money for a camera that's doing 100
17 or zero. So the incentive for the camera was
18 changed. When they first came into this agency
19 the cameras, the effect of the camera, the
20 program was working and many intersections were
21 going down to zero and one, and we were paying an
22 increased amount per camera. So as the program
23 that was initially approved by this legislature
24 was working, was getting better, our cost somehow
25 was going up under the old contract.

1 LEGISLATOR WINK: So it was having the
2
3 intended effect of deterring bad driving behavior
4 --

5 JUDGE MARKS: That's correct.

6 LEGISLATOR WINK: Which is what the
7 ultimate goal of this red light camera program
8 should be.

9 JUDGE MARKS: And that was happening.

10 LEGISLATOR WINK: And that was
11 happening.

12 JUDGE MARKS: Right.

13 LEGISLATOR WINK: So instead we decided
14 to go with a system to make sure we were going to
15 get our money rather than get actual compliance.
16 It's almost like telling a police officer to hand
17 out more violations even if he doesn't see them
18 because we need the money.

19 JUDGE MARKS: That's not correct.

20 LEGISLATOR WINK: No?

21 JUDGE MARKS: No.

22 LEGISLATOR WINK: It's not?

23 JUDGE MARKS: No. An event is captured
24 and it sent to Arizona, it's reviewed twice in
25 Arizona. The purpose in that is to save the

1 employees of Nassau County work. Let's take an
2 example. If ten events are captured, so there
3 are ten videos that have to be viewed, three of
4 them -- one is a fire engine, one is a police
5 car, one is an ambulance, all their lights are
6 on, they are rejected by ATS. ATS then sends the
7 videos back to us. We are the ones that approve
8 and we are the ones that determine what is or is
9 not a perceived violation.
10

11 LEGISLATOR WINK: What rate of rejection
12 do we have? If of those ten, eight of them are
13 not emergency vehicles and ATS sends them all to
14 us. What percentage, on average, do we reject
15 out of the remaining eight? Do we? Do we have
16 records of what we reject?

17 JUDGE MARKS: We have records. I don't
18 have those records currently.

19 LEGISLATOR WINK: I'd love to see those
20 records.

21 JUDGE MARKS: Some of them include a
22 funeral procession.

23 LEGISLATOR WINK: I am sure there are
24 many legitimate reasons for people getting these
25 photographs taken. I'm sure there are legitimate

1 reasons -- emergency vehicles behind drivers who
2 have to clear the intersection in order to --
3 there's any number of reasons why a violation
4 technically may exist but discretion should
5 dictate that we don't issue the violation.
6

7 My question is do we have a percentage of
8 the violations that are issued out of Arizona
9 that are reviewed and issued from Arizona that we
10 in turn then reject for legitimate reasons?

11 JUDGE MARKS: Nothing is issued from
12 Arizona. The photos that Arizona accepts, they
13 send them to TPVA. Our technicians review and we
14 determine what violations are issued. We tell
15 them issue this, issue that. They don't tell us
16 on an issue. The only thing we don't see from
17 ATS is the three events where it's obvious it
18 shouldn't be issued - a police car with its light
19 on, an ambulance, or fire truck.

20 LEGISLATOR WINK: Again, I'm going to
21 ask that you provide me with the information of
22 what percentage of the violations that are
23 accepted by Arizona are actually issued by Nassau
24 County, first.

25 Secondly, what other jurisdictions -- we

2 know Suffolk County has them, we know New York
3 City has them and has had them for a long time.
4 Do they go with a percentage or do they go with a
5 fixed cost system?

6 JUDGE MARKS: I don't know.

7 CHAIRMAN DUNNE: If you could find that
8 out and get back to Legislator Wink.

9 LEGISLATOR WINK: Yeah. I would very
10 much like to know that.

11 CHAIRMAN DUNNE: I have two
12 clarifications. One, the people do have due
13 process. They can go before a judge if they
14 believe that they are erroneously given these
15 tickets; is that correct?

16 JUDGE MARKS: Yes.

17 CHAIRMAN DUNNE: So a lot of this
18 pandering is just not really applicable.

19 The other thing --

20 LEGISLATOR WINK: I object to the word
21 pandering. I'm asking a legitimate question
22 here.

23 LEGISLATOR DENENBERG: What's pandering?
24 Asking how much of the money we give to another
25 company is pandering?

2 CHAIRMAN DUNNE: You weren't recognized,
3 Mr. Denenberg.

4 LEGISLATOR DENENBERG: You shouldn't be
5 recognized. You say pandering. What's
6 pandering? Who are we pandering to?

7 CHAIRMAN DUNNE: Legislator Denenberg,
8 you are out of order, as always.

9 LEGISLATOR DENENBERG: Who are we
10 pandering to, the bottom line?

11 So don't shoot your mouth off with
12 stupidity.

13 CHAIRMAN DUNNE: Now you're really out
14 of order.

15 The other thing that was implied before
16 is that the timing on the lights may be adjusted
17 to get more revenue. If that does happen and is
18 reported to you, what happens?

19 JUDGE MARKS: No changes of any timing
20 of any lights except the state increased the time
21 on some of their state roads.

22 MR. RICH: The right light camera vendor
23 does not have access to any of the timing boxes
24 at all. What they do is they just connect for
25 the power to know when it does turns red. But

2 they do not have access to any of the boxes to do
3 any adjustments on timing.

4 CHAIRMAN DUNNE: Okay. So that
5 statement -- it really wasn't a statement but it
6 was an implication that it may be done.

7 Any other legislators? Legislator
8 DeRiggi-Whitton.

9 LEGISLATOR DeRIGGI-WHITTON: Can I just
10 make a statement? It seems like usually when we
11 have a contract, the more volume you deal with
12 and when the company's profit goes up from the
13 volume, the less percentage we would normally
14 pay. When you just purchase things yourself,
15 when you buy in volume and they're getting a
16 bigger profit, we would pay less. This seems
17 like backwards to me. I would think our
18 percentage that we're paying them would go down
19 with the increase of volume rather than the
20 percentage that they're getting going up.

21 CHAIRMAN DUNNE: Thank you.

22 LEGISLATOR DeRIGGI-WHITTON: Do you
23 agree with that? That's my question, Mr. May.

24 JUDGE MARKS: With the contract that we
25 had, if it was still in effect -- the difference

1 between the current contract and the contract
2 that we had, if it was still in effect, we're
3 better off with this contract.
4

5 We don't have a per-cost monthly rental
6 on cameras. We don't install cameras. If a
7 camera has to be moved, the incentive now is on
8 ATS to move that camera to a location that Nassau
9 County says do it at this location. They had no
10 incentive to do that before unless we paid them
11 \$5500 per camera to move it. That's not in this
12 contract.

13 LEGISLATOR DeRIGGI-WHITTON: So the
14 contract prior, did the county install the
15 cameras? No. So they did install the cameras in
16 the prior contract. I don't know.

17 Mr. May, as you being the one in charge
18 of the financial, do you find that to be the
19 correct way to do it, by increasing volume while
20 also increasing the percentage given to them?

21 MR. MAY: I'm sorry. Can you repeat the
22 question? I think you assigned to me a title
23 that I don't have.

24 LEGISLATOR DeRIGGI-WHITTON: We're
25 increasing the number of cameras.

2 MR. MAY: I'm sorry?

3 LEGISLATOR DeRIGGI-WHITTON: We're
4 increasing the number of cameras.

5 MR. MAY: Okay.

6 LEGISLATOR DeRIGGI-WHITTON: Therefore,
7 the potential of revenue is increasing.

8 MR. MAY: Okay.

9 LEGISLATOR DeRIGGI-WHITTON: Is that the
10 type that normally we would increase the
11 percentage we're giving to this company or do you
12 feel in a business mind, usually with volume the
13 percentage would go down.

14 MR. MAY: Luckily, I don't have to make
15 that decision. The amendment to this contract
16 came before you, as the legislators, and was
17 approved. I think Legislator Wink was asking
18 about that just a bit earlier. The amendment was
19 Clerk Item E-138-2012. It was voted on, by my
20 records, seven to zero, at the June 18 meeting of
21 2012, a special meeting of the Rules Committee.

22 LEGISLATOR DeRIGGI-WHITTON: I'm not on
23 the Rules.

24 MR. MAY: Okay. I was just pointing
25 that out.

2 LEGISLATOR DeRIGGI-WHITTON: Let's just
3 go back to that question. Don't you think that -
4 - just like commonsense. It's not making sense
5 to me that we're increasing the revenue with the
6 amount and we're also increasing the -- almost
7 every time you buy anything, you know, in bulk,
8 your percentage would go down.

9 You know what? Maybe you're right.
10 Maybe you're not the person that would have the
11 answers for this. I think it's just really poor
12 business on the county's part.

13 JUDGE MARKS: I believe the prior
14 contract, if that contract was extended to the
15 new locations, our percentage would be in the 50
16 percent range.

17 LEGISLATOR DENENBERG: I'm sorry. We're
18 going down even more?

19 CHAIRMAN DUNNE: Legislator Denenberg,
20 you haven't been recognized.

21 LEGISLATOR DENENBERG: Of course not,
22 because it's a good question.

23 CHAIRMAN DUNNE: Legislator DeRiggi-
24 Whitton has the floor.

25 LEGISLATOR DeRIGGI-WHITTON: I'll repeat

David's question. Can you clarify that a little bit?

JUDGE MARKS: What is there to clarify?

If the contract, the prior contract was in existence for these new cameras we would be paying approximately 50 percent of what we're paying now - excuse me, of the revenue and not the 38 percent. We were paying, when we did costs and included relocations, etcetera, it was approximately 37 1/2 percent from what we collected to what we paid out for each camera or for the camera program. It's cheaper for us this way.

LEGISLATOR DeRIGGI-WHITTON: Just so I feel better about this, because I hate when we spend -- are you saying that this contract is better because the maintenance is better and the fees are less? Is that why?

MR. MAY: I think, Legislator, the issue is under the original contract we had a fixed cost per camera installation. Now, I mean, when we're talking about -- I guess the math here -- and if I'm off, Legislator Denenberg could certainly help me.

2 With the fixed cost issue, it costs as
3 much no matter how much revenue the camera is
4 bringing in. Now, I don't know if you've been
5 here when we had Mr. Chris Mistrone from the
6 Traffic Safety Board here testifying about the
7 red light cameras. But there is a declining rate
8 in incidences of violations, depending on the
9 intersection. So if we have an intersection that
10 has fewer red light camera violations and you
11 have a fixed cost, that's going to eat into the
12 revenue. If it's a percentage, even if we have a
13 lower amount of violations, it's going to be a
14 lower cost per violation than in a hard fixed
15 cost.

16 LEGISLATOR DeRIGGI-WHITTON: But haven't
17 we heard today that we anticipate the revenue to
18 go up substantially?

19 MR. MAY: What's substantially? If
20 you're talking about a \$7 million raise on 30
21 million, is that substantial? I don't know. I
22 might think substantial is 100 percent.

23 LEGISLATOR DeRIGGI-WHITTON: That's
24 still, you know, you're talking over a 20 percent
25 increase. I don't know, Greg.

2 The point is I think we have to be real
3 careful with these kinds of contracts because it
4 seems like we're not in the driver's seat with
5 them.

6 MR. MAY: The great thing about this
7 contract is you were in the driver's seat, and
8 that the Rules Committee approved this
9 seven/nothing.

10 LEGISLATOR DeRIGGI-WHITTON: We have to
11 just watch maybe possibly going forward and talk
12 about possibly rebidding this contract. There
13 might be a better deal out there as far as when
14 we increase the revenue, we're increasing the
15 percentage; that's basically how I see it.

16 I'm done.

17 LEGISLATOR DENENBERG: Through the
18 Chair.

19 CHAIRMAN DUNNE: It's functioning now,
20 as it should be. Correct? It's already
21 functioning, correct?

22 MR. MAY: Yes.

23 CHAIRMAN DUNNE: And it's cheaper under
24 the amendment than it was under the original
25 contract.

2 MR. MAY: Correct.

3 CHAIRMAN DUNNE: So we're making money.

4 MR. MAY: Correct.

5 CHAIRMAN DUNNE: Okay.

6 LEGISLATOR DENENBERG: To the Chair.

7 CHAIRMAN DUNNE: Legislator Denenberg.

8 LEGISLATOR DENENBERG: Anything stopping
9 us from rebidding this? It's an Arizona company.
10 I understand they won a bid years ago. What
11 stops us from rebidding?

12 MR. RICH: You can rebid. But just
13 realize it may take a year to a year and a half.
14 I think it took us about two years to get all the
15 first phase cameras up, which was 152 cameras on
16 the first 50 intersections. So you have a
17 potential -- again, not saying that we couldn't
18 rebid. But realize you may have a loss then of
19 at least \$30 million, if not more, over the next
20 two year period if you want to rebid.

21 When and if this contract expires down
22 the road, we can probably do an RFP prior to the
23 expiration. But if we did it now we would
24 probably stand to use \$37 million over the next
25 two years.

2 LEGISLATOR DENENBERG: If we rebid two
3 years ago we'd be done. At some point -- it's an
4 Arizona company, we're giving them 50 percent or
5 almost of this increase. Personally, I wasn't on
6 Rules; I would have voted no then, I'm going to
7 vote now.

8 CHAIRMAN DUNNE: Okay. So the
9 legislators' request, from what I understand,
10 that it may be considered to be rebid by the
11 administration, that's understood.

12 Any public comment? Legislator Denise
13 Ford.

14 LEGISLATOR FORD: Legislator Dunne, I
15 would like to know that maybe because of this, I
16 think it would be worth it to have an analysis,
17 to maybe take a look at this issue again with the
18 Office of Independent Budget Review, to let us
19 know, to revisit to see whether or not it is
20 beneficial to go back to a fixed cost or to
21 continue with this current percentage.

22 CHAIRMAN DUNNE: I think that's a great
23 idea. Would Legislative Budget Review give us an
24 analysis?

25 MR. CHALMERS: Maurice Chalmers, Budget

2 Review. We could absolutely do that for the
3 benefit of the legislature.

4 But from the top of my head, what we know
5 of the contract, this contract gave us a better
6 financial situation than the prior one. But we
7 could put the numbers together.

8 LEGISLATOR FORD: It probably would be
9 good, before we vote on it in the Full Leg to
10 actually see in black and white. I think it
11 probably would make us feel a little bit better
12 about voting for it.

13 MR. CHALMERS: We will put that
14 together.

15 LEGISLATOR FORD: Thank you very much.

16 LEGISLATOR DENENBERG: As long as you're
17 looking at that - and someone brought up, if I
18 may Dennis --

19 CHAIRMAN DUNNE: Yes.

20 LEGISLATOR DENENBERG: Someone brought
21 up the deals in Suffolk or the deals in New York
22 City where red light cameras are as well. Why
23 not take a look?

24 MR. CHALMERS: WE will reach out to them
25 also and see if we can get information from

those.

LEGISLATOR DENENBERG: My point is maybe we should have rebid instead of renegotiated.

CHAIRMAN DUNNE: And give that to the Presiding Officer and then she'll distribute it to the Full Leg.

MR. CHALMERS: We'll do that.

CHAIRMAN DUNNE: Thank you so much.

Any public comment?

(No verbal response.)

There being none; all in favor indicate by saying aye.

(Aye.)

Any against?

(Nay.)

Three nays.

(Whereupon, the following is the minutes from the November 18, 2013 Finance Committee pertaining to Clerk Item 446-13.)

Item 446-2013 is an ordinance supplemental to the annual appropriation ordinance in connection with the Traffic and Parking Violations Agency.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

CHAIRMAN NICOLELLO: Moved by Legislator Dunne, seconded by Legislator Walker.

This item was before the Public Safety Committee, and I ask that the minutes of that committee be incorporated by reference. At that time there was a request and we join in that request that the Office of Legislative Budget review and produce a report with respect to the respective contracts that we used for the red light camera program and the results, in terms of the expense.

CHAIRMAN NICOLELLO: Any questions? We have Commissioner Marks as well as Mr. Rich here to answer questions.

LEGISLATOR DENENBERG: For the Minority, we have no further questions than those that were asked at Public Safety. And to the OLBR, we also had requested a comparison of what the contracts might be in Suffolk as well as New York City.

CHAIRMAN NICOLELLO: Okay. Any public comments?

(No verbal response.)

All in favor signify by saying aye.

2 (Aye.)

3 Those opposed?

4 (Nay.)

5 Item carries four to three.

6 (Whereupon, the following is the
7 continuation of the minutes of the November 18,
8 2013 Rules Committee meeting.)

9 CHAIRWOMAN GONSALVES: There being no
10 questions or comments regarding this item --

11 LEGISLATOR WINK: Madam Presiding
12 Officer, I would just ask that we incorporate by
13 reference --

14 CHAIRWOMAN GONSALVES: I just did.

15 LEGISLATOR WINK: I'm sorry. My
16 apologies.

17 CHAIRWOMAN GONSALVES: I just asked
18 Frank to do that.

19 All those in favor of Item 446-13 signify
20 by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 The item passes four to three.

25 Now the next Item 462-13 was not heard in

earlier committees. It's a resolution to accept a gift offered by a donor to the Nassau County Police Department.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

We have the Sergeant here.

MR. MAY: We have Sergeant Gregory Stephanoff here from PD if anybody has any questions on this item.

CHAIRWOMAN GONSALVES: Any questions regarding this item?

LEGISLATOR WINK: Just a quick question, if I could.

CHAIRWOMAN GONSALVES: Yes.

LEGISLATOR WINK: What is the -- I'm sorry. I'm thinking of a different item. Never mind. I withdraw the questions. Thanks.

CHAIRWOMAN GONSALVES: Any other comments or questions?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item 462-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is 474-13, a resolution to
amend Resolution 387-2008 as last amended by
Resolution Number 212-2012, to designate
newspapers to publish and identify the real
property listed by school district number,
located wholly or partly in the Town of
Hempstead, Town of North Hempstead, Town of
Oyster Bay, City of Glen Cove and City of Long
Beach, on which real estate tax liens are subject
to sale by the county treasurer for unpaid taxes,
pursuant to the County Government Law of Nassau
County and the Nassau County Administrative Code.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator Kopel.

Any questions or comments regarding this item?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none, all those in favor of Item 474-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

Now we're going to the appointments.

Item 481-13 is a resolution to confirm the county executive's appointment of Jeffrey Eisenfeld to the Nassau County Commission on Human Rights.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

Any questions or comments regarding this appointment?

(No verbal response.)

I believe this individual will be here at

the next meeting.

MR. MAY: Yes. We will have all the appointees here for Monday.

CHAIRWOMAN GONSALVES: Okay. Thank you very much. Appreciate it.

There being no questions or comments regarding this appointment, all those in favor of 481-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

Next one is Item 482-13, a resolution to confirm the county executive's appointment of William Mahlan, Jr. to the Nassau County Commission on Human Rights.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Deputy Presiding Officer Nicolello.

Any questions or comments regarding this appointment?

(No verbal response.)

Again, on Monday.

There being no questions or comments regarding this appointment, all those in favor of 482-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The appointment is unanimous.

Next one is Item 483-13, a resolution to confirm the county executive's appointment of Melvin Harris, Jr. to the Nassau County Commission on Human Rights.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

Again, hopefully this gentleman will be here on Monday.

Any questions or comments regarding this appointment?

(No verbal response.)

There being no questions or comments

regarding this appointment, all those in favor of 483-13 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The appointment carries unanimously.

Let the record show that Legislator Jacobs and Minority Leader Abrahams are recusing themselves on Item 503-13. Again, testimony from the earlier committees, please be incorporated into the Rules Committee.

(Whereupon, the following is the minutes from the November 18, 2013 Health Committee pertaining to Clerk Item 503-13.)

Item 503-13 is an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services, as is 505-13, an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services.

Could I have a motion, please?

LEGISLATOR BECKER: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN WALKER: Moved by Legislator

2 Becker, seconded by Legislator Kopel.

3 Ms. Lisa Murphy.

4 COMMISISONER MURPHY: Hello.

5 CHAIRWOMAN WALKER: I know we gave you a
6 lot there.

7 COMMISSIONER MURPHY: Yes. Item 492-13
8 is a supplemental appropriation for \$10,294,000.
9 That is for adult service, mental health
10 services. It's 100 percent. It's funded by the
11 Office of Mental Health, State Office of Mental
12 Health.

13 Item Number 500-13 is a supplemental
14 appropriation in the amount of \$714,435. That is
15 100 percent funded by -- it's a federal program
16 funded by SAMSHA, and that is to provide services
17 for mental health, for families and children.
18 It's the No Wrong Door policy.

19 Item Number 501-13 is a supplement in the
20 amount of \$2,574,071. It is 100 percent funded
21 also by the Office of Mental Health, the New York
22 State Office of Mental Health. It is to provide
23 child mental health services.

24 Item Number 502-13 is a supplement in the
25 amount of \$24,621,257. It is 100 percent. It is

2 funded by OASIS. It is to fund our chemical
3 dependency programs.

4 Item Number 503-13 is a supplement in the
5 amount of \$80,077. We are the subcontract on
6 this. It is 100 percent funded. We are the pass
7 through from North Shore LIJ that was the
8 recipient of this grant. It is from the Centers
9 for Disease Control. It is to do research on the
10 mental health effects of Hurricane Sandy.

11 Item Number 505-13 is also 100 percent.
12 It is federal funded in the amount of \$64,000,
13 and that is for a systems integration grant for
14 the Office of the Aging. That's for technical
15 assistance.

16 CHAIRWOMAN WALKER: Okay. Are there any
17 questions on all except 503, because Legislator
18 Jacobs has to recuse herself on 503? Any
19 questions from the legislators on 492, 500, 501,
20 502, or 505?

21 (No verbal response.)

22 No questions from the legislators. Any
23 questions from the public?

24 (No verbal response.)

25 All in favor of all of those items?

(Aye.)

Any nays?

(No verbal response.)

They pass unanimously.

Then Item Number 503, any questions from the legislators on 503?

(No verbal response.)

Any questions from the public?

(No verbal response.)

All those in favor?

(Aye.)

Any opposed?

(No verbal response.)

Passes unanimously.

(Whereupon, the following is the minutes of the Finance Committee pertaining to Clerk Item 503-13.)

Items 491, 492, 493, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, and 505 are all ordinances supplemental to the annual appropriation ordinance in connection with the Department of Human Services, Office of Mental Health, Chemical Dependency, and Developmental Disability Services, Probation Department,

2 Management and Budget, Police Department, Medical
3 Examiner's Office, Housing and Community
4 Development, Health Department and that's it.

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR WALKER: Second.

7 CHAIRMAN NICOLELLO: Moved by Legislator
8 Dunne, seconded by Legislator Walker.

9 Almost all of these items went through
10 committees earlier.

11 Are there any questions among the
12 legislators?

13 (No verbal response.)

14 Any public comment?

15 (No verbal response.)

16 All in favor signify by saying aye.

17 (Aye.)

18 Those items carry unanimously.

19 Items 506, 507, 508, 509, 510 are
20 resolutions to authorize the transfer of
21 appropriations heretofore made within the budget
22 for the year 2013.

23 LEGISLATOR VENDITTO: So moved.

24 LEGISLATOR WALKER: Second.

25 CHAIRMAN NICOLELLO: Moved by Legislator

Venditto, seconded by Legislator Walker.

Any questions?

(No verbal response.)

Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

Those items carry unanimously.

(Whereupon, the following is the continuation of the minutes of the November 18, 2013 Rules Committee meeting.)

CHAIRWOMAN GONSALVES: It's an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Human Services.

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

CHAIRWOMAN GONSALVES: Moved by Legislator Dunne, seconded by Legislator Kopel.

Any questions or comments regarding this item?

(No verbal response.)

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Any public comment?

(No verbal response.)

There being none, all those in favor of
Item 503-13 signify by saying aye.

(Aye.)

The item passes five to zero.

Motion to adjourn? Second to adjourn,
please? Kopel.

All in favor of adjourning?

(No verbal response.)

We made the six o'clock deadline. Okay.
See you on Monday.

(Whereupon, the Rules Committee adjourned
at 5:50 p.m.)

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 6th day of December, 2013.

FRANK GRAY