

NASSAU COUNTY LEGISLATURE

NORMA GONSALVES,
PRESIDING OFFICER

RULES COMMITTEE

NORMA GONSALVES,
CHAIRWOMAN

1550 Franklin Avenue
Mineola, New York

June 2, 2014
1:22 p.m.

REGAL REPORTING SERVICES
516-747-7353

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

NORMA GONSALVES
Chairwoman

RICHARD NICOLELLO
Vice Chairman

DENNIS DUNNE

HOWARD KOPEL

KEVAN ABRAHAMS
Ranking

JUDY JACOBS

CARRIE SOLAGES

WILLIAM J. MULLER, III, Clerk

LIST OF SPEAKERS

GREG MAY.	28
KEN ARNOLD.	7
PAUL BRODERICK.	12
FRANCIS IANNUCCI.	16
JOHN BUDNICK.	23
EILEEN KRIEB.	25
BEATRICE LOZADA.	28
RICHARD BRUMMELL.	34
ED EISENSTEIN	39
CHRIS LEIMONE	41
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CARNELL FOSKEY.	57
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INSERTS TO TRANSCRIPT

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2 CHAIRWOMAN GONSLAVES: Legislator Dunne,
3 please lead us in the Pledge of Allegiance.

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

6 CHAIRWOMAN GONSLAVES: Before we begin
7 the Rules Committee, I'd like to make two
8 announcements.

9 We have a new daddy on this dais;
10 Legislator Venditto is dad to Andrew John, who
11 was born last week. And we have a grandma;
12 Legislator Ford, who is a new grandma to Jacob
13 Robert, and he was born on Friday - Thursday,
14 sorry. One is the 21st, one is the 29th. So we
15 have two more Geminis. Congratulations. All
16 good health to everyone.

17 We're going to begin the Rules Committee,
18 as usual.

19 CLERK MULLER: I just have to do the
20 roll.

21 CHAIRWOMAN GONSALVES: Would you please
22 take the roll, Mr. Muller?

23 CLERK MULLER: Sure.

2 Legislator Solages?

3 LEGISLATOR SOLAGES: Here.

4 CLERK MULLER: Legislator Jacobs?

5 LEGISLATOR JACOBS: Here.

6 CLERK MULLER: Ranking Member, Minority
7 Leader Abrahams?

8 LEGISLATOR ABRAHAMS: Here.

9 CLERK MULLER: Legislator Kopel?

10 LEGISLATOR KOPEL: Here.

11 CLERK MULLER: Legislator Dunne?

12 LEGISLATOR DUNNE: Here.

13 CLERK MULLER: Vice Chairman Nicoletto?

14 LEGISLATOR NICOLELLO: Here.

15 CLERK MULLER: Chairwoman Gonsalves?

16 She's here.

17 CHAIRWOMAN GONSALVES: Present.

18 CLERK MULLER: We have a quorum.

19 CHAIRWOMAN GONSLAVES: Thank you very
20 much, Mr. Muller.

21 We begin with the first contract, A-31-
22 14, a contract with DPW and United Concrete
23 Products Inc.

24 Motion, please?

25 LEGISLATOR KOPEL: So moved.

LEGISLATOR NICOLELLO: Second.

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

Mr. Arnold.

MR. ARNOLD: Kenneth Arnold, Public
Works.

This is a contract to supply
prefabricated structures that will be used
bathroom facilities for the Franklin Square,
Inwood, and Glen Cove garages as we convert them
to salt dome facilities only.

CHAIRWOMAN GONSALVES: Any questions of
Mr. Arnold regarding this contract?

(No verbal response.)

There being none, any public comment?

(No verbal response.)

There being none; all those in favor of
Contract A-41-14 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The contract passes unanimously.

The next contract is Contract A-32, a

2 resolution authorizing the director of Nassau
3 County Office of Purchasing to award and execute
4 a contract between the County of Office of
5 Purchasing to award and execute a contract
6 between the County of Nassau, acting on behalf of
7 the Nassau County Department of Public Works and
8 Fabco Industries, Inc.

9 LEGISLATOR DUNNE: So moved.

10 LEGISLATOR NICOLELLO: Second.

11 CHAIRWOMAN GONSALVES: Moved by
12 Legislator Dunne, seconded by Legislator
13 Nicolello.

14 And again, Mr. Arnold.

15 MR. ARNOLD: This is a blanket order
16 contract with the department. These are buy-
17 install catch basin inserts that the department
18 utilizes as part of their storm water management
19 plan in the water quality of what runs off our
20 streets.

21 CHAIRWOMAN GONSALVES: Any questions of
22 Mr. Arnold on this item?

23 (No verbal response.)

24 Any public comment?

25 (No verbal response.)

There being none; all those in favor of
A-32 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The contract passes unanimously.

The next one is A-33, a resolution
authorizing the direct of Nassau County Office of
Purchasing to award and execute a contract
between the County of Nassau, acting on behalf of
the Nassau County Department of Public Works, and
3D Industrial Sales & Service, Inc.

Motion, please?

LEGISLATOR KOPEL: So moved.

LEGISLATOR NICOLELLO: Second.

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

MR. ARNOLD: Ken Arnold, Public Works.
This is a blanket order contract with 3D
Industrial Sales & Service to support the
department's maintenance responsibilities on
motors and generators.

CHAIRWOMAN GONSALVES: Any questions of

2 Mr. Arnold?

3 LEGISLATOR JACOBS: I have one question.

4 CHAIRWOMAN GONSALVES: Legislator

5 Jacobs.

6 LEGISLATOR JACOBS: It says that 700,000
7 is coming out of the capital fund for this. Do
8 we know what capital number that is?

9 MR. ARNOLD: Let me look at that. Hold
10 on. That's on the staff summary?

11 LEGISLATOR JACOBS: Well it was --

12 MR. ARNOLD: It's coming out of the
13 general operating funds. On the staff summary it
14 speaks to the general operating funds.

15 LEGISLATOR JACOBS: General operating?

16 MR. ARNOLD: Yes.

17 LEGISLATOR JACOBS: Not capital?

18 MR. ARNOLD: Not capital.

19 LEGISLATOR JACOBS: Okay. Thank you.

20 CHAIRWOMAN GONSALVES: Any other

21 questions from the legislators?

22 (No verbal response.)

23 Any public comment?

24 (No verbal response.)

25 There being none; all those in favor of

2 A-33 signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item passes unanimously.

7 The next item is A-34, a resolution
8 authorizing the director of Nassau County Office
9 of Purchasing to award and execute a contract
10 between the County of Nassau, acting on behalf of
11 the Nassau County Department of Public Works, and
12 Malvese Equipment Company, Inc.

13 Motion, please?

14 LEGISLATOR DUNNE: So moved.

15 LEGISLATOR NICOLELLO: Second.

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

19 MR. ARNOLD: Ken Arnold, Public Works.

20 This is a purchase order for three rollers and
21 associated trailers to assist the department in
22 their pothole maintenance of the county roadways.

23 CHAIRWOMAN GONSALVES: Any questions of
24 Mr. Arnold regarding this item?

25 (No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item A-34 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is A-36, a resolution
authorizing the director of Nassau County Office
of Purchasing to award and execute a contract
between the County of Nassau, acting on behalf of
the Nassau County Department of Social Services,
and Whitson's Food Service Corporation.

Motion, please?

LEGISLATOR KOPEL: So moved.

LEGISLATOR NICOLELLO: Second.

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

MR. BRODERICK: Good afternoon. Paul
Broderick, Deputy Commissioner, Department of
Social Services.

The contract before you is between the

2 department and Whitson's Food for \$308,500. It
3 is to provide lunches for our summer youth
4 program, which will serve between 65 to 70,000
5 meals at 35 to 40 sites for Monday thru Friday
6 for the months of July and August.

7 Do you have any questions?

8 CHAIRWOMAN GONSALVES: Any questions or
9 comments from any of the legislators?

10 (No verbal response.)

11 Any public comment?

12 (No verbal response.)

13 There being none; all those in favor of
14 Item A-36 signify by saying aye.

15 (Aye.)

16 Any opposed?

17 (No verbal response.)

18 The item passes unanimously.

19 MR. BRODERICK: Thank you.

20 CHAIRWOMAN GONSALVES: Thank you.

21 The next item is B-4-14, a resolution
22 authorizing the county executive to award and
23 execute a contract between the County of Nassau,
24 acting on behalf of the Nassau County Department
25 of Public Works, and Carlo Lizza & Sons Paving,

Inc.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

Mr. Arnold.

MR. ARNOLD: This is a requirements
contract to assist the department in emergency
road resurfacing for various roads that require
immediate attention.

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

LEGISLATOR JACOBS: Mr. Arnold, is it
possible for us to get a list of the roads that
are going to be or is this all by emergency?

MR. ARNOLD: There are a couple of roads
that we have in mind right now for this contract.
The complete list is not developed, but as they
come up they will be addressed. Right now, a
good example is Old Searingtown Road will be
addressed under this project being that it's in
disrepair. There is a subdivision ongoing that

2 we will have to coordinate with and to put that
3 in a phase would be problematic for us. But
4 there's not a complete list developed by the
5 department yet.

6 LEGISLATOR JACOBS: I just want to
7 mention one thing which I'm sure you've heard
8 many times anyway. The Long Island Expressway
9 south and north service roads, especially between
10 Roslyn Road and, well, actually Searingtown too,
11 in that whole stretch, on both sides of the road,
12 it's pretty bad.

13 MR. ARNOLD: Yes. We're putting
14 together a contract for all of our underpasses
15 and overpasses. That's in that listing.

16 LEGISLATOR JACOBS: Great. Because I
17 see cars, like, you can't blame them, they're
18 swirving and there are cars -- it's not good.
19 Okay. Thank you.

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

22 (No verbal response.)

23 Any public comment?

24 (No verbal response.)

25 There being none; all those in favor of

2 B-4 signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item passes unanimously.

7 The next item is E-129, a resolution
8 authorizing the county executive to execute a
9 personal services agreement between the County of
10 Nassau, acting on behalf of the Office of the
11 County Clerk, and ACS Enterprise Solutions, LLC.

12 Motion, please?

13 LEGISLATOR DUNNE: So moved.

14 LEGISLATOR NICOLELLO: Second.

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

18 And we have? You are?

19 MR. IANNUCCI: I am Francis Iannucci,
20 Deputy County Clerk.

21 CHAIRWOMAN GONSALVES: Okay. Can you
22 tell us something about this item, please?

23 MR. IANNUCCI: Okay. The contract is for
24 the Office of the Nassau County Clerk for the
25 purchase of the 20/20 Perfect Vision System by

2 ACS Enterprise Solutions, a subsidy of the Xerox
3 Corporation.

4 This system is a completely integrated
5 record, data, and document management system that
6 will replace the existing dated software to
7 index, manage, and maintain the county clerk's
8 records in accordance with statutory
9 requirements.

10 The Nassau County Clerk is a New York
11 State Constitution Law Officer serving as the
12 Clerk of the Nassau County State Supreme and
13 County courts, acts as chief registrar for all
14 real property ownership records within the County
15 and processes a variety of business,
16 miscellaneous, and legal filings.

17 The current software lacks the ability to
18 accommodate constant changes in legal
19 requirements resulting from legislative and
20 statutory mandates put forth by the State of New
21 York and in New York State Office of Court
22 Administration.

23 The county clerk is responsible for the
24 preservation and maintenance of the documents
25 from 1899 to present, according to New York State

2 Law.

3 The Office of the County Clerk processes,
4 on average, over a half million transactions
5 annually on behalf of residents of Nassau County.
6 The Office of the Nassau Clerk transacts over
7 \$189 million annually in revenue, of more than 84
8 million is distributed to Nassau County and our
9 three townships and two cities.

10 Xerox's 20/20 Perfect System uniquely
11 meets the complex requirements of the clerk's
12 office. It is a scalable system that can be
13 quickly and easily customized and adapted to new
14 regulations and statutory changes. 20/20 Perfect
15 Vision is the complete data and document
16 management solution encumbacing data indexing,
17 document imaging, cashiering, accounting,
18 information retrieval, customized reporting,
19 redaction, web interface, web hosting, e-
20 commerce, e-filing, e-recording, external
21 electronic interfaces, high level security,
22 disaster recovery, training, and ongoing
23 maintenance and support.

24 This system will enable the county
25 clerk's office to improve and expand its services

2 to the residents of Nassau County through
3 internet based access to the records and
4 documents maintained by the office. It will
5 allow the public to interact with the clerk's
6 office more efficiently with greater ease. This
7 system will also enhance the electronic recording
8 and filing interfaces in place in the clerk's
9 office, as allowed by New York State Law and New
10 York State Office of Court Administration by
11 expanding electronic interfaces. This system
12 will allow the Xerox hosted web platform to be
13 made available, which will generate subscription
14 based revenue.

15 CHAIRWOMAN GONSALVES: Now, when will --
16 I have one question. The question is when will
17 this program go live?

18 MR. IANNUCCI: Following all the
19 approvals, it would take 90 to 120 days.

20 CHAIRWOMAN GONSALVES: We're talking
21 about three to four months, is that correct?

22 MR. IANNUCCI: That's correct.

23 CHAIRWOMAN GONSALVES: Any questions?
24 Any questions from the legislators?

25 LEGISLATOR SOLAGES: Yes, Madam Chair.

2 CHAIRWOMAN GONSALVES: Legislator
3 Solages.

4 LEGISLATOR SOLAGES: Thank you. Good
5 afternoon, sir. How are you doing?

6 MR. IANNUCCI: Good afternoon.

7 LEGISLATOR SOLAGES: How would this
8 resemble or differ from the ACRIS System used in
9 New York City?

10 MR. IANNUCCI: I am not that familiar
11 with the ACRIS System in New York City, so I'm
12 really not qualified to answer that.

13 LEGISLATOR SOLAGES: You mentioned that
14 this will generate revenue for the County. How
15 much revenue are we talking about?

16 MR. IANNUCCI: The projections that
17 Xerox came up with was between 50 and \$60,000 a
18 month.

19 LEGISLATOR SOLAGES: Thank you very
20 much.

21 CHAIRWOMAN GONSALVES: Legislator Kopel.

22 LEGISLATOR KOPEL: Good afternoon. So
23 when is this available to the public? When would
24 it be?

25 MR. IANNUCCI: When would it be? It

2 would be at the end of the 90 to 120 day
3 implementation cycle.

4 LEGISLATOR KOPEL: Which would take
5 place?

6 MR. IANNUCCI: Upon your approval, the
7 Leg approval, and NIFA approval.

8 LEGISLATOR KOPEL: Has this system been
9 implemented other places?

10 MR. IANNUCCI: Yes.

11 LEGISLATOR KOPEL: Good. And how many
12 years would it go back, in terms of records?

13 MR. IANNUCCI: The records would go back
14 to whatever we have on-line now, which is 1992.

15 LEGISLATOR KOPEL: Okay. There's no
16 intention of digitizing prior years?

17 MR. IANNUCCI: We are constantly looking
18 at digitizing old records and making them
19 available in the databases, yes.

20 LEGISLATOR KOPEL: In other words, you
21 would not be able to do a full search, a full
22 search at this point. Well, '92, you're getting
23 there, I guess.

24 MR. IANNUCCI: Yeah. The further we go
25 forward, the less likely it is that we would have

to go back beyond that date.

LEGISLATOR KOPEL: Are there going to be terminals for the current people who do these contract examiners?

MR. IANNUCCI: The terminals will still be available at the county clerk's office, yes.

LEGISLATOR KOPEL: So you'll have deeds, mortgages, sats, everything online.

MR. IANNUCCI: Everything that you can do at the county clerk's office now you will be able to do on the internet from home.

LEGISLATOR KOPEL: Very interesting. Okay. Thank you.

CHAIRWOMAN GONSALVES: Any other questions?

LEGISLATOR KOPEL: I'm sorry. What about e-recording? Are you getting there too?

MR. IANNUCCI: Excuse me?

LEGISLATOR KOPEL: E-Recording?

MR. IANNUCCI: E-Recording, we presently do e-record.

LEGISLATOR KOPEL: So it will be integrated into the system?

MR. IANNUCCI: Yes, integrated and

expanded.

LEGISLATOR KOPEL: Okay.

CHAIRWOMAN GONSALVES: Any other
comments or questions?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of -
- I didn't see Mr. Budnick.

MR. BUDNICK: Hi. My name is John
Budnick.

CHAIRWOMAN GONSALVES: It's on this
item?

MR. BUDNICK: Yes, it's on this item.

CHAIRWOMAN GONSALVES: Okay.

MR. BUDNICK: I remember that several
years ago, about 30 of them, as a matter of fact,
or more, there was a terrible fire over at
Mitchel Field where a lot of the county clerk's
offices files were being stored. I would most
respectfully suggest to the county clerk's office
and the legislature that the need for, number
one, making safe those other documents from prior
to 1992 is very important and that they are

indeed at risk. At some point contemplation should be given to putting them on permanent 21st Century document storage.

I used to work in the county clerk's office in the document room handling them, and I understand how much a job that it is.

Thank you very much. My compliments to the clerk's office.

CHAIRWOMAN GONSALVES: You're welcome, Mr. Budnick.

Any public comment other than Mr. Budnick?

(No verbal response.)

Okay. Thank you.

There being none; all those in favor of Item E-129 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is Item E-130, a resolution authorizing the county executive to execute a personal services agreement between the County of Nassau, acting on behalf of the Nassau County

2 Department of Parks, Recreation and Museums, and
3 Gregg Raffa Events and Entertainment.

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 who do we have here, Mr. May?

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

12 CHAIRWOMAN GONSALVES: Good afternoon,
13 Eileen.

14 MS. KRIEB: This is a contract with Greg
15 Raffa Events and Entertainment for the hiring and
16 retaining of the performance of Super Diamond, a
17 Neil Diamond Tribute Band to perform at Lakeside
18 Theater this summer on August 9. The promoter is
19 responsible for retaining the services of the
20 band as well as all of the other costs that are
21 related, such as airfare, ground transportation,
22 and breakdown of their equipment. The total
23 amount of the contract is \$40,000 and it is
24 funded through hotel/motel grant money.

25 CHAIRWOMAN GONSALVES: Any questions or

comments of Ms. Krieb?

(No verbal response.)

Any public comment?

(No verbal response.)

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

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is a personal services
agreement, E-131, between the County of Nassau,
acting on behalf of the Nassau County Department
of Parks, Recreation, and Museums and Philip
Citron, Inc.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

And I guess, Ms. Krieb, you're back.

MS. KRIEB: Eileen Krieb, Department of
Parks. This is a contract with Phil Citron

2 Associates. It's for providing the service of a
3 contract with Tony Orlando on August 2 and Eddie
4 Money in September. The total contract amount is
5 \$72,765 and it's funded through hotel/motel grant
6 money.

7 CHAIRWOMAN GONSALVES: Any questions of
8 Ms. Krieb? Legislator Nicoletto.

9 LEGISLATOR NICOLELLO: Okay. So who is
10 that, Eddie Money and Tony Orlando?

11 MS. KRIEB: Yes.

12 LEGISLATOR NICOLELLO: And we're paying
13 them 72,000 and we're paying Super Diamond
14 40,000?

15 MS. KRIEB: Super Diamond includes all
16 the backline costs, which is the requirements on
17 the equipment that's needed and any other kind of
18 services. This one here is not all inclusive.

19 LEGISLATOR NICOLELLO: Okay. All right.
20 Because you're having the actual acts appear for
21 these performances as opposed to a tribute band.

22 MS. KRIEB: Their backline requirements
23 are a separate contract.

24 LEGISLATOR NICOLELLO: Oh, okay.

25 CHAIRWOMAN GONSALVES: Any other

questions or comments on this item?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item E-131 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

E-132, a personal services agreement
between the County of Nassau, acting on behalf of
the Coordinating Agency for Spanish-Americans
C.A.S.A. and Noticia Hispana Americana.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

And who do we have here, Mr. May?

MR. MAY: We have Ms. Beatrice Lozado
from C.A.S.A.

MS. LOZADO: Hi. I'm Deputy Director of
C.A.S.A. This is a contract for \$2,000 for

2 outreach for the community on county events and
3 new programs.

4 CHAIRWOMAN GONSALVES: Any questions
5 from the legislators?

6 (No verbal response.)

7 Any public comment?

8 (No verbal response.)

9 There being none; all those in favor of
10 E-132 signify by saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 The item passes unanimously.

15 I believe the next one is going to be
16 yours too, Beatrice, right?

17 MS. LOZADO: Correct.

18 CHAIRWOMAN GONSALVES: Item E-133, a
19 personal services agreement between the County of
20 Nassau, acting on behalf of the Coordinating
21 Agency for Spanish Americans, C.A.S.A., and La
22 Tribuna Hispana.

23 MS. LOZADO: This is a contract --

24 CHAIRWOMAN GONSALVES: Hold on.

25 MS. LOZADO: Sorry.

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

5 Now, Beatrice.

6 MS. LOZADO: This is a contract for
7 \$2500 for the same exact thing, just targeting
8 other areas.

9 CHAIRWOMAN GONSALVES: Any questions of
10 Beatrice?

11 (No verbal response.)

12 Any public comment?

13 (No verbal response.)

14 There being none; all those in favor of
15 Item E-133 signify by saying aye.

16 (Aye.)

17 Any opposed?

18 (No verbal response.)

19 The item passes unanimously.

20 Item E-134, a personal services agreement
21 between the County of Nassau, acting on behalf of
22 the Coordinating Agency for Spanish Americans,
23 C.A.S.A., and El Mundo Hispano.

24 Motion, please?

25 LEGISLATOR DUNNE: So moved.

2 LEGISLATOR NICOLELLO: Second.

3 CHAIRWOMAN GONSALVES: Moved by
4 Legislator Dunne, seconded by Legislator
5 Nicolello.

6 Beatrice, go ahead. Anything else you
7 want to add?

8 MS. LOZADO: The next two?

9 CHAIRWOMAN GONSALVES: E-133.

10 MS. LOZADO: 134.

11 CHAIRWOMAN GONSALVES: 133. E-133 was
12 La Tribuna Hispana. I believe that's E-133,
13 correct? E-134 is with C.A.S.A. and El Mundo
14 Hispano.

15 MS. LOZADO: Correct. It's a contract
16 for \$1500 for a magazine that's used to outreach
17 to the Latino community for the same thing.

18 CHAIRWOMAN GONSALVES: Okay. Any
19 questions from the legislators?

20 (No verbal response.)

21 Any public comment?

22 (No verbal response.)

23 There being none; all those in favor of
24 E-133 signify by saying aye.

25 (Aye.)

2 Any opposed?

3 (No verbal response.)

4 The item passes unanimously.

5 And I believe we have E-134, a personal
6 services agreement between the County of Nassau,
7 acting on behalf of the Coordinating Agencies for
8 Spanish Americans, C.A.S.A. and El Mundo Hispano.

9 Motion, please?

10 LEGISLATOR DUNNE: So moved.

11 LEGISLATOR NICOLELLO: Second.

12 CHAIRWOMAN GONSALVES: Moved by
13 Legislator Dunne, seconded by Legislator
14 Nicolello.

15 I believe it's E-135, a personal services
16 agreement between C.A.S.A and Cabazas
17 Advertising.

18 Motion, please?

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR NICOLELLO: Second.

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

24 Now the two of them, 134 and 135 are both
25 together. Anything you want to say?

MS. LOZADO: Great. Thank you. Nope.

CHAIRWOMAN GONSALVES: Any comment?

Anything from the legislators?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
E-134 and E-135 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The two items, 134 and 135, pass
unanimously.

The next item is Item E-136, a personal
services agreement between the County of Nassau,
acting on behalf of the Nassau County Department
of Parks, Recreation & Museums, and Passaggio
Entertainment, LLC.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

MR. MAY: Again, we have Ms. Eileen

2 Krieb for this item.

3 I did ask for public comment. What item
4 are you talking about? We're taking public
5 comment only on the items that are being called.
6 If it's on the item that's been called. What
7 item are you going to be talking about?

8 MR. BRUMMEL: Are you talking about 136?

9 CHAIRWOMAN GONSALVES: Right now before
10 we can do that, guess what? We need Ms. Krieb to
11 come up here and tell us. Ms. Krieb.

12 MS. KRIEB: Eileen Krieb, Department of
13 Parks. This is a contract with Passaggio
14 Entertainment, LLC, for retaining the services of
15 Robert Dobby and a 15 piece band plus comedian
16 Mike Martino for a performance on July 19. The
17 funding is from hotel/motel grant program, and
18 it's for \$46,000.

19 CHAIRWOMAN GONSALVES: Any comments or
20 questions for Ms. Krieb? Legislator Solages.

21 LEGISLATOR SOLAGES: Hi. What does
22 Dobby provide?

23 MS. KRIEB: Sinatra.

24 LEGISLATOR SOLAGES: Thank you.

25 MS. KRIEB: Is that good?

2 LEGISLATOR SOLAGES: That's great.

3 MR. BRUMMEL: I'd like to comment on
4 this resolution.

5 I think this is just an incredible waste
6 of the public's time and the committee's time.
7 When you have committee meetings, people like me
8 are here to speak about the issues that are
9 before the special committee. You're going
10 through every item here, dozens upon dozens of
11 items. The fact that you're even doing it in a
12 public session and you enumerate them, it's a
13 complete charade because you're not exercising
14 any kind of rational oversight of these. You
15 don't have the contracts that we're discussing.
16 We don't see what's going on. We don't see the -
17 -

18 CHAIRWOMAN GONSALVES: Mr. Brummel, we
19 do have the contracts before us.

20 MR. BRUMMEL: It's a circus environment
21 here, where you're wasting your time --

22 CHAIRWOMAN GONSALVES: No.

23 MR. BRUMMEL: We have --

24 CHAIRWOMAN GONSALVES: We do our due
25 diligence here.

2 MR. BRUMMEL: representatives here who
3 have things to do with their time, and you're
4 going through pages and pages of --

5 CHAIRWOMAN GONSALVES: Yes, we are,
6 because today is committee today.

7 MR. BRUMMEL: Well, if you have committee
8 meetings, you have one committee that meets here,
9 another committee here. You have every
10 legislator meeting on every committee. It's
11 absurd.

12 CHAIRWOMAN GONSALVES: No. We need to
13 have the committees, as specified in our Charter.

14 MR. BRUMMEL: Well it's an absurd way of
15 --

16 CHAIRWOMAN GONSALVES: And that's your
17 opinion, Mr. Brummel.

18 MR. BRUMMEL: This is a complete waste
19 of people's time. It burdens the public. It
20 also dilutes the --

21 CHAIRWOMAN GONSALVES: Wait a minute.
22 You're delaying --

23 MR. BRUMMEL: the oversight. It also
24 dilutes the oversight function because when there
25 is hidden within all of these little ten dollars,

\$15 dollar or whatever resolutions, there are significant things that don't get the kind of attention that they would definitely warrant. It's like when you do a document response in a lawsuit and you give huge pages where one this is important, that's what's happening here.

This County is in serious trouble, and this kind of thing is not appropriate.

CHAIRWOMAN GONSALVES: I have to interrupt. All of these contracts are required by us to go through each and every one, as expressed in our Charter. Okay. And we have committees to do just that.

MR. BRUMMEL: If you were thoroughly evaluating these, that would be one thing.

CHAIRWOMAN GONSALVES: You will have an opportunity to speak later.

E-136, all those in favor of Item E-136 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is Item E-137, a personal

services agreement between the County of Nassau, acting on behalf of the Department of Park, Recreation & Museums, and Smith and Drake Realty Corporation, d/b/a Smith & DeGroat Real Estate.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

Who is here? Again, Eileen, I'm sorry.

MS. KRIEB: Eileen Krieb, Department of Parks.

This is an amendment to increase the reserve for capital improvements and authorize Smith & Drake to perform repairs and together, with improvements, to certain units using monies provided by the renter or permittees. We're asking for an increase for this year to \$450,000 to cover repairs, as listed in Schedule B, for different roofs, HVAC systems, exterior paintings of some of the historic properties, reaches a total of \$450,000, and that it will revert back to the original contract amount of \$96,000 in

'15.

CHAIRWOMAN GONSALVES: 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 E-137 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next one is E-138, a personal services agreement between the County of Nassau, acting on behalf of the Nassau County Information Technology Department, and Bowne Management Systems, Inc.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

Mr. Eisenstein.

MR. EISENTEIN: Good afternoon,
Legislators. This is a contract extension and
eight additional licenses for the Nassau Now
application.

CHAIRWOMAN GONSALVES: Any questions or
comments regarding this item?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
E-138 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item is E-139, a personal
services agreement between the County of Nassau,
acting on behalf of the Office of the Nassau
County Comptroller, and Deloitte & Touche, LLP.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

MR. MAY: We have Mr. Chris Leimone from the County Comptroller's Office.

MR. LEIMONE: Good afternoon. Chris Leimone, Comptroller's Office.

CHAIRWOMAN GONSALVES: Good afternoon.

MR. LEIMONE: This is an amendment to an existing contract with Deloitte for additional audit services that were required to be performed during the fiscal year 2012 audit as a result of Super Storm Sandy. This contract expense is being charged to the FEMA fund. And the project worksheets have already been submitted and approved by the state.

CHAIRWOMAN GONSALVES: Any questions of Chris?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of Item 139 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

2 The next item is Item E-140, a personal
3 services agreement between the County of Nassau,
4 acting on behalf of the Nassau County Department
5 of Probation and Leadership Training Institute,
6 Inc.

7 Motion, please?

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR NICOLELLO: Second.

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

13 MR. MAY: We have Mr. Ed Shank from the
14 Department of Probation.

15 MR. SCHENK: Good afternoon. Ed Schenk,
16 Probation.

17 CHAIRWOMAN GONSALVES: Good afternoon,
18 Mr. Schenk.

19 MR. SCHENK: This is a contract for
20 educational services at the juvenile detention
21 center for the residents in the center. They, in
22 addition to the educational services provided,
23 the individual child's basic educational skills
24 in reading, writing, and arithmetic are evaluated
25 and they provide guidance and awareness of

2 further educational and occupational
3 opportunities.

4 This is a renewal of the existing
5 contract. The amount for 2014 remains the same
6 as in 2013, \$250,000, 50 percent of which is
7 state reimbursable.

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

10 (No verbal response.)

11 Any public comment?

12 (No verbal response.)

13 There being none; all those in favor of
14 Item E-140 signify by saying aye.

15 (Aye.)

16 Any opposed?

17 (No verbal response.)

18 The item passes unanimously.

19 MR. SCHENK: Thank you.

20 CHAIRWOMAN GONSALVES: Thank you, Mr.
21 Schenk.

22 The next item is Item E-141, a personal
23 services agreement between the County of Nassau,
24 acting on behalf of the Department of Public
25 Works and Hazen and Sawyer/Malcolm Pirnie, The

2 Water Division of Arcadis, a Joint Venture.

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 Mr. Arnold.

9 MR. ARNOLD: Ken Arnold, Public Works.
10 This is a contract amendment for Arcadis, Hazen &
11 Sawyer contract on the Bay Park remediation from
12 Hurricane Sandy. This contract amendment was put
13 in place to allow the team to do the full designs
14 of the full burm project, the final tank project,
15 the electrical distribution, pump station work,
16 and some fuel tank work that had to get expedited
17 as part of our recovery effort.

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

20 (No verbal response.)

21 Any public comment?

22 (No verbal response.)

23 There being none; all those in favor of
24 Item 141 signify by saying aye.

25 (Aye.)

2 Any opposed?

3 (No verbal response.)

4 The item passes unanimously.

5 The next item is Item E-142, a personal
6 services agreement between the County of Nassau
7 District Attorney's Office, and Mentoring
8 Partnership of Long Island.

9 Motion, please?

10 LEGISLATOR NICOLELLO: So moved.

11 LEGISLATOR KOPEL: Second.

12 CHAIRWOMAN GONSALVES: Moved by
13 Legislator Nicolello, seconded by Legislator
14 Kopel.

15 MR. MAY: We have Mr. Bob McManus from
16 the District Attorney's Office.

17 MR. MCMANUS: Good afternoon.

18 CHAIRWOMAN GONSALVES: Good afternoon,
19 Mr. McManus.

20 MR. MCMANUS: This item before you is an
21 agreement between the district attorney's office
22 and The Mentoring Partnership of Long Island.

23 Under this agreement, The Mentoring
24 Partnership provides assistance and training in
25 the development of the district attorney's youth

2 mentoring program for at-risk youth. These
3 services include, but are not limited to:
4 mentoring training, advising staff on
5 mentor/mentee relations and program evaluation.
6 This item is 100 percent grant funded.

7 CHAIRWOMAN GONSALVES: Thank you.

8 Any questions or comments of Mr. McManus?

9 (No verbal response.)

10 Any public comment?

11 (No verbal response.)

12 There being none; all those in favor of
13 Item E-142 signify by saying aye.

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The item passes unanimously.

18 MR. MCMANUS: Thank you.

19 CHAIRWOMAN GONSALVES: Thank you, Mr.
20 McManus.

21 The next item is E-143, a personal
22 services agreement between the County of Nassau,
23 acting on behalf of the Nassau County Department
24 of Parks, Recreation & Museums, and Citron Event
25 Planning.

2 Motion, please?

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR NICOLELLO: Second.

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

8 And we have Ms. Krieb.

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

11 This is a contract with Citron Events,
12 who hosted many of our concerts in 2013. This is
13 a commission contract payable to Citron Events
14 for finding the entertainment. It's coming
15 before you late because it was arbitrarily pulled
16 with a bunch of other contracts and we found it
17 was done in error. So we are resubmitting this
18 in '14 for commissions in concerts that already
19 took place in '13.

20 CHAIRWOMAN GONSALVES: Any comments or
21 questions of Ms. Krieb?

22 (No verbal response.)

23 Any public comment?

24 (No verbal response.)

25 There being none; all those in favor of

2 Item E-143 signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item passes unanimously.

7 I'm going to call E-144 and E-146
8 together. The first one, E-144, is a resolution
9 affirming to a special contract entered into by
10 the Nassau County Attorney and Jackson Lewis,
11 P.C.

12 E-146 is a resolution affirming to an
13 amendment to a special counsel contract entered
14 into by the Nassau County Attorney and Jackson
15 Lewis, P.C.

16 Motion, please?

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR NICOLELLO: Second.

19 CHAIRWOMAN GONSALVES: Moved by
20 Legislator Dunne, seconded by Legislator
21 Nicolello.

22 And we have Ms. Locurto.

23 MS. LOCURTO: Good afternoon,
24 Legislators.

25 CHAIRWOMAN GONSALVES: Good afternoon.

2 MS. LOCURTO: The first contract I will
3 talk about is one where we have -- we want to
4 retain counsel, Jackson Lewis, to provide legal
5 representation and advice to the Office of
6 Minority Affairs regarding the compliance with
7 federal disadvantaged business enterprise, also
8 known as DBEs, their regulations, including an
9 assessment of the current compliance
10 recommendation for insuring ongoing -- current
11 compliance and a recommendation for ongoing
12 compliance in the future.

13 This particular law firm has a
14 specialized knowledge and expertise in this
15 particular area of law. They also have a
16 Washington, D.C. based corporate governance and
17 diversity practice group which gives them unique
18 skill set that will provide excellent
19 representation to the county and to the Office of
20 Minority Affairs.

21 CHAIRWOMAN GONSALVES: Any questions or
22 comments? Legislator Solages.

23 LEGISLATOR SOLAGES: Good afternoon.

24 MS. LOCURTO: Good afternoon.

25 LEGISLATOR SOLAGES: I'd like to learn

2 more about why we must retain this consultant
3 services. Have we been cited for non-compliance
4 or these laws? Have we received complaints from
5 minority and women owned businesses saying we are
6 not in compliance?

7 MS. LOCURTO: No. We are -- the county
8 is completely in compliance. This is just to
9 ensure our continuation with compliance. Many of
10 the business that we deal with, such as the
11 Department of Transportation, we get federal
12 funding for those types of programs. In the
13 past, MTA used to handle the compliance. Now we
14 no longer are -- the bus system is no longer run
15 by MTA, the county is running it through the NICE
16 bus system, so we want to make sure and continue
17 to ensure that we are in compliance. So that's
18 why we're bringing this consultant on.

19 LEGISLATOR SOLAGES: There are no
20 examples of any complaints?

21 MS. LOCURTO: Not that I'm aware of, no.

22 LEGISLATOR SOLAGES: Thank you.

23 CHAIRWOMAN GONSALVES: Any other
24 comments from the legislators? Legislator
25 Jacobs.

2 LEGISLATOR JACOBS: Ms. Locurto --

3 MS. LOCURTO: Yes.

4 LEGISLATOR JACOBS: In our legal
5 department we don't have any in-house expertise
6 in this?

7 MS. LOCURTO: No, Legislator. This is
8 an extremely particularized area of law. As I
9 was addressing Legislator Solages' question,
10 there is an expertise to ensure that you meet
11 certain federal guidelines and comply with their
12 regulations in order to receive federal funding.
13 So it is an area we receive several millions of
14 dollars for our bus system, that we feel it's
15 incumbent upon us to make sure we're doing
16 everything properly and correct, and have the
17 expertise of this particular firm would ensure
18 that.

19 LEGISLATOR JACOBS: I fully understand
20 that. And I'm not a lawyer; sometimes that's
21 good in this kind of thing. I could tell you, I
22 was presiding officer for a long time, and we
23 were doing everything in our power at that time
24 to not go to outside counsel unless it was
25 absolutely, positively necessary, like with the

2 Aquatic Center, as an example. Otherwise, we
3 were trying to bring in-house expertise that may
4 not eliminate going out of house, but certainly
5 would have the in-house expertise in there to do
6 all the preliminary work. I don't expect you to
7 answer it, but I just have to tell you that it
8 disturbs me that it seems to me that perhaps this
9 might be penny wise and pound foolish. Perhaps
10 to have the expertise in-house, we would be
11 perhaps having to go out eventually but for less
12 of the subject in front of us than to start with
13 just having the expertise out of house. I guess
14 that's a personal feeling.

15 MS. LOCURTO: I would just respond to
16 your comment that this particular area of law
17 requires a very highly specialized area of
18 knowledge. It is not an area where you would
19 want to fail to be in compliance and to
20 potentially cost the county millions of dollars.

21 LEGISLATOR JACOBS: I don't doubt that.

22 MS. LOCURTO: I think it's not a pound
23 wise, penny foolish. I think it is money well
24 spent to guarantee that we continue to be in
25 compliance.

2 LEGISLATOR JACOBS: The reason I
3 mentioned penny wise and pound foolish is because
4 obviously by not hiring people in-house, it may
5 look like our budget is down on that. To tell
6 you the truth, to keep us in compliance just
7 needs an expert in-house to tell us if we're
8 doing anything at all, in anything we're doing,
9 being out of compliance. Then, if we have a
10 major problem, then I can see we may have to go
11 out of house. That's what I meant by that.

12 CHAIRWOMAN GONSALVES: Minority Leader,
13 Kevan Abrahams.

14 LEGISLATOR ABRAHAMS: How are you, Ms.
15 Locurto?

16 MS. LOCURTO: Very good, Legislator.

17 LEGISLATOR ABRAHAMS: Refresh my
18 memory. I've seen Jackson Lewis come up a couple
19 of times, in terms of contracts, legal contracts
20 for the county. They were involved with the wage
21 freeze lawsuit.

22 MS. LOCURTO: Yes. And that is the
23 amendment to Contract E-146, I believe.

24 LEGISLATOR ABRAHAMS: Hold on. Let me
25 take a look.

2 MS. LOCURTO: E-144 is with regard to
3 Office of Minority Affairs, counsel for that, and
4 E-146 is for the litigation on the wage freeze
5 lawsuit.

6 LEGISLATOR ABRAHAMS: Has the county
7 attorney's office been satisfied with Jackson
8 Lewis's work?

9 MS. LOCURTO: Yes, we have been.

10 LEGISLATOR ABRAHAMS: And how many
11 successful outcomes have they had since they have
12 been brought on by the county?

13 MS. LOCURTO: I'm not quite sure how to
14 answer that question. They were primarily
15 retained to work on the 2011/2012 budget and the
16 subsequent imposition of the wage freeze by NIFA.
17 Then --

18 LEGISLATOR ABRAHAMS: They defended the
19 county -- I'm sorry. Go ahead. Finish.

20 MS. LOCURTO: And the purpose of this
21 amendment is to add on for additional services
22 that they've been retained for. As was listed in
23 the staff summary, there are additional cases
24 that they are currently working on. Some of the
25 cases are at various stages of litigation. Some

of them are still in the notice of claim stage,
others have --

LEGISLATOR ABRAHAMS: Have they handled
any cases which have come to conclusion?

MS. LOCURTO: One case they did, which
was the Dennis Monet trial, there was a trial on
that case and there are certain aspects of that
that are currently being appealed.

LEGISLATOR ABRAHAMS: So they lost the
case?

MS. LOCURTO: Certain aspects of the
case are being appealed, yes.

LEGISLATOR ABRAHAMS: In regards to the
wage freeze, which I know is coming up later,
where were you with that?

MS. LOCURTO: On the wage freeze lawsuit
there was a resolution, which this legislative
body voted on. It is before NIFA. NIFA will
approve certain aspects of it. As part of the
settlement, I don't know how much I should speak
on the record to that.

LEGISLATOR ABRAHAMS: Not about the
wage freeze; that part I'm familiar with. What
as their role?

MS. LOCURTO: They provided consultation to the county and assisted us in the actual ongoing lawsuit brought by the union challenging the imposition of the wage freeze by NIFA.

LEGISLATOR ABRAHAMS: And we're satisfied with their product?

MS. LOCURTO: Yes. We are.

LEGISLATOR ABRAHAMS: And this contract would be for \$50,000 to provide compliance with the federal disadvantaged business enterprises. I know --

MS. LOCURTO: Yes. They would be working with the Office of Minority Affairs.

LEGISLATOR ABRAHAMS: Yes.

MS. LOCURTO: And that one's for 50,000.

LEGISLATOR ABRAHAMS: Yes. And I heard the extensive questioning by Legislator Jacobs, which obviously another outside contract. And I heard the questioning from Legislator Solages in regards to the need.

I find it interesting that you're here speaking on this item. Is there anyone here from the Office of Minority Affairs?

MS. LOCURTO: I don't see anyone here at

2 the moment. If you would like to hear from them,
3 I'd be more than happy --

4 LEGISLATOR ABRAHAMS: Only because
5 normally when we have something that impacts a
6 department, usually Mr. Arnold would be here
7 talking about a contract for public works.
8 Obviously, this is a contract that your office
9 has to negotiate but it does have an impact on
10 the Office for Minority Affairs. I would think
11 it would be prudent to have someone here from
12 that department that can speak on that item as
13 well.

14 MS. LOCURTO: I can ask them --

15 LEGISLATOR ABRAHAMS: The county
16 attorney is behind you.

17 MR. FOSKEY: We consulted with Reverend
18 Elliot (phonetic) and he's in agreement with us.
19 In addition, the money is coming out of the
20 county attorney's budget. As the first chief
21 deputy stated, this is such a finite area of law
22 that the expertise that we would need in order do
23 this and accomplish this in the county attorney's
24 office does not currently exist. We met with the
25 minority affairs three to four times. And as I

2 indicated, Reverend Elliot is in agreement with
3 us. And the money is coming out of the county
4 attorney's budget, so it's not coming out of
5 their budget.

6 LEGISLATOR ABRAHAMS: And Dr. Elliott
7 is okay?

8 MR. FOSKEY: Yes. He is.

9 LEGISLATOR SOLAGES: Mr. Foskey.

10 CHAIRWOMAN GONSALVES: Legislator
11 Solages.

12 LEGISLATOR SOLAGES: Thank you very
13 much, Madam Chair.

14 Mr. Foskey, how are you doing today?

15 MR. FOSKEY: Fine. Thank you.

16 LEGISLATOR SOLAGES: About several
17 months ago both sides came together with respect
18 to the Coliseum deal in which the developer, Mr.
19 Ratner, stated that a certain portion of the
20 project would be dedicated to minority and women
21 business enterprises. This contract, would that
22 be used, this contract and the services of this
23 firm, will they be used to do consulting of the
24 county and the developer on that project?

25 MR. FOSKEY: Minority affairs would be

2 able to use Jackson Lewis to assist them in
3 making sure that whatever agreements we had in
4 place comply with any federal and state
5 guidelines.

6 LEGISLATOR SOLAGES: Sorry. Could you
7 please repeat that?

8 MR. FOSKEY: The Office of Minority
9 Affairs would have the ability to consult with
10 Jackson Lewis to make sure that we are in
11 compliance with any federal guidelines, state
12 guidelines or agreements that were made at the
13 time that was codified into writing. So if it's
14 in the agreement, they will be able to use
15 Jackson Lewis to enforce that.

16 LEGISLATOR SOLAGES: And what effort is
17 being done to make sure that there are sufficient
18 minority women companies and businesses that
19 would be available?

20 MR. FOSKEY: Well, we didn't come here,
21 most respectfully, I didn't come here prepared to
22 talk about that, but I'd be glad to meet with you
23 at a later date to give you that type of
24 information.

25 LEGISLATOR SOLAGES: Thank you very

2 much.

3 CHAIRWOMAN GONSALVES: Legislator
4 Jacobs.

5 LEGISLATOR JACOBS: Mr. Foskey, I just
6 wanted to say one thing to you. Normally, I know
7 that I'm the one who always talks about the need
8 for in-house. But considering your presentation
9 and Ms. Locurto's presentation where you see a
10 need here in order to conform properly to this,
11 and since it does affect Minority Affairs, we
12 were just discussing it and we are going to
13 support you on this.

14 MR. FOSKEY: Thank you very much.

15 LEGISLATOR JACOBS: Okay. But I would
16 appreciate it if your tenure if you could go back
17 to some philosophy where, in certain cases where
18 you know you're going to have things that come up
19 that you give due consideration to having one or
20 two people in that could do the preliminary work
21 and perhaps suggest to you if this has to go
22 outside or if we have been in conformance. I
23 know that would it make me feel much better; I'm
24 sure that my entire caucus would.

25 We know at one point we did have the in-

2 house expertise. I'm not saying it's you, but
3 somehow we don't now. So I could see the need,
4 that's what we were just discussing about. I
5 would strongly suggest that you give some thought
6 to that.

7 MR. FOSKEY: Okay. Thank you.

8 LEGISLATOR JACOBS: Okay.

9 CHAIRWOMAN GONSALVES: Any other
10 comments from the legislators?

11 (No verbal response.)

12 Any public comment?

13 (No verbal response.)

14 There being none; all those in favor of
15 E-144 and E-146 signify by saying aye.

16 (Aye.)

17 Any opposed?

18 (No verbal response.)

19 Those two items pass unanimously.

20 Thank you, Ms. Locurto. Thank you,
21 County Attorney Foskey.

22 Next item is Item 145, a personal
23 services agreement between the County of Nassau,
24 acting on behalf of the Office of Management and
25 Budget, and KPMG Corporate Finance LLC.

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 Who do we have?

8 MR. MAY: We have Mr. Tim Sullivan,
9 Deputy County Executive for Finance.

10 DEPUTY COUNTY EXECUTIVE SULLIVAN: Good
11 afternoon.

12 CHAIRWOMAN GONSALVES: Good afternoon,
13 Mr. Sullivan.

14 DEPUTY COUNTY EXECUTIVE SULLIVAN: This
15 is an amendment to an existing agreement with
16 KPMG. It modifies the agreement from \$25,000 to
17 approximately \$42,000.

18 The firm was retained to assist in the
19 bid, when the Nassau Events Center team was
20 successful bidder for the Coliseum. This was
21 during that time, to analyze the various
22 proposals to see if the firms had the requisite
23 experience, qualifications, and financial
24 capacity to redevelop the Coliseum.

25 CHAIRWOMAN GONSALVES: Any comments or

questions of Mr. Sullivan?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item E-145 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

DEPUTY COUNTY EXECUTIVE SULLIVAN: Thank
you.

CHAIRWOMAN GONSALVES: Thank you, Mr.
Sullivan.

The next item is E-147, a personal
services agreement -- a special counsel contract
entered into by the Nassau County Attorney and
the Law Offices of Nancy Rose Stormer, P.C. and
Whiteman Osterman & Hanna LLP.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

CHAIRWOMAN GONSALVES: Moved by
Legislator Dunne, seconded by Legislator

2 Nicoletto.

3 And who do we have? Ms. Locurto.

4 MS. LOCURTO: Yes. This is a contract
5 with the Law Firm of Nancy Rose Stormer and
6 Whiteman Osterman & Hanna. The proposed
7 engagement relates to a medical assistance
8 reimbursement that may be owed by the New York
9 State to Nassau County. This would be an
10 affirmative lawsuit brought on behalf of Nassau
11 County and its citizenry. The contract would be
12 on a contingency basis.

13 If you have particular questions about
14 the litigation, there is pending litigation right
15 now. If you retain this counsel we would join in
16 that litigation. I would respectfully request
17 that if you want the details of the substance of
18 the litigation that we would go into executive
19 session because we would be discussing obviously
20 legal strategy, and it would be more appropriate
21 in executive session. Unless you are satisfied
22 with my explanation.

23 CHAIRWOMAN GONSALVES: According to
24 Minority Leader, he says we didn't have to. Is
25 that correct, Minority Leader; we don't have to

go into executive session?

LEGISLATOR JACOBS: Madam Presiding Officer.

CHAIRWOMAN GONSALVES: Legislator Jacobs.

LEGISLATOR JACOBS: Can I ask you a question? Do we have an affirmative litigation bureau, still?

MS. LOCURTO: We have redesigned the litigation bureau. We do bring affirmative lawsuits. And Deputy County Attorney Alpa Sanghvi has been assigned to oversee those litigations. And she is standing before me, that's why she's next to me, in case you had questions regarding the lawsuit.

LEGISLATOR JACOBS: Okay. Thank you.

CHAIRWOMAN GONSALVES: Any other questions or comments?

(No verbal response.)

Any public comment regarding this item?

(No verbal response.)

There being none; all those in favor of Item E-147 signify by saying aye.

(Aye.)

Any opposed?

(Nay.)

We have four-three, correct? Four-three.

The next item is E-148, an amendment to a special counsel contract entered into by the Nassau County Attorney and Vecchione, Vecchione & Connors, LLP.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

Any questions regarding Item E-148 from the legislators?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of Item E-148 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

2 The next item is Item E-149, a personal
3 services agreement between the County of Nassau,
4 acting on behalf of the County Department of
5 Parks, Recreation & Museums, and Ed Moore
6 Advertising Agency.

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 MS. KRIEB: Eileen Krieb, Department of
13 Parks.

14 This is a professional service agreement
15 procured through the RFP process with Ed Moore
16 Advertising Agency. The services will be to
17 provide an array of multiple forms of media
18 advertising for events sponsored by the parks
19 department. The amount of the contract is up to
20 \$100,000, and it is funded through hotel/motel
21 grant.

22 CHAIRWOMAN GONSALVES: Any questions or
23 comments regarding this item?

24 (No verbal response.)

25 Any public comment?

(No verbal response.)

There being none; all those in favor of
Item E-149 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

We have an addendum. We're going to go
out of order.

We have Item 224, a resolution requesting
the Legislature of the State of New York to enact
and the governor to approve an act authorizing
the County of Nassau to alienate certain parcels
of land used as park land.

Motion, please?

LEGISLATOR KOPEL: So moved.

LEGISLATOR NICOLELLO: Second.

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

Mr. May, do we have someone to speak on
this item?

LEGISLATOR DUNNE: Do you want to have
them do the presentation now or before the Full

Legislature, Presiding Officer?

MR. MAY: We have a presentation that we were going to do at the Full Legislature. I could do a brief summary of what's happening for the Rules Committee.

CHAIRWOMAN GONSALVES: In a few minutes, we will bring it up in the Full Leg --

MR. MAY: Okay. We'll do it all then.

CHAIRWOMAN GONSALVES: So we do it at once. Is there any objection to that?

LEGISLATOR ABRAHAMS: If I could understand this correctly, this is an item that we're also seeking to be going to the Full Leg so it needs to be done through an emergency.

MR. MAY: Correct.

LEGISLATOR ABRAHAMS: Okay. Today.

MR. MAY: Yes.

LEGISLATOR ABRAHAMS: Okay. We haven't discussed this as a caucus so I don't know how you want to proceed.

CHAIRWOMAN GONSALVES: We're going to pass it through committee and then, of course, before we bring it before the Full Leg we will give the Minority an opportunity to caucus.

1
2 MR. MAY: Absolutely. Thank you.

3 CHAIRWOMAN GONSALVES: So I guess we can
4 reserve any comments or questions until that
5 time.

6 Yes, sir. You may come up. What's your
7 name, sir? What is your name, sir?

8 MR. DICKER: My name is Joshua Dicker.
9 I am resident of Roslyn Estates. I live across
10 the street from Christopher Morley Park and
11 adjacent to the proposed location of this air
12 strip or this remediation plant that will be
13 placed within the beautiful woodlands of
14 Christopher Morley Park in violation of the
15 public trust. And I'd like to be heard on this
16 matter. I don't know when it will be considered
17 by this body but --

18 CHAIRWOMAN GONSALVES: Sir, it will be
19 considered in a few minutes during the Full Leg.
20 We are going to recess the rules and then open up
21 a special meeting of the Full Leg. And if you
22 would like to comment at that time, you may.

23 MR. DICKER: Thank you.

24 CHAIRWOMAN GONSALVES: But have you put
25 in a slip, sir?

MR. DICKER: No. I have not.

CHAIRWOMAN GONSALVES: You should do that in the meantime.

All those in favor of Item 224, moving it on to the Full Leg, signify by saying aye.

This is a resolution requesting the Legislature of the State of New York to enact and the governor to approve an act authorizing the County of Nassau to alienate certain parcels of land used as parkland; that was the item.

LEGISLATOR ABRAHAMS: Wait. We're on Addendum 1 or Addendum 2?

CHAIRWOMAN GONSALVES: No. We're still on the Rules Committee calendar, agenda.

LEGISLATOR ABRAHAMS: So how did we -- did we jump?

CHAIRWOMAN GONSALVES: I told you that we're going out of order. We're not on the addendum. It's not the addendum. Go back to the Rules Committee. I'm sorry for the confusion but that's where we are. 224.

LEGISLATOR ABRAHAMS: Okay.

CHAIRWOMAN GONSALVES: Got it?

LEGISLATOR ABRAHAMS: Yep.

CHAIRWOMAN GONSALVES: Okay.

There being no comment regarding 224, any public comment? We just heard from the gentleman. I said we probably would bring it up at Full Leg.

All those in favor of Item 224 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item, I believe, is Item 225, a resolution requesting the Legislature of the State of New York to enact and the governor to approve a bill to amend Chapter 19 of the Laws of 2009, amending the Vehicle and Traffic Law and other laws relating to adjudications and owner liabilities for a violation of traffic control signal indications in relation to extending the provisions of such Chapter.

I need a motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

CHAIRWOMAN GONSALVES: Moved by

Legislator Dunne, seconded by Legislator
Nicolello.

Now, I have an amendment in the nature of
a substitution which was filed on May 27 at 2:52
p.m. The amendment to this item adds the senate
bill number to the resolution. There is a senate
bill up in Albany, and I believe this is what
they are waiting for from us.

Any questions regarding the amendment in
the nature of a substitution?

(No verbal response.)

No questions.

All those in favor of the amendment in
the nature of a substitution?

Motion to move the amendment?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

All those in favor of moving the
amendment signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

2 Now the item, 225, as amended.

3 All those in favor signify by -- no. No.
4 Do we have comment now on 225 as amended? Who is
5 going to speak on it?

6 MR. MAY: This is to file an extender
7 for the red light camera demonstration program
8 for five years.

9 CHAIRWOMAN GONSALVES: And who is the
10 backup?

11 MR. MAY: The backup is --

12 CHAIRWOMAN GONSALVES: Let them speak.

13 MR. MAY: Behind me is Chris Mistron and
14 David Rich. Chris Mistron is from Traffic Safety
15 and David Rich is TPVA.

16 CHAIRWOMAN GONSALVES: Okay. Explain
17 the item.

18 MR. MAY: Excuse me?

19 CHAIRWOMAN GONSALVES: Explain the item.

20 MR. MAY: It's to extend the current red
21 light camera demonstration program by five years,
22 ending in 2019 as opposed to December 1 of this
23 year.

24 CHAIRWOMAN GONSALVES: Okay. Any
25 questions regarding the item as presented by Mr.

May?

(No verbal response.)

No questions? No public comment?

(No verbal response.)

Okay. All those in favor of the item, 225, signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The regular agenda, ladies and gents.

Item 233, a resolution requesting the Legislature of the State of New York to enact and the governor to approve an act to authorize Darwyn Byer to apply for accidental disability retirement benefits from the New York State and local police and fire retirement system.

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 from the Police

Department.

This item -- Officer Darwyn Byer is a 17 year veteran of Nassau County Police Department. While in highway patrol, outside his vehicle setting up flares, he was hit by a tractor trailer. This item will allow him to apply for accidental disability under a full-time status, inside of a light duty status, and allow him to - - Officer Byer is fully disabled and cannot return to full duty, so this will allow him to apply for accidental disability benefits.

CHAIRWOMAN GONSALVES: Any questions or comments for the Sergeant?

(No verbal response.)

Any public comment?

(No verbal response.)

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

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

SERGEANT STEPHANOFF: Thank you.

CHAIRWOMAN GONSALVES: Now we are

1 leaving the regular agenda to Rules. We are
2 going to the addendum.
3

4 A motion to suspend the rules, please?

5 LEGISLATOR KOPEL: So moved.

6 LEGISLATOR NICOLELLO: Second.

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

10 The first item on the addendum -- I need,
11 at this point, a vote to suspend the rules.

12 All those in favor of suspending the
13 rules signify by saying aye.

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The item is now before us. And the item
18 is Item 234, a resolution requesting the
19 Legislature of the State of New York to enact and
20 the governor to approve an act to amend the tax
21 law in relation to computing sales and
22 compensating use tax on retail sales and motor
23 fuel and diesel fuel at a rate of cents per
24 gallon in Suffolk County and Nassau County; and
25 providing for the repeal of such provisions upon

expiration thereof.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

MR. MAY: This is a home rule message
requesting that Senate Bill 7251, Assembly Bill
9839 be passed by the State Legislature.

The change that this bill makes is that
currently when a retailer, gas station buys motor
fuel, they prepay, it was 14 and 3/4 cents per
gallon, rising to now 21 cents per gallon to the
state and then the state takes their full share
of the sales tax cut and then remits the balance
to the counties. Instead, with this bill the
vendor would have to prepay the entirety of the
sales tax per gallon sold in Nassau and Suffolk
Counties.

There is concern that retailers, the gas
stations in the period between remitting the
prepaid sales tax and the balance of the sales
tax play with the numbers and then therefore

1 don't remit to the county the full amount of
2 sales tax owed to us. So this doesn't actually
3 change the amount of sales tax on gas, just the
4 way the retailers handle their payment of the
5 sales tax to the state.
6

7 CHAIRWOMAN GONSALVES: Any comments or
8 questions from the legislators?

9 (No verbal response.)

10 Any public comment?

11 (No verbal response.)

12 There being none; all those in favor of
13 Item 234 signify by saying aye.

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The item passes unanimously.

18 I'm putting Rules in recess. I believe
19 the Minority would like some time to discuss some
20 of the items that may be coming before us in the
21 Full Leg.

22 (Whereupon, the Rules Committee recessed
23 at 2:30 p.m.)

24 (Whereupon, the Rules Committee
25 reconvened at 7:57 p.m.)

2 CHAIRWOMAN GONSALVES: Rules is back in
3 session. I'm going to do the consent items
4 first, beginning with Items 197, 198, 199, 200,
5 201, 202 -- I'm going back again. I'm going to
6 repeat.

7 The consent items are, beginning with
8 193, 194, 196, 197, 198, 199, 200, 201, 202, 204,
9 212, 213, 214, 215, 216, 217, 218, 219, 220, 221,
10 223, 226, 227, 228, 229, 230, 232. Those are the
11 consent items.

12 All in favor of those items signify by
13 saying aye.

14 (Aye.)

15 Sorry. Motion?

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR NICOLELLO: Second.

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

21 Any questions regarding those items?

22 (No verbal response.)

23 They were all discussed in committees,
24 and the testimony from those committees are now
25 incorporated into the Rules.

(Whereupon, the following is the minutes of the June 2, 2014 Finance Committee pertaining to Clerk Items 193, 194, 196, 197, 198, 199, 200, 201, 202, 204, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 223, 226, 227, 228, 229, 230, and 232-14.)

193 and 94 are executive session which we will call later.

196, 197, 198, 199, 200 and 201 are all resolutions authorizing the county executive to execute grant agreements between the County of Nassau, acting on behalf of the County Department of Parks, Recreation and Museums, and the German American Cultural Counsel, the Ukrainian Congress Committee of America, the New York Grand Lodge, OSIA, the Armenian American Knight Committee, the African Atlantic Genealogical Society, and J&A Global.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

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

Any discussion?

(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.

Item 202-2014, a resolution authorizing the county executive to execute a grant agreement between the County of Nassau, acting on behalf of the district attorney's office and Hofstra University.

LEGISLATOR DUNNE: So moved.

LEGISLATOR WALKER: Second.

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

Any discussion about this item? It just went through public safety.

(No verbal response.)

No discussion.

I just ask that the minutes be incorporated by reference.

(Whereupon, the following are the minutes of the June 2, 2014 Public Safety Committee

2 pertaining to Clerk Item 202-14.)

3 First item of business to come before
4 this committee is Item 202-14, a resolution
5 authorizing the county executive to execute a
6 grant agreement between the County of Nassau,
7 acting on behalf of the district attorney's
8 office, and Hofstra University.

9 Do I have a motion?

10 LEGISLATOR MACKENZIE: So moved.

11 LEGISLATOR FORD: Second.

12 CHAIRMAN DUNNE: Yes. Donald MacKenzie,
13 yes, and Denise Ford seconds.

14 Who do we have from the district
15 attorney's office?

16 MR. MAY: We have Professor Bob McManus
17 from the district attorney's office.

18 CHAIRMAN DUNNE: Mr. McManus.

19 MR. MCMANUS: Thank you. As you said,
20 this item is a grant agreement between the
21 district attorney's office and Hofstra
22 University.

23 Under this agreement Hofstra will
24 continue a long-standing collaboration with the
25 district attorney's office to host conferences

1 and events to promote law enforcement, crime
2 prevention, and anti-gang activities. This year
3 Hofstra will be hosting violence prevention and
4 mediation training, the district attorney's 2014
5 Long Island Youth Safety Conference, and the
6 annual Gangs and Youth Violence Conference.
7

8 This contract is funded by discretionary
9 federal forfeiture funds and there is no cost to
10 the county.

11 CHAIRMAN DUNNE: Good. Thank you.

12 Are there any questions from any
13 legislators?

14 (No verbal response.)

15 Is there any public comment?

16 LEGISLATOR CURRAN: I have a quick
17 question.

18 CHAIRMAN DUNNE: We have a question from
19 Legislator Laura Curran.

20 LEGISLATOR CURRAN: It's a brief
21 question. Who are the people who are being
22 trained?

23 MR. MCMANUS: The people who are being
24 trained in what, in terms of the mediation?

25 LEGISLATOR CURRAN: Is it people from

2 the district attorney's office?

3 MR. MCMANUS: No. The mediation
4 training is conducted for individuals who are
5 mostly residents of the Village of Hempstead who
6 have been recently incarcerated and are now
7 working with the district attorney's Hempstead
8 Restoration Project to try to solve conflicts in
9 the community before they evolve into violent
10 activity, mostly Hempstead residents.

11 LEGISLATOR CURRAN: Very good. Thank
12 you.

13 CHAIRMAN DUNNE: Any other comments from
14 any of the legislators?

15 (No verbal response.)

16 Is there any public comment?

17 (No verbal response.)

18 There being none; all in favor say aye.

19 (Aye.)

20 Any against?

21 (No verbal response.)

22 So moved. It goes on to Finance.

23 (Whereupon, the following is the
24 continuation of the minutes of the June 2, 2014
25 Finance Committee meeting.)

CHAIRMAN NICOLELLO: Any public comment?

(No verbal response.)

All in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

Carries unanimously.

Item 204-2014 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 the Friends of the Nassau County Bailey Arboretum.

LEGISLATOR MUSCARELLA: So moved.

LEGISLATOR DUNNE: Second.

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

Any discussion?

(No verbal response.)

Public comment?

(No verbal response.)

LEGISLATOR DENENBERG: I had a quick question on this.

CHAIRMAN NICOLELLO: Okay. Legislator

Denenberg.

LEGISLATOR DENENBERG: The recipient here is The Friends of Nassau County Bailey Arboretum as opposed to just the Bailey Arboretum itself?

MR. MAY: I believe that's correct. Yeah. The Friends Group is receiving the money for the certification, the National Certification of Arboretums for the site.

LEGISLATOR DENENBERG: When did it become Friends of Nassau County Bailey Arboretum? I always thought it was Bailey Foundation before that.

MR. MAY: This might be the first time I've seen an agreement with them. So I can check on the date that that occurred.

LEGISLATOR DENENBERG: I'm sorry?

MR. MAY: I believe this might be the first time I've seen an agreement with Bailey Arboretum. It's always been Friends.

MR. FOSKEY: It's not Friends of Nassau. It's always been with them. It's not a new entity.

LEGISLATOR DENENBERG: Okay. When you

2 say always been with them?

3 MR. FOSKEY: That's the entity that runs
4 the arboretum.

5 LEGISLATOR DENENBERG: Okay. All right.
6 Just let me know how long they've been running
7 this.

8 MR. MAY: Sure.

9 LEGISLATOR DENENBERG: Okay. Thank you.

10 CHAIRMAN NICOLELLO: Any other
11 discussion?

12 (No verbal response.)

13 Any public comment?

14 (No verbal response.)

15 All in favor signify by saying aye.

16 (Aye.)

17 Those opposed?

18 (No verbal response.)

19 That item carries unanimously.

20 I'm not going to call 205, 206, 207, 208,
21 209, 210 at the moment.

22 Items 212, 213, 214, 215, 216, and 217;
23 they are ordinances supplemental to the annual
24 appropriations ordinance in connection with the
25 Police Department, Department of Public Works,

2 Department of Social Services, Department of
3 Purchasing, and the Probation Department.

4 LEGISLATOR WALKER: So moved.

5 LEGISLATOR DUNNE: Second.

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

8 Any discussion on these items?

9 LEGISLATOR DENENBERG: Did you call 214
10 on this one?

11 CHAIRMAN NICOLELLO: Yes. This just
12 went through the Public Works Committee.

13 Legislator DeRiggi-Whitton, did you have
14 something?

15 LEGISLATOR DeRIGGI-WHITTON: I just want
16 to note that it's less than it was last year by
17 7,000 or so.

18 CHAIRMAN NICOLELLO: Okay. Any other
19 discussion?

20 (No verbal response.)

21 Any public comment?

22 (No verbal response.)

23 All in favor signify by saying aye.

24 (Aye.)

25 Those opposed?

(No verbal response.)

Those items carry unanimously.

218-2014 is a resolution to authorize the transfer of appropriations heretofore made within the budget for the year 2014.

LEGISLATOR WALKER: So moved.

LEGISLATOR MUSCARELLA: Second.

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

Any discussion?

(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.

219 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 the Center for Science, Teaching, and Learning.

2 LEGISLATOR DUNNE: So moved.

3 LEGISLATOR WALKER: Second.

4 CHAIRMAN NICOLELLO: Moved by Legislator

5 Dunne, seconded by Legislator Walker.

6 Any discussion on this item?

7 (No verbal response.)

8 Any public comment?

9 (No verbal response.)

10 Those in favor signify by saying aye.

11 (Aye.)

12 Opposed?

13 (No verbal response.)

14 It carries unanimously.

15 220 is a resolution authorizing the
16 county executive to execute a grant agreement
17 between the County of Nassau, acting on behalf of
18 the district attorney's office, and Family &
19 Children's Association, Inc.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR MUSCARELLA: Second.

22 CHAIRMAN NICOLELLO: Moved by Legislator

23 Dunne, seconded by Legislator Muscarella.

24 Any discussion on this item? Legislator

25 Denenberg.

2 LEGISLATOR DENENBERG: A similar
3 question came up I believe on another item. This
4 one's September 2013 to August 31, 2014. Is this
5 the same answer, the services have been provided
6 because we anticipated the grant coming?

7 MR. MAY: Yeah. I'll have to check with
8 Mr. McManus on that one. I don't see him in the
9 audience here to answer that question. I will
10 get the answer before Full Leg.

11 LEGISLATOR DENENBERG: Please do.

12 MR. MAY: Absolutely.

13 LEGISLATOR DENENBERG: Because I know he
14 answered a similar question. This one relates to
15 Family & Children's Association. I'd love to
16 know what happened with the service from
17 September 2013 until June 2014, whether the
18 service has been provided. It seems like it's an
19 offender re-entry program performed in
20 partnership with Family & Children's Association
21 and Women's Opportunity Rehab Center.

22 MR. MAY: I'm fairly confident that that
23 program has been ongoing, but I want to confirm
24 that before saying for certain.

25 LEGISLATOR DENENBERG: Thank you.

2 MR. MAY: Yep.

3 CHAIRMAN NICOLELLO: Any other
4 discussion?

5 (No verbal response.)

6 Public comment?

7 (No verbal response.)

8 All in favor signify by saying aye.

9 (Aye.)

10 Those opposed?

11 (No verbal response.)

12 It carries unanimously.

13 Item 221-2014 is a resolution authorizing
14 the county executive to execute a grant agreement
15 -- wait -- yes -- a grant agreement between the
16 County of Nassau, acting on behalf of the County
17 Department of Parks, Recreation and Museums, and
18 the Science Museum of Long Island.

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR WALKER: Second.

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

23 Any discussion?

24 (No verbal response.)

25 Any public comment?

2 (No verbal response.)

3 All in favor signify by saying aye.

4 (Aye.)

5 Those opposed?

6 (No verbal response.)

7 That item carries unanimously.

8 Item 223 is a resolution to authorize the
9 transfer of appropriations heretofore made within
10 the budget for the year 2014.

11 LEGISLATOR WALKER: So moved.

12 LEGISLATOR MUSCARELLA: Second.

13 CHAIRMAN NICOLELLO: Moved by Legislator
14 Walker, seconded by Legislator Muscarella.

15 Any discussion?

16 (No verbal response.)

17 Public comment?

18 (No verbal response.)

19 All in favor signify by saying aye.

20 (Aye.)

21 Those opposed?

22 (No verbal response.)

23 That carries unanimously.

24 Next four are executive session items.

25 We're going to skip to 230-14, an

2 ordinance providing for a capital expenditure to
3 finance the payments of exemptions, refunds or
4 credits for real property tax sewer and water
5 rates and charges and all other real property
6 taxes to be made by the County of Nassau as a
7 result of participating in the Super Storm Sandy
8 Assessment Relief Act, and authorizing \$35
9 million of bonds of the County of Nassau to
10 finance said expenditure.

11 LEGISLATOR DUNNE: So moved.

12 LEGISLATOR MUSCARELLA: Second.

13 CHAIRMAN NICOLELLO: Moved by Legislator
14 Dunne, seconded by Legislator Muscarella.

15 Mr. May, do you have someone to speak on
16 this item?

17 MR. MAY: Yeah. We have Mr. Dan
18 Valentino from the county attorney's office, on
19 loan to the county assessor's office.

20 MR. VALENTINO: Dan Valentino, Deputy
21 County Attorney.

22 This bill will provide bonding authority
23 for the Sandy Assessment Relief Act. We are
24 hoping to get full reimbursement from the state
25 and federal government. In the interim, we want

2 to have this money to pay out the homeowners
3 whose homes were damaged while we work behind the
4 scenes to get as much money back as we can.

5 CHAIRMAN NICOLELLO: Do you have a
6 timetable for when the money will be paid out?

7 MR. VALENTINO: Correct me if I'm wrong,
8 but Irene they just started paying out six months
9 ago, five months ago. It takes a while.

10 CHAIRMAN NICOLELLO: When you say they
11 just started paying back, you mean the --

12 MR. VALENTINO: The federal government.

13 CHAIRMAN NICOLELLO: But what about the
14 county payment to the homeowners?

15 MR. VALENTINO: This bill will allow us
16 to start sending these payments out. Some of
17 them got it on their tax bills already. The ones
18 that didn't, we want to try getting this money
19 out to them. Some of them, they need the money
20 to function.

21 CHAIRMAN NICOLELLO: Sure. Any
22 questions or discussion?

23 LEGISLATOR DENENBERG: Yes.

24 CHAIRMAN NICOLELLO: Legislator
25 Denenberg.

LEGISLATOR DENENBERG: Thank you.

The \$35 million in bonds, this bond authorization would be so that we can pay back any residents that have a successful application under Super Storm Sandy Assessment Relief Act?

MR. VALENTINO: That's correct.

LEGISLATOR DENENBERG: Do we have any reason -- why are we picking 35 million?

MR. VALENTINO: Because we have all of the claims done now and that's our full estimate of liability.

LEGISLATOR DENENBERG: Have we paid out on any claims yet to any resident that filled out an application under the Sandy Assessment Relief Act?

MR. VALENTINO: Some received it directly on their bills. The ones that filed later didn't get it on their bills, so they are still waiting for a check.

LEGISLATOR DENENBERG: When you say some people got it directly on their bills, what does that mean?

MR. VALENTINO: The 13/14. The ones that filed early, we were able to get it on their

1 bills so they received a credit on their 13/14
2 tax bill. However, they are also still entitled
3 to a refund for the 12/13 year, so they were
4 waiting for a check for that year. We also have
5 some homeowners who are waiting for a check for
6 both the 12/13 and 13/14.
7

8 LEGISLATOR DENENBERG: Okay.

9 MR. VALENTINO: And no check has been
10 cut yet. We need this money to send out the
11 checks.

12 LEGISLATOR DENENBERG: Those who -- the
13 governor passed -- at least the second part of
14 the Sandy Assessment Relief Act was passed by the
15 legislature and was the governor's proposal back
16 in November, November of 2013, right?

17 MR. VALENTINO: I believe the governor
18 signed it in October.

19 LEGISLATOR DENENBERG: It was a 60 day
20 period that --

21 MR. VALENTINO: To adopt.

22 LEGISLATOR DENENBERG: went effective in
23 November because we had a January 24, I believe,
24 deadline --

25 MR. VALENTINO: That's correct.

2 LEGISLATOR DENENBERG: since my district
3 had so many people affected by Sandy, I know at
4 the same time that they had to apply or begin to
5 apply for a challenge for next year's assessment
6 roll, they got a second opportunity, if you will,
7 for Sandy Assessment Relief.

8 MR. VALENTINO: That's correct.

9 LEGISLATOR DENENBERG: The first
10 opportunity was a year ago with the -- the year
11 it happened, 2012; you would have had to apply by
12 December 31, 2012. We, as a county, extended
13 that I believe until April 1 of that year, so
14 some people might have applied then.

15 MR. VALENTINO: Those are the ones we got
16 on the bill directly.

17 LEGISLATOR DENENBERG: Okay. So then
18 those that applied after the governor passed or
19 proposed and the Assessment Relief Act was
20 passed, anyone who applied in November '13 to
21 January '14 would have gotten a refund then,
22 correct?

23 MR. VALENTINO: Correct. This is the
24 refund to pay them.

25 LEGISLATOR DENENBERG: Okay. So it's,

1 by and large, the people who applied in that
2 period of time?
3

4 MR. VALENTINO: Yes.

5 LEGISLATOR DENENBERG: What's the number
6 of applicants at that time?

7 MR. VALENTINO: I don't have the number
8 on me. I want to say it's around 5 to 7,000.

9 LEGISLATOR DENENBERG: According to
10 everything that the state said, the governor said
11 at the time this was federal money; I believe it
12 was through community development block grant
13 money, federal money that was being allocated for
14 Sandy assessment relief. So the federal
15 government should have already given, I believe
16 they already provided that money to the state,
17 which created this fund. We don't know how long
18 it's going to take for the state to give us the
19 money for these refunds?

20 MR. VALENTINO: I don't have an exact
21 timetable. I just know that we're trying to get
22 the relief into the homeowners' hands as soon as
23 possible, and we prefer to deal with the state
24 and the federal government to get that money in
25 the interim.

2 LEGISLATOR DENENBERG: So we're going to
3 pass this because we want this money available so
4 that our constituents get their Sandy Assessment
5 Relief refunds as soon as possible. How do we
6 ensure that whatever the state gives back to us,
7 which is hopefully the full amount, goes to
8 retire any of these bonds to retire this debt as
9 opposed to our general fund?

10 MR. VALENTINO: In the Sandy Assessment
11 Relief Act there is a special provision dealing
12 with bonding.

13 LEGISLATOR DENENBERG: I didn't see
14 anything in the Sandy Relief Act that says when
15 we bond and get the money back that money has to
16 go to retire that debt.

17 MR. VALENTINO: It actually says it
18 directly in it. It says any money received from
19 the federal government. I think it even mentions
20 the community development block grants has to be
21 put towards whatever bonding is put forth. It's
22 right around the provision they have for Suffolk
23 County, in extending the time for Suffolk County
24 the period of ten years on the Local Finance Law.
25 But if you take a look at the Sandy Act, it's

2 directly in it.

3 LEGISLATOR DENENBERG: Can this
4 committee get an accounting? Now that we're
5 authorizing this 35 million, can we get an
6 accounting that would show how much of this bond
7 authorization is used and then how much we get
8 back from the state and the retirement of the
9 debt, just an accounting of it?

10 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
11 Let me just answer one thing first. We are still
12 awaiting the state's process so that we can
13 actually get those funds. But as Mr. Valentino
14 mentioned, it's actually very clearly written in
15 the state enabling legislation relating to
16 bonding. It says how it has to be paid off.
17 With respect to this bond, this bond will only be
18 used for -- there's roughly about \$32 million I
19 think directly to homeowners, of which homeowners
20 still have the ability to file an additional
21 amount by which to get a further reduction
22 through ARC. That process is actually ongoing
23 now. But the reason why this needs to be done
24 now is we need to make the schools whole in June.
25 Schools need to be made whole in June and,

1 therefore, we cannot wait for the additional
2 dollars to come in from the state while we do
3 that.

4
5 LEGISLATOR DENENBERG: I'm really not
6 sure why the schools would have been out at all.
7 This is refunds to the homeowners that overpaid
8 and didn't get Sandy assessment relief.

9 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
10 Because as Mr. Valentino mentioned, they received
11 a credit on their tax bill for everyone's taxes,
12 so that includes their school tax, their special
13 district tax, their town tax and county tax. So
14 the \$31 million and change that the residents
15 have received either via a credit or will
16 actually receive via a check includes the school
17 district's portion of dollars.

18 LEGISLATOR DENENBERG: Actually, what
19 Mr. Valentino said was most of what we're giving
20 in refunds now were supplied in November '13 to
21 January '14 --

22 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
23 Yes.

24 LEGISLATOR DENENBERG: for 12/13, which
25 was --

CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
12/13 and 13/14.

LEGISLATOR DENENBERG: passed already,
and 13/14 --

CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
And it was the same bill that passed, not two
separate bills. It was the same bill that passed
for both.

LEGISLATOR DENENBERG: Okay. So then it
would be a refund directly to homeowners.

CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
It is not a refund. It is a -- because we, the
county, put a tax credit or gave a credit equal
to the dollar by which they're lowering it on the
people's tax bills so they wouldn't have to wait
to receive the money. So that, they get a tax
credit. The tax credit is not just for the
county portion, it's for the county portion, town
portion, and the school district's portion.

LEGISLATOR DENENBERG: Can we get an --
I'm not sure I agree with that.

CHIEF DEPUTY COUNTY EXECUTIVE WALKER:
That's a fact, you don't have to agree.

LEGISLATOR DENENBERG: The bottom line

2 is however much we draw on these bondings, on
3 this bonding that we're authorizing, can this
4 committee, the Finance Committee, get an
5 accounting --

6 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:

7 Yes.

8 LEGISLATOR DENENBERG: of how much is
9 drawn, how much was recovered from the state --

10 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:

11 Yes.

12 LEGISLATOR DENENBERG: and when the debt
13 was retired.

14 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:

15 Yes. And just so you know, when it goes through
16 the state it will be a contract with the state to
17 refund this exact payment. So we could only use
18 those payments we receive from the state on
19 either paying the debt, which at this point
20 that's what we will be doing. Or, if the whole
21 thing is not bonded, you wouldn't have to bond
22 any additional dollars. But the answer is yes,
23 you will get the accounting.

24 LEGISLATOR DENENBERG: Thank you.

25 CHAIRMAN NICOLELLO: Mr. Walker, I would

2 just request that if you are going to provide the
3 information to Majority and Minority of the
4 committee, please provide it also to the
5 presiding officer and the minority leader.

6 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:

7 There will be nothing; obviously, you're talking
8 about July/August at this point anyway because
9 the funds won't be drawn down quick enough
10 anyway.

11 CHAIRMAN NICOLELLO: Okay.

12 CHIEF DEPUTY COUNTY EXECUTIVE WALKER:

13 We can also provide an accounting -- if everyone
14 wants to know the homeowners by which applied,
15 that is all available. It is done by parcel ID
16 and we could provide that as well.

17 CHAIRMAN NICOLELLO: Great.

18 Any other questions?

19 (No verbal response.)

20 Any public comment?

21 (No verbal response.)

22 All in favor signify by saying aye.

23 (Aye.)

24 Those opposed?

25 (No verbal response.)

That item carries unanimously.

Item 232-2014 is a bond ordinance providing for a capital expenditure to finance the capital project specified herein within the County of Nassau and authorizing \$14,400,000 of bonds of the County of Nassau, to finance said expenditure and making certain determinations pursuant to SEQRA and other laws.

Moved by Legislator Dunne, seconded by Legislator Muscarella.

This item is before the committee. Any questions or discussion on this item?

(No verbal response.)

Any public comment?

(No verbal response.)

Hearing none; all in favor signify by saying aye.

(Aye.)

Those opposed?

(No verbal response.)

That item carries unanimously.

(Whereupon, the following are the minutes of the June 2, 2014 Public Safety Committee pertaining to Clerk Item Number 202, 212, 213,

2 217, 220-14.)

3 First item of business to come before
4 this committee is Item 202-14, a resolution
5 authorizing the county executive to execute a
6 grant agreement between the County of Nassau,
7 acting on behalf of the district attorney's
8 office, and Hofstra University.

9 Do I have a motion?

10 LEGISLATOR MACKENZIE: So moved.

11 LEGISLATOR FORD: Second.

12 CHAIRMAN DUNNE: Yes. Donald MacKenzie,
13 yes, and Denise Ford seconds.

14 Who do we have from the district
15 attorney's office?

16 MR. MAY: We have Professor Bob McManus
17 from the district attorney's office.

18 CHAIRMAN DUNNE: Mr. McManus.

19 MR. MCMANUS: Thank you. As you said,
20 this item is a grant agreement between the
21 district attorney's office and Hofstra
22 University.

23 Under this agreement Hofstra will
24 continue a long-standing collaboration with the
25 district attorney's office to host conferences

1 and events to promote law enforcement, crime
2 prevention, and anti-gang activities. This year
3 Hofstra will be hosting violence prevention and
4 mediation training, the district attorney's 2014
5 Long Island Youth Safety Conference, and the
6 annual Gangs and Youth Violence Conference.
7

8 This contract is funded by discretionary
9 federal forfeiture funds and there is no cost to
10 the county.

11 CHAIRMAN DUNNE: Good. Thank you.

12 Are there any questions from any
13 legislators?

14 (No verbal response.)

15 Is there any public comment?

16 LEGISLATOR CURRAN: I have a quick
17 question.

18 CHAIRMAN DUNNE: We have a question from
19 Legislator Laura Curran.

20 LEGISLATOR CURRAN: It's a brief
21 question. Who are the people who are being
22 trained?

23 MR. MCMANUS: The people who are being
24 trained in what, in terms of the mediation?

25 LEGISLATOR CURRAN: Is it people from

the district attorney's office?

MR. MCMANUS: No. The mediation training is conducted for individuals who are mostly residents of the Village of Hempstead who have been recently incarcerated and are now working with the district attorney's Hempstead Restoration Project to try to solve conflicts in the community before they evolve into violent activity, mostly Hempstead residents.

LEGISLATOR CURRAN: Very good. Thank you.

CHAIRMAN DUNNE: Any other comments from any of the legislators?

(No verbal response.)

Is there any public comment?

(No verbal response.)

There being none; all in favor say aye.

(Aye.)

Any against?

(No verbal response.)

So moved. It goes on to Finance.

The next item to come before us is Item 212-14, an ordinance supplemental to the annual appropriations ordinance in connection with the

1 police department.

2 We also have 213-14, which also is an
3 ordinance supplemental to the annual
4 appropriations ordinance in connection with the
5 police department.
6

7 I guess Sergeant Stephanoff is with us.

8 SERGEANT STEPHANOFF: Good afternoon.
9 Sergeant Greg Stephanoff.

10 CHAIRMAN DUNNE: Would you explain 212
11 first and then 213.

12 SERGEANT STEPHANOFF: 212-14 is a grant
13 for \$130,000 from DCJS. It's surveillance,
14 apprehension, vehicle enforcement. This grant is
15 going to focus on insurance fraud for stolen
16 vehicles, and it's going to be mostly money spent
17 with detectives following up on cases.

18 CHAIRMAN DUNNE: Okay. Just for the
19 record, Legislator MacKenzie had made the motion
20 and it was seconded by Legislator Vincent
21 Muscarella.

22 Now, I'm sorry.

23 Any questions on 13?

24 (No verbal response.)

25 214-14.

SERGEANT STEPHANOFF: 213-14 is the next one.

CHAIRMAN DUNNE: You're right. I stand corrected.

SERGEANT STEPHANOFF: This is a grant from our homeland security that's going to marine bureau for \$40,000. And this grant is going to supplement patrols in the waterways that marine bureau does.

CHAIRMAN DUNNE: Excellent. The motion by them was for both these items.

Any questions from any of the legislators? Yes. Legislator Denenberg.

LEGISLATOR DENENBERG: How many officers do we have in the marine bureau at this point?

SERGEANT STEPHANOFF: We just moved people in for the summer. I could find out. I'm not sure.

LEGISLATOR DENENBERG: Does this go to augment some of the salaries and such or is this, like, where does this money go to, when you say that it supplements our marine bureau patrols? Does that mean we can offset salaries with it?

SERGEANT STEPHANOFF: No. This money is

2 going to overtime. It's going into the salary
3 line, but it's going to supplement any overtime
4 incurred by patrolling the waters.

5 CHAIRMAN DUNNE: Excellent. Any other
6 comments from legislators?

7 (No verbal response.)

8 Any public comment?

9 (No verbal response.)

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

12 (Aye.)

13 Any against?

14 (No verbal response.)

15 The ayes have it. Both items move on to
16 Finance.

17 SERGEANT STEPHANOFF: Thank you.

18 CHAIRMAN DUNNE: The next item is Item
19 217-14, an ordinance supplemental to the annual
20 appropriations ordinance in connection with the
21 probation department.

22 And from the probation department we
23 have? We're ready for you.

24 Motion made by Vinny Muscarella, seconded
25 by Don MacKenzie.

Now, the item.

MR. MAY: We have Mr. Ed Schenk from the probation department.

CHAIRMAN DUNNE: Mr. Schenk.

MR. SCHENK: Thank you. This item appropriates \$202,699 in funds from the New York State Division of Criminal Justice Services. The grant, entitled Gun Involved Violence Elimination or GIVE, builds upon the success of Operation Impact but focuses exclusively on shootings and homicides.

The goal is to reduce shootings and homicides by promoting integrated evidenced-based strategies that includes four core elements: people, places, alignment, and engagement.

The grant will fund two probation field intelligence officers at 50 percent each, one probation supervisor at 25 percent, fringe, and training.

CHAIRMAN DUNNE: Okay. Are there any comments by any of the legislators?

(No verbal response.)

Any public comment?

(No verbal response.)

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

(Aye.)

Any against?

(No verbal response.)

It passes and goes on to Finance.

MR. SCHENK: Thank you.

CHAIRMAN DUNNE: Thank you.

The final item for this afternoon or evening, whichever you want to call it, is Item 20-14, a resolution authorizing the county executive to execute a grant agreement between the County of Nassau, acting on behalf of the district attorney's office and Family & Children's Association, Inc.

Mr. McManus is here again.

MR. MCMANUS: Yes. Thank you.

CHAIRMAN DUNNE: And we have a motion by Mr. MacKenzie, seconded by Legislator Ford.

MR. MCMANUS: This is a grant agreement between the district attorney's office and the Family & Children's Association and the Women's Opportunity Rehabilitation Center to provide counseling services and employment services for

2 women recently released from incarceration.

3 The program is intended to reduce
4 recidivism and to increase the chances for
5 positive reintegration to the community.

6 This program bears no cost to the county
7 and is financed by discretionary federal
8 forfeiture funds.

9 CHAIRMAN DUNNE: Thank you. I hope it
10 works.

11 Any questions from any of the
12 legislators? Legislator Curran.

13 LEGISLATOR CURRAN: The grant period
14 starts last September, and I'm just wondering why
15 it's coming before us now.

16 MR. SCHENK: Because we were not really
17 sure if we were going to obtain the grant
18 funding. Sometimes the grant awards come in
19 pretty late and then you have to -- it's unusual,
20 but you have to then apply for the grant even
21 though you know you're already going to receive
22 the grant.

23 LEGISLATOR CURRAN: Okay.

24 MR. SCHENK: The process itself is
25 rather timely.

LEGISLATOR CURRAN: And did the work start in September?

MR. SCHENK: The work has been ongoing.

LEGISLATOR CURRAN: Okay. Thank you.

CHAIRMAN DUNNE: Legislator Denise Ford has a question.

LEGISLATOR FORD: This is a recurring grant then?

MR. SCHENK: These are forfeiture funds. Last year it was financed by a specific grant. But yes, it is a continuing program.

LEGISLATOR FORD: Okay. Thank you.

Do you also, with this program, the thought just crossed my mind on this. Do you also then look to see, you know, with these women, to see if you can get them job placement anywhere or type of training?

MR. SCHENK: Yes. Employment training and placement is an integral part of the program.

LEGISLATOR FORD: I'd like to send over, just as an aside, there is a organization called New in Manhattan.

MR. SCHENK: Okay.

LEGISLATOR FORD: And they train women

1 for non-traditional employment and can also
2 assist in hopefully getting some of these women
3 meaningful employment. So I'd like to send it
4 over to your office and Kathleen Rice's office so
5 she's aware of this, okay?

6
7 MR. SCHENK: That will be great. I'll
8 follow up tomorrow.

9 LEGISLATOR FORD: Thank you.

10 MR. SCHENK: Okay.

11 CHAIRMAN DUNNE: Do we have any other
12 questions from any legislator?

13 (No verbal response.)

14 Is there any public comment?

15 (No verbal response.)

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

18 (Aye.)

19 Any against?

20 (No verbal response.)

21 It passes and goes on to Finance.

22 (Whereupon, the following are the minutes
23 of the June 2, 2014 Public Works Committee
24 meeting pertaining to Clerk Item Number 214-14.)

25 We have one item today, that is Item 214-

2014, an ordinance supplemental to the annual appropriation ordinance in connection with the Department of Public Works.

Mr. May, who do we have with us? Anyone? Or are you handling this?

MR. MAY: No. We have Mr. Ken Arnold from the Department of Public Works, who is chatting.

CHAIRMAN MUSCARELLA: Motion, please?

LEGISLATOR WALKER: So moved.

LEGISLATOR SCHAEFER: Second.

CHAIRMAN MUSCARELLA: Motion by Rose Marie Walker, seconded by Laura Schaefer.

The item is before us.

A brief overview, very brief.

MR. ARNOLD: This is a supplemental for the NICE Bus for the federal grant program for the purchase of buses, the preventive maintenance and also para-transit and facility upgrades.

CHAIRMAN MUSCARELLA: And that's approximately \$30 million - \$29,900,000.

Any questions? Yes. Ms. Curran.

LEGISLATOR CURRAN: From what I understand, this is a little bit less, the grant,

than it was last year.

MR. ARNOLD: I'd have to go back and double check for sure. I don't have that with me today.

LEGISLATOR CURRAN: Okay. Because my follow-up question would be, and this probably is not the answer, but I know that NICE was looking at changing their fiscal year, and I wondered if it had anything to do with that.

MR. ARNOLD: This wouldn't be impacted by changing the fiscal year.

LEGISLATOR CURRAN: Okay. All right.

CHAIRMAN MUSCARELLA: Any other questions?

(No verbal response.)

Hearing none; all those in favor of this item signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item carries.

(Whereupon, the following is the continuation of the minutes of the June 2, 2014 Rules Committee meeting.)

CHAIRWOMAN GONSALVES: All those in favor of those items signify by saying aye.

(Aye.)

All those opposed?

(No verbal response.)

The items pass unanimously.

I'm going to call the rules items now, beginning with Item 192, a resolution designating a portion of the county road known as Centennial Avenue, between Brookside Avenue and Nassau Road, as Charles McIlwain Way, and directing the Department of Public Works to install conspicuous signage along said roadway.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

Any questions or comments from the legislators on this?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item 192 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item which is rules only is Item
211, a resolution amending Resolution 448-2001,
as amended, entitled "Designating Banks and Trust
Companies for the Deposit of Monies Received by
the County Treasurer."

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

Any questions regarding this item?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item 211 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

The next item which is rules only is Item 222, a resolution to accept a gift offered by a donor to the Nassau County Police Department.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR NICOLELLO: Second.

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

Is there anyone here who wants to talk about this gift? The Sergeant is still here, so he might as well come up.

SERGEANT STEPHANOFF: Good afternoon. Sergeant Greg Stephanoff.

This is a donation from the police foundation. They want to donate \$500 to the REACH Program, which they gave a donation for the equipment last session. This is going to be used for the issuance of ID cards to participants who register with the REACH Program. Just for recollection, it's for youths that have possibly -- I mean elderly people who have Alzheimer's or

1 youths that possibly have something wrong with
2 them that they need to be preregistered in case
3 they come in contact with the police department.
4 This way we have information that can help them.
5 Also, now they will have an ID card that they can
6 be identified, if need be.

8 CHAIRWOMAN GONSALVES: And REACH stands
9 for Return Every Adult and Child Home, correct?

10 SERGEANT STEPHANOFF: Yes.

11 CHAIRWOMAN GONSALVES: Okay.

12 Any questions regarding this item?

13 (No verbal response.)

14 Any public comment?

15 (No verbal response.)

16 There being none; all those in favor of
17 the item signify by saying aye.

18 (Aye.)

19 Any opposed?

20 (No verbal response.)

21 The item passes unanimously.

22 Items 224 and 225 were called earlier in
23 a special rules committee. We're now going to
24 move to Item 231, an ordinance amending Ordinance
25 Number 543-1995, as amended, with respect to the

salaries and benefits for certain non-contract employees of the County of Nassau.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

Any questions regarding this item?

(No verbal response.)

Any public comment?

(No verbal response.)

There being none; all those in favor of
Item 231 signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

Item 233 has already been called earlier
today, and so we now go on to the next portion of
the Rules Committee which have to do with the
fees. And I'm going to put them all together.

We begin with Item 151, which also went
through Finance, that's in regard to the fees
regarding the procurement system and making

determinations pursuant to the State
Environmental Quality Review Act.

Item 205, also went through Finance.
These are Parks, Recreation and Museums piece.

Item 206 are fees charged by the
Department of Public Works.

207, an ordinance amending the
administrative costs related to various
processing activities at TPVA.

208 pertains to the mobilization and
removal of illegally parked vehicles and SCOFF
laws.

I believe the last one is 209, an
ordinance that related to certain fees to be
charged by the Department of Assessment.

210, fees related to the verification of
section, block, and lot information and
instruments presented for recording.

I believe that's it.

Motion, please?

LEGISLATOR DUNNE: So moved.

LEGISLATOR KOPEL: Second.

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

Any comments or questions regarding this item?

(No verbal response.)

Again, the testimony from the Finance Committee should be incorporated into this one.

(Whereupon, the following are the minutes of the June 2, 2014 Finance Committee meeting pertaining to Clerk Items 151, 205, 206, 207, 208, 209, and 210-14.)

Item 151-2014 is an ordinance establishing fees for registration and county's procurement system and making determinations pursuant to State Environmental Quality Review Act.

Item 205, an ordinance repealing Ordinance Number 199-2011, as amended by 191-2012 and further amended by Ordinance 30-2014, establishing fees to be charged by the Department of Parks, Recreation and Museums in relation to increasing the fees for the use of certain parks, museums, playgrounds, etcetera.

206 is an ordinance to fix certain fees to be charged by the Department of Public Works.

207, an ordinance amending Ordinance

2 Number 16-2011, as amended by Ordinance 90-2012
3 in relation to imposing fees to defray
4 administrative costs relating to various
5 processing activities at TPVA.

6 209, an ordinance amending Ordinance 258-
7 1995 establishing certain fees to be charged by
8 the Department of Assessment.

9 210, a local law to amend the Nassau
10 County Administrative Code in relation to the
11 verification of section, block, and lot
12 information in instruments presented for
13 recording.

14 Moved by Legislator Dunne, seconded by
15 Legislator Walker.

16 Before we consider these items we have to
17 amend two items, two of the items -- three,
18 right.

19 205, we have an amendment in the nature
20 of a substitution. This amendment corrects
21 certain typographic errors in the ordinance 205-
22 2014.

23 Motion for the amendment?

24 LEGISLATOR MUSCARELLA: So moved.

25 LEGISLATOR DUNNE: Second.

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

4 So we have the amendment before the
5 committee. Any discussion on the amendment?

6 (No verbal response.)

7 Any public comment?

8 (No verbal response.)

9 All in favor of amending 205-2014 signify
10 by saying aye.

11 (Aye.)

12 Those opposed?

13 (Nay.)

14 It passes by a vote of four to three,
15 majority voting in favor and the minority voting
16 against.

17 Item 206, I have an amendment in the
18 nature of a substitution. The amendment removes
19 a duplicate paragraph 6, which included an
20 erroneous fee. The correct paragraph 6 remains
21 within the legislation.

22 LEGISLATOR DUNNE: So moved.

23 LEGISLATOR WALKER: Second.

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

2 Any discussion on the amendment?

3 LEGISLATOR DENENBERG: The minority is
4 going to vote no on the amendments as well as the
5 items. The overall position is this is a
6 backdoor tax increase on all of the items, and
7 that's the reason for our voting no on the
8 amendments as well.

9 CHAIRMAN NICOLELLO: Okay. Any other
10 discussion?

11 (No verbal response.)

12 Any public comment?

13 (No verbal response.)

14 All in favor of the amendment signify by
15 saying aye.

16 (Aye.)

17 Those opposed?

18 (Nay.)

19 The amendment passes by a vote of four to
20 three, four votes for the majority, three for the
21 minority.

22 The items, some of which have been
23 amended, are before the committee. Let's start
24 with Item 51-2014. Do we have a speaker on this
25 item?

2 MR. MAY: We have Commissioner Frank
3 Intagliata.

4 COMMISSIONER INTAGLIATA: Good evening.
5 Frank Intagliata. This ordinance is before
6 you because the vendors utilize our procurement
7 system. That fee is born by the taxpayer. They
8 need to register. I'm requesting that we move
9 the annual registration fee to \$125 to be a
10 registered vendor. In addition to that, when you
11 have been awarded a blanket contract, after
12 formal bidding you will be charged \$275. That
13 blanket contract can range from three to five
14 years, with annual renewals at the request -- we
15 offer them an annual renewal. They have the
16 right to refuse or ask for a price increase. At
17 that point we take it a little further and decide
18 whether it's merited or not.

19 CHAIRMAN NICOLELLO: Before the fees
20 click in, where in the process do the fees click
21 in? There certain actions taken by the vendors
22 before they get to the point where they have to
23 pay a fee, right?

24 COMMISSIONER INTAGLIATA: Yeah. A part
25 of our system right now we have a very

1 transparent bid board where you have to sign in
2 as a registered vendor. In doing so, then you
3 sign in with both your federal ID or social
4 security number, which then secures you the
5 opportunity to get paid. At that point, you put
6 in your category code or commodity code for those
7 fees and services that you can provide the county
8 with. At that point, when that transaction takes
9 place, you then pull up a credit card application
10 page and it would ask you whether you wanted to
11 be a premium vendor. The current fee for that is
12 \$50. Now we're going to mandate a \$125 fee
13 across the board, upon registration. Then you
14 get to look at every item that the county bids on
15 through the bid board and you will get
16 notification via email. So you will get email
17 alerts and you can see what the scope of services
18 is.
19

20 In addition to that, with the roll out of
21 the grant that we were given by the state, the
22 shared service grant, that's going to have an
23 impact that's very favorable to you as a supplier
24 because we're going to promote and put your
25 business on the bid board, on the web page with

2 your contract. So for the first time in the last
3 decade, or the two decades I'm involved, your
4 county contract will be on a webpage, which you
5 can download and then offer the users. So then
6 we know there are some 300-some political
7 subdivision users of our contracts. So in
8 certain areas like energy where they've
9 overlapped or piggybacked on these contracts,
10 we'll now be able to keep sort of a stroke count
11 as to actually how much they're buying. So it
12 has a great effect for the supplier.

13 CHAIRMAN NICOLELLO: Okay. And the
14 intention of the fee is to pay for the cost of
15 providing the service?

16 COMMISSIONER INTAGLIATA: Yeah. We do
17 about 3,200 POs a year, and our cost inherently
18 in that is roughly about \$280. So we have a cost
19 factor in purchasing. It will offset that.

20 CHAIRMAN NICOLELLO: Alrighty. Any
21 other questions? Legislator Denenberg.

22 LEGISLATOR DENENBERG: Is this -- I'm
23 looking at this item 151-2014. It says an
24 ordinance establishing fees for registration in
25 the county's procurement system. Are we

2 establishing a fee or increase the fee?

3 COMMISSIONER INTAGLIATA: In '05 when
4 it started, the fees, was established, it would
5 be a premium vendor selection, which exists
6 today. Currently, the county owns about \$22,000
7 annually from those vendors who select a premium
8 fee. But we don't mandate they select a premium
9 fee. They have an option, too. When they pay
10 the premium, they see the total scope of what
11 we're bidding, whether it's their commodity or
12 not. If they choose not to, then they only get
13 the scope of work that they filled in the
14 registration form on.

15 LEGISLATOR DENENBERG: So in some cases
16 we're creating a fee and in other cases we're
17 increasing the fee, or is this a new fee? That's
18 all I was asking.

19 COMMISSIONER INTAGLIATA: Well, it's a
20 new fee at 125 and it's mandated now that you
21 register and pay the fee. There is no longer
22 going to be an option given to the vendor.

23 LEGISLATOR DENENBERG: The point of the
24 procurement system and vendors is, at least part
25 of it is to get as many bids as possible. Do you

2 realize that, for example, A-32-14, which was a
3 very recent, today, it was an item and it was a
4 \$1 million contract; 83 vendors were notified,
5 only one bid was received. Also today, A-33-14,
6 68 vendors, only one bid received. A-32 -- I
7 just said A-32. A-31, 47 vendors notified, only
8 two bids received. So now we already --

9 COMMISSIONER INTAGLIATA: That doesn't
10 have anything to do with the fees that are being
11 charged.

12 LEGISLATOR DENENBERG: Why are you going
13 to -- we're not going to get more vendors if
14 we're charging them a higher fee to be part of
15 the procurement system or a new fee to be part of
16 the procurement system. I think we're just
17 quashing small business.

18 COMMISSIONER INTAGLIATA: I don't believe
19 so at all.

20 LEGISLATOR DENENBERG: We're not getting
21 very many bids now.

22 COMMISSIONER INTAGLIATA: There are so
23 many moving parts to this now, which is great.
24 Because the state mandated now that there is
25 going to be room for minority and women owned

2 businesses. There's going to be grants. We're
3 going to have to follow that grant make awards
4 accordingly. So when you tabled the item for the
5 local law where we requested that the veil, for
6 guidelines for procurement went from \$525, for
7 example. If you are a minority or women owned
8 business and the agencies out there are looking
9 to match a grant with that, that could be a sole
10 award now and that would fit our criteria for the
11 state for matching and raising that guideline
12 will be very effective.

13 LEGISLATOR DENENBERG: That didn't
14 really answer my question, except to say --

15 COMMISSIONER INTAGLIATA: Your question
16 is what is the item? You're saying an A number
17 to me. What is it for? What were the services?
18 Maybe those companies couldn't meet our
19 requirement for the scope of services. So when
20 you have 84 electronically respond or they open
21 it and look at it, they go this is specific, it's
22 perimeter barrier fencing, maybe it's catch-basin
23 drainage, maybe it has to do with generators --

24 LEGISLATOR DENENBERG: I guess you
25 missed my point.

COMMISSIONER INTAGLIATA: I don't think I did.

LEGISLATOR DENENBERG: We only had two bids on one item today, only one bid on another, only one bid on another.

COMMISSIONER INTAGLIATA: What was the item?

LEGISLATOR DENENBERG: If I may finish. It was A-31, A-32, and A-33. But now we're going to be charging more fees, which is a tax on the small businesses whether they're women owned or not. So we're trying to encourage women or minority owned businesses, but in the meantime let's charge them more fees and we won't call it a tax, even though it is; we'll call it a fee. But when we're getting such small responses, I don't know why we're charging more fees for a procurement process when we're trying to get as many competitive bids as possible. And the way to save the taxpayer money is by having more competitive bids, not by charging taxes to the small businesses for bidding.

COMMISSIONER INTAGLIATA: I think we do a fantastic job of transparency, showing what is

1 available to be bid on a bid board and now we're
2 going to have inclusive of a webpage that's going
3 to announce that, and we're going to be able to
4 leverage the procurement by --

6 LEGISLATOR DENENBERG: We're not here
7 for the webpage. We're here to charge --

8 CHAIRMAN NICOLELLO: Mr. Denenberg --

9 LEGISLATOR DENENBERG: a tax.

10 CHAIRMAN NICOLELLO: You're
11 interrupting.

12 LEGISLATOR DENENBERG: Because he's not
13 answering the question, and you know he isn't.

14 CHAIRMAN NICOLELLO: You don't get to
15 make that decision. We would like to hear from
16 the speaker and let him complete his thought.
17 Then you can speak, and you can complete yours.
18 Having both of you talk or interrupting each
19 other doesn't help anybody.

20 LEGISLATOR DENENBERG: You're
21 interrupting me, as it works out.

22 CHAIRMAN NICOLELLO: I was trying to
23 have the speaker finish his thought, if you don't
24 mind.

25 Go ahead. Continue.

COMMISSIONER INTAGLIATA: I'll yield the floor to Mr. Denenberg. He has a question in mind.

CHAIRMAN NICOLELLO: Mr. Denenberg.

LEGISLATOR DENENBERG: You didn't answer any of my questions. How are we going to get more bids? We've had contracts today where we had two bids, one bid, which defeats the whole purpose of trying to save taxpayer money with competitive bidding by now charging, whether it's women owned, minority owned or any bidder, we're just charging them more money. And you said it's a brand new fee. I'll take you at your word, it's a new fee. To me it's a new tax. And we're going to get less bids not more.

CHAIRMAN NICOLELLO: Legislator DeRiggi-Whitton.

LEGISLATOR DeRIGGI-WHITTON: Do you know of any other municipalities that charge for this?

COMMISSIONER INTAGLIATA: Yeah. There are many states that charge either transaction fees or process fees. Within the State of New York, no one has gone through a fee structure of purchasing. Virginia, Maryland, Washington,

2 Texas, Illinois, Ohio, many states charge fees,
3 and they do that to offset the expense of
4 procurement.

5 LEGISLATOR DeRIGGI-WHITTON: We're the
6 only county in New York that's going to be doing
7 this?

8 COMMISSIONER INTAGLIATA: We will be the
9 only county in New York that I'm aware of that
10 charges a fee to register. If they have inherent
11 transaction fees that are being born by looking
12 at the supplier's books and records, then, you
13 know, that may be something that I'm unaware of.

14 LEGISLATOR DeRIGGI-WHITTON: The whole
15 idea, like David said, with putting something out
16 for bid is really to protect the taxpayers to try
17 to get the lowest amount possible. I'm almost
18 wondering if it's legal to charge people to put
19 in for something that we put out for bid.
20 Wouldn't it almost go against the whole idea of,
21 you know, getting -- it kind of goes against
22 exactly what the whole idea of putting something
23 out to bid does, which is gives everyone an
24 opportunity to make a bid. Is there any case
25 law, do you know, or anything that would?

2 COMMISSIONER INTAGLIATA: I'm unaware of
3 any case law that makes it illegal.

4 LEGISLATOR DENENBERG: The bottom line
5 is this will discourage competitive bidding. And
6 no other county does it.

7 COMMISSIONER INTAGLIATA: I think it
8 encourages bidding. It's published in the
9 newspaper --

10 LEGISLATOR DeRIGGI-WHITTON: You know
11 what? I think you're mixing apples and oranges.
12 I think it's a great idea that we have the
13 website. I always think it's wonderful to match
14 grants with any kind of businesses, especially
15 minority and women. I think that's wonderful.
16 But that has nothing to do -- like, the fee, that
17 doesn't have anything to do with the fee. It's
18 completely separate. So, on one hand I comment
19 you and I think that's great. But on the other
20 hand, this really is not only is it I believe
21 also a tax, I think it's also going to discourage
22 the whole idea of why we put things out for bid
23 to start out with, which is to encourage people
24 to make an offer.

25 There are a lot of small businesses out

2 there that might hesitate to bid because they
3 just don't want to put out -- if they bid on ten
4 things, they don't want to put out because it
5 could add up to quite a lot.

6 COMMISSIONER INTAGLIATA: Well, in '05
7 this body approved of charging vendors a
8 registration fee. So, in terms of legality, it
9 was brought about by a majority in this
10 legislative chamber. That was a \$50 registration
11 fee.

12 LEGISLATOR DeRIGGI-WHITTON: However, I
13 don't think we're the only county that does that
14 in New York State, right? Probably not. The
15 thing that bothers me again is the whole benefit.
16 If we lose out more of this benefit of having
17 more people bid, it just hurts the county in
18 general. Anything that discourages people to put
19 in for a bid I think is counterproductive to the
20 whole notion of holding bids.

21 I'm happy that you have the website. I
22 really think being the only county with this kind
23 of fee, there might be a reason.

24 COMMISSIONER INTAGLIATA: The only
25 question I'd post back is if we're going to offer

2 our contracts to political subdivision users at
3 our expense and we're going to put that on the
4 web and we're going to have to pay for that, how
5 do you suggest I pay for that?

6 LEGISLATOR DeRIGGI-WHITTON: This isn't
7 going to back into your line. This is going to
8 go into the general fund.

9 As far as running the website, I know
10 what it is to put something out for bid. But it
11 wouldn't be a huge expense for you.

12 COMMISSIONER INTAGLIATA: I differ with
13 you. We have a company called SpecBid and we're
14 going to put the bids in real time, just like
15 Google. They're going to be build in the cloud
16 and they're going to be real-time transactions.
17 That's why we were the recipient of the grant.

18 LEGISLATOR DeRIGGI-WHITTON: Okay.
19 Again, I'm just going to say I think there's a
20 reason why other counties don't charge for
21 companies to bid, and that is because it
22 discourage competition, and that's the whole
23 reason why we have the bidding process.

24 I'm done.

25 CHAIRMAN NICOLELLO: Mr. Intagliata, it

2 was mentioned before that some of the contracts
3 today there was one bid and apparently 70 or 80
4 different bidders viewed the bids. So, for that
5 stage of the process they wouldn't have to pay a
6 fee or they would?

7 COMMISSIONER INTAGLIATA: They would
8 have paid a few to view them. They would have
9 registered and that would give them full access
10 to see everything that we do.

11 CHAIRMAN NICOLELLO: But before they
12 register would they know anything about what they
13 were registering for? Would they know the price
14 amount or anything like that?

15 COMMISSIONER INTAGLIATA: They know what
16 they do. They know what work they provide and
17 what goods and services, and they would like to
18 then get the county's business.

19 CHAIRMAN NICOLELLO: But would they be
20 able to tell before they actually paid their fee
21 the general scope of the project the county was
22 bidding, the general parameters of the cost of
23 that project?

24 COMMISSIONER INTAGLIATA: Yes. Well,
25 with Freedom of Information they can always

2 review what took place in the past, so they have
3 that opportunity. The ads will still be running
4 in *Newsday*, so there will still be a published ad
5 as to what's being formerly requested to bid on.

6 CHAIRMAN NICOLELLO: Okay. Let me make
7 it as simple as possible. I'm thinking of
8 bidding on a county bid that goes out. What
9 information do I get? Do I know that the county
10 is bidding a project for work at the Bay Park
11 Sewage Treatment Plant for \$1 million for a
12 fence? Would I know that information before I
13 put the bid in?

14 COMMISSIONER INTAGLIATA: Before you pay?
15 Yes. You will be able to view it on the bid
16 board but would not be able to download it.

17 CHAIRMAN NICOLELLO: Okay. So you will
18 be able to view the general information that you
19 need to make a determination as to whether you
20 want to go further.

21 COMMISSIONER INTAGLIATA: Right. Does
22 this fit my company's, you know, profile.

23 CHAIRMAN NICOLELLO: Legislator
24 Denenberg.

25 LEGISLATOR DENENBERG: I'm bidding with

2 Mr. Nicoletto's business. My business wants to
3 bid on that fence at Bay Park. So to download
4 the information in order to submit the bid I'll
5 have to pay.

6 COMMISSIONER INTAGLIATA: No. We just
7 said to download it, to download it yes. To view
8 it and understand --

9 LEGISLATOR DENENBERG: I just asked to
10 download.

11 COMMISSIONER INTAGLIATA: To download
12 the information you have to pay.

13 LEGISLATOR DENENBERG: To download the
14 information in order to bid, to download the
15 information I would have to pay.

16 COMMISSIONER INTAGLIATA: You'd have to
17 pay to register, yes.

18 LEGISLATOR DENENBERG: And if next week
19 I wanted to download a different bid, I would
20 have to do that as well.

21 COMMISSIONER INTAGLIATA: It's a one-
22 time fee. It's an annual, one-time fee.

23 LEGISLATOR DENENBERG: An annual - so
24 once a year I would have to pay --

25 COMMISSIONER INTAGLIATA: Pay \$125.

2 LEGISLATOR DENENBERG: in order to bid.

3 COMMISSIONER INTAGLIATA: Yes.

4 CHAIRMAN NICOLELLO: The difference

5 between viewing and downloading - what's the

6 difference between viewing and downloading?

7 COMMISSIONER INTAGLIATA: You'd have to

8 download the document --

9 LEGISLATOR DENENBERG: In order to bid.

10 COMMISSIONER INTAGLIATA: it won't

11 electronically allow you to sign or fill it in.

12 You would then have to send it in before the bid

13 opening date. There is a manual opening of a

14 bid, Tuesdays and Thursdays at 11, which is done

15 by a bid officer. So you'd have to download our

16 bid, because there's various clauses that you

17 have to sign off on every single page of the bid,

18 etcetera.

19 CHAIRMAN NICOLELLO: So you view it and

20 figure out if you want to put a --

21 COMMISSIONER INTAGLIATA: You can view

22 it --

23 CHAIRMAN NICOLELLO: And then you

24 download the documents. But in order to do this

25 you will have had to pay this annual fee.

COMMISSIONER INTAGLIATA: Yes.

CHAIRMAN NICOLELLO: Okay.

Any other discussion?

(No verbal response.)

Thank you.

Any public comment?

(No verbal response.)

Hearing none, we're going to just move to the other items. We will be voting all of these together.

Next item is 205-14, relates to fees in the Department of Parks, Recreation and Museums.

Mr. May.

MR. MAY: I'm sorry. We're on Item?

CHAIRMAN NICOLELLO: 205. Parks, Recreation and Museums.

MR. MAY: Judge Foskey's going to speak on this item.

MR. FOSKEY: Good afternoon. Carnell Foskey, Nassau County Attorney.

This ordinance will allow the Nassau County Department of Parks, Recreation and Museums to revise certain fees that are currently in existence at the various facilities within the

2 County of Nassau.

3 CHAIRMAN NICOLELLO: Legislator
4 Denenberg.

5 LEGISLATOR DENENBERG: Thank you, Mr.
6 Nicolello.

7 I noticed on some of -- Judge Foskey, on
8 some of these increases, for example, cabanas,
9 which is going up by more than 10 percent, from
10 3400 to 3750 and it went from 2100 to 3400 only a
11 few years ago. But the cabana season, so to say,
12 started already, right? People have already paid
13 that fee.

14 MR. FOSKEY: Yes. This will be for next
15 season.

16 LEGISLATOR DENENBERG: So it wouldn't be
17 a retroactive increase this year?

18 MR. FOSKEY: That's correct. And I
19 would also note that the fee charge at Malibu is
20 \$4,175 and Point Lookout is \$3,787.

21 LEGISLATOR DENENBERG: Did I ask what
22 the Town of Hempstead was charging?

23 MR. FOSKEY: No, but I decided to tell
24 you anyway.

25 LEGISLATOR DENENBERG: Thank you. They

2 also get a brand new facility where each cabana
3 has its own toilet, right?

4 MR. FOSKEY: I don't own one down there
5 so I wouldn't be --

6 LEGISLATOR DENENBERG: But you know what
7 they pay, but you don't know what they pay to
8 get. So let me tell you that at Malibu, unlike
9 Nickerson, Malibu was just redone and --

10 MR. FOSKEY: And if --

11 LEGISLATOR DENENBERG: Let me finish.

12 MR. FOSKEY: You may finish.

13 LEGISLATOR DENENBERG: Every single
14 cabana has a toilet as well. The point is --
15 that's not a question. You brought in Malibu.
16 And the issue here is it's a ten percent increase
17 on cabanas, cabinets, cabana lockers. And I
18 wanted to ask when it would take effect.

19 MR. FOSKEY: Next year.

20 LEGISLATOR DENENBERG: And you're
21 telling me 2015 not 2014, correct?

22 MR. FOSKEY: Correct.

23 LEGISLATOR DENENBERG: Now the parking
24 stickers, the season stickers for beach access,
25 that's going up right now, immediately?

MR. FOSKEY: The stickers have been printed already so they would not be going up. That would also be next year.

LEGISLATOR DENENBERG: So if a firefighter has a 25 percent increase from \$40 per vehicle to \$50 per vehicle, if they didn't buy their sticker yet for the beach this year and they go after this is passed, it's still \$40 this year?

MR. FOSKEY: That's correct. We would still honor the 2014 fees, park fees.

LEGISLATOR DENENBERG: Okay. And a non-resident is getting a ten percent increase as well, from 200 to 225?

MR. FOSKEY: Correct.

LEGISLATOR DENENBERG: But it's going to stay 200 this year?

MR. FOSKEY: Correct.

LEGISLATOR DENENBERG: Okay. What about senior citizen, volunteer ambulance --

MR. FOSKEY: They will remain the same. They will remain the same.

LEGISLATOR DENENBERG: So the 25 percent increase goes in next year?

2 MR. FOSKEY: Correct. It's not event
3 prorated. It goes next year.

4 LEGISLATOR DENENBERG: And that's for
5 beach access, correct?

6 MR. FOSKEY: Correct.

7 LEGISLATOR DENENBERG: I don't know what
8 we did for our beaches but a 25 percent increase?
9 I hope we really improve the beach over the next
10 year.

11 MR. FOSKEY: What I can tell you is
12 this. Over the last two years the Department of
13 Public Works has made significant improvements in
14 the cabanas at Nickerson. If you have an
15 opportunity to go look at them, I would suggest
16 you do.

17 LEGISLATOR DENENBERG: I was there right
18 after Sandy and after we used Sandy relief money
19 to recover some. You know what? I spent years
20 trying to make it my business to get down there
21 since I'm on the south shore, and I have to tell
22 you when it went up from 2100 to 3400 people
23 weren't happy and they didn't see a 70 percent
24 improvement in the service.

25 MR. FOSKEY: And I can tell you from my

2 last year as commissioner last year, we had
3 almost zero complaints at Nickerson because of
4 the significant improvements that DPW made.

5 LEGISLATOR DENENBERG: I don't think you
6 were listening to people not liking fee increases
7 and considering them tax increases. But let me
8 ask about some of these other increases, which is
9 anywhere from the camping to the permits for use
10 of the parks. Do those fee increases take effect
11 immediately?

12 LEGISLATOR FORD: No. In the Parks
13 Department the picnic permits are issued in
14 February. So, for the most part those permits
15 have been issued already. There are very few
16 permits, picnic permits that are being issued
17 this time of the year.

18 LEGISLATOR DENENBERG: Well if someone
19 gets a picnic permit for -- at the end of this
20 month --

21 MR. FOSKEY: They will pay the same
22 fee.

23 LEGISLATOR DENENBERG: So you're telling
24 me that none of these parks, beach, or parking
25 pass fee increases will go up this year?

2 MR. FOSKEY: For the most part the bulk
3 of these fees, and we discussed this, not
4 necessarily with you, the bulk of these fees will
5 more than likely be implemented in the beginning
6 of next year because of the way the season runs
7 at the parks department. We're in the midst --
8 they are in the midst of their season now. It
9 would be too late to do that.

10 LEGISLATOR DENENBERG: The 33 percent
11 increase in batting cage. If I go to the batting
12 cage in July I'm not going to be paying \$3, I'll
13 be paying \$4.

14 LEGISLATOR FORD: No. There's a whole
15 process. We make these tokens. There's a
16 retrack system. We'd have to have people come
17 down and program the system. This is not
18 something that you do. It is done in a very
19 orderly manner. We also post the fees where the
20 public is aware of what the fees are. Same thing
21 with the other fees.

22 LEGISLATOR DENENBERG: What's the
23 answer? Is it going to go up? When's it going
24 to go up?

25 MR. FOSKEY: It would more than likely

2 go up either later in the year or early next
3 year, some time in January.

4 LEGISLATOR DENENBERG: I think if people
5 are voting on these tax increases, which you
6 would call fee increases, we should know exactly
7 when the fees are going to go up.

8 MR. FOSKEY: More than likely next
9 year.

10 LEGISLATOR DENENBERG: We have to answer
11 our constituents' question as to when it's going
12 up. I could tell them --

13 MR. FOSKEY: If you're familiar with
14 parks --

15 LEGISLATOR DENENBERG: Let me finish my
16 question.

17 MR. FOSKEY: Let me finish my point,
18 please.

19 LEGISLATOR DENENBERG: I could tell them
20 for the beaches --

21 MR. FOSKEY: Yes, you may tell them
22 that.

23 LEGISLATOR DENENBERG: that it's going
24 up next year. For parking lots, it's going up.
25 But for use of the baseball fields, people pay

2 for the baseball fields in September and October
3 too, same as football.

4 MR. FOSKEY: Most of these fields are
5 booked well in advance. These fees have been
6 paid. And when you refer to the batting cage,
7 there comes a time during the year that we
8 actually close the batting cage down, so I don't
9 anticipate those fees being increased until next
10 year also.

11 LEGISLATOR DENENBERG: I think anyone
12 listening to your answer would be somewhat unsure
13 as to when it's going to go up.

14 LEGISLATOR FORD: I've said it so many
15 different times. The bulk of these fees will
16 more than likely be instituted some time next
17 year, 2015.

18 LEGISLATOR DENENBERG: More than likely.
19 Okay. I would say that this is across the board
20 -- it's football, lacrosse, soccer, baseball,
21 turf fields, non-turf fields, lighted fields,
22 non-lighted fields, permits, and they're anywhere
23 from a 20 to as much as 70 percent increase,
24 whether it's residents or non-residents.

25 I have nothing else.

1 And a lot of these affect the senior
2 citizen, volunteer, and police auxiliary and
3 veterans discounts as well, going up anywhere
4 from 20 to 70 percent.

5 CHAIRMAN NICOLELLO: Any other questions
6 or discussion?

7 (No verbal response.)

8 Thank you, Judge Foskey.

9 LEGISLATOR DeRIGGI-WHITTON: I just want
10 to echo that as well.

11 CHAIRMAN NICOLELLO: Legislator DeRiggi-
12 Whitton.

13 LEGISLATOR DeRIGGI-WHITTON: We just
14 went through the whole effort of doing the
15 leisure pass for veterans and all and now their
16 fees are going up.

17 MR. FOSKEY: The leisure pass fees are
18 not going up.

19 LEGISLATOR DeRIGGI-WHITTON: Correct.
20 But the fees -- these fees are. I just kind of
21 feel like we're almost kind of taking back what
22 we just did. I really am opposed to anything
23 that increases the fees on either our veterans,
24 our volunteers or our seniors.

LEGISLATOR DENENBERG: And our point is it's across the board.

CHAIRMAN NICOLELLO: Legislator.

LEGISLATOR DENENBERG: It's everything from golf --

CHAIRMAN NICOLELLO: Legislator DeRiggi-Whitton, are you finished?

LEGISLATOR DENENBERG: to picnics, to beaches.

CHAIRMAN NICOLELLO: Are you finished?

LEGISLATOR DeRIGGI-WHITTON: Yes. Thank you.

CHAIRMAN NICOLELLO: Legislator Denenberg, do you have something to add?

LEGISLATOR DENENBERG: Just that it's across the board. It's literally anything you could think of that we provide as a service is going up, from ice skating to baseball to football, lacrosse, golf, you name it. You name it, there's an increase.

CHAIRMAN NICOLELLO: Thank you, Judge Foskey.

Any public comment?

(No verbal response.)

2 We'll move on to the next one, which is
3 Item 206-2014, an ordinance to fix certain fees
4 to be charged by the Department of Public Works.

5 All these items are before the committee.

6 Your turn Mr. Arnold.

7 MR. ARNOLD: Item 206-14 is the
8 increase of various fees that the department
9 charges, which also now includes the planning
10 commission for plan review, work on county
11 roadways, and various permits that we issue.

12 CHAIRMAN NICOLELLO: Okay. Any
13 questions?

14 LEGISLATOR DENENBERG: We would just
15 note again in the minority that these fee
16 increases are nothing but backdoor tax increases
17 and these, in particular, really have a
18 stifling effect on small business throughout
19 Nassau County, where just a few years after
20 these, for the most part, these very same fees
21 were increased, they're being increased again for
22 virtually anything you file or are forced to file
23 in Nassau County. We added all these new
24 licenses in November and December 2012 and now
25 the fees are going up again on some of these very

2 licenses that were just created. But anything
3 you file, which you have to with public works or
4 with the county clerk or with the planning
5 department, it's going up anywhere from 20 - in
6 this case, 20 to 60 percent.

7 CHAIRMAN NICOLELLO: Any other
8 discussion?

9 LEGISLATOR DeRIGGI-WHITTON: Can I just
10 ask one quick question?

11 CHAIRMAN NICOLELLO: Legislator DeRiggi-
12 Whitton.

13 LEGISLATOR DeRIGGI-WHITTON: These fees
14 that are being increased, is there any provision
15 for any damage that was caused from Sandy, like,
16 for instance, with the sewer fees or anything?
17 If people haven't applied for the fees prior, are
18 they going to also be hit with these increases?

19 MR. ARNOLD: I believe that this body
20 waived the fees for --

21 LEGISLATOR DeRIGGI-WHITTON: A hundred
22 percent. So, in other words, the whole sewer
23 permit inspection fee and everything, we're not
24 going to have any issues.

25 MR. ARNOLD: No. Whatever was done for

2 the Sandy victims will remain in effect.

3 LEGISLATOR DeRIGGI-WHITTON: I would
4 also just like to reiterate the fact that I think
5 these are large percentage increases, especially
6 when we're trying to help our economy with
7 development. It seems to be it's just not
8 timely.

9 MR. ARNOLD: Just a point of
10 clarification. Those Sandy reductions expire at
11 the end of '13.

12 LEGISLATOR DeRIGGI-WHITTON: So if
13 someone is just getting money for Sandy recovery
14 now and they have to acquire a sewer permit or
15 something they're going to be the increased fee?

16 MR. ARNOLD: They will pay the new fee,
17 yes.

18 LEGISLATOR DeRIGGI-WHITTON: Is there
19 any way we -- I hate that. So we're going to
20 increase the fees for people who are getting --
21 I'm sorry. It's just there's no provision for
22 anything, for any kind of FEMA or catastrophe
23 going forward.

24 MR. ARNOLD: This ordinance was just to
25 adjust our normal fee process.

CHAIRMAN NICOLELLO: Any public comment?

(No verbal response.)

Item 207-2014, relating to TPVA fee.

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

Imposing a fee to defray the administrative costs relating to various processing activities at TPVA.

CHAIRMAN NICOLELLO: Okay. Any questions for Mr. Rich?

LEGISLATOR DENENBERG: With TPVA, at this point we have a surcharge on every ticket. Correct?

MR. RICH: It's an administrative fee or a driver responsibility fee, yes.

LEGISLATOR DENENBERG: Don't we call it a surcharge?

MR. RICH: No, we don't.

LEGISLATOR DENENBERG: So we call it an administrative fee or driver's responsibility fee.

MR. RICH: Correct.

LEGISLATOR DENENBERG: Is that 35 right now per ticket?

2 MR. RICH: It's \$30.

3 LEGISLATOR DENENBERG: \$30. Is that
4 going up?

5 MR. RICH: To my knowledge, no.

6 LEGISLATOR DENENBERG: So the SCOF law,
7 default judgment administrative processing fee is
8 now going to be \$15; that's something new.

9 MR. RICH: It's a new fee. All these
10 fees are new. These are basically because we
11 have to take extra actions to resolve a case,
12 such as the SCOFF law fee, we have to do a
13 certified mailing, we have to notify DMV, so it
14 takes additional resources to take upon these
15 activities.

16 LEGISLATOR DENENBERG: And this is
17 already on top of whatever surcharges people are
18 paying right now, correct?

19 MR. RICH: And whatever fines also.

20 LEGISLATOR DENENBERG: So people even
21 pay a fee right now even if they're found not
22 guilty of certain violations, like no insurance
23 or no registration, no license.

24 MR. RICH: The not guilty, is if you're
25 found not guilty at trial there is no fee due.

2 But if you fail to produce your insurance card or
3 your driver's license, basically the county
4 incurred an expense to pull the person over,
5 write the ticket. We incurred an expense to
6 process the ticket, put it in our system. So
7 that's what that driver responsibility is for.

8 LEGISLATOR DENENBERG: I really can't
9 see how anyone -- you can say no one should ever
10 get tickets. Everyone in human. We're just
11 looking for more and more ways to tax people. At
12 this point, I'm counting another one, two, three,
13 six, nine more fees coming on the heels of two
14 years ago and three years ago adding new
15 surcharges and administrative fees then.

16 MR. RICH: These are fees, again, that
17 the county incurs an expense on to resolve
18 because we're trying to resolve a ticket and the
19 people are failing to resolve their liability.

20 LEGISLATOR DENENBERG: It's nothing more
21 than a tax.

22 CHAIRMAN NICOLELLO: Any other
23 questions?

24 (No verbal response.)

25 Any discussion?

(No verbal response.)

Thank you, Mr. Rich.

Any public comment?

(No verbal response.)

All in favor signify by saying -- I'm
sorry. Hold on.

I'm going on to 209-2014, which is with
respect to the Department of Assessment and
radius maps.

MR. VALENTINO: Hi. Dan Valentino,
Deputy County Attorney assigned to the Nassau
County Department of Assessment.

This is actually a new service that we're
able to provide. It's radius maps. Generally,
any instance in which you are requesting a
variance or maybe even a lot split, they require
you to notify property owners within a certain
radius of your property of whatever you're
looking to change. This service allows us to
give them the map and allows them to see the
property owners that they have to send the
notices out to. Our fees are actually about \$100
cheaper than the private sector. So this is a
great service that we are providing and everybody

seems to be happy with it.

CHAIRMAN NICOLELLO: So individuals who are using -- who are in need of those maps are actually going to be paying less because they'll be paying this lesser fee to the county as opposed to spending more and paying a private company.

MR. VALENTINO: That's correct. And we could be a one-stop shop. They can come up, get the radius map and they can leave. Whenever they're down in the clerk's office filing what they have to file, they can come up to the fourth floor, get a radius map and leave.

CHAIRMAN NICOLELLO: Any questions?
Legislator Denenberg.

LEGISLATOR DENENBERG: The filing fees for tax maps, that's new, correct?

MR. VALENTINO: Are we moving on to the next item? Are we doing 210?

LEGISLATOR DENENBERG: I thought it was both the same.

MR. VALENTINO: No. 209 is radius maps; I thought that's what we were discussing. Are we doing tax maps?

2 CHAIRMAN NICOLELLO: We're doing 209.

3 LEGISLATOR DENENBERG: Then I'll ask
4 about 209. I thought we called them both
5 together.

6 These radius maps, are we requiring
7 anyone to get these?

8 MR. VALENTINO: No. It's not required.

9 LEGISLATOR DENENBERG: Okay.

10 MR. VALENTINO: It's a discretionary
11 service.

12 LEGISLATOR DENENBERG: We do require
13 that, just like towns do, we require that people
14 making applications mail to, depending on what
15 the application is mailed to other property
16 owners within 100 foot radius, 200, 300, 500,
17 correct?

18 MR. VALENTINO: Correct.

19 LEGISLATOR DENENBERG: So now we're
20 going to give them the list.

21 MR. VALENTINO: Correct.

22 LEGISLATOR DENENBERG: But if they want
23 to do it on their own they still can.

24 MR. VALENTINO: Correct. They can go to
25 a private industry and they provide the same maps

2 but at a much greater cost.

3 LEGISLATOR DENENBERG: But if they want
4 to get the radius map from us, we'll give it to
5 them at a price, correct?

6 MR. VALENTINO: Correct. There is a
7 cost in producing the maps.

8 LEGISLATOR DENENBERG: And in the past
9 if they wanted the radius map from us as part of
10 the notice -- I've seen applicants get a radius
11 map as part of their requirement for mailing. So
12 they used to get it for free?

13 MR. VALENTINO: No. They didn't get it
14 for free. We never provided it. They had to go
15 to the private sector to get it. We are now
16 providing this new service.

17 LEGISLATOR DENENBERG: Okay.

18 MR. VALENTINO: It's a great service.

19 LEGISLATOR DENENBERG: I don't know
20 about that. I'll see. It seems like it's a
21 decent amount of money.

22 MR. VALENTINO: It's about \$100 cheaper
23 than the private sector. And we've actually had
24 people asking for us to produce these maps.

25 LEGISLATOR DENENBERG: If people get it

2 on their own right now and they're given a
3 choice, that's okay.

4 CHAIRMAN NICOLELLO: We've finished with
5 209 so we're on to 210. This is you, Mr.
6 Valentino, also. This is amended also. The
7 amendment was filed on May 23, 2014. Mr.
8 Valentino.

9 MR. VALENTINO: This is an amendment to
10 increase the verification fee for section, block
11 and lot on tax maps. We're aligning ourselves
12 with Suffolk County. Suffolk County just
13 increased the fee to \$75, so we're increasing to
14 75. We've also narrowed the request down to only
15 instruments affecting real property. The prior
16 request was too voluminous. So now we only have
17 instances where real property is affected. We're
18 honing in on the ones that really need the
19 verification.

20 CHAIRMAN NICOLELLO: Any discussion?

21 LEGISLATOR DENENBERG: Yes. The fees
22 for tax maps, filing fees for tax maps are going
23 to 25, 50, and 100 depending on the number of
24 lots?

25 MR. VALENTINO: It's going from 50 to

75, I believe. It's a verification fee.

LEGISLATOR DENENBERG: I thought that there was a filing fee being imposed now for tax maps.

MR. VALENTINO: There is already a fee imposed. It's increasing the fee to 75. Suffolk County just passed a similar ordinance to increase their fee.

LEGISLATOR DENENBERG: So wasn't it -- just a few years ago it was zero.

MR. VALENTINO: There was no requirement a few years ago.

LEGISLATOR DENENBERG: So we went from zero to 50 to 75?

MR. VALENTINO: That's correct.

LEGISLATOR DENENBERG: And all these other increases - property record card, all of those --

MR. VALENTINO: You're looking at 209. 209, like I said, the only thing we did with 209 was the radius maps. That was just the prior ordinance. It was showing you what was amended.

LEGISLATOR DENENBERG: I got it. Okay.

MR. VALENTINO: Just the radius maps,

that's 209.

LEGISLATOR DENENBERG: And this one's just the increase in the tax map.

MR. VALENTINO: That's correct.

LEGISLATOR DENENBERG: We're at 50 now. It's going up to 75.

MR. VALENTINO: That's correct.

LEGISLATOR DENENBERG: And my point was we didn't even have it a few years ago.

MR. VALENTINO: That's correct.

LEGISLATOR DENENBERG: All right.

CHAIRMAN NICOLELLO: Any other discussion?

(No verbal response.)

Thank you, Mr. Valentino.

Any public comment?

(No verbal response.)

Now I'm going to call these items, which include Items 151, 205, 206, 207, 209, and 210.

All in favor signify by saying aye.

(Aye.)

Those opposed?

(Nay.)

Those items carry; four votes for the

2 majority, three for the minority.

3 Item 208-2014 -- we have a motion by
4 Legislator Dunne, seconded by Legislator Walker.
5 This item needs to be amended. This item needs to
6 be amended.

7 Just to clarify, I'm calling that item.
8 I had a motion by Legislator Dunne, seconded by
9 Legislator Walker. So it is before us.

10 Now I'm going to call for an amendment to
11 the item. The amendment was filed today at 2:13
12 p.m. The amendment changes the definition of
13 vehicles of a SCOFF law or vehicles of SCOFF
14 laws. It changes the definition involving one
15 violation to two.

16 Legislator Muscarella moves it,
17 Legislator Dunne seconds it.

18 All in favor of the amendment signify by
19 saying aye.

20 (Aye.)

21 Those opposed?

22 (Nay.)

23 That amendment passes four to three; four
24 votes of the majority, three of the minority.

25 Sergeant Stephanoff.

2 SERGEANT STEPHANOFF: Sergeant
3 Stephanoff from the police.

4 The proposed local law seeks to allow for
5 the booting of vehicles owned by persons with
6 multiple tickets, to reduce the operative number
7 of delinquent tickets from three to two and
8 provides for the aggregating of parking and photo
9 enforcement tickets in order to provide a
10 stronger deterrent to the disregard and
11 delinquency associated with these summonses.

12 CHAIRMAN NICOLELLO: The amendment was
13 to change it to two.

14 LEGISLATOR DENENBERG: Wait. Just for
15 the record. Originally it was going to go SCOFF
16 laws then booted to one. The amendment says it's
17 going to go from three to two, not three to one.

18 CHAIRMAN NICOLELLO: Correct.

19 Any questions?

20 LEGISLATOR DENENBERG: It was clear to
21 us which way it was.

22 CHAIRMAN NICOLELLO: It goes from one to
23 two.

24 LEGISLATOR DENENBERG: Either way, we
25 think we were booting at three SCOFF laws and now

2 we're going down to two, that's better than going
3 down to one, I'll give you that much. It's just
4 at some point it becomes onerous and really
5 taxing on regular people. A lot of people don't
6 even realize that they're a SCOFF law, certainly
7 not the first time and maybe not even the second.
8 Booting at three, that's enough already. Now
9 we're going down to two, is that really what this
10 is?

11 SERGEANT STEPHANOFF: There is -- you
12 don't become a SCOFF automatically just because
13 you get a ticket. TPVA attempts to collect, then
14 the ticket is sent to a collection agency, and
15 then finally it's sent to -- you're in SCOFF law
16 status. So it doesn't happen right away.

17 LEGISLATOR DENENBERG: The booting, when
18 does it happen, first of all? I'm sorry.

19 CHAIRMAN NICOLELLO: Go ahead.

20 SERGEANT STEPHANOFF: It's after you've
21 been sent to a collection agency and then you're
22 deemed a SCOFF law and then you could be booted.

23 LEGISLATOR DENENBERG: And this would be
24 on a moving violation or a parking ticket?

25 SERGEANT STEPHANOFF: This is parking

2 violations and photo enforced violations.

3 LEGISLATOR DENENBERG: So the truth is,
4 on a parking ticket if you're a SCOFF law you
5 would have trouble reregistering your car, if
6 you're a SCOFF law even on one ticket, by six
7 months, correct?

8 SERGEANT STEPHANOFF: You're going to
9 turn into a SCOFF law, you're going to be booted
10 and then you have to take care of the boot to get
11 back into it.

12 LEGISLATOR DENENBERG: I think that
13 people get the idea when they're a SCOFF law in
14 parking tickets, when they have trouble re-
15 registering their car. If they're a SCOFF law,
16 make it habitual and you want to say that's
17 three, that's even questionable to boot on three
18 to say it's habitual. To boot on two, as if two
19 delinquent tickets makes you a perennial SCOFF
20 law just doesn't seem right.

21 SERGEANT STEPHANOFF: For the parking
22 tickets and a photo -- this is just to bring
23 people into compliance, just to make the roads
24 safer for people to drive.

25 LEGISLATOR DENENBERG: From parking

1 tickets?

2
3 SERGEANT STEPHANOFF: You have people
4 that park in places that are dangerous. People
5 park in handicapped spots that are for
6 handicapped people to park.

7 LEGISLATOR DENENBERG: If they pay their
8 ticket I guess they're going to keep doing it and
9 that's fine.

10 SERGEANT STEPHANOFF: Hopefully the fee
11 --

12 LEGISLATOR DENENBERG: Somehow, if they
13 don't pay two tickets we're going to boot them.

14 SERGEANT STEPHANOFF: We're hoping that
15 this whole program discourages people from doing
16 this.

17 LEGISLATOR DENENBERG: I think all the
18 surcharges we put on tickets and the way we just
19 raised the fines on tickets might do that as
20 well. Who knows?

21 CHAIRMAN NICOLELLO: Sergeant, so the
22 person who gets the violation either gets a
23 ticket on their windshield or will get something
24 in the mail, correct?

25 SERGEANT STEPHANOFF: Yes.

1 CHAIRMAN NICOLELLO: And they'll have an
2 appearance date.

3 SERGEANT STEPHANOFF: Yes.

4 CHAIRMAN NICOLELLO: And they don't have
5 to show up for the appearance. Then, after that,
6 TPVA sends them a mailing, do they not?
7

8 SERGEANT STEPHANOFF: TPVA attempts to
9 have them answer the summons first.

10 CHAIRMAN NICOLELLO: Mr. Rich, what's
11 the process after the ticket is issued.

12 MR. RICH: With a parking ticket, they
13 have 42 days as a return date, and then what we
14 do is we send out two additional notices. Then,
15 after that, if there is still no response we send
16 it to a collection agent. For a photo
17 enforcement there's going to be the original
18 notice of liability, and then there will be a
19 second, subsequent follow-up letter. If they
20 don't respond to that, then that goes to a
21 collection agent and then goes out to our boot-
22 and-tow vendor.

23 CHAIRMAN NICOLELLO: Okay. And then the
24 collection agent will then make efforts on their
25 own, obviously to collect payment. So they'll

2 make contact with the person who has the ticket
3 or the violation.

4 MR. RICH: Correct.

5 CHAIRMAN NICOLELLO: And then once --
6 assuming it goes through all those different
7 contacts, the different mailings, the contact by
8 a collection agency, and this is multiple times,
9 at that point the person may get a boot on their
10 car. How do they get the boot off?

11 MR. RICH: The boot vendor that we
12 contracted with is a self-release system. What
13 they can do is they can call up, pay the debt by
14 credit card, and then they can return the boot.
15 I think it weighs about 15 pounds or so. They
16 punch in a five digit code, they remove the boot,
17 and then they can return it to either TPVA or we
18 also have three tow vendors contracted with the
19 vendor. If they cannot remove the boot
20 themselves, the vendor will actually go out
21 within a two hour period and one of the tow
22 companies will go out and remove the boot as
23 well.

24 CHAIRMAN NICOLELLO: Thank you.

25 Legislator DeRiggi-Whitton.

2 LEGISLATOR DeRIGGI-WHITTON: Just a real
3 quick technical question. I know there was a
4 ticket that someone questioned as to why they got
5 the ticket. It turned out there was a question
6 as to how long you have to stop before you make
7 the right-hand turn. In that interim, there was
8 another bill sent for \$25 because it was past the
9 date that that ticket was due. Is that part of
10 the process also that occurs?

11 MR. RICH: If it's the red light camera,
12 yes. What happens is each notice, even with
13 parking, the next notice there is an additional
14 penalty or subsequent increase. So the original
15 fine and driver responsibility fee on the notice
16 of liability is \$80. If they fail to respond to
17 that timely, then it goes up an additional \$25.
18 If they fail to respond to that one, then it's
19 assigned to a collection agent and there's a
20 collection fee assessed on the violation.

21 LEGISLATOR DeRIGGI-WHITTON: So if the
22 person paid the ticket and then in the interim
23 got this \$25 fee, are they still on that whatever
24 list you're going to call it?

25 MR. RICH: Technically, yes. But we

2 have threshold right now. Nothing under \$75 is
3 collected on as far as the boot and tow vendor.
4 So, I think in this case if there's going to be
5 smaller balances we're not going to boot on those
6 just yet. We have to take a look at those.

7 LEGISLATOR DeRIGGI-WHITTON: So that's
8 not going to count as a one strike or whatever
9 you want to call it.

10 MR. RICH: That one ticket would be
11 under the threshold to boot on.

12 LEGISLATOR DeRIGGI-WHITTON: Okay.

13 CHAIRMAN NICOLELLO: Any other
14 questions?

15 (No verbal response.)

16 Thank you, Sergeant. Thank you, Mr.
17 Rich.

18 Any public comment?

19 (No verbal response.)

20 All in favor of this item, 208-14,
21 signify by saying aye.

22 (Aye.)

23 Those opposed?

24 (Nay.)

25 It carries four to three; four votes of

the majority, three votes of the minority
against.

(Whereupon, the following is the
continuation of the minutes of the June 2, 2014
Rules Committee meeting.)

CHAIRWOMAN GONSALVES: Any public
comment?

(No verbal response.)

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

(Aye.)

Any opposed?

(Nay.)

So, we have four to two.

We have an addendum. We already
suspended the rules earlier today. The Item on
Addendum I, 234, has already been called.

Now we have Item 235, a resolution
authorizing the county executive to execute an
inter-municipal agreement with the Lakeview
Public Library in relation to a project to
procure and install library furniture, computer
hardware, and related items.

Motion, please?

2 LEGISLATOR KOPEL: So moved.

3 LEGISLATOR DUNNE: Second.

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

6 And I know this was something that
7 Legislator Bynoe was interested in. I don't know
8 if there are any questions or comments that you
9 have.

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

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The item passes unanimously.

16 Item 236-14, which is a resolution
17 requesting the Legislature of the State of New
18 York to enact and the governor to approve and to
19 amend the Nassau County Administrative Code in
20 relation to levying and extension of real
21 property taxes on Class Four real property tax.

22 Motion, please?

23 LEGISLATOR KOPEL: So moved.

24 LEGISLATOR NICOLELLO: Second.

25 CHAIRWOMAN GONSALVES: Moved by

2 Legislator Kopel, seconded by Legislator
3 Nicolello.

4 I think there was plenty of discussion
5 regarding this item from all of the legislators.
6 They all had the opportunity to really vet this
7 item.

8 There is nobody here to call for public
9 comment.

10 The next thing is, all those in favor --

11 LEGISLATOR JACOBS: Wait. I just want
12 to say one thing.

13 CHAIRWOMAN GONSALVES: Go ahead.

14 LEGISLATOR JACOBS: I just wanted to say
15 obviously we just saw this today. And we just
16 discussed it in there. Our staff didn't have a
17 chance to really look at it. I'm sure we'll be
18 fine. We're going to vote yes. We are passing
19 it on. We just want to make sure that you know
20 that.

21 CHAIRWOMAN GONSALVES: We heard on
22 Friday, I believe.

23 LEGISLATOR JACOBS: I know.

24 CHAIRWOMAN GONSALVES: So all those in
25 favor of Item 236 signify by saying aye.

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(Aye.)

Any opposed?

(No verbal response.)

The item passes unanimously.

And guess what? A motion to adjourn?

LEGISLATOR NICOLELLO: So moved.

LEGISLATOR KOPEL: Second.

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

All those in favor signify by saying aye.

(Aye.)

Any opposed?

(No verbal response.)

The meeting is adjourned.

(Whereupon, the Rules Committee adjourned
at 8:09 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 1st day of July, 2014.

FRANK GRAY