

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

NASSAU COUNTY LEGISLATURE

PETER SCHMITT,  
Presiding Officer

RULES COMMITTEE

PETER SCHMITT, Chairman

1550 Franklin Avenue  
Mineola, New York

Monday, January 9, 2012  
1:05 P.M

REGAL REPORTING SERVICE  
(516) 747-7353

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

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

PETER SCHMITT,  
Chairman

HOWARD KOPEL, (Substituted by  
Vice Chairman Vincent Muscarella)

DENNIS DUNNE

ROSE MARIE WALKER (Substituted by  
Richard Nicoletto)

KEVAN ABRAHAMS,  
Ranking

JUDY JACOBS (Substituted by Judi Bosworth)

WAYNE WINK

WILLIAM J. MULLER,  
Clerk of the Legislature

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

LIST OF SPEAKERS

KEN ARNOLD, Nassau County,  
 Department of Public Works.....6, 49

SEAN SALLEY, Nassau County,  
 Department of Public Works.....16

EDWARD SHANK, attorney,  
 Nassau County Probation.....19

BOB McMANUS, Nassau County  
 District Attorney's Office.....24

MICHAEL KELLY, deputy director,  
 Office of Real Estate Services.....27, 46

TOM DELANEY, Office of  
 Emergency Management.....32

JIM DOLAN, director of the  
 Office of Mental Health,  
 Chemical Dependency and Developmental  
 Disabilities Services.....40

PAUL BRODERICK, deputy commissioner for  
 Finance, Department of  
 Social Services.....43

BRIAN SCHNEIDER, Department of  
 Public Works.....52, 57

1 Rules Committee/1-9-12

2 CHAIRMAN SCHMITT: We're going to  
3 start the meeting of the Rules Committee.  
4 We have Legislator Vincent Muscarella  
5 substituting for Legislator Rose Walker;  
6 Legislator Rich Nicoletto is substituting  
7 for Legislator Howard Kopel, and Legislator  
8 Judi Bosworth is substituting for Judy  
9 Jacobs.

10 We are going to start the Rules  
11 Committee meeting and we'll have the Pledge  
12 of Allegiance lead by Legislator Dennis  
13 Dunne who would ask everybody to please  
14 remain standing for a moment of silence.

15 (Whereupon, the Pledge of  
16 Allegiance was recited.)

17 CHAIRMAN SCHMITT: Mr. Muller,  
18 would you please call the roll, please?

19 CLERK MULLER: Yes. Legislator  
20 Wink?

21 LEGISLATOR WINK: Here.

22 CLERK MULLER: Legislator  
23 Bosworth sitting in for Legislator Jacobs?

24 LEGISLATOR BOSWORTH: Here.

25 CLERK MULLER: Ranking Member

1 Rules Committee/1-9-12

2 Abrahams?

3 LEGISLATOR ABRAHAMS: Here.

4 CLERK MULLER: Legislator

5 Muscarella sitting in for Legislator Walker?

6 LEGISLATOR MUSCARELLA: Here.

7 CLERK MULLER: Legislator Dunne?

8 LEGISLATOR DUNNE: Here.

9 CLERK MULLER: Legislator

10 Nicoletto sitting in for Vice Chairman

11 Kopel?

12 LEGISLATOR NICOLELLO: Here.

13 CLERK MULLER: Chairman Schmitt?

14 CHAIRMAN SCHMITT: Here.

15 CLERK MULLER: We have a quorum.

16 CHAIRMAN SCHMITT: All right. We

17 have a quorum. As everyone knows, the Rules

18 Committee meets first to just go over the

19 contracts that are on for approval so that

20 the various people who were here from the

21 different departments to answer questions,

22 if any should come up, will be able to

23 return to work.

24 The first contract on is E-512

25 which is a contract between the Department

REGAL REPORTING SERVICE

(516) 747-7353

1 Rules Committee/1-9-12  
2 of Public Works and Jacobs Project &  
3 Management Company.

4 LEGISLATOR DUNNE: So moved.

5 LEGISLATOR MUSCARELLA: Second.

6 CHAIRMAN SCHMITT: Moved by  
7 Legislator Dunne, seconded by Legislator  
8 Muscarella.

9 MR. ARNOLD: Kenneth Arnold,  
10 Public Works. This is a contract for the  
11 program management of environmental  
12 construction at both the Cedar Creek and Bay  
13 Park treatment plants.

14 CHAIRMAN SCHMITT: Legislator  
15 Abrahams.

16 LEGISLATOR ABRAHAMS: How are  
17 you, Mr. Arnold?

18 MR. ARNOLD: Good. Happy New  
19 Year.

20 LEGISLATOR ABRAHAMS: Happy New  
21 Year to you as well. I have a question. Is  
22 this contract in any way related to the  
23 privatization of the sewer system?

24 MR. ARNOLD: No, it's not. This  
25 started way before that. This is through an

1 Rules Committee/1-9-12  
2 assisted department in the construction  
3 related activities at both plants that we  
4 undergo major upgrades at both facilities.

5 LEGISLATOR ABRAHAMS: I see.

6 CHAIRMAN SCHMITT: I have a  
7 question. How is the Sewer Storm Water  
8 Resource Districts Capital Improvement  
9 Program presently being managed?

10 MR. ARNOLD: It's managed by  
11 in-house staff with assistance from  
12 consultants on construction management  
13 services. This contract will assist us. We  
14 have a lot of projects coming up. As you  
15 are aware, we have, at both facilities,  
16 major rehabs of the screening grates at the  
17 facilities, and the department requires  
18 additional assistance to keep both of these  
19 projects on schedule and on track and in  
20 coordination with each other.

21 CHAIRMAN SCHMITT: So this is a  
22 new contract, or this is --

23 MR. ARNOLD: A brand new  
24 contract, yes.

25 CHAIRMAN SCHMITT: It's a brand

1 Rules Committee/1-9-12

2 new contract for brand new work or it's a  
3 new contract to handle work --

4 MR. ARNOLD: It's to assist the  
5 department in existing work, that's in the  
6 design phase right now. These jobs will be  
7 going out to construction this summer and  
8 into the fall, and the current workload  
9 requires additional coordination. This will  
10 help the in-house staff coordinate that work  
11 with the CPM scheduling with all contracts  
12 that are ongoing and also coordination with  
13 operations at both plants as we rehab these  
14 major facilities.

15 CHAIRMAN SCHMITT: Okay. Anybody  
16 else? Legislator Bosworth.

17 LEGISLATOR BOSWORTH: You  
18 mentioned Cedar Creek. Does this have  
19 anything to do with the project that might  
20 be going on in the Glen Cove DTP?

21 MR. ARNOLD: At this point we  
22 don't anticipate using this program at the  
23 Glen Cove. We have a couple of projects up  
24 there but they are much smaller and they  
25 could be coordinated using county resources.



1 Rules Committee/1-9-12

2 LEGISLATOR BOSWORTH: Thank you.  
3 Could you just let us know what those  
4 projects are at the Glen Cove treatment  
5 plants that are being considered.

6 MR. ARNOLD: Yes. Actually, one  
7 of the items today will be the Glen Cove  
8 project that will be called shortly.

9 CHAIRMAN SCHMITT: Legislator  
10 Wink.

11 LEGISLATOR WINK: How are you,  
12 Mr. Arnold?

13 MR. ARNOLD: Good.

14 LEGISLATOR WINK: The project  
15 that they are overseeing at this point, this  
16 is a project that's significantly behind  
17 schedule, isn't it?

18 MR. ARNOLD: They're not  
19 overseeing one particular project. This  
20 will be program management and coordination  
21 of all Bay Park and Cedar Creek work. So  
22 there are numerous projects being in design  
23 right now. A lot of them are coming towards  
24 the construction phase and the consultant  
25 will help us coordinate that work between

1 Rules Committee/1-9-12  
2 contracts, between operations at the plant  
3 and the design consultants. So there is not  
4 one particular project that Jacobs will be  
5 involved in. It's, I forget the number, six  
6 or eight projects coming out within the next  
7 year; screening grid at both facilities,  
8 effluent screens, primary tanks, a lot of  
9 different items.

10 LEGISLATOR WINK: Gravity belts,  
11 things like that?

12 MR. ARNOLD: Yes, gravity belt  
13 thickeners, things like that.

14 LEGISLATOR WINK: These are  
15 projects that have been ongoing for some  
16 time?

17 MR. ARNOLD: Yes. As they go to  
18 construction, the department requires  
19 additional services to help coordinate all  
20 this work not within each contract and also  
21 with plant operations so the plant continues  
22 to function properly as we do all this.

23 LEGISLATOR WINK: Are these  
24 contracts that are normally overseen by the  
25 supervisor of the facility? I understand

1 Rules Committee/1-9-12  
2 there is a vacancy right now in the  
3 supervisor.

4 MR. ARNOLD: No. There's a  
5 vacancy for operations. This would not be  
6 overseen by an operations supervisor. It  
7 would be overseen by a construction manager  
8 we have at Bay Park and also he covers the  
9 work at Cedar Creek. We are looking to make  
10 some changes internally for that also. But  
11 what Jacobs will be responsible for is to  
12 maintain conversations with the operation  
13 staff so if we do work on any particular  
14 piece of equipment, the impact of turning  
15 that equipment off is worked into the plant  
16 operation schedule so everybody is on the  
17 same page at all times.

18 LEGISLATOR WINK: Wouldn't the  
19 construction manager normally coordinate  
20 that?

21 MR. ARNOLD: Yes, but with the  
22 level of work that we would be putting out,  
23 the department felt best that we have a  
24 program manager oversee everything because  
25 you're talking four projects at each

1 Rules Committee/1-9-12  
2 facility in the upcoming year and that level  
3 of detail needs to be done in addition to  
4 what we already do. We're more comfortable  
5 with getting somebody on board to coordinate  
6 all that work.

7 LEGISLATOR WINK: Thank you,  
8 Mr. Arnold.

9 CHAIRMAN SCHMITT: Anybody else?

10 LEGISLATOR BOSWORTH: Yes. It's  
11 a follow-up.

12 CHAIRMAN SCHMITT: A very  
13 reluctant follow-up. Go ahead, Legislator  
14 Bosworth.

15 LEGISLATOR BOSWORTH: You had  
16 mentioned that we would be voting on one of  
17 the contracts for Glen Cove but you didn't  
18 mention the other projects that -- if you  
19 have that information.

20 MR. ARNOLD: Glen Cove we  
21 currently have a project that's going out to  
22 bid I believe this week which is going to  
23 upgrade the electrical service for the  
24 plant. We have a project for fuel tanks at  
25 the property. We have a project to change

1 Rules Committee/1-9-12

2 one of the blowers at Glen Cove, and today  
3 you will see a design contract to do rehab  
4 work for the clarifiers at Glen Cove.

5 LEGISLATOR BOSWORTH: Thank you,  
6 and thank you presiding officer.

7 CHAIRMAN SCHMITT: Anybody else?

8 (No verbal response.)

9 Is there any public comment?

10 (No verbal response.)

11 All those in favor please say  
12 aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 The item carries unanimously.

17 E-6-12 is a contract between the Department  
18 of Public Works and the Liro Group. May I  
19 have a motion, please?

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR MUSCARELLA: Second.

22 CHAIRMAN SCHMITT: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Muscarella.

25 MR. ARNOLD: This is a contract

1 Rules Committee/1-9-12  
2 with Liro to provide construction management  
3 services for the lighting upgrade that is  
4 going to occur at the county correctional  
5 facility.

6 CHAIRMAN SCHMITT: What exactly  
7 does that mean?

8 MR. ARNOLD: Liro will be  
9 providing engineers and inspectors to  
10 oversee the construction of a previously  
11 past contract through this body to upgrade  
12 all the light fixtures to LED on the jail  
13 property which was an energy initiative  
14 savings and also a maintenance initiative  
15 savings.

16 CHAIRMAN SCHMITT: If memory  
17 serves me, isn't that about an \$800,000  
18 contract?

19 MR. ARNOLD: The Liro contract?

20 CHAIRMAN SCHMITT: No.

21 MR. ARNOLD: The electrical  
22 contract I think was a \$3 million contract.  
23 Something around that point.

24 CHAIRMAN SCHMITT: And Liro is  
25 going to oversee this?

1 Rules Committee/1-9-12

2 MR. ARNOLD: Yes, they are.

3 CHAIRMAN SCHMITT: Anybody have  
4 any questions?

5 (No verbal response.)

6 Is there any public comment?

7 (No verbal response.)

8 All those in favor please say  
9 aye.

10 (Aye.)

11 Any opposed?

12 (No verbal response.)

13 The item carries unanimously.

14 When will this work start?

15 MR. ARNOLD: We are currently  
16 waiting approval. We are working with NIFA  
17 and the administration on getting the money  
18 allocated.

19 CHAIRMAN SCHMITT: Okay. E-7 is  
20 a resolution authorizing the county  
21 executive to execute a personal service  
22 agreement between the County of Nassau on  
23 behalf of the Department of Public Works and  
24 Nelson, Pope & Voorhis.

25 LEGISLATOR DUNNE: So moved.

1 Rules Committee/1-9-12

2 LEGISLATOR MUSCARELLA: Second.

3 CHAIRMAN SCHMITT: Moved by  
4 Legislator Dunne, seconded by Legislator  
5 Muscarella. Any debate or discussion?

6 (No verbal response.)

7 CHAIRMAN SCHMITT: Can you tell  
8 us about this contract?

9 MR. SALLEY: My name is Sean  
10 Salley and I am a senior planner with the  
11 Department of Public Works. This is a  
12 personal services contracts with Nelson,  
13 Pope & Voorhis to provide professional  
14 planning and economic development services  
15 to perform a retail market and  
16 revitalization analysis that will assist the  
17 Bethpage community and business leaders in  
18 identifying the strengths, gaps, and  
19 opportunities for commercial retency and  
20 retention in downtown Bethpage. The  
21 analysis will provide the basis for the  
22 development of a downtown marketing plan and  
23 it will generate recommendations for  
24 downtown revitalization through improvements  
25 to parking facilities, public amenities, and

REGAL REPORTING SERVICE  
(516) 747-7353



1 Rules Committee/1-9-12

2 pedestrian infrastructure.

3 CHAIRMAN SCHMITT: Anybody have  
4 any questions?

5 LEGISLATOR DUNNE: Yes. To the  
6 chair, if I may.

7 CHAIRMAN SCHMITT: Legislator  
8 Dunne.

9 LEGISLATOR DUNNE: I drove  
10 through Bethpage yesterday and there is an  
11 awful lot of empty storefronts. Is this  
12 going to help fill those storefronts?

13 MR. SALLEY: Yes. We have  
14 identified approximately 30 to 33 percent of  
15 existing storefronts are vacant in a  
16 windshield survey that we performed about  
17 six months ago. So what this report is  
18 basically going to do is identify the  
19 potential reasons for those vacant stores,  
20 more so than just the national economic down  
21 turn. Our retail spending potential being  
22 captured by that down turn, are there  
23 parking management issues, or street  
24 geometry issues that are preventing the  
25 success of retail tenancy. So, yes, this is

1 Rules Committee/1-9-12  
2 precisely to look at that situation.

3 LEGISLATOR DUNNE: There is a  
4 couple of stages there where they produce  
5 movies right across the street from all  
6 these empty stores. You would think that  
7 they would generate some business into those  
8 stores from those theaters, those companies.  
9 Thank you.

10 MR. SALLEY: Sure.

11 CHAIRMAN SCHMITT: Anybody else?

12 (No verbal response.)

13 Is there any public comment?

14 (No verbal response.)

15 All those in favor please say  
16 aye.

17 (Aye.)

18 Any opposed?

19 (No verbal response.)

20 The ayes carry unanimously. E-8  
21 is a resolution authorizing the county  
22 executive to execute a personal service  
23 agreement on behalf of the Department of  
24 Probation and Family and Childrens  
25 Association Incorporated.

1 Rules Committee/1-9-12

2 LEGISLATOR DUNNE: So moved.

3 LEGISLATOR MUSCARELLA: Second.

4 CHAIRMAN SCHMITT: Moved by  
5 Legislator Dunne, seconded by Legislator  
6 Muscarella. Want to give us a little on  
7 this?

8 MR. SHANK: Good afternoon. My  
9 name is Edward Shank. I'm an attorney with  
10 the Nassau County Probation Department, this  
11 contract is part of the departments juvenile  
12 supervision and treatment services program  
13 which is funded by New York State Office of  
14 Children and Family Services.

15 The purpose is to match -- to  
16 decrease detention at the juvenile detention  
17 center and placement where it is not needed,  
18 match the level of services and supervision  
19 with the risk and need level of each youth,  
20 and insure that Juvenile Justice Services  
21 are administered fairly, efficiently, and  
22 the specifics of the Family and Children's  
23 Association contract is the department will  
24 refer up to 20 youths to the contractor for  
25 services including counseling, case

REGAL REPORTING SERVICE  
(516) 747-7353

1                   Rules Committee/1-9-12  
2           management, family support, crisis  
3           intervention, with an emphasis on the  
4           communities of Hempstead and Uniondale.

5                   CHAIRMAN SCHMITT:   Are there any  
6           questions?   Legislator Bosworth.

7                   LEGISLATOR BOSWORTH:   Thank you.  
8           Sounds like a great thing and, especially,  
9           we have it, it's 100 percent state funded.  
10                   How will this be managed to make  
11           sure that the money coming from the state  
12           will go smoothly through the county to the  
13           agency?

14                   MR. SHANK:   Well, the contract is  
15           the vehicle for doing that.   Certainly the  
16           department is working with the contractors.  
17           As a matter of fact, the department's  
18           director, John Fowle, is at a meeting with  
19           the stakeholders on this program at this  
20           moment over at our family division offices.

21                   So there is a lot of oversight  
22           being provided by the department and, again,  
23           the vehicle is the contract to get the money  
24           to the vendor.

25                   CHAIRMAN SCHMITT:   Anybody else?

1 Rules Committee/1-9-12

2 (No verbal response.)

3 Is there any public comment?

4 (No verbal response.)

5 All those in favor please say  
6 aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The item carries unanimously.

11 E-10 is a personal service agreement between  
12 the Department of Probation and Mental  
13 Health Association of Nassau County and the  
14 county.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR MUSCARELLA: Second.

17 CHAIRMAN SCHMITT: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Muscarella.

20 MR. SHANK: Good afternoon again.  
21 The mental health agreement is part of the  
22 three contracts that are on today under this  
23 program and the major portion of the mental  
24 health is respite beds.

25 CHAIRMAN SCHMITT: What's the

1 Rules Committee/1-9-12

2 third one?

3 MR. SHANK: The third one is  
4 Freeport Pride, E-28.

5 CHAIRMAN SCHMITT: Let's call  
6 E-28 at the same time.

7 MR. SHANK: E-28. It's E-28,  
8 which provides --

9 CHAIRMAN SCHMITT: Hold on. I  
10 don't know if we can do that. Okay. So  
11 it's E-28 which is a resolution authorizing  
12 a personal service contract between Nassau  
13 County and Freeport Pride. Go ahead on both  
14 of them.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR MUSCARELLA: Second.

17 CHAIRMAN SCHMITT: Moved and  
18 seconded by Legislator Dunne and Muscarella.  
19 Go ahead.

20 MR. SHANK: Thank you. Under the  
21 Freeport Pride contract, Freeport Pride will  
22 provide training to referred youths and  
23 their families through their Strengthening  
24 Families Program Curriculum and evidence  
25 based family skills training program

1 Rules Committee/1-9-12  
2 designed to increase the resilience and  
3 reduce risk factors for behavioral,  
4 emotional and academic and social problems  
5 in youth 13 to 16 years old. It comprises  
6 the three life skill courses delivered in 14  
7 weekly two-hour sessions among several other  
8 services that the vendor is going to provide  
9 to the youth.

10 CHAIRMAN SCHMITT: And E-10?

11 MR. SHANK: I just did A-28, I'm  
12 sorry.

13 CHAIRMAN SCHMITT: Do E-10.

14 MR. SHANK: 10 was mental health.  
15 They will provide respite services for an  
16 estimated ten children. Once the department  
17 makes a determination that mental health  
18 respite is needed, the department will refer  
19 the youth to the agency and, within a ten to  
20 12 hour period, they are going to provide  
21 short term residential care for the children  
22 in crisis and through quick intervention  
23 during crisis those at risk will be diverted  
24 from long term placement.

25 CHAIRMAN SCHMITT: Any questions?

1 Rules Committee/1-9-12

2 (No verbal response.)

3 Is there any public comment?

4 (No verbal response.)

5 All those in favor please say  
6 aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The items carry unanimously.

11 MR. SHANK: Thank you.

12 CHAIRMAN SCHMITT: You're  
13 welcome. E-11, a personal service agreement  
14 between the County of Nassau and the  
15 district attorney's office and Triple Crown  
16 Maffucci Storage Corporation.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR MUSCARELLA: Second.

19 CHAIRMAN SCHMITT: Moved by  
20 Legislator Dunne, seconded by Legislator  
21 Muscarella. Yes, sir.

22 MR. McMANUS: Bob McManus, Nassau  
23 County District Attorney's Office. This  
24 item is an amendment to an earlier contract  
25 providing for the removal and storage of



1 Rules Committee/1-9-12  
2 mold contaminated files. The files were  
3 damaged due to flooding in our warehouse in  
4 Hempstead. Triple Crown is storing the  
5 files for us until we get permission from  
6 the New York State Appellate Division to  
7 destroy these files.

8 The approval process is taking  
9 longer than anticipated. Your approval of  
10 this amendment will continue us to pay the  
11 monthly rental of \$343 per month until  
12 August by which time we anticipate receiving  
13 permission from the Appellate Division to  
14 have the records incinerated.

15 CHAIRMAN SCHMITT: Any questions?

16 (No verbal response.)

17 Is there any public comment?

18 (No verbal response.)

19 All those in favor please say  
20 aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The item carries unanimously.

25 E-14 is a resolution authorizing a personal

1 Rules Committee/1-9-12  
2 service agreement between the County of  
3 Nassau Department of Public Works and H2M  
4 Incorporated.

5 LEGISLATOR DUNNE: So moved.

6 LEGISLATOR MUSCARELLA: Second.

7 CHAIRMAN SCHMITT: Moved by  
8 Legislator Dunne, seconded by Legislator  
9 Muscarella. Any debate or discussion?

10 (No verbal response.)

11 Want to tell us about it?

12 MR. ARNOLD: This is a design  
13 contract with H2M for the primary and  
14 secondary clarifier rehab at the Glen Cove  
15 waste water treatment plant.

16 CHAIRMAN SCHMITT: Any questions?

17 (No verbal response.)

18 Is there any public comment?

19 (No verbal response.)

20 All those in favor please say  
21 aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 The item carries unanimously.

1 Rules Committee/1-9-12  
2 E-20 is a resolution rescinding the  
3 resolution, resolution number 201-2011 in  
4 authorizing the county executive to execute  
5 an amendment to a personal services  
6 agreement between the County of Nassau  
7 acting on behalf of the Office of Real  
8 Estate Services and Smith & DeGroat -- Smith  
9 & Drake Realty Corporation doing business as  
10 Smith & DeGroat Real Estate.

11 LEGISLATOR DUNNE: So moved.

12 LEGISLATOR MUSCARELLA: Second.

13 CHAIRMAN SCHMITT: Moved by  
14 Legislator Dunne, seconded by Legislator  
15 Muscarella. Any debate or discussion?

16 (No verbal response.)

17 CHAIRMAN SCHMITT: Can you tell  
18 us about this contract?

19 MR. KELLY: Good afternoon.  
20 Michael Kelly, deputy director, Nassau  
21 County Office of Real Estate Services.  
22 E-2012 is an amendment to a contract with  
23 Smith & DeGroat Real Estate Services to add  
24 \$332,500 to the contract for the renovation  
25 for homes at the Mitchell Field property for

1 Rules Committee/1-9-12  
2 occupancy by veterans. You may remember  
3 that we did bring this item last year to add  
4 \$350,000 to the contract. This is a  
5 replacement of that. We are not adding 332  
6 on top of 350. We are actually reducing the  
7 amount. The reason being, the \$350,000  
8 which was available for that project, we  
9 forgot that five percent of that money  
10 should have gone into the Open Space Five  
11 Percent Fund, so we put that money into the  
12 Five Percent Fund which reduced the amount  
13 available for this contract. So we are  
14 going ahead right now with this amendment  
15 and replacing the prior resolution.

16 CHAIRMAN SCHMITT: Any questions?

17 LEGISLATOR DUNNE: To the chair.

18 CHAIRMAN SCHMITT: Legislator  
19 Dunne.

20 LEGISLATOR DUNNE: Is that going  
21 to hinder any of the building for the  
22 veterans?

23 MR. ARNOLD: We don't think so.  
24 As part of the amendment, we did reduce the  
25 amount that they absolutely had to build

1 Rules Committee/1-9-12  
2 with this money from 10 to 9. But we still  
3 think we are going to beat that.

4 LEGISLATOR DUNNE: They're not  
5 going to have like one less bathroom in the  
6 house or something like that?

7 MR. ARNOLD: No, no. The houses  
8 will be renovated the same way, it just  
9 affects the amount of money available for  
10 the renovations.

11 LEGISLATOR DUNNE: Thank you.

12 CHAIRMAN SCHMITT: Legislator  
13 Bosworth.

14 LEGISLATOR BOSWORTH: Thank you.  
15 So do we have any sense of when this housing  
16 will be completed?

17 MR. ARNOLD: Well, we are already  
18 in the process of renovating the houses on  
19 the property. We have done eight so far.  
20 We've actually done ten. One is a  
21 caretaker's house, and the other one is a  
22 model, but we've done eight so far and  
23 occupied those.

24 When this contract is amended,  
25 I'm not sure how fast it can happen. It

1 Rules Committee/1-9-12  
2 depends on how many contractors we have to  
3 bring on, but we're going to do it as  
4 quickly as possible.

5 LEGISLATOR DUNNE: If I may, go  
6 over there, if you get a chance, and look at  
7 them. They're absolutely beautiful. Go in  
8 the model. I'm very, very impressed in what  
9 they're doing for these guys. Thank you. I  
10 think there are two female veterans that are  
11 occupying the homes already. So that's  
12 pretty good.

13 CHAIRMAN SCHMITT: Any other  
14 questions?

15 (No verbal response.)

16 Is there any public comment?

17 (No verbal response.)

18 All those in favor please say  
19 aye.

20 (Aye.)

21 Any opposed?

22 (No verbal response.)

23 The item carries unanimously.  
24 Those homes are all being occupied by Nassau  
25 County veterans, correct?

1 Rules Committee/1-9-12

2 MR. ARNOLD: There is one unit  
3 that was occupied by a Suffolk County  
4 resident, only because at that time there  
5 were no federally funded -- no Nassau County  
6 residents that qualified for the federally  
7 funded voucher. So in order to go ahead  
8 with that one, we did with that one resident  
9 from Suffolk County.

10 CHAIRMAN SCHMITT: I just want to  
11 note for the record that it is a Nassau  
12 County program that was started and intended  
13 for the use of Nassau County residents or  
14 former residents who have found themselves  
15 to become homeless veterans. As desirable  
16 as it is, we cannot absorb the problems of  
17 the surrounding tri-state region on this  
18 program.

19 MR. ARNOLD: That is not the  
20 intention here. It was just in that one  
21 case where we didn't have --

22 CHAIRMAN SCHMITT: The door is  
23 now open. You have to be very vigilant.  
24 The door is now open. For someone to come  
25 in and say, I have this one guy from

1 Rules Committee/1-9-12  
2 Connecticut, one guy from New Jersey. Even  
3 if you have to let a house sit vacant  
4 looking for a Nassau County resident, I  
5 would think that would be preferable. But,  
6 all right, word to the wise.

7 MR. ARNOLD: Thank you.

8 CHAIRMAN SCHMITT: E-21, a  
9 resolution authorizing the county executive  
10 to execute an amendment to a personal  
11 service agreement between the County of  
12 Nassau acting on behalf of the Office of  
13 Emergency Management and Swiftreach  
14 Networks.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR MUSCARELLA: Second.

17 CHAIRMAN SCHMITT: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Muscarella. Tell us about this.

20 MR. DELANEY: Good afternoon.  
21 Tom Delaney, Office of Emergency Management.  
22 This contract is to cover funds to pay  
23 Swiftreach, our emergency notification  
24 provider for the citizens of Nassau County  
25 to advise them of any alerts, advisories and



1 Rules Committee/1-9-12  
2 emergencies, incidents that they should be  
3 taking protective measures for.

4 There are two components to this  
5 amendment. The first component is pretty  
6 straightforward, to encumber \$128,000 to  
7 continue our service agreement with them.  
8 Under this agreement, we have two dedicated  
9 DS3 circuits capable of making I think 600  
10 simultaneous calls on each circuit. Hence,  
11 the reason why there's \$128,000 fee on that  
12 because we pay for that subscription. We do  
13 this annually.

14 The second component to this for  
15 the \$151,950 is to add funds to last year's  
16 contract so we can pay the vendor for calls  
17 made during the Irene activation and some  
18 other subsequent events.

19 This money was taken out of  
20 contingency. Just to make a note, for the  
21 128,000, that's coming out of grant funds.  
22 I can pay for that out of the grants because  
23 it's not an operational expense. Our grants  
24 are terrorism related, but if we can do  
25 something else with the investment, that's

1 Rules Committee/1-9-12

2 okay. I can't pay for the \$151,000 out of  
3 grants because it's an operational expense.  
4 It's something that's not directly terrorist  
5 related. Our grants don't cover all hazards  
6 anymore. They are steering away from that.

7 CHAIRMAN SCHMITT: Any questions?

8 LEGISLATOR DUNNE: To the chair,  
9 if I may.

10 CHAIRMAN SCHMITT: Legislator  
11 Dunne.

12 LEGISLATOR DUNNE: I understand  
13 that this will also cover text messaging,  
14 people that are registered with it that, if  
15 there's a terror attack, whatever the  
16 horrible --

17 MR. DELANEY: That's correct.  
18 The company is very robust and they can  
19 address many different communication  
20 platforms.

21 LEGISLATOR DUNNE: So you can be  
22 notified by a phone call at your home or if  
23 you're at work you can get the text or  
24 whatever?

25 MR. DELANEY: That's correct. We

1 Rules Committee/1-9-12  
2 could go in that direction. It's going to  
3 take some work to actually do that because  
4 we're going to have to collect the  
5 information on people who want to be  
6 communicated to. They're going to have to  
7 opt in.

8 LEGISLATOR DUNNE: Thank you.  
9 Very good.

10 CHAIRMAN SCHMITT: Legislator  
11 Wink.

12 LEGISLATOR WINK: Good afternoon.  
13 As I understand it, Swiftreach is, we have  
14 the start up fee and then we have a per call  
15 fee; is that correct?

16 MR. DELANEY: That's right.

17 LEGISLATOR WINK: But there are  
18 other systems available that are actually  
19 flat rate no matter how many contacts; is  
20 that also correct?

21 MR. DELANEY: For the amount of  
22 call volume for this county, I'm not sure  
23 how they would address that. We didn't look  
24 at it when we did the RFP. Most of the  
25 vendors who responded in fact did not even

1                   Rules Committee/1-9-12  
2     have dedicated circuits available. They  
3     were shared circuits which we didn't want to  
4     have a problem with contention during a  
5     regional event. You're right though, that  
6     is something that we should be looking at.  
7     I'm just not sure what the cost is. We  
8     asked this vendor to actually supply us with  
9     a quote to do that, and it was astronomical,  
10    the price.

11                   LEGISLATOR WINK: Really?

12                   MR. DELANEY: Yes.

13                   LEGISLATOR WINK: Are you aware  
14    that the North Shore Alert, Port Washington,  
15    Manhasset Office the Emergency Management,  
16    for example, has a web based system that is  
17    self maintaining, as Legislator Dunne was  
18    referring to, I actually went on today on  
19    North Shore Alert and was able to input all  
20    my information, create my own database, as  
21    it were, with my own passwords that I can  
22    update and alter any of the information and  
23    be able to receive not only phone calls but  
24    also text messages, things of that nature,  
25    e-mails through that system. As I

1 Rules Committee/1-9-12  
2 understand, that's a system that is one fee  
3 per household for the entire year  
4 irrespective of call volume.

5 MR. DELANEY: How many houses,  
6 residents are served by that system?

7 LEGISLATOR WINK: I imagine we're  
8 probably talking 30 to 40,000 homes, given  
9 Port Washington, Manhasset, and whatnot,  
10 maybe perhaps 25, 30,000.

11 MR. DELANEY: I would like to  
12 know what the cost is for that as it would  
13 translate into being a subscription to  
14 everybody in the county.

15 LEGISLATOR WINK: As I understand  
16 is it, it may be \$2 a household, but it's  
17 for unlimited call, email, text volume for  
18 the entire year. Again, I don't know if  
19 that's something that's being considered on  
20 this level and whether or not there are  
21 economies of scale that may be in place or  
22 maybe the volumes are too much. I don't  
23 know. It just strikes me that in December  
24 and January we are getting requests for  
25 additional funding from events that took

1 Rules Committee/1-9-12  
2 place in the summer, it's a per call  
3 reimbursement. Seems to me that maybe we  
4 need to look at a different system.

5 MR. DELANEY: I don't disagree  
6 with you at all, legislator. One of the  
7 differences that we are encountering now is  
8 that, in the previous administration, the  
9 system was not used very much.

10 The current administration has  
11 taken a different stance though. We've also  
12 had a lot of emergencies. We had the big  
13 snowstorm last December 26th. We had  
14 subsequent snow events last winter also.  
15 Obviously Irene. We had an earthquake.  
16 Last year was a very unique year for us.  
17 This is not the normal basis.

18 I kind of wonder, in fact, if we  
19 did pay for an all inclusive subscription,  
20 would it be truly cost effective on a normal  
21 year.

22 LEGISLATOR WINK: Unfortunately,  
23 what we are finding now is that 50 year  
24 storms seem to happen every year and a half  
25 around here. Maybe it is something we need

1 Rules Committee/1-9-12  
2 to consider.

3 MR. DELANEY: Exactly. It's kind  
4 of a gamble, where do you fall, do you fall  
5 on the plus or the negative side on it.

6 LEGISLATOR WINK: Also there's  
7 the stability and consistency of being able  
8 to budget based on a flat amount rather than  
9 based on what may or may not be a call  
10 volume per call rate.

11 MR. DELANEY: One thing that I  
12 will add though is that on that \$151,000,  
13 the majority of which were for Irene, we're  
14 going to get an 87 and a half percent  
15 reimbursement back on those. We are filing  
16 under our declaration for that. All right?

17 LEGISLATOR WINK: Okay. Thank  
18 you.

19 MR. DELANEY: You're welcome.

20 CHAIRMAN SCHMITT: Anybody else?

21 (No verbal response.)

22 Is there any public comment?

23 (No verbal response.)

24 All those in favor please say  
25 aye.

1 Rules Committee/1-9-12

2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The item carries unanimously.

6 CHAIRMAN SCHMITT: E-22 is a  
7 resolution authorizing a personal service  
8 agreement between the Department of Human  
9 Services, Office of Mental Health, Chemical  
10 Dependency and Developmental Disabilities  
11 Services and Anthony V. Santoro.

12 LEGISLATOR DUNNE: So moved.

13 LEGISLATOR MUSCARELLA: Second.

14 CHAIRMAN SCHMITT: Moved by  
15 Legislator Dunne, seconded by Legislator  
16 Muscarella. Want to tell us about that?

17 MR. DOLAN: Actually Items E-22  
18 through E-24 are for same type contracts.

19 CHAIRMAN SCHMITT: Excellent.  
20 We'll call E-23 and E-24. We'll use the  
21 same motion and second on that.

22 MR. DOLAN: Anthony Santoro is a  
23 psychologist. The other two individuals --  
24 My name is Jim Dolan, director of the Office  
25 of Mental Health, Chemical Dependency and



1                   Rules Committee/1-9-12  
2       Developmental Disabilities Services.    Sasha  
3       Barday is a psychiatrist, and Allen Reichman  
4       is a psychiatrist.    These individuals  
5       perform mental health evaluations for our  
6       courts.    These are court ordered evaluations  
7       by these practitioners.    They also perform  
8       services for our assisted outpatient  
9       treatment and mental health court programs.

10                   CHAIRMAN SCHMITT:    Any other  
11       questions?    Legislator Wink.

12                   LEGISLATOR WINK:    So, Mr. Dolan,  
13       these are effectively requirements contracts  
14       that, as the appointments are made by the  
15       court, we go to these lists and choose among  
16       the three people we are naming?

17                   MR. DOLAN:    Correct.    They reach  
18       out to my office and then they are assigned,  
19       each of these practitioners are assigned to  
20       perform those evaluations.

21                   LEGISLATOR WINK:    Then the  
22       numbers that are being listed here are  
23       outside numbers, they're maximums, they are  
24       not necessarily --

25                   MR. DOLAN:    Yes, these are

1 Rules Committee/1-9-12

2 maximums.

3 LEGISLATOR WINK: Do we have any  
4 reason to believe that these numbers are  
5 insufficient? I know these are three year  
6 contracts.

7 MR. DOLAN: Three year contracts  
8 with the ability to renew for two additional  
9 years at one year per time.

10 LEGISLATOR WINK: Do we have any  
11 reason to believe that these numbers are  
12 insufficient to cover the volume that recent  
13 history has indicated --

14 MR. DOLAN: No, we've always been  
15 able to operate within budget.

16 LEGISLATOR WINK: Thank you.

17 CHAIRMAN SCHMITT: Anybody else?

18 (No verbal response.)

19 Is there any public comment?

20 (No verbal response.)

21 All those in favor please say  
22 aye.

23 (Aye.)

24 Any opposed?

25 (No verbal response.)

1 Rules Committee/1-9-12

2 All three items carry  
3 unanimately. E-25 is an amendment for a  
4 personal service agreement between the  
5 County of Nassau on behalf of the Department  
6 of Social Services and Servisair, LLC.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR MUSCARELLA: Second.

9 CHAIRMAN SCHMITT: Moved by  
10 Legislator Dunne, seconded by Legislator  
11 Muscarella. Tell us about this.

12 MR. BRODERICK: Good afternoon.  
13 Happy New Year. Paul Broderick, deputy  
14 commissioner for finance, Department of  
15 Social Services. The contract here which  
16 the department is requesting is for Service  
17 Air to provide coordinated medical  
18 transportation services for our Medicaid  
19 clients. It's a mandated service by New  
20 York State.

21 CHAIRMAN SCHMITT: Any questions?

22 (No verbal response.)

23 Is there any public comment?

24 (No verbal response.)

25 All those in favor please say

1 Rules Committee/1-9-12

2 aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item carries unanimously.

7 E-27 is a personal service agreement between  
8 the County of Nassau on behalf of the  
9 Department of Social Services and Eshe M.  
10 Killian.

11 LEGISLATOR MUSCARELLA: So moved.

12 LEGISLATOR DUNNE: Second.

13 CHAIRMAN SCHMITT: Moved by

14 Legislator Muscarella, seconded by

15 Legislator Dunne. Go ahead.

16 MR. BRODERICK: Good afternoon  
17 again. The contract requested by the  
18 department is to have this individual  
19 provide quality assurance and compliance  
20 management with our employment jobs vendors.  
21 Basically the employment program is a  
22 mandated service from New York State and  
23 this individual insures that we are in  
24 compliance not only with New York State  
25 rules and regulations but monitors

1 Rules Committee/1-9-12  
2 performance measurement for the department.

3 CHAIRMAN SCHMITT: Anybody have  
4 any questions?

5 (No verbal response.)

6 Is there any public comment?

7 (No verbal response.)

8 All those in favor please say  
9 aye.

10 (Aye.)

11 Any opposed?

12 (No verbal response.)

13 The item carries unanimously.

14 E-29 is a resolution authorizing a personal  
15 service agreement between the County of  
16 Nassau acting on behalf of the Department of  
17 Social Services and Coalition against Child  
18 Abuse and Neglect.

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR MUSCARELLA: Second.

21 CHAIRMAN SCHMITT: Moved by  
22 Legislator Dunne, seconded by Legislator  
23 Muscarella.

24 MR. BRODERICK: This item is  
25 presented to you today, this is a mandated

1 Rules Committee/1-9-12

2 service that the coalition provides sexual  
3 abuse counseling and addresses individuals  
4 who go to them with various issues.

5 CHAIRMAN SCHMITT: Anybody have  
6 any questions?

7 (No verbal response.)

8 Is there any public comment?

9 (No verbal response.)

10 All those in favor please say  
11 aye.

12 (Aye.)

13 Any opposed?

14 (No verbal response.)

15 The items carry unanimously.

16 E-30 is a resolution authorizing the parks  
17 commissioner to issue a use and occupancy  
18 permit to Brian Smith. A motion, please.

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR MUSCARELLA: Second.

21 CHAIRMAN SCHMITT: Moved by  
22 Legislator Dunne, seconded by Legislator  
23 Muscarella. Go ahead.

24 MR. KELLY: Michael Kelly, deputy  
25 director, Office of Real Estate Services.

1                   Rules Committee/1-9-12  
2     E-30-12 is a use and occupancy permit for  
3     Brian Smith to occupy the Chelsea Lodge  
4     Gatehouse at the Mutton Town Preserve. The  
5     fee for the unit is \$2,250 per month plus  
6     oil and electric which comes to about  
7     another \$250 a month. This is being  
8     administered under the parks department  
9     contract with Smith & DeGroat Real Estate.

10                   CHAIRMAN SCHMITT: Questions?  
11     Legislator Dunne.

12                   LEGISLATOR DUNNE: Maintenance  
13     and all upkeep is done by?

14                   MR. KELLY: Smith & DeGroat.

15                   CHAIRMAN SCHMITT: Any other  
16     questions?

17                   (No verbal response.)

18                   Is there any public comment?

19                   (No verbal response.)

20                   All those in favor please say  
21     aye.

22                   (Aye.)

23                   Any opposed?

24                   (No verbal response.)

25                   The items carry unanimously.

1 Rules Committee/1-9-12

2 Take a motion to suspend the rules.

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR MUSCARELLA: Second.

5 CHAIRMAN SCHMITT: Moved by  
6 Legislator Dunne, seconded by Legislator  
7 Muscarella. All those in favor of  
8 suspending the rules please say aye.

9 (Aye.)

10 The rules are suspended. We now  
11 go on to the addendum. The first item is  
12 16-12. As I was saying, the first item is  
13 B-2, a resolution authorizing the county to  
14 award and execute a contract between the  
15 County acting on behalf of the Department of  
16 Public Works and Laser Industries.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR MUSCARELLA: Second.

19 CHAIRMAN SCHMITT: Moved by  
20 Legislator Dunne, seconded by Legislator  
21 Muscarella. Any questions?

22 (No verbal response.)

23 Is there any public comment?

24 (No verbal response.)

25 All those in favor please say



1 Rules Committee/1-9-12

2 aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item carries unanimously.

7 I'm going to call together E-1, 2, and 3  
8 which are all authorizing the personal  
9 service agreement between the county acting  
10 on behalf of the Department of Public Works  
11 and Lockwood Kessler & Bartlett, Department  
12 of Public Works and Liro Engineers,  
13 Department of Public Works and Gibbons,  
14 Esposito & Boyce.

15 LEGISLATOR DUNNE: So moved.

16 LEGISLATOR MUSCARELLA: Second.

17 CHAIRMAN SCHMITT: Moved by  
18 Legislator Dunne, seconded by Legislator  
19 Muscarella. Want to tell us about this?

20 MR. ARNOLD: Kenneth Arnold,  
21 Public Works. These three amendments were  
22 to existing on-call agreements to assist the  
23 department in the construction inspection  
24 that was required as part of the Hurricane  
25 Irene cleanup efforts.

1 Rules Committee/1-9-12

2 CHAIRMAN SCHMITT: Any questions?

3 (No verbal response.)

4 Is there any public comment?

5 (No verbal response.)

6 All those in favor please say

7 aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 The items carry unanimously. Any  
12 questions? E-9 and E-15 is a personal  
13 services agreement between the county acting  
14 on behalf the Department of Public Works and  
15 Cameron Engineering; Department of Public  
16 Works and Liro Engineering.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR MUSCARELLA: Second.

19 CHAIRMAN SCHMITT: Moved by  
20 Legislator Dunne, seconded by Legislator  
21 Muscarella. Want to tell us about these?

22 MR. ARNOLD: These two contracts  
23 are on-call traffic engineering services to  
24 assist the department in answering the high  
25 volume of traffic issues that come towards

1                   Rules Committee/1-9-12  
2       us, whether it's signal surveys, signal  
3       designs, traffic projects and other  
4       miscellaneous items in our traffic  
5       engineering group.

6                   CHAIRMAN SCHMITT: Any questions?

7                   (No verbal response.)

8                   Is there any public comment?

9                   (No verbal response.)

10                  All those in favor please say  
11       aye.

12                  (Aye.)

13                  Any opposed?

14                  (No verbal response.)

15                  The item carries unanimously.  
16       E-12 is a resolution authorizing a personal  
17       services agreement between the County of  
18       Nassau Department of Public Works and  
19       Lockwood Kessler & Bartlett Incorporated;  
20       and we're going to call E-16 which is the  
21       same thing on behalf of Nelson & Pope  
22       engineers and land surveyor.

23                  LEGISLATOR DUNNE: So moved.

24                  LEGISLATOR MUSCARELLA: Second.

25                  CHAIRMAN SCHMITT: Moved by

1 Rules Committee/1-9-12  
2 Legislator Dunne, seconded by Legislator  
3 Muscarella. Tell us about those.

4 MR. SCHNEIDER: Good afternoon.  
5 Brian Schneider, Department of Public Works.  
6 These personal service agreements are to  
7 provide on-call parks design services.  
8 These services could include engineering,  
9 planning, survey, inspection, or any other  
10 professional engineering or architectural  
11 service to address a wide variety of  
12 potential park improvement projects or  
13 issues.

14 Each firm will be required to  
15 submit a cost proposal on a case by case  
16 basis. Funding for these services will be  
17 provided under this agreement, will come  
18 from the various parks capital projects.  
19 This is a one year agreement with an option  
20 to extend for an additional year with a  
21 maximum cap of \$150,000.

22 CHAIRMAN SCHMITT: Any questions?  
23 Legislator Bosworth.

24 LEGISLATOR BOSWORTH: Good  
25 afternoon, Mr. Schneider. So these on-call

1 Rules Committee/1-9-12  
2 services, are these things that normally had  
3 been done in house and are now being used as  
4 an on-call, or are these different kinds of  
5 services?

6 MR. SCHNEIDER: Actually, since  
7 2008 the parks department had three on call  
8 parks agreements. Those contracts have  
9 expired. So we're looking to replace those  
10 agreements with new ones. We went out with  
11 an RFP and 26 proposers responded. We went  
12 through the entire evaluation process and  
13 came up with these two firms. There will be  
14 four other on call agreements that will be  
15 coming before the leg at future leg  
16 sessions.

17 This is work that is required.  
18 It's beyond the capabilities of in-house  
19 staff to design various improvements. It  
20 could be a ball field renovation, could be a  
21 basketball court renovation, could be  
22 designing a rest room facility, for example,  
23 the vets bathroom at Eisenhower Park that  
24 was just opened was designed through one of  
25 these on call agreements.

1 Rules Committee/1-9-12

2 LEGISLATOR BOSWORTH: These new  
3 contracts, will they cover the same services  
4 that the other contract that had ended?

5 MR. SCHNEIDER: That have  
6 expired, yes.

7 LEGISLATOR BOSWORTH: Thank you.

8 CHAIRMAN SCHMITT: Anybody else?

9 (No verbal response.)

10 Is there any public comment?

11 (No verbal response.)

12 All those in favor please say  
13 aye.

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The items carry unanimously.

18 That appears to be all the contracts that I  
19 have in front of the Rules Committee, is  
20 that so? We will stand in recess and allow  
21 the other committees to conduct their  
22 business. The next up is public safety.

23 (Whereupon, the Rules Committee  
24 recessed at 1:55 p.m. and reconvened at 3:14  
25 p.m.)

1 Rules Committee/1-9-12

2 CHAIRMAN SCHMITT: Okay. We're  
3 going to reconvene the Rules meeting and  
4 we're going to call the items that have not  
5 been called thus far. With the consent of  
6 the minority I'm going to bulk call many  
7 items. So I will read item out. Clerk item  
8 Numbers 1, 2, 3, 4, 6, 7, 8, 9, 10, 12, 14,  
9 31, 33 -- 32, I'm sorry. Then we go to the  
10 addendum. We have 26, 29, and 30. That's  
11 it. May I have a motion, please?

12 LEGISLATOR DUNNE: So moved.

13 LEGISLATOR MUSCARELLA: Second.

14 CHAIRMAN SCHMITT: Moved by  
15 Legislator Dunne, seconded by Legislator  
16 Muscarella. There is no debate or  
17 discussion. Is there any public comment?

18 (No verbal response.)

19 Hearing none, all those in favor  
20 please say aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The items carry unanimously. Now  
25 we go to Item 512 which is a resolution to

1                   Rules Committee/1-9-12  
2       confirm the county executive appointment of  
3       James J. Valardi to the Nassau County Bridge  
4       Authority pursuant to Section 653 of the  
5       New York State Public Authorities Law.

6                   LEGISLATOR DUNNE:    So moved.

7                   LEGISLATOR MUSCARELLA:    Second.

8                   CHAIRMAN SCHMITT:    Moved by  
9       Legislator Dunne, seconded by Legislator  
10      Muscarella.    Any debate or discussion?

11                   (No verbal response.)

12                   Is there any public comment?

13                   (No verbal response.)

14                   All those in favor please say  
15      aye.

16                   (Aye.)

17                   Any opposed?

18                   (No verbal response.)

19                   The item carries unanimously.  
20      Item Number 11, a resolution authorizing the  
21      county executive to execute an  
22      intermunicipal agreement with the  
23      Incorporated Village of Farmingdale in  
24      relation to park improvements throughout the  
25      Village of Farmingdale.



1 Rules Committee/1-9-12

2 LEGISLATOR DUNNE: So moved.

3 LEGISLATOR MUSCARELLA: Second.

4 CHAIRMAN SCHMITT: Moved by  
5 Legislator Dunne, seconded by Legislator  
6 Muscarella. Any debate or discussion?

7 MR. SCHNEIDER: Good afternoon,  
8 Brian Schneider from Public Works. This  
9 item is an intermunicipal agreement with the  
10 Village of Farmingdale for the village to  
11 undertake park improvements throughout the  
12 village. The funds for this was coming  
13 through the 2006 Environmental Bond Act.  
14 The \$200,000 coming from the Bond Act will  
15 be matched with \$200,000 from the Village of  
16 Farmingdale.

17 CHAIRMAN SCHMITT: Questions?  
18 Legislator Abrahams.

19 LEGISLATOR ABRAHAMS: Hi Brian.

20 MR. SCHNEIDER: Good afternoon.

21 LEGISLATOR ABRAHAMS: You  
22 mentioned that the money is coming from the  
23 Environmental Bond Act.

24 MR. SCHNEIDER: Correct.

25 LEGISLATOR ABRAHAMS: My question

1 Rules Committee/1-9-12

2 is, number one, was this project ever vetted  
3 through the Environmental Bond Committee?

4 MR. SCHNEIDER: Through the  
5 current advisory committee, yes.

6 LEGISLATOR ABRAHAMS: Who is  
7 that?

8 MR. SCHNEIDER: The advisory  
9 committee was made up of the commissioner of  
10 the parks department, the commissioner of  
11 public works, and a representative from the  
12 bureau of real estate.

13 LEGISLATOR ABRAHAMS: How was  
14 that decided, those three people?

15 MR. SCHNEIDER: That was the  
16 executive order from County Executive  
17 Mangano.

18 LEGISLATOR ABRAHAMS: Can I see a  
19 copy of that executive order?

20 MR. SCHNEIDER: Sure.

21 LEGISLATOR ABRAHAMS: I'm sure  
22 this project is a very worthwhile project.  
23 I'm concerned whenever I see environmental  
24 bond money being used that it's being done  
25 in a way that's above board in regards to

1 Rules Committee/1-9-12

2 the practice.

3 How much money is actually left  
4 if the fund? It seems like we did a round  
5 of these projects last year and I'm seeing  
6 this project now.

7 MR. SCHNEIDER: From the 2004  
8 Environmental Bond Act, there was about --  
9 not about, \$1.5 million was made available  
10 because a project that was originally slated  
11 to be done, I think the name of the project  
12 was county tax lien properties, that \$1.5  
13 million was reallocated because that project  
14 was already done through the department of  
15 real estate. That project, even though it  
16 was vetted through the original advisory  
17 committee, the project was completed through  
18 utilizing other funds. So that \$1.5 million  
19 actually could have been reallocated which  
20 it was. Many of the projects that are  
21 ongoing, I'll give you an example, the Halls  
22 Pond project, the Stanis Brook project,  
23 funds from that original \$1.5 million was  
24 reallocated to some of those ongoing  
25 Environmental Bond Act projects that were

1 Rules Committee/1-9-12  
2 challenged actually during construction for  
3 one reason or another.

4 LEGISLATOR ABRAHAMS: So that's  
5 1.5 from the 2004?

6 MR. SCHNEIDER: Correct.

7 LEGISLATOR ABRAHAMS: Is there  
8 any money left from the 2006 Environmental  
9 Bond Act?

10 MR. SCHNEIDER: There is still  
11 about \$3 million that's allocated for open  
12 space purchases and that money is still  
13 available. That's about all that is left --

14 LEGISLATOR ABRAHAMS: Of the two  
15 bond acts?

16 MR. SCHNEIDER: Correct. And all  
17 this information is contained in the  
18 quarterly report which we prepare and is  
19 posted on line. It's in the department's  
20 website. We have copies made available to  
21 the minority and majority leader who we send  
22 on a quarterly basis.

23 Also, the annual report as  
24 required by the Environmental Bond Act Law  
25 is posted on the county website as well.

1 Rules Committee/1-9-12

2 LEGISLATOR ABRAHAMS: Thank you,  
3 Brian.

4 MR. SCHNEIDER: You're welcome.

5 CHAIRMAN SCHMITT: Is there any  
6 public comment?

7 (No verbal response.)

8 All those in favor please say  
9 aye.

10 (Aye.)

11 Any opposed?

12 (No verbal response.)

13 The item carries unanimously.

14 Next is Item 16-12, a resolution to confirm  
15 the county executive's appointment of  
16 Timothy M. Williams to the Industrial  
17 Development Agency pursuant to Section 856  
18 and 922 of the General Municipal Law.  
19 Motion, please.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR MUSCARELLA: Second.

22 CHAIRMAN SCHMITT: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Muscarella. Any debate or discussion?

25 (No verbal response.)

1 Rules Committee/1-9-12

2 Is there any public comment?

3 (No verbal response.)

4 All those in favor please say

5 aye.

6 (Aye.)

7 Any opposed?

8 (No verbal response.)

9 The item carries unanimously.

10 Next is 18-12, an ordinance amending prior

11 legislation establishing rules and

12 regulations for the use of parking on and

13 traffic in and through county owned property

14 and making certain determinations pursuant

15 to the State Environmental Quality Review

16 Act.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR MUSCARELLA: Second.

19 CHAIRMAN SCHMITT: Moved by

20 Legislator Dunne, seconded by Legislator

21 Muscarella. Any debate or discussion?

22 (No verbal response.)

23 Is there any public comment?

24 (No verbal response.)

25 All those in favor please say

REGAL REPORTING SERVICE

(516) 747-7353

1 Rules Committee/1-9-12

2 aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The item carries unanimously.

7 Item number 24 is a local law to amend  
8 Article 12 of the Nassau County Charter in  
9 relation to the establishment of a division  
10 of real estate services within the  
11 Department of Public Works.

12 LEGISLATOR DUNNE: So moved.

13 LEGISLATOR MUSCARELLA: Second.

14 CHAIRMAN SCHMITT: Moved by  
15 Legislator Dunne, seconded by Legislator  
16 Muscarella. Any debate or discussion?

17 (No verbal response.)

18 Is there any public comment?

19 (No verbal response.)

20 All those in favor please say  
21 aye.

22 (Aye.)

23 Any opposed?

24 (Nay.)

25 Let the record show that the item

1 Rules Committee/1-9-12  
2 passes with four votes from the majority and  
3 three nay votes from the minority.

4 I believe that that's all the  
5 business that we have. We have a motion to  
6 adjourn.

7 LEGISLATOR DUNNE: So moved.

8 CHAIRMAN SCHMITT: Seconded by  
9 myself. All those in favor of adjourning,  
10 please say aye.

11 (Aye.)

12 We stand adjourned.

13 (Whereupon, the Rules Committee  
14 adjourned at 3:22 p.m.)

15

16

17

18

19

20

21

22

23

24

25



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

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

THAT I attended at the time and place above mentioned and took stenographic record of the proceedings in the above-entitled matter;

THAT the foregoing transcript is a true and accurate transcript of the same and the whole thereof, according to the best of my ability and belief.

IN WITNESS WHEREOF, I have hereunto set my hand this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

-----

FRANK GRAY