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NASSAU COUNTY LEGISLATURE

FULL LEGISLATIVE COMMITTEE

NORMA GONSALVES,  
Presiding Officer

1550 Franklin Avenue  
Mineola, New York

Monday, May 19, 2014  
1:09 P.M.

1

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

3

4 NORMA GONSALVES,  
Presiding Officer

5

6 RICHARD NICOLELLO,  
Deputy Presiding Officer

6

7 HOWARD KOPEL, (Not Present)  
Alternate Deputy Presiding Officer

8

MICHAEL VENDITTO (Not Present)

9

DENISE FORD

10

LAURA CURRAN

11

FRANCIS X. BECKER

12

VINCENT MUSCARELLA (Not present)

13

ELLEN BIRNBAUM

14

LAURA SCHAEFER

15

DONALD MACKENZIE

16

KEVAN ABRAHAMS,  
Minority Leader

17

ROSE MARIE WALKER

18

DENNIS DUNNE

19

JUDITH JACOBS (1:40 p.m.)

20

DAVID DENENBERG

21

DELIA DERIGGI-WHITTON

22

CARRIE SOLAGES

23

SIELA BYNOE

24

25 WILLIAM J. MULLER, III  
Clerk of the Legislature

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2 CHAIRWOMAN GONSALVES: At this  
3 time I ask Dennis Dunne to lead us in the  
4 pledge.

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

7 CHAIRWOMAN GONSALVES: Please  
8 remain standing. At this time, I would like  
9 to ask for a moment of silence on the  
10 passing of Francis Purcell, former county  
11 executive, who passed yesterday.

12 (Whereupon, a moment of silence  
13 was observed.)

14 CHAIRWOMAN GONSALVES: Before we  
15 have the 30 minutes of public participation,  
16 I'm going to ask Legislator Rose Walker, who  
17 has a point of personal privilege, and she  
18 has invited four young ladies here who will  
19 be representing the United States in the  
20 United World Games. Rose.

21 LEGISLATOR WALKER: Thank you,  
22 presiding officer. Good afternoon to  
23 everyone. I'm really speaking on behalf of  
24 Legislator Michael Venditto and also myself  
25 to welcome the girls here today and to

1 Full Legislature/5-19-14  
2 recognize them. I will ask the girls, when  
3 I call their names, if they would come up by  
4 the podium. Kylie Nicholson, Gabriella  
5 Valentine, Julia Ewen, and Cameron Roeller.  
6 Let's give them a round of applause. It's  
7 not easy even to be able to stand up and get  
8 up in front of a whole group of people that  
9 they don't even know and to be recognized.  
10 But, Kylie, Julia, and Gabriella are  
11 students at Our Lady of Mercy Academy, and  
12 Cameron attends Bethpage High School.

13 These four young ladies were  
14 selected after vigorous tryouts to represent  
15 the United States on the FST USA  
16 International All-Star Basketball Team in  
17 Klagenfurt, Austria at the United World  
18 Games.

19 This is an Olympic style event  
20 where more than 5,000 athletes from 30  
21 different countries come together to  
22 compete. They will be competing for four  
23 days playing six to eight games. In  
24 addition to their competing, the girls will  
25 tour various educational and cultural areas

1 Full Legislature/5-19-14  
2 of Austria, Germany, and Italy with other  
3 teams from around the world. The girls will  
4 be gone from June 17 to June 26.

5 I couldn't be prouder of all  
6 these girls. They worked very, very hard to  
7 get to this point and to be able to  
8 represent the United States over in Austria  
9 is really an honor for them and, certainly,  
10 a tribute to them, to their families, to  
11 their schools, to the teams they belong to,  
12 but, certainly, for all of us because they  
13 really do represent each and every one of us  
14 when they go there.

15 So I did give the girls citations  
16 from the county executive and also from the  
17 legislature. I'm going to present them with  
18 flags from Nassau County and maybe they will  
19 travel with those flags and know that a  
20 piece of us is with them, a part of us, we  
21 are sending our love with them when they are  
22 over in Austria.

23 I'm going to ask the girls if  
24 they would like to say a little something  
25 about what the games are. They are playing



1 Full Legislature/5-19-14  
2 basketball. So, girls, if any one of you  
3 would like to speak. I will come down there  
4 too.

5 MS. EWEN: My name is Julia Ewen.  
6 I would like to thank Our Lady of Mercy  
7 Academy and our guidance counselors for  
8 letting us go and enjoy this amazing  
9 experience. Thank you.

10 MS. ROELLER: Hi. My name is  
11 Cameron Roeller. I would like to thank  
12 Bethpage High School for giving me this  
13 opportunity and supporting me. Thank you.

14 MS. NICHOLSON: Hi. My name is  
15 Kylie Nicholson. I would like to take this  
16 time to thank FST for giving us the  
17 privilege of going over there and for this  
18 experience that we probably wouldn't be able  
19 to do without them. So thank you, FST.

20 CHAIRWOMAN GONSALVES: I don't  
21 know if the girls know why Legislator  
22 Venditto is not here today to express his  
23 congratulations, but his wife is ready to  
24 give birth.

25 MS. NICHOLSON: Today I brought

1 Full Legislature/5-19-14  
2 with me my mom and dad, Karen and Kenny, and  
3 we also brought Skip and Brenda from FST who  
4 are sending us over to Austria.

5 MS. VALENTINE: Hi. I'm  
6 Gabriella Valentine. I brought with my mom,  
7 sister, and both sets of grandparents.

8 MS. EWEN: I'm Julia Ewen. I  
9 brought my mom and my dad.

10 LEGISLATOR WALKER: Give the  
11 girls another round of applause and wish  
12 them luck. As you can see, they have a  
13 great cheering section and I know how  
14 exciting it is to be a mom and dad and how  
15 proud you are, but when you get to be a  
16 grandma and grandpa and you're so so proud,  
17 it's over the top, right? So great job,  
18 girls. Congratulations. You know that we  
19 will be thinking of you the whole time  
20 there. God bless.

21 CHAIRWOMAN GONSALVES: Again,  
22 congratulations ladies and good luck on your  
23 new adventure.

24 At this time we begin the 30  
25 minutes of public participation and, before

1 Full Legislature/5-19-14  
2 we do that, I would like to ask the clerk to  
3 call the roll, please.  
4 CLERK MULLER: Deputy Presiding  
5 Officer Nicoletto?  
6 LEGISLATOR NICOLELLO: Here.  
7 CLERK MULLER: Alternate Deputy  
8 Presiding Officer Kopel?  
9 (No verbal response.)  
10 CLERK MULLER: Legislator Bynoe?  
11 LEGISLATOR BYNOE: Here.  
12 CLERK MULLER: Legislator  
13 Solages?  
14 LEGISLATOR SOLAGES: Here.  
15 CLERK MULLER: Legislator Ford?  
16 LEGISLATOR FORD: Here.  
17 CLERK MULLER: Legislator Curran?  
18 LEGISLATOR CURRAN: Here.  
19 CLERK MULLER: Legislator Becker?  
20 LEGISLATOR BECKER: Present.  
21 CLERK MULLER: Legislator  
22 Muscarella?  
23 (No verbal response.)  
24 CLERK MULLER: Legislator  
25 Birnbaum?

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2 LEGISLATOR BIRNBAUM: Here.  
3 CLERK MULLER: Legislator  
4 DeRiggi-Whitton?  
5 LEGISLATOR DERIGGI-WHITTON:  
6 Here.  
7 CLERK MULLER: Legislator  
8 Venditto is not here. Legislator Schaefer?  
9 LEGISLATOR SCHAEFER: Here.  
10 CLERK MULLER: Legislator Dunne?  
11 LEGISLATOR DUNNE: Here.  
12 CLERK MULLER: Legislator Jacobs?  
13 (No verbal response.)  
14 CLERK MULLER: Legislator Walker?  
15 LEGISLATOR WALKER: Here.  
16 CLERK MULLER: Legislator  
17 MacKenzie?  
18 LEGISLATOR MACKENZIE: Here.  
19 CLERK MULLER: Legislator  
20 Denenberg?  
21 LEGISLATOR DENENBERG: Here.  
22 CLERK MULLER: Minority Leader  
23 Abrahams?  
24 LEGISLATOR ABRAHAMS: Here.  
25 CLERK MULLER: Presiding Officer

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2 Gonsalves?

3 CHAIRWOMAN GONSALVES: Present.

4 CLERK MULLER: We have a quorum.

5 CHAIRWOMAN GONSALVES: Thank you.

6 The first speaker is Joanne Borden. Joanne.

7 MS. BORDEN: Good afternoon and

8 thank you.

9 The most important thing that  
10 religion has taught us is a moral code. The  
11 sum of that code is that we should not harm  
12 our neighbor. God felt not harming your  
13 neighbor was so important that he literally  
14 carved his words in stone. Additionally,  
15 legislators set moral principles, many laws  
16 define what is wrong so we do not harm our  
17 neighbor.

18 My message is simple. Clearly  
19 and unambiguously declare it is wrong to  
20 harm your transgender neighbor. Some people  
21 believe the present law does that  
22 implicitly. I ask to make it explicit so  
23 judges and ordinary people are clear that it  
24 is wrong to harm people because of their  
25 gender identity or expression.

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2 As an example, the law protects  
3 sexual orientation. But every one here has  
4 a sexual orientation. The law is intended  
5 to protect particular kinds of sexual  
6 orientation needs to say so and, in this  
7 case, it explicitly does.

8 The law also protects gender, but  
9 every one here has an gender also. The law  
10 is intended to protect particular kinds of  
11 gender needs to say so and, in this case, it  
12 explicitly does not.

13 I'm sure if you were a judge  
14 defining gender you would think it means  
15 women and men only. Why on earth would a  
16 judge think it means three different kinds  
17 of people? Especially since it doesn't say  
18 so.

19 Many other cities had identical  
20 problems and corrected it without someone  
21 standing here pleading for a correction  
22 monthly for over three years. The Gender  
23 Clarification Law includes all the above and  
24 says so.

25 Your silence is a green light to

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2 discriminators who express their hate in  
3 employment. Transgender people are fired  
4 even if they do a good job. In housing, to  
5 people who are good tenants. In public  
6 services, to well behaved and attired  
7 people. In health care, to the sick and  
8 transgender people injured in an accident  
9 simply because they were born a transgender  
10 person.

11 People are harmed for something  
12 they never asked for and, like me, many  
13 spent a virtual lifetime hoping it would go  
14 away to avoid transphobia.

15 But nothing and no one can alter  
16 God's will, thus, our drive to pursue the  
17 gender inside us never goes away. Remove  
18 any doubt in the law and say it is wrong to  
19 harm your transgender neighbor. We know  
20 laws don't change employers and others'  
21 minds, but unless you say it is wrong to  
22 discriminate against people born with  
23 transgenderism, there is no starting point.  
24 No moral principle as a starting point for  
25 people to learn. We are simply people.

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2 Just like them. Every one has a birth  
3 variation. Our birth variation includes  
4 something called transgenderism.

5 I presented evidence to every  
6 legislator three years ago, and, again, two  
7 years ago, the evidence in the form of hard  
8 copies of letters from the attorneys in this  
9 county. They prove the law does not  
10 explicitly cover gender identity and  
11 expression but could be interpreted that  
12 way. Anything is possible.

13 I'll supply copies of the letters  
14 to any legislators that wants them. The  
15 majority counsel said we are covered in the  
16 law. The law clause he cites mentions  
17 gender, but, again, gender is not defined.  
18 The deputy county attorney simply and  
19 clearly said, we are not explicitly covered  
20 in the law. When pressed to reconsider his  
21 position in view of their being a conflict,  
22 the deputy county attorney said, the law  
23 could, not would, could be interpreted to  
24 include the three classes of people from  
25 before.



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2 But, you know gender only could  
3 be interpreted as meaning men and women  
4 which is the common usage used by nearly all  
5 people and judges.

6 The position of all the National  
7 LGBT organization attorneys say case laws  
8 always interprets gender as women and men  
9 and not transgender people or expression.

10 CLERK MULLER: Your time is  
11 expired.

12 MS. BORDEN: Simply put, they say  
13 we are not covered as all other people.  
14 Pass the Gender Clarification Law and  
15 unambiguously include transgender people as  
16 all others in America, liberty and justice  
17 for all. Pass it now. Thank you for  
18 listening.

19 CHAIRWOMAN GONSALVES: Thank you,  
20 Joanne. I have a Barbara Salva who wishes  
21 to speak on this item.

22 MS. BORDEN: I just wanted to say  
23 I may not be here next month and I usually  
24 am. I will be in Massachusetts at my  
25 granddaughter's bridal shower and may not

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2 make it.

3 CHAIRWOMAN GONSALVES:

4 Congratulations, Joanne. The next speaker  
5 is Barbara Salva.

6 MS. SALVA: Good afternoon,  
7 ladies and gentlemen. My name is Barbara  
8 Salva and I am the deputy executive director  
9 of the Long Island Transgender Advocacy  
10 Coalition.

11 Several years ago I asked a  
12 prominent Long Island lawmaker when exactly  
13 did I lose my civil rights? I have been a  
14 good citizen, paid all my taxes, had a good  
15 job for 40 years, and even spent four years  
16 in the Air Force including a tour in  
17 Vietnam. Of course during those years I was  
18 a white male.

19 Now I'm a transsexual woman and I  
20 don't have any rights in Nassau County as  
21 well as much of the State of New York. That  
22 lawmaker could not answer my question.

23 Protections for transgender  
24 New Yorkers are needed because we get fired  
25 from our jobs without cause, evicted from

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2 our homes without cause, denied adequate  
3 health care and medical treatment, and are  
4 refused credit, employment, and education.

5 When it comes to public  
6 accommodations most people think it's just  
7 bathrooms but it's much more than that.  
8 Public accommodations means any  
9 establishment, public or private, that is  
10 open to the general public that provides or  
11 endeavors to provide some types of goods or  
12 services to the general public which  
13 includes health care facilities such as  
14 hospitals, clinics, pharmacies, nursing  
15 homes, and a dental office.

16 Service establishments such as  
17 employment agencies, funeral parlors, gas  
18 stations and banks, places of public transit  
19 including bus stations, train terminals,  
20 airports, professional providers such as  
21 doctors, lawyers, dentists, accountants,  
22 insurance agents.

23 Also included are offices of  
24 state and local government such as court  
25 rooms, hearing rooms, polling places, public

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2 information counters and displays as well as  
3 restaurants, hotels, retail establishments,  
4 theaters, sports arenas, museums, amusement  
5 parks and zoos. The list goes on and on.

6 As for the bathroom issue, it's  
7 pure fear from those who say it opens the  
8 door to predators who abuse or rape women in  
9 ladies' rooms. At least three chiefs of  
10 police in the State of New York including  
11 Albany County, Rochester, and the City of  
12 New York all state that crimes such as these  
13 are rare, if not nonexistent. We state that  
14 a crime is a crime and anyone who commits a  
15 crime should be prosecuted to the fullest  
16 extent of the law.

17 What we, the transgender  
18 community, are asking, is for a law to  
19 protect civil rights for the transgender  
20 community in Nassau County. It is not a  
21 partisan issue; it is a matter of doing the  
22 right thing, and it does not cost you any  
23 tax money to enact. I thank you for your  
24 time.

25 CHAIRWOMAN GONSALVES: Thank you,

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2 Barbara. The next speaker is Herbert  
3 Williams.

4 MR. WILLIAMS: My name is Herb  
5 Williams. I live in the Village of  
6 Hempstead.

7 First I want to say that I stand  
8 here in full support of the minority leader  
9 of this body, Kevan Abrahams. I want to not  
10 only congratulate him, but I think it's a  
11 Jewish term that is mensch. A mensch is  
12 someone who stands for justice and right and  
13 stands up when the time comes for them to  
14 stand up.

15 His recent action against a  
16 person of this body who made some derogatory  
17 remarks that I saw on TV. I didn't see the  
18 remarks that was made but I did see the  
19 response given. He took -- Kevan took some  
20 decisive and courageous action particularly  
21 in regards to those statements that was made  
22 by a member of this body.

23 One thing I do remember what was  
24 said when I watched the piece on TV, when  
25 she attempted to explain what she said, it

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2 was a little vague to me, but one word I had  
3 understood very clearly was the word value.

4 I heard someone use that word  
5 value, a politician from out east, a former  
6 politician, who we all know is a member of a  
7 prominent fireworks organization or agency.  
8 He is no longer, thank God, a congressman.  
9 He used that same term when he was  
10 campaigning. He said that he wanted to  
11 preserve Long Island values.

12 Now, one thing about African  
13 Americans, they have their antennas up for  
14 code words. I long begin to understand what  
15 that word value is as it relates to Long  
16 Island. For one thing, we know that there  
17 was a report some time back, not too long  
18 ago, that Long Island is one of the most  
19 segregated areas in the country. Even more  
20 so than the south.

21 Now, we understand that. This  
22 young lady used the same term values. And  
23 we know that, at least I do in my 84 years  
24 of looking at politics, and now I'm now  
25 living through any 14th president, and

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2 started with Herbert Hoover who  
3 unfortunately my parents gave me his name,  
4 Herbert Hoover, and up to the present  
5 beleaguered president that we have now  
6 Barack Obama.

7 So I have been observing these  
8 code terms for years. These code terms as  
9 far as we are concerned, when we heard it  
10 coming from an a segment of our community,  
11 means that we want to keep Long Island like  
12 it is.

13 When we talk about values, first  
14 of all, values are not only what comes from  
15 your heart and your mind, but it is  
16 expressed through your words. When I look  
17 at that word "values," automatically I pay  
18 attention. That's what we got to begin to  
19 do as a people. Not only on Long Island,  
20 but throughout this nation, and understand  
21 those codes and know what they mean.

22 We, as African Americans,  
23 certainly know what people say, what people  
24 mean, when they say that word preserve Long  
25 Island values, or that may not be.

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2 CLERK MULLER: Your three minutes  
3 have expired, sir.

4 MR. WILLIAMS: I'm going to wind  
5 up here. Again, I just want to say, going  
6 on at 85 years of age, we know much of my  
7 time is behind me. But, for the rest of my  
8 time, and as God gives me breath, I will  
9 continue to support people like our  
10 legislator, or at least Legislator Kevan  
11 Abrahams, and those people who stand up for  
12 justice and for right. That's it. That's  
13 all I want to say.

14 CHAIRWOMAN GONSALVES: Richard  
15 Brummel.

16 MR. BRUMMEL: Yes. Hi. I'm  
17 Richard Brummel and I live in East Hills.  
18 I'm here to speak about the environment like  
19 I spoke about last meeting.

20 I grew up in Nassau County. I  
21 was born in Nassau County. There's been a  
22 lot on my mind about Nassau County for a  
23 long time. In terms of this issue with Ms.  
24 Birnbaum, your colleague, there's something  
25 called piling on. It's a very ugly



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2 practice. That's one thing. It seems like  
3 we have a lot of piling on. Number two,  
4 there's something called sanctimony. And  
5 everyone is sanctimonious about a few words  
6 that may have been spoken or not.

7 The gentleman speaking about  
8 segregation on Long Island said, what we're  
9 talking about here, and what everyone is so  
10 sanctimonious about, we have an economics  
11 system that has deprived people of their  
12 rights. You have a political system, a  
13 cultural system that has condemned people to  
14 live in poor neighborhoods, to have  
15 substandard schools, to live in squalor. To  
16 have roads that are in disrepair.

17 It's not about a couple of words  
18 that someone said casually in passing. We  
19 have all said nasty words. We've all done  
20 something that if someone were to watch  
21 everything we did we would be embarrassed  
22 by, but what we really need to do is protect  
23 our environment, which we all share, protect  
24 and make the economic system more  
25 responsive, take the money away from the

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2 wealthy and distribute it properly among the  
3 poor, and give people the opportunity.

4 You all defend these school  
5 districts that are so segregated, you all  
6 defend the housing that is so segregated,  
7 you all defend the -- all the institutions,  
8 the businesses in your county that are so  
9 segregated.

10 To jump on some legislator, your  
11 colleague, who respected 15 minutes ago,  
12 that's very unseemly. I don't care what  
13 color the heroes are in this case.

14 I appeared before you last month  
15 and talked about your kind of stealth plan  
16 to chop down some forests in Christopher  
17 Morely Park and it's still a tox water  
18 evaporator for the wealthy citizens of  
19 Roslyn Estates, the segregated citizens of  
20 Roslyn Estates, and I'll leave that topic  
21 alone.

22 I was given some assurances that  
23 the users of that park would see some signs  
24 posted. I don't know if that's happened,  
25 Legislator Nicoletto. I was also assured

1

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2

that -- and we can talk about that when my

3

three minutes are up. I was also assured

4

that the state legislature would pass the

5

alienation legislation and, I don't know if

6

I clarified it, that would be before the

7

construction began, before the water

8

stripper was water to salt, so I hope that

9

you'll clarify that. That's beforehand not

10

afterwards, as one of the attorneys for the

11

district suggested it could be kind of a

12

technique to be used.

13

And, as we move down to some

14

other topics, you are selling some land

15

without an adequate environmental review in

16

East Garden City and also this emergency

17

"plan" to excavate 36 acres of ball fields

18

to the depth of 16 feet by the water

19

treatment plant, Cedar Creek, whatever, that

20

you also passed.

21

In response to that, you all said

22

how responsible you were to the environment,

23

but here, as you were, you've been

24

protecting the aquifer, and you said -- and,

25

by the way, it's out of our hands what

1 Full Legislature/5-19-14  
2 happens to Nassau County, it's the villages  
3 and towns that are responsible for the  
4 excessive development, excessive traffic.  
5 One legislator said it wasn't their fault  
6 that they sold the east office buildings,  
7 100 acres or so in Plainview because that  
8 was a plan that had predated her  
9 chairmanship of this body.

10 CLERK MULLER: Mr. Brummel, your  
11 three minutes have expired.

12 MR. BRUMMEL: Okay. Well, I  
13 would encourage you then to really deal with  
14 these environmental issues and don't pass  
15 the buck, okay, and, as far as the other  
16 issue, I hope that it's made some impact.

17 LEGISLATOR NICOLELLO: Mr.  
18 Brummel, just in the two items that you  
19 brought up, with respect to Christopher  
20 Morely Park, after the last meeting when you  
21 raised the issue about posting information  
22 in the park about the proposal, I contacted  
23 the administration and we will be doing that  
24 but we haven't done it yet. There is no  
25 specific proposal that's been finalized. I

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2 understand it's still in negotiation for a  
3 license agreement. So once that gets  
4 finalized, and there's something that has to  
5 come before the legislature, then the  
6 information that we'll post in the park will  
7 also be information about our meetings in  
8 case people want to attend.

9 Secondly, with respect to  
10 alienation, my understanding is that, I  
11 believe Assemblywoman Schimel has put in a  
12 bill. I'm not sure if Senator Martins has  
13 or not, but the alienation the park land is  
14 being proposed in the state, has not been  
15 passed yet. Until that happens, we can do  
16 nothing with the park. The alienation must  
17 come first, must be approved by the state,  
18 and then, we could, at that point, we'll  
19 have the authority to enter into a license  
20 agreement.

21 MR. BRUMMEL: May I ask a  
22 question?

23 LEGISLATOR NICOLELLO: Yes.

24 MR. BRUMMEL: I thought it was  
25 the other way around, that under Home Rule,

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2 the county has to ask the state for  
3 permission to do it, so you had to pass that  
4 first.

5 LEGISLATOR NICOLELLO: My  
6 understanding is, once they agree on the  
7 bill, they then send down to us the language  
8 that we have to incorporate. So until the  
9 state legislature reaches that point, there  
10 is no Home Rule to pass. It will come back  
11 to us, but, again, the alienation must be  
12 approved in all forms by both the Home Rule  
13 Message and by the State Legislature before  
14 we can do anything with respect to park land  
15 and Christopher Morley Park.

16 MR. BRUMMEL: Maybe I can call  
17 your office to learn a little bit more about  
18 this process.

19 LEGISLATOR NICOLELLO: Sure.

20 MR. BRUMMEL: Thank you very  
21 much.

22 CHAIRWOMAN GONSALVES: Annette  
23 Dennis.

24 MS. DENNIS: Good afternoon. My  
25 name is Annette Dennis and I'm the chapter

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2 president of the Nassau County Chapter of  
3 the National Action Network where our  
4 founder and CEO is Reverend Al Sharpton.

5 I'm here today to address the  
6 remarks made by Legislator Birnbaum  
7 concerning New Cassel and its residents.

8 To say that these remarks were  
9 insensitive is to downplay them. They were  
10 offensive. The intent was derogatory and  
11 they were disparaging towards Blacks. There  
12 is a verse in the Bible that says, "out of  
13 the abundance of the heart, the mouth  
14 speaks." Clearly, your remarks, although  
15 you may have apologized for them, are  
16 indicative of your feelings towards the  
17 Black community and, as such, you  
18 demonstrate a lack of respect for the Black  
19 community and, therefore, we feel that you  
20 should not be allowed to represent anyone  
21 for that matter in the Nassau County  
22 Legislature.

23 We call today for your  
24 resignation as we find you incapable of  
25 upholding the American values of one nation

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2 under God indivisible with liberty and  
3 justice for all. No justice, no peace. No  
4 justice, no peace. Thank you.

5 CHAIRWOMAN GONSALVES: Wilhemina  
6 Funderburke.

7 MS. FUNDERBURKE: Good afternoon.  
8 You know, as we stand here, eyes of our  
9 young people are being opened. Because,  
10 people of my generation, we already know  
11 what's going on.

12 I live in Roosevelt. I have been  
13 a resident over 45 years. When I first came  
14 to New York, I lived in New Cassel. I've  
15 seen New Cassel change for the better, for  
16 the worse, then for the better.

17 But, at the same time, I'm from  
18 the south. I know all about the south. I  
19 know about prejudice. I know about racism.  
20 I know about Blacks who have been hurt. I  
21 know about everything that you want to ask  
22 about the red necks, as you would call them,  
23 from the south.

24 So the statements that were made  
25 by Ellen is no surprise to me. I say this



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2 to you, Ellen. You were very, very open  
3 about what you're saying, and you are  
4 comfortable with what you said because, you  
5 see, you belong to that group of people who  
6 are the ones who make sure that Nassau  
7 County is segregated housing, and the only  
8 thing that you're sorry about is that you  
9 got caught. Because, you see, this isn't  
10 something new that you say, you and your  
11 groups sit around and say it all the time,  
12 really and truly, that's what happens.

13 So, we have to take our hats off  
14 to Mr. Abrahams because he has really  
15 stepped it to the plate. Sometimes in our  
16 community, we wonder about him, if he's  
17 really working for us, but we know that you  
18 are. We know that you really are. Because,  
19 what you have done has demonstrated what you  
20 are about.

21 As we stand here, we come today,  
22 and we have to really really know that this  
23 is about our children. Because those words  
24 that you spoke was about our children,  
25 because we have already made that path. We

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2 have already walked the many roads and we  
3 have saw many things, but we have to prepare  
4 for our children.

5 We are not going to sit by and  
6 tolerate what you said. We can't conduct  
7 what you say behind doors. But when you  
8 come out, that means you are very  
9 comfortable behind doors. Very comfortable.  
10 And you know you need to resign. Thank you.

11 CHAIRWOMAN GONSALVES: Regis  
12 Thompson Lawrence.

13 MS. LAWRENCE: Good afternoon.  
14 Here I am again. I try to keep quiet and  
15 not to speak out. But I have to say thank  
16 you, Kevan Abrahams, for just reaching out  
17 to our community to letting us know that you  
18 are doing everything that you can to inform  
19 us to keep us aware of everything.

20 I'm just so disappointed that we  
21 would have people who are supposed to  
22 represent all the people, not just your  
23 community, but as a public figure, to speak  
24 so harshly about who we are because of the  
25 Yes Community Center being in an

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2 African-American community. I don't just  
3 think that African Americans live in  
4 Westbury. We have others that live there,  
5 is that not true?

6 Well, all I want to say is, as my  
7 mom and dad would say, keep it short and  
8 sweet. Words are like a sword. It hurts.  
9 It demeans us all. It didn't just hurt us.  
10 It's hurting your family as well as well as  
11 all the other families.

12 So, at this time I'm asking for  
13 Ellen Birnbaum to resign and not to say, I  
14 want to keep on working for what ever  
15 community you represent because it doesn't  
16 seem like that you are doing the best that  
17 you can for all of the people. So, at this  
18 time, again, I'm asking for your  
19 resignation.

20 CHAIRWOMAN GONSALVES: Jerry  
21 Betters.

22 MR. BETTERS: Good evening. My  
23 name is Jerry Betters and I've been a  
24 resident of Hempstead for 40 some-odd years.  
25 My hat is off to Mr. Kevan Abrahams. I

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2 think we need to ask her to step down and  
3 resign. If she made that remark, now she'll  
4 probably make more and you can't keep  
5 apologizing for something you said. We  
6 didn't step forward -- without our vote, she  
7 wouldn't be in the chair. Thank you.

8 CHAIRWOMAN GONSALVES: Michael  
9 Moore.

10 MR. MOORE: Yes, I am, too,  
11 calling for Ellen Birnbaum to resign.

12 So many times in the past, the  
13 present, and, unfortunately, in the future,  
14 it's always thought to minimize words that  
15 are said. Unless those words are directed  
16 towards you, you don't understand the impact  
17 of the word "minimize." How many times when  
18 we look in the newspaper and look on TV and  
19 try to explain to our kids that the word is  
20 fair, when they have to hear such remarks?

21 I, for one, always choose to take  
22 the high road. I inform my children and  
23 grandchildren that not everyone thinks that  
24 way. I've always learned that every  
25 position isn't for every one. You should

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2 only run for office when you're going to  
3 serve all the people. You should only  
4 solicit a job that you want and love. It's  
5 all right not to be fully in it. If that's  
6 the case, don't do it. Don't do it, it's  
7 fine.

8 I'm sure the woman is not a bad  
9 woman. I'm not here to castrate her. But  
10 we're sick of it. We're sick of having to  
11 accept insensitive words, insensitive  
12 comments. Live in these shoes and have to  
13 explain to your children and your  
14 grandchildren that it's just words, they  
15 didn't mean it. It's not said unless it's  
16 meant. Thank you very much.

17 CHAIRWOMAN GONSALVES: Melvin  
18 Harris Junior.

19 MR. HARRIS, JR.: Good afternoon,  
20 Madam Speaker. Good afternoon, Minority  
21 Leader Kevan. It has come to my attention  
22 as President of the NAACP for the Hempstead  
23 branch that one of your county legislators  
24 sees a very different America than many of  
25 us in this room. In many ways, I can see

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2 her as a victim of the fine mist of racism  
3 in Nassau County. Because, if you live in a  
4 county where it seems to be separate and  
5 unequal, I can imagine if you go to bed at  
6 night, and so many times you start to  
7 believe the unreality that your community is  
8 different from other communities.

9 The tail of two Nassau Counties  
10 has erupted over the last few days; first  
11 with the police violence of a young man in  
12 Westbury, and now with these ugly words that  
13 hit at the very core of what the American  
14 flag right in back of you stands for.

15 It's easy to come here today and  
16 ask for Legislator Birnbaum to step down,  
17 but the much harder question in Nassau  
18 County is, who will step up? Who will step  
19 up to a county where housing discrimination  
20 runs rampant, where communities are left in  
21 the dark while other communities are well  
22 lit? Who will be that voice, a reason that  
23 says something is wrong here and we must now  
24 have the real conversation of equality in  
25 Nassau County.

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2 I only have three minutes here  
3 but it's been more than 50 years since the  
4 snarling dogs and the water hoses. I only  
5 have three minutes here but there's been  
6 more 50 years since Medgar Evers walked down  
7 his hallway and was shot with signs in his  
8 hands that said, Jim Crow must go.

9 I come here tonight to tell you  
10 that I speak for those that have fought for  
11 years for civil rights in America.  
12 Ms. Ellen Birnbaum, it's time to step down  
13 and say sorry to America.

14 CHAIRWOMAN GONSALVES: Dr. Irene  
15 Betty Hylton.

16 DR. HYLTON: Dr. Irene Betty  
17 Hylton, 77 years old, living in Westbury,  
18 New Cassel for 45 years. With respect to  
19 other, former teacher and a retired Dean. A  
20 past president of NAACP and a member Alpha  
21 Kappa and Alpha Sorority Incorporated.

22 Now, how can a teacher disrespect  
23 the community where she teaches? Projecting  
24 negative and racial remarks against students  
25 that is under his or her jurisdiction makes

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2 that teacher ineffective to teach. That  
3 teacher would be fired.

4 This same respect and level of  
5 responsibility stands for an elected  
6 official. Legislator Ellen Birnbaum can no  
7 longer represent or guide this county in  
8 decisions to be made. Ellen Birnbaum's  
9 mindset is faulty. She does not have the  
10 knowledge about what she exposes.

11 Black people take care of their  
12 property. They live in homes where they can  
13 afford or even better than in the community  
14 where Ms. Birnbaum represents, and they do  
15 more than play basketball.

16 As a former teacher and educator,  
17 I'm asking you to step down because you do  
18 not have the knowledge-base to represent the  
19 seat that you are taking.

20 CHAIRWOMAN GONSALVES: Robin  
21 Bolling.

22 MS. BOLLING: Today I speak as  
23 Robin Bolling, the child of the village. As  
24 a life-long resident of Westbury, New  
25 Cassel, I'm offended and appalled at the



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2 statements made by Legislator Birnbaum. I  
3 have dedicated my life to community service.  
4 I have advocated not only for my community  
5 but the children who live there. We raise  
6 and we teach them to be proud of their  
7 community. And, when an elected official  
8 speaks in this manner, it is unacceptable.

9 How can I tell a child to be  
10 proud of where she comes from or where he  
11 comes from when they read in the paper that  
12 all someone thinks of their community center  
13 is that they play basketball? Many other  
14 things happen at that community center. We  
15 hold our NAACP meetings there.

16 Ms. Birnbaum, I think you should  
17 step down. But, as an NAACP president, I  
18 would like to leave with you this, the  
19 mission statement: The mission of the  
20 National Association For the Advancement of  
21 Colored People is to ensure the political,  
22 educational, social, and economic equality  
23 of rights of all persons, and to eliminate  
24 racial hatred, and racial discrimination.

25 Ms. Birnbaum, please turn in your

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2 resignation.

3 CHAIRWOMAN GONSALVES: William  
4 Watson. My apologies, you are Reverend  
5 William Watson.

6 REVEREND WATSON: Thank you so  
7 much to the chair lady and to the  
8 legislators. My name is William Watson.  
9 I'm a 50 year resident of the Village of  
10 Hempstead, a 31 year pastor of the St.  
11 John's Baptist Church of Westbury, a former  
12 moderator of Eastern Baptist Association.

13 I come today to join those voices  
14 along with several colleagues in ministry to  
15 demand the resignation of Legislator  
16 Birnbaum.

17 They used to have a naive saying  
18 when I grew up in Virginia that says that,  
19 "sticks and stones may break my bones but  
20 words will never hurt." I believed that  
21 until I read the Bible. The Bible says that  
22 life and death is in the power of the  
23 tongue. And to say things that are  
24 derogatory about a community that we are  
25 trying to build is very sad. It's a sad

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2 day.

3 I'm not here to gloat, but I  
4 think that a person of that kind of belief  
5 do not deserve our support as our leader.

6 So, we come today, because the  
7 center itself, the way it was built was a  
8 problem. But once we got it, we tried to  
9 get past some of our past problems. The  
10 land was stolen from a Black preacher. So,  
11 we need to understand, when we get through  
12 one thing, we don't need the next thing to  
13 happen.

14 So I come today to join those  
15 voices that demand the resignation of Ellen  
16 Birnbaum.

17 CHAIRWOMAN GONSALVES: Rosemary  
18 Traverson.

19 MS. TRAVERSON: I would like to  
20 talk about racism and injustice in all  
21 categories. It's a way for eliminating a  
22 large amount of people now caring for what  
23 their children think, what the neighbors  
24 think, or what goes on. They have been hurt  
25 long enough. I think it has to stop. I

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2 hope this doesn't continue.

3 Ms. Birnbaum, I know you're sorry  
4 for what you said but it doesn't take away  
5 the effect of what it did. Thank you.

6 CHAIRWOMAN GONSALVES: April  
7 Brown.

8 MS. BROWN LAKE: Good afternoon,  
9 everyone. My name is April Brown Lake. I  
10 am a resident of New Cassel, the hamlet of  
11 the Town of North Hempstead. Westbury is  
12 also the zip code in the area. I heard a  
13 lot of words spoken. I've heard a lot of  
14 people ask for resignation. Not only am I a  
15 resident of New Cassel, I'm also the  
16 director of Yes We Can Community Center.

17 Often times we speak before we  
18 think. Often times we say that things are  
19 not intended but we fail to realize that it  
20 lays on our heart, otherwise we wouldn't  
21 speak it.

22 Often times I am accused of  
23 saying things that I don't mean. I mean  
24 what I say and I say what I mean. I always  
25 have. I come from that stock. That stock

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2 is of Alfred and Alpine Brown who were long  
3 time residents of New Cassel.

4 What I have to remind the former  
5 supervisor was that the people who live in  
6 New Cassel, not New Cassel, Westbury, New  
7 Cassel, where they purchased their homes  
8 with hard earned money. Many of them were  
9 World War II veterans. They wanted the same  
10 thing that everyone in this country wants.  
11 Everybody bought into Roosevelt. The  
12 chicken in every pot and a car in every  
13 garage. Didn't matter what color you were,  
14 didn't matter what religion you practiced,  
15 didn't matter about anything.

16 People want a quality of life.  
17 They want to be able to raise their children  
18 in a community. New Cassel is a community.  
19 I have heard people say it's been bad, it's  
20 been good, it's been better, it's gotten  
21 better. New Cassel is a community, a  
22 thriving community. Just like anyplace  
23 else.

24 As an elected official and having  
25 sat in that post at one time, we must be

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2 mindful of what we say because it is what we  
3 think. I know you've made an error. You  
4 know you've made an error. But digging your  
5 feet in against the populous is not the  
6 answer. It's not the answer. Sometimes you  
7 may have to, as my mother used to say, "eat  
8 a little crow." My mother always said,  
9 "it's not so much what you say, it's how you  
10 say it." You got to know how to put it out  
11 there. That's a strong willed woman.

12 I say to everyone on this panel,  
13 not just to Ellen, because you made the faux  
14 pa, and you have to deal with it, and you  
15 need to dig deep, and look into your heart,  
16 and look into your faith, because it's  
17 wrong.

18 In this day and age with every  
19 kind of Smart phone and everything else  
20 that's going on and people having no problem  
21 sharing every ounce of their personal life,  
22 I come from an old school. You keep your  
23 personal stuff personal. You do have to be  
24 mindful of what you say and how you act and  
25 the directions that you go in.

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2 The children that I deal with  
3 every single day at Yes We Can Community  
4 Center are worthy. They are my children.  
5 The adults that I deal with at Yes, We Can  
6 Community Center are my friends, are my  
7 neighbors. Some of them don't like me and  
8 that's okay. But they know I'm fair. They  
9 know I will stand on their behalf. I have  
10 done that all of my life.

11 I cannot idly sit by in an  
12 opportune world at this stage of my life and  
13 say, I know you made a mistakes. There are  
14 consequences for mistakes because I know and  
15 I lived through it, as a mother having  
16 children who've made mistakes, and they  
17 don't get to have the same consequences that  
18 you do. Their lives are robbed. I can  
19 smack you on the wrist and say, not so good.  
20 But I have to live through this. I have to  
21 let every one of these children at Yes, We  
22 Can Community Center, on land that was  
23 properly acquired, and let them know and  
24 build them up every single day of their  
25 lives.

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2 CLERK MULLER: Your three minutes  
3 have expired, ma'am.

4 MS. BROWN BLAKE: That they are  
5 worthy. We are all worthy. Do the right  
6 thing, Ellen, do the right thing from April  
7 to Ellen.

8 CHAIRWOMAN GONSALVES: And we  
9 have with us, Robert Troiano, who is our  
10 last speaker.

11 MR. TROIANO: Good afternoon,  
12 legislature, legislators, and, thank you,  
13 Norma, Presiding Officer Gonsalves, for  
14 allowing this session to go well past the  
15 normally allotted half an hour period of  
16 time.

17 CHAIRWOMAN GONSALVES: Glad you  
18 noticed.

19 MR. TROIANO: This is an  
20 important issue that it really grieves me  
21 that 150 years after the freeing of the  
22 slaves, after the post racial society that  
23 was brought in by the election of president  
24 Obama, that we are still dealing with  
25 matters of race in Nassau County.



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2 Ellen, I want to speak very  
3 directly to you and about my feelings about  
4 what you said. You know that you and I have  
5 worked together as town officials. We are  
6 also members of the North Hempstead  
7 Democratic Committee where I am a vice  
8 chairman, and I want you to know how  
9 disappointed, sickened, saddened, and how  
10 grieved my spirit is by the things I have  
11 heard you say.

12 Mr. Brummel dismissed your  
13 comments as being casual words. Is he still  
14 here? There is nothing casual, Ellen, from  
15 you having a conversation in a public  
16 building in your capacity as a legislator  
17 looking around furtively, that's not a  
18 mistake.

19 You knew what was about to come  
20 out of your mouth. You looked around to see  
21 who was coming and you uttered these words.  
22 And I don't know if they were spoken about  
23 Yes, We Can or about the New Cassel  
24 community, but these words came out of your  
25 mouth. Come on. Who's going to go there?

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2 There's mostly Black people there. These  
3 are beyond, as Newsday characterized them,  
4 politically insensitive words. These are,  
5 in my description, offensive words. These  
6 are revolting words. These are disgusting  
7 words. They are despicable.

8 Through last night, 12 of your  
9 friends and supporters, who I know never  
10 heard the words that were truly spoken, sent  
11 e-mails, 12 sent e-mails saying that Ellen  
12 is a good person, we've gone too far.

13 Ellen, I want you to know that as  
14 a resident of the Westbury New Cassel  
15 community, somebody who has lived in and  
16 around New Cassel, who has an  
17 African-American son, an African American  
18 grandson, who live around the New Cassel  
19 community, that they are not just offended  
20 but they are hurt by your words.

21 Your insensitivity, your  
22 offensiveness, your repugnant comments alone  
23 are worthy of you being, of your resigning  
24 from this body.

25 But the worst thing, Ellen, is

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2 that a 22 year member of the club you belong  
3 to as an elected official, I take gaining  
4 trust and confidence in this legislative  
5 body very seriously. So your 12 friends who  
6 have the audacity to write that you were  
7 insensitive or used your words casually are  
8 mistaken. And the 12,000 African Americans  
9 who live in New Cassel no longer have trust  
10 or confidence in you or any vote you render  
11 as a member of this legislature.

12 It's time for you to stop being  
13 narcissistic, self-centered, and act in the  
14 greater good as you are called on to do as a  
15 Nassau County legislator.

16 On behalf of the 12,000 African  
17 Americans who are my neighbors and live  
18 around me, we call for you to do the right  
19 thing, stand up, sit down, and resign.  
20 Thank you.

21 CHAIRWOMAN GONSALVES: I'm sorry,  
22 Mr. Brummel, it's the end of public  
23 comments. I'm sorry, if you would like to  
24 speak again --

25 MR. BRUMMEL: That's the first

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2 time that the public has ever heard what was  
3 actually said. That's the first time. I've  
4 read Newsday --

5 CHAIRWOMAN GONSALVES: Mr.  
6 Brummel.

7 MR. BRUMMEL: And if that's the  
8 case, I was not fully informed.

9 CHAIRWOMAN GONSALVES: Mr.  
10 Brummel, we are now in recess. Thank you.

11 MR. BRUMMEL: But, nevertheless,  
12 this issue, the other issues that affect  
13 Nassau County and affect everyone here,  
14 those issues deserve the same level of  
15 outrage that you're bringing to this one  
16 individual.

17 (Whereupon, the Full Legislative  
18 Committee recessed at 2:10 p.m. and  
19 reconvened at 2:50 p.m.)

20 CHAIRWOMAN GONSALVES: We are  
21 reconvened.

22 Before we get to the calendar, in  
23 all due respect to a colleague in another  
24 municipality who had put in her slip  
25 earlier, I'm going to give her an

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2 opportunity to speak and that's Viviana  
3 Russel. You didn't leave us, did you?

4 MS. NICHOLSON: Good afternoon.  
5 I have a prepared speech from Viviana  
6 Russel.

7 CHAIRWOMAN GONSALVES: For the  
8 record, express your name.

9 MS. NICHOLSON: Sure. My name is  
10 Lashier Nicholson. I'm a Westbury resident  
11 speaking with a prepared statement from  
12 Councilwoman Viviana Russel.

13 "The actions of Legislator Ellen  
14 Birnbaum on April 30th, 2014 and subsequent  
15 comments, were unprofessional, insensitive,  
16 and thoughtless. As a resident of New  
17 Cassel and the other elected officials  
18 representing this great community, I'm  
19 outraged and disgusted by her comments in  
20 reference to African Americans.

21 In light of the comments that she  
22 admittedly made, I feel that she is a  
23 disgrace to the legislative body, to the  
24 Democratic party, and no longer fit to serve  
25 in the capacity of an elected official, and

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2 should immediately resign.

3 There is no room for this type of  
4 narrow-minded behavior. Legislator  
5 Birnbaum's reluctance to resign adds insult  
6 to an already injurious situation. Her time  
7 would be much better served spending, what  
8 would have been the remainder of her term,  
9 contemplating her actions and working  
10 towards regaining the trust and confidence  
11 of not only the African-American community  
12 in New Cassel, and throughout Nassau County,  
13 but of all those that supported her  
14 candidacy. Thank you."

15 CHAIRWOMAN GONSALVES: You're  
16 welcome. Now we can proceed with the  
17 business of today's calendar.

18 The first item on today's  
19 calendar is a hearing on a proposed local  
20 law establishing an animal abuse registry  
21 and requiring Nassau County residents  
22 convicted of an animal abuse crime to  
23 register therewith.

24 A motion to open the hearing.

25 LEGISLATOR DUNNE: So moved.

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2 LEGISLATOR SCHAEFER: Second.

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

6 All those in favor of opening the  
7 hearing signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 The hearing is now open. Before  
12 I call upon the gentleman who spearheaded  
13 this effort here in Nassau County, I would  
14 like to make a brief statement. The  
15 statement really is something that is of  
16 bipartisan nature.

17 We are passing a local law  
18 because of the bipartisanship which we have  
19 established on an online registry of  
20 individuals convicted of animal abuse  
21 crimes. Sadly we have seen too many cases  
22 of animal cruelty here on Long Island and we  
23 now join other municipalities in this effort  
24 to prevent future incidents of animal abuse  
25 here in Nassau County.

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2 We want to dedicate this  
3 legislation to all abused animals but I  
4 would like to specifically mention a lovely  
5 dog named, and I happen to have met  
6 Ms. Harper, who lost her leg and her ears to  
7 her abuser. By the way, she was a pit bull  
8 and her owner did not like the floppy ears.  
9 So decided that he was going to cut the  
10 ears. So Ms. Harper's ears were now flat to  
11 her head.

12 But thanks to the Nassau County  
13 Police Department and the Nassau County SPCA  
14 is alive and well and a very happy dog.

15 The development of this law has  
16 been a bipartisan initiative with thoughtful  
17 input given from both sides of the aisle.  
18 This online registry is meant to prevent  
19 people convicted of animal abuse crimes from  
20 adopting anymore pets from Nassau's shelters  
21 or store, inform members of the public of  
22 people who are convicted of animal abuse  
23 crimes, deter individuals from committing  
24 animal abuse crimes, and ultimately decrease  
25 the number of animal abuse crimes here in



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2 Nassau County.

3 A list of eligible convictions is  
4 comprehensive. The online database will be  
5 maintained by the Nassau County SPCA and any  
6 fees associated with it will go to cover the  
7 cost of maintenance. I do hope that this is  
8 a fee that is never collected.

9 The online database will be  
10 shared with the Department of Social  
11 Services, Child Protective Services and any  
12 other state, regionals, or national registry  
13 of animal abusers. We are sending out a  
14 strong message that animal abuse is not  
15 acceptable in Nassau County.

16 Without any further ado, I would  
17 like to call on the coordinator for the  
18 Nassau County SPCA and the front runner for  
19 getting this legislation adopted here in  
20 Nassau County, Gary Rogers.

21 MR. ROGERS: Thank you, presiding  
22 officer, members of the legislature.

23 LEGISLATOR DENENBERG: Just on  
24 behalf of the minority, let me just say on  
25 behalf of Kevan Abrahams and the minority, I

1                   Full Legislature/5-19-14  
2     had put -- thanks for working with us on  
3     this legislation, myself and I believe it  
4     was Legislator Curran, had put in a version  
5     at the same time that you did.

6                   I think that amending it so that  
7     the combined version, so that the combined  
8     version is what's put in was very, very  
9     important. And, to us, the idea that the  
10    database, the online information and  
11    database be shared across the board with  
12    Department of Social Services, and the Child  
13    Protective Services, not just here but  
14    across the state, is very important because  
15    that kind of useful information really  
16    understands that there's a connection often,  
17    and, unfortunately, between child abuse and  
18    animal abuse, and this information,  
19    statewide, will really allow all of us  
20    throughout the state to have a lot more  
21    information so that we can prevent abuse on  
22    all fronts.

23                  So thank you to the presiding  
24    officer for including our legislation in the  
25    amendments, and I think this is a terrific

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2 bipartisan measure.

3 CHAIRWOMAN GONSALVES: Mr.

4 Rogers, it's yours.

5 MR. ROGERS: Thank you, presiding

6 officer. I want to thank you and the

7 members of the legislature for working

8 together in the bipartisan relationship that

9 you have to get this law through.

10 It's very very, very important

11 that we track people who are abusive to

12 animals. They tend to be abusive to people

13 as life goes on. It's been proven that they

14 go on to other violent crimes such as serial

15 killings, domestic violence, and to stop

16 them from having another animal is

17 paramount.

18 Right now, if they were

19 convicted, even though the judge says they

20 can't have anything, there no record. If

21 somebody wanted to go to North Shore Animal

22 League or to Town of Hempstead Animal

23 Shelter or to a pet shop and buy another

24 animal or adopt one, they can get one.

25 After today, they will not be able to do

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2 that.

3 I hate to have to have this list,  
4 but I have a feeling that the first two  
5 people to go on it, or three people, will be  
6 the people that did hurt Ms. Harper. They  
7 are in the court system right now and let's  
8 see what happens with that.

9 But, again, I want to thank you.  
10 If you have any questions, I'm open to your  
11 questions, but, if not, I would love to see  
12 you pass it.

13 CHAIRWOMAN GONSALVES: Legislator  
14 Dunne.

15 LEGISLATOR DUNNE: Yes. Ms.  
16 Harper had a series of operations. Didn't  
17 the PBA give you money towards that?

18 MR. ROGERS: Right. There was an  
19 outpouring of community support but the PBA  
20 gave a donation of \$5,000 to her care. That  
21 will help us now care for Ms. Harper for her  
22 entire life. The SPCA, thanks to the PBA,  
23 will be able to take care of all  
24 Ms. Harper's medical costs now for her  
25 entire life.

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2 LEGISLATOR DUNNE: I didn't want  
3 that to be left out.

4 MR. ROGERS: And, again, that was  
5 from the community outpouring in Nassau  
6 County.

7 CHAIRWOMAN GONSALVES: I'm going  
8 to ask a question. Who is Missy that we did  
9 not see?

10 MR. ROGERS: Missy is  
11 Ms. Harper's mom. She was supposed to be  
12 here. We actually need a home for Missy.  
13 Unfortunately, Bob Sowers from the SPCA was  
14 on his way to pick her up and he got a call  
15 that his son was being rushed to Nassau  
16 County Medical Center with chest pains. She  
17 he actually called me and said, I will bring  
18 the dog over. I said, Bob, your son is more  
19 important right now than to bring Missy  
20 over, but we were hoping to have Missy here  
21 to show everybody what happens, how a dog is  
22 really really nice, even though it's been  
23 over-bred and two of its litters were  
24 abused, and we wanted the media to look at  
25 her and helpfully get help for it and but we

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2 will work on that.

3 CHAIRWOMAN GONSALVES: Thank you,  
4 Mr. Rogers. Any other comments or any other  
5 questions?

6 (No verbal response.)

7 Is there any public comment?

8 (No verbal response.)

9 There being none, motion to close  
10 the hearing. Mr. Brummel.

11 MR. BRUMMEL: Hi. Of course an  
12 animal registry to protect domestic animals  
13 is a wonderful thing, but, at the same time,  
14 again, your work is not done. Because,  
15 speaking for the animals who have no one to  
16 speak for them, you have developers taking  
17 down woodlands, you have habitat constantly  
18 being damaged and destroyed in this county  
19 that's destroying the home for other animals  
20 that happen to live here and, in order to be  
21 consistent, I would urge the county  
22 legislature to be cognizant of the impacts  
23 on other animals, other wildlife, other  
24 living species that are continually going on  
25 in this county through developers, through

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2 destruction of habitat, cutting down trees  
3 recklessly.

4 So I appreciate that where it  
5 comes to something cuddly you are interested  
6 in protecting it, but I would urge you to  
7 also be cognizant that many of your  
8 activities, many of the activities going on  
9 in this county negatively affect the  
10 environment, negatively affect the animals  
11 and wildlife that have no one to speak for  
12 them. Thank you.

13 CHAIRWOMAN GONSALVES: There  
14 being no other comments, motion to close the  
15 hearing.

16 LEGISLATOR WALKER: So moved.

17 LEGISLATOR SCHAEFER: Second.

18 CHAIRWOMAN GONSALVES: Moved by  
19 Legislator Walker, seconded by Legislator  
20 Schaefer. All those in favor of closing the  
21 hearing, signify by saying aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 The hearing is now closed. I was

1 Full Legislature/5-19-14  
2 going to wait for Mr. Rogers to return so  
3 that we could call another.

4 I'm going to now go out of order  
5 and call the local law establishing an  
6 animal abuse registry and requiring Nassau  
7 County residents convicted of an animal  
8 abuse crime to register therewith.

9 Motion, please.

10 LEGISLATOR DUNNE: So moved.

11 LEGISLATOR WALKER: Second.

12 CHAIRWOMAN GONSALVES: Moved by  
13 Legislator Dunne, seconded by Legislator  
14 Walker. However, we are now going to be  
15 offering an amendment in the nature of a  
16 substitution which reads:

17 The amendment that is being  
18 offered to this law is one that explains the  
19 definition of animal abuse crime;

20 Requires individuals seeking to  
21 purchase or to adopt an animal to present  
22 photo identification to animal shelters and  
23 pet dealers;

24 It requires animal shelters and  
25 pet dealers to compare the photo to search



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2 results of the animal abuse registry;

3 Prohibits animal shelters and pet  
4 dealers from delivering an animal to any  
5 person registered on the Nassau County  
6 animal abuse registry;

7 Requires the Nassau County Police  
8 Department to make the animal abuse registry  
9 available to Nassau County Child Protection  
10 Services and the Department of Social  
11 Services;

12 And authorizes the Nassau County  
13 Police Department to make the registry  
14 available to any state, regional, or  
15 national government operated registry of  
16 animal abuses to share information.

17 Any questions regarding the  
18 amendment to this law?

19 (No verbal response.)

20 The amendment was filed on May  
21 12, 2014 at 4:42 p.m. So it is duly noted.  
22 Any questions regarding the amendment?

23 (No verbal response.)

24 Is there any public comment?

25 (No verbal response.)

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2 I think at this point we need a  
3 motion to amend.

4 LEGISLATOR DUNNE: So moved.

5 LEGISLATOR WALKER: Second.

6 CHAIRWOMAN GONSALVES: Moved by  
7 Legislator Dunne, seconded by Legislator  
8 Walker. Any other questions or comments  
9 regarding the amendment?

10 (No verbal response.)

11 All those in favor of the  
12 amendment as proposed signify by saying aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 Now for the legislation as  
17 amended. All those in favor of the local  
18 law as amended signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (No verbal response.)

22 The local law as amended is  
23 passed unanimously. Thank you, Mr. Rogers,  
24 for the work you've done. Thank you to my  
25 colleagues on both sides of the aisle. I

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2 think this is something that we can be  
3 extremely proud of, so thank you so much.

4 MR. ROGERS: Once again, I would  
5 like to say thank you very much for your  
6 work and for the staff working on it with  
7 me.

8 CHAIRWOMAN GONSALVES: We need to  
9 see Missy.

10 MR. ROGERS: We'll bring Missy in  
11 for you. Thank you.

12 CHAIRWOMAN GONSALVES: Thank you.  
13 My apologies, but we are going out of order.  
14 We have several appointments today.

15 I will begin with the first one,  
16 a resolution to confirm, which is Item 30, a  
17 resolution to confirm the county executive's  
18 appointment of Robert P. Molloy to the  
19 Nassau County Traffic Safety Board.

20 Motion, please.

21 LEGISLATOR BECKER: So moved.

22 LEGISLATOR NICOLELLO: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Becker, seconded by Legislator  
25 Nicolello. Do we have Mr. Molloy here?

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2 MR. MAY: We do. He's coming up  
3 right now.

4 CHAIRWOMAN GONSALVES: Welcome,  
5 Mr. Molloy.

6 MR. MOLLOY: Thank you very much.  
7 Good afternoon.

8 CHAIRWOMAN GONSALVES: Do you  
9 want to saying anything and why you are  
10 pursuing this service? That's what it is.

11 MR. MOLLOY: I would like to  
12 thank you all, the legislators and the  
13 county executive, for appointing me to this  
14 position. And, if nominated, I pledge to  
15 work with each and every one of the  
16 legislators, and as many citizens, and to  
17 promote the safety aspect throughout Nassau  
18 County.

19 I have been a resident of Nassau  
20 County my entire life. It's a great place.  
21 And I would like to see like to promote  
22 traffic safety going forward.

23 CHAIRWOMAN GONSALVES: Legislator  
24 Jacobs.

25 LEGISLATOR JACOBS: Hi, Mr.

1 Full Legislature/5-19-14  
2 Molloy. I wish you good luck but I know  
3 that in my absence for the committees, the  
4 minority leader did express that I had some  
5 concerns which I have expressed to the  
6 administration, not about you, by the way,  
7 because I only hear the best things about  
8 you from some very good friends of mine.

9 MR. MOLLOY: Thank you.

10 LEGISLATOR JACOBS: But, in my  
11 new part of my district, there was a  
12 horrendous accident recently, I'm sure you  
13 read about it, in Roslyn where two young men  
14 were killed in the backyard of somebody  
15 because their car went totally haywire.

16 My first reaction was, what is  
17 the experience level of the two people that  
18 were -- you know, everybody could be  
19 wonderful, but do they have experience in  
20 traffic safety? Do they know what to look  
21 for and to be firm in what they feel might  
22 be wrong?

23 I have been reassured by people  
24 who know you that you do and you would. And  
25 I would hope so, because I have to tell you

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2 that I don't like playing catch up with  
3 public works, who has been wonderful, the  
4 traffic engineers there. There's been  
5 mistakes. It's not been recent mistakes,  
6 but mistakes through the years, that create  
7 the situations that we are reading about  
8 now, and the loss of life has been  
9 staggering.

10 MR. MOLLOY: I agree. From my  
11 experienced point of view, and what I  
12 thought about the position going forward is,  
13 what I would like to extend is, I think  
14 training and awareness. And to coin an old  
15 adage terminology back to basics type of  
16 thing.

17 I think that the awareness,  
18 getting the awareness of the traffic safety  
19 out to our people that live in our  
20 neighborhoods and towns is perhaps the most  
21 important.

22 I think every incident is  
23 different and what could be done on what  
24 could not be done. I think in the past few  
25 weeks we have heard of some horrific

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2 accidents related to speeding and awareness  
3 and I know they are being addressed, but,  
4 again, I think the awareness to our  
5 residents, but more importantly to our  
6 younger population, generation, is key.

7 LEGISLATOR JACOBS: And I would  
8 just make a suggestion, believe me, as a lay  
9 person in all of this, two things; number  
10 one, having been in touch with the precinct  
11 where that horrible accident in Roslyn took  
12 place, very good suggestion made by him.  
13 You know these movable signs that are put up  
14 that give the signs, the newer ones are  
15 equipped to see what the speed was that the  
16 people were going.

17 This is not like red light  
18 cameras, this is not to catch someone, it's  
19 so when the police look back on that they  
20 have statistics. So that people in the  
21 community who may be wrong thinking people  
22 are, that everyone is speeding, it may not  
23 be every one, but I really think, I would  
24 love to talk to all my colleagues here  
25 because I can't imagine that particular

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2 thing, that sign is that expensive, and yet  
3 most of the precincts have one. The reason  
4 it shows up when an accident happens,  
5 disappears, comes back again, disappears  
6 again, is because they're not enough.  
7 That's something that, who knows what could  
8 help? Something that makes somebody, oh,  
9 what am I doing? So, I just wanted to bring  
10 that up.

11 And, also, the fact that we need  
12 you to be eyes and ears and I like the fact  
13 that you are saying to reach out to people.  
14 I would even suggest and, if he heard me, he  
15 would probably say, who is she to suggest,  
16 you know, when I was a civic leader, for  
17 many many years, I remember a man by the  
18 name of Paul Streb, who was the traffic  
19 engineer for Nassau County. He gave me very  
20 good lessons through those years as to what  
21 could, could not, or should not be done.

22 Just a suggestion, there are  
23 people out there who have retired, who  
24 probably have a world of knowledge to share.

25 MR. MOLLOY: Thank you.



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2 CHAIRWOMAN GONSALVES: Any other  
3 comments?

4 (No verbal response.)

5 Is there any public comment?

6 (No verbal response.)

7 There being none, all those in  
8 favor of confirming the appointment Robert  
9 P. Molloy to Nassau County Traffic Safety  
10 Board signify by saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 You are confirmed unanimously.

15 LEGISLATOR BECKER: May I make a  
16 comment?

17 CHAIRWOMAN GONSALVES: Yes, you  
18 may.

19 LEGISLATOR BECKER: Thank you.  
20 Mr. Molloy, I just wanted to -- Fran Becker,  
21 how are you? I just wanted to congratulate  
22 you and thank you for your service to the  
23 county. We appreciate it. Many of our  
24 boards consist of volunteers like yourself,  
25 who, without their help and support, we

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2 really couldn't do the things that we need  
3 to do in this county, especially when it  
4 comes to safety.

5 So I thank you for stepping up to  
6 the plate and volunteering your time to this  
7 county.

8 MR. MOLLOY: Thank you. I look  
9 forward to it.

10 CHAIRWOMAN GONSALVES: The next  
11 item is Item 31, a resolution to confirm the  
12 county executive's appointment of Erin King  
13 Sweeney to the Nassau County Traffic Safety  
14 Board.

15 Motion, please.

16 LEGISLATOR DUNNE: So moved.

17 LEGISLATOR DENENBERG: She's my  
18 constituent.

19 CHAIRWOMAN GONSALVES: You want  
20 to second it, we'll let you second it.  
21 Moved by Legislator Dunne, you can second  
22 it, how's that? Don't fight.

23 CHAIRWOMAN GONSALVES: Okay, Ms.  
24 Sweeney.

25 MS. SWEENEY: Thank you. Thank

1 Full Legislature/5-19-14  
2 you for the consideration today. As a mom  
3 of two kids, two little kids in fact, I'm  
4 really eager to get involved with safety  
5 issues in Nassau County.

6 I take the comments very  
7 seriously that we need to get involved with  
8 the community, look for any opportunity  
9 possible to make our roads, our streets  
10 safer, whether it's cars, walking, bicycles,  
11 and do all that I can to make sure that's  
12 the case, reach out to community leaders,  
13 fellow moms and dads and see what would work  
14 the best.

15 I met with the traffic safety  
16 coordinator to get a full understanding of  
17 what's involved with this position and I  
18 look forward to it if you will approve  
19 appointment. I'm doing all that I can to  
20 work hard for it. Thank you.

21 CHAIRWOMAN GONSALVES: Any  
22 comments or questions of Ms. Sweeney?  
23 Legislator Denenberg.

24 LEGISLATOR DENENBERG: No  
25 questions, but just Legislator Jacobs said

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2 this before to the prior appointee. The  
3 traffic safety board for so many years has  
4 done so many good things in a lot of  
5 different areas from child car seat safety  
6 checks, et cetera, but, just reading the  
7 news, almost on a daily basis, whether it  
8 was the horrific tragedy in Farmingdale, or  
9 just the score card of the worst roads in  
10 Long Island or Nassau County, really  
11 impresses upon all of us that the traffic  
12 safety board could really take a lead in  
13 trying to address, and often these are state  
14 roads too, but try to address the need to  
15 improve safety along the roads for  
16 pedestrians and drivers alike.

17 So thank you for accepting this  
18 position and look forward to working with  
19 you.

20 MS. SWEENEY: Thanks.

21 CHAIRWOMAN GONSALVES: Any public  
22 comment?

23 (No verbal response.)

24 There being none, all those in  
25 favor of confirming the appointment of Erin

1 Full Legislature/5-19-14  
2 King Sweeney to the Nassau County Traffic  
3 Safety Board signify by saying aye.

4 (Aye.)

5 Any opposed?

6 (No verbal response.)

7 Congratulations, you are duly  
8 confirmed.

9 MS. SWEENEY: Thank you.

10 CHAIRWOMAN GONSALVES: The next  
11 item is Item 32, Resolution 84, a resolution  
12 reappointing Leonard H. Shapiro to the  
13 planning commission on the recommendation of  
14 County Executive Mangano pursuant to Section  
15 1601 of the County Charter.

16 Motion, please.

17 LEGISLATOR WALKER: So moved.

18 LEGISLATOR DUNNE: Second.

19 CHAIRWOMAN GONSALVES: Moved by  
20 Legislator Walker, seconded by Legislator  
21 Dunne. Do we have Mr. Shapiro here?

22 MR. MAY: Unfortunately, Mr.  
23 Shapiro had a family issue that he had to  
24 attend to today.

25 CHAIRWOMAN GONSALVES: Are there

1 Full Legislature/5-19-14  
2 any questions or comments that you would  
3 like to relate to Mr. May to bring back to  
4 Mr. Shapiro?

5 (No verbal response.)

6 If not, all those in favor of  
7 reappointing Leonard H. Shapiro to the  
8 Planning Commission signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (No verbal response.)

12 Mr. Shapiro is now reappointed.  
13 Item 33, a resolution to confirm the county  
14 executive's reappointment of Dr. Abby  
15 Greenberg to the board of health pursuant to  
16 Section 902 of the County Charter.

17 Motion, please.

18 LEGISLATOR WALKER: So moved.

19 LEGISLATOR DUNNE: Second.

20 CHAIRWOMAN GONSALVES: Moved by  
21 Legislator Walker, seconded by Legislator  
22 Dunne. I know she's here. I saw her come  
23 in.

24 MR. MAY: Yes. Dr. Greenberg is  
25 here.

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2 CHAIRWOMAN GONSALVES: We all  
3 know Dr. Greenberg. You have a long history  
4 with the county, correct?

5 DR. GREENBERG: Yes, I do.

6 CHAIRWOMAN GONSALVES: Want to  
7 elaborate? Want to give some of the new  
8 comers an idea of who you are and how much  
9 time you spent here in Nassau County?

10 DR. GREENBERG: Well, I was a  
11 member of the board of health -- the  
12 Department of Health for 37 years serving  
13 first as a clinician, a pediatrician in the  
14 health department's community health  
15 centers, and I worked my way up to the top,  
16 or the top disappeared from me and moved on  
17 to the director of the community health  
18 centers, to the epidemiologist, I served as  
19 acting commissioner for three different  
20 times. I think that accounts for my  
21 longevity if I kept the position of full  
22 commissioner. They don't last that long.

23 But I was interested in serving  
24 my career with the health department. I  
25 felt an important way to serve the county,

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2 to serve the people, and I was appointed to  
3 the board of health after my retirement, and  
4 my term expired, and I would be very pleased  
5 and honored to be reappointed to continue to  
6 protect and promote the health of the  
7 residents of the County of Nassau County.

8 CHAIRWOMAN GONSALVES:  
9 Dr. Greenberg, I don't think Legislator  
10 Jacobs wants to miss an opportunity to say  
11 something to you.

12 LEGISLATOR JACOBS: You are one  
13 of the most terrific people that we've had  
14 in this county and I think it should put  
15 everyone at ease, and don't go by what I  
16 sound like, I really am okay now.

17 We should all be relieved to have  
18 someone of your caliber on the Board of  
19 Health Board. That makes me feel at ease to  
20 know that you are there. Thank you for all  
21 you've done for us.

22 DR. GREENBERG: Thank you for  
23 those words.

24 CHAIRWOMAN GONSALVES: Legislator  
25 Walker.



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2 LEGISLATOR WALKER: I hope I  
3 don't start coughing, Legislator Jacobs. I  
4 just want to thank you for all you have  
5 given to us in the so many years, over so  
6 many years, and you are such a welcome  
7 knowledge, and your kindness and caring, and  
8 all you do, not just for the health  
9 department, but for each and every one of us  
10 and the residents of Nassau County. I can't  
11 thank you enough for it and I know that goes  
12 and stands for each and every one of us.

13 So it just gives me great  
14 pleasure to reappoint you to the Board of  
15 Health. Thank you.

16 DR. GREENBERG: Thank you. It's  
17 my privilege and my honor to be able to do  
18 so.

19 CHAIRWOMAN GONSALVES: Let me say  
20 welcome back, Dr. Greenberg. Welcome back.

21 All those in favor of the  
22 reappointment of Dr. Greenberg to the Board  
23 of Health signify by saying aye.

24 (Aye.)

25 Any opposed?

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2 (No verbal response.)

3 The reappointment is unanimous.

4 Thank you, Dr. Greenberg.

5 We have another hearing today on  
6 a local law. This is Item 2 on the agenda  
7 on the calendar. A local law to amend the  
8 County Charter and administrative code in  
9 relation to harmonizing purchasing  
10 procedures with applicable state laws and  
11 practices. Motion to open the hearing.

12 LEGISLATOR DUNNE: So moved.

13 LEGISLATOR MACKENZIE: Second.

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

17 All those in favor of opening the  
18 hearing signify by saying aye.

19 (Aye.)

20 Any opposed?

21 (No verbal response.)

22 The hearing is open.

23 Mr. May, who do we have?

24 MR. MAY: Mr. Mike Schlernoff,  
25 Mr. Kevin Walsh, and Mr. Gerald Palvalsack.

1 Full Legislature/5-19-14

2 CHAIRWOMAN GONSALVES: Who is  
3 going to begin and tell us about this  
4 particular item, a local law to amend the  
5 County Charter in relation to harmonizing  
6 purchasing procedures with applicable state  
7 laws and practices, who is beginning?

8 MR. SCHLERNOFF: Michael  
9 Schlernoff, purchasing department. Can all  
10 the testimony from government operations and  
11 from rules be made part of this hearing  
12 also?

13 CHAIRWOMAN GONSALVES: So be it.  
14 (Whereupon, the following are the  
15 minutes of the May 5, 2014 Government  
16 Services Committee meeting pertaining to  
17 Clerk Item 152-14.)

18 CHAIRWOMAN GONSALVES: We have one  
19 item, which is Clerk Item Number 152-14,  
20 which is a proposed local law to amend the  
21 County Charter and Administrative Code in  
22 relation to harmonizing purchasing  
23 procedures with applicable state laws and  
24 practices.

25 Motion, please?

1 Full Legislature/5-19-14

2 LEGISLATOR FORD: So moved.

3 LEGISLATOR WALKER: Second.

4 CHAIRMAN KOPEL: Motion by Legislator  
5 Ford, seconded by Legislator Walker.

6 MR. MAY: And we have Mr. Mike  
7 Schlernoff from Purchasing and Deputy County  
8 Attorney Kevin Walsh.

9 MR. WALSH: Good afternoon,  
10 Legislators. This is a local law amending  
11 certain provisions of the Charter and  
12 actually adding some purchasing related  
13 provisions in the Administrative Code to the  
14 Charter to basically make it more compliant  
15 with changes in the state law;  
16 predominantly, first of all, to adopt a  
17 standard, an alternative way of bidding,  
18 awarding contracts in addition to  
19 competitive lowest price bid by awarding by  
20 best value. As part of your package you  
21 have a copy of the state comptroller  
22 guidance.

23 In addition to that change, there are  
24 certain things that Mike could speak more  
25 to, where we are raising certain of the

1 Full Legislature/5-19-14  
2 monetary thresholds for some of the smaller  
3 contracts to basically make some of the  
4 purchasing processes more efficient.

5 CHAIRMAN KOPEL: Okay.

6 MR. SCHLERNOFF: Michael Schlernoff,  
7 Purchasing Department.

8 The thresholds have not been addressed  
9 since the legislature was formed in 1996.  
10 We are out of step with Suffolk County, with  
11 Westchester County, with Nassau Community  
12 College. If we want to utilize any of their  
13 contracts, we could not under the  
14 piggybacking section of the law, because our  
15 thresholds do not match their thresholds.

16 What we want to do is raise the sealed  
17 bid threshold from \$10,000 to \$20,000 and  
18 the non-competitive bidding threshold from  
19 \$500 to \$2500.

20 CHAIRMAN KOPEL: Thank you.

21 Any questions from legislators?  
22 Legislator Denenberg.

23 LEGISLATOR DENENBERG: With respect to  
24 using the best value standard as opposed to  
25 the lowest responsible bidder, first explain

1 Full Legislature/5-19-14

2 how often you anticipate using the best  
3 value as opposed to the lowest responsive  
4 bidder.

5 MR. SCHLERNOFF: I have no idea how  
6 often I would use it. We tend to use the  
7 lowest responsible bidder. It's another  
8 tool that's available to us. It depends  
9 upon certain things outside of pricing. So  
10 that's the only real way I can answer that.

11 We would have to look at each  
12 individual procurement separately to  
13 determine what is in the best interest of  
14 the county.

15 LEGISLATOR DENENBERG: So the lowest  
16 responsive bidder standard, although any  
17 standard or objective standard could be  
18 frustrating at times, was pretty objective.  
19 This best value standard, clearly just  
20 looking at it, would be subject to a little  
21 more subjectivity, if you will, as opposed  
22 to objective.

23 MR. SCHLERNOFF: Correct.

24 LEGISLATOR DENENBERG: And you're  
25 saying -- how do we make sure that

1 Full Legislature/5-19-14  
2 subjectivity is used to get the county more  
3 favorable terms on a contract rather than  
4 just losing an objective standard to prevent  
5 - to prevent an insider from getting a  
6 contract, so to say.

7 MR. SCHLERNOFF: Well, each individual  
8 procurement would be addressed separately,  
9 that's number one. Number two, it would  
10 give us the ability to look at what is in  
11 the best interest of the county. You have  
12 asked me, other members of the legislature  
13 have asked me how we can do more local  
14 procurement, and the direct awards is  
15 possibly a way of doing that.

16 LEGISLATOR DENENBERG: I guess -- not  
17 I guess. One answer you could have said to  
18 me that you didn't say is that ultimately  
19 the ratification of the contract would still  
20 come to the legislature.

21 MR. SCHLERNOFF: If it exceeds  
22 100,000.

23 LEGISLATOR DENENBERG: 100,000?

24 MR. SCHLERNOFF: Yes. Under the --

25 LEGISLATOR DENENBERG: You're right.

1 Full Legislature/5-19-14

2 If it's a personal service contract --

3 MR. SCHLERNOFF: It's 25 --

4 LEGISLATOR DENENBERG: But that's not  
5 a bid contract --

6 MR. SCHLERNOFF: A regular procurement  
7 is 100,000.

8 LEGISLATOR DENENBERG: Anyway. Right.  
9 You're right.

10 I like that the green -- am I correct  
11 that the green procurement provisions that  
12 we moved and established back in I think it  
13 was '07, might have been '08, is now being  
14 elevated to Charter status?

15 MR. SCHLERNOFF: Yes.

16 LEGISLATOR DENENBERG: So having --

17 MR. SCHLERNOFF: So that, of course,  
18 would be one of the criterion of best value.

19 LEGISLATOR DENENBERG: I think at the  
20 time this body was ahead of the curve, in  
21 terms of green laws. And I like that we put  
22 in the green procurement practice, and I  
23 like that it's now a Charter status.

24 I guess my -- there's really no answer.  
25 This is more a less objective standard that



1 Full Legislature/5-19-14  
2 could be used at times, and you're saying  
3 that it just would allow us to do more  
4 flexibility, maybe get more local  
5 contractors, and at the same time might be  
6 able to get the county a better term as  
7 well?

8 MR. SCHLERNOFF: Correct.

9 LEGISLATOR DENENBERG: How could it  
10 get the county better terms without it being  
11 the lowest responsive bid, though?

12 MR. SCHLERNOFF: Again, every contract  
13 is different. I can't really state, unless  
14 we would look at the contract. If somebody,  
15 for example, would agree to do one  
16 particular service which would include a  
17 subservice and the other -- and the lowest  
18 responsive bidder does not provide the  
19 subservice and the subservice is important  
20 to the county, then that gives me the  
21 ability to have the award made to that other  
22 vendor who provides that additional service.

23 LEGISLATOR DENENBERG: Okay. I have  
24 nothing further.

25 CHAIRMAN KOPEL: Any other

1 Full Legislature/5-19-14

2 legislators?

3 (No verbal response.)

4 Any public comment?

5 (No verbal response.)

6 All those in favor of moving this item  
7 please signify by saying aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 The item passes unanimously.

12 (Whereupon, the following are the  
13 minutes from the May 5, 2014 Rules Committee  
14 meeting pertaining to 152-14.)

15 CHAIRWOMAN GONSALVES: I don't know if  
16 there are any additional questions from the  
17 legislators or from the public.

18 (No verbal response.)

19 There being none; all those in favor of  
20 those items that were called signify by  
21 saying aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 The items pass unanimously.

1 Full Legislature/5-19-14

2 (Whereupon, the following are the  
3 continuation of the minutes of the Full  
4 Legislative Committee, May 19, 2014.)

5 CHAIRWOMAN GONSALVES: Are there  
6 any other comments from the legislators?

7 Legislator DeRiggi-Whitton.

8 LEGISLATOR DERIGGI-WHITTON: Hi.  
9 How are you? I know everything was  
10 discussed in rules, but just, for the  
11 record, what we would like to do is not only  
12 take what you have but also add certain  
13 provision that I think might help should we  
14 have another emergency such as Sandy.

15 We were concerned, I was, kind of  
16 more so than others, I was very concerned  
17 with some of the emergency situations that  
18 we did have to pass these type of orders.

19 However, I think it's really  
20 important right now that we mandate the fact  
21 that, like, for instance, for the \$100,000  
22 ones, some of the verbiage is a bit, in my  
23 opinion, vague, which might have led to part  
24 of the problems that we had after Sandy  
25 including, with certain emergency work

1 Full Legislature/5-19-14  
2 orders, just to be clear, can adjust what we  
3 normally hold as a standard as far as  
4 prevailing wage and things like that.

5 So we ask that this be ratified  
6 by the leg with anything that's over  
7 \$100,000 so that we don't see the same thing  
8 that happened after Sandy.

9 I know that our agreement was  
10 supposedly agreed to that's before this was  
11 called, but I would just like it to be,  
12 madam presiding officer, on the record  
13 because, before we pass it, I want to make  
14 sure that it is.

15 CHAIRWOMAN GONSALVES: Legislator  
16 DeRiggi-Whitton, we are not going to be  
17 calling the local law at this time because  
18 there are concerns. So there will be ample  
19 time for you to register those concerns and  
20 then vote on it. We are not going to vote  
21 on it today.

22 LEGISLATOR DERIGGI-WHITTON:  
23 Well, then, can I just make a statement on  
24 the record which is, I think before it is  
25 called again, we should just have a clear

1 Full Legislature/5-19-14  
2 understanding that these other provisions  
3 are included. Especially, I think it's  
4 important to verify, not only does it say  
5 goods but also services because that would  
6 help ensure that our workers are paid  
7 properly and under the standards that Nassau  
8 County has set.

9 So I guess we will have the  
10 hearing today with the assumption that --

11 CHAIRWOMAN GONSALVES: We are not  
12 going to call the law now.

13 LEGISLATOR DERIGGI-WHITTON: So  
14 when the law is called, is it going to  
15 include our provision as well?

16 CHAIRWOMAN GONSALVES: Hopefully  
17 it will be.

18 LEGISLATOR DERIGGI-WHITTON: We  
19 filed it.

20 CHAIRWOMAN GONSALVES: Then of  
21 course there will be ample time to review  
22 the amendment and take it up at the next --

23 LEGISLATOR DERIGGI-WHITTON: So  
24 you are going to close the hearing today?  
25 It's just so I understand the procedure.

1 Full Legislature/5-19-14

2 CHAIRWOMAN GONSALVES: Yes, just  
3 close the hearing and not call the local  
4 law.

5 LEGISLATOR DERIGGI-WHITTON: As  
6 long as now that we it on record that our  
7 wish is that our amendment will be --

8 CHAIRWOMAN GONSALVES: There will  
9 be no vote on the local law, okay?

10 LEGISLATOR DERIGGI-WHITTON: Can  
11 I ask one quick question. Have you had a  
12 chance to review our amendment?

13 MR. SCHLERNOFF: I just was given  
14 it about ten minutes ago. I have no problem  
15 with you wanting to include services.

16 LEGISLATOR DERIGGI-WHITTON: What  
17 about, like, for the dollar amounts, do you  
18 feel comfortable with those?

19 MR. SCHLERNOFF: With the  
20 \$10,000?

21 LEGISLATOR DERIGGI-WHITTON: With  
22 the emergency purchase orders, right.

23 CHAIRWOMAN GONSALVES: It's  
24 subject to discussion to review.

25 LEGISLATOR DERIGGI-WHITTON: It

1 Full Legislature/5-19-14

2 was filed a while ago.

3 CHAIRWOMAN GONSALVES: Well, he  
4 just got it ten minutes ago. Give him an  
5 opportunity to look at it.

6 LEGISLATOR DERIGGI-WHITTON: I  
7 would appreciate if you give an opportunity  
8 for -- I don't see how we can close a  
9 hearing if he hasn't had a chance to look at  
10 our amendment and how can we close the  
11 hearing?

12 CHAIRWOMAN GONSALVES: When we  
13 call the item, that can come up. We are  
14 going to have another bite at the apple, so  
15 to speak, with the Full Leg.

16 LEGISLATOR DERIGGI-WHITTON: Are  
17 we going to have another hearing at that  
18 time?

19 CHAIRWOMAN GONSALVES: No.

20 LEGISLATOR DERIGGI-WHITTON: Can  
21 we keep the hearing open until he has had a  
22 chance to look at it? So we are going to  
23 close the hearing without him looking at our  
24 amendment?

25 MR. SCHLERNOFF: What is your

1 Full Legislature/5-19-14

2 concern, I want to know?

3 LEGISLATOR DERIGGI-WHITTON: I  
4 want to make sure our portions are included  
5 in the final legislation.

6 MR. SCHLERNOFF: The only thing  
7 in the first part that I noticed was to add  
8 services. And I have no problem with that.  
9 Services are automatically included.

10 LEGISLATOR DERIGGI-WHITTON: I  
11 know that you don't have a problem with  
12 that, but I want to make sure that that's  
13 the one included in the final draft.

14 MR. SCHLERNOFF: Again, are you  
15 offering that as an amendment?

16 LEGISLATOR DERIGGI-WHITTON: We  
17 have and we filed it.

18 MR. SCHLERNOFF: It's up to the  
19 legislature and not up to me.

20 LEGISLATOR DERIGGI-WHITTON:  
21 That's why I want to get on the record that  
22 either we will leave the hearing open so we  
23 can re-discuss it at the time, or it will  
24 definitely be on.

25 MR. SCHLERNOFF: The only change



1 Full Legislature/5-19-14  
2 that I notice was you included the word  
3 "services."

4 LEGISLATOR DERIGGI-WHITTON: Also  
5 with the \$100,000 -- see, last time we --

6 MR. SCHLERNOFF: \$100,000 has  
7 been in effect since 1998.

8 LEGISLATOR DERIGGI-WHITTON:  
9 Correct, but the verbiage after that which  
10 states that the next available legislative  
11 meeting, or within 45 days, is important,  
12 because we were still voting on --

13 MR. SCHLERNOFF: But that's  
14 assuming that I am notified.

15 LEGISLATOR DERIGGI-WHITTON: But  
16 we were still voting on emergency --

17 MR. SCHLERNOFF: That's assuming  
18 that I am notified. If I don't know about  
19 it, I have no way of filing anything.

20 LEGISLATOR DERIGGI-WHITTON: What  
21 I would like to do is this --

22 CHAIRWOMAN GONSALVES: Legislator  
23 DeRiggi-Whitton, listen to me, and we can  
24 cut this short by recessing this hearing.

25 LEGISLATOR DERIGGI-WHITTON:

1 Full Legislature/5-19-14

2 Thank you. That makes me feel better.

3 CHAIRWOMAN GONSALVES: We will  
4 have an opportunity to review the amendment  
5 and your counsel will also have an  
6 opportunity, and we can bring the hearing  
7 back at the next time.

8 LEGISLATOR DERIGGI-WHITTON: I  
9 truly appreciate that. And there's two  
10 parts; services was one, but also just the  
11 time, the time allotted for emergency is  
12 really important. So just take a look at  
13 that.

14 CHAIRWOMAN GONSALVES: Legislator  
15 DeRiggi-Whitton, we are recessing the  
16 hearing, okay, to accommodate your concerns.

17 LEGISLATOR DERIGGI-WHITTON: I  
18 truly appreciate. Thank you.

19 CHAIRWOMAN GONSALVES: So let's  
20 move on. Thank you very much, and we will  
21 hear from you at a later date.

22 MR. SCHLERNOFF: Thank you.

23 CHAIRWOMAN GONSALVES: Any other  
24 comments from the legislators?

25 (No verbal response.)

1 Full Legislature/5-19-14

2 Is there any public comment?

3 (No verbal response.)

4 The hearing is now recessed on  
5 this particular local law.

6 (Whereupon, the Full Legislative  
7 Committee recessed with respect to the Local  
8 Law, Item 2, 152-14 to amend the county  
9 charter.)

10 CHAIRWOMAN GONSALVES: The next  
11 item is Item 3 and it's a hearing on a  
12 proposed local law to harmonize the  
13 financial disclosure provisions of the  
14 administrative code with the county code of  
15 ethics.

16 Motion to open the hearing.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR WALKER: Second.

19 CHAIRWOMAN GONSALVES: Moved by  
20 Legislator Dunne, seconded by Legislator  
21 Walker. All those in favor of opening the  
22 hearing signify by saying aye.

23 (Aye.)

24 Any opposed?

25 (No verbal response.)

1 Full Legislature/5-19-14

2 The hearing is now open. Who  
3 will speak on this item?

4 MR. TAUSTER: Good afternoon,  
5 legislators. The item before you is a local  
6 law to harmonize the financial disclosure  
7 provisions of the administrative code with  
8 the county's code of ethics. The county's  
9 code of ethics largely, basically, gives the  
10 board of ethics the power to oversee the  
11 financial disclosure process, but, at the  
12 same time, a reading of the current  
13 administrative code makes you realize that  
14 they don't have as much control as, perhaps,  
15 they should.

16 This local law largely places the  
17 responsibility for the process back on the  
18 board of ethics.

19 I had also, after filing the  
20 initial local law, I had a meeting with both  
21 majority and minority counsel who identified  
22 some concerns and an amendment was  
23 subsequently filed which, I believe,  
24 adequately addressed the concerns raised by  
25 the minority and majority.

1 Full Legislature/5-19-14

2 CHAIRWOMAN GONSALVES: Any  
3 questions from the legislators?

4 (No verbal response.)

5 Is there any public comment?

6 (No verbal response.)

7 Motion to close the hearing.

8 LEGISLATOR DUNNE: So moved.

9 LEGISLATOR WALKER: Second.

10 CHAIRWOMAN GONSALVES: Moved by  
11 Legislator Dunne, seconded by Legislator  
12 Walker. All those in favor of closing the  
13 hearing, signify by saying aye.

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The hearing is now closed.

18 The next item is Item 6, a local  
19 law to harmonize the financial disclosure  
20 provisions of the administrative code with  
21 the county code of ethics.

22 A motion, please.

23 LEGISLATOR DUNNE: So moved.

24 LEGISLATOR WALKER: Second.

25 CHAIRWOMAN GONSALVES: Moved by

1 Full Legislature/5-19-14  
2 Legislator Dunne, seconded by Legislator  
3 Walker. I believe there was an amendment in  
4 the nature of a substitution and that  
5 amendment was offered on May 12th, 2014 at  
6 4:45 p.m. The amendment changes certain  
7 provisions of the local law as a result of  
8 discussions with legislative staff.

9 Those amendments are -- the  
10 amendments to the local law is quite  
11 extensive and it certainly is part of the  
12 file and so that we certainly can have an  
13 opportunity to review that amendment, but I  
14 also need at this point a vote on the  
15 amendment which requires a motion to amend.

16 Let's start all over again,  
17 please. A motion to amend the local law,  
18 Item 6.

19 LEGISLATOR NICOLELLO: So moved.

20 LEGISLATOR WALKER: Second.

21 CHAIRWOMAN GONSALVES: Moved by  
22 Legislator Nicoletto, seconded by Legislator  
23 Walker. The amendment requires the Nassau  
24 County Legislature to adopt a resolution  
25 either ratifying or modifying the list of

1 Full Legislature/5-19-14  
2 offices and employees deemed policy makers  
3 by the board of ethics.

4 The list is quite voluminous and  
5 it adds and removes classifications of  
6 employees required to make financial  
7 disclosures.

8 Any questions regarding the  
9 amendment?

10 (No verbal response.)

11 Is there any public comment?

12 (No verbal response.)

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

15 (Aye.)

16 Any opposed?

17 (No verbal response.)

18 The item is amended. Now, for  
19 the item as amended. All those in favor of  
20 the item as amended, we're talking about  
21 Item 6, which is the financial disclosure  
22 provisions of the administrative code with  
23 the county code of ethics.

24 All those in favor signify by  
25 saying aye.

1 Full Legislature/5-19-14

2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The item passes unanimously.

6 With the consent of the minority,  
7 we have several items that we can move  
8 collectively. We have Item 7, an ordinance  
9 amending Ordinance Number 535-1989 in  
10 relation to fees for services relating to  
11 police vehicles, impounded vehicles, and  
12 other towing;

13 Item 8, an ordinance to provide  
14 the police towing zones within Nassau  
15 County.

16 In the interest of saving time,  
17 I'm just going to read the number, Item 11,  
18 which is Ordinance 61; Item 12, which is  
19 Ordinance 62; Item 13, which is Ordinance  
20 Number 63; Item 14, Ordinance 64; Item 15,  
21 Ordinance 65; Item 16, Ordinance 66; Item  
22 17, Ordinance 67; Item 18, Ordinance 68;  
23 Item 19, Resolution Number 51; Item 19,  
24 Resolution Number 51; Item 21, Resolution  
25 Number 73; Item 22, Resolution Number 74;



1 Full Legislature/5-19-14  
2 Item 23, Resolution Number 75; Item 24,  
3 Resolution Number 76; Item 25, Resolution  
4 Number 77; Item 26, Resolution Number 78;  
5 Item 27, Resolution Number 79; Item 28,  
6 Resolution Number 80; Item 29, Resolution  
7 Number 81; Item 39, Resolution Number 91;  
8 Item 40, Resolution Number 92; Item 41,  
9 Resolution Number 93; Item 42, Resolution  
10 Number 94.

11 A motion, please.

12 LEGISLATOR WALKER: So moved.

13 LEGISLATOR SCHAEFER: Second.

14 CHAIRWOMAN GONSALVES: Moved by  
15 Legislator Walker, seconded by Legislator  
16 Schaefer. Any questions regarding those  
17 items?

18 Remember, these items went  
19 through the committees and they were voted  
20 upon unanimously.

21 Therefore, a motion to accept  
22 these items as presented, signify by saying  
23 aye.

24 (Aye.)

25 Any opposed?

1 Full Legislature/5-19-14

2 (No verbal response.)

3 The items pass unanimously.

4 My apologies, some of us have the  
5 items and some of us don't. We have Item  
6 34, Resolution 86; Item 35, Resolution 87;  
7 Item 36, Resolution 88; Item 37, Resolution  
8 89; Item 38, Resolution 90.

9 A motion, please, on these items.

10 LEGISLATOR BECKER: So moved.

11 LEGISLATOR SCHAEFER: Second.

12 CHAIRWOMAN GONSALVES: Moved by  
13 Legislator Becker, seconded by Legislator  
14 Schaefer. Any questions? These items were  
15 also part of the consent calendar. Again,  
16 these went through committees.

17 All those in favor of these  
18 items; 34, 35, 36, 37, 38, signify by saying  
19 aye.

20 (Aye.)

21 Any opposed?

22 (No verbal response.)

23 The items pass unanimously.

24 Ordinance 59, an ordinance  
25 supplemental to the annual appropriation

1 Full Legislature/5-19-14  
2 ordinance in connection with the District  
3 Attorney's Office.

4 A motion, please.

5 LEGISLATOR NICOLELLO: So moved.

6 LEGISLATOR WALKER: Second.

7 CHAIRWOMAN GONSALVES: Moved by  
8 Legislator Becker, seconded by Legislator  
9 Walker.

10 Now, offering an amendment in the  
11 nature of a substitution for this item.  
12 That amendment was filed on May 8, 2014 at  
13 4:15 p.m. and it was simply to correct the  
14 amount from \$3,098 to \$3,698.

15 A motion to amend Item 9.

16 LEGISLATOR BECKER: So moved.

17 LEGISLATOR FORD: Second.

18 CHAIRWOMAN GONSALVES: Moved by  
19 Legislator Becker, seconded by Legislator  
20 Ford. The amendment, as I said, is an  
21 amendment to correct a typographical error  
22 correcting the amount from \$3,098 to \$3,698.  
23 It was appropriately filed on May 8th, 2014  
24 at 4:15 p.m.

25 All those in favor of the

1 Full Legislature/5-19-14

2 amendment signify by saying aye.

3 (Aye.)

4 Any opposed?

5 (No verbal response.)

6 The amendment passes unanimously.

7 Now, for the item as amended and that's Item  
8 9, Ordinance 59.

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

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 The item passes unanimously.

15 The next item is Item 10,  
16 Ordinance 60, an ordinance supplemental to  
17 annual appropriation ordinance in connection  
18 with the District Attorney's Office.

19 Motion, please.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR BECKER: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Becker.

25 However, this item also needs to

1 Full Legislature/5-19-14  
2 be amended and I'm offering an amendment in  
3 the nature of a substitution for Clerk Item  
4 168-14.

5 A motion, please.

6 LEGISLATOR MACKENZIE: So moved.

7 LEGISLATOR SCHAEFER: Second.

8 CHAIRWOMAN GONSALVES: Moved by  
9 Legislator MacKenzie, seconded by Legislator  
10 Schaefer. The amendment is this, again,  
11 correcting an amendment, and the amount was  
12 \$249,689 to \$247,689.

13 LEGISLATOR BECKER: So moved.

14 CHAIRWOMAN GONSALVES: You're  
15 moving the amendment?

16 LEGISLATOR BECKER: Yes.

17 CHAIRWOMAN GONSALVES: I think we  
18 need to have someone second it, I believe.  
19 Oh, I did. All right. Legislator  
20 MacKenzie, are you there?

21 LEGISLATOR MACKENZIE: I am.

22 CHAIRWOMAN GONSALVES: Legislator  
23 Schaefer, you are there, okay. So you moved  
24 this amendment, okay. All those in favor of  
25 the amendment signify by saying aye.

1 Full Legislature/5-19-14

2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The amendment passes. And now  
6 for the item as amended. This is Item 10,  
7 Ordinance 60, as amended, all those in favor  
8 signify by saying aye.

9 (Aye.)

10 Any opposed?

11 (No verbal response.)

12 The item passes unanimously.

13 The next item is Item 20,  
14 Resolution 72, a resolution establishing a  
15 standard workday for elected and appointed  
16 officials other than those covered by a  
17 collective bargaining agreement pursuant to  
18 which a standard workday has been  
19 established.

20 A motion, please.

21 LEGISLATOR WALKER: So moved.

22 LEGISLATOR BECKER: Second.

23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Walker, seconded by Legislator  
25 Becker.

1 Full Legislature/5-19-14

2 Now I'm going to offer another  
3 amendment in the nature of a substitution  
4 and, by the way, that amendment was offered  
5 on May 12, 2014 at 4:45 p.m. This amendment  
6 includes corrected names for listed  
7 individuals.

8 A motion to amend.

9 LEGISLATOR DUNNE: So moved.

10 LEGISLATOR BECKER: Second.

11 CHAIRWOMAN GONSALVES: Moved by  
12 Legislator Dunne, seconded by Legislator  
13 Becker. All those in favor of the amendment  
14 in the nature of a substitution signify by  
15 saying aye.

16 (Aye.)

17 Any opposed?

18 (No verbal response.)

19 The amendment passes unanimously.

20 So, now Item 20, Resolution 72 as  
21 amended. All those in favor signify by  
22 saying aye.

23 (Aye.)

24 Any opposed?

25 (No verbal response.)

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The item passes unanimously.

Motion to adjourn.

LEGISLATOR MACKENZIE: So moved.

LEGISLATOR SCHAEFER: Second.

CHAIRWOMAN GONSALVES: Moved by  
Legislator MacKenzie, seconded by Legislator  
Schaefer. We recessed the hearing, sorry.  
This meeting is in recess, yes, because we  
recessed the hearing. I don't need a motion  
to recess. We are now in recess so that we  
can come back to that hearing.

(Whereupon, the Full Legislative  
Committee recessed at 3:45 p.m.)



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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 9th day of June, 2014.

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FRANK GRAY