

NASSAU COUNTY LEGISLATURE  
MINEOLA, NEW YORK

NINETEENTH MEETING  
JUNE 19, 2017 1:00 P.M.

SIXTH MEETING OF 2017

1.  
Legislative Calendar

**Documents:**

6-19-2017.pdf

2.  
Proposed Ordinances

**Documents:**

PROPOSED ORD. 76-17.pdf  
PROPOSED ORD. 77-17.pdf  
PROPOSED ORD. 78-17.pdf  
PROPOSED ORD. 79-17.pdf  
PROPOSED ORD. 80-17.pdf  
PROPOSED ORD. 81-17.pdf  
PROPOSED ORD. 82-17.pdf  
PROPOSED ORD. 83-17.pdf  
PROPOSED ORD. 84-17.pdf  
PROPOSED ORD. 85-17.pdf  
PROPOSED ORD. 86-17.pdf  
PROPOSED ORD. 87-17.pdf  
PROPOSED ORD. 88-17.pdf  
PROPOSED ORD. 89-17.pdf  
PROPOSED ORD. 90-17.pdf

3.  
Minutes

**Documents:**

LEGISLATIVE SESSION, 06-19-17.pdf

## PUBLIC NOTICE

PLEASE TAKE NOTICE THAT THE NASSAU COUNTY LEGISLATURE WILL HOLD COMMITTEE MEETINGS OF THE LEGISLATURE ON MONDAY, JUNE 5, 2017 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, JUNE 19, 2017 STARTING AT 1:00 PM IN THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER, 1<sup>st</sup> FLOOR, THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING, 1550 FRANKLIN AVENUE, MINEOLA, NEW

**FULL LEGISLATIVE SESSION ..... 1:00 PM**

<b>COMMITTEE</b>	<b>TIME</b>
<b>RULES</b>	<b>1:00PM</b>
<b>PUBLIC SAFETY</b>	<b>1:00PM</b>
<b>PLANNING, DEVELOPMENT &amp; THE ENVIRONMENT</b>	<b>1:00PM</b>
<b>TOWNS, VILLAGES AND CITIES</b>	<b>1:00PM</b>
<b>ECONOMIC &amp; COMMUNITY DEVELOPMENT &amp; LABOR</b>	<b>1:00PM</b>
<b>PUBLIC WORKS AND PARKS</b>	<b>1:00PM</b>
<b>HEALTH AND SOCIAL SERVICES</b>	<b>1:00PM</b>
<b>GOVERNMENT SERVICES AND OPERATIONS</b>	<b>1:00PM</b>
<b>MINORITY AFFAIRS</b>	<b>1:00PM</b>
<b>VETERANS AND SENIOR AFFAIRS</b>	<b>1:00PM</b>
<b>FINANCE</b>	<b>1:00PM</b>

**MICHAEL C. PULITZER**Clerk of the Legislature  
Nassau County, New York**Dated: May 26, 2017**  
**Mineola, NY**

As per the Nassau County Fire Marshall's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 251 people and the outer chamber which will stream the meeting live, has a maximum occupancy of 72. Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature for a maximum of three minutes. Public comment is limited to Agenda items. The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>.

# LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE  
NINETEENTH MEETING  
SIXTH MEETING OF 2017

MINEOLA, NEW YORK  
JUNE 19, 2017 1:00 P.M.

THE NASSAU COUNTY LEGISLATURE IS COMMITTED TO MAKING ITS PUBLIC MEETING ACCESSIBLE TO INDIVIDUALS WITH DISABILITIES. IF, DUE TO A DISABILITY, YOU NEED AN ACCOMMODATION OR ASSISTANCE TO PARTICIPATE IN THE PUBLIC MEETING OR TO OBTAIN A COPY OF THE TRANSCRIPT OF THE PUBLIC HEARING IN AN ALTERNATIVE FORMAT IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT, PLEASE CONTACT THE OFFICE OF THE CLERK OF THE LEGISLATURE AT 571-4252, OR THE NASSAU COUNTY OFFICE FOR THE PHYSICALLY CHALLENGED AT 227-7101 OR TDD TELEPHONE NO. 227-8989. AS PER THE NASSAU COUNTY FIRE MARSHAL'S OFFICE, THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER HAS A MAXIMUM OCCUPANCY OF 251 PEOPLE AND THE OUTER CHAMBER WHICH WILL STREAM THE MEETING LIVE, HAS A MAXIMUM OCCUPANCY OF 72. PASSES WILL BE DISTRIBUTED ON A FIRST COME FIRST SERVED BASIS BEGINNING ONE HALF HOUR BEFORE MEETING TIME.

EVERY LEGISLATIVE MEETING IS STREAMED LIVE ON  
<http://www.nassaucountyny.gov/agencies/Legis/index.html>.

1. **HEARING ON ORDINANCE NO. 76-2017**

AN ORDINANCE TO ADOPT THE NASSAU COUNTY BUDGET FOR NASSAU COMMUNITY COLLEGE FOR THE FISCAL YEAR COMMENCING SEPTEMBER 1, 2017 AND ENDING AUGUST 31, 2018, AND TO APPROPRIATE REVENUES AND THE TOTAL AMOUNT OF MONIES TO BE RAISED BY TAXATION WITHIN THE COUNTY OF NASSAU FOR THE PURPOSES OF NASSAU COMMUNITY COLLEGE FOR SUCH FISCAL YEAR, PURSUANT TO THE PROVISIONS OF THE EDUCATION LAW, THE COUNTY LAW, THE GENERAL MUNICIPAL LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 209-17(NCC)

2. **ORDINANCE NO. 76-2017**

AN ORDINANCE TO ADOPT THE NASSAU COUNTY BUDGET FOR NASSAU COMMUNITY COLLEGE FOR THE FISCAL YEAR COMMENCING SEPTEMBER 1, 2017 AND ENDING AUGUST 31, 2018, AND TO APPROPRIATE REVENUES AND THE TOTAL AMOUNT OF MONIES TO BE RAISED BY TAXATION WITHIN THE COUNTY OF NASSAU FOR THE PURPOSES OF NASSAU COMMUNITY COLLEGE FOR SUCH FISCAL YEAR, PURSUANT TO THE PROVISIONS OF THE EDUCATION LAW, THE COUNTY LAW, THE GENERAL MUNICIPAL LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 209-17(NCC)

3. **ORDINANCE NO. 77-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECT(S) IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$250,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY. 210-17(PW)

4. **ORDINANCE NO. 78-2017**

AN ORDINANCE TO AMEND ORDINANCE 543-1995, AS AMENDED, TO AUTHORIZE ADDITIONAL PAY FOR CERTAIN ASSISTANT DISTRICT ATTORNEYS. 219-17 (DA)

5. **ORDINANCE NO. 79-2017**

AN ORDINANCE TO IMPLEMENT THE LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY. 238-17 (OMB)

6. **ORDINANCE NO. 80-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 111-17(OMB)

7. **ORDINANCE NO. 81-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PUBLIC WORKS.  
177-17(OMB)

8. **ORDINANCE NO. 82-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HEALTH.  
213-17 (OMB)

9. **ORDINANCE NO. 83-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HEALTH.  
214-17 (OMB)

10. **ORDINANCE NO. 84-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN  
SERVICES. 230-17 (OMB)

11. **ORDINANCE NO. 85-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HEALTH.  
231-17 (OMB)

12. **ORDINANCE NO. 86-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PUBLIC WORKS.  
232-17(OMB)

13. **ORDINANCE NO. 87-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN  
SERVICES. 233-17(OMB)

14. **ORDINANCE NO. 88-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 234-17  
(OMB)

15. **ORDINANCE NO. 89-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT. 235-17  
(OMB)

16. **ORDINANCE NO. 90-2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF SOCIAL  
SERVICES. 243-17 (OMB)

17. **RESOLUTION NO. 136-2017**

A RESOLUTION MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A LEASE AGREEMENT BETWEEN THE COUNTY OF NASSAU, AS TENANT, AND 114 OCR TT, LLC, AS LANDLORD, OF PROPERTY OWNED BY 114 OCR TT, LLC FOR USE BY THE COUNTY OF NASSAU, OFFICE OF THE DISTRICT ATTORNEY. 138-17(DA)

18. **RESOLUTION NO. 137-2017**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF HEMPSTEAD IN RELATION TO PROVIDING MONITORING OF THE PIPING PLOVERS AT NICKERSON BEACH. 227-17 (PK)

19. **RESOLUTION NO. 138-2017**

A RESOLUTION REQUESTING THE LEGISLATURE OF THE STATE OF NEW YORK TO ENACT AND THE GOVERNOR TO APPROVE AN ACT TO REQUIRE THE JUST AND PROPER PAYMENT OF TAXES AFTER THE TERMINATION OF INDUSTRIAL DEVELOPMENT AGENCY AGREEMENT. 228-17(LE)

20. **RESOLUTION NO. 139-2017**

A RESOLUTION PROVIDING FOR THE ISSUANCE OF A WARRANT DIRECTING THE TREASURER OF THE COUNTY OF NASSAU TO PAY TO THE SUPERVISORS OF THE SEVERAL TOWNS AND TO THE TREASURERS OF THE SEVERAL VILLAGES AND CITIES WITHIN THE COUNTY OF NASSAU, THE SUMS AS APPORTIONED BY THE NASSAU COUNTY LEGISLATURE BASED ON A REPORT FILED BY THE COUNTY TREASURER AND THE COUNTY CLERK, SHOWING DEPOSITS FROM MORTGAGE TAXES FOR THE QUARTER BEGINNING JANUARY 1, 2017 THROUGH MARCH 31, 2017; PURSUANT TO THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 212-17 (LE)

21. **RESOLUTION NO. 140-2017**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS  
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2017. 88-17(OMB)

**THE FOLLOWING ITEMS MAY BE UNTABLED**

22. **ORDINANCE NO. 17-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO  
FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE  
COUNTY OF NASSAU AND AUTHORIZING \$2,000,000 OF BONDS OF THE  
COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE  
LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL  
LAW OF NASSAU COUNTY. 103-17(PW)

23. **ORDINANCE NO. 51-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO  
FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE  
COUNTY OF NASSAU AND AUTHORIZING \$1,300,000 OF BONDS OF THE  
COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE  
LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL  
LAW OF NASSAU COUNTY. 473-16(PW)

24. **ORDINANCE NO. 59-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO  
FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE  
COUNTY OF NASSAU AND AUTHORIZING \$750,000 OF BONDS OF THE  
COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE  
LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL  
LAW OF NASSAU COUNTY. 465-16(PW)



25.

**ORDINANCE NO. 60-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$1,000,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY. 466-16(PW)

26.

**ORDINANCE NO. 61-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$1,000,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY. 468-16(PW)

27.

**ORDINANCE NO. 62-2017**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$1,700,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY. 469-16(PW)

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NOTICE IS HEREBY GIVEN that the Nassau County Executive has executed the following personal service contracts, copies of which are on file with the Office of the Clerk of the Nassau County Legislature. These contracts are listed for informational purposes only.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Mercy Medical Center. RE: Substance Abuse Treatment/Prevention. \$1,409.00. ID# CLHS16000018.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Mercy Medical Center. RE: Substance Abuse Treatment/Prevention. \$217,441.00. ID# CQHS17000007.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and New Horizons Counseling Center. RE: CSS/Reinv. \$854.00. ID# CLHS17000008.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Family Residences & Essential Enterprises.  
RE: Advocacy/Support/Infrastructure/Path. \$766,662.00. ID# CQHS17000130.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and United Cerebral Palsy Association of Nassau County. RE: OPWDD Local Assistance. \$82,018.00. ID# CQHS17000122.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and New Horizons Counseling Center. RE: CSS/Reinv. \$571,771.00. ID# CQHS17000135.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and The Rehabilitation Institute. RE: CSS/Reinv/Psych Rehab. \$177,750.00. ID# CQHS17000128.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Central Nassau Guidance & Counseling Services, Inc.  
RE: Art. 28 & 31 Closure Re-Invest. \$338.00. ID# CLHS17000014.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Central Nassau Guidance & Counseling Services, Inc.  
RE: Community Based MH (LA Regular). \$76.00. ID# CLHS17000012.

County of Nassau acting on behalf of Human Services, Office of Youth Services and Economic Opportunity Commission of Nassau County, Inc. RE Youth Development. \$165,200.00. ID# CQHS17000162.

County of Nassau acting on behalf of Human Services, Office of Youth Services and Association for the Community Parent Center, Inc. RE: Youth Development. \$23,765.00. ID# CQHS17000100.

County of Nassau acting on behalf of Human Services, Office for the Aging and Nassau/Suffolk Law Services Committee, Inc. RE: Legal Services. \$237,953.00. ID# CQHS17000035.

County of Nassau acting on behalf of Human Services, Office for the Aging and The Life Enrichment Center at Oyster Bay, Inc. RE: Congregate Meals/Transportation/Supportive Services. \$206,517.00. ID# CQHS17000049.

County of Nassau acting on behalf of Social Services and NADAP, Inc. RE: Employment Services. \$297,575.00. ID# CLSS17000013.

County of Nassau acting on behalf of Social Services and Little Gardens Childcare. RE: Day Care Services. \$.01. ID# CQSS17000024.

County of Nassau acting on behalf of Social Services and NADAP, Inc. RE: Employment Services. \$650,127.00. ID# CQSS17000030.

County of Nassau acting on behalf of Human Services, Office for the Aging and Family and Children's Association. RE: Counseling (SEC) HIICAP/MIPPA. \$67,389.00. ID# CLHS16000056.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Angelo J. Melillo Center for Mental Health, Inc. RE: Community Based MH (LA Regular). \$76.00. ID# CLHS17000019.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Angelo J. Melillo Center for Mental Health, Inc. RE: Community Based MH (LA Regular). \$902.00. ID# CLHS17000010.

County of Nassau acting on behalf of Social Services and Long Island Cares, Inc. d/b/a The Harry Chapin Food Bank. RE: Food Bank Service. \$24,500.00. ID# CLSS17000012.

County of Nassau acting on behalf of Social Services and Selfhelp Community Services Inc. RE: Adult Guardianships. \$.01. ID# CLSS17000023.

County of Nassau acting on behalf of Social Services and The Safe Center LI, Inc. RE: Behavioral Health/Child Protective Services. \$18,750.00. ID# CLSS17000026.

County of Nassau acting on behalf of Office of Community Development and La Fuerza Unida. RE: CDBG. \$25,000.00. ID# CQHI17000001.

County of Nassau acting on behalf of Office of Community Development and Long Island Coalitions for the Homeless. RE: CDBG. \$100,000.00. ID# CQHI17000014.

County of Nassau acting on behalf of Human Services, Office for the Aging and The Salvation Army. RE: Direct Care Workers. \$.01. ID# CQHS16000106.

County of Nassau acting on behalf of Human Services, Office of Youth Services and Town of Oyster Bay. RE: Youth Development. \$65,000.00. ID# CQHS16000134.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and New Horizon Counseling Center. RE: Substance Abuse Treatment/Prevention. \$493,771.00. ID# CQHS17000020.

County of Nassau acting on behalf of Human Services, Office for the Aging and Family and Children's Association. RE: Congregate Meals. \$211,121.00. ID# CQHS17000036.

County of Nassau acting on behalf of Human Services, Office of Youth Services and Family & Children's Association, Inc. RE: Youth Development. \$357,490.00. ID# CQHS17000054.

County of Nassau acting on behalf of Human Services, Office of Youth Services and EAC, Inc. RE: Youth Development. \$39,970.00. ID# CQHS17000094.

County of Nassau acting on behalf of Human Services, Office of Mental Health, CD & DDS and Family & Children's Association, Inc. RE: OMH Grant. \$1,000,994.00. ID# CQHS17000096.

County of Nassau acting on behalf of Human Services, Office of Youth Services and Uniondale Community Council, Inc. RE: Youth Development. \$163,682.00. ID# CQHS17000144.

County of Nassau acting on behalf of Social Services and Kimone Isaacs. RE: Adult Foster Home. \$.03. ID# CQSS17000022.

County of Nassau acting on behalf of Social Services and Hi-Hello Child Care Center, Inc. RE: Day Care Services. \$.01. ID# CQSS17000026.

County of Nassau acting on behalf of Social Services and Safe Child Early Learning, Inc. RE: Day Care Services. \$.01. ID# CQSS17000027.

**THE NASSAU COUNTY LEGISLATURE**

**WILL CONVENE NEXT**

**COMMITTEE MEETINGS**

**MONDAY JUNE 26, 2017 at 1:00PM**

**AND**

**FULL LEGISLATURE MEETING**

**MONDAY JULY 10, 2017 at 1:00PM**

**PROPOSED ORDINANCE NO. 76 -2017**

AN ORDINANCE TO ADOPT THE NASSAU COUNTY BUDGET FOR NASSAU COMMUNITY COLLEGE FOR THE FISCAL YEAR COMMENCING SEPTEMBER 1, 2017 AND ENDING AUGUST 31, 2018, AND TO APPROPRIATE REVENUES AND THE TOTAL AMOUNT OF MONIES TO BE RAISED BY TAXATION WITHIN THE COUNTY OF NASSAU FOR THE PURPOSES OF NASSAU COMMUNITY COLLEGE FOR SUCH FISCAL YEAR, PURSUANT TO THE PROVISIONS OF THE EDUCATION LAW, THE COUNTY LAW, THE GENERAL MUNICIPAL LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE.

WHEREAS, in pursuance of subdivision 5-a of section 6304 of the Education Law of the State of New York, the fiscal year for a community college sponsored by a county is to commence on September 1st and end on August 31st in each year, and

WHEREAS, in pursuance of the requirements of the aforesaid provisions of the Education Law, the County Executive of Nassau County submitted and filed with the Nassau County Legislature a proposed budget of the County of Nassau for Nassau Community College for the fiscal year commencing September 1, 2017 and ending August 31, 2018 together with his budget message and recommendations relative to the items set forth in said proposed County budget for Nassau Community College; and

WHEREAS, the Nassau County Legislature, after the filing of said proposed County budget for Nassau Community College, gave due notice pursuant to law of a public hearing to be held on said proposed budget; and

WHEREAS, said hearing has been duly held and this Nassau County Legislature has given consideration and due deliberation to each and all of the items which are set forth in said proposed budget of the County of Nassau for Nassau Community College, as well as the recommendations of the County Executive thereon, and to the statements of all persons who were heard at such hearing; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. The proposed budget of the County of Nassau for Nassau Community College heretofore submitted and filed by the County Executive with the Nassau County Legislature be and the same hereby is approved and adopted as the budget of the County of Nassau for Nassau Community College for the fiscal year commencing September 1, 2017 and ending August 31, 2018 in the respective amounts shown opposite the items listed in said budget and as shown under the heading: "Proposed Budget" for Nassau Community College for the fiscal year 2017-2018 said budget now being on file with the Clerk of the Legislature.

Section 2. The Legislature of Nassau County does hereby appropriate for the requirements of Nassau Community College for the fiscal year commencing September 1, 2017 and ending August 31, 2018 the several amounts specified for expenditures as follows:

Proposed Budget

CODE NO.  
NCC-CY-05

NASSAU COMMUNITY COLLEGE OPERATIONS

TOTAL EXPENDITURES \$ 209,148,609

**TOTAL APPROPRIATION FOR  
NASSAU COMMUNITY COLLEGE PURPOSES \$ 209,148,609**

Section 3. The following estimated revenues are hereby appropriated and made available for the purposes set forth in the budget of the County of Nassau for Nassau Community College for the fiscal year commencing September 1, 2017 and ending August 31, 2018.

Amount of tax levy (pursuant to annual  
tax levy ordinance to be approved by the  
Nassau County Legislature at the time  
of the adoption of the Nassau County budget for 2018) \$ 52,206,883

**TOTAL REVENUE \$ 209,148,609**

§ 4. There are hereby established regulations relating to the budget of the Community College as follows:

a. The payment of the County's share of the Community College's operating and capital costs as the local sponsor shall be made in conformance with the sponsor's annual budgetary appropriation as contained in this ordinance or as hereafter amended.

b. The payment of all appropriations for the operation, maintenance and capital costs of the Community College shall be made to the Board of Trustees of Nassau Community College for expenditure by such Board of Trustees subject to the terms and conditions of such appropriations appearing in this ordinance and to such regulations as may be adopted or hereafter amended by the Nassau County Legislature relating to the



custody, deposit, audit and payment of such appropriations as may be deemed necessary to carry out the terms of the budget.

c. The Board of Trustees of the Community College is authorized to elect a treasurer and to establish a bank account or accounts in the name of Nassau Community College depositing therein moneys received or collected by Nassau Community College, including moneys appropriated and paid by the County of Nassau as local sponsor, moneys received from tuition, fees, charges, sales of products and services and from all other sources. The Board of Trustees of Nassau Community College shall authorize the treasurer to pay all proper bills and accounts of Nassau Community College including salaries and wages from funds in the custody of the Board of Trustees of Nassau Community College.

d. Nassau Community College is authorized to expend funds consistent with this ordinance pursuant to limited purchase orders, purchase orders, delivery orders, personal service contracts, vendor claim vouchers, revenue refund vouchers, student financial aid refunds and balance sheet vouchers without pre-audit by the Nassau County Comptroller, provided, however, that the Nassau County Comptroller shall retain the right to pre-audit Community College expenditures relative to capital projects.

e. Supplemental appropriations relating to Nassau Community College shall be subject to the approval of the Nassau County Legislature.

f. The County Comptroller shall continue to retain the right to post-audit all operations of Nassau Community College and Nassau Community College's financial records and transactions, including, but not limited to, Nassau Community College's contracts and vendor payments.

g. The capital project plan proposed each year by the Board of Trustees of Nassau Community College shall be subject to the approval of the Nassau County Legislature as the local sponsor.

h. The Board of Trustees of Nassau Community College shall direct the Nassau Community College Comptroller to audit accounts maintained at its direction on at least a semi-annual basis and a copy of any report of such accounts of Nassau Community College shall be filed with the Clerk of the Nassau County Legislature and the Nassau County Comptroller within ten days after completion of the report.

i. The Nassau County Legislature reserves the right to amend or rescind any existing regulation pertaining to the budget and to amend or rescind any regulation pertaining to the budget that may hereafter be adopted.

j. The Nassau County Treasurer shall be available to serve as treasurer for Nassau Community College pursuant to the designation of the Board of Trustees of Nassau Community College of March 9, 1993.

§ 5. The provisions of this Ordinance shall be incorporated as an addendum to the printed version of the final adopted budget document for Nassau Community College.

§ 6. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any committee of said Legislature.

§ 7. It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act, its implementing regulations, and section 1611 of the County Government Law of Nassau County that the adoption of this ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R., and, accordingly, is a class of actions which do not have a significant effect on the environment and no further review is required. A record of such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

§ 8. This Ordinance shall take effect on September 1, 2017.



**PROPOSED ORDINANCE NO. 77 – 2017**

BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECT(S) IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$250,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY.

WHEREAS, this bond ordinance is necessary to authorize bonds for the purpose of funding project(s) contemplated by capital budgets as provided in Section 310 of the County Government Law of Nassau County; and

WHEREAS, all necessary Federal, State, County and local permits, approvals and determinations of environmental impact for the purpose or purposes hereinafter referred to have been obtained or will have been obtained prior to the expenditure of proceeds of obligations to be authorized pursuant to this ordinance; NOW, THEREFORE,

BE IT ORDAINED, by the by the affirmative vote of not less than two-thirds (2/3<sup>rd</sup>) of the total voting strength of the County Legislature of the County of Nassau, New York, as follows:

Section 1. A capital expenditure for financing the cost of Project 50622 Police Department Specialty Vehicle Replacement, in the County of Nassau (hereinafter referred to as the “County”), is hereby authorized upon recommendation of the County Executive, the amount of such capital expenditure to be \$250,000 which shall be financed with the proceeds from the issuance of \$250,000 bonds.

Section 2. The County may issue its bonds in the aggregate principal amount of \$250,000 pursuant to the Local Finance Law of New York (hereinafter referred to as the “LFL”) in order to finance the class of objects or purposes (hereinafter referred to as the “Purpose”) described in Section 1 hereof.

Section 3. The County Legislature has determined and hereby states that the estimated aggregate maximum cost of such Purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$250,000. The plan of financing includes \$250,000 to be raised by the issuance of bonds authorized by this ordinance, and the levy and collection of taxes on all the taxable real property of the County to pay the principal of said bonds and the interest thereon as the same shall be come due and payable.

Section 4. The County Legislature hereby determines that the period of probable usefulness of the Purpose for which said \$250,000 bonds authorized pursuant to this ordinance are to be issued, within the limitations of paragraph 26 of Section 11.00(a) of the Law, is 10 years.

Section 5. Subject to the terms and conditions of this ordinance and the LFL, and pursuant to the provisions of the LFL, the powers and duties of the County Legislature relative to authorizing the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the LFL.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other bond issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County.

Section 7. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds and notes becoming due and payable in such year.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with as the date of publication of this ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this ordinance, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This ordinance, which takes effect immediately, shall be published in summary in the official newspaper of said County together with a notice of the Clerk of the County Legislature in substantially the form set forth in paragraph a of Section 81.00 of the Local Finance Law.

Section 11. It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act (“SEQRA”), 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the Purpose identified herein is a Type II action within the meaning of Section 617.5(c)[25] of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required. A record of each such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

Section 12. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of said Legislature.





PROPOSED ORDINANCE NO. 78- 2017

AN ORDINANCE TO AMEND ORDINANCE 543-1995, AS AMENDED, TO  
AUTHORIZE ADDITIONAL PAY FOR CERTAIN ASSISTANT DISTRICT ATTORNEYS

WHEREAS the District Attorney has previously established an Early Case Assessment Bureau (ECAB), within the Office of the District Attorney to receive criminal complaints that are instituted by police officers within the County; and

WHEREAS Assistant District Attorneys assigned to ECAB are required to work evenings, nights, weekends and holidays in addition to their usual weekday schedules;

WHEREAS the District Attorney wishes to encourage additional Assistant District Attorneys to devote additional shifts to ECAB to address the increased case volume and to maintain accessibility to the Office of the District Attorney at all times for victims and law enforcement; now, therefore

BE IT ORDAINED , by the County Legislature of the County of Nassau as follows::

Section 1. Subsection 3.5 of Ordinance No. 543-1995, as such Ordinance has been amended by Ordinance No. 26-1998, Ordinance No. 243-1999, Ordinance No. 46-c-2000, Ordinance No. 126-a-2000; Ordinance No. 4-2002, and Ordinance 50-2016 is amended by amending subdivision 2 of subsection 3.5 to read as follows:

2. Assistant District Attorneys may receive hourly payment for additional time worked in the Early Case Assessment Bureau (ECAB) in excess of their regularly scheduled full-time work week. Such hourly payment shall be calculated in accordance with the following two tiers as designated below:

Tier One constitutes the following hours:

a) 9:00am to Midnight Monday through Friday; and

b) 9:00am to Midnight on Saturdays and Sundays; and

Tier Two constitutes the following hours:

a) Midnight to 9:00am every night of the week; and

b) All County Holidays

During Tier One hours, ADAs are to be paid at a rate of \$42.00 per hour.

During Tier Two hours, ADAs are to be paid at a rate of \$50.00 per hour.

§2. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a “Type II” Action within the meaning of Section 617.5(c)(20) and (27) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 3. This ordinance shall take effect immediately.

**PROPOSED ORDINANCE NO.            79 –2017**

AN ORDINANCE TO IMPLEMENT THE LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY.

WHEREAS, Section 1262-e of the New York Tax Law, as amended by Chapter 20 of the Laws of 2015, extends the Local Government Assistance Program in the County of Nassau through the calendar year beginning on January 1, 2017; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. For the calendar year 2017, there shall be paid to the several towns and two cities of the County of Nassau pursuant to subdivision a of section 2 of Local Law No. 18-1984 as last amended by Local Law No. 4-2015 and as incorporated in chapter 4 of title 9 of the Miscellaneous Laws of Nassau County, the following sums:

Town of Hempstead	\$37,872,365
Town of Oyster Bay	\$15,242,955
Town of North Hempstead	\$11,012,531
City of Long Beach	\$1,745,889
City of Glen Cove	\$ 1,275,842

§ 2. The sums set forth in section 1 of this ordinance shall be subject to adjustment on a quarterly basis to reflect the actual sales and use tax revenues received by the County of Nassau from one-third of the three-quarters percent additional rate of such taxes and shall be paid to the cities and towns in four equal payments, as follows:

- 1<sup>st</sup> payment – April 30, 2017;
- 2<sup>nd</sup> payment – July 31, 2017;
- 3<sup>rd</sup> payment – October 30, 2017;
- 4<sup>th</sup> payment – January 29, 2018.

§ 3. This Ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO.                      80 –2017**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Police Department.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 12, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
317,950	New York State Division of Criminal Justice	GRT	PD	BB	317,950

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that

this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO. 81 –2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 10, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
1,327,400	New York State Transportation Operating Assistance	GEN	PW	DE	1,327,400

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 82 –2017**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 12, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
297,453	New York State Department of Health	GRT	HE	AA	214,882
		GRT	HE	AB	81,771
		GRT	HE	DD	800

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part

617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 83 –2017**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 12, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
20,360	New York State Department of Health	GRT	HE	AA	14,111
		GRT	HE	AB	1,080
		GRT	HE	DD	5,169

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part

617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO.**

**84 –2017**

**AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES.**

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 17, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
294,543	New York State Office of Alcohol and Substances Abuse Services	GRT	BH	DE	294,543

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that

this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO.        85 –2017**

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Health.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 17, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
654,813	Center for Disease Control	GRT	HE	AA	469,316
		GRT	HE	AB	166,783
		GRT	HE	DD	12,103
		GRT	HE	HH	6,611

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 86 –2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PUBLIC WORKS.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 12, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
100,000	New York State Energy Research and Development Authority	GRT	PW	DE	100,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this



supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. Ordinance 6-2017, passed on January 23, 2017, is hereby repealed.

§ 5. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 87 –2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 19, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u><b>TOTAL AMOUNT</b></u> (in dollars)	<u><b>SOURCE OF FUNDS</b></u>	<u><b>APPROPRIATED TO:</b></u>			
		<u><b>FUND</b></u>	<u><b>DEPT. CODE/Index</b></u>	<u><b>OBJ. CODE</b></u>	<u><b>AMOUNT</b></u> (in dollars)
350,000	New York State Office of Children and Family Services	GRT	HS	DE	350,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 88 –2017**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 19, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
31,649	New York State Department of Health	GRT	HE	AA	2,543
		GRT	HE	AB	29,106

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.





**PROPOSED ORDINANCE NO.**

**89-2017**

**AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT.**

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated May 19, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
307,672	New York State Division of Criminal Justice Services/Office of Probation and Correctional Alternatives	GRT	PB	DE	36,757.38
		GRT	PB	AA	253,790
		GRT	PB	AB	17,124.62

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 90 –2017**

**AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES.**

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated June 2, 2017, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<b><u>TOTAL AMOUNT</u></b> (in dollars)	<b><u>SOURCE OF FUNDS</u></b>	<b><u>APPROPRIATED TO:</u></b>			
		<b><u>FUND</u></b>	<b><u>DEPT. CODE/Index</u></b>	<b><u>OBJ. CODE</u></b>	<b><u>AMOUNT</u></b> (in dollars)
275,000	New York State Education Department	GRT	SS	DE	275,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section

617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.



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NASSAU COUNTY LEGISLATURE

6

7

NORMA GONSALVES

8

PRESIDING OFFICER

9

10

11

LEGISLATIVE SESSION

12

13

14

County Executive and Legislative Building

15

1550 Franklin Avenue

16

Mineola, New York

17

18

19

Monday, June 19, 2017

20

1:10 P.M.

21

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25

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2     A P P E A R A N C E S:

3

4     LEGISLATOR NORMA L. GONSALVES

5             Presiding Officer

6             13th Legislative District

7

8     LEGISLATOR RICHARD J. NICOLELLO

9             Deputy Presiding Officer

10            9th Legislative District

11

12    LEGISLATOR HOWARD KOPEL

13            Alternate Presiding Officer

14            7th Legislative District

15

16    LEGISLATOR KEVAN ABRAHAMS

17            Minority Leader

18            1st Legislative District

19

20    LEGISLATOR SIELA BYNOE

21            2nd Legislative District

22

23    LEGISLATOR CARRIE SOLAGES

24            3rd Legislative District

25



1  
2       LEGISLATOR DENISE FORD  
3               4th Legislative District  
4  
5       LEGISLATOR LAURA CURRAN  
6               5th Legislative District  
7  
8       LEGISLATOR C. WILLIAM GAYLOR III  
9               6th Legislative District  
10  
11       LEGISLATOR ELLEN BIRNBAUM  
12              10th Legislative District  
13  
14       LEGISLATOR DELIA DERIGGI-WHITTON  
15              11th Legislative District  
16  
17       LEGISLATOR JAMES KENNEDY  
18              12th Legislative District  
19  
20       LEGISLATOR LAURA SCHAEFER  
21              14th Legislative District  
22  
23       LEGISLATOR ANDREW DRUCKER  
24              16th Legislative District  
25

1

2     LEGISLATOR ROSE WALKER

3             17th Legislative District

4

5     LEGISLATOR DONALD MACKENZIE

6             18th Legislative District

7

8     LEGISLATOR STEVEN RHOADS

9             19th Legislative District

10

11    MICHAEL PULITZER

12             Clerk of the Legislature

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2 LEGISLATOR GONSALVES: Mr. Gaylor  
3 would you please lead us in the pledge of  
4 allegiance.

5 LEGISLATOR GAYLOR: If you could  
6 please rise for the pledge of allegiance.

7 LEGISLATOR GONSALVES: Thank you  
8 Legislator Gaylor. Again, it's our privilege  
9 to recognize two of Nassau County top cops.  
10 The story behind it is very fascinating and I  
11 don't want to tip my hand. I'm going to let  
12 the president of the PBA tell us all about the  
13 two top cops and who they are and what  
14 precinct they are in and what they did and the  
15 whole nine yards.

16 MR. McDERMOTT: I'm James  
17 McDermott, president of PBA. They're not  
18 precinct cops they're from the Sert team which  
19 is part of BSO, so I brought a BSO supervisor  
20 with me today. BSO slash Sert supervisor  
21 today, and he's going to do the second half of  
22 the reading here. That's Richard Soto.

23 On January 2, 2017 officers Thomas  
24 Mulligan and Anthony Uvena, both members of  
25 the Sert team were on patrol in Oceanside, the

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2 Island Park Avenue. The officers observed a  
3 truck driving at a high rate of speed weaving  
4 in and out of traffic. They followed the  
5 truck. The vehicle continued southbound on  
6 Austin Boulevard towards the Long Beach  
7 Bridge. The officers eventually caught up to  
8 the vehicle and stopped the car and did a car  
9 stop. They got out of the car, approached the  
10 vehicle. Got the vehicle's operator out of  
11 the vehicle and they spoke with him. They  
12 asked why you are driving at such a rate of  
13 speed and driving so recklessly? The driver,  
14 who we are not going to name by name, we'll  
15 call him Mr. Smith, explained to the officers  
16 that he just recently lost his father to brain  
17 cancer, he just lost his job and also in a  
18 heated custody battle over his three year old  
19 daughter.

20 The officers they took the time.  
21 The took about an hour of their time and spoke  
22 with him and they offered him reasons to look  
23 at the brighter side of things and they spoke  
24 to him, they saw that he was in a good frame  
25 of mind. They issued him a warning and they

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2 set him on his way and the officers resumed  
3 normal patrol.

4 This is where sergeant Richard Soto  
5 received a phone call several weeks later.  
6 Richard come on over.

7 MR. SOTO: Good afternoon.  
8 Approximately March I got a phone call from  
9 Mr. Smith basically stating that what James  
10 McDermott just explained to you. He got a  
11 little more in depth with it though. He was  
12 pretty much down on his luck. He was upset he  
13 lost his father. His girlfriend was trying to  
14 take his three year old daughter away from  
15 him. Lost a great job. It was bad.

16 He decided he wanted to end his  
17 life. Basically what he told me on the  
18 phone. So was on his way down to the Long  
19 Beach Bridge and he decides he's just going to  
20 drive his truck off the bridge until the  
21 officers stopped him as Jimmy just explained.

22 What he doesn't tell the officers  
23 though during this whole conversation is that  
24 he was looking to end his life. He was just  
25 hoping that if he explained to them some of

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2 the problems he was having that the officers  
3 would let him go and he could continue to go  
4 end his life. But that's not what happened.

5 They did something miraculous.

6 They did spent almost an hour with him  
7 discussing all the problems. Again, not  
8 knowing he was looking to end his life. At  
9 some point he explained to me he realizes that  
10 from speaking with them that there is a lot  
11 more to live for.

12 So since that time I had spoken to  
13 him and I know he got another job, a job he's  
14 happy that he got. There's a good chance he's  
15 going to win custody of his daughter. He  
16 wanted to thank the officers. He didn't know  
17 what their names were. He just explained it  
18 to me. He wanted to thank them personally and  
19 let them know that because of the officers  
20 they saved his life, he has a new life to  
21 live, and without them things could have been  
22 a lot different.

23 I also explained to him that day  
24 and I have spoken to him since then things  
25 seem to be going on the right path for him. I

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2 also told him any time he wants to speak with  
3 me or the officers, he has a good rapport with  
4 them, to do so and we can walk him through  
5 whatever problems he has. Thank you.

6 LEGISLATOR GONSALVES: I have to  
7 say I a read description of the event and the  
8 event that followed and I said to myself this  
9 is a story book --

10 MR. McDERMOTT: -- ending.

11 LEGISLATOR GONSALVES: It gives  
12 us another look at the police department and  
13 to attest to the fact that they're just more  
14 than people on a beat or in a car but people  
15 with a heart. I say thank you, God bless you  
16 officer Mulligan and I believe Uvena for doing  
17 what you did and saving a man's life. I like  
18 that certainly he is most precious to his  
19 little three year old as well as to himself.

20 So, I say I thank you, God bless  
21 you and continued good work. Would you like  
22 to say something? I want to know when you  
23 went home that night you must have been able  
24 to sleep pretty well.

25 MR. McDERMOTT: I will let the

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2 officers speak. We also have chief patrol  
3 Kevin Cannavan here. We will let the chief  
4 say something first.

5 I just want to add the moral of the  
6 story is you don't always have to write a  
7 ticket.

8 MR. CANNAVAN: I'll just say  
9 thank goodness it wasn't a highway cop that  
10 stopped him.

11 Just one thing I would say. First  
12 of all, on behalf of Commissioner Krumpter, we  
13 appreciate the recognition that we get every  
14 month. We come to these, we hear a lot of  
15 stories about cops making split second  
16 decisions involving life or death situations.  
17 This wasn't the case. This was a case where  
18 these officers took the time, spent the time.  
19 And these guys, Sert, they're mostly a  
20 plainclothes unit. They're the hammers of  
21 the police department. They make a lot of  
22 arrests. They write a lot of summones. For  
23 them to take the time to do this out of their  
24 tour to show that compassion is above and  
25 beyond. So we appreciate it.



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2 And not to disagree with you, but I  
3 will say it's not really a story book ending  
4 it's really a story book beginning.

5 MR. McDERMOTT: Do you want to  
6 question them?

7 LEGISLATOR GONSALVES: No. I  
8 think Legislator Ford wants to say something.

9 LEGISLATOR FORD: Considering the  
10 Fourth Precinct is in my district, I want to  
11 thank you very much for what you did. Because  
12 you truly have made us all realize that every  
13 life is worth living and to help this person  
14 to be able to restart his life. My community  
15 has been on edge because we've had a number of  
16 suicides and it devastates. I think now the  
17 word has to get out that through your efforts  
18 and the work you have done, and I would like  
19 to maybe add to when you say they're the  
20 hammer of the police department I have to say  
21 obviously these officers are the soul of the  
22 police department. I thank you very much for  
23 what you did not only for this man's life but  
24 for his child and for everyone else who loves  
25 him and is connected to him. They don't

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2 realize truly the miracle that you performed  
3 that day and I want to thank you from the  
4 bottom of my heart.

5 LEGISLATOR GONSALVES: I have a  
6 citation.

7 MR. McDERMOTT: They showed  
8 discretion when discretion was desperately  
9 needed.

10 LEGISLATOR GONSALVES: I have a  
11 citation on behalf of all us on the dais for  
12 Thomas and for Anthony. So I don't know if  
13 you want to come up here.

14 MR. McDERMOTT: I want to thank  
15 the legislators again one more month. Thank  
16 you so much for honoring our cops.

17 LEGISLATOR GONSALVES: Mr.  
18 Pulitzer would you please call the roll.

19 MR. PULITZER: Yes ma'am. Will  
20 do. Deputy Presiding Officer Richard  
21 Nicoletto.

22 LEGISLATOR NICOLELLO: Here.

23 MR. PULITZER: Alternate Deputy  
24 Presiding Officer Howard Kopel.

25 LEGISLATOR KOPEL: Here.

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2 MR. PULITZER: Legislator Seila  
3 Bynoe.

4 LEGISLATOR BYNOE: Here.

5 MR. PULITZER: Legislator Carrie  
6 Solages.

7 LEGISLATOR SOLAGES: Here.

8 MR. PULITZER: Legislator Denise  
9 Ford.

10 LEGISLATOR FORD: Here.

11 MR. PULITZER: Legislator Laura  
12 Curran.

13 LEGISLATOR CURRAN: Present.

14 MR. PULITZER: Legislator C.  
15 William Gaylor the Third.

16 LEGISLATOR GAYLOR: Present.

17 MR. PULITZER: Legislator Vincent  
18 Muscarella.

19 Legislator Ellen Birnbaum.

20 LEGISLATOR BIRNBAUM: Here.

21 MR. PULITZER: Legislator Delia  
22 DeRiggi-Whitton.

23 LEGISLATOR DERIGGI-WHITTON:

24 Here.

25 MR. PULITZER: Legislator James

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2 Kennedy.

3 LEGISLATOR KENNEDY: Here.

4 MR. PULITZER: Legislator Laura

5 Schaefer.

6 LEGISLATOR SCHAEFER: Here.

7 MR. PULITZER: Legislator Arnold

8 Drucker.

9 LEGISLATOR DRUCKER: Here.

10 MR. PULITZER: Legislator Rose

11 Marie Walker.

12 LEGISLATOR WALKER: Here.

13 MR. PULITZER: Legislator Donald

14 MacKenzie.

15 LEGISLATOR MACKENZIE: Here.

16 MR. PULITZER: Legislator Steven

17 Rhoads.

18 LEGISLATOR RHOADS: Present.

19 MR. PULITZER: Minority Leader

20 Kevan Abrahams.

21 LEGISLATOR ABRAHAMS: Here.

22 MR. PULITZER: Presiding officer

23 Norma Gonsalves.

24 LEGISLATOR GONSALVES: Present.

25 MR. PULITZER: We have a quorum.

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2 LEGISLATOR GONSALVES: Thank you  
3 very much Mr. Pulitzer.

4 At this point I would like to call  
5 on Minority Leader Kevan Abrahams for a point  
6 of personal privilege. So, Mr. Minority  
7 Leader.

8 LEGISLATOR ABRAHAMS: Thank you  
9 Madam Presiding Officer. At this time I do  
10 want to ask chief Ray McGuire as well as Gatha  
11 Ballard to come to the podium.

12 Today it gives me great honor to  
13 recognize a great individual that basically  
14 risked his life. Mr. Ballard is a Freeport  
15 Fire Department. He's been a part of the fire  
16 department now for about five years. But in  
17 March, and we've been trying to bring him down  
18 for quite some time but schedules never met  
19 up, but in March he risked his own life while  
20 he was an off-duty fireman and help rescue  
21 four individuals from a burning home in  
22 Freeport at 9:25 in the morning. While  
23 driving down Union Avenue in Freeport he  
24 noticed that a house was on fire. Because of  
25 his quick action and his bravery and his

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2 training he was able to park his car, knock  
3 down the door and get those four people to  
4 safety.

5 It just goes to show he would have  
6 do that whether he was off duty or on duty.  
7 But it's important to recognize the fact that  
8 we have some of the bravest individuals in our  
9 midst in this county. And I put Freeport Fire  
10 Department, as well as any fire department in  
11 this county, up against anything we see  
12 outside this area. The New York City area.  
13 Anywhere. These guys do not get enough  
14 recognition because everybody says they  
15 volunteer, but I'd take these volunteers any  
16 day of the week when it comes to saving  
17 lives.

18 I wanted to recognize Mr. Ballard  
19 for his great achievement as well as his  
20 bravery to the county and to his family. That  
21 being said, I have a citation from the Nassau  
22 County Legislature which I will come down to  
23 present. And I would be honored if Legislator  
24 Rhoads as well as Legislator Curran would join  
25 me in this picture, because we all share in

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2     Freeport. And actually I think Union is  
3     actually in your legislative district  
4     Legislator Curran. But obviously I would be  
5     honored if we all shared in the presentation  
6     to Mr. Ballard. But please join me in a round  
7     of applause for this young man of great  
8     bravery.

9                   Mr. Ballard, would you like to say  
10    anything?

11                  MR. MCGUIRE:     Just on behalf of  
12    the chief officer and members of the Freeport  
13    Fire Department I want to thank you for  
14    recognizing at the time of the incident it was  
15    fire fighter Gatha Ballard. He's subsequently  
16    been promoted to lieutenant. This is another  
17    testimony to the training that he's taken on  
18    to get to that level. I don't have to tell  
19    anybody that sits up there about the  
20    dedication of the volunteer fire fighters of  
21    the Freeport Fire Department and for that  
22    matter throughout the county. The amount of  
23    time they sacrifice not only responding to  
24    alarms but even more importantly the amount of  
25    training they have to do to be able to execute

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2 the way he did is just testimony to their  
3 dedication.

4 So we want to thank you for  
5 recognizing Lieutenant Ballard and the  
6 Freeport Fire Department today. It really  
7 means a lot and it doesn't go unnoticed.

8 LEGISLATOR GONSALVES: Thank you  
9 chief. If you are comfortable, if you can,  
10 since it ended in such a positive note can you  
11 share some of your thoughts that day in March  
12 when you rescued those folks. I hate to put  
13 you on the spot. I definitely want to  
14 recognize bravery when we see it.

15 MR. BALLARD: I was just  
16 fortunate to see the family get out and be  
17 together. There is nothing like being with  
18 your family after a situation like that.  
19 Seeing them cry and holding them, that made it  
20 more memorable for me to know that they have  
21 another day together. I' happy I was at the  
22 right place at the right time.

23 LEGISLATOR ABRAHAMS: You're  
24 actually a pretty good speaker. Thank you so  
25 much. Legislator Rhoads, Legislator Curran



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2 please join me. Thank you Madam Presiding  
3 Officer.

4 MR. MCGUIRE: If I may. I also  
5 on behalf of the Freeport Fire Department to  
6 Legislator Denise Ford. On Saturday it was 16  
7 years since her family and the fire service  
8 family lost her husband and two other brave  
9 fire fighters at the Father's Day fire. I  
10 just want to let her know that we will never  
11 forget that day and we always honor him on  
12 that day.

13 LEGISLATOR FORD: I want to thank  
14 you very much because I know all of you,  
15 especially here in Nassau County, all the fire  
16 services throughout Nassau County, always send  
17 their well-wishes to me, to Mary and to Ann.  
18 And with all of the work all of you did in  
19 supporting us and also then unfortunately with  
20 9-11 how you all rose to the occasion to help  
21 bury over 300 fire fighters. With all the  
22 work you did I want to say thank you. You  
23 always have a special place in my heart. I  
24 love your bravery and the way you spoke was  
25 beautiful. How you talked about saving this

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2 but how you brought it to let people know that  
3 it is a family that you kept intact. I think  
4 that really means a lot, especially when we  
5 celebrate not only Mother's Day but Father's  
6 Day and it's all about families. God bless  
7 you.

8 LEGISLATOR GONSALVES: At this  
9 time it is customary for us to have 30 minutes  
10 of public comment, and I have a number of  
11 slips. And please understand that when the 30  
12 minutes are reached we will recess public  
13 comment until after the full legislature.  
14 However, I will tell you right now, so that  
15 you don't get too upset, the calendar is not  
16 that long. So the wait will not be that long,  
17 hopefully.

18 So, I'm going to begin with those  
19 who are here. Please abide by the time.  
20 Primarily because the more who do abide by the  
21 time makes it possible for others to speak  
22 within the three minutes limit without any  
23 further ado, Jack McCloy.

24 MR. MCCLOY: Thank you for the  
25 opportunity. Today I want to talk about wrong

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2     way driving. I sent an email to each of you  
3     within two days afterwards to let you know  
4     about the unfortunate coincident of a wrong  
5     way driving accident that happened that same  
6     day. I would like to quickly read it for the  
7     record.

8                   Dear Nassau County Legislators, I  
9     appreciate the opportunity to address you this  
10    past Monday during public session. As you  
11    know, one of my repeated recommendations has  
12    been for you to consider embedding one way  
13    strips in the exits of major highways in  
14    Nassau County. Especially at exits of LIE,  
15    Southern State and Norther State Parkways.  
16    One way strips would have no affect on normal  
17    traffic but they would prevent wrong way  
18    drivers from entering an exit ramp on these  
19    roads. Once installed they would require  
20    little or no maintenance since they are  
21    passive in nature.

22                  I mentioned this past Monday to  
23    your well respected former colleague, Judy  
24    Jacobs, had advocated serious consideration of  
25    my suggestion. You can see her letter to me

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2 attached. That was back in 2010. Wrong way  
3 driving results in head-on collisions which  
4 are among the most horrendous of all vehicular  
5 traffic accidents. This should be an issue  
6 without political consideration as it affects  
7 drivers of all party affiliations.

8 Furthermore, the cost to implement  
9 this suggestion is a one-time expenditure with  
10 benefits that will last for many years to  
11 come. I hope you and your families will have  
12 a joyous Memorial Day weekend. Unfortunately  
13 Fatma Powana and her family will not be  
14 celebrating much after she was almost killed  
15 in a head on collision on the LIE on the same  
16 day that I addressed you.

17 Although the accident occurred on  
18 the LIE in Suffolk County instead of here, I'm  
19 sure you heard of similar devastating  
20 accidents in our county too. By installing  
21 one way strips it will prevent instances like  
22 from happening to one of your constituents and  
23 will likely cause officials in other  
24 jurisdictions to realize the effectiveness and  
25 importance of enacting similar measures.

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2 I'm going to skip the next  
3 paragraph.

4 Please adopt my suggestion and  
5 propose it during existing legislative year  
6 end and save someone from injury or worse. I  
7 will gladly calculate cost factors if you  
8 express interest in it and implementation I  
9 await and respectfully request your reply.

10 Since then, I wanted to let you  
11 know the cover sheet that you have in hand  
12 shows another wrong way crash, deadly crash,  
13 that occurred on Tuesday June 13 head on on  
14 the Southern State Parkway. And also if you  
15 haven't seen today's Newsday, there was  
16 another deadly head on crash again. This time  
17 in Nassau County. I wanted to read you, I  
18 know I'm getting to the very end. I asked for  
19 your kind consideration of just a few more  
20 seconds.

21 I want to read you the last  
22 paragraph. I ask you to fund the purchase and  
23 installation of just one of these wrong way  
24 prevention strips to be placed at a point of  
25 your choosing to demonstrate the passive

1                   Nassau Leg - 6-19-17  
2   nature of this item regarding normal traffic  
3   flow. Once it's shown to have no affect on  
4   autos traveling in the proper direction state  
5   and federal funding can be sought to offset  
6   costs to add more. The purchase price of one  
7   of the six foot long strips is less than  
8   \$1,000. Isn't it a small price to pay to  
9   ensure the safety of Long Islanders?

10                   I would like to add one more  
11   comment. If you feel that this is a good idea  
12   I volunteer my time to discuss the  
13   implementation of it with any body that needs  
14   to be contacted, whether it's New York State  
15   Highway Transportation Department or seeking  
16   federal funding for adding more. What I would  
17   like to see if we can get at least one strip  
18   placed where ever you choose, I will be happy  
19   to meet with any or all of you or in  
20   committee, to get one of these in operation so  
21   you can see that it has no affect on traffic  
22   flowing in the correct direction and once you  
23   see that this will save lives. Thank you for  
24   your time.

25                   LEGISLATOR GONSALVES:       Thank you

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2 Mr. McCloy.

3 Darren Aquino.

4 MR. AQUINO: Good afternoon. I'm  
5 Darren Aquino national chief advocate for  
6 disabled police, firemen and veterans speaking  
7 about the Uber vehicles. I have three  
8 concerns and this body of the importance in  
9 government should have the same concerns for  
10 the disabled community. These vehicles are  
11 not accessible for one.

12 Two, in addition they charge a  
13 waiting time to that disabled person after two  
14 minutes. The traditional car doesn't do  
15 that. It could take us up to ten minutes for  
16 that individual to come outside with that  
17 physical life limitation. Now it's challenged  
18 by this legislation and it should be  
19 rectified.

20 Number three, because they have no  
21 background check, let's say a disabled female  
22 Iraqi veteran, who's now confined to a  
23 wheelchair, is up against a sex offender that  
24 wasn't verified. The challenge and the risk  
25 that's there is another important factor. We

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2 have the Americans with Disabilities Act in  
3 place that this body of government is to  
4 empower in these types of situations that deal  
5 with the public. Not being accessible is one  
6 factor. It being charged time to a disabled  
7 person is another factor that violates the  
8 ADA. This is very important to fair and equal  
9 treatment. Should I have to pay more because  
10 it took me five minutes to get outside?  
11 Absolutely not. We don't do that in New York  
12 City either.

13 Advocates for disabled is based in  
14 two places. I spent a lot of time out here  
15 supporting a lot of this body of government  
16 because this body of government is the one  
17 that protects fair and equal treatment.  
18 Because I'm disabled as well. 17 surgeries on  
19 my legs with polio and club foot. So that  
20 vehicle being accessible is a mandate. In  
21 New York we enforce it. It's a mandate. I  
22 would ask this body to do its diligence and  
23 its duty to the American people here to make  
24 an example and set forth the law to empower  
25 that disabled person and remind these



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2 companies that come up there's a fair and  
3 equal treatment rule that applies. And we  
4 need to empower this and we need to be mindful  
5 that the disabled person is now limited in  
6 defending himself. And not having a security  
7 background check places more danger. We've  
8 seen it, we know about it, it happens, we  
9 can't turn a blind eye to it. This time it's  
10 time for us to act.

11 We have an opportunity here. This  
12 is an opportunity to enforce the right of that  
13 disabled veteran who went and fought the war  
14 on terror who is now confined to a  
15 wheelchair. Should he pay for the five  
16 minutes. Really? Do we think that that's  
17 right? Everybody in this room knows that  
18 that's wrong. So we can do something about  
19 it. I'm here just to remind you as that  
20 advocate that's out there fighting for you and  
21 helping a lot of you get elected because you  
22 share the same dreams, fair and equal  
23 treatment. That's it. Okay.

24 LEGISLATOR GONSALVES: Thank you  
25 Mr. Aquino.

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2 Joanne Borden.

3 MS. BORDEN: Good afternoon. I  
4 have previously submitted two letters for the  
5 record stating transgender people are not  
6 protected by Nassau's Human Rights Law. The  
7 first one from the highest authority, the  
8 county attorney. He clearly said transgender  
9 people are not protected by Nassau's law.

10 The second letter from the  
11 legislature's own Republican counsel who  
12 states a court is likely to rule in our  
13 favor. The problem is the case law he cited  
14 was reversed upon appeal. Which indicates a  
15 court is unlikely to rule in transgender  
16 people's favor.

17 Transgender people are the only  
18 people here not protected from harmful  
19 discrimination. The need for our present law  
20 to include a definition, a simple definition  
21 of the world gender has been proven in many  
22 other municipalities. Without that  
23 definition, without that clarification we are  
24 not protected like everyone else. The needed  
25 law is ready to be voted on. All you need to

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2 do to be sure transgender people and  
3 nonstereotype people are protected is to pass  
4 the proposed law.

5 Ms. Presiding Officer, since you  
6 believe the law now covers us one thing is  
7 certain, you are wasting the county's time and  
8 money by not allowing a vote to end this  
9 dispute. I have witnessed laws voted here  
10 that were passed in less time than this speech  
11 is taking. It's time for you to stop wasting  
12 the time of 19 legislators, their assistants,  
13 the clerk and his staff, the police and the  
14 pre and post meeting activity to listen to me  
15 with different words each month.

16 Over the past seven years I have  
17 presented the scientific findings that say  
18 transgenderism is a natural occurrence with  
19 which we are born. Except for transgenderism  
20 we are exactly the same as all God's children.

21 Case law has proven a definition of  
22 gender is needed to protect us, experience and  
23 nearly all experts believe it is needed to  
24 protect us. This is a law that polls  
25 indicated the vast majority of your

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2       constituents favor. So I ask, put the  
3       transgender human rights law to a vote. Thank  
4       you for listening.

5                   LEGISLATOR GONSALVES:       Nicholas  
6       Sterling. I know Nicholas you are with a  
7       number of people and I'm going to call them  
8       all up with you. I believe that's what you  
9       have asked me to do. Bill Henderson.  
10      Constance Evelyn. Dr. Edward Fale. Rose and  
11      Fran Eisner. And I believe that those are the  
12      individuals who submitted slips.

13                  I believe Nicholas you are going to  
14      be the spokesperson, am I correct?

15                  MR. STERLING:       Yes, I am. In the  
16      interest of time, so we don't take up 12  
17      minutes of your time, I will try to be as  
18      succinct as possible.

19                  First I would like to say thank you  
20      to you, Legislator Gonsalves, for meeting with  
21      the Valley Stream superintendents last week,  
22      as well as the BOCES superintendent to hear  
23      our concerns regarding the return of the Green  
24      Acres Mall to the tax rolls. Since that  
25      meeting we have been informed by our state

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2   senator Todd Kaminski that the state  
3   intervention that we heard was being sought  
4   would be unconstitutional and that the state  
5   is not going to be acting on any bill  
6   regarding that and that state legislation is  
7   not needed for the Nassau County legislation  
8   to return the mall to the rolls.

9                   This afternoon I ask on behalf of  
10   all of the Valley Stream superintendents  
11   standing here today that efforts be made to  
12   help the parties involved in terms of making  
13   this decision completed. And what I'm talking  
14   about here is that the title of the property  
15   needs to be transferred back to its original  
16   owner. I ask and I offer that the county  
17   attorney offer an opinion in regards to the  
18   process to return the mall to the rolls.

19                   The Correction of Errors is an  
20   administrative hearing that can be lead by  
21   this legislative body. I cannot stress enough  
22   the importance of this act. \$14 million,  
23   approximately ten million to the Valley Stream  
24   30 and Central School District. Approximately  
25   \$3.5 million to the town and county and

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2       approximately \$70,000 to the village of Valley  
3       Stream could be unnecessarily shifted to the  
4       residents because the mall is not on the rolls  
5       or paying PILOTs.

6                   By my calculation you can see  
7       taxpayers paying upwards towards an additional  
8       \$1,500 in taxes next year above the \$1,000  
9       that was already paid last year.   \$2,500  
10      increase in taxes is unconscionable and  
11      unnecessary.

12                  I remind everyone that these  
13      increases have nothing to do with the school  
14      districts increasing their budgets because  
15      most of our expenses were covered by state  
16      aid. I also remind everyone that the  
17      residents have already absorbed the six  
18      million discount given to the mall last year  
19      and no correction given there.

20                  Please note that the Valley Stream  
21      30 District has already lowered its tax levy  
22      in a way to return any excess PILOT money  
23      received this year. This is an issue for all  
24      property owners in Valley Stream paying their  
25      fair share, which includes the mall, which at

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2 this time needs to be back on the rolls.

3 Each district in Valley Stream has  
4 its own perspective on how the PILOT has  
5 negatively affected the residents. Putting  
6 the mall back on the rolls will address all of  
7 our concerns.

8 School closes this Friday.  
9 Families go on vacation and the August 15th  
10 drop dead date to submit the tax levy is  
11 required. Please help us to avoid this  
12 unprecedented situation of having a mall not  
13 on the tax rolls and not paying PILOTs and  
14 requiring the school to levy more taxes than  
15 needed because the mall continues to be in  
16 limbo or involved in potential litigation.

17 I thank you for listening and I ask  
18 you please, please help us avoid a situation  
19 that will not be able to be explained away  
20 because every individual, regardless of party  
21 position, will be looked at in terms of the  
22 situation happen on our watch. Thank you.

23 LEGISLATOR GONSALVES: I believe  
24 last week we did meet and we discussed the  
25 possibility of the state passing the

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2       legislation that would return Green Acres back  
3       to the tax rolls. Unfortunately we heard the  
4       same thing as you did. So I'm not going to  
5       belabor it. I'm going to turn it over to a  
6       gentleman who has been working closely with  
7       you on this issue and that's Legislator Bill  
8       Gaylor. Then I have Legislator Solages.

9                   Legislator Gaylor.

10                  LEGISLATOR GAYLOR:     Thank you  
11       Madam Presiding Officer and thank you  
12       Dr. Sterling for your comments. This is true,  
13       there's no doubt that we don't disagree with  
14       you. We do agree with you that Green Acres  
15       needs to be placed back on the tax roll. To  
16       that point, I offered some legislation at the  
17       state level which proposed a solution to do  
18       that. As I have been informed by the county  
19       attorney's office that that's the only  
20       mechanism to return Green Acres to the tax  
21       roll.

22                  New York State Real Property Law  
23       governs the means by which an exempt property  
24       can be restored to the tax rolls. The county  
25       just can't unilaterally make this change



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2 without state legislation amending the Real  
3 Property Tax Law to allow it. Our taxpayers  
4 look to us for solutions. The solution  
5 offered, one of the proposed solutions that I  
6 offered was legislation at the state level.  
7 Senator Kaminski and Assemblywoman Solages  
8 should approve the suggested legislation. I  
9 don't agree with their that it's not  
10 constitutional or they don't have the power to  
11 offer a solution here. They have vast  
12 resources at the state level that they can  
13 employ to direct a solution of this matter.  
14 They just haven't engaged them yet for  
15 whatever reason.

16 It's not enough to sit there at the  
17 state level and say that my proposed  
18 legislation -- when I say my, this body's  
19 proposed legislation -- can't be enacted.  
20 They have the resources to say this is what we  
21 can do to put the Green Acres back on the tax  
22 roll. This is how we can change the proposed  
23 legislation. This is the means by which we  
24 can satisfy the taxpayers in Valley Stream and  
25 the school districts affected by the PILOT.

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2 They just haven't acted.

3 So, it's time for them to either  
4 step up to the plate and tell us what the  
5 solution is because the solution I don't  
6 believe lies here at the county. Either the  
7 parties themselves, the Town of Hempstead IDA  
8 and Green Acres Mall ownership are going to  
9 come to a resolution. The court is. Or the  
10 state's going to pass some legislation  
11 directing that Green Acres be put back on the  
12 tax roll.

13 I think your comments are right  
14 on. Something needs to happen. Needs to  
15 happen quickly. I think though that the next  
16 step might be to direct your comments directly  
17 to the Town of Hempstead Board and Town of  
18 Hempstead IDA and try to get them to come to a  
19 quicker resolution. I just don't see the  
20 problem being fixed right here at the county  
21 at this stage in time. That's all I have  
22 Madam Presiding Officer.

23 LEGISLATOR GONSALVES: Legislator  
24 Solages.

25 LEGISLATOR SOLAGES: Thank you

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2 very much Presiding Officer. Good afternoon  
3 and good afternoon to all the superintendents  
4 for being here and also to the residents of  
5 Valley Stream. Can any of the residents who  
6 have been effected by this can they stand up?  
7 I understand that there are some people here.

8 MS. EISNER: I would like to make  
9 a statement.

10 LEGISLATOR SOLAGES: I will make  
11 a brief statement.

12 LEGISLATOR GONSALVES: After  
13 Legislator Solages speaks I will be only too  
14 happy to have you speak as well. Legislator  
15 Solages will speak and then I will give you  
16 the opportunity to address.

17 LEGISLATOR SOLAGES: As I said, I  
18 would like to know if there's a representative  
19 from the county attorney's office? Is there a  
20 representative from the county attorney's  
21 office? I would like to state on the record  
22 that I would like to receive a written opinion  
23 from the county attorney's office as to  
24 whether a Correction of Errors proceeding can  
25 be commenced by the county to initiate at

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2    least the start of the process for the mall to  
3    be placed back on the tax roll. That is very  
4    important to have a legal opinion from the  
5    county attorney's office on this issue. If  
6    the county attorney does find that we can  
7    proceed with a Correction of Errors proceeding  
8    then I ask that it be done immediately. Thank  
9    you.

10                   So, Mr. Becker can you speak on  
11   behalf of the county?

12                   MR. BECKER:     Legislator Solages,  
13   I had no idea this was coming up this  
14   afternoon. Could you get something to me in  
15   writing, specifically the question you want to  
16   ask and I will make sure the county attorney  
17   gets it.

18                   LEGISLATOR SOLAGES:     Yes, I will  
19   do so. Just for the record, I did request  
20   this on the record at the last legislative  
21   session and there has been no opinion, no  
22   action by the county executive or the county  
23   attorney's office.

24                   LEGISLATOR GONSALVES:     There is a  
25   young lady who would like to speak.

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2 MS. EISNER: My voice is loud  
3 enough. I don't really need the microphone.  
4 I've been here many, many years. I've never  
5 seen such a mess in this county. I have to  
6 tell you, I have spoken before this body many,  
7 many times in the past. However, you folks  
8 here in the county, whether it be IDA, whether  
9 it be the county Santana, who ever has created  
10 this mess, you are bound to undo it. Don't  
11 find a million excuses. It's this law. It's  
12 this tie up. It's that. It's the other. Fix  
13 it. If you're kid went into your dining room  
14 and broke some of your china you'd be very  
15 unhappy and you'd say you're going to pay to  
16 fix it. I have to tell you this body is going  
17 to pay unless it is fixed very, very soon.

18 LEGISLATOR GONSALVES: Are you  
19 Rose or Fran?

20 MS. EISNER: We are tired of  
21 listening. I am Rose, yes.

22 LEGISLATOR GONSALVES: For the  
23 for the record her name is Rose Eisner.

24 MS. EISNER: You heard me many  
25 times before this body. I have to tell you

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2 it's time enough to talk. Let's see some  
3 action and give us back what you stole from  
4 us. Which you actually did steal from us by  
5 your inaction. It's time.

6 MR. STERLING: Just for the  
7 record, we are not, the Valley Stream 30  
8 School District as well as the other Valley  
9 Stream, trying to paint a picture of the  
10 legislators stealing anything. I want that to  
11 be on the record. But we do, I cannot stress  
12 enough, that this is not an issue for any one  
13 body doing anything unilaterally. Obviously  
14 this requires the input and help from a  
15 variety of people at the local level and this  
16 is the time for all of us to come together.

17 LEGISLATOR GONSALVES: Including  
18 the town. Thank you very much.

19 LEGISLATOR SOLAGES: Let's start  
20 the Correction of Error process now.

21 MS. F. EISNER: Can I speak very  
22 quickly? I'm Fran Eisner. My mother is a  
23 hard act to follow. She was a community  
24 activist for about 45 years. Everyone knows  
25 who she is. I became an activist because I

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2 had to do something about this. I don't think  
3 she meant you were stealing. She stated you  
4 were effectively stealing by your inaction.  
5 It's inaction that's the problem now.

6 Now, the IDA, the sitting IDA, I  
7 was at the meeting and they realized that the  
8 previous IDA had made a very big mistake in  
9 creating that PILOT. And they went after -- I  
10 was wondering why are they taking so long to  
11 rule on whether or not to vacate the PILOTS?  
12 There are two of them, the original Green  
13 Acres and the Commons. They went after what  
14 they knew was illegal. That Macerich, the  
15 owner of Green Acres, is not creating jobs.  
16 Apparently they created about 45 jobs. Maybe  
17 in their office in California.

18 Mr. Solages has been brave enough  
19 to call it in public an illegal PILOT and  
20 people are saying what does he know? He is  
21 our legislator and he's a lawyer and he was  
22 right. The Town of Hempstead IDA went after  
23 what they knew they could find information.  
24 This is fraud. The PILOTS were fraudulently  
25 given out. Green Acres owner, Macerich, is

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2 acting fraudulently. When there is a case of  
3 fraud I believe it overrides anything else  
4 that is going on. This is why I ask you to  
5 take action. Thank you very much.

6 LEGISLATOR GONSALVES: You're  
7 welcome Ms. Eisner.

8 MS. BERNARD: I apologize because  
9 you don't have my form and I didn't quite know  
10 where to find the blank forms until I came  
11 here. I spoke in front of you before and if  
12 you give me the opportunity to speak one  
13 minute I will tell my part.

14 LEGISLATOR GONSALVES: In all  
15 fairness to those whose slips I have here I  
16 think you should put in a slip.

17 MS. BERNARD: I'm Marie Antoinette  
18 Bernard and I live in Valley Stream. I have  
19 to write my name again?

20 LEGISLATOR GONSALVES: Yes.  
21 Every time you come here. Is it on this  
22 issue? On this issue and no other issue?  
23 Speak quickly I have several others.

24 LEGISLATOR SOLAGES: You can  
25 speak. Submit it afterwards.



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2 MS. BERNARD: I live in Valley  
3 Stream. I have two children who live in  
4 Valley Stream also. I have spoke in front of  
5 you before and I'm speaking as a  
6 representative of not only of my children but  
7 also of my neighbors and also anyone that may  
8 live in Valley Stream and also that area of  
9 Lynbrook who was affected.

10 I'd like to introduce myself. I'm  
11 not a politician. I'm not a lawyer. I'm a  
12 physician, and as a physician when we are  
13 presented with a problem we fix it for the  
14 person to be feel healthy and keep on going.  
15 Now, I must apologize. As a physician I don't  
16 understand and I'm feeling that one party said  
17 nothing, it's not me it's that party. And  
18 that one is saying it's not me it's that  
19 party.

20 But however, as a citizen who vote  
21 for representative like you to be here and  
22 protect us, the people, each time regardless  
23 of what you may have heard this weekend or  
24 before entering this building, but each time  
25 you start your session -- which I'm very

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2 impressed by because I'm not born here. I  
3 became a citizen here when my children were  
4 born. And know that in front of that flag you  
5 all plead allegiance to the flag and you say  
6 justice for all. That's what I expect from  
7 you.

8 I don't think it's acceptable that  
9 you tell me it's not me but it's him. And  
10 it's not him it's her and it's not her it is  
11 him. What I expect from you and like all my  
12 other neighbors and my children expect for  
13 you, is that you stand and you tell us okay,  
14 this and that has to take care of it. This is  
15 what we are going to do. We are going to make  
16 sure that we meet with this and that, what you  
17 call this and that, the state legislature and  
18 whatever name attached to them, or the town of  
19 Hempstead or whatever name attached to them,  
20 you are the people that I voted for to take  
21 care of us. I left my job and if I'm  
22 mesmerized at all whatever. If I have to come  
23 in front of you to tell you hello, I voted for  
24 you to defend me. Now I have to leave my job  
25 that provide income to pay for my kids, to

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2 demand you of your pledge that you do to take  
3 care of things for us.

4 So, this is again in summary what I  
5 expect from you. You somehow, through your  
6 legislators and your political team and your  
7 et cetera, you made everybody have a meeting  
8 together in the same room and talk about it.  
9 The state, the county, the town and everything  
10 and get this fixed.

11 In Valley Stream, in my area, we  
12 all want to pay our tax on time but we want to  
13 pay our fair taxes on time. And my job as a  
14 mother is to make sure that my kids, which is  
15 the next generation, and every other kid in my  
16 block know to stand for their rights. And ask  
17 and expect and tell all the politicians we  
18 voted for it is your turn to show us that you  
19 are there for us are thank you very much.

20 LEGISLATOR GONSALVES: Lawrence  
21 Blessinger.

22 MR. BLESSINGER: Good afternoon  
23 Presiding Officer. I would like to take a  
24 time out to discuss the TNC bill that was  
25 passed by the state and that the county has

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2 the option to opt out.

3 Currently right now it says in the  
4 state bill that if you're a convicted sex  
5 offender you can drive a TNC vehicle. Just in  
6 case anybody doesn't know a TNC vehicle would  
7 mean Uber or Lyft. All of our drivers in the  
8 traditional taxi industry go through  
9 governmental fingerprinted background checks.  
10 Currently right now the way the state bill is,  
11 is drivers that apply to work for Uber or Lyft  
12 will not have to go through a governmental  
13 fingerprinted background check and get a hack  
14 license from a governmental agency.

15 The way it works right now is that  
16 Uber and Lyft will pay \$100,000 fee to the  
17 state initially and then they will be giving  
18 out the licenses. So, I guess it is the  
19 lunatics overseeing the insane asylum  
20 basically.

21 I do believe that this is a big  
22 issue for this legislative body. I'm urging  
23 you to opt out and the main reason is it's not  
24 a question of if something is going to happen,  
25 it's a matter of when if this is legislative

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2 body does not opt out.

3 Competition is good. Uber and Lyft  
4 have a great product but it needs to be  
5 regulated. We cannot have convicted felons  
6 driving the residents of Nassau County  
7 around. Hopefully this legislative body will  
8 opt out and protect the residents of Nassau  
9 County. Again, it's not a question of if  
10 something will happen if this body doesn't opt  
11 out, it's just a matter of when.

12 I also find it hard to believe that  
13 some of our elected officials in Nassau and  
14 Suffolk County have actually have come out in  
15 support of having sex offenders and convicted  
16 felons supporting driving the residents of  
17 Nassau and Suffolk County around. Again, I'm  
18 urging this legislative body to do their job  
19 and protect the residents of Nassau County.

20 Competition is good but it also  
21 must be on an even playing field and that all  
22 drivers should go through a criminal  
23 fingerprinted background check through a  
24 governmental agency.

25 I would like to take the time and

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2 thank this legislative body for hearing me.

3 LEGISLATOR GONSALVES: I want to  
4 let you know that our focus is on having a  
5 level playing field for our traditional cab  
6 services as well as the new ride share  
7 programs. However, much remains unsettled.  
8 Albany is in session I believe until the end  
9 of this week. We have petitioned Albany,  
10 first of all, to strengthen restrictions on  
11 sexual predators. We've also submitted a  
12 number of requests regarding regulations  
13 promulgated by the state to make it so that  
14 TNC as well as TLC are again, as I said, on a  
15 level playing field.

16 And, of course, we have not done  
17 anything at this point. The ability of Nassau  
18 County to regulate the cars and drivers of the  
19 ride share services is not yet certain. We  
20 need to know what our ability is and we have  
21 not gotten that from Albany.

22 The other thing is and I think you  
23 need to know, that New York State Senator  
24 Hannon has introduced a bill to provide  
25 funding via a surcharge to local government,

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2 but that has not been resolved as of yet. I  
3 understand that there is a companion bill in  
4 the assembly. Where it goes from here I don't  
5 know but this is what we are waiting from  
6 Albany so we can make a fair decision in  
7 regard to Uber and the Lyft.

8 So, it's not over Mr. Blessinger.  
9 As they say it's not over until -- I'm not  
10 going to go there. I will get in trouble,  
11 especially in this day and age. I want you to  
12 know that we are petitioning Albany to do the  
13 right thing. You're right, we're not against  
14 competition and I'm sure you're not either.

15 MR. BLESSINGER: No, I'm not.  
16 Had it my whole life?

17 LEGISLATOR GONSALVES:  
18 Competition is healthy. Sometimes keeps us on  
19 our best. So I'm hoping that before the end  
20 of this week we get some answers to the  
21 questions we have requested from Albany. And  
22 I just don't know until that is happening.

23 MR. BLESSINGER: Thank you very  
24 much for the update. I just hope also  
25 something Presiding Officer it's not just sex

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2       offenders. You could also be convicted of a  
3       homicide, manslaughter, you can also work for  
4       them. You could be on probation for ten years  
5       but after seven years if you committed a  
6       murder you can still work for them. I hope  
7       it's not the just the sex offender. It's  
8       felons in general that is being lobbied in  
9       Albany.

10                   LEGISLATOR GONSALVES:       Like I  
11       said to you Mr. Blessinger, we are hoping to  
12       see what authority that we have here in the  
13       county to regulate the cars and drivers of  
14       ride share services and at this point in time  
15       we have no guidance from Albany.

16                   MR. BLESSINGER:       I have one more  
17       statement, is that New York City Uber and Lyft  
18       follow all the traditional TLC laws. I guess  
19       Nassau County and Suffolk County is the  
20       redheaded step child. Thank you.

21                   LEGISLATOR GONSALVES:       Howard  
22       Kroplick from East Hills.

23                   MR. KROPLICK:       Thank you very  
24       much. Good afternoon legislators. I'm Howard  
25       Kroplick 33 Wren Drive East Hills. I'm town



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2   historian of North Hempstead. I'm also on the  
3   board of trustees for the Roslyn Landmark  
4   Society and SPLEA. I'm talking today on  
5   behalf of the Roslyn Grist Mill. As you know,  
6   in 2006 funds were allocated under the EBA to  
7   restore the grist mill. Those were approved  
8   unanimously by the Nassau legislature and  
9   right now before the legislature is an IMA to  
10  transfer these funds to the village of  
11  Roslyn. Right now that resolution is tabled  
12  and I'm hoping to give you information here to  
13  get it from under the table and put it back on  
14  the calendar and have a positive effect.

15                   I have a handout there that is from  
16  our architect for the grist mill. It's John  
17  Wade Associates. John Wade Associates, as you  
18  know, is one of the leading architects for  
19  restoration in the world. As a matter of fact  
20  they restored this building. They were the  
21  architects for this building and Sagamore  
22  Hill. In the letter -- I'll just will  
23  paraphrase it you should have copies of it --  
24  it says We are writing to express concern  
25  regarding the current funding status of the

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2 Roslyn Grist Mill. As you know, the project  
3 has always depended upon a complicated mix of  
4 New York State Historic Preservation grant  
5 funding, private funding and Nassau County  
6 funding coming together to support the long  
7 term preservation of the mill. With the  
8 successful execution by the Roslyn Landmark  
9 Society of the state grant, the private monies  
10 now in hand as a match, the release of the  
11 long promised county funding is now critical  
12 to the successful execution of phase one of  
13 stabilization and restoration of this  
14 project.

15 I'm giving you that letter. You  
16 can read it in full. Also, because this  
17 project, the start of this project has been  
18 delayed, we missed an opportunity to get  
19 \$200,000 from the Gardener Foundation. They  
20 have told us they are very interested in  
21 restoring the roof of this building but they  
22 can't do that until the project begins. We  
23 missed the deadline in May. But fortunately  
24 that deadline is coming up again. We hope to  
25 submit that again in August as well.

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2 Since I think I'm going to be back  
3 here I just want to give you a little insight  
4 of myself. I have lived in Nassau County my  
5 whole life. I was raised in East Meadow.  
6 Lived there 21 years and live currently in  
7 East Hills. I founded a medical education  
8 company that had one person in it. I grew it  
9 to 150. And last year I sold the company.  
10 And I always tried to do the right thing. And  
11 that's the reason why my company was  
12 successful.

13 I didn't retire. I refocused. I  
14 became the town historian. No compensation.  
15 It's totally my effort to give back to the  
16 community like you. As a result of this, last  
17 year I was named the state historian of the  
18 year in New York State. And this November 2nd  
19 I'm going to give a presentation as a result  
20 of that and I'm focusing on the Roslyn Grist  
21 Mill. And I'm optimistic that I will be able  
22 to tell the people in the audience, the  
23 convention attendees and the media, that the  
24 Nassau County Legislature went beyond partisan  
25 politics, stepped up and approved this IMA.

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2 So, I have a handout there. It  
3 shows the architect's letter. It also shows a  
4 photo of the grist mill in 1976 that has the  
5 name of Ralph Caso on it. Who was the initial  
6 person who approved the restoration of the  
7 mill. I also have pictures of the mill as of  
8 yesterday and also a Newsday editorial  
9 concerning the grist mill. Thank you for the  
10 opportunity to update you on the project.

11 LEGISLATOR GONSALVES: Legislator  
12 Nicolello would like to respond.

13 LEGISLATOR NICOLELLO: Actually I  
14 have a couple of questions but thank you for  
15 your presentation. In terms of a contractor  
16 to do this work is a contractor in place?

17 MR. KROPLICK: We have a  
18 contractor. Right now the bids are out. We  
19 are going to have probably by the end, early  
20 part of July we should have a contractor.

21 LEGISLATOR NICOLELLO: I'm a  
22 little confused. You said there's a contract  
23 now but the bids are out?

24 MR. KROPLICK: We have the bids  
25 out for a contractor. We are expecting by

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2 July to have a contractor.

3 LEGISLATOR NICOLELLO: Who is  
4 bidding? Is that the village of Roslyn that  
5 put the bids out?

6 MR. KROPLICK: It's the Roslyn  
7 Landmark Society with the assistance of the  
8 village of Roslyn.

9 LEGISLATOR NICOLELLO: Before you  
10 do anything you obviously need to get the bids  
11 back to find out.

12 MR. KROPLICK: The bids are out  
13 right now.

14 LEGISLATOR NICOLELLO: And find  
15 out whether it's in the budget. We've seen in  
16 New Hyde Park with the pools sometimes the  
17 bids come back and you're expecting one  
18 number.

19 MR. KROPLICK: We are very  
20 precise on what the budget is on this. It  
21 corresponds to the million dollars we have and  
22 the \$250,000 that we expect from Nassau  
23 County.

24 LEGISLATOR NICOLELLO: Just keep  
25 us posted on the bid process.

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2 MR. KROPLICK: Will do.

3 LEGISLATOR GONSALVES: Peter  
4 Gaffney.

5 MR. GAFFNEY: My name is Pete  
6 Gaffney. I live in Westbury, Carle Place  
7 School District. First, Presiding Officer  
8 Gonsalves, I understand you are retiring. I  
9 want to say thank you for your service.

10 LEGISLATOR GONSALVES: Thank you  
11 very much.

12 MR. GAFFNEY: The reason I am  
13 here, I was here two sessions ago to talk  
14 about traffic and the safety concerns  
15 throughout Nassau County. Speeding has become  
16 a real problem. I talked about a couple of  
17 different streets and stuff but it's through  
18 everywhere. You had mentioned to me two  
19 sessions ago when I was here talking about the  
20 same problem that it's everywhere.

21 So what I'm asking is, both  
22 Republicans and Democrats, to come together to  
23 create something. What we need to have is  
24 more community policing. If they're out there  
25 you're going to stop seeing all these people

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2 speeding. I'm not talking about five miles  
3 and hour over the speed limit. I'm talking  
4 ten, 15, 20 miles an hour. There's a speed  
5 clock down on Clinton Avenue. Just stay there  
6 for ten minutes during the morning. Watch the  
7 speed limit. People are going 50 miles an  
8 hour. It's a 30 miles an hour zone.

9 I'm not just talking about cars.  
10 Talking about trucks, the US mail, Fed Ex. I  
11 can go on and on about this.

12 The other thing is stop lines.  
13 They shouldn't be called a stop lines. They  
14 should be called rolling lines. People just  
15 roll through them. People need to be  
16 introduced again to their turn signals.  
17 Little things like that. People do whatever  
18 they want.

19 Years ago it used to be oh, it's  
20 those kids that are speeding. It's all  
21 shapes, all sizes. It's everybody. I don't  
22 know what it is. They all have the speed  
23 racer mentality. They get in their car, their  
24 nice comfy car and boy oh boy zoom, they just  
25 keep on going.

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2 I urge all of you to go out there  
3 keep an eye out on the road, take a look at it  
4 and it's amazing. You're even seeing some of  
5 the people out there that they're trying to  
6 circumvent getting tickets and things like  
7 that. You go look at the license plates.  
8 Quite a few of them were damaged. They're  
9 covered. Many of them are out of state. I  
10 mentioned two sessions ago that I happened to  
11 see every single state except for Hawaii and  
12 Alaska out in cars there. Guess what? I saw  
13 a Hawaii plate last month. It was very  
14 funny. Right here in good old Nassau County.

15 I know summer time there's going to  
16 be a lot of people here that are from out of  
17 state. I understand. But they're not driving  
18 in a two seater car that's coming in over here  
19 that's ten years old. That kind of a thing.  
20 We just need to be doing something. Community  
21 policing is too important. They are our eyes  
22 and our ears.

23 I heard today a great story from  
24 the police officers today about them being out  
25 on the road and happening to stop somebody.



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2 What if those cops weren't there? That's why  
3 we need community policing. Please, I urge  
4 this body to get something done. Thank you  
5 very much.

6 LEGISLATOR GONSALVES: It's high  
7 on the agenda Mr. Gaffney.

8 Matthew Dawes.

9 MR. DAWES: Good afternoon.  
10 Thank you Madam Presiding Officer. You  
11 pronounced my name correctly. All of my  
12 teachers in all my classes my entire life  
13 never did so thank you.

14 Good afternoon legislators. Again  
15 my name is Matt Dawes. I'm the former New  
16 York City Taxi and Limousine Commissioner and  
17 chair. I worked for Mayors Guilani and  
18 Bloomberg. I worked for the City of New York  
19 for over 20 years. I'm here today to talk  
20 about obviously the transportation network  
21 company issue, Uber and Lyft. Just a couple  
22 of quick points I would like to make.

23 Number one, I have studied this  
24 issue for the last several years from day  
25 one. I have tons of reports, academic

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2 studies. I am a professor, distinguished  
3 lecture at the City University of New York's,  
4 Transportation Research Center, which is  
5 funded by the United States Department of  
6 Transportation. I have just a plethora of  
7 information and I have been called to  
8 testified as an expert around the world before  
9 legislative and judicial bodies on this  
10 issue. So if you need any guidance on this  
11 issue I'm be happy to provide it.

12 Number two, I'm also pro bono  
13 president for the last nine years of the  
14 International Association of Transportation  
15 Regulators. That's basically a fancy term for  
16 a nonprofit educational best practices group  
17 of government taxi commissioners all over the  
18 world. Including Nassau and Suffolk counties  
19 as well as Westchester. What we do is analyze  
20 best practices, worst practices, accepted  
21 practices and trade ideas on what's good and  
22 bad.

23 This movement, so to speak, will,  
24 if action is not taken by the Nassau County  
25 Legislature to opt out of this horrific state

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2 law, you will be one of the worst practices in  
3 the world when it comes to regulation of taxis  
4 and limos. Let me explain why. Time is of  
5 the essence. As of June 29th if you do not  
6 opt out of this law, Uber and Lyft will hit  
7 the streets with unlicensed, virtually  
8 unlicensed drivers. They can say that they  
9 are licensing them all they want. You can get  
10 licensed within a half hour with a flimsy  
11 background check that you will hear about and  
12 a system where you're going to undo all the  
13 good work that you have done in the last 15  
14 years in this county. Basically their goal is  
15 to have unlicensed cabs on the road.

16 Albany, I can tell you with  
17 absolute 1,000 percent assurances, is not  
18 going to do a darn thing. Asking them for  
19 advice is tilting at wind mills. As of June  
20 29th if they are here in this county you're  
21 going to have the worst service. You'll get  
22 it more quickly but it will be less safety  
23 than taxis, less safe than limousines and  
24 there will be and casualties. People have  
25 been raped, murdered, assaulted. This is a

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2 serious public safety issues which I encourage  
3 you to focus on immediately.

4 Albany is not going to give you any  
5 guidance with all due respect. You can simply  
6 opt out by a resolution or a law and take them  
7 to the table. And if you want to level the  
8 playing field bring them to the table now and  
9 make them get licensed like everybody else.  
10 Like they did in New York City.

11 In New York City they were  
12 successful. They decimated the medallion  
13 system. They grew from 10,000 vehicles to  
14 50,000 vehicles. I'm sorry 40,000 vehicles.  
15 And there's only 12, 13,000 cabs. When they  
16 come to you and say we need these special laws  
17 that's a lie. They have billions of dollars.  
18 They can very easily get someone background  
19 checked. They put the background system in  
20 place in New York City with the fingerprints.  
21 Results in 72 hours. Criminals off the road.  
22 Maybe about one percent of them. But still  
23 that's way too much.

24 I'm encouraging you also to  
25 preserve your reciprocity agreement. When I

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2       was working for the city of New York we  
3       negotiated with Nassau County a reciprocity  
4       agreement so that the New York City,  
5       Westchester and Nassau taxis permits could be  
6       recognized. The state law that they passed  
7       says reciprocity is not going to be touched.  
8       The law says that but the reality is that  
9       there's going to be a ton of new drivers that  
10      they bring on to the roads in Nassau who are  
11      unqualified and reciprocity will no longer  
12      exist. You really need to act now.

13                   I will make myself available to  
14      you. I know all the experts in the field in  
15      academia and all the taxi commissioners and we  
16      will bring people to the table to give you the  
17      information that you need to make an informed  
18      decision. They basically have created these  
19      new laws which I think is unconstitutional.  
20      I'm happy to answer any questions.

21                   LEGISLATOR GONSALVES:     I'm going  
22      to let you know that we have requested the  
23      county attorney for his input regarding if we  
24      opt out do we have the ability to regulate.  
25      We are waiting for that response.

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2 MR. GAFFNEY: I make myself  
3 available to you.

4 LEGISLATOR GONSALVES: When  
5 Mr. Blessinger spoke our focus is on having a  
6 level playing field and petitioning Albany is  
7 one but we also have to know what we can do  
8 here in Nassau County. So, we're still doing  
9 what we can and hopefully we will come to the  
10 right decision.

11 MR. GAFFNEY: Thank you for the  
12 opportunity.

13 LEGISLATOR GONSALVES: I know  
14 that I have extended -- Mr. Dawes I have your  
15 information and if we need to we will reach  
16 out to you. In the mean time I'm going to  
17 have to call not an end a recess to public  
18 comment. I told you before that the  
19 legislative calendar is very brief and we will  
20 come back as quickly as possible. There's  
21 only two items that may take us a little  
22 time. But most of it is what we call a  
23 consent calendar. Meaning that both sides of  
24 the aisle have agreed on the items and will be  
25 pass on immediately.

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2 Be patient. I went over the 30  
3 minutes only because there was interjection on  
4 the part of my colleagues and I understand  
5 that there are people here waiting. But I  
6 will tell you it's not going to be a long wait  
7 because the calendar is very short. Bear with  
8 us. And I thank you Mr. Dawes and Mr. Aquino  
9 I also thank you.

10 MR. AQUINO: I want to leave my  
11 card and say one thing with regards to Uber.  
12 You can opt out under title two of the ADA.

13 LEGISLATOR GONSALVES: No, no  
14 Mr. Aquino. Listen to me. You can talk to  
15 the attorney here. You give him the  
16 information and let him know what you believe  
17 we can do. This is a Catch-22 situation for  
18 us. Go to the attorney.

19 As I said, the calendar is rather  
20 short. Primarily because most of the items,  
21 with the exception of two, will be part of the  
22 consent calendar. The items went through  
23 committees unanimously. They were vetted  
24 diligently at the committee level. So we have  
25 most of the items will be considered the

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2 consent calendar. I'm going to call --

3 LEGISLATOR ABRAHAMS: Before you  
4 start calling the calendar. You know they're  
5 here and we've called every segment in regards  
6 to public comment. We've heard from folks  
7 from the taxi industry, folks from Westbury in  
8 regard to the street. We heard from Joanne  
9 Borden. I'm just saying, of the segments of  
10 Nassau that we did not hear the issue today,  
11 I'm sure you have other slips and they can  
12 be -- we heard from Larry Blessinger, who I  
13 believe speaks to the volume of many that were  
14 here from the taxi company, but we have not  
15 heard from one person in regards to the  
16 Nostrand Gardens here for the Uniondale  
17 Improvement Project.

18 To be fair, Madam Presiding  
19 Officer, we should at least hear from one of  
20 the persons. I would suggest that Pearl  
21 Jacobs be able to get the opportunity to speak  
22 and if the others can wait until afterwards  
23 they should have the opportunity to speak.  
24 But we should at least hear from one person  
25 from this community because their issue has



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2   not been heard this morning or this  
3   afternoon. We've heard from every segment and  
4   we sat here for every other issue that's going  
5   on. If you want to enlighten me, tell me  
6   about a slip that you have on an issue that we  
7   have not heard. Transportation Equity Gap is  
8   taxi. What else could it be? Who put in the  
9   slip on the transportation equity gap?

10                   LEGISLATOR GONSALVES:     Minority  
11   Leader, I have no way of knowing that. I just  
12   heard you say --

13                   LEGISLATOR ABRAHAMS:     Just to be  
14   fair.

15                   LEGISLATOR GONSALVES:     I'm not  
16   going to go into a debate with you. You had a  
17   request and I'm going to accept your request,  
18   which is to call on Pearl Jacobs. And all the  
19   others if you wish to stay we will be here to  
20   hear you. But I will just ask Pearl Jacobs  
21   and only Pearl Jacobs to speak and that's fair  
22   enough. I'm sorry about the other two  
23   individuals but I'm not calling you before I  
24   call the rest of the others.

25                   MS. JACOBS:     Thank you Legislator

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2 Abrahams. I appreciate that.

3 LEGISLATOR GONSALVES: Excuse  
4 me. Thank you legislative body.

5 MS. JACOBS: Thank you Legislator  
6 Abrahams. I appreciate you speaking up for  
7 us. Thank you so much for speaking up for us.

8 LEGISLATOR GONSALVES: Go ahead  
9 Ms. Jacobs. You have your three minutes.

10 MS. JACOBS: I know. I can  
11 read. Just to piggyback off of Ms. Rose, who  
12 left, from Valley Stream, and she spoke about  
13 stealing, there's different connotations you  
14 can look at interpret the word of stealing.  
15 Uniondale has been stole from for many years.  
16 We cannot even get Nassau County to clean our  
17 streets. We pay our taxes and we receive no  
18 services. To me I interpret that as  
19 stealing. So I just want to piggyback off the  
20 connotation and the word of stealing.

21 Uniondale is demanding that the  
22 Nassau County Legislature approve a \$2 million  
23 streetscaping project on Uniondale Avenue that  
24 has been delayed for several years. The  
25 project was unveiled five years ago and it

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2 stalled in the Nassau County Legislature  
3 because county officials refused to put the  
4 project on the agenda.

5 The story here is more than  
6 streetscaping. It transcends streetscaping,  
7 although that is important to Uniondale now.  
8 The story here is the county's systematic  
9 disinvestment in a minority community  
10 resulting in economic decline to our  
11 community. This is indeed an economic  
12 developmental issue.

13 We are here. We protested out in  
14 front of the legislature today. We are here  
15 and we did that to shine a light on the long  
16 standing inequality and injustice demonstrated  
17 to the Uniondale community by Nassau County.  
18 We pay our taxes. We receive nothing. We  
19 have infrastructure and streets in Uniondale.  
20 That's why we are advocating for the  
21 streetscaping initiative so wholeheartedly  
22 because we have streets in Uniondale that  
23 elderly people cannot walk on. There is no  
24 walkability. They're tripping over broken  
25 sidewalks. The infrastructure in Uniondale is

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2 allowed to be decayed and we have nobody  
3 coming to even invest in our community.

4 Yes, we do understand that  
5 investment is occurring on the north side of  
6 Uniondale but nothing is occurring and no  
7 investment is being invested in the south  
8 side, the neighborhood and the communities in  
9 Uniondale. The residential areas of Uniondale  
10 is being neglected, overlooked and we are  
11 allowing our community -- Nassau County is  
12 allowing Uniondale to decline. To me that is  
13 equivalent to economic disinvestment and  
14 environmental racism.

15 LEGISLATOR GONSALVES: Thank you  
16 Ms. Jacobs.

17 LEGISLATOR ABRAHAMS: If I may?

18 LEGISLATOR GONSALVES: Minority  
19 Leader.

20 LEGISLATOR ABRAHAMS: I think  
21 Pearl pretty much categorized the frustration  
22 that the Uniondale community is seeing in  
23 regards to the improvement project. I'm going  
24 to plead to you guys again, and I know you  
25 guys had mixed the 2017 capital plan with the

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2 2014 capital plan. But my plea is directly to  
3 you Madam Presiding Officer. When we came to  
4 an agreement more than three years ago, myself  
5 as the leader, you as the leader and the  
6 county executive, we all came to an agreement  
7 that the 2014 capital plan would be passed,  
8 which included tax certiorari bonding among  
9 things. I'm sure you remember this because we  
10 were all upstairs announcing that we have  
11 worked together on this capital plan  
12 initiative, which included the Uniondale  
13 improvement project as part of that capital  
14 plan. Which included tax certiorari bonding.  
15 Which this legislature kept it's commitment  
16 and provided the bonding for those tax  
17 certioraris. The county executive understands  
18 that that was part of an agreement for a much  
19 global bonding package, which includes the  
20 Uniondale improvement package.

21 However, for some reason, between  
22 then and now you have changed your mind  
23 because we cannot come to an agreement on  
24 bonding more than three years later. What  
25 does that speak to in regard to our integrity

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2 and our honesty in this process if we cannot  
3 be held to keep our word? That is the most  
4 basic form of an agreement is that you have my  
5 word. We shake hands. We have an agreement.  
6 Speaks to the volumes of this institution.

7 I know it's very easy for you to  
8 sit in that chair and say it's not going to  
9 happen because you're in the majority and we  
10 are in the minority. You know what? Politics  
11 has a strange way of making that flip. You  
12 would never ever want to be treated like the  
13 way you are treating this community. You gave  
14 your word. You gave an agreement. We shook  
15 hands. As far as I know, we have done  
16 everything in regards to that 2014 capital  
17 plan that we agreed to.

18 I'm speaking to every fiber in your  
19 body that I believe is honest. Please keep to  
20 your agreement. The county executive kept to  
21 his agreement. He may not like a lot of  
22 things I say about him, I'm sure he doesn't  
23 like a lot of things you say about him  
24 either. But he kept to his agreement because  
25 that's what he wanted to do. We made an

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2 understanding. We shook hands right  
3 upstairs. I don't understand for the life of  
4 me how you guys are walking away from that  
5 agreement. Please. If any fiber in your body  
6 is honest and good willing just keep to that  
7 agreement. That's all I'm asking for.

8 We all know the importance of this  
9 project. I think Pearl highlighted that  
10 perfectly. But I'm asking you again to keep  
11 to your word. If we are anything in this  
12 body, if we are anything as legislators, the  
13 one thing when we go out to the public is that  
14 we give our word. They read about enough  
15 politicians that lie to them, that do things  
16 to them. We have to at least keep our word.  
17 Which we did in a very public format when we  
18 agreed to the bonding in conjunction with the  
19 tax certiorari.

20 I know you guys remember that  
21 agreement because it went on for three years  
22 with the tax certiorari bond. Which we bonded  
23 every year between January and March. We kept  
24 our end of the deal. I don't understand for  
25 why for the life of me you're breaking yours.

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2 Other than it's three years later and we have  
3 disagreement on the 2017 capital plan, which  
4 you guys have said that multiple times. So,  
5 basically you're going to hang over our heads  
6 every time you want something. How fair is  
7 that? That means your word means absolutely  
8 zero.

9 LEGISLATOR GONSALVES: Legislator  
10 Nicolello.

11 LEGISLATOR NICOLELLO: That  
12 agreement that was made, actually it was  
13 multiple agreements, that was broken more  
14 times that I can remember. Because they would  
15 come back to us and say well, I know we agreed  
16 to the bonding but we need to do X, Y and Z.  
17 And we would do X, Y and Z and they would come  
18 back to us and say you need to do one, two and  
19 three. That happened multiple times. So for  
20 you to cite that is just ridiculous.

21 LEGISLATOR ABRAHAMS: You know  
22 what though, Rich? If we broke the agreement  
23 why did the county executive send the contract  
24 down? Explain that in your next sentence.  
25 Explain to us if we broke the agreement



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2 explain to me why the county executive sent  
3 the contract down. At the end of the day  
4 answer that question for me.

5 LEGISLATOR GONSALVES: Hold on.  
6 Hold on. At that particular time it was a  
7 quid pro quo. You decided that you would give  
8 us this if we gave you that. And it never,  
9 never was earmarked for the streets.

10 LEGISLATOR ABRAHAMS: What are  
11 you talking about? Streetscaping was part of  
12 the bonding.

13 LEGISLATOR GONSALVES: I know  
14 what I'm talking about.

15 LEGISLATOR ABRAHAMS: No, you  
16 don't. It was a part of the 2014 bonding.

17 LEGISLATOR NICOLELLO: I was  
18 speaking.

19 LEGISLATOR ABRAHAMS: You're not  
20 hearing us.

21 LEGISLATOR GONSALVES: Legislator  
22 Nicolello. I don't want to call a recess  
23 Heidi. Sit down.

24 LEGISLATOR NICOLELLO: This is  
25 their idea of a debate. This is how it works

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2 ma'am. One person speaks and the next person  
3 speaks. Now obviously I just struck a nerve  
4 because he knows it's true. They breached  
5 this agreement more times that I can remember,  
6 number one.

7 Number two, they're angry at us  
8 because we won't approve a \$250,000  
9 streetscape project. I have a list of \$90  
10 million worth of public works projects all  
11 over the county. Will you let me finish?  
12 Here is how it's supposed to work. It's  
13 supposed to work this way. You listen to what  
14 somebody has to say. If you have a  
15 disagreement you have an opportunity later on  
16 to respond. But if you don't listen to  
17 somebody else you really can't learn anything.

18 \$90 million in public works  
19 projects. Sewer projects. Waste removal  
20 projects. Pump station projects. Roads.  
21 Safety in roads being held up and now -- will  
22 you let me finish?

23 LEGISLATOR ABRAHAMS: What year?  
24 Give us the year.

25 LEGISLATOR NICOLELLO: -- being

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2 held up.

3 LEGISLATOR ABRAHAMS: When I talk  
4 I give all the facts.

5 LEGISLATOR GONSALVES: We are in  
6 recess.

7 (A recess was taken.)

8 LEGISLATOR GONSALVES: We have a  
9 very short calendar and then we will return to  
10 public calendar. As I said earlier, we will  
11 begin with the consent calendar, which are  
12 items that went through committees and voted  
13 upon unanimously and duly vetted in  
14 committees. I will call those items first and  
15 then go to those items which were not part of  
16 the committee process. I'm going to begin  
17 with -- everybody back in their seat. Okay.

18 The consent calendar begins with  
19 item three ordinance 77. Item four ordinance  
20 78. Item five ordinance 79. Item six  
21 ordinance 80. Item seven ordinance 81. Item  
22 eight ordinance 82. Item nine ordinance 83.  
23 Item 10 ordinance 84. Item 11 ordinance 85.  
24 Item 12 ordinance 86. Item 13 ordinance 87.  
25 Item 14 ordinance 88. Item 15 ordinance 89.

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2 Item 16 ordinance 90. Item 17 resolution  
3 136. Item 18 resolution 137. Item 20  
4 resolution 139. Item 21 resolution 140.

5 A motion please. Moved by  
6 Legislator MacKenzie. Second by Legislator  
7 Schaefer. All those in favor of these items  
8 signify by saying aye. Any opposed? The  
9 items pass unanimously.

10 Now, going to the first item on the  
11 calendar which is a hearing for ordinance 76,  
12 and do we have someone here to call the  
13 hearing please. We have to open the hearing.

14 MR. PULITZER: A hearing on  
15 proposed ordinance clerk item 209-17. An  
16 ordinance to adopt the Nassau budget for  
17 Nassau Community College for the fiscal year  
18 commencing September 1, 2017 and ending August  
19 31, 2018, and to appropriate revenues and the  
20 total amount of monies to be raised by  
21 taxation within the County of Nassau for the  
22 purposes of Nassau Community College for such  
23 fiscal year pursuant to the provisions of the  
24 Education Law, the County Law, the General  
25 Municipal Law, the County Government Law of

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2 Nassau County and the Nassau County  
3 Administrative Code.

4 LEGISLATOR GONSALVES: Motion to  
5 open the hearing. Moved by Legislator  
6 Kennedy. Second by Legislator Walker. All  
7 those in favor of opening the hearing signify  
8 by saying aye. Any opposed? The hearing is  
9 now open.

10 We are ready for a presentation by  
11 Dr. Keane.

12 DR. KEANE: Hubert Keane. Good  
13 afternoon Presiding Officer Gonsalves,  
14 Minority Leader Abrahams and legislators.

15 I'm pleased to have the opportunity  
16 to speak to you this afternoon on behalf of  
17 Nassau Community College. As you consider our  
18 budget I want to give you some context for  
19 that as well as to mention a few items at the  
20 end of my comments on achievements of our  
21 students. I especially thank Presiding  
22 Officer Gonsalves for expediting consideration  
23 of the college's budget. As you know,  
24 normally this comes to you in July or August,  
25 but this year it comes in June. We've begun

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2 the process with the county executive and the  
3 Office of Management and Budget. So, it  
4 follows that this expedited schedule is very  
5 helpful to us, to our students, as we put  
6 together financial packages for them.

7 We have in front of us the adopted  
8 budget and so we are clear if you decide to  
9 adopt the budget today.

10 We believe that the budget before  
11 you provides the resources for Nassau  
12 Community College to continue to offer a high  
13 quality education for our students at an  
14 affordable price. Examining the most  
15 important issues for the members of the  
16 legislature let me note that for the 10th year  
17 the budget does not assume an increase in the  
18 county property tax allocated to the college.  
19 NCC remains grateful for the aid the county  
20 executive and the legislature body have  
21 provided. We are especially thankful for the  
22 generous funds provided for our capital  
23 improvements.

24 The capital improvement projects  
25 have transformed the character and the face of

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2 them campus for the benefit of our students,  
3 faculty and staff as well as the greater  
4 community. The county can be proud of the NCC  
5 physical plant.

6 The budget before you is the third  
7 consecutive annual budget with a decrease in  
8 expenses. The current budget proposal  
9 decreases expenses by \$2.5 million from the  
10 2017 budget. And looking back to 2015, this  
11 budget is \$7.4 million less than that budget.  
12 Not one area of the college has been left  
13 unexamined to come up with the budget which we  
14 proposed to our board of trustees and which  
15 they have adopted.

16 Cost savings have been born by  
17 faculty, administration and in nonpersonnel  
18 areas as well. Most of these reductions  
19 result from retirements and staff vacancies  
20 that have not been filled.

21 The budget reflects a cut in state  
22 aid revenue by \$2.5 million. This decrease is  
23 negatively impacted because of our declining  
24 enrollment. This budget assumes a six percent  
25 decrease in enrollment during the coming

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2 academic year. Our loss of enrollment is  
3 typical of community colleges nationally as  
4 well as in New York State. Twenty nine of 30  
5 community colleges within the state university  
6 system last year had decreased enrollments and  
7 this is indeed a national trend. We have not  
8 escaped that trend. Our enrollment too has  
9 gone down.

10 So, enrollment depends on two  
11 separate components. The first is attracting  
12 the students. The second is retaining them  
13 and helping them along to their degree. We've  
14 taken steps in both admissions and marketing  
15 areas to not only attract more new students  
16 but we work hard on programs to retain more  
17 students as well.

18 As you know, there are three major  
19 sources of our funding. This has been the  
20 case historically for community colleges since  
21 their founding in the late '50s and early  
22 '60s. The state, the county and the student  
23 tuition and fees are the three components.  
24 The state legislature in it's 2017-18 budget  
25 increased state aid by \$50 per full time



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2 equivalent student. This increase is offset  
3 because of the decline in enrollment. So  
4 therefore, as I said before, we will lose \$2.5  
5 million from state funding in the budget to  
6 take effect this summer.

7 Unfortunately with declining state  
8 aid, static county contribution, rising health  
9 care costs and the ongoing bond payments for  
10 the retirement incentive, NCC was faced  
11 initially with a \$12 million gap in the budget  
12 for this coming year. Despite those factors  
13 the budget proposal before you draws on only  
14 \$2 million in fund balance for the coming  
15 year. After three years of taking no funds  
16 from our fund balance it has now grown  
17 healthier and to safer levels. It remains  
18 above the board of trustees' minimum level of  
19 four percent.

20 However, continuing to rely on fund  
21 balance can lead to liquidity problems for  
22 us. So, we thought long and hard before  
23 proposing to the board that we tap reserve  
24 funds to make up a portion of our budget. The  
25 board has approved our proposed budget but not

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2 without some painful discussion among  
3 themselves and proposing a situation for the  
4 coming year that we are not completely  
5 comfortable with.

6 It is with this backdrop of  
7 budgetary factors, some over which we have no  
8 control, that the budget recommends a tuition  
9 increase for the next year of \$234. I assure  
10 you that we would prefer anything but a  
11 tuition increase. However, there is no other  
12 place to raise the needed revenue. With the  
13 increase, however, our tuition of \$5,102 still  
14 remains close to that of the two-year colleges  
15 on Long Island and in New York City. And it's  
16 below all of the four-year colleges in the  
17 region and all the SUNY state-operated  
18 campuses.

19 Despite our fiscal challenges, I'm  
20 pleased to tell you about some exciting  
21 initiatives and retention efforts which NCC  
22 has embarked upon.

23 First, we have begun a new  
24 partnership with the East Meadow School  
25 District this spring which will award dual

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2 credits at East Meadow and at WT Clark High  
3 School for college courses that the students  
4 will take at the schools. We believe this  
5 initiative, just launched this year, will be a  
6 model to replicate with other county school  
7 districts. We believe that these types of  
8 partnerships will not only attract students to  
9 NCC but ultimately help retain them as they  
10 start with earned credit as they come to the  
11 college.

12 We've also just begun a program  
13 with the Bethpage School District, and we are  
14 starting it with other school district, in  
15 which we are giving special attention to  
16 groups of students who come to the campus from  
17 those districts to receive counseling on  
18 admissions, to formulate financial aid papers  
19 and to prepare them for admission to the  
20 college. This is we think a new model working  
21 with the high schools that will benefit our  
22 students and smooth the pathway for them to  
23 come to the college.

24 We've also embarked upon a number  
25 of workforce development projects during the

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2 past year. And some which were in existence  
3 already but for this year. Including pharmacy  
4 technician, certified nursing assistant, EKT  
5 technician. That's electrocardiogram  
6 technician. And we are expanding our distance  
7 education courses. By expanding these courses  
8 it facilitates students earning credit towards  
9 their associate degrees with convenience for  
10 many students who work or have commitments  
11 away from the campus.

12 We had two very successful  
13 certificate programs launched this year in the  
14 service industry and we're really proud of  
15 these. One program, funded by Bank of  
16 America, in collaboration with the Mexican  
17 consulate, is a certificate program providing  
18 training and deepens the educational  
19 backgrounds for our predominantly Latino  
20 workers and new Americans in the food service  
21 industry. 100 percent of the students in the  
22 program successfully completed their  
23 certificates. Over 50 percent have already  
24 been promoted and received a pay increment in  
25 the positions they held. In fact, already

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2 held as they undertook earning the  
3 certificate.

4 A second program is in partnership  
5 with PSEG, National Grid and New York American  
6 Water to train women in the utility industry  
7 jobs, where the workforce is overwhelming male  
8 oriented. This three-month certificate  
9 program was just concluded and it prepared  
10 graduates for job opportunities with higher  
11 wages in the electric, gas and water utility  
12 industries. I'm happy to say that in a mere  
13 few days since graduation more than half of  
14 the women have received job offers from these  
15 utility industries. Some of them will be  
16 working at least in a part-time basis in the  
17 summer as well. These are likely to lead to  
18 full-time jobs.

19 We also have a very creative and  
20 dedicated drug intervention program for our  
21 students, and it is unusual in the state and  
22 we're proud of it. We have seen the rise in  
23 substance abuse and alcohol abuse among our  
24 young people and NCC is not immune from that.  
25 So, we have dedicated special efforts to

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2 counseling in an extended format for our  
3 students. Extended not just while they're on  
4 the campus but for intercepting them when they  
5 need the assistance away from campus.

6 And then finally, our students  
7 excel in a number of ways nationally. And I  
8 want to mention some awards that they have  
9 won. In addition to the State University  
10 Chancellor Award, of which 11 of our students  
11 were honored this spring, but on the national  
12 level wrestlers and shotputters were national  
13 champions in their sport. The cheerleaders  
14 won national award. Our five SUNY Chancellor  
15 Award scholars-athletes and the national  
16 champion speech and debate team, which took  
17 home it's 16th consecutive title. And there  
18 are many students and faculty that continue to  
19 be recognized and honored by SUNY and  
20 nationally in competition. We are really  
21 proud of our students and their  
22 accomplishments.

23 So, we continue to be grateful to  
24 the county executive and the county  
25 legislature for your ongoing and steadfast

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2       support of the college. Please note that it  
3       is with this continued support that Nassau  
4       Community College will continue to provide the  
5       affordable, high quality, higher education  
6       that will serve our students in the  
7       communities in which they live. Thank you for  
8       your attention.

9                   LEGISLATOR GONSALVES:       Legislator  
10      Nicolello.

11                  LEGISLATOR NICOLELLO:       Yes,  
12      Dr. Keane, I'm puzzled by the loss of  
13      students, lack of retention, obviously not  
14      just at Nassau but across the spectrum. It  
15      seems like in an era when student loans exceed  
16      credit card debt and this is such a great  
17      bargain, as you said high quality, affordable  
18      education, I'm curious why is it that  
19      community colleges are losing students?

20                  DR. KEANE:       The explanation  
21      that's given for the national situation, not  
22      just for our own, is that when the economy is  
23      very good a lot of students that would  
24      normally go to the community college go out  
25      and work. And if the economy is not good then

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2 they come back to the community college for  
3 more education and training. Maybe a  
4 certificate program. We do not know with any  
5 great specificity why the decrease. We do  
6 know that in New York State only about 43  
7 percent of adults have degrees, including  
8 associate degrees. There's a large market out  
9 there to take advantage of our programs.

10 LEGISLATOR NICOLELLO: How do you  
11 believe the state's program with respect to  
12 tuition payment is going to affect the  
13 college?

14 DR. KEANE: It will affect us to  
15 a rather small extent. It's not going to  
16 bring very large numbers of students for a  
17 number of reasons. First of all, it is a  
18 family range of income from let's say about  
19 \$70,000 up to \$120,000 where the students will  
20 be greatly helped by it.

21 On the other hand, it also has  
22 restrictions. Many of our students are part  
23 time, and in order to qualify you must earn 30  
24 credits in the calendar year. So that group  
25 of students will not earn it. And then there



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2 is the residency requirement, which some  
3 students might be reluctant about. Two  
4 years. Actually it's the number of years in  
5 which you receive the benefit that you must  
6 remain employed in New York State.

7 LEGISLATOR NICOLELLO: Thank you.

8 LEGISLATOR GONSALVES: Legislator  
9 DeRiggi-Whitton.

10 LEGISLATOR DERIGGI-WHITTON:  
11 Thank you. I see that New York State gives  
12 \$150 per student as far as their share. Is  
13 that in line with other states like  
14 Connecticut? Do you know what they give?

15 DR. KEANE: I would say right now  
16 Connecticut is struggling along as I learned  
17 just recently talking with some higher ed  
18 people there. But New York State is generous,  
19 not necessarily in the operating money that  
20 comes to the college but in student support.  
21 So the TAP, the Tuition Assistance Program  
22 grant, is generous. New York State is very  
23 good in that regard. So to compare it to  
24 Connecticut --

25 LEGISLATOR DERIGGI-WHITTON: Or

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2 any state. Is 150 typical or are we on the  
3 lower side or the higher side?

4 DR. KEANE: Are you thinking that  
5 I mentioned 150? This year the state budget  
6 passed additional \$50 that will go into our  
7 operating budget for the next year per full  
8 time equivalent student. That is per  
9 student. That's an increase of \$50.

10 LEGISLATOR DERIGGI-WHITTON: So  
11 where does that put us now? Are we above  
12 other states with the contribution? Are we  
13 average? Where is the 150?

14 DR. KEANE: I cannot say compared  
15 with other states' community colleges. There  
16 are so many different funding models for  
17 community colleges across the country that it  
18 would be difficult to compare that.

19 LEGISLATOR DERIGGI-WHITTON: Was  
20 there any way to negotiate with the state? I  
21 know even with the increase I know because the  
22 tuition -- the enrollment declined so much we  
23 are still losing money, correct?

24 DR. KEANE: Yes, we are losing  
25 money from the state because of the decrease

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2 in enrollment, yes.

3 LEGISLATOR DERIGGI-WHITTON: Even  
4 with the \$50 increase?

5 DR. KEANE: Yes.

6 LEGISLATOR DERIGGI-WHITTON: I'm  
7 just curious. If they had a certain amount  
8 allotted to us and now we're getting less  
9 maybe there would be a way to ask them if they  
10 will do 175 per student. Do you think this is  
11 negotiable or do you think the only option is  
12 raising the tuition?

13 DR. KEANE: Once the state adopts  
14 its budget it's in place for us far as that  
15 goes. If there were supplemental money coming  
16 in addition to that then obviously that would  
17 be very helpful. I would say, by the way,  
18 that in spite of the ten year static  
19 allocation from the county that you are still  
20 higher than the state's contribution. So we  
21 get about 27 percent of our budget from the  
22 county, about 23 percent from the state. And  
23 of course the student proportion has gone up  
24 and continues to go up.

25 LEGISLATOR DERIGGI-WHITTON: I'm

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2 sure your lobbying with the state is quite  
3 good. It seems to me last year's budget they  
4 gave more than they're giving to this year.  
5 Maybe there's a way if it was allocated for  
6 last year maybe the state would still be  
7 willing to come around a different way. Maybe  
8 more per student.

9 DR. KEANE: We lobbied very  
10 hard. In fact, the community colleges across  
11 SUNY lobbied very hard for additional funds  
12 for the year. By the way, 29 of the 30  
13 community colleges in the state university  
14 system last year lost enrollment. This year  
15 the one that did not lose enrollment is  
16 projecting a drop. So therefore, we all  
17 lobbied very hard knowing we were faced with  
18 this difficult budget system. They started  
19 out with their one house budgets of zero and  
20 100 and they ended up with \$50 increment per  
21 student.

22 LEGISLATOR DERIGGI-WHITTON: I  
23 hope we can improve that by the time we get to  
24 next year because to keep asking the students  
25 for more and more money -- I know it's less

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2 than most other colleges but it's getting  
3 pricey. I remember it was a lot less not that  
4 long ago. Now it's \$5,000 a year. I would  
5 just focus towards the state as much as we can  
6 next year.

7 LEGISLATOR GONSALVES: Legislator  
8 Bynoe.

9 LEGISLATOR BYNOE: Thank you  
10 Presiding Officer. Good afternoon Dr. Keane.  
11 I echo many of the sentiments that -- the line  
12 of questioning of Legislator DeRiggi-Whitton.  
13 As a graduate of Nassau, having worked full  
14 time and put myself through school, I know how  
15 challenging it is to actually come up with the  
16 fees and the tuition. So, I would like to see  
17 the state step up and give more. And I'd love  
18 to see the county in some year, some budget  
19 year, be able to give their allocation as  
20 well.

21 But I have a question regarding the  
22 collaborations between Nassau Community  
23 College and the high schools. I know about  
24 the existing relationship between Nassau and  
25 East Meadow, and I questioned at the time when

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2 I was told about it why East Meadow was  
3 actually selected. I was told it was based on  
4 proximity and the level of enrollment. That  
5 that was a school district that sent the  
6 highest number of students to Nassau Community  
7 College annually.

8 So I question now how we ended up  
9 going out to Bethpage to find out -- to do an  
10 enrollment, encouraging students to come in  
11 and give them technical assistance. I'm just  
12 wondering where are we, because at the time I  
13 most certainly requested that we start to look  
14 at school districts that are also in proximity  
15 like Uniondale and Westbury and the like to  
16 encourage enrollment and the collaboration so  
17 that those students could also earn college  
18 credits while in high school. Are we any  
19 closer to creating a relationship between  
20 Hempstead, Westbury, Uniondale, other schools  
21 in proximity to build that kind of  
22 relationship with them?

23 DR. KEANE: Let me clarify that  
24 the East Meadow one is a credit-bearing  
25 program. Whereas, the one with Bethpage and

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2 other districts that we've begun some  
3 discussion with are service related to make  
4 sure the students get the service they need  
5 and that there is a smooth pathway for them  
6 coming into the college.

7 Regarding other districts, well,  
8 with our 56 school districts in Nassau  
9 County -- by the way, you're correct that  
10 these, Uniondale, Westbury, Hempstead are  
11 close districts and we've not yet reached --  
12 we have number of programs with the district.

13 LEGISLATOR BYNOE: I'm  
14 specifically interested in the one that allows  
15 them to get the college credits while in high  
16 school. That's the program I'm specifically  
17 speaking to.

18 DR. KEANE: We are trying to  
19 pioneer it because we have some restrictions  
20 with respect to labor contracts and teaching.  
21 But we think we have a pathway to be able to  
22 do this in other schools. It is, by the way,  
23 not uncommon for colleges to do this but we  
24 need to do it for our institution, our high  
25 schools, and so we're hopeful that we will

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2 expand it.

3 LEGISLATOR BYNOE: I know that  
4 the Presiding Officer, Legislator Ford, myself  
5 and Legislator Abrahams, we meet continually,  
6 kind of quarterly. For the next quarterly  
7 meeting I would love to hear where we are with  
8 building those relationships for the  
9 opportunities for those students to be able to  
10 earn some college credits. I know those  
11 schools are sending students to Nassau  
12 Community in large numbers, and I think we  
13 should build a relationship with them and help  
14 those students offset their college expenses.

15 DR. KEANE: We would be pleased  
16 to give you a report.

17 LEGISLATOR GONSALVES: Legislator  
18 Drucker.

19 LEGISLATOR DRUCKER: Dr. Keane,  
20 greetings. I wanted to say how much I  
21 appreciate and we appreciate and commend you  
22 for the tremendous leadership you have  
23 provided the students at Nassau Community  
24 College and this institution overall. It's  
25 been a very challenging time during your brief



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2 tenure so far, but I think you have managed to  
3 navigate the ship and put it on the right  
4 path. The collaboration that you've received  
5 from your administration and the faculty and  
6 the students is a testament to your abilities,  
7 and this legislative body recognizes how  
8 important this institution is for providing an  
9 affordable way for higher education, which is  
10 the foundation for our future in this county.

11 So, I just wanted to take this  
12 opportunity to thank you for your service and  
13 you certainly have, I believe, the support of  
14 this legislative body.

15 DR. KEANE: Thank you Legislator  
16 Drucker for the comments. But also thanks for  
17 the support you gave to the college during  
18 your year on the board of trustees.

19 LEGISLATOR GONSALVES: Any other  
20 legislators? Legislator Schaefer.

21 LEGISLATOR SCHAEFER: While we're  
22 on the topic. Good afternoon. The topic that  
23 Legislator Bynoe was talking about with regard  
24 to having the student be able to get college  
25 credits in high school is it a long process?

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2 Does it takes some sort of state involvement?  
3 Accreditation? I assume so with as you were  
4 mentioning unions. Is it a big deal?

5 DR. KEANE: It is built into the  
6 contract with our full-time faculty when  
7 courses are offered off campus that they will  
8 be involved. We do not think that's an  
9 impossible barrier but we need to make sure we  
10 honor it because it is contractual.

11 LEGISLATOR SCHAEFER: Thank you.

12 LEGISLATOR GONSALVES: Legislator  
13 Walker.

14 LEGISLATOR WALKER: I know that  
15 in several of the districts area that I  
16 represent, the school districts, they do have  
17 agreements with certain colleges. They're  
18 just not with Nassau Community College. Would  
19 it be up to a school district to reach out to  
20 you, the college, or it's just that you reach  
21 out to the districts?

22 DR. KEANE: The idea is that we  
23 would reach out to them because they have  
24 other offers, right? For to us do it we need  
25 to take the initiative to get it done. In my

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2   previous role we had relationships with  
3   something over 50 high schools in offering  
4   credit-bearing courses in those schools. So,  
5   it was the initiative of the campus because  
6   there are other colleges doing the same,  
7   having the same offering. So it should be our  
8   initiative. And we are working more actively  
9   on it now.

10                   LEGISLATOR WALKER:     It is  
11   wonderful. I know my children, not all of  
12   them, some were a little more focused than the  
13   others, but they started out in college with  
14   15 or 18 college credits that was beneficial.  
15   You didn't have to think about the more  
16   expensive tuition that you had to pay once  
17   they finished high school. Obviously there  
18   were fees attached to it but a much smaller  
19   scale than if they had taken them in college.

20                   DR. KEANE:     Indeed. The more  
21   credits of course to feed into your degree  
22   program when you get to the college the sooner  
23   you can graduate. Less debt. And of course  
24   get into the job market more quickly. So.

25                   LEGISLATOR WALKER:     Thank you

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2 very much.

3 LEGISLATOR GONSALVES: Legislator  
4 Bynoe.

5 LEGISLATOR BYNOE: I apologize.  
6 I had one other question. We were looking  
7 through the budget and I haven't been able to  
8 locate it yet. You were in negotiations with  
9 the local school district for rental of some  
10 unused space at Nassau. Was that rental  
11 income taken into consideration in your  
12 budget?

13 DR. KEANE: Yes. When the  
14 college was at its peak enrollment, just to  
15 give you all some background on this, when it  
16 was at its peak enrollment it needed more  
17 space. Therefore it rented a building just to  
18 the northeast of the campus which is called  
19 the North Annex, and it was renovated by the  
20 owner. Wonderful classroom space now. But  
21 because our enrollment has shrunk we no longer  
22 need it. However, we have a lease, 20 year  
23 lease, and I think we are around year eight or  
24 nine on the lease. So the Westbury School  
25 District, which is growing rather rapidly and

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2 needed as much as 14 classrooms, which is  
3 exactly the number of classrooms in the North  
4 Annex, it's not so far away.

5 So, yes, we are relieving the lease  
6 payment, a portion of the lease payment  
7 because we will continue to use it in the  
8 evenings and weekends. But the lease payment,  
9 a portion of it will be relieved by this  
10 subleasing to the Westbury schools. And that  
11 benefit is incorporated into the budget that  
12 we've made.

13 LEGISLATOR BYNOE: Thank you  
14 Dr. Keane. I believe a member of our staff is  
15 getting the specific page that that's on.

16 LEGISLATOR GONSALVES: Any other  
17 legislator? Any public comment? I think I  
18 have Mr. Budnick who submitted a slip on the  
19 college.

20 MR. BUDNICK: I have to  
21 compliment Dr. Keane and all the folks over at  
22 Nassau Community College, pardon my language,  
23 for doing absolutely everything with almost  
24 nothing. You heard that the state  
25 contribution to Nassau Community College has

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2 fallen to 23 percent. When the system was set  
3 up that was supposed to be in perpetuity 33  
4 percent. The state has bumped out. You  
5 wonder why there are less students able to go  
6 to the community college because over the last  
7 number of years the only way of getting more  
8 money to the community college has been to  
9 increase the tuition. And it's gotten to the  
10 point where it is totally prohibitive for many  
11 students, especially in more disadvantaged  
12 areas. That appalls and sickens me.

13 I lay at the governor's feet the  
14 terrible problem that Nassau Community College  
15 has. I'm not happy that the county is down to  
16 27 percent either but at least it's a lot more  
17 respectable than under a quarter. Because  
18 that means the students are paying over 50  
19 percent of the cost. When it was anticipated,  
20 created and set up back in 1959 the county was  
21 going to pick up one third, the students were  
22 going to pick up one third and now we are  
23 literally forcing students to pay for the  
24 state's and what should be the county's  
25 contribution here.

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2 I have to tell you that I'm very  
3 proud of the innovative things that they are  
4 doing there throughout the county trying to  
5 bring in more students. Bring in more college  
6 level work for students and bring in more  
7 college level programs for students. It is  
8 absolutely fabulous. But I think there is a  
9 financial hurdle here that has been creating  
10 problems over the last several years because  
11 we have decreasing enrollment and it's a  
12 correlation I believe of increasing price.  
13 Unless some changes to that is effectuated it  
14 will continue in that direction and that is a  
15 terrible precedent, a terrible situation and  
16 it's a terrible burden upon the families and  
17 the students.

18 Many of the students at Nassau  
19 Community College were like me when I went  
20 there. I had no support from my parents. One  
21 parent had attempted suicide and my other  
22 parent was prostrate with grief and mentally  
23 couldn't do anything. I had to work my way  
24 through there and other schools and support my  
25 family and also take care of my family. I sew

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2 very nicely by the way.

3 I want to compliment each and every  
4 one of you for taking the time, trouble and  
5 effort to listen and to also listen very  
6 carefully to the words of Dr. Keane and the  
7 implications of that, both for our community  
8 and especially for the students in our  
9 community and the options that we are shutting  
10 them out of because in large part what New  
11 York State is doing to our community college  
12 financially. I thank you all very much for  
13 your time and effort.

14 LEGISLATOR GONSALVES: Thank you  
15 Mr. Budnick. There are no other slips  
16 regarding the college. Any other comments  
17 from the legislators? There being none,  
18 motion to close the hearing. Moved by  
19 Legislator Gaylor. Seconded by Legislator  
20 Rose. All those in favor of closing the  
21 hearing signify by saying aye. Any opposed?  
22 The hearing is now closed.

23 Now for item two on the calendar,  
24 which is a vote on the college budget. Item  
25 two is ordinance 76, an ordinance to adopt the



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2   Nassau County budget for Nassau Community  
3   College for the fiscal year commencing  
4   September 1, 2017 and ending an August 31,  
5   2018, and to appropriate revenues and the  
6   total amount of monies to be raised by  
7   taxation within the County of Nassau for the  
8   purposes of Nassau Community College for such  
9   fiscal year, pursuant to the provisions of the  
10   Education Law, the County Law, the General  
11   Municipal Law, the County Government Law of  
12   Nassau County Law and the Nassau County  
13   Administrative Code.

14                   Moved by Legislator MacKenzie.  
15   Seconded by Legislator Walker. Any other  
16   comments regarding this item? Any public  
17   comment? There being none, all those in favor  
18   of item two ordinance 76 regarding the Nassau  
19   County budget say aye. Any opposed? The item  
20   passes unanimously.

21                   Good job Dr. Keane. Not  
22   surprised. It's not an easy task to try to  
23   survive with no money. Right? Or very little  
24   money. I do remember when we had one-third,  
25   one-third, one-third. We are far from that

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2 now. It means we have to start campaigning  
3 now for next year. Don't let any grass grow  
4 under our feet.

5 Mr. Pulitzer, I believe we have an  
6 emergency item. We need to establish the  
7 emergency. Please call the emergency.

8 MR. PULITZER: An emergency  
9 resolution declaring an emergency for  
10 immediate action upon an ordinance amending  
11 ordinance 186-B-15 providing for an  
12 expenditure to finance certain payments to  
13 Nassau Community College Federation of  
14 Teachers Member Employees at Nassau Community  
15 College upon separation from employment,  
16 authorizing \$7,650,000 of bonds of the County  
17 of Nassau to finance said expenditure and  
18 making certain determinations pursuant to the  
19 State Environmental Quality Review Act,  
20 pursuant to the Local Finance Law of New York  
21 and the County Government Law of Nassau  
22 County.

23 LEGISLATOR GONSALVES: A motion  
24 to establish the emergency made by Legislator  
25 Schaefer. Second by Legislator Rhoads. All

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2       those in favor of establishing the emergency  
3       signify by saying aye. Any opposed? The  
4       emergency is established unanimously.

5                   Now for the item that was just  
6       called, which is item 253-17, and it's the  
7       ordinance providing for an expenditure to  
8       finance certain payments to Nassau Community  
9       College Federation of Teachers Member  
10      Employees at Nassau Community College upon  
11      separation from employment, authorizing  
12      \$7,650,000 of bonds of Nassau County to  
13      finance said expenditure, and making certain  
14      determinations pursuant to the State  
15      Environmental Quality Review Act, pursuant to  
16      the Local Finance Law of New York and the  
17      County Government Law of Nassau County.

18                  A motion by Legislator Gaylor.  
19      Second by Legislator Ford. Any questions  
20      regarding this particular item? Do we have  
21      any questions regarding this item?

22                  LEGISLATOR ABRAHAMS: I would  
23      just quickly if Dr. Keane or Kate Murray can  
24      come up and give us a quick explanation.

25                  DR. KEANE: So, the background of

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2 this that in the contract of 2014 to '17 of  
3 the faculty contract there was an incentive  
4 for retirement and that incentive led to 105  
5 retirements. The payout for the benefits that  
6 were in the contract led to this cost of over  
7 \$7 million. So, at the time the college asked  
8 for a ten-year loan, a loan with a pay back of  
9 ten years, and you approved that. However,  
10 NIFA denied it and we ended up with four-year  
11 loan with a pay back schedule requiring a very  
12 quick and high payment for us within four  
13 years.

14 So, we have now asked NIFA to  
15 reconsider. They have. And they have  
16 approved, pending the legislators' approval as  
17 well, of a ten-year schedule. So it would be  
18 extended. So, it's really not new money,  
19 although obviously it's just a different pay  
20 back schedule. Although the interest  
21 obviously must be paid during that period of  
22 time. That's the background of it.

23 The emergency situation is such  
24 that we just want to confirm our budget, get  
25 it in place, because we are currently working

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2 very hard on complying with the accreditation  
3 standards of our accrediting agency, which is  
4 called the Middle States Association. We are  
5 working very much to comply with that. And as  
6 we put together a report for a team that will  
7 be visiting us in the fall we want to make  
8 sure that we have secured our finances and  
9 presented our finances in a way that will be  
10 convincing to that team and will show that the  
11 college is on solid financial grounds. So  
12 that gives some urgency for us to request your  
13 approval of the extended payment schedule.

14 LEGISLATOR GONSALVES: Any other  
15 comments or questions from the legislators?  
16 Any public comment? There being none, all  
17 those in favor of item 253 signify by saying  
18 aye. Any opposed? It's unanimous. Thank you  
19 Dr. Keane and Kate Murray and all who are here  
20 on behalf of the college. That item also  
21 passed unanimous.

22 Now, I believe there are no  
23 other -- a motion to adjourn please. Moved by  
24 Legislator Kopel. Second by Legislator  
25 Nicoletto. All those in favor of -- I just

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2 received good advice and the advice was to  
3 recess this meeting because Albany is still in  
4 session and we can hear hopefully some good  
5 news from Albany before the end of the week.  
6 So this body is now in recess.

7 (Meeting was recessed at 3:38 P.M.)

8 MR. BUDNICK: Please forgive me.

9 LEGISLATOR GONSALVES: I have a  
10 lot of speakers Mr. Budnick.

11 MR. BUDNICK: Please take them  
12 first.

13 LEGISLATOR GONSALVES: We are now  
14 in recess for the June 19th meeting.  
15 Hopefully we will hear something positive from  
16 Albany. I'm going now according to the slips  
17 that were given to me. Patricia Gattling. Is  
18 there a Patricia Gattling here? Okay.

19 MS. GATTLING: Madam Presiding  
20 Officer, honorable legislators, good  
21 afternoon. My name is Patricia Gattling and  
22 I'm here to offer testimony before you based  
23 on my professional experience, 20 years as a  
24 prosecutor, 13 years as a New York City Human  
25 Rights commissioner and deputy secretary for

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2 civil rights under Governor Andrew Cuomo.

3 Transportation equity is a civil  
4 and human rights priority. Access to  
5 affordable and reliable transportation widens  
6 opportunity and is essential to addressing  
7 poverty, unemployment and other equal  
8 opportunity goals such as access to good  
9 schools and health care services.

10 An alarming result of the  
11 proliferation of TNCs in the undeniable  
12 adverse impact on people with disabilities,  
13 senior citizens, underserved communities, the  
14 environment, social responsibility and the  
15 labor force of the so-called on-demand sharing  
16 economy.

17 The TNC business model halted  
18 progress in achieving accessibility in public  
19 transportation for people with disabilities  
20 and seniors. They also provided inadequate  
21 servicing to low income, minority rule,  
22 unbanked and technology deprived communities.

23 They also caused vehicle  
24 proliferation and search pricing which added  
25 to congestion and carbon emissions. And the

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2 so-called sharing economy does not in fact  
3 apply.

4 The lack of fingerprinting  
5 requirements jeopardizes the safety of the  
6 riding public and the lack of equal access for  
7 all individuals is discrimination. So I urge  
8 you to adopt the local law and opt out.

9 LEGISLATOR GONSALVES: Thank you  
10 very much Patricia.

11 Pat Russo.

12 MS. RUSSO: Good afternoon Madam  
13 Presiding Officers and honorable legislators.  
14 My name is Pat Russo and I thank you for the  
15 opportunity to testify this afternoon on the  
16 TNC opt out. I am an adjunct professor at  
17 John Jay College of Criminal Justice and an  
18 attorney by profession in private practice  
19 now.

20 Before I entered private practice I  
21 spent 16 years as a state prosecutor in the  
22 state inspector general's office, as a chief  
23 judge of the Taxi and Limousine Commission, as  
24 an inspector general at the New York City  
25 Department of Investigation. I'm here today



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2 to testify specifically on the importance of  
3 ensuring public safety for those using taxis,  
4 limousines and TNCs.

5 I understand that lesser  
6 deregulation for TNCs has a lot of appeal to  
7 many. After all, this country was built on  
8 hard work and people may not have been able to  
9 achieve all they have because of excess  
10 regulations. But we really are talking today  
11 about a level playing field. Today there is  
12 at least one federal appeals case coming out  
13 of Newark, New Jersey where there is a  
14 challenge to the special treatments for TNCs  
15 as a violation of equal protection in the  
16 United States Constitution.

17 I testified in support of Nassau  
18 County continuing to ensure the safety of its  
19 riding public by opting out of the state TNC  
20 law and specifically allowed in the recently  
21 passed legislation. The role of taxi  
22 regulation is at the heart to protect the  
23 public, including criminal background checks  
24 for drivers. Ensure access for service. And  
25 ensuring that vehicles are safe and properly

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2 insured.

3 A criminal background check is the  
4 responsibility of the regulator, not a private  
5 company in getting as many drivers on the road  
6 as possible out of financial interest.

7 In April of 2017 the Massachusetts  
8 Department of Public Utilities completed an  
9 audit of TNC drivers and that agency found  
10 that more than 8,200 drivers out of nearly  
11 71,000 TNC drivers who had who already cleared  
12 the TNC background checks, have been banned  
13 after failing a new state records review.  
14 These numbers included 51 registered sex  
15 offenders and hundreds who were rejected for  
16 other sex related crimes and violent  
17 histories. Others were banned for minor  
18 license offenses. As a result, now regulators  
19 and legislators from Portland, Oregon,  
20 Colorado, Rhode Island and other places have  
21 responded with reported statements to the  
22 Massachusetts audit with a sort of buyer's  
23 remorse and now they are considering similar  
24 audits.

25 In May of 2015 I coauthored a

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2   report with Professor Matthew Daus called One  
3   Standard for All. It provided a comprehensive  
4   analysis of background checks, examined the  
5   type of checks in use of vetting for-hire  
6   drivers in a variety of jurisdictions and for  
7   those who transport the public needs. I  
8   believe a copy has been provided for your  
9   review.

10                   In sum, the use of biometrics,  
11   fingerprints, the driver vetting process  
12   provides a efficient, cost effective and  
13   comprehensive results. Government regulatory  
14   agencies not private companies should apply  
15   uniform licensing standards to the app  
16   companies. I'm just finishing up.

17                   Arrest and convictions that  
18   occurred greater than seven years are not  
19   available to the private companies. At the  
20   same time they can't hide behind that.

21                   In sum, neighboring New York City  
22   today allows TNCs like Uber and Lyft to  
23   operate in the same fashion. Licensing  
24   drivers by vetting them for drug tests,  
25   criminal background checks and ensuring

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2   vehicle safety. To illustrate the benefit of  
3   Nassau TLC doing it everyday, I'm actually  
4   shocked to hear the advocates for TNC speak  
5   that Nassau County can no longer do what it's  
6   doing today and what neighboring New York City  
7   is doing every day. The fundamental role of  
8   government is to ensure public safety. To  
9   allow TNCs to operate on a lesser standard may  
10  not just violate the constitution, but the  
11  oath that each every public official takes to  
12  serve his or her community and that vow is a  
13  public official. I ask you to exercise your  
14  rights as allowed under the state law and opt  
15  out. I'm available for any questions. Thank  
16  you. Thank you for your time. I believe that  
17  copy of the report has been made available to  
18  each and everyone of you. I have a full copy  
19  of testimony as well if I can hand that up.

20                   LEGISLATOR GONSALVES:     Please  
21  do. Heidi Sanft.

22                   MS. SANFT:     Good afternoon.  
23  Thank you for letting me say what I have to  
24  say. My name is Heidi Sanft. I'm the vice  
25  president of the Nostrand Garden Civic

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2   Association in Uniondale and a member of the  
3   Greater Uniondale Area Action Coalition. For  
4   the past six or seven months our president,  
5   Pearl Jacobs, who spoke earlier, and I have  
6   been coming here asking you to please put the  
7   Uniondale streetscaping project on your  
8   calendar. And with all due respect Presiding  
9   Officer Gonsalves, your answer has been no.  
10   What I would like to do is just review a few  
11   facts that I have. With me here is the  
12   Uniondale Vision Plan.

13                   The Uniondale Vision Plan was  
14   published in August of 2002. Excuse me, 2012.  
15   And it was funded by Nassau County and the  
16   town of Hempstead. There was a fee of  
17   \$102,000 paid to hire a consultant to put this  
18   report together. My question is, what good is  
19   a vision plan if five years later nothing's  
20   been done? There is an action plan in the  
21   vision plan and I'm looking at it right now.  
22   And one of the items says Begin county  
23   streetscaping initiative along Uniondale  
24   Avenue between Front Street and Jerusalem  
25   Avenue and the time frame is zero to six

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2 months.

3 Once again, the Uniondale vision  
4 plan, some of you have seen it some of you  
5 have not, it was quite lengthy and well put  
6 together, was published in August of 2012.  
7 That's right on the front. On November 10,  
8 2015, and again this date is firmly etched in  
9 my brain because it's my birthday. That's  
10 here forever. The contractor was selected by  
11 Nassau County for our streetscaping plan.  
12 Yea. Progress. We were excited.

13 In May 2016 this particular  
14 project, it's known as contract B11-16 came to  
15 the legislature. That's of course all of  
16 you. It's now June of 2017 and nothing has  
17 happened. This is not about politics. It's  
18 about doing the right thing. Please put this  
19 contract on the Rules Committee's calendar  
20 Presiding Officer Gonsalves.

21 I read in Newsday that you will not  
22 be seeking reelection. Please do the right  
23 thing for our community. It needs a lot of  
24 help. None of us get paid for all of what we  
25 do and some times the amount of things that we

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2 need to take care of is overwhelming.

3 You know, I own a business. We  
4 have people working full time and taking time  
5 off to be here and each and every day we try  
6 to make Uniondale better. And then some other  
7 problem pops up. We need your support.  
8 Please put this project on the Rules  
9 Committee's calendar so it can go for a vote  
10 and be moved forward. Thank you.

11 LEGISLATOR GONSALVES: Angela  
12 Marmo.

13 MS. MARMO: My name is Angela  
14 Marmo. My father and I, Robert Marmo, own and  
15 run North Shore Transportation in Manhasset  
16 for the last 30 plus years. Since 1897 cabs  
17 have been in New York. Our symbol to the  
18 world are the Statute of Liberty, apples and  
19 cabs. Present day the traditional cab company  
20 and drivers have the highest standards of  
21 safety and follow all rules, laws, regulations  
22 and codes. I don't understand why a  
23 transportation company in the same state just  
24 because it's an app the standards are going to  
25 be lowered and be allowed different laws where

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2 the main purpose is to transport the general  
3 public from A to B safely.

4 I personally, other cab owners and  
5 the general public who are actually aware of  
6 this problem, have a huge concern with many of  
7 these issues that Uber, Lyft, TNC companies  
8 have been getting away with for years.

9 Priority number one is safety.  
10 Sexual Offender Registration act does not  
11 allow a sex offender to work on an ice cream  
12 truck or drive a school bus. Why would you  
13 allow them to drive a taxi? In my company  
14 alone I drive at least 50 children a day to  
15 and from schools, practices, friends  
16 restaurants and other events. That's over  
17 1500 trips a month at least where a potential  
18 convicted pedophile may be in direct contact  
19 with a minor. Convicted pedophile, rapists,  
20 murderers should not be legally granted the  
21 right to endanger the unaware, innocent  
22 general public. There needs to be proper laws  
23 to ensure safety. This is dangerous for the  
24 general public and drastically dangerous to  
25 for women, children and the elderly. This



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2 cannot be allowed.

3 Furthermore, there are hundreds of  
4 transportation companies in Nassau and  
5 Suffolk. Why would you allow basically one  
6 company to have lesser laws, regulations and  
7 lower standards than every other  
8 transportation company has to follow? There  
9 are laws in place for good reasons. Been for  
10 decades. They should remain, be enforced and  
11 all should follow.

12 This will affect many companies,  
13 jobs, homes and communities and not for the  
14 good and not only in transportation. Local  
15 economy will be affected by our employees not  
16 supporting local establishments because they  
17 will be out of a job and we will be out of  
18 business. For instance, many local food  
19 establishments will be affected due to the  
20 drop in cliental of local workers. Many  
21 companies such as our paint shops and printing  
22 shops like the ones that make our lettering  
23 for our cars that we legally have to have on  
24 our vehicles, which is the name of the  
25 company, address, phone number and car

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2     number. Unlike TNC companies that have  
3     nothing identifying them to the general public  
4     besides a small sticker. You can't call with  
5     a question, concern or complaint. Also to  
6     point out cabs are circling towns 24-7 serving  
7     as extra eyes and ears who help them work with  
8     law enforcement.

9                   Continue to lead as an example.  
10    There needs to be set protocols regarding  
11    proper insurance, background checks,  
12    fingerprinting and drug testing. Which should  
13    all be through a third party that they did  
14    not, like we have. If I want to put another  
15    cab on the road in the town of North Hempstead  
16    I have to get permission from my town after a  
17    necessity study is done. The TNCs can license  
18    an endless number of vehicles flooding our  
19    streets, polluting our environment and air  
20    quality from cruising.

21                  Another problem is the pricing. We  
22    have set pricing which is mandatory. But they  
23    can undercut and have surges according to  
24    date, weather and time. We all have been  
25    serving our areas for decades without this

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2 many instances and discrepancies combined.  
3 Accidents, harassments, assaults, kidnaping,  
4 death and law breaking that these unsupervised  
5 companies have been the last couple of years.  
6 We want answers. How is this fair? How is  
7 this legal? There must be a fair and level  
8 playing field for everyone to follow the same  
9 laws. A passengers should have the right and  
10 the law behind them to feel safe and protected  
11 using any public service. Don't let them get  
12 away with this anymore and help us fight for  
13 stronger laws, equal laws for transportation  
14 companies. Please help keep our community  
15 safe. Thank you for your time.

16 LEGISLATOR GONSALVES: Thank you  
17 Angela. Jeanine Maynard.

18 MS. MAYNARD: Good afternoon. My  
19 name is Jeanine Maynard. I'm here as to  
20 co-facilitator of the GUAAC coalition. That's  
21 the Greater Uniondale Area Action Coalition.  
22 On behalf of the community, we have organized  
23 ourselves to have a unified voice with certain  
24 points of unity. Beautification of our  
25 community is one of those points of unity.

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2 Everyone in the neighborhood agrees that is it  
3 is one of our priorities to improve the look  
4 and the feel of Uniondale.

5 Uniondale is a global community.  
6 We are very well positioned to be involved in  
7 the revitalization of Nassau County. We've  
8 done our due diligence to strengthen our  
9 community and our involvement and our planning  
10 to participate. Right now we've been taken  
11 advantage of for political purposes that have  
12 divided the parties here in being able to get  
13 the work of the community done. That's a huge  
14 disappointment to the neighborhood, but it's  
15 also something that I'm asking everyone to  
16 consider.

17 Right now the legacy of this  
18 administration and the legacy of the Central  
19 Hub of Nassau County is at stake. We have the  
20 look of revitalization with the new coliseum  
21 and corridors that approach that coliseum  
22 looking spiffy in Westbury, looking great in  
23 Mineola, looking wonderful in Garden City  
24 looking improving in Hempstead, looking okay  
25 coming up Merrick Avenue from Merrick to East

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2 Meadow.

3 Yet when you come south from  
4 Uniondale between the parkway and the coliseum  
5 you see nothing. That is part of the shameful  
6 legacy of Nassau County and its corridor of  
7 color and the disparities of community that  
8 have plighted this county. Suffolk is getting  
9 its act together, has its game going on. A  
10 lot of investing happening on there. Brooklyn  
11 is popping up. Long Island City is growing.  
12 Everybody place has their identity of place.  
13 Nassau County and its Hub continues a story of  
14 fracture. That fracture is visible to other  
15 people. It doesn't just hurt the politics.

16 Today I heard some themes about  
17 family, about bravery, about the values of  
18 Nassau County, about values that we all hold  
19 near and dear. So, we ask that the community  
20 of safety is represented here in our request  
21 for the beautification funds. We don't need  
22 our seniors tripping on our streets. We want  
23 our families to be wholesome and strong and we  
24 want our economy to support them. When you  
25 structure a policy and it disenfranchises a

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2 place that kind of structured disparity is  
3 considered something that in many places is  
4 illegal.

5 If Nassau County wants the face of  
6 moving into the future and moving as a global  
7 economy then it needs to embrace its different  
8 people and it needs to stand with its  
9 agreements.

10 Now, because this agreement was  
11 made for our beautification funds, we are  
12 deeply concerned that it is not enough for a  
13 discussion to move it forward. That agreement  
14 should have been repaired by discussion. And  
15 we've been here discussing it over and over  
16 and over again. And so now it's approaching  
17 the proportion of legacy and disparity and  
18 something that is much more hurtful to the  
19 look of the center of Nassau County.

20 If this body decides to stay  
21 fractured that will be the story. I know that  
22 there are people that want the Uniondale story  
23 to have a different story on the north and a  
24 different story on the south. But that is not  
25 the healthy history of moving forward. We are

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2     the hub of Nassau County. Uniondale's space  
3     is the majority of the Hub and it would be a  
4     shame if the story that rose forward from this  
5     administration is that you believe in a  
6     divided Hub. I want you to consider that and  
7     think about moving this issue forward. It's  
8     time to do better. Thank you.

9                   LEGISLATOR GONSALVES:       Jason  
10    Verity.

11                  MR. VERITY:       Good afternoon. I'm  
12    not a good speaker so bear with me please. My  
13    name is Jason Verity. My family owns and  
14    operates Dawson Taxi, Long Island's oldest  
15    taxi company, in business since 1904. Myself  
16    I'm the owner of Airport Rides Service. We do  
17    a good job too. Give us a call.

18                  I'm here for the reason of the  
19    TNCs. I'm also a legally licensed TNC driver  
20    in New York City. I have experienced a  
21    process of obtaining my license. Let me share  
22    that with you. A background check which  
23    requires fingerprinting. A drug test every  
24    year. I had to complete a 24 hour driving  
25    training course. I had to complete a four

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2 hour wheelchair course. I had to complete a  
3 six hour defensive driving course. I had to  
4 watch a sex trafficking video.

5 Did I like all the things that I  
6 had to do to obtain the license? Absolutely  
7 not. Did the ride share company that I was  
8 going to work for like the things that I was  
9 required to do and the process it took, the  
10 time it took to get on the road? Absolutely  
11 not. But those are the rules that New York  
12 City put in place. Safeguards for their  
13 people, for their citizens.

14 Currently Nassau County has its own  
15 rules for our licensed drivers for taxis et  
16 cetera. Rules put in place by the county to  
17 ensure the public safety. Those should not be  
18 ignored whether the state or whomever would  
19 like to change those. Those are safeguards  
20 for your people.

21 Local governments are exactly what  
22 it says. You, as the legislature, are paid by  
23 the residents of Nassau County to ensure their  
24 safety. To ensure that they will not be  
25 picked up in a vehicle by someone who could be



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2 a sex predator or worse.

3           Allowing ride share companies to do  
4 their own background checks that require no  
5 fingerprint is simply is wrong. Running a  
6 person's name through a data base has huge  
7 holes. What about the thousands of  
8 municipalities throughout the country that do  
9 not post their records online? Nassau County  
10 cannot simply allow violent felons and sexual  
11 predators to transport passengers on Long  
12 Island. How do you tell a convicted sexual  
13 predator you cannot live within a certain  
14 distance from a school but you are allowed to  
15 pick up a student from that same school?

16           The task of Nassau County is to  
17 make ride share safe. Passenger  
18 transportation should be safe as well. It is  
19 a complicated process. The towns and villages  
20 each have certain rules. It's the county's  
21 job to bring all municipalities together and  
22 ensure that those rules are safe for all.

23           I do have a bunch of signatures.  
24 We have about 350 signature or so of people  
25 who we have advised what's going on and they

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2 have signed the petitions to opt out. A  
3 certain ride share company touts a percentage  
4 of 74 percent of Long Islanders prefer ride  
5 share. Well, those numbers would greatly  
6 change if they knew what the ride share was.  
7 I did my own online poll on Facebook and  
8 shared it with many people on local pages and  
9 I would like to share that as well.

10 The first question is, should  
11 convicted predators be allowed to transport  
12 passengers on Long Island? 95 percent of the  
13 people said no out of the 537 people. Should  
14 all taxi and ride share drivers have to be  
15 drug tested? 91 percent of the people said  
16 yes.

17 Should all taxi and ride share  
18 driver have to submit to a background check  
19 that must include fingerprinting? 93 percent  
20 of the people said yes.

21 Should all taxi and ride share  
22 drivers have to obtain a commercial driver's  
23 license through a local municipality? 87  
24 percent of the people said yes.

25 As a passenger would you feel safe

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2 with a teenage driver? 78 percent of the  
3 people said no. 15 percent not sure. And  
4 eight percent said yes.

5 As a passenger would you feel safe  
6 safe driving a 2002 vehicle. 63 percent of  
7 the people said no. 15 percent said yes and  
8 the remaining 22 percent said yes they feel  
9 safe but they prefer a newer vehicle. I  
10 appreciate your time.

11 LEGISLATOR GONSALVES: Thank  
12 you. Anything you have you can give and we  
13 will get it. Richard Castro.

14 MR. CASTRO: Good afternoon  
15 county legislators. Each of you by allowing  
16 the new law that applies to the so-called  
17 transportation network companies TNCs which  
18 permits the TNCs to operate in Nassau County  
19 is preempting town and villages to regulate  
20 the TNCs while simultaneously permitting towns  
21 and villages and Nassau County to exclusively  
22 regulate the taxi industry. Thereby creating  
23 a system where two similarly situated  
24 industries are basically prearranged rides are  
25 being regulated by two different government

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2 bodies in an entirely unequal way. Which is a  
3 violation of the taxi industry's  
4 constitutional rights.

5 The taxi industry in Nassau County  
6 is highly regulated by state statutes,  
7 municipal rules and town and village  
8 ordinances. The current version of the taxi  
9 rules, which I have right here, which have  
10 been out for a long time, are a product of  
11 decades of revisions designed to protect  
12 consumers, ensure public safety, safeguard  
13 competition and provide nondiscriminatory taxi  
14 services. The current laws and rules specify  
15 how taxi businesses and drivers must operate  
16 together. These legal controls are designed  
17 to protect consumers and ensure the taxi  
18 services in the respective municipalities will  
19 operate both safely reliably.

20 By not opting out you and the state  
21 laws are throwing all this out the window by  
22 making us obey stricter laws and at the same  
23 time letting the new TNCs will not have to do  
24 anything.

25 As well, municipalities have been

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2 given the authority to regulate vehicles used  
3 for the conveyance of persons for hire from  
4 place to place for decades. You as  
5 legislators must uphold the laws that have  
6 been in place all over Nassau County. The  
7 state gave you the right to opt out and until  
8 you can make it a level playing field, equal,  
9 to not violate our constitutional rights and  
10 the powers the municipalities have given you,  
11 you should have the obligation to opt out and  
12 put public safety first. Most importantly by  
13 not having sexual predators driving kids  
14 around. Not having 19 year olds drive people  
15 around when we have 25 years old requirement  
16 to have 25 year olds in our cars.

17 I would like to think if you don't  
18 get the proper answers from the state  
19 legislators office you definitely opt out  
20 because as a business owner if I didn't get  
21 the right answers and I had an option to do  
22 something that's a betterment for the  
23 community I would definitely follow that  
24 rule. Thank you for the time. Rick Castro.

25 LEGISLATOR GONSALVES: I have one

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2 more speaker. I believe it's David O'Neill is  
3 David O'Neill here?

4 MR. O'NEILL: Yes Madam Presiding  
5 Officer. I wasn't prepared to make a speech  
6 or talk this evening or this afternoon.

7 There's a major concern with the  
8 state elected officials passing down the TNC  
9 new law. For the record, I also applied as a  
10 TNC driver in Nassau County. They instructed  
11 us 19 years old or older. Use your own car.  
12 Use your own insurance. I asked them and they  
13 said they are not required by law to inform my  
14 insurance company that I am driving my car as  
15 a for-hire vehicle. What does that mean?

16 I called up GEICO. I said I'm  
17 going to drive for Uber or Lyft. We will not  
18 cover you if you are in an accident. So, does  
19 the umbrella policy cover the accident? I sat  
20 down with three personal injury attorneys and  
21 the answer was no on all three counts. So we,  
22 by doing this, we are allowing uninsured  
23 drivers on the streets. God forbid somebody  
24 gets into an accident as a passenger, my  
25 daughter, my five stepchildren, at a red light

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2 gets rear ended. They now have to sue their  
3 own insurance company for uninsured motorist.

4 It was brought to my attention  
5 there are some attorneys that are legislators  
6 as well. I'm not an attorney. I ask everyone  
7 call your insurance companies. Call Allstate,  
8 GEICO, Farmers and inform them that you are  
9 going to drive for these companies. Ask them  
10 if they will cover you if you get into an  
11 accident. Ask them if they will insure you if  
12 you are going to drive a for-hire vehicle for  
13 these companies. The answer will most likely  
14 I'm sure will be no. No major companies will  
15 insure.

16 What does that mean? We're putting  
17 residents at risk here by having uninsured  
18 motorists drive. Individuals going down there  
19 should have the ability to work. But they  
20 should be educated when they are filling out  
21 that application that you have to inform your  
22 insurance company and if they don't insure  
23 then you must get proper insurance.

24 As taxi and limousine commissioners  
25 every village is different. Myself, a village

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2     car service owner, village of Lynbrook is the  
3     highest in the county of Nassau for insurance  
4     requirements. We must set the standard higher  
5     for these people. Why should they be able to  
6     pay and you're having 19 year old children  
7     under the assigned risk as it is -- God forbid  
8     he gets into an accident. He will never get  
9     insurance again because he never disclosed to  
10    GEICO, Farmers, Allstate that he is driving a  
11    for-hire vehicle for these companies. Is this  
12    what you want for these children? They will  
13    not be able to drive and then not be able to  
14    work. Thank you.

15                   LEGISLATOR GONSALVES:     Thank you  
16    Mr. O'Neill.

17                   Mr. Budnick, do you have anything  
18    else to add?

19                   MR. BUDNICK:     First of all,  
20    speaking just for a moment as a former  
21    assistant district attorney, I do believe that  
22    anybody picking up anyone as a passenger in  
23    their vehicles on a professional basis must be  
24    fingerprinted and I would even recommend a DNA  
25    sample from them. So, I think the county



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2       should create a committee of legislators from  
3       Nassau County Consumer Affairs, Nassau County  
4       Police Department, our TLC Commission to study  
5       this issue and absolutely not allow it to go  
6       ahead until there are sufficient safeguards in  
7       place.

8                   Second, I wanted to talk about  
9       Nassau Community College. For years I have  
10      been advocating the creation of a historical  
11      district there reflecting back to the times of  
12      Mitchell Field and the numerous historical  
13      facts that associate with Mitchell Field. The  
14      first and only, to the best of my knowledge,  
15      joint army-navy aviation medicine school,  
16      first medical school on Long Island having  
17      been placed there, among all the things that  
18      happened during World War II. Including  
19      hundreds perhaps thousands of merchant  
20      mariners, right off the shores here of Long  
21      Island, being saved by aircraft that  
22      originated in Mitchell Field.

23                  Now, I believe that a large part of  
24      any income derived from that could go to the  
25      college to help the college. But, once again,

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2 it has to be worked out.

3 One other thing I think you may  
4 already know about, the night after tomorrow,  
5 Wednesday night, there will be a hearing here,  
6 New York State, here about the proposal for  
7 New York City to be allowed in Queens to  
8 remove perhaps millions and millions of  
9 gallons a day and what the potential is  
10 particularly for western Nassau County. Water  
11 supply and water suppliers and water users are  
12 citizens, and I hope that everybody will take  
13 notice of that and do what they consider  
14 appropriate for the benefit of the citizens of  
15 our county. Thank you.

16 LEGISLATOR GONSALVES: Safe  
17 home.

18 MR. BLESSINGER: About the  
19 insurance, what's going to happen is that your  
20 GEICOs, your Allstates, your State Farms, when  
21 an accident occurs the passengers that's are  
22 in the back seat their no-fault benefits will  
23 be declined and it could prevent them from  
24 getting the proper treatment because of an  
25 injury that occurred in the accident. Because

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2 it specifically says in the debt page of your  
3 personal auto that if is a vehicle is being  
4 used for hire coverage will be declined.

5 LEGISLATOR GONSALVES: Thank you  
6 Mr. Blessinger.

7 (TIME NOTED: 4:25 P.M.)

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CERTIFICATION

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

THAT the foregoing is a true and  
accurate transcript of my stenographic  
notes.

IN WITNESS WHEREOF, I have  
hereunto set my hand this 20th day of  
June 2017

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FRANK GRAY